



City of Los Banos

At the Crossroads of California

www.losbanos.org

Updated 10/15/2015

AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS
520 J Street
Los Banos, California

OCTOBER 21, 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 #155867 – #156082 in the Amount of \$1,297,418.90.

Recommendation: Approve the check register as submitted.

B. First Quarter Investment Report for Fiscal Year 2015-2016.

Recommendation: Accept the report as submitted.

C. Minutes for the August 19, 2015 City Council Meeting.

Recommendation: Approve the minutes as submitted.

D. Minutes for the September 2, 2015 City Council Meeting.

Recommendation: Approve the minutes as submitted.

E. City Council Resolution No. 5706 – Increasing the Appropriation Amount in the Homeland Security Fund for Revenue and Expenditures in the Amount of \$31,000 for the Purpose of an Above Ground Fuel Storage and Dispensing Station.

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 Consideration of Annexation #2014-01, Pre-zone #2014-02, Pre-Annexation Development Agreement, and Associated Mitigated Negative Declaration (SCH #2015061056) for Presidential Estates East Area Plan and Annexation of Approximately 106 Acres on Unincorporated Lands Lying North of Pioneer Road, West of Mercey Springs Road (SR 165) and East of Eleventh Street, APNs 026-290-001, 002, 003, 004, 005, 083-120-012, 013, 014, 015, 016, 017, 018, 019, 020, 021, 022, 023, 024, and 028.

(Continued from October 7, 2015 City Council Meeting)

1) City Council Resolution No. 5704 – Approving Mitigated Negative Declaration (SCH #2015061056) and Associated Mitigation Monitoring and Reporting Program for the Presidential Estates East Area Plan and Annexation #2014-01 and Pre-Zone #2014-02.

- 2) Ordinance No. 1139 – Amending the Zoning Map to Pre-Zone Approximately 106 Acres Bound by Located North of Pioneer Road and West of Mercey Springs Road (SR 165), Merced County, California from County Single Family Residential (R-1) to Professional Office (P-O), Neighborhood Commercial (C-N), Planned Development (P-D), and Unclassified (U), to be Annexed into the City of Los Banos, to the South (Unincorporated), Developed Residential Property to the West and Eleventh Street, Developed Commercial Property to the North, and Mercey Springs Road (SR 165) to the East.
(First Reading & Introduction)
- 3) Ordinance No. 1140 – Authorizing the Mayor to Execute Approving a Pre-Annexation Development Agreement Between the City of Los Banos and with Stonefield Communities, LLC Inc. Relative to for the Project Commonly Known as the Presidential Estates East Area Plan and Annexation.
(First Reading & Introduction)
- 4) Ordinance No. 1141 – Authorizing the Mayor to Execute Approving a Pre-Annexation Development Agreement Between the City of Los Banos and for the Manual M. Cardoza Property Life Estate Relative to for the Project Commonly Known as the Presidential Estates East Area Plan and Annexation.
(First Reading & Introduction)
- 5) City Council Resolution No. 5705 – Requesting the Annexation and Pre-Zone of Approximately 106 Acres for the Presidential Estates East Area Plan and Annexation, of Property Located North of Pioneer Road, East of Eleventh Street, South of Developed Commercial Property to the North, and West of Mercey Springs Road (SR 165), Merced County, California.

Recommendation: Receive staff report, open public hearing, receive public comment, adopt the resolution as submitted, waive the first readings, and introduce the ordinances as submitted.

B. Public Hearing – To Receive Public Comment and Consideration of Adopting a Proposed Ordinance for Regulation of Farmers' Markets Located in Title 9 and Chapter 3 of the Los Banos Municipal Code.

- 1) Ordinance No. 1135 – Adding Article 42 Chapter 3 to Title 9 of the Los Banos Municipal Code Relating to Certified Farmers' Market.
(Second Reading & Adoption)
- 2) City Council Resolution No. 5699 – Establishing Permit Fees for the Administration and Issuance of Certified Farmers' Markets.
(Continued from October 7, 2015 City Council Meeting)

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

8. PRESENTATION REGARDING IMPLEMENTATION OF UNITED WAY OF MERCED COUNTY'S 211 TELEPHONE SERVICE IN MERCED COUNTY.

Recommendation: No action to be taken, informational item only.

9. ADVISEMENT OF PUBLIC NOTICES. (One Report)

10. NOTICE AND ANNOUNCEMENT OF VACANCIES ON THE FOLLOWING COMMISSIONS/COMMITTEES:

A. Parks & Recreation Commission – Two (2) Vacancies

B. Planning Commission – Three (3) Vacancies

C. Tree Commission – Three (3) Vacancies

D. Economic Development Advisory Commission – One (1) Vacancy

E. Airport Advisory Commission – Three (3) Vacancies

F. Measure P Committee – Two (2) Vacancies

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

11. CITY MANAGER REPORT.

12. CITY COUNCIL MEMBER REPORTS.

A. Elizabeth Stonegrove

B. Tom Faria

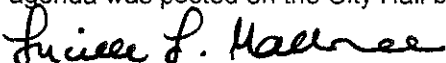
C. Deborah Lewis

D. Scott Silveira

E. Mayor Mike Villalta

13. 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 16th day of October 2015