



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

OCTOBER 5, 2022 – 6:00 PM

Live stream on YouTube at:

https://www.youtube.com/channel/UC3sy5_slYr3447mZsrqI5Tg

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 Desehabilidad (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 – October 5, 2022

6:00 PM

2. PLEDGE OF ALLEGIANCE.

3. ROLL CALL: (City Council Members)

Jones ____, Lambert ____, Lewis ____, LLamas ____

4. CONSIDERATION OF APPROVAL OF AGENDA.

5. PRESENTATIONS.

- A. City Council Resolution No. 6557 – A Resolution of Commendation to Manuel Thomas Faria III.

Recommendation: Adopt the resolution as submitted.

- B. Proclamation – Recognizing October 2022 as Breast Cancer Awareness Month.

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 #235085 - #235287 in the Amount of \$2,009,119.97.

Recommendation: Approve the check register as submitted.

- B. Minutes for the September 21, 2022 City Council Meeting.

Recommendation: Approve the minutes as submitted.

- C. City Council Resolution No. 6558 – Reauthorizing Remote Teleconference Meetings of the Legislative Bodies of the City of Los Banos Pursuant to the Provisions of AB 361.

Recommendation: Adopt the resolution as submitted.

- D. City Council Resolution No. 6559 – Awarding the Bid for the Purchase of a New 2023 Full-Size Sport Utility Vehicle (SUV); Authorize the Public Works Director/City Engineer to Issue the Purchase Order to Santos Ford in the Amount of \$56,412.51.

Recommendation: Adopt the resolution as submitted.

- E. City Council Resolution No. 6560 – Approving and Accepting Parcel Map No. 2021-03 for the Minor Subdivision of Approximate 7.57 Acre Parcel into Three (3) Parcels within the Highway Commercial Zoning District Located at the Northeast Corner of Mercey Springs Road and Overland Avenue, Along with the Dedications of Two (2) Public Utility Easements Located South of Overland Avenue and East of Mercey Springs Road, APN 424-120-024 (Love In An Elevator, LLC).

Recommendation: Adopt the resolution as submitted.

- F. City Council Resolution No. 6561 – Approving the Acceptance of a \$50,000 Grant (PT23126) From the California Office of Traffic Safety (OTS) and

Amending the 2022-2023 Fiscal Year Budget by Increasing the Appropriation Amount of the State Grant Fund Account for Expenditures and Revenues in the Amount of \$50,000.

Recommendation: Adopt the resolution as submitted.

- G. City Council Resolution No. 6562 – Ratifying the Interim City Manager’s Approval of the Employment Agreement with the Fire Chief Paul Tualla.

Recommendation: Adopt the resolution 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 a Conditional Use Permit #2022-09 and a Categorical Exemption from the California Environmental Quality Act (CEQA) Pursuant to Section 15301, Existing Facilities, to Allow the Use of a Type 41 Alcohol License for the On-Sale of Beer and Wine for a Bona-Fide Eating Place, The Roundup Sports Bar, Located at 830 I Street, APN 026-143-003.

- 1) City Council Resolution No. 6563 – Finding the Proposed Project to be Categorically Exempt from the California Environmental Quality Act Pursuant to Section 15301, Existing Facilities and Approving Conditional Use Permit #2022-09 to Allow for the On-Sale of Beer and Wine Under a Type 41 Alcohol License at 830 I Street, More Specifically Identified as APN 026-143-003.

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

- B. Public Hearing – To Receive Public Comment and Consideration of an Amendment to the City of Los Banos Building Code Ordinance by Adoption by Reference the California Building Code 2022 Edition and Related 2022 Edition Codes.

- 1) Ordinance No. 1199 – Adopting by Reference the Building Code, the 2022 Edition of the California Building Code, the 2022 Edition of the California Energy Code, the 2022 Edition of the California Historical Building Code, the 2022 Edition of the California Reference Standards Code, the 2022 Edition of the California Electrical Code, the 2022 Edition of the California Mechanical Code, the 2022 Edition of the California Administrative Code, the 2022 Edition of the California Existing Building Code, the 2022 Edition of the California Green Building Standards Code, the 2022 Edition of the California Residential Code, and the 2022 Edition of the California Plumbing Code by Amendment to Title 8 Chapter 1 of the Los Banos Municipal Code. **(First Reading & Introduction)**

- 2) Ordinance No. 1200 – Adopting by Reference the 2022 Edition of the California Fire Code by Amendment to Title 4 Chapter 3 of the Los Banos Municipal code and Adoption of Local Amendments Thereto.

(First Reading & Introduction)

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

9. CONSIDERATION OF APPROVAL OF CITY COUNCIL RESOLUTION NO. 6564 – FILLING THE VACANCY OF THE OFFICE OF MAYOR BY APPOINTMENT TO SERVE THE UNEXPIRED TERM OF THE INCUMBENT.

Recommendation: Receive staff report and direction on how to proceed.

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

- A. Airport Advisory Commission – Four (4) Vacancies
Three (3) Two (2) Year Terms – Expiring December 31, 2024
One (1) Unexpired Term – Expiring December 31, 2023
- B. Measure H Citizens' Oversight Committee – Three (3) Vacancies
Three (3) Two (2) year Terms – Expiring December 31, 2024
- C. Measure P Committee – Four (4) Vacancies
Three (3) Three (3) Year Terms – Expiring December 31, 2025
One (1) Unexpired Term – Expiring December 31, 2023
- D. Parks & Recreation Commission – Three (3) Vacancies
Three (3) Two (2) year Terms – Expiring December 31, 2024
- E. Planning Commission – Three (3) Vacancies
One (1) Vacancy in District 2 – Expiring December 31, 2026
One (1) Vacancy in District 3 – Expiring December 31, 2026
One (1) At-Large Vacancy – Expiring December 31, 2024
- F. Tree Commission – Two (2) Vacancies
Two (2) Two (2) Year Terms – Expiring December 31, 2024

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

11. ADVISEMENT OF PUBLIC NOTICES. (One Report)

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

12. CITY MANAGER REPORT.

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

13. REPORT/UPDATE ON MERCED COUNTY ASSOCIATION OF GOVERNMENTS (MCAG), PENINSULA CLEAN ENERGY (PCE), AND MEASURE V COMMITTEE.

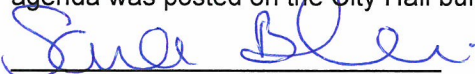
Recommendation: Informational item only, no action to be taken.

14. CITY COUNCIL MEMBER REPORTS.

- A. Deborah Lewis
- B. Refugio Llamas
- C. Brett Jones
- D. Kenneth Lambert

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.



Sara Blevins, Deputy City Clerk

Dated this 30th day of September 2022