

**CITY OF LOS BANOS  
CITY COUNCIL MEETING MINUTES  
NOVEMBER 17, 2021**

***ACTION MINUTES** – These minutes are prepared to depict action taken for agenda items presented to the City Council. For detail of this meeting refer to the electronic media (CD and/or audio) kept as a permanent record.*

***SPECIAL NOTE:** This meeting was held by teleconference due to the COVID-19 Pandemic and in accordance with Assembly Bill 361.*

**CALL TO ORDER:** Mayor Faria called the City Council Meeting to order at the hour of 6:05 p.m.

**PLEDGE OF ALLEGIANCE:** Police Chief Brizzee led the pledge of allegiance.

**ROLL CALL – MEMBERS OF THE CITY COUNCIL PRESENT:** Council Members Brett Jones, Kenneth Lambert, Deborah Lewis, Refugio LLamas, Mayor Manuel Thomas Faria III; ABSENT: None.

**STAFF MEMBERS PRESENT:** City Manager Pinheiro, City Attorney Vaughn, Human Resources Director/City Clerk Mallonee, Finance Director Williams, Community & Economic Development Director Elms, Police Chief Brizzee, Fire Chief Hurley, Interim Public Works Director Bowersox.

**CONSIDERATION OF APPROVAL OF AGENDA:** Motion by Lambert, seconded by LLamas to approve the agenda as submitted. The motion carried by the following roll call vote: AYES: Jones, Lambert, Lewis, LLamas, Mayor Faria; NOES: None; ABSENT: None.

**PRESENTATION – PROCLAMATION – RECOGNIZING THE RETIREMENT OF CITY OF LOS BANOS FIRE ENGINEER FRANK MIKE MINOR.** Mayor Faria presented the proclamation to Mr. Minor who in turn thanked the City Council for recognizing him.

**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; 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.** Mayor Faria opened the public forum and asked those participating in the meeting if they would like to speak and Merced County Supervisor Scott Silveira stopped by to say hello; Mike Villalta stated that he would like to speak on item 8 – the New Milliken Museum and Water Agency Office Project Proposal; Mayor Faria then asked City Clerk Mallonee if she had received any comments, for which City Clerk Mallonee stated that she received no comments and the public forum was closed.

**CONSIDERATION OF APPROVAL OF CONSENT AGENDA.** Motion by Lewis, seconded by Lambert to approve the consent agenda as follows: Check Register for #229558 – #229817 in the Amount of \$746,292.21; Minutes for the November 3, 2021 City Council Meeting; City Council Resolution No. 6422 – Authorizing the Mayor of Los Banos to Enter into a Memorandum of Understanding for the Merced County Operational Area Technical Rescue Team; City Council Resolution No. 6423 – Amending Division 4 – Salary Schedule/Employee Classifications Relating to Changes to Section C – Community & Economic Development and Amending the Budget as it Pertains to Expenditures for Fiscal Year 2021-2022; City Council Resolution No. 6424 – Reauthorizing Remote Teleconference Meetings of the Legislative Bodies of the City of Los Banos Pursuant to the Provisions of AB 361. The motion carried by the following roll call vote: AYES: Jones, Lambert, Lewis, LLamas, Mayor Faria; NOES: None; ABSENT: None.

**NEW MILLIKEN MUSEUM AND WATER AGENCY OFFICE PROJECT PROPOSAL.** Community & Economic Development Director presented the staff report and introduced Dan Nelson who spoke in more detail to the proposal, which included a PowerPoint presentation. Chris White, Executive Director of the San Joaquin River Exchange Contractor's Authority, spoke regarding their involvement in this project.

Mayor Faria asked if there is any public comment. Mike Villalta spoke in support of this item, as this was a project that was very important to him while he was Mayor and will be a great addition to the Henry Miller Plaza and hopes the City Council will support this project. Merced County Supervisor Silveira spoke in support of this project and what this type of facility will bring to the City of Los Banos and a very worthwhile project for the City Council to support.

There was Council Member and staff discussion regarding how soon the construction will start, initial design taking about 5 months and a couple years for completion of the project, consider the possibility of including overflow parking for the Los Banos Community Center, how important the museum is for people to learn the history of Los Banos, and how this will beautified and highlight the downtown area near the Henry Miller Plaza and rail trail

Motion by Lewis, seconded by LLamas to direct staff to work with Milliken Museum, Water Agencies and project partners to develop a concept to utilize the northwest corner of Seventh Street and H Street for the development o fa new Milliken Museum and Water Agency Office. The motion carried by the following roll call vote: AYES: Jones, Lambert, Lewis, LLamas, Mayor Faria; NOES: None; ABSENT: None.

**ADVISEMENT OF PUBLIC NOTICES (NO REPORT).** No report

**CITY MANAGER REPORT.** No report

**REPORT/UPDATE ON MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG), PENINSULA CLEAN ENERGY (PCE), AND MEASURE V COMMITTEE.** Mayor Faria stated that MCAG recently had a retreat with upcoming discussion regarding

the charter renewal, relationship with Regional Waste Authority; no report for PCE; the city of Los Banos is looking for a Measure V committee representative.

**CITY COUNCIL MEMBER REPORTS.**

**KENNETH LAMBERT:** Council Member Lambert congratulated Mr. Minor on his retirement.

**DEBORAH LEWIS:** Council Member Lewis congratulated Mr. Minor on his retirement.

**REFUGIO LLAMAS:** Council Member LLamas congratulated Mr. Minor on his retirement.

**BRETT JONES:** No report

**MAYOR TOM FARIA:** Mayor Faria stated that there is a lot going on in Los Banos, upcoming Veterans Hall Open House for Telehealth Services, Ducks Unlimited 50<sup>th</sup> Anniversary Dinner on December 10, 2021, City Council ARPA Workshop on November 23, 2021, Downtown Lighting Ceremony on December 2, 2021, and the Christmas Parade on December 3, 2021.

**CLOSED SESSION – CONFERENCE WITH REAL PROPERTY NEGOTIATIONS, PURSUANT TO GOVERNMENT CODE SECTION 54956.8; PROPERTY LOCATED AT 610 PACHECO BOULEVARD, LOS BANOS, CALIFORNIA, APPROXIMATELY 0.296 ACRES (APN 026-121-006); CITY NEGOTIATORS: CITY MANAGER PINHEIRO, CITY ATTORNEY VAUGHN, COMMUNITY & ECONOMIC DEVELOPMENT DIRECTOR ELMS; NEGOTIATING PARTIES: SYBIL A. BALATTI TRUSTEE; UNDER NEGOTIATION: PURCHASE PRICE AND TERMS OF SALE.** Direction to staff with no reportable action

**ADJOURNMENT.** Motion by Lewis, seconded by Lambert to adjourn the meeting at 7:20 p.m. to 4:00 p.m., Tuesday, November 23, 2021 to hold a Workshop regarding the City's American Rescue Plan Act (ARPA) Spending Plan, which will be held virtually. The motion carried by the following roll call vote: AYES: Jones, Lambert, Lewis, LLamas, Mayor Faria; NOES: None; ABSENT: None.

APPROVED:

/s/ Manuel Thomas Faria III  
Manuel Thomas Faria III, Mayor

ATTEST:

/s/ Lucille L. Mallonee  
Lucille L. Mallonee, City Clerk