



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

AUGUST 5, 2015

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. **7:00 PM**
2. PLEDGE OF ALLEGIANCE.
3. ROLL CALL: (City Council Members)

Faria ____, Lewis ____, Silveira ____, Stonegrove ____, Villalta ____
4. CONSIDERATION OF APPROVAL OF AGENDA.
5. 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 are limited to a five (5) minute presentation. Detailed guidelines are posted on the Council Chamber informational table.)

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 #154077 – #154705 in the Amount of \$3,586,231.57.

Recommendation: Approve the check register as submitted.

B. Acceptance of the Fourth Quarter Investment Report for 2014/2015.

Recommendation: Accept the report as submitted.

C. Request from Stonecreek Properties for the Refund of 2014/2015 Special Tax Assessments Charged to Twenty-two (22) Parcels and to Reject Thirteen (13) Parcels.

Recommendation: Approve the request as submitted.

D. Minutes for the June 23, 2015 Special City Council Meeting.

Recommendation: Approve the minutes as submitted.

E. Minutes for the July 14, 2015 Special City Council Meeting.

Recommendation: Approve the minutes as submitted.

F. Street Closure Request from the Los Banos Chamber of Commerce to Hold the Annual Fall Street Faire on Saturday, September 19, 2015 from 5:30 a.m. – 3:00 p.m. in the Downtown Area and to Close 6th Street between H Street and K Street, J Street between 5th Street and 6th Street, and J Street between 6th Street and 7th Street.

Recommendation: Approve the street closure request as submitted.

G. City Council Resolution No. 5681 – Amending the Contingency for Henry Miller Area Storm Drain and L Street Water Line Project to Twenty Percent (20%) from Ten Percent (10%).

Recommendation: Adopt the resolution as submitted.

H. City Council Resolution No. 5682 – Authorizing Award of Construction Contract for 13th Street Water Extension to JT2 Inc. dba Todd Companies in the Amount of \$143,750.

Recommendation: Adopt the resolution as submitted.

I. City Council Resolution No. 5683 – Awarding Professional Services Agreement to CSG Consulting, Inc. for Building Permit Processing, Building Inspections and Plan Check Services for a Period of Three (3) Years with

Two (2) Additional One (1) Year Term Extensions Available at the Discretion of the City Council.

Recommendation: Adopt the resolution as submitted.

7. 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 Consider Adoption of a New Update to the Mobile Vendor Ordinance Located in Title 9, Chapter 3, Article 36 of the Los Banos Municipal Code.

1) Ordinance No. 1130 – Amending Article 36 Chapter 3 to Title 9 of the Los Banos Municipal Code Relating to Mobile Food Vending.

(Second Reading & Adoption)

Recommendation: Receive staff report, open public hearing, receive public comment, close the public hearing, waive the second reading and adopt the ordinance as submitted.

B. Public Hearing – To Receive Public Comment and Consideration of Levying Properties for Weed Abatement Services Performed During the Fiscal Year 2014/2015 or Prior for Areas of Land Located in the City of Los Banos, Merced County as Follows: Assessor Parcel Numbers 025-101-006, 026-082-022, 027-086-009, 027-161-040, 027-211-001, 027-211-002, 027-211-003, 027-211-011, 430-051-067.

1) City Council Resolution No. 5684 – Authorizing the Levy and Collection of Assessments for Weed Abatement within the City of Los Banos.

Recommendation: Open the public hearing, receive public comment, close the public hearing and adopt the resolution as submitted.

C. Public Hearing – To Receive Public Comment and Consideration of a Conditional Use Permit to Allow the Use of a Type 41 Alcohol License for the On-Sale of Beer and Wine in Conjunction with an Eating Establishment Located at 1313 E. Pacheco Boulevard, Suite A, APN 026-280-013 (China Buffet).

1) City Council Resolution No. 5685 – Approving Conditional Use Permit #2015-07 for the On-sale of Beer and Wine for China No. 1 Buffet Located at 1313 E. Pacheco Boulevard, Suite A.

Recommendation: Open the public hearing, receive public comment, close the public hearing and adopt the resolution as submitted.

D. Public Hearing – To Receive Public Comment and Consideration of a General Plan Amendment #2015-02 and Zone Change #2015-02 for CAMNIC LLC for One (1) Parcel Currently Designated Medium Density Residential to

Neighborhood Commercial and to Re-Zone the Same Property from Low Density Residential (R-1) to Neighborhood Commercial (C-N) for the Property Located at 745 West J Street, APN 027-094-005.

- 1) City Council Resolution No. 5686 – Approving General Plan Amendment #2015-02 for Property Located at 745 West J Street, More Specifically Identified as Assessor's Parcel Number 027-094-005.
- 2) Ordinance No. 1132 – Amending the Official Zoning Map by Rezoning Property Located at 745 West J Street from Low Density Residential (R-1) to Neighborhood Commercial (C-N). **(First Reading & Introduction)**

Recommendation: Receive staff report, open public hearing, receive public comment, motion of intent to adopt the resolution as submitted, waive the first reading, and introduce the ordinance as submitted.

8. APPOINTMENT OF COMMISSION MEMBERS FOR THE FOLLOWING:

- A. Parks & Recreation Commission – Two (2) Vacancies; One (1) Term Expiring December 31, 2015 and One (1) Term Expiring December 31, 2016.
- B. Airport Advisory Commission – One (1) Vacancy, Term Expiring December 31, 2015.

Recommendation: Appointments made by the Mayor with the consensus of the City Council.

9. ADVISEMENT OF PUBLIC NOTICES. (Two Reports)


10. CITY MANAGER REPORT.

11. CITY COUNCIL MEMBER REPORTS.

- A. Scott Silveira
- B. Elizabeth Stonegrove
- C. Tom Faria
- D. Deborah Lewis
- E. Mayor Mike Villalta

12. 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.


Lucille L. Mallonee, City Clerk

Dated this 30th day of July 2015