

**CITY OF LOS BANOS
CITY COUNCIL MEETING MINUTES
DECEMBER 4, 2019**

ACTION MINUTES – These minutes are prepared to depict action taken for agenda items presented to the City Council. For greater detail of this meeting refer to the electronic media (CD and/or audio) kept as a permanent record.

CALL TO ORDER: Mayor Villalta called the City Council Meeting to order at the hour of 7:01 p.m.

PLEDGE OF ALLEGIANCE: Police Chief Brizzee led the pledge of allegiance.

ROLL CALL – MEMBERS OF THE CITY COUNCIL PRESENT: Council Members Tom Faria, Daronica Johnson-Santos, Deborah Lewis, Brett Jones, Mayor Michael Villalta; Absent: None.

STAFF MEMBERS PRESENT: City Manager Terrazas, City Attorney Vaughn, City Clerk/Human Resources Director Mallonee, City Treasurer/Accounting & Budget Supervisor Tomas, Finance Director Williams, Police Chief Brizzee, Fire Chief Hurley, Community & Economic Development Director Elms, Public Works Director/City Engineer Fachin.

CONSIDERATION OF APPROVAL OF AGENDA: Motion by Faria, seconded by Johnson-Santos to approve the City Council Meeting agenda. The motion carried by the affirmative action of all City Council Members present.

PUBLIC FORUM: MEMBERS OF THE PUBLIC MAY ADDRESS THE CITY COUNCIL MEMBERS ON ANY ITEM OF PUBLIC INTEREST THAT IS WITHIN THE JURISDICTION OF THE CITY; INCLUDES AGENDA AND NON-AGENDA ITEMS. NO ACTION WILL BE TAKEN ON NON-AGENDA ITEMS. SPEAKERS ARE LIMITED TO A FIVE (5) MINUTE PRESENTATION. DETAILED GUIDELINES ARE POSTED ON THE COUNCIL CHAMBER INFORMATIONAL TABLE. BEN GONZALEZ, Los Banos, spoke regarding the speeding problems on Scripps Drive and how he is seeking help from the City, the residents on that street have all signed a petition for speed cushions but were denied because Scripps is considered a thoroughfare, that is a school zone and many children are constantly walking in the area, has seen three accidents on that street, would like some kind of help out there in relation to the speeding issues; JULIAN KELLY, Kelly Products Consultant Group, spoke regarding his program called Mighty Minds and how it will be introduced at an event called Kids Day in Tech to be held at the Community Center on December 14, program is to introduce children to the technology field, he spoke to the other categories of technology programs that will also be introduced in the future, he asked for the Council's support in this new program that will available to kids in all social and

economic backgrounds; SHARON SILVA, Downtown Association, spoke regarding the events happening in the downtown area, the Association's goal is to get activities happening in the downtown area and to make it a prime shopping location, she spoke to some of the activities that the Association has hosted in the recent months, one of their biggest goals for this holiday season is to get as many trees lit up in the downtown area as well as on I Street, her speaking time ran out and Mayor Villalta asked her to come back to the next City Council meeting to continue her report; JIM VALENTINE, Los Banos Kiwanis, spoke regarding their Annual Christmas Eve Dinner being held and sponsored at Los Banos Fire Station No.1, encouraged all to attend and/or volunteer to work the event from 11:00 a.m.–2:00 p.m.; STEVE GALLICHIO, Republic Services Operations Supervisor for Los Banos, Dos Palos and Atwater, wanted to come out and introduce himself, stated that he has been on the job for about six weeks, there is a lot to do and a lot to get done, issues are being addressed and it is an ongoing process, looking into hiring more drivers, improving equipment and offering new training, their goal is to be proactive not reactive, spoke regarding a few important points related to local garbage issues. No one else came forward to speak and the public forum was closed.

CONSIDERATION OF APPROVAL OF CONSENT AGENDA. Motion by Johnson-Santos, seconded by Faria to approve the consent agenda as follows: Check Register for #219051 – #219345 in the Amount of \$1,105,890.64; Minutes for the November 20, 2019 City Council Meeting; City Council Resolution No. 6161 – Authorizing the City Manager to Award the Bid for the Purchase of One (1) 2020 Ford Interceptor Utility Police Vehicle to Santos Ford Los Banos in the Amount of \$34,925.75; City Council Resolution No. 6162 – Accepting the 8th & 9th Street Waterline Project as Complete and Authorizing the Filing of a Notice of Completion with the Merced County Recorder. The motion carried by the affirmative action of all Council Members present.

MERCED COLLEGE BOND MEASURE PRESENTATION – BY CHRIS VITELLI, ED.D., MERCED COLLEGE SUPERINTENDENT. Merced College Superintendent Chris Vitelli provided information related to the bond measure and an overview of the facilities that will be built in Los Banos as a part of the measure.

There was Council Member and representative discussion regarding the buildings and programs that will be added to the Merced College campuses in Merced and Los Banos thanks to the bond measure.

Informational item inly, no action taken.

PUBLIC HEARING – TO RECEIVE PUBLIC COMMENT AND CONSIDERATION OF APPROVING AND ADOPTING AN UPDATED AB 1600 DEVELOPMENT IMPACT FEE JUSTIFICATION STUDY PREPARED FOR THE CITY OF LOS BANOS BY DTA (DAVID TAUSSIG & ASSOCIATES, INC.); ADJUSTING THE CITY'S DEVELOPMENT IMPACT FEES FOR ALL DEVELOPMENT WITHIN THE CITY OF LOS BANOS; AND A PROPOSED AMENDMENT TO TITLE 9, CHAPTER 2, ARTICLE 6 OF THE LOS BANOS MUNICIPAL CODE ESTABLISHING A GENERAL GOVERNMENT

FACILITIES DEVELOPMENT IMPACT FEE; CITY COUNCIL RESOLUTION NO. 6163 – ADOPTING A DEVELOPMENT IMPACT FEE JUSTIFICATION STUDY FOR THE CITY OF LOS BANOS AND REVISING DEVELOPMENT IMPACT FEES FOR ALL DEVELOPMENT WITHIN THE CITY OF LOS BANOS; ORDINANCE NO. 1178 – AMENDING TITLE 9 CHAPTER 2 ARTICLE 6 OF THE LOS BANOS MUNICIPAL CODE ESTABLISHING A GENERAL GOVERNMENT FACILITIES DEVELOPMENT IMPACT FEE. Public Works Director/City Engineer Fachin presented the staff report and requested that this item be continued to the January 15, 2020 City Council Meeting so that staff can work on outstanding issues with the stakeholders.

Mayor Villalta opened the public hearing. No one came forward to speak.

The Council asked which items were still up for discussion for which staff stated it was fees related to the animal shelter. City Attorney Vaughn warned that the Council may ask questions but should not state their opinions until after the public hearing is held on January 15, 2020.

Motion by Lewis, seconded by Jones to continue this public hearing, resolution and ordinance to the January 15, 2020 City Council Meeting. The motion carried by the affirmative action of all City Council Members present.

PUBLIC HEARING – TO RECEIVE PUBLIC COMMENT AND CONSIDERATION REGARDING THE PROPOSAL THAT THE CITY OF LOS BANOS ACTING AS THE CITY OF LOS BANOS GROUNDWATER SUSTAINABILITY AGENCY (GSA) APPROVE THE DELTA MENDOTA SUBBASIN (5-022.07), SAN JOAQUIN RIVER EXCHANGE CONTRACTORS GSP GROUP, GROUNDWATER SUSTAINABILITY PLAN (GSP) AS IT RELATES TO THE CITY OF LOS BANOS GSA; CITY COUNCIL RESOLUTION NO. 6164 – ACTING AS THE CITY OF LOS BANOS GROUNDWATER SUSTAINABILITY AGENCY (GSA) APPROVING THE GROUNDWATER SUSTAINABILITY PLAN (GSP) FOR THE SAN JOAQUIN RIVER EXCHANGE CONTRACTORS GSP GROUP IN THE DELTA-MENDOTA SUBBASIN (5-022.07) DATED DECEMBER 2019 AS IT PERTAINS TO THE CITY OF LOS BANOS GSA.

Public Works Director/City Engineer Fachin presented the staff report.

There was Council Member and staff discussion regarding the Groundwater Sustainability Plan and the five projects to offset the City's groundwater overdraft as a Groundwater Sustainability Agency. The Plan that the City is a part of consists of eleven agencies as a whole.

Mayor Villalta opened the public hearing. THEO CLAUS, UC Merced, spoke regarding how this Plan is a huge document and how it can be improved to get the next generation excited about studying it, sustainability is a serious issue and it should be looked at in different ways such as a smart farm nexus; JULIAN KELLY, Los Banos, spoke regarding the smart farm nexus and how he is seeing some interest in the school how there is already some interest in a smart farm nexus from the school districts, asking Council to consider implementing a smart box to gather further data as it relates

to groundwater sustainability. No one else came forward to speak and the public hearing was closed.

Motion by Lewis, seconded by Faria to adopt City Council Resolution No. 6164 – Acting as the City of Los Banos Groundwater Sustainability Agency (GSA) Approving the Groundwater Sustainability Plan (GSP) for the San Joaquin River Exchange Contractors GSP Group in the Delta-Mendota Subbasin (5-022.07) Dated December 2019 as it Pertains to the City of Los Banos GSA. The motion carried by the affirmative action of all City Council Members present.

CANCELLATION OF THE REGULAR CITY COUNCIL MEETING SCHEDULED FOR WEDNESDAY, JANUARY 1, 2020 DUE TO THE NEW YEARS DAY HOLIDAY.

Motion by Faria, seconded by Johnson-Santos to cancel the January 1, 2020 City Council Meeting due to the New Year's Day Holiday. The motion carried by the affirmative action of all City Council Members present.

ADVISEMENT OF PUBLIC NOTICES (Two Reports). Community & Economic Development Director Elms stated that there is a vesting tentative tract map for Mission Village South, Phase 5 and a site plan review for a conditional use permit for Crockers Lockers, to be located on Ortigalita Road south of Tractor Supply, that will be reviewed at the Planning Commission meeting on Wednesday, December 11 at 7:00 p.m.

CITY MANAGER REPORT. City Manager Terrazas thanked the high school students for being present tonight and encouraged them to attend future meetings.

REPORT/UPDATE ON MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG) AND MEASURE V COMMITTEE.

Mayor Villalta stated that he was the only one who voted no to give money to the Atwater-Merced Expressway but in the end was given a promise that all the future money would go to the expansion of Pioneer Road. He thanked Council for their support. A safety committee consisting of members from the City of Los Banos, Los Banos Police Department, Los Banos Unified School District, California Highway Patrol and CalTrans is in the process of being created to identify and strategize concerns surrounding Highway 152.

CITY COUNCIL MEMBER REPORTS.

DARONICA JOHNSON-SANTOS: No report.

BRETT JONES: No report.

DEBORAH LEWIS: Reminded all about the downtown Christmas parade being held on Friday, December 6. Breakfast with Santa is on Saturday morning at 8:00 a.m. at the Los Banos Community Center. She would like to make a Council Request regarding ideas that have been brought forth to Council relating to zone changes and design standards as it relates to downtown.

TOM FARIA: Reminded all that Friday night's Christmas parade will begin at 6:00 p.m. and his Los Banos High School choir group will be singing at the tree lighting that will be held after the parade if weather permits. His favorite part about the parade is being able to ride in the fire truck. The Los Banos High School choir will have their concert on Tuesday evening at the high school at 7:30 p.m. with a \$5 admission and Creekside Junior High will have their concert on Wednesday, December 18 in the school's multi-purpose room free of charge.

MAYOR MICHAEL VILLALTA: Mayor Villalta reiterated details for the upcoming events such as the Kiwanis Christmas Eve Dinner, the Christmas parade, and the Breakfast with Santa event.

ADJOURNMENT. The meeting was adjourned at 8:50 PM.

APPROVED:

/s/ Michael Villalta
Michael Villalta, Mayor

ATTEST:

/s/ Lucille L. Mallonee
Lucille L. Mallonee, City Clerk