



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

DECEMBER 2, 2020 – **4:00 PM**

**Temporary Public Comment Email Established for the City of Los Banos
City Council Meeting of December 2, 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 December 2, 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.

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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 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.)

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 #224656 – #224823 in the Amount of \$917,533.66.

Recommendation: Approve the check register as submitted.

B. Minutes for the November 18, 2020 City Council Meeting.

Recommendation: Approve the minutes as submitted.

C. City Council Resolution No. 6287 – Authorizing Award of Construction Contract for Fire Station Training Tower Improvements Project to Burke Diversified dba Burke Construction Co. in the Amount of \$819,007.68 with a 15% Contingency in the Amount of \$122,850 and Adopt a Revised Budget for the Fiscal year 2020/2021 as it Pertains to the Fire Public Safety Augmentation Fund Account.

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 Adopting an Ordinance to Amend Title 9 of Chapter 3 of the Los Banos Municipal Code Regarding Agricultural/Farmworker Employee Housing.

(Continued from November 18, 2020)

- 1) Ordinance No. 1188 – Amending Title 9 Chapter 3 of the Los Banos Municipal Code Regarding Employee Housing.
(Second Reading & Adoption)

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

- B. **Public Hearing** – To Receive Public Comment and Consideration of Adopting an Ordinance to Amend Chapter 3, Title 9, Article 37 of the Los Banos Municipal Code Regarding Child Care Facilities.

- 1) Ordinance No. 1189 – Amending Title 9 Chapter 3 of the Los Banos Municipal Code Regarding Large Family Daycare Homes.
(Second Reading & Adoption)

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

8. **CONSIDERATION OF APPROVING THE DESIGN/BUILD DELIVERY METHOD BE USED FOR THE NEW POLICE DEPARTMENT FACILITIES PROJECT.**

- A. City Council Resolution No. 6288 – Authorizing That 1. The Design/Build Delivery System be Used for the New Police Department Facilities Project and 2. Amendment No. 1 of the Vanir Construction Management, Inc. Professional Services Agreement (PSA) be Entered Into and That the City Manager Shall Execute Said Amendment and the Public Works Director/City Engineer Will Administer Said Amendment, and 3. The Adoption of a Revised Budget for the Fiscal Year 2020/2021 as it Pertains to the Police Department Capital Improvement Fund Account.

Recommendation: Receive staff report and adopt the resolution.

9. **COVID-19 STATUS UPDATE.**

- A. City Council Resolution No. 6289 – Continuing the Declaration of the Existence of a Local Emergency within the City of Los Banos (COVID-19).

Recommendation: Receive staff report and adopt the resolution.

10. **CONSIDERATION OF COUNCIL MEMBER REQUEST REGARDING HOMELESS SHELTERING PLAN DURING WINTER MONTHS [LEWIS].**

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

11. **ADVISEMENT OF PUBLIC NOTICES. (Two reports)**

12. **CITY MANAGER REPORT.**

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

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

14. CITY COUNCIL MEMBER REPORTS.

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

15. 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 25th day of November 2020