



City of Los Banos

At the Crossroads of California

www.losbanos.org

AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

OCTOBER 21, 2020 – **4:00 PM**

**Temporary Public Comment Email Established for the City of Los Banos
City Council Meeting of October 21, 2020 – emails must be received by 4:00 PM:**

The City has established a temporary email address citizens can use to email public comments on any agenda item, limited to 250 words or less. Any public comments received by October 21, 2020 prior to 4:00 PM will be read aloud during the appropriate time and agenda item.

The email address is cityclerk@losbanos.org

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 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.
* * * * *

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.
* * * * *

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. PRESENTATION – Proclamation Recognizing Pat Leonardo.

6. 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 Council; includes agenda and non-agenda items. No action will be taken on non-agenda items. Speakers may submit their comments by submitting a written statement, limited to 250 words or less, 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.)

7. 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 #224059 – #224252 in the Amount of \$1,217,786.32.

Recommendation: Approve the check register as submitted.

B. City Council Resolution No. 6274 – Approving Closure of Non-Essential City Offices on Thursday, December 24, 2020 and Thursday, December 31, 2020.

Recommendation: Adopt the resolution as submitted.

C. City Council Resolution No. 6275 – Accepting Parcel Map 2020-03 Along with the Dedications of a 10' Public Utility Easement Located East of Parcel D and West of Parcel E Along East Pacheco Boulevard/State Highway 152 as Shown in Said Parcel Map (Ohel Bapaz, LLC).

Recommendation: Adopt the resolution as submitted.

D. City Council Resolution No. 6276 – Awarding the Bid for the Purchase of One (1) New 2020-2021 Model Medium Duty Utility Truck with Lift Gate to Santos Ford in the Amount of \$49,006.31 and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order.

Recommendation: Adopt the resolution as submitted.

8. PRESENTATION OF THE FINANCING PLAN FOR THE POLICE STATION FACILITIES PROJECT.

- A. City Council Resolution No. 6277 – To Commit Funding to the Police Station Facilities Project.

Recommendation: Receive staff report and adopt the resolution.

9. RESIDENTIAL AND COMMERCIAL GARBAGE, RECYCLABLE MATERIAL, AND ORGANIC WASTE COLLECTION SERVICES.

- A. City Council Resolution No. 6278 – Declaring Its Intention to Award a Franchise Agreement to Mid Valley Disposal for the Residential and Commercial Garbage, Recyclable Material and Organic Waste Collection Services Contractor.

Recommendation: Receive staff report and adopt the resolution.

10. CONSIDERATION OF CITY OF LOS BANOS MEMBERSHIP WITH PENINSULA CLEAN ENERGY BY ADOPTION OF JOINT POWERS AGREEMENT (JPA) RESOLUTION AND INTRODUCTION/FIRST READING OF REQUIRED COMMUNITY CHOICE AGGREGATION (CCA) ORDINANCE.

- A. City Council Resolution No. 6272 – Requesting Membership in the Peninsula Clean Energy Authority, Authorizing the Mayor to Execute the Second Amended Joint Powers Agreement, and Appointing the City's Director on the Board and the Alternate Director.

- B. Ordinance No. 1187 – Authorizing the Implementation of a Community Choice Aggregation Program in the City of Los Banos By and Through the Peninsula Clean Energy Authority. **(Second Reading & Adoption)**

Recommendation: Receive the staff report, adopt resolution, waive the second reading and adopt the ordinance.

11. APPOINTMENT OF COMMISSIONERS TO THE FOLLOWING COMMISSIONS:

- A. Airport Advisory Commission – One Vacancy, Expiring December 31, 2021.
- B. Economic Development Advisory Commission – One Vacancy, Expiring December 31, 2021.
- C. Tree Commission – One Vacancy, Expiring December 31, 2021.

Recommendation: Appoint Commissioners to fill the vacancies.

12. DISCUSSION REGARDING FUTURE CITY COUNCIL MEETING FORMAT.

Recommendation: Receive staff report and direction from the City Council on how to proceed.

13. CONSIDERATION OF COUNCIL MEMBER REQUEST REGARDING TRAFFIC CALMING MEASURE/SPEED CUSHION POLICY AND PROCEDURE [LEWIS].

Recommendation: Discussion and direction from the City Council on how to proceed.

14. COVID-19 STATUS UPDATE.

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

15. ADVISEMENT OF PUBLIC NOTICES. (No report)

16. CITY MANAGER REPORT.

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

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

18. CITY COUNCIL MEMBER REPORTS.

A. Tom Faria

B. Daronica Johnson-Santos

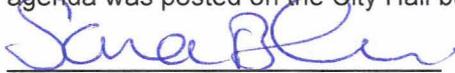
C. Brett Jones

D. Deborah Lewis

E. Mayor Mike Villalta

19. ADJOURNMENT.

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 15th day of October 2020

CK # 224059 - # 224252

10/21/2020

\$ 1,217,786.32

Bank Reconciliation



City of
Los Banos
At the Crossroads of California

Checks by Date

User: janchola

Printed: 10/13/2020 - 9:40AM

Cleared and Not Cleared Checks

Print Void Checks

Check	Check Date	Name	Module	Void	Amount
224062	10/2/2020	Alert-O-Lite, Inc.	AP		3,375.94
224063	10/2/2020	Ameripride Services	AP		188.22
224064	10/2/2020	American Water Works Assn	AP		399.00
224065	10/2/2020	American Water Works Assn	AP		2,305.00
224066	10/2/2020	Animal Damage Management, Inc.	AP		4,040.00
224067	10/2/2020	Aramark Uniform Ser Inc	AP		1,158.70
224068	10/2/2020	AT&T Mobility	AP		409.40
224069	10/2/2020	AT&T	AP		704.86
224070	10/2/2020	Battery Systems, Inc.	AP	Void	2,328.96
224071	10/2/2020	Boot Barn	AP		316.38
224072	10/2/2020	BSK Associates	AP		400.00
224073	10/2/2020	Bucher Municipal North America Inc.	AP		1,741.38
224074	10/2/2020	Cam Motorsport	AP		800.00
224075	10/2/2020	Chabin Concepts, Inc.	AP		1,453.90
224076	10/2/2020	Covanta Stanislaus	AP		1,080.28
224077	10/2/2020	CSJVRMA	AP		353,520.00
224078	10/2/2020	Comcast	AP		113.59
224079	10/2/2020	Lamar A. Cummings	AP		243.13
224080	10/2/2020	Dispensing Technology Corporation	AP		14,164.86
224081	10/2/2020	Double D Towing, LLC	AP		500.00
224082	10/2/2020	Fast Track Car Wash	AP		388.50
224083	10/2/2020	Ferguson Enterprises Inc DBA Groeniger & Company	AP		952.94
224084	10/2/2020	Galls Inc	AP		253.72
224085	10/2/2020	Green Pro Solutions	AP		499.89
224086	10/2/2020	Hach Company	AP		152.02
224087	10/2/2020	Home Depot	AP		4,622.61
224088	10/2/2020	JB Anderson Land Use Planning	AP		5,359.50
224089	10/2/2020	Key Seal Products, Inc.	AP		332.93
224090	10/2/2020	Knox Associates, Inc.	AP		991.81
224091	10/2/2020	Lucas Business Systems	AP		1,555.43
224092	10/2/2020	Mark Thomas & company. Inc.	AP		10,725.00
224093	10/2/2020	Marfab Inc	AP		378.45
224094	10/2/2020	Matson Alarm Co Inc	AP		181.00
224095	10/2/2020	Max's Auto & Truck Repair	AP		675.00
224096	10/2/2020	Merced Chevrolet Inc.	AP		5,206.17
224097	10/2/2020	Merced Truck & Trailer Inc	AP		200.62
224098	10/2/2020	Madera Uniform & Accessories, LLC	AP		1,392.56
224099	10/2/2020	MOO, Inc.	AP		290.03
224100	10/2/2020	NDN International LLC	AP		2,832.76
224101	10/2/2020	NVB Equipment, Inc.	AP		438.78
224102	10/2/2020	The Office City	AP		35.02
224103	10/2/2020	OSE	AP		550.38
224104	10/2/2020	O'Reilly Auto Parts	AP		185.03
224105	10/2/2020	PG&E Company	AP		175,656.74

224106	10/2/2020	Proforce Law Enforcement	AP	1,647.57
224107	10/2/2020	Provost and Pritchard Engineering, Inc.	AP	5,332.20
224108	10/2/2020	Randik Paper Co	AP	482.01
224109	10/2/2020	Razzari Dodge Chrysler Jeep	AP	1,032.27
224110	10/2/2020	Save Mart Supermarkets	AP	68.98
224111	10/2/2020	Henry Schein Inc.	AP	13.59
224112	10/2/2020	Michael Bartholomew	AP	170.07
224113	10/2/2020	Sherwin Williams Co	AP	97.03
224114	10/2/2020	SC Fuels	AP	2,265.88
224115	10/2/2020	Sorensens True Value	AP	165.30
224116	10/2/2020	Sorensens True Value	AP	42.59
224117	10/2/2020	Superior Pool Products, LLC	AP	2,634.94
224118	10/2/2020	Stonefield Homes, Inc.	AP	Void 9.16
224119	10/2/2020	Terryberry Company LLC	AP	107.55
224120	10/2/2020	Top Dog Police K9 Training and Consulting, LLC	AP	112.50
224121	10/2/2020	Westhill Property Mgmt	AP	157.00
224122	10/2/2020	Jacqueline Ruiz	AP	193.85
224123	10/2/2020	Lisa Miano	AP	92.52
224124	10/2/2020	UC Construction	AP	185.67
224125	10/2/2020	UC Construction	AP	185.67
224126	10/2/2020	UC Construction	AP	185.67
224127	10/2/2020	Peter Kelso	AP	36.40
224128	10/2/2020	UC Construction	AP	185.67
224129	10/2/2020	UC Construction	AP	185.67
224130	10/2/2020	UC Construction	AP	185.67
224131	10/2/2020	D.R. Horton	AP	174.35
224132	10/2/2020	UC Construction	AP	184.91
224133	10/2/2020	UC Construction	AP	184.91
224134	10/2/2020	UC Construction	AP	184.91
224135	10/2/2020	UC Construction	AP	184.91
224136	10/2/2020	UC Construction	AP	184.91
224137	10/2/2020	Stock Five Holdings LLC	AP	70.85
224138	10/2/2020	Mrityunjy Dhar	AP	92.51
224139	10/2/2020	Carmelita Rios Cardenas	AP	129.36
224140	10/2/2020	D.R. Horton	AP	159.27
224141	10/2/2020	Lisa Clark	AP	23.21
224142	10/2/2020	Esmeralda Contreras	AP	109.21
224143	10/2/2020	Valley Critter Care , Inc.	AP	527.39
224144	10/2/2020	Verizon Wireless	AP	975.15
224145	10/2/2020	Windecker Inc	AP	2,095.81
224146	10/2/2020	Young's Air Conditioning	AP	1,059.71
224147	10/2/2020	Apex Annex Health Center, Inc.	AP	426.00
224148	10/2/2020	BSK Associates	AP	4,066.05
224149	10/2/2020	CEP America California	AP	1,046.00
224150	10/2/2020	City of Los Banos Escrow Account	AP	1,402.65
224151	10/2/2020	Eric Gallichio	AP	43.00
224152	10/2/2020	Mary Lou Gilardi	AP	26.91
224153	10/2/2020	Mary Lou Gilardi	AP	10.00
224154	10/2/2020	Merced County Clerk	AP	50.00
224155	10/2/2020	Pinnacle Healthcare Medical Group	AP	115.00
224156	10/2/2020	Premier Access Insurance Co.	AP	20,154.73
224157	10/2/2020	Robert Strauch	AP	79.00
224158	10/2/2020	State Water Resources Control Board	AP	110.00
224159	10/2/2020	Sun Life Financial	AP	6,676.53

224160	10/2/2020	Western Valley Insurance	AP		65,070.79
224161	10/2/2020	Wex Bank	AP		19.05
224162	10/2/2020	Aflac-Customer Service	AP		386.96
224163	10/2/2020	In Shape Health Clubs Inc	AP		315.70
224164	10/2/2020	Los Banos Police Assn	AP		210.00
224165	10/2/2020	Los Banos Police Assn	AP		805.00
224166	10/2/2020	MassMutual	AP	Void	1,727.41
224167	10/2/2020	MassMutual	AP	Void	3,340.00
224168	10/2/2020	Nationwide Retirement Solutions	AP		3,760.00
224169	10/2/2020	Professional Fire Fighter	AP		720.00
224170	10/2/2020	Public Employees Union, Local One	AP		1,378.95
224171	10/2/2020	State Disbursement Unit	AP		2,328.00
224172	10/2/2020	Vantagepont Transfer Agents - 306797	AP		951.15
224173	10/2/2020	Vantagepoint Transfer Agents - 801838	AP		3,450.00
224174	10/2/2020	MassMutual	AP		1,202.41
224175	10/2/2020	MassMutual	AP		3,865.00
224176	10/9/2020	Alhambra	AP		145.05
224177	10/9/2020	Aramark Uniform Ser Inc	AP		142.38
224178	10/9/2020	AT&T	AP		31.77
224179	10/9/2020	AT&T	AP		80.25
224180	10/9/2020	Battery Systems, Inc.	AP		2,972.15
224181	10/9/2020	BJ's Consumers Choice	AP		127.00
224182	10/9/2020	Borelli Real Estate Service, Inc.	AP		90.00
224183	10/9/2020	Brinks Inc.	AP		772.61
224184	10/9/2020	Bruce's Tire Inc	AP		2,961.59
224185	10/9/2020	BSK Associates	AP		4,326.50
224186	10/9/2020	CNA Surety	AP		615.00
224187	10/9/2020	California Building Standards Commission	AP		1,570.50
224188	10/9/2020	CSG Consultants Inc.	AP		148,412.74
224189	10/9/2020	LN Curtis & Sons	AP		10,934.05
224190	10/9/2020	DBT Transportation Services LLC	AP		5,700.00
224191	10/9/2020	Dept of Conservation	AP		4,886.81
224192	10/9/2020	Employee Relations, Inc.	AP		50.00
224193	10/9/2020	Fastenal Company	AP		573.51
224194	10/9/2020	Federal Express Corporation	AP		9.83
224195	10/9/2020	GCS Environmental Equipment Services	AP		4,596.45
224196	10/9/2020	Heppner Precision Machine Shop, Inc.	AP		415.51
224197	10/9/2020	Holt of California	AP		3,720.94
224198	10/9/2020	Internet Networkx	AP		194.00
224199	10/9/2020	InfoSend Inc.	AP		5,994.29
224200	10/9/2020	David A Jones	AP		2,060.00
224201	10/9/2020	Knox Associates, Inc.	AP		2,238.57
224202	10/9/2020	Lexipol LLC	AP		6,408.00
224203	10/9/2020	Lucas Business Systems	AP		218.61
224204	10/9/2020	Marfab Inc	AP		405.69
224205	10/9/2020	Merced Sun Star	AP		306.84
224206	10/9/2020	Merced Truck & Trailer Inc	AP		59.28
224207	10/9/2020	MOO, Inc.	AP		47.77
224208	10/9/2020	The Office City	AP		157.37
224209	10/9/2020	OSE	AP		427.37
224210	10/9/2020	O'Reilly Auto Parts	AP		301.99
224211	10/9/2020	Pacific Landscape Supply, Inc.	AP		3,290.69
224212	10/9/2020	Gametime	AP		145.46
224213	10/9/2020	Provost and Pritchard Engineering, Inc.	AP		209.71

224214	10/9/2020	Protech Security & Electronics, Inc.	AP	330.00
224215	10/9/2020	Quad Knopf, Inc.	AP	18,737.14
224216	10/9/2020	Save Mart Supermarkets	AP	142.26
224217	10/9/2020	Henry Schein Inc.	AP	103.21
224218	10/9/2020	Sherwin Williams Co	AP	125.44
224219	10/9/2020	Frank Silveria	AP	10,050.00
224220	10/9/2020	Sorensens True Value	AP	389.28
224221	10/9/2020	Sprint Solutions, Inc.	AP	189.95
224222	10/9/2020	Stonefield Homes, Inc.	AP	7.16
224223	10/9/2020	Sutter Central Valley Hospitals	AP	500.00
224224	10/9/2020	UC Construction	AP	180.39
224225	10/9/2020	Gilbert & Letecia Chavez	AP	7.86
224226	10/9/2020	D.R. Horton	AP	180.39
224227	10/9/2020	Margarita Ortiz	AP	7.86
224228	10/9/2020	Toni Peterson	AP	28.00
224229	10/9/2020	Santos Gutierrez	AP	120.14
224230	10/9/2020	UC Construction	AP	180.39
224231	10/9/2020	Jynnette Sousa-Melo	AP	124.11
224232	10/9/2020	D.R. Horton	AP	177.37
224233	10/9/2020	Alan Torres	AP	6.11
224234	10/9/2020	Windecker Inc	AP	3,048.61
224235	10/9/2020	Matthew Culley	AP	203.91
224236	10/9/2020	Crossfit ValleyView	AP	250.00
224237	10/9/2020	LN Curtis & Sons	AP	492.41
224238	10/9/2020	Dept of Housing & Community Development State NSP	AP	16,702.00
224239	10/9/2020	Fit Recovery by Rick Sanchez	AP	250.00
224240	10/9/2020	Mary Lou Gilardi	AP	161.00
224241	10/9/2020	Jose Garcia, Jr.	AP	123,953.96
224242	10/9/2020	Los Banos Chamber Of Commerce	AP	250.00
224243	10/9/2020	Guadalupe Moreno	AP	1,158.00
224244	10/9/2020	NDN International LLC	AP	1,757.61
224245	10/9/2020	Juan Ramirez	AP	857.20
224246	10/9/2020	Ronny's Inc.	AP	41,284.86
224247	10/9/2020	Ronny's Inc.	AP	12,975.65
224248	10/9/2020	Ronny's Inc.	AP	9,327.62
224249	10/9/2020	Ronny's Inc.	AP	4,605.00
224250	10/9/2020	James Sams	AP	1,158.00
224251	10/9/2020	Save Mart Supermarkets	AP	9.75
224252	10/9/2020	Xerox Financial Services	AP	3,199.82

Break in check sequence due to the following:
Check #224059 - #224061 (Payroll)

Total Void Check Count:	4
Total Void Check Amount:	7,405.53
Total Valid Check Count:	187
Total Valid Check Amount:	1,210,380.79
Total Check Count:	191
Total Check Amount:	1,217,786.32



City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor & City Council Members

FROM: Lucy Mallonee, MMC *em*
City Clerk/Human Resources Director

DATE: October 21, 2020

TYPE OF REPORT: Consent Agenda

SUBJECT: Closure of Non-Essential City Offices

Recommendation:

Approve closure of non-essential City offices on Thursday, December 24, 2020 and Thursday, December 31, 2020.

Background:

City policy provides a paid holiday to City employees for Christmas Day and New Years Day; however, the days before Christmas and New Years Day holidays are regular business days for City staff. With Christmas Day and New Years Day falling on a Friday, it is reasonably certain that the preceding Thursdays will be exceptionally slow business days. Thus, it is a good opportunity to close all non-essential functions in an effort to realize energy cost savings.

Discussion:

Under this scenario, all offices located at 520 J Street, 411 Madison Avenue, 645 7th Street, and 1015 F Street would be closed on December 24 and 31, 2020. All non-essential functions outside of these offices (Police and Fire) would also be closed and departments may reduce staffing in other areas that are necessary for the provision of essential services.

Employees affected by the closures may utilize accrued leave balances such as Vacation and Compensatory Time Off (CTO), which is accrued by overtime-eligible employees in lieu of accepting actual cash payment for overtime. As a result, the City may realize additional cost savings by reducing the long-term liability associated with these accrued leaves.

Fiscal Impact:

The City will realize cost savings through reduced energy usage on the business closure days and reduce the unfunded liability associated with the accrued leave balances.

Reviewed by:



Alex Terrazas, City Manager



Sonya Williams, Finance Director

Attachments:

Resolution

RESOLUTION NO. __

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LOS BANOS APPROVING CLOSURE OF
NON-ESSENTIAL CITY OFFICES ON THURSDAY,
DECEMBER 24, 2020 AND THURSDAY,
DECEMBER 31, 2020**

WHEREAS, the City Manager has approved staff's recommendation to close non-essential City offices on Christmas Eve, Thursday, December 24, 2020 and New Year's Eve, Thursday, December 31, 2020 allowing employees to utilize accrued leave balances such as Vacation or Compensatory Time Off (CTO).

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Los Banos does hereby approve the closure of all non-essential City offices on Thursday, December 24, 2020 and Thursday, December 31, 2020.

BE IT FURTHER RESOLVED that employees may utilize accrued leave balances such as Vacation or Compensatory Time Off (CTO).

The foregoing Resolution was introduced at an adjourned meeting of the City Council of the City of Los Banos held on the 21st day of October 2020, by Council Member __ who moved its adoption, which motion was duly seconded by Council Member __ and the Resolution adopted by the following vote:

AYES: Council Members

NOES:

ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk



City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor & City Council Members

FROM: Mark Fachin, P.E., Public Works Director/City Engineer

DATE: October 21, 2020

TYPE OF REPORT: Consent Item

SUBJECT: Accepting Parcel Map 2020-03 along with the dedication of a 10' public utility easement bounded by East Pacheco Blvd/State Highway 152 to the North, Parcel 1 to the South, Parcel D to the East and Parcel E to the West as shown in said parcel map.

Recommendation:

That the City Council of the City of Los Banos adopts the Resolution accepting Parcel Map 2020-03 along with the dedication of a 10' public utility easement bounded by East Pacheco Blvd/State Highway 152 to the North, Parcel 1 to the South, Parcel D to the East and Parcel E to the West as shown in said parcel map.

Background:

The Tentative Parcel Map 2020-03 was approved by the City of Los Banos Planning Commission on June 10, 2020 by Resolution No. 2020-14. In June 2020, the Public Works staff was contacted by the owner, Ohel Bapaz, LLC for Parcel Map approval. The Parcel Map was reviewed and approved by the City's Consulting Professional Land Surveyor in August 2020.

Discussion:

The properties for the commercial project Arco AM/PM, more specifically identified as Assessor's Parcel Numbers 083-140-030-000 and 083-140-031-000, are being merged per Parcel Map 2020-03. This map also includes a dedication to the City of Los Banos of a 10' public utility easement bounded by East Pacheco Blvd/State Highway 152 to

the North, Parcel 1 to the South, Parcel D to the East and Parcel E to the West as shown in Parcel Map 2020-03.

Fiscal Impact:

There is no further fiscal impact.

Reviewed by:



Alex Terrazas, City Manager



Sonya Williams, Finance Director

Attachments:

- Resolution
- Legal Descriptions – Exhibit A
- Parcel Map – Exhibit B
- Site Map

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS BANOS ACCEPTING PARCEL MAP 2020-03 ALONG WITH THE DEDICATIONS OF A 10' PUBLIC UTILITY EASEMENT LOCATED EAST OF PARCEL D AND WEST OF PARCEL E ALONG EAST PACHECO BLVD/STATE HIGHWAY 152 AS SHOWN IN SAID PARCEL MAP.

WHEREAS, the Tentative Parcel map 2020-03 was approved by the City of Los Banos Planning Commission on June 10, 2020; and

WHEREAS, the Parcel Map 2020-03 along with public utility easements, as presented has been reviewed and approved by a Consulting Professional Land Surveyor for the City of Los Banos; and

WHEREAS, the parcel map along with the public utility easement, as presented, has been reviewed and approved by the City Engineer of the City of Los Banos; and

WHEREAS, the parcel map along with the public utility easement, as presented, has been reviewed and examined by the City Council of the City of Los Banos; and

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Los Banos does hereby accept Parcel Map 2020-03 along with the dedication of a 10' Public Utility Easement bounded by East Pacheco Blvd/State Highway 152 to the North, Parcel 1 to the South, Parcel D to the East and Parcel E to the West as shown in said parcel map.

The foregoing Resolution was introduced at a regular meeting of the City Council of the City of Los Banos held on the 21st day of October, 2020, by Council Member _____ who moved its adoption, which motion was duly seconded by Council Member _____ and the Resolution adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk

OWNER'S STATEMENT

THE UNDERSIGNED, BEING ALL PARTIES HAVING ANY RECORD TITLE INTEREST IN THE LAND WITHIN THE EXTERIOR BOUNDARY OF THE SUBDIVISION AS SHOWN ON THIS MAP, HEREBY CONSENT TO THE PREPARATION AND RECORDATION OF THIS MAP. THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES:

THE PUBLIC UTILITY EASEMENT (PUE), AS SHOWN ON THIS MAP.

OWNER: OHEL BAPAZ, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY

BY: [Signature] DATE: 7/23/2020
 FARAIN SAREMI - MANAGING MEMBER

BENEFICIARY: JIM TODD

BY: [Signature] DATE: 9/10/2020

NOTARY ACKNOWLEDGEMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA } S.S.
 COUNTY OF San Diego
 ON 7/23/2020, 2020, BEFORE ME, [Signature]
 A NOTARY PUBLIC, PERSONALLY APPEARED [Signature]

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND
 SIGNATURE: [Signature] COMMISSION NUMBER: 20140200
 PRINCIPAL COUNTY OF BUSINESS: San Diego MY COMMISSION EXPIRES: 08/01/2022

NOTARY ACKNOWLEDGEMENT

A NOTARY PUBLIC OR OTHER OFFICER COMPLETING THIS CERTIFICATE VERIFIES ONLY THE IDENTITY OF THE INDIVIDUAL WHO SIGNED THE DOCUMENT TO WHICH THIS CERTIFICATE IS ATTACHED, AND NOT THE TRUTHFULNESS, ACCURACY, OR VALIDITY OF THAT DOCUMENT.

STATE OF CALIFORNIA } S.S.
 COUNTY OF San Diego
 ON 9/10/2020, 2020, BEFORE ME, [Signature]
 A NOTARY PUBLIC, PERSONALLY APPEARED [Signature]

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE SUBSCRIBED TO THE WITHIN INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE/SHE/THEY EXECUTED THE SAME IN HIS/HER/THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS/HER/THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S), OR THE ENTITY UPON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND
 SIGNATURE: [Signature] COMMISSION NUMBER: 182379
 PRINCIPAL COUNTY OF BUSINESS: San Diego MY COMMISSION EXPIRES: 05/19/2021

PARCEL MAP NO. 2020-03

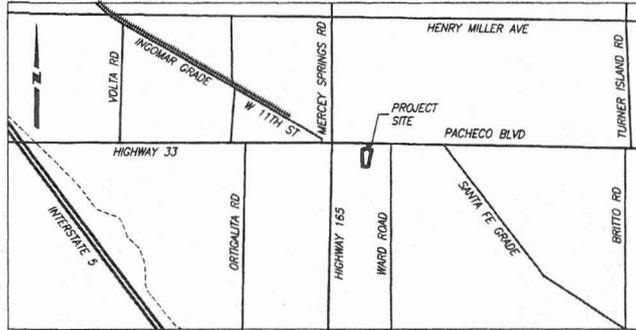
FOR OHEL BAPAZ, LLC

BEING A SUBDIVISION OF PARCEL F, AS SHOWN ON THAT CERTAIN PARCEL MAP FILED FOR RECORD ON MAY 18, 2007, IN BOOK 106 OF PARCEL MAPS AT PAGES 43-45, LYING IN A PORTION OF SECTIONS 13 AND 24, TOWNSHIP 10 SOUTH, RANGE 10 EAST, MOUNT DIABLO MERIDIAN CITY OF LOS BANOS, COUNTY OF MERCED, STATE OF CALIFORNIA JUNE 2020



BENCHMARK ENGINEERING, INC.

915 17TH STREET, MODESTO, CALIFORNIA, 95354



RIGHT TO FARM STATEMENT

PER MERCED COUNTY ORDINANCE NO. 1213:

THE PROPERTY DESCRIBED ON THE HEREON SHOWN MAP IS IN THE VICINITY OF LAND UTILIZED FOR AGRICULTURAL PURPOSES AND RESIDENTS OF THIS PROPERTY MAY BE SUBJECT TO INCONVENIENCE OR DISCOMFORT ARISING FROM THE USE OF AGRICULTURAL CHEMICALS, INCLUDING, BUT NOT LIMITED TO, PESTICIDES AND FERTILIZERS; AND FROM THE PURSUIT OF AGRICULTURAL OPERATIONS INCLUDING, BUT NOT LIMITED TO, FLOWING, SPRAYING, AND BURNING WHICH OCCASIONALLY MAY GENERATE DUST, SMOKE, NOISE, AND ODOR.

THE COUNTY OF MERCED HAS ESTABLISHED AGRICULTURE AS A PRIORITY USE IN AGRICULTURAL ZONES WHICH ARE OUTSIDE OF AN ESTABLISHED SPECIFIC URBAN DEVELOPMENT (SUDP) BOUNDARY, RURAL RESIDENTIAL CENTER (RRC) BOUNDARY, HIGHWAY INTERCHANGE CENTER (HIC) BOUNDARY, OR AGRICULTURAL SERVICE CENTER (ASC) BOUNDARY, AND RESIDENTS OF PROPERTY IN THE VICINITY OF SUCH AGRICULTURAL ZONES SHOULD BE PREPARED TO ACCEPT INCONVENIENCE OR DISCOMFORT FROM THE NORMAL, NECESSARY AGRICULTURAL OPERATIONS.

OMITTED SIGNATURE STATEMENT

PURSUANT TO SECTION 66436(e)(3)(A)(i) OF THE SUBDIVISION MAP ACT, THE FOLLOWING SIGNATURES HAVE BEEN OMITTED:

- NAME: MILLER AND LUX, INC.
 TYPE OF INTEREST: EASEMENTS FOR ROADS, TELEPHONE, TELEGRAPH AND ELECTRICAL POWER AND PIPELINES, SEWERS, DRAINAGE DITCHES, CANALS AND OTHER RECLAMATION IRRIGATION WORKS AND THE EASEMENT TO MAINTAIN, OPERATE AND REPAIR THE SAME; THE EASEMENT TO CONSTRUCT, MAINTAIN, OPERATE AND REPAIR ADDITIONAL ROADS, DITCHES, CANALS, LATERALS AND OTHER IRRIGATION WORKS AND DRAINAGE DITCHES; THE RIGHT OF INGRESS TO AND EGRESS FROM THE LAND FOR SAID PURPOSES; EXCEPTING ALL WATER RIGHTS.
 DEED REFERENCE: BOOK 800 OF OFFICIAL RECORDS, PAGE 346, MERCED COUNTY RECORDS
 DATED: 28 MARCH, 1945
- NAME: PACIFIC GAS AND ELECTRIC COMPANY
 TYPE OF INTEREST: EASEMENT FOR POLE LINE AND APPURTENANCES FOR ELECTRICAL TRANSMISSION
 DEED REFERENCE: BOOK 1590 OF OFFICIAL RECORDS, PAGE 922, MERCED COUNTY RECORDS
 DATED: 16 NOVEMBER, 1962
- NAME: A&A TRANSPORT CO., HOME DEPOT U.S.A., INC.
 TYPE OF INTEREST: COVENANTS, CONDITIONS, RESTRICTIONS, AND GRANT OF EASEMENT
 DEED REFERENCE: DOCUMENT NO. 2006-032658, M.C.R.
 DATED: 8 MAY, 2006

SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF OHEL BAPAZ, LLC, ON MARCH 3, 2020. I HEREBY STATE THAT THIS PARCEL MAP SUBSTANTIALLY CONFORMS TO THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP THAT ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED, OR THAT THEY WILL BE SET IN THOSE POSITIONS ON OR BEFORE DECEMBER 31, 2021, AND THAT THE MONUMENTS ARE OR WILL BE SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED.

DATED THIS 23 DAY OF September, 2020.

[Signature]
 MICHAEL HALTERMAN L.S. 8040



CITY SURVEYOR'S STATEMENT

I HEREBY STATE THAT AT THE REQUEST OF THE CITY ENGINEER OF THE CITY OF LOS BANOS, I HAVE EXAMINED THIS PARCEL MAP AND THAT I AM SATISFIED THAT THIS MAP IS TECHNICALLY CORRECT AND COMPLIES WITH APPLICABLE PROVISIONS OF THE SUBDIVISION MAP ACT.

DATED THIS _____ DAY OF _____, 2020.

PETER D. COHRS P.L.S. 5096
 REVIEWING CITY SURVEYOR

CITY ENGINEER'S STATEMENT

I HEREBY STATE THAT I HAVE EXAMINED THIS PARCEL MAP AND STATE THAT THE SUBDIVISION SHOWN HEREON IS SUBSTANTIALLY THE SAME AS IT APPEARED ON THE TENTATIVE MAP AND ANY APPROVED ALTERATIONS THEREOF; THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT AND ANY LOCAL ORDINANCES OF THE CITY OF LOS BANOS AND MERCED COUNTY, APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH.

DATED THIS _____ DAY OF _____, 2020.

MARK FACHIN, R.C.E. 34614
 CITY ENGINEER

CITY CLERK'S CERTIFICATE

I, LUCILLE L. MALLONEE, CITY CLERK OF THE CITY OF LOS BANOS, STATE OF CALIFORNIA, DO HEREBY CERTIFY THAT AT THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF LOS BANOS, STATE OF CALIFORNIA, HELD ON THIS _____ DAY OF _____, 20____, THE ACCOMPANYING MAP OF "PARCEL MAP NO. 2020-03" WAS APPROVED, AND ACCEPTED ON BEHALF OF THE PUBLIC, FOR PUBLIC USE, THE OFFER OF DEDICATION OF ALL PUBLIC UTILITY EASEMENTS (PUE), ALL AS SHOWN ON THIS MAP.

DATED THIS _____ DAY OF _____, 2020.

LUCILLE L. MALLONEE, CITY CLERK
 CITY OF LOS BANOS

RECORDER'S STATEMENT

FILED THIS _____ DAY OF _____, 2020, AT _____ O'CLOCK ____ M.

IN BOOK _____ OF PARCEL MAPS, AT PAGES _____, M.C.R.

AT THE REQUEST OF TRANSQUANTY TITLE COMPANY

FEE: _____

BARBARA J. LEVEY, COUNTY RECORDER BY: _____, DEPUTY

BOOK _____ PAGE _____

SHEET 1 OF 2

BASIS OF BEARINGS

A BEARING OF N12°11'26"E WAS MEASURED ON THE LINE BETWEEN MONUMENTS FOUND ON THE EASTERLY LINE OF PARCEL F, AS SHOWN ON PARCEL MAP NO. 2008-07 FILED IN BOOK 106 OF MAPS, AT PAGES 43-45, MERCED COUNTY RECORDS, WAS USED AS THE BASIS OF BEARINGS FOR THIS SURVEY.

NOTES

1. ALL BEARINGS AND DISTANCES SHOWN HEREON ARE MEASURED UNLESS OTHERWISE NOTED.
2. ALL DISTANCES AND DIMENSIONS SHOWN ARE IN FEET AND DECIMAL PARTS THEREOF.
3. ALL RECORD INFORMATION SHOWN IS FROM MERCED COUNTY RECORDS.
4. THE PROPOSED PRIVATE ACCESS EASEMENT IS TO BE AN APPURTENANCE CREATED UPON THE TRANSFER OF PARCEL 1 OR 2 SUBSEQUENT TO THE FILING OF THIS MAP. IT IS NOT DEDICATED TO THE PUBLIC AND IS NOT CREATED BY THIS MAP.
5. MONUMENTS FOUND WITH NO TAG WERE TAGGED LS 8040.

PARCEL MAP NO. 2020-03

FOR CHEL BAPAZ, LLC

BEING A SUBDIVISION OF PARCEL F, AS SHOWN ON THAT CERTAIN PARCEL MAP FILED FOR RECORD ON MAY 18, 2007, IN BOOK 106 OF PARCEL MAPS AT PAGES 43-45, LYING IN A PORTION OF SECTIONS 13 AND 24, TOWNSHIP 10 SOUTH, RANGE 10 EAST, MOUNT DIABLO MERIDIAN CITY OF LOS BANOS, COUNTY OF MERCED, STATE OF CALIFORNIA JUNE 2020



BENCHMARK ENGINEERING, INC.

915 17TH STREET, MODESTO, CALIFORNIA, 95354

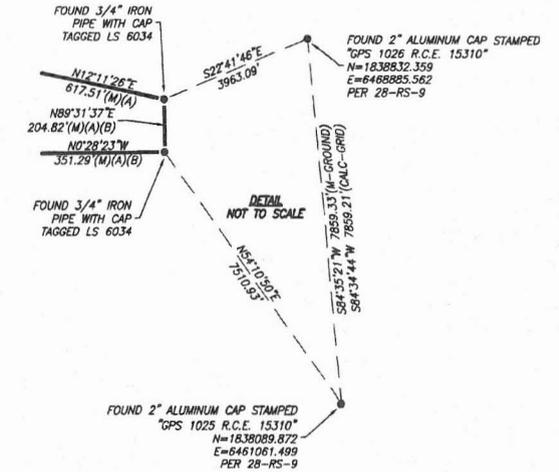
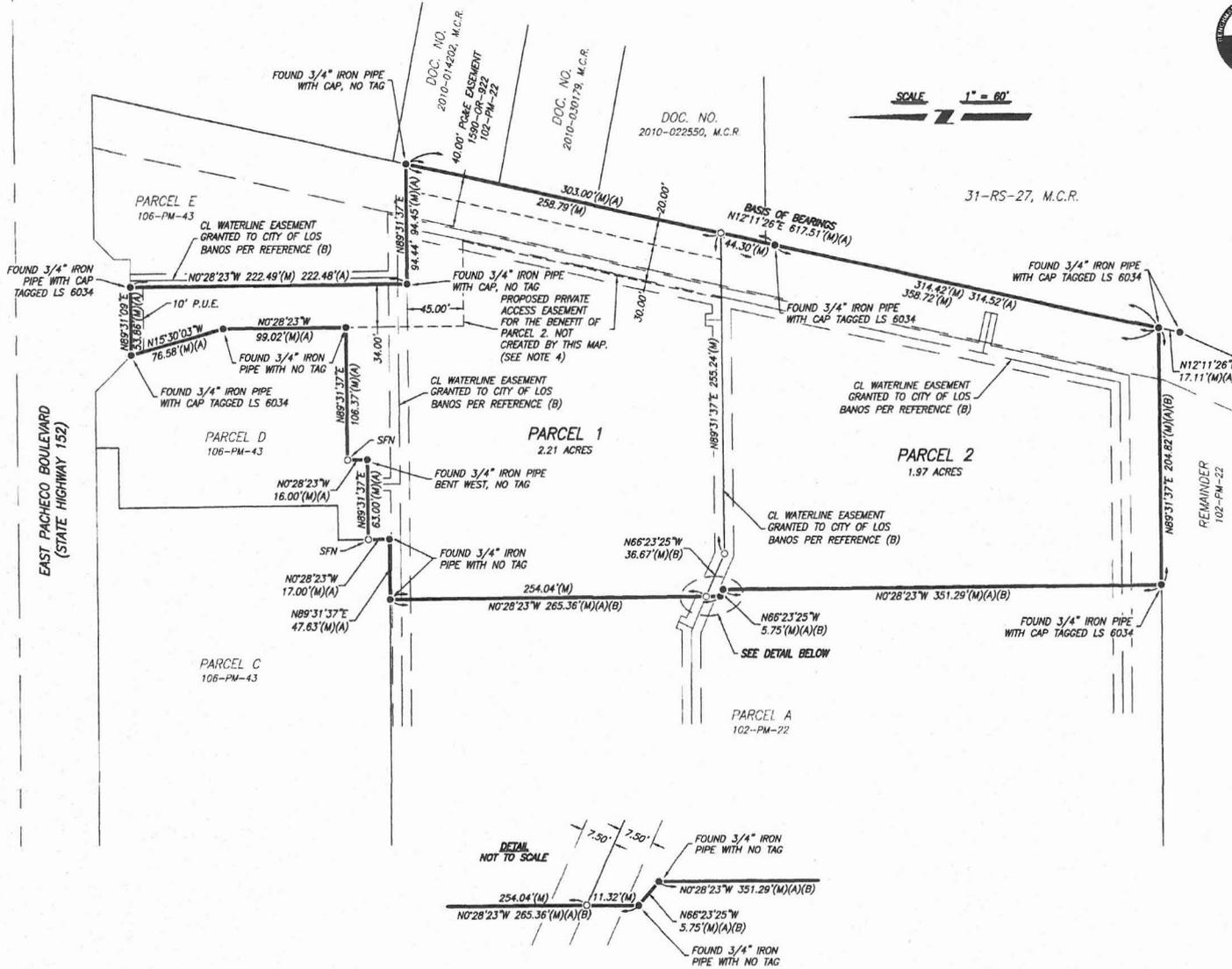
SCALE 1" = 60'

LEGEND

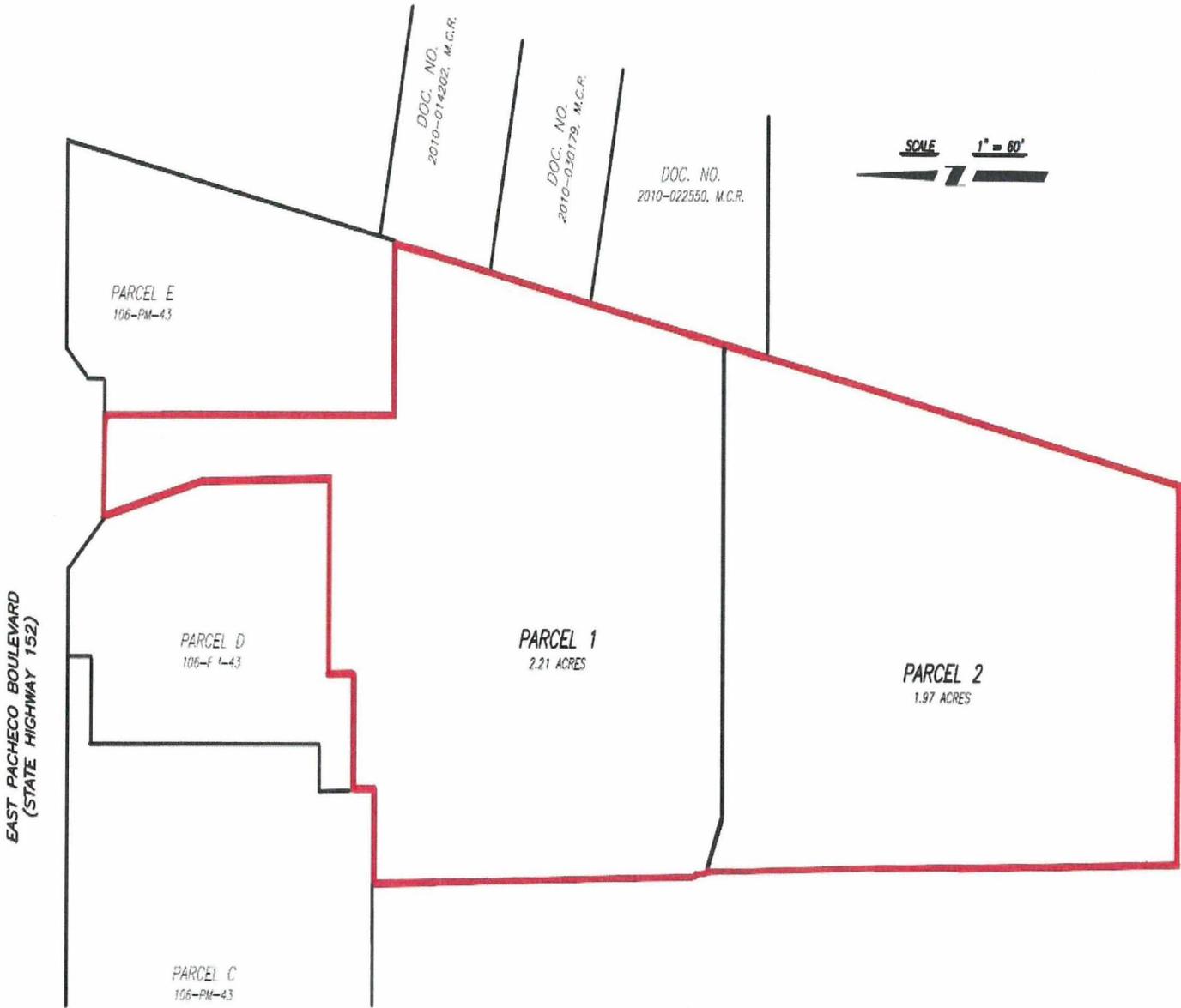
- NOTE: ALL PIPE SIZES ARE INSIDE DIAMETER
- FOUND AND ACCEPTED MONUMENT AS NOTED
 - SET 3/4" x 24" IRON PIPE, WITH PLASTIC PLUG STAMPED LS 8040
 - (M) MEASURED ON THIS SURVEY
 - PM PARCEL MAP
 - RS RECORD OF SURVEY
 - SFN SEARCHED, FOUND NOTHING
 - M.C.R. OFFICIAL RECORDS OF MERCED COUNTY

REFERENCES

- (A) PARCEL MAP NO. 2008-07, BOOK 106, PAGE 43, MERCED COUNTY RECORDS
- (B) PARCEL MAP NO. 2005-04, BOOK 102, PAGE 22, MERCED COUNTY RECORDS



Site Map: Arco AM/PM - Parcel Map 2020-03





City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor and City Council Members

FROM: Mark Fachin, P.E., Public Works Director/City Engineer 

DATE: October 21, 2020

TYPE OF REPORT: Consent Agenda

SUBJECT: Authorizing Award of Bid for the Purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate

Recommendation:

That the City Council adopt the Resolution to award of bid for the purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate to Santos Ford in the amount of \$49,006.31; and authorize the Public Works Director/City Engineer to issue a purchase order to Santos Ford in the amount of \$49,006.31 for the purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate.

Discussion:

The Public Works Equipment Capital Plan includes the replacement of one medium duty utility truck for its fleet. Bid documents for the purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate were released on Friday, September 4, 2020. A public notice was advertised on Friday, September 4, 2020 in the Los Banos Enterprise. The bid opening occurred on Tuesday, September 29, 2020. The Public Works Department, through the office of City Clerk, received three (3) sealed bids. The following dealerships responded to the City's invitation:

Merced Chevrolet	\$49,435.18
Razzari Ford Mazda	\$46,469.56
Santos Ford	\$49,006.31

After a review of the submitted bid documents, it was determined that the lowest bidder, Razzari Ford Mazda, did not meet all the specifications as outlined in the bid documents. Attached to this staff report is a summary of items not included in bids with cost estimates for each item. Staff has determined Santos Ford supplied the lowest responsive and

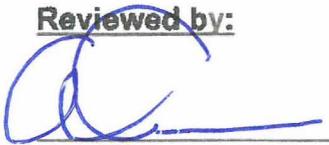
responsible bid. Therefore, staff is requesting awarding the purchase order to Santos Ford for their total bid price in the amount of \$49,006.31.

Once the new utility truck is put in service, unit #4068, a 2005 pickup with 133,209 miles, in the Public Works fleet will be prepared for public auction. Maintenance costs, local driving miles/idle time, and reliability contribute to the decision for replacement.

Fiscal Impact:

Funds have been allocated in the 2020-2021 Fiscal Year budget for the purchase within account 502-432-100-750.

Reviewed by:



Alex Terrazas, City Manager



Sonya Williams, Finance Director

Attachments:

Resolution
Public Notice
Bid Opening Sheet
Fiscal Budget Sheet
Sample Picture
Utility Truck Bid Summary

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF LOS BANOS AWARDING THE
BID FOR THE PURCHASE OF ONE NEW
2020-2021 MODEL MEDIUM DUTY UTILITY
TRUCK WITH LIFT GATE; AUTHORIZES THE
PUBLIC WORKS DIRECTOR/CITY ENGINEER
TO ISSUE THE PURCHASE ORDER**

WHEREAS, the City of Los Banos has the responsibility to procure, manage, and maintain the City's fleet; and

WHEREAS, the City of Los Banos received sealed bids for the purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate that were officially opened on Tuesday, September 29, 2020; and

WHEREAS, it was determined that Santos Ford provided the lowest responsive and responsible bid of \$49,006.31.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Banos does hereby accept the bid of \$49,006.31 from Santos Ford for the purchase of One New 2020-2021 Model Medium Duty Utility Truck with Lift Gate; authorizes the Public Works Director/City Engineer to issue the purchase order.

The foregoing Resolution was introduced at a regular meeting of the City Council of the City of Los Banos held on the 21st day of October 2020, by Council Member _____ who moved its adoption, which motion was duly seconded by Council Member _____ and the Resolution adopted by the following vote:

AYES:
NOES:
ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk

INVITATION FOR SEALED BIDS

CITY OF LOS BANOS
PUBLIC WORKS DEPARTMENT
411 Madison Avenue
Los Banos, CA 93635
(209) 827-7056

NOTICE IS HEREBY GIVEN that the LOS BANOS PUBLIC WORKS DEPARTMENT (herein called the "Owner") invites and will receive sealed bids up to the hour of 2:00 p.m. Pacific Daylight Savings Time (PDT) on **Tuesday, September 29, 2020** for the purchase of one (1) New 2020/2021 Model Medium Duty Utility Truck with Lift Gate. At said time, sealed Bid Proposal (herein called the "Bid") will be publicly opened and read aloud in the City of Los Banos Council Chambers by the office of the City Clerk at:

**Los Banos City Hall
520 "J" Street
Los Banos, California 93635**

Questions regarding the Bid Documents are to be directed to Dan Bronson, Public Works Fleet Coordinator, by email at dan.bronson@losbanos.org.

Bids shall be submitted only on forms provided in the Bid Packet. Bids shall be in the hands of the City Clerk of the City of Los Banos, 520 J Street, Los Banos, California, 93635 on or before the hour of 2:00 p.m. PDT on **Tuesday, September 29, 2020**. No late Bids will be accepted and will be returned unopened. No oral, telegraphic, electronic, facsimile, or telephone bid submittals or modifications will be considered. Bids received after the bid submittal deadline will be rejected and returned to the Bidder unopened.

The Bid Proposal forms can be obtained from the City of Los Banos website at www.losbanos.org.

The City of Los Banos reserves the right to reject any and/or all Bids received.



City of
Los Banos
At the Crossroads of California

BID OPENING

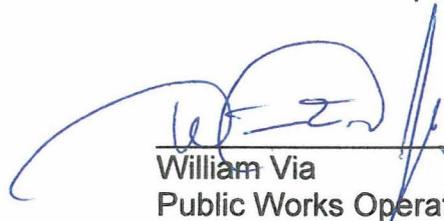
**ONE (1) NEW 2020/2021 MODEL
MEDIUM DUTY UTILITY TRUCK WITH LIFT GATE**

September 29, 2020 at 2:00 PM

- | | |
|-----------------------|--------------|
| 1. Santos Ford | \$ 49,006.31 |
| 2. Merced Chevrolet | \$ 49,435.18 |
| 3. Razzari Ford Mazda | \$ 46,469.56 |

Signed: 
Sara Blevins, CMC
HR Technician/Deputy City Clerk

Dated: September 29, 2020


William Via
Public Works Operations Manager

City of Los Banos
Wastewater Collections
2020-2021

Account Number	Description	2017-2018	2018-2019	2019-2020	2020-2021
		Actual	Actual	Estimated	Adopted
502-432-100-101	Salaries	376,001	386,631	375,000	408,424
502-432-100-103	Overtime	9,073	16,090	13,000	18,000
502-432-100-120	Benefits	266,917	283,931	285,500	353,913
502-432-100-121	Benefits-PERS	97,467	102,449	90,000	100,663
	Personnel Services	749,458	789,100	763,500	881,000
502-432-100-201	Grounds Maintenance	0	0	2,000	4,000
502-432-100-202	Fleet Repair & Maintenance	29,677	29,677	28,177	20,790
502-432-100-203	Equipment Repair & Maint	18,519	22,998	20,000	25,000
502-432-100-204	Fleet Services	29,881	43,237	23,424	35,224
502-432-100-205	Facility Maintenance	1,095	227	1,500	2,000
502-432-100-206	Property Lease	2,946	2,946	3,000	3,000
502-432-100-208	Rental - Vehicles & Equipment	24,673	20,849	17,000	5,000
502-432-100-231	Professional Services	119,269	82,600	60,000	90,000
502-432-100-236	Medical Services	1,144	638	1,000	1,500
502-432-100-237	Recruitment	362	787	1,800	1,000
502-432-100-238	Technical Services	2,435	715	2,000	5,000
502-432-100-240	I.T.Services	8,747	7,646	9,470	7,624
502-432-100-250	Insurance	18,909	21,646	21,302	23,036
502-432-100-251	Memberships & Dues	993	933	1,000	1,500
502-432-100-252	Communications	1,052	1,345	6,400	11,500
502-432-100-253	Advertising	0	100	200	3,000
502-432-100-256	Permits, Fees & Charges	127,021	126,662	128,000	130,000
502-432-100-257	Travel & Training	2,084	1,832	900	2,600
502-432-100-259	Community Promotion	0	500	50	1,000
502-432-100-260	Office Supplies	1,200	974	1,300	1,800
502-432-100-262	Uniform Expenses	2,404	3,283	4,500	5,500
502-432-100-264	Electricity & Gas	66,837	77,422	78,500	83,995
502-432-100-265	Gasoline & Oil	12,085	12,085	14,502	15,200
502-432-100-267	General Materials & Supplies	32,653	24,912	25,000	25,000
502-432-100-273	Special Departmental Exp.	594	801	800	1,000
	Supplies & Services	504,581	484,816	451,825	505,269
502-432-100-710	Land Purchase	1,436	0	0	1,300,000
502-432-100-714	Storm Drain Improvement	0	5,485	104,000	30,000
502-432-100-739	Master Plan Improvements	1,528,516	239,009	0	165,000
*502-432-100-750	Vehicles	0	43,357	114,115	60,000
502-432-100-752	Communication Equipment	39	1,730	99	32,000
502-432-100-753	Specialized Equipment	0	221,943	42,292	15,000
	Capital Outlay	1,529,991	511,524	260,506	1,602,000
	Total Wastewater Collections	\$2,784,030	\$1,785,440	\$1,475,831	\$2,988,269

Wastewater Collections (continued)

* **750-VEHICLES:** Purchase of a ¾ ton utility pickup truck estimated at \$60,000.

752-COMMUNICATION EQUIPMENT: Costs associated with the upgrading alarms at ten (10) sewer lift stations, estimated cost \$3,000 each station. Expenses related to Telephone System Replacement.

753-SPECIALIZED EQUIPMENT: Purchase of a side-by-side ATV to be used for weed abatement, estimated cost of \$15,000.



**2020/2021 Model Medium Duty Utility Truck with Lift Gate
Sealed Bid Summary**

BIDDER	BID PRICE	CLAIMING LOCAL BUSINESS	MARKED NO	ESTIMATED VALUE
SANTOS FORD	\$49,006.31	YES 5% -2,323.47	High visibility seat belts	\$800.00
RAZZARI FORD	\$46,489.56	NO	Liquidated damages	Up to 10% of purchase price
			Floor mats	\$200.00
			6 sets of key alike for boxes	\$500.00
			5 Year/100,000 miles bumper to bumper warranty	\$3,500.00
MERCED CHEVROLET	\$49,435.18	NO	5 Year/100,000 miles bumper to bumper warranty	\$3,500.00



City of
Los Banos
At the Crossroads of California

Agenda Staff Report

TO: Mayor Villalta & City Council Members

FROM: Sonya Williams, Finance Director

DATE: October 21, 2020

SUBJECT: Approve the financing plan for the Police Station Facilities project.

TYPE OF REPORT: Non-Consent Agenda

Recommendation:

Staff recommends the City Council adopt a resolution approving the financing plan for the Police Station Facilities project. Including committing current available funds.

Background:

The Police Department staff currently work out of two facilities. The main facility is located at 945 5th Street and has been home to the Police Department since 1969. The building lacks space to support growth or provide additional services. In 1999, the City purchased the Police Annex Building, an old bank building approximately half a block away from the main facility. The Annex houses police detectives, code enforcement, and the Department's crime analyst. Operating out of two police facilities is inefficient and has made operations within the Police Department difficult over the years. The City's Police Station is outdated, obsolete and struggles to support a modern police department that serves the current and future needs of the City.

Over the past several years, the City has been developing plans to construct a new station, including the purchase of approximately 3.5 acres of land located on G Street adjacent to the new Courthouse. In May of 2020, the City entered into a Professional Services Agreement with Vanir Construction Management for project management services including predesign services, design and construction management services.

Discussion:

The land purchase, planning, preliminary architectural designs and project management to date has been paid using approximately \$1,659,950 in available funds. As planned and previously approved by the Council. The remaining project costs will require additional allocation from the General Fund, Measure P and Impact Fees.

The project is currently programmed at a construction cost of approximately \$24,000,000.

Project Phase	Estimate	Timeline
Schematic Design	\$200,000	November 2020 – January 2021
Bridging Documents	\$350,000	January – February 2021
Procurement	\$150,000	February – August 2021
Design/Build/Construction	\$23,250,000	August 2021 – February 2023
Project Closeout	\$50,000	February – March 2023
Total – All Phases	\$24,000,000	

To assemble funding for this project consideration was given to various options that include external financing i.e. borrowing funds, internal financial i.e. paying with available funds, or a combination of the two.

Staff also researched borrowing the funds internally from Enterprise funds. This is not recommended because the amount needed would encumber Capital Improvement projects for the Enterprise Funds, which would cause large projects to be delayed.

Staff has determined that the best option would include a combination of both external and internal financing. This includes using available fund balance in Measure P, Impact Fees and the General Fund.

This financing approach will allow the City to draw down current fund reserves and borrow the remainder of the project costs.

Funding Source	Amount
Measure P – Currently restricted	\$3,500,000
Police Capital Improvement	\$2,500,000
Measure H (Police/Dispatch/Code Enforcement)	\$1,000,000
General Fund – currently assigned	\$900,000
General Fund – additional request	\$2,100,000
Total Internal Funds	\$10,000,000
Total Estimated Project Cost	\$24,000,000
External Financing Recommended	\$14,000,000

Fund Balance is the difference between assets and liabilities in any given fund and is a resource for financing capital projects, debt services in addition to other expenditures.

The Funding Sources available for financing the police facilities project include:

Measure P is a ½-cent sales tax, fifty percent of which is allocated to the Police Department. The expenditure plan allocates funding to both personnel and infrastructure needs for the police department. Staff is estimating the unaudited fund balance to be \$4.5 million at fiscal year-end 2020. Committing \$3.5 million to the project would leave a fund balance of \$1 million for future expenditures.

The Police Capital Improvement fund revenues are derived from development impact fees imposed to mitigate the impact of the development on the community; generally, fees may be levied for the construction of capital improvements identified in an impact fee study report. Fees collected must be expended for projects identified in the impact fee study report, which includes the need for a new police station facility. Staff is estimating the unaudited fund balance to be just over \$2.5 million at fiscal year-end 2020.

The Measure H fund is a ½-cent general sales tax, of which a portion is allocated to police including dispatch and code enforcement. The combined total allocation includes 60% of the sales tax collected. At fiscal year-end 2020, approximately \$1.15 million will be the unaudited assigned fund balance for Police.

The General Fund is used to account for the day-to-day operations, equipment and infrastructure needs of the City, including police services. This fund is for all financial resources except those required to be accounted for separately, for example Measure P and Police Capital Improvement. The 2020 fiscal year-end unrestricted fund balance is estimated at nearly \$13 million. Utilizing \$2.1 million for the Police Station Facility project will not impact the 30% General Fund reserve policy, and will still allow for further capital projects, equipment purchases and other expenditures.

Staff initiated discussions with multiple entities, including the California Infrastructure and Economic Development Bank, bond underwriting firms, USDA Loan Program and traditional commercial banks. The California Infrastructure and Economic Development Bank or IBank provided the lowest cost of borrowing. The preliminary terms of the loan include:

Loan Amount	\$14,000,000
Interest Rate	2.5% - 3%
Loan Years	30 years
Annual Payment (Measure P funds)	\$700,000
Total Cost of Loan	\$21,000,000

The terms of the loan are subject to changes depending on the timing of the loan application.

Fiscal Impact:

Staff is requesting that the following funds be formally committed to the Police Station Facilities project.

- Measure P Fund balance in the amount of \$3,500,000
- Police Capital Improvement fund balance in the amount of \$2,500,000
- Measure H Police reserves in the amount of \$1,000,000
- General Fund reserves in the amount of \$2,100,000
- Currently Assigned Public Safety Capital in the amount of \$900,000

Additionally, Staff will apply for a \$14,000,000 loan for the remainder of the construction costs. The annual loan payment of \$700,000 will be a made using Measure P funding.

Reviewed by:



Alex Terrazas, City Manager

Attachments:

Resolution

Exhibit A

Fund Balance Policy

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LOS BANOS TO COMMIT FUNDING TO THE POLICE STATION FACILITIES PROJECT

WHEREAS, the City Council of the City of Los Banos finds that is in the best interest of the City to construct and equip a new police station facility.

WHEREAS, pursuant to City Council Resolution 52234 the City's Fund Balance Policy, "fund balances" are classified as "non-spendable", "spendable", "restricted", "committed", "assigned", or "unrestricted", and

WHEREAS, the Fund Balance Policy requires formal action of the City Council to commit fund balances for specific uses; and

WHEREAS, an analysis of the unaudited financial statements, staff has determined that there will be fund balance as of June 30, 2020; and

WHEREAS, the City Council seeks to reserve the fund balances in the Committed Fund Balance account to construct and equip a new police facility, as further provided in Exhibit A, attached hereto.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Los Banos does commit fund balances as described in Exhibit A.

The foregoing Resolution was introduced at a regular meeting of the City Council of the City of Los Banos held on the 21st day of October 2020, by Council Member _____ who moved its adoption, which motion was duly seconded by Council Member _____ and the Resolution adopted by the following vote:

AYES:

NOES:

ABSENT:

APPROVED:

Michael Villalta, Mayor

ATTEST:

Lucille L. Mallonee, City Clerk

Exhibit A - Police Station Facilities Project

Fund	Amount	Current Classification	New Classification
Measure P	\$ 3,500,000	Restricted	Restricted
Police Capital Improvement	\$ 2,500,000	Unrestricted	Committed
Measure H	\$ 1,000,000	Assigned	Committed
General Fund	\$ 900,000	Assigned	Committed
General Fund	\$ 2,100,000	Unrestricted	Committed

RESOLUTION NO. 5334

**A RESOLUTION OF THE CITY OF LOS BANOS
CLASSIFYING THE VARIOUS COMPONENTS OF
FUND BALANCE AS DEFINED IN
GOVERNMENTAL ACCOUNTING STANDARDS
BOARD STATEMENT NO. 54 AND ADOPT A
FUND BALANCE POLICY**

WHEREAS, the Governmental Accounting Standards Board (GASB) has issued its Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions with the intent of improving financial reporting by providing fund balance categories that will be more easily understood; and

WHEREAS, the City Council of the City of Los Banos desires to classify the various components of fund balance reported by the City as defined in Governmental Accounting Standards Board Statement No. 54; and

WHEREAS, the City Council of the City of Los Banos approves and defines the various components of fund balance as reported by the City as presented in Exhibit A – Fund Balance Policy attached to this resolution; and

WHEREAS, the classification and reporting of fund balance components as required by Governmental Accounting Standards Board Statement No. 54 will become effective beginning the 2010-2011 Fiscal Year; and

WHEREAS, the City Council of the City of Los Banos designates the City Manager as the City official to determine and define the amounts of those components of fund balance that are classified as "Assigned Fund Balance."

NOW, THEREFORE, BE IT RESOLVED, the City Council of the City of Los Banos adopts the Fund Balance Policy attached as Exhibit A.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Los Banos held of the 15th day of June 2011, by Council Member Faria who moved for its adoption, which motion was duly seconded by Council Member Silveira, and the Resolution was adopted by the following vote.

AYES: Council Members Faria, Silveira, Sousa, Stone, Mayor Villalta
NOES: None
ABSENT: None

APPROVED:


Michael Villalta, Mayor

ATTEST:

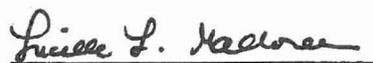

Lucille L. Mallonee, City Clerk

Exhibit A

Fund Balance Policy

To provide a stable financial environment for the City of Los Banos' operations that allows the City to provide quality services to its residents in a fiscally responsible manner designed to keep services and taxes as consistent as possible over time. This fund balance policy is meant to serve as the framework upon which consistent operations may be built and sustained.

Fund Balance Definitions & Policies

Fund Balance - Fund Balance is the difference between assets and liabilities in governmental funds (i.e. general fund, special revenue funds, capital project funds, debt service funds and permanent funds).

1. **Non-spendable Fund Balance** - Describes the amount of a fund balance that cannot be spent because it is either not in spendable form or there is a legal or contractual requirement for the funds to be remaining intact. **Policy** - At the end of each fiscal year, the City will report the portion of the fund balance that is not in spendable form as Non-spendable Fund Balance on the financial statements.
2. **Spendable Fund Balance** - Describes the amount of fund balance that is available for appropriation based on the constraints that control how specific amounts can be spent. Typically, a significant portion of a government's spendable resources can be spent only for specified purposes. The following categories define the revenue source and the level of force of the constraint on spending. Categories should be supported by actual plans approved by either the governing body, an appropriate officer, grant providers or enabling legislation.
3. **Restricted Fund Balance** - The restricted fund balance category includes the portion of the *spendable fund balance* that reflects constraints on spending because of legal restrictions stipulated by *outside parties* (e.g., encumbrances for goods or services with outside parties-creditors, grantors outstanding at the end of the year), Also, any legal restrictions based on state statutes or grant requirements placed on the use for specific purposes. **Policy** - At the end of each fiscal year, the City will report "restricted" fund balance for amounts that have applicable legal restrictions per Governmental Accounting Standards Board (GASB) Statement No. 54. In addition, encumbrances or funds restricted by enabling legislation will be reported as "restricted".
4. **Committed Fund Balance** - The committed fund balance classification includes the portion of the *spendable fund balance* that reflects constraints that the city has *imposed upon itself* by a *formal action* of the *city council* (for example, an ordinance or resolution passed by a city council). This constraint must be imposed prior to year end but the amount can be determined at a later date. **Policy** - Prior to the end of each fiscal year, the

City will report "committed" fund balance for long-term loan receivables such as advances to other funds and similar accounts.

5. **Assigned Fund Balance** - The assigned fund balance is the portion of the *spendable fund balance* that reflects funds intended to be used by the government for specific purposes assigned by more informal operational plans (e.g. capital goods replacement - the constraint on use is not imposed by external parties or by formal council action). In governmental funds other than the general fund (special revenue funds, capital project funds, debt service funds and permanent funds), assigned fund balance represents the amount that is not restricted or limited. The authority to "assign" fund balance is delegated to the City Manager. **Policy** - At the end of each fiscal year, The City will maintain Spendable - Assigned portion of the fund balance for special revenue funds cash flow in a range equal to 20 - 40% of the subsequent year's budgeted revenues. And the City will assign capital improvement based on capital need.
6. **Unassigned Fund Balance** - This is the residual classification for the government's General Fund and includes all spendable amounts not contained in the other classifications and, therefore, not subject to any constraints. Unassigned amounts are available for any purpose. These are the current resources available for which there are no government self-imposed limitations or set spending plan. Although there is generally no set spending plan for the undesignated portion, there is a need to maintain a certain funding level. Undesignated fund balance is commonly used for emergency expenditures not previously considered. In addition, the resources classified as undesignated can be used to cover expenditures for revenues not yet received. **Policy** - At the end of each fiscal year, the City will maintain Spendable - Unassigned portions of the fund balance for Cash Flow equal to 30% of the General Fund operating expenditures. In addition to cash flow needs this accommodates emergency contingency concerns. In the event that amounts designated for cash flow fall above or below the desired range, the City Manager shall report such amounts to the City Council as soon as practical after the end of the fiscal year. Should the actual amount designated for Cash Flow fall below the desired range, the City shall create a plan to restore the appropriate levels. Should the actual amount designated for cash flow rise above the desired range, any excess funds will remain undesignated pending the Council's final decision concerning transfer to another fund. It is the policy of the City that such excess funds will be, by council action, to be reported in the spendable limited category of this policy.