



City of Los Banos

At the Crossroads of California

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Updated 12/29/2016 @ 5:00 pm

AGENDA

CITY COUNCIL MEETING

CITY HALL COUNCIL CHAMBERS

520 J Street

Los Banos, California

JANUARY 4, 2017

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 ____, Johnson-Santos ____, Lewis ____, Silveira ____, Villalta ____
4. CONSIDERATION OF APPROVAL OF AGENDA.
5. PRESENTATIONS – PROCLAMATIONS RECOGNIZING CITY COMMISSIONERS:

- A. David Anderson – Airport Advisory Commission
 - B. Alan Wilber – Airport Advisory Commission
 - C. David Dees – Economic Development Advisory Commission
 - D. Kathy Ballard – Economic Development Advisory Commission
 - E. Ann McCauley – Economic Development Advisory Commission
 - ~~F. Stephen Hammond – Planning Commission~~
 - G. Arkady Faktorovich – Planning Commission
 - H. Palmer McCoy – Planning Commission
 - I. Tom Spada – Planning Commission
 - J. Susan Toscano – Planning Commission
 - K. Mary Coakley – Tree Commission
 - L. Tom Kaljian – Tree Commission
 - M. Arlene Cardoza – Measure P Committee
 - N. Gerald Giesel – Measure P Committee
 - O. Tom Neeb – Measure P Committee
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 are limited to a five (5) minute presentation. Detailed guidelines are posted on the Council Chamber informational table.)
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 #202176 – #202640 in the Amount of \$1,945,295.06.
Recommendation: Approve the check register as submitted.
 - B. Minutes for the November 16, 2016 City Council Meeting.
Recommendation: Approve the minutes as submitted.
 - C. Minutes for the December 7, 2016 City Council Meeting.
Recommendation: Approve the minutes as submitted.
 - D. City Council Resolution No. 5817 – Approving the Acceptance of a \$25,000 Grant Awarded by the California Department of Alcoholic Beverage Control Related to the Enforcement of Alcohol Related Crimes and Amending the Fiscal Year 2016-2017 Budget by Increasing the Appropriation Amount for Expenditures and Revenues in the Amount of \$25,000.
Recommendation: Adopt the resolution as submitted.

- E. City Council Resolution No. 5818 – Accepting a Grant of Public Utility Easement from 4240 S. Fig Street LLC for Assessor’s Parcel Number 431-141-020, Located Near the Corners of Ortigalita Road and Pacheco Boulevard.

Recommendation: Adopt the resolution as submitted.

- F. City Council Resolution No. 5819 – Amending the 2016-2017 Fiscal Year Budget as it Pertains to Expenditures and Amending Division 4, Salary Schedule, Employee Classifications Relating to Changes to Section E – Public Works.

Recommendation: Adopt the resolution as submitted.

- G. City Council Resolution No. 5820 – Awarding the Bid for the Purchase of One (1) New 2016 Model 4x4 Utility Tractor and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Belcorp Ag in the Amount \$99,999.

Recommendation: Adopt the resolution as submitted.

- H. City Council Resolution No. 5821 – Awarding the Bid for the Purchase of One (1) New 2016/2017 Model Medium Duty Utility Truck and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Merced Chevrolet in the Amount of \$39,985.13.

Recommendation: Adopt the resolution as submitted.

- I. City Council Resolution No. 5822 – Awarding the Bid for the Purchase of One (1) New 2016/2017 Model Brush Chipper and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Cal-Line Equipment, Inc. in the Amount of \$56,824.83.

Recommendation: Adopt the resolution as submitted.

- J. City Council Resolution No. 5823 – Awarding the Bid for the Purchase of One (1) New 2016/2017 Model Pneumatic Compactor and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Holt of California in the Amount of \$108,684.64.

Recommendation: Adopt the resolution as submitted.

- K. City Council Resolution No. 5824 – Awarding the Bid for the Purchase of One (1) New 2016/2017 Model Vibratory Asphalt Compactor and Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Holt of California in the Amount of \$69,015.02.

Recommendation: Adopt the resolution as submitted.

- L. City Council Resolution No. 5825 – Awarding the Bid for the Purchase of One (1) New 2016/2017 Model Trailer Mounted Six Inch (6”) Trash Pump and

Authorizing the Public Works Director/City Engineer to Issue the Purchase Order to Pac Machine Company, Inc in the Amount of \$57,950.40.

Recommendation: Adopt the resolution as submitted.

- M. City Council Resolution No. 5826 – Appointing Members to the Measure P Citizens Oversight Committee.

Recommendation: Adopt the resolution as submitted.

- N. Measure P Oversight Committee Report.

Recommendation: Accept the report as submitted.

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 Amending Article 35, Title 9, Chapter 3 of the Los Banos Municipal Code to Regulate the Personal, Medical and Commercial Use of Marijuana in the City of Los Banos.

- 1) Ordinance No. 1152 – Amending Article 35, of Title 9, Chapter 3 of the Los Banos Municipal Code to Regulate the Personal, Medical, and Commercial Use of Marijuana in the City of Los Banos.

(Second Reading & Adoption)

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

- B. Public Hearing – To Receive Public Comment and Consideration of a Conditional Use Permit to Allow the Use of a Type 47 Alcohol License for the On-sale of General Alcohol in Conjunction with an Eating Place for Tacos Campesinos Located at 651 I Street, APN 025-231-007.

- 1) City Council Resolution No. 5827 – Approving Conditional Use Permit #2016-19 for the Use of a Type 47 Alcohol License for the On-sale of General Alcohol in Conjunction with an Eating Place for Tacos Campesinos Located at 651 I Street.

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

- C. Public Hearing – To Receive Public Comment and Consideration of a Reimbursement Agreement between the City of Los Banos and Ranchwood Homes, Corp., Pursuant to Government Code Section 65486 and 66487 and the Los Banos Municipal Code Section 9-2.60.3, to Establish a Mechanism whereby Property Owners who Benefit from, but do not Contribute to, Certain

Public Improvements will Reimburse the Developer or Government Agency that has Installed the Improvements at the time the Benefited Property Owner Develops the Benefited Property (St. Francis Storm Drain Basin).

- 1) City Council Resolution No. 5828 – Approving First Amendment to Reimbursement Agreement between the City of Los Banos and Ranchwood Homes Corp. for Reimbursement for the Construction of Public Improvements and Facilities Commonly Referred to as the St. Francis Storm Drain Basin.

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

9. APPOINTMENT OF COMMISSIONERS TO THE FOLLOWING CITY COMMISSIONS:

- A. Airport Advisory Commission – Three (3) Vacancies
- B. Economic Development Advisory Committee – Three (3) Vacancies
- C. Parks & Recreation Commission – Four (4) Vacancies
- D. Planning Commission – Four (4) Vacancies
- E. Tree Commission – Two (2) Vacancies

Recommendation: Appoint Commissioners to fill the vacancies.

10. ADVISEMENT OF PUBLIC NOTICES. (Four Reports)

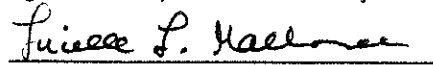
11. CITY MANAGER REPORT.

12. CITY COUNCIL MEMBER REPORTS.

- A. Daronica Johnson-Santos
- B. Deborah Lewis
- C. Scott Silveira
- D. Tom Faria
- 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 29th day of December 2016