



City of Los Banos

At the Crossroads of California

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AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

MAY 20, 2020 – 4:00 PM

**Temporary Public Comment Email Established for the City of Los Banos
City Council Meeting of May 20, 2020 – emails must be received by 4:00 PM:**

The City has established a temporary email address citizens can use to email comments on any agenda item. Any public comments received by May 20, 2020 prior to 4:00 PM will be read aloud during the appropriate time and agenda item.

Public comment during Public Hearings will be taken in real time via email.

Once the Public Hearing is opened, the City Council will pause the meeting in order to receive emails directed at the Public Hearing (up to 250 words) and will read comments into the record after resuming the meeting, as time permits.

Please indicate that comments are for a particular Public Hearing by putting "Public Hearing" in the subject line of the email and the title of the Public Hearing.

The email address is cityclerk@losbanos.org

The Council Chambers are closed to the public, those interested in viewing the City Council meeting can do so on the City of Los Banos' Website at:

<https://www.youtube.com/watch?v=sc3NQ8A8iuE&feature=youtu.be>

If you require special assistance to attend or participate in this meeting, please call the City Clerk's Office @ (209) 827-7000 at least 48 hours prior to the meeting.

The City of Los Banos complies with the Americans with Disabilities Act (ADA) of 1990.

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Si requiere asistencia especial para atender o participar en esta junta por favor llame a la oficina de la Secretaria de la ciudad al (209) 827-7000 a lo menos de 48 horas previas de la junta.

La Ciudad de Los Banos cumple con la Acta de Americanos con Deshabilidad (ADA) de 1990.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the meeting and in the City Clerk's office located at City Hall, 520 J Street, Los Banos, California during normal business hours. In addition, such writings and documents may be posted on the City's website at www.losbanos.org.

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Cualquier escritura o los documentos proporcionaron a una mayoría del Ayuntamiento respecto a cualquier artículo en este orden del día será hecho disponible para la inspección pública en la reunión y en la oficina de la Secretaria de la ciudad en City Hall, 520 J Street, Los Banos, California durante horas de oficina normales. Además, tales escrituras y los documentos pueden ser anunciados en el website de la ciudad en www.losbanos.org.

1. CALL TO ORDER.

4:00 PM

2. PLEDGE OF ALLEGIANCE.

3. ROLL CALL: (City Council Members)

Faria ____, Johnson-Santos ____, Jones ____, Lewis ____, Villalta ____

4. CONSIDERATION OF APPROVAL OF AGENDA.

5. PUBLIC FORUM. (Members of the public may address the City Council on the following consent agenda items. Speakers may submit their comments by submitting a written statement by dropping it off in the Utility Payment Box at City Hall, 520 J Street, by mail or emailing cityclerk@losbanos.org. Comments received will be read into the record during the City Council Meeting.)

6. CONSIDERATION OF APPROVAL OF CONSENT AGENDA. (Items on the Consent Agenda are considered to be routine and will be voted on in one motion unless removed from the Consent Agenda by a City Council Member.)

A. Check Register for #221979 – #222243 in the Amount of \$525,040.34.

Recommendation: Approve the check register as submitted.

B. Minutes for the May 6, 2020 City Council Meeting.

Recommendation: Approve the minutes as submitted.

C. City Council Resolution No. 6209 – Approving a Side Letter/Memorandum of Understanding Contract Extension through September 30, 2020 by and between the City of Los Banos and the Los Banos Police Sergeants Association.

Recommendation: Approve the resolution as submitted.

D. City Council Resolution No. 6210 – Approving and Adopting Final Tract Map No. 2019-01 Mission Village South Phase 5A and Accompanying Subdivision Improvement Agreement (Stonefield Home, Inc.).

Recommendation: Approve the resolution as submitted.

E. City Council Resolution No. 6211 – Authorizing the City Manager to Execute a Measure V Local Funding Agreement with Merced County Association of Governments for the Administration of the Local Projects Funding From Measure V.

Recommendation: Approve the resolution as submitted.

- F. City Council Resolution No. 6212 – Approving Amendment No. 3 to Professional Services Agreement with CSG Consultants, Inc. for Plan Check and Building Inspection Services for an Additional One (1) Year.

Recommendation: Approve the resolution as submitted.

- G. City Council Resolution No. 6213 – Accepting the Fire Station 1 and 2 Americans with Disabilities Act (ADA) and “State Streets” Sidewalk Improvement Project as Complete and Authorizing the Filing of a Notice of Completion with the Merced County Recorder.

Recommendation: Approve the resolution as submitted.

- H. City Council Resolution No. 6214 – Authorizing Entering into a Second Amendment to Lease Agreement between the City of Los Banos and Marlene Pennington for Rental of the Ranchwood Park Facility for an Additional Five (5) Years.

Recommendation: Approve the resolution as submitted.

7. COVID-19 STATUS UPDATE.

Recommendation: Informational item only, no action to be taken.

8. PUBLIC HEARING. (If you challenge the proposed action as described herein in court, you may be limited to raising only those issues you or someone else raised at the public hearing described herein or in written correspondence delivered to the City at, or prior to, the public hearing.)

- A. Public Hearing – To Receive Public Comment and Consideration of a Negative Declaration (SCH #2020020445) and a Conditional Use Permit for the Allowance of the On-sale and On-site Consumption of Alcohol through a Type 41 Beer and Wine ABC License in Conjunction with a Bona-fide Eating Establishment for OA Holdings No. 1 LLC & MMCG DBR Los Banos LLC (Chipotle), Located at 1420 E. Pacheco Boulevard, APN 428-140-030.

- 1) City Council Resolution No. 6215 – Approving Negative Declaration (SCH #2020020445) and Approving Conditional Use Permit 2020-02 to Allow for the Sale of Beer and Wine Under a Type 41 Alcohol License for Chipotle Located at 1420 E. Pacheco Boulevard, APN 428-140-030.

Recommendation: Receive staff report, open the public hearing, receive public comment, close the public hearing and adopt the resolution.

9. CONSIDERATION OF AN ORDINANCE AMENDMENT REGARDING SHOPPING CARTS.

- A. Ordinance No. 1184 – Uncodified Urgency Ordinance Amending Chapter 8 of Title 11 of the Los Banos Municipal Code Regulating Shopping Carts.

- B. Ordinance No. 1185 – Amending Chapter 8 of Title 11 of the Los Banos Municipal Code Regulating Shopping Carts.

Recommendation: Receive staff report and adopt the urgency ordinance and introduce the ordinance.

- 10. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 6216 – AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH VANIR CONSTRUCTION MANAGEMENT, INC. FOR PROJECT MANAGEMENT SERVICES FOR THE NEW POLICE DEPARTMENT FACILITIES PROJECT.

Recommendation: Receive staff report and adopt the resolution.

- 11. CONSIDERATION OF ADOPTION OF CITY COUNCIL RESOLUTION NO. 6217 – AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE AGREEMENT WITH THE STATE OF CALIFORNIA THROUGH ITS DEPARTMENT OF TRANSPORTATION (CALTRANS) TO PROVIDE OVERSIGHT IN THE DEVELOPMENT OF THE PROJECT STUDY REPORT – PROJECT DEVELOPMENT SUPPORT (PSR-PDS) FOR THE IMPROVEMENTS ON THE PIONEER ROAD WIDENING PROJECT AT LOCATIONS WHERE CALTRANS HAS JURISDICTION.

Recommendation: Receive staff report and adopt the resolution.

- 12. ADVISEMENT OF PUBLIC NOTICES. (No report)

- 13. CITY MANAGER REPORT.

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

Recommendation: Informational item only, no action to be taken.

- 15. CITY COUNCIL MEMBER REPORTS.

- A. Deborah Lewis
- B. Tom Faria
- C. Daronica Johnson-Santos
- D. Brett Jones
- E. Mayor Mike Villalta

16. ADJOURNMENT.

- A. Adjourn to 4:00 PM, Thursday, May 28, 2020 in the Council Chambers, 520 J Street, Los Banos, California to Attend a 2020/2021 Fiscal Year Budget Workshop.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing agenda was posted on the City Hall bulletin board not less than 72 hours prior to the meeting.



Sara Blevins, Deputy City Clerk

Dated this 14th day of May 2020