



# CITY OF MERCED

## Meeting Agenda

City Council Chamber  
Merced Civic Center  
2nd Floor  
678 W. 18th Street  
Merced, CA 95340

### City Council/Public Finance and Economic Development Authority/Parking Authority

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Monday, February 7, 2022

6:00 PM

City Council Chamber, 2nd Floor, Merced Civic  
Center, 678 W. 18th Street, Merced, CA 95340

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**Closed Session at 5:00 PM / Regular Meeting at 6:00 PM.**

#### **NOTICE TO PUBLIC/AVISO AL PÚBLICO/CEEB TOOM RAU PEJ XEEM**

Pursuant to Assembly Bill No. 361, there may be Council Members participating virtually for this meeting. Members of the public may participate in-person. Should any Council Member attend virtually, all votes for this meeting will be taken via rollcall.

De conformidad con el Proyecto de Ley de la Asamblea numero 361, puede haber Miembros del Consejo participando virtualmente en esta reunión. Los miembros del público pueden participar en persona. Si algún miembro del Consejo asiste virtualmente, todos los votos para esta reunión se realizarán mediante votación nominal.

Raws li tsab cai Assembly No. 361, tej zaum yuav muaj cov Nom Tswv nyob rau tom tsev siv xov tooj tuaj koom tham pom ntsej muag rau lub rooj sib tham no. Cov pej xeem tej zaum nej tuaj koom tus kheej los yeej tau. Yog tias ib tus Nom tswv twg siv xov tooj koom tom tsev tuaj, Tag nrho kev xaiv nyob rau hauv lub rooj sib tham no yuav tau muab los hu npe ib tug zuj zus.

#### **WELCOME TO THE MEETING OF THE MERCED CITY COUNCIL/BIENVENIDO A LA REUNIÓN DEL CONCILIO DE LA CIUDAD DE MERCED/ZOO SIAB TXAIS TOS KOJ TUJAU RAU HAUV CITY COUNCIL LUB ROOJ SAB LAJ**

At least 72 hours prior to each regular City Council meeting, a complete agenda packet is available for review on the City's website at [www.cityofmerced.org](http://www.cityofmerced.org) or at the City Clerk's Office, 678 W. 18th Street, Merced, CA 95340. All public records relating to an open session item that are distributed to a majority of the Council will be available for public inspection at the City Clerk's Office during regular business hours. Spanish and Hmong translation is available at every regular meeting.

Al menos 72 horas antes de cada reunión regular del Concejo Municipal, un paquete de agenda complete está disponible para su revisión en el sitio web de la Ciudad en [www.cityofmerced.org](http://www.cityofmerced.org) o en la Oficina del Secretario de la Ciudad, 678 W. 18th Street, Merced, CA 95340. Todos los registros publicos relacionados con un artículo de sesión abierta que se distribuyen a la mayoría del Concejo estarán disponibles para inspección pública en la Oficina del Secretario de la Ciudad durante el horario comercial habitual. La traducción al español y al Hmong está disponible en todas las reuniones regulares.

Sai kawg los yog li 72 teev ua ntej kev sab laj ntawm City Council, muaj pob ntawv kom tswj pub rau tib neeg los nyeem hauv City qhov website [www.cityofmerced.org](http://www.cityofmerced.org) los sis tom City Clerk's Office, 678 W. 18th Street, Merced, CA 95340. Tas nrho cov ntaub ntawv teev tseg ntawm zej tsoom ntawm kev sab laj pub rau pej xeem sawv daws los nyeem tom City Clerk's Office thaum lub caij ua hauj lwm. Muaj txhais lus Mev thiab lus Hmoob.

**MODIFIED PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY  
CLERK/COMENTARIO DEL PÚBLICO MODIFICADO/ KEV HLOOV RAU TEJ PEJ  
XEEM TXOG KEV TAWM SUAB, NCAUS LUS:**

Members of the audience who wish to address the City Council are requested to complete a speaker card available at the podium against the right hand side of the Council Chamber. Please submit the completed card to the City Clerk before the item is called, preferably before the meeting begins.

For at risk individuals or those not wanting to attend an in-person meeting during the current Covid-19 pandemic, please submit your public comment to the City Council electronically no later than 1PM on the day of the meeting. Comments received before the deadline will be sent to the City Council and will be part of the record and mentioned as part of the Written Petitions and Communications portion of the agenda.

Material may be emailed to [cityclerk@cityofmerced.org](mailto:cityclerk@cityofmerced.org) and should be limited to 300 words or less. Please specify which portion of the agenda you are commenting on, for example, Closed Session, item # or Oral Communications. Your comments will be presented to the City Council at the appropriate time. Any correspondence received after 1 PM will be distributed to the City Council and retained for the official record.

You may provide telephonic comments via voicemail by calling (209) 388-8688 by no later than 1 PM on the day of the meeting to be added to the public comment. Voicemails will be limited to a time limit of three (3) minutes. Please specify which portion of the agenda you are commenting on, for example, Public Hearing item #, Consent item #, or Oral Communications. Your comments will be played during the City Council meeting at the appropriate time. For Public Hearing items, if you wish to speak live during the meeting, please leave callback information and you will be contacted with further details.

To view video (if available) or listen to the City Council meeting live, go to the City's website [www.cityofmerced.org](http://www.cityofmerced.org), Facebook Live, or Comcast Public Access Channel 96.

Los miembros de la audiencia que desea dirigirse al Ayuntamiento deben completar una tarjeta de orador disponible en el podio en el lado derecho de la Cámara del Consejo. Envíe la tarjeta completa al secretario de la ciudad antes de que se llame al artículo, preferiblemente antes de que comience la reunión.

Para las personas en riesgo de aquellos que no quieran asistir a una reunión en persona durante la pandemia actual de Covid-19, envíe su comentario público al Ayuntamiento de forma electrónica a más tardar a la 1:00 p.m. del día de la reunión. Los comentarios recibidos antes de la fecha límite se enviarán al Concejo Municipal y formarán parte del registro y se mencionarán como parte de la sección de Peticiones y comunicaciones escritas de la agenda.

El material puede enviarse por correo electrónico a [cityclerk@cityofmerced.org](mailto:cityclerk@cityofmerced.org) y debe limitarse a 300 palabras o menos. Por favor, especifique qué parte de la agenda está comentando, por ejemplo, Sesión cerrada, artículo # o Comunicaciones orales. Sus comentarios serán presentados al Ayuntamiento en el momento apropiado. Cualquier correspondencia recibida después de la 1 PM se distribuirá al Ayuntamiento y se conservará para el registro oficial.

Puede proporcionar comentarios telefónicos a través del correo de voz llamando al (209) 388-8688 a más tardar a la 1 PM del día de la reunión para que se agreguen al comentario público. Los mensajes de voz estarán limitados a un límite de tiempo de tres (3) minutos. Por favor especifique qué parte de la agenda está comentando, por ejemplo, número de artículo de la audiencia pública, número de artículo de consentimiento o comunicaciones orales. Sus comentarios se reproducirán durante la reunión durante la reunión del Ayuntamiento en el momento adecuado. Para los temas de audiencia pública, si desea hablar en vivo durante la reunión, deje la información de su llamada y lo contactaremos con más detalles.

Para ver el video (si está disponible) o escuchar la reunión del Concejo Municipal en vivo, visite el sitio web de la ciudad [www.cityofmerced.org](http://www.cityofmerced.org), Facebook Live o Comcast Public Access Channel 96.

Cov pej xeem los koom lub rooj sab laj kws xav tawm suab rau City Council muaj feem los sau ntawv hauv daim ntawv tawm suab nyob ntawm lub sam thiaj hais lus sab xis ntawm Council Chamber. Thov xa daim ntawv tawm suab rau tus City Clerk ua ntej lub sij hawm lub rooj sab laj pib.

Rau cov tib neeg kws tuaj koom tsis tau lub rooj sab laj vim muaj kab mob COVID-19, thov xa koj cov lus tawm suab rau City Council hauv computer los sis hauv xov tooj ua ntej 1 teev tav su hnuv muaj lub rooj sab laj. Cov lus tawm suab txais tau ua ntej lub sij hawm sab laj muab xa rau City Council thiaj muab tso hauv daim ntawv kom tswj.

Tej ntaub ntawv thov muab xa rau [cityclerk@cityofmerced.org](mailto:cityclerk@cityofmerced.org) thiab tsis pub muaj tshaj 300 los lus. Thov qhia qhov twg hauv daim kom tswj koj xav tawm suab rau, piv txwv li, kev sab laj kaws, nqes # los sis kev sib tham ntawm ncauj lus. Koj cov tswv yim muab rau lub rooj sab laj thaum lub sij hawm tsim nyog. Tej ntaub ntawm txais tau tom qab 1 teev tav su mam muab rau City Council thiab tso hauv cov ntaub ntawv teev tseg.

Koj muaj feem tso suab hauv xov toom thaum hu (209) 388-8688 ua ntej 1 teev tav su hnuv sab laj thiaj koj lub tswv yim muab tso hauv daim kom tswj. Tso suab hauv xov tooj tsis pub ntev tshaj (3) feeb. Thov qhia qhov twg hauv daim kom tswj koj xav tawm suab rau, piv txwv li, zej tsoom tawm suab #, khoom tso cai #, los sis kev sib tham ntawm ncauj lus. Cov suab kaws hauv xov mam tso mloog thaum lub caij tsim nyog thaum sab laj. Yog koj xav tawm suab thaum sab laj, thov tso koj tus zauv xov tooj, ib tus tib neeg ua hauj lwm mam li hu koj.

Yog koj xav saib video (tham muaj) los sis mloog City Council kev sab laj, ces mus hauv City's website [www.cityofmerced.org](http://www.cityofmerced.org), Facebook Live, los sis Comcast Public Access Channel 96.

### INDIVIDUALS WITH DISABILITIES

Accommodation for individuals with disabilities may be arranged by contacting the City Clerk at (209) 388-8650. Assisted hearing devices are available for meetings held in the Council Chamber.

#### A. CLOSED SESSION ROLL CALL

#### B. CLOSED SESSION

The legislative body shall provide the public with an opportunity to address the body on any item described in Closed Session [Government Code Section 54954.3(a)]. See MODIFIED PUBLIC COMMENT.

- B.1.** [22-070](#) **SUBJECT: CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION** Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4): (1) Case.
- B.2.** [22-114](#) **SUBJECT: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** Significant Exposure Litigation Pursuant to Paragraph (2) of Subdivision (d) of Government Code section 54956.9: (1) Potential Case Regarding the Northern Portion of the Arbor Walkway
- B.3.** [22-116](#) **SUBJECT: CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** Pursuant to Paragraph (1) of Subdivision (d) of Government Code section 54956.9, Name of Case: City of Merced v. Trivedi, et al., Merced County Superior Court Case No. 21CV-01741

#### C. CALL TO ORDER

- C.1. Invocation - Pastor Joel Dorman, First Baptist Church Merced
- C.2. Pledge of Allegiance to the Flag

#### D. ROLL CALL

D.1. In accordance with Government Code 54952.3, it is hereby announced that the City Council sits either simultaneously or serially as the Parking Authority and the Public Financing and Economic Development Authority. City Council members receive a monthly stipend of \$400.00 by Charter for sitting as the City Council; and the Mayor receives an additional \$100.00 each month as a part of the adopted budget and Resolution 2020-86. The members of the Parking Authority and the Public Financing and Economic Development Authority receive no compensation.

## E. REPORT OUT OF CLOSED SESSION

## F. CEREMONIAL MATTERS

F.1. [22-097](#)      **SUBJECT:** Proclamation - Black History Month

### REPORT IN BRIEF

Received by the NAACP President, Allen Brooks.

F.2. [22-121](#)      **SUBJECT:** Recognition of the El Capitan High School Girls Varsity Soccer Team

### REPORT IN BRIEF

A certificate will be received by the 2021/2022 CCC Champions, El Capitan High School Girls Varsity Soccer Team.

## G. WRITTEN PETITIONS AND COMMUNICATIONS

## H. ORAL COMMUNICATIONS

Members of the public who wish to speak on any matter not listed on the agenda may speak during this portion of the meeting and will be allotted 5 minutes. The Mayor may, at his discretion, reduce the time to 3 minutes if there are more than 3 speakers, in order to accommodate as many speakers as possible. State law prohibits the City Council from acting at this meeting on any matter raised during the public comment period. Members of the public who wish to speak on a matter that is listed on the agenda will be called upon to speak during discussion of that item. See MODIFIED PUBLIC COMMENT.

## I. CONSENT CALENDAR

Adoption of the Consent Calendar may be made by one motion of the City Council, provided that any Council member, individual, or organization may request removal of an item from the Consent Calendar for separate consideration. If a request for removal of an item from the Consent Calendar has been received, the item will be discussed and voted on separately. See MODIFIED PUBLIC COMMENT.

I.1. [22-090](#)      **SUBJECT:** Reading by Title of All Ordinances and Resolutions

**REPORT IN BRIEF**

Ordinances and Resolutions which appear on the public agenda shall be determined to have been read by title and a summary title may be read with further reading waived.

**RECOMMENDATION**

**City Council** - Adopt a motion waiving the reading of Ordinances and Resolutions, pursuant to Section 412 of the Merced City Charter.

- I.2. [22-098](#) **SUBJECT: Information-Only Contracts for the Month of January 2022**

**REPORT IN BRIEF**

Notification of awarded Non-Public Works contracts under \$34,000 and of Public Works contracts under \$76,875.

- I.3. [22-091](#) **SUBJECT: Approval of City Council/Public Financing and Economic Development/Parking Authority Meeting Minutes of January 3, 2022**

**REPORT IN BRIEF**

Official adoption of previously held meeting minutes.

**RECOMMENDATION**

**City Council/Public Financing and Economic Development/Parking Authority** - Adopt a motion approving the meeting minutes of January 3, 2022.

- I.4. [21-986](#) **SUBJECT: Accept and File Community Facilities District (CFD) Nos. 2003-1 (Bellevue Ranch East), 2003-2 (Services), 2005-1 (Bellevue Ranch West), 2006-1 (Moraga of Merced) Annual Disclosure Reports for Fiscal Year 2020-2021**

**REPORT IN BRIEF**

The continuing annual disclosure reports contain certain CFD information required to be filed annually by the City per Security and Exchange Commission (SEC) rule 15c2-12(b) and Government Code sections 50075-50077 and 53410-53412.

**RECOMMENDATION**

**City Council** - Adopt a motion accepting and filing the CFD Annual Disclosure Reports for Fiscal Year 2020-2021 for CFD Nos. 2003-1 (Bellevue Ranch East), 2003-2 (Services), 2005-1 (Bellevue Ranch West), 2006-1 (Moraga of Merced).

I.5. [22-053](#) **SUBJECT: Authorization of Signing Authority for City Bank Accounts and Local Agency Investment Fund**

**REPORT IN BRIEF**

Consider granting the City's Officers signing authority for City bank accounts and Local Agency Investment Fund.

**RECOMMENDATION**

**City Council/Public Financing and Economic Development Authority/Parking Authority - Adopt a motion:**

- A. Adopting **Resolution 2022-05**, a Resolution of the City Council of the City of Merced, California, authorizing signature of City checks; and,
- B. Adopting **Resolution 2022-06**, a Resolution of the City Council of the City of Merced, California, authorizing investment of City of Merced monies in Local Agency Investment Fund; and,
- C. Adopting **Resolution PFA 2022-01**, a Resolution of the City of Merced Public Financing and Economic Development Authority authorizing signature of Authority checks; and,
- D. Adopting **Resolution PFA 2022-02**, a Resolution of the City of Merced Public Financing and Economic Development Authority authorizing investment of City of Merced monies in Local Agency Investment Fund; and,
- E. Adopting **Resolution PA 2022-01**, a Resolution of the Parking Authority of the City of Merced, California, authorizing signature of Parking Authority checks; and,
- F. Adopting **Resolution PA 2022-02**, a Resolution of the Parking Authority of the City of Merced, California authorizing investment of City of Merced monies in Local Agency Investment Fund.

I.6. [22-061](#) **SUBJECT: Approval to Waive the Competitive Bidding Requirements and Approval of an Agreement for the Purchase of Weather-Based Irrigation Controllers with Horizon Distributors, Inc., in the Amount of \$155,927.76, as Part of the Department of Water Resources Proposition 1 Grant Awarded to the Merced Irrigation District (MID) on Behalf of the Merced Integrated Regional Water Management Authority**

**REPORT IN BRIEF**

Considers waiving the City's competitive bidding requirements pursuant to Merced Municipal Code Section 3.04.210 and approving an agreement for the purchase of weather-based irrigation controllers.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code Section 3.04.210; and,
- B. Approving an Agreement for the Purchase of Goods with Horizon Distributors, Inc., in the amount not to exceed \$155,927.76; and,
- C. Authorizing the City Manager or the Deputy City Manager, to execute the necessary documents.

I.7. [22-063](#)

**SUBJECT:** Approval to Waive the Competitive Bidding Requirements, and Approval of Agreements for Supplies and Services for the Purchase of Irrigation Parts and Related Supplies/Materials with Ewing Irrigation Products, Inc., in the Amount not to Exceed \$50,000, Vehicle Parts and Repair Services with Golden State Emergency Vehicle Service, Inc., in the Amount not to Exceed \$80,000, Road Materials with Jim Brisco Enterprises, Inc., in the Amount not to Exceed \$85,000, and Signal Lights/Parts with Western Systems, Inc., in the Amount not to Exceed \$75,000, with the Contracts' Terms Ending June 30, 2022

**REPORT IN BRIEF**

Considers waiving the City's competitive bidding requirements pursuant to Merced Municipal Code Section 3.04.210 and approving four (4) separate Supply and Service Agreements for the purchase of vehicle parts and repair services, herbicides and related application equipment, as well as agricultural chemicals.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code Section 3.04.210; and,
- B. Approving an Agreement for Supplies and Services with Ewing Irrigation Products, Inc., in the amount not to exceed \$50,000; and,

C. Approving the Agreement for Supplies and Services with Golden State Emergency Vehicle Service, Inc., in the amount not to exceed \$80,000; and,

D. Approving the Agreement for Supplies and Services Jim Brisco Enterprises, Inc., in the amount not to exceed \$85,000; and,

E. Approving the Agreement for Supplies and Services Western Systems, Inc., in the amount not to exceed \$75,000; and,

F. Authorizing the City Manager or the Deputy City Manager, to execute the necessary documents.

I.8. [22-062](#)

**SUBJECT:** Approval to Waive the City's Competitive Bidding Requirements and Approval of a Supplies and Services Agreement with Kemira Water Solutions, Inc., for the Purchase of Chemicals for the City's Wastewater Treatment Plant, Including Ferric Chloride at a Unit Cost of \$1,084.46 per Dry Ton and Poly Aluminum Chloride (PAC) at a Unit Cost of \$.98 per Pound, with a Contract Term Ending June 30, 2022

**REPORT IN BRIEF**

Considers waiving the City's competitive bidding requirements and approving a Supplies and Services Agreement with Kemira Water Solutions, Inc., to purchase ferric chloride and poly aluminum chloride for use at the City's Wastewater Treatment Plant.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code Section 3.04.210 for an annual supplies and service agreement; and,

B. Approving a Supplies and Services Agreement with Kemira Water Solutions, Inc., for the purchase of ferric chloride and poly aluminum chloride through June 30, 2022; and,

C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents.

I.9. [22-074](#)

**SUBJECT:** Approval to Waive the City's Competitive Bidding Requirements and Approval of a Supplies and Services Agreement

with Jenfitch, Inc., for the Purchase of Chemicals for the City's Wastewater Treatment Plant, Including Poly Aluminum Chloride (PAC) at a Unit Cost of \$.95 Per Pound, with a Contract Term Ending June 30, 2022

**REPORT IN BRIEF**

Considers waiving the City's competitive bidding requirements and approving a Supplies and Services Agreement with Jenfitch, Inc., to purchase poly aluminum chloride for use at the City's Wastewater Treatment Plant.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code Section 3.04.210 for an annual supplies and service agreement; and,
- B. Approving a Supplies and Services Agreement with Jenfitch, Inc., for the purchase of poly aluminum chloride through June 30, 2022; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents.

**I.10.** [22-078](#)

**SUBJECT:** Approval of Street Closure Request #22-01 by the Merced County Hispanic Chamber of Commerce to Host a Farmers Market Event (El Mercado) Bimonthly, Located on W. Main Street Between M and K Streets, Canal Street Between Main Street and W. 18th Street, Including Bob Hart Square on Thursday, March 3, May 5, July 7, September 1, and November 3, 2022, from 3:00 p.m. to 10:00 p.m. and Approval of a Request for a City of Merced Sponsorship

**REPORT IN BRIEF**

Considers approving a request by the Merced County Hispanic Chamber of Commerce for the closure and use of City streets and Bob Hart Square on Thursday, March 3, May 5, July 7, September 1, and November 3, 2022, for a bimonthly Farmers Market Event (El Mercado). The request seeks approval to close W. Main Street, between M and K Streets, Canal Street between Main Street and W. 18th Street, including Bob Hart Square from 3:00 p.m. to 10:00 p.m. The application also includes a request for City of Merced Sponsorship.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the street closure of W. Main Street between M and K Streets, Canal Street between Main Street and W. 18th Street, and the use of Bob Hart Square on Thursday, March 3, May 5, July 7, September 1, and November 3, 2022, from 3:00 p.m. to 10:00 p.m., and City of Merced Sponsorship, subject to the details and conditions outlined in the Administrative Staff Report.

I.11. [22-081](#)

**SUBJECT:** Adoption of Resolution Approving Final Map 5392 (Cypress Terrace 7, Phase E) for 32 Single-Family Lots, Generally Located South of Gerard Avenue, West of M Street, and the Approval of the Subdivision Agreement for Cypress Terrace 7, Phase E

**REPORT IN BRIEF**

Considers the approval of Final Map #5392 for 32 single-family lots, generally located south of Gerard Avenue, west of M Street, and the Subdivision Agreement for Cypress Terrace 7, Phase E.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving **Resolution 2022-02**, a Resolution of the City Council of the City of Merced, California, approving the Final Subdivision Map for the Cypress Terrace 7, Phase E Subdivision (#5392); and,
- B. Approving the Subdivision Agreement for Cypress Terrace 7, Phase E; and,
- C. Authorizing the City Manager or Deputy City Manager to execute all necessary documents.

I.12. [22-052](#)

**SUBJECT:** Award a Bid to AG Towing for the Merced Police Department Evidence and City Vehicle Tow Service

**REPORT IN BRIEF**

Considers awarding of a bid to AG Towing for the Merced Police Department Evidence and City Vehicle Tow Service Agreement with service term from December 1, 2021 through June 30, 2023.

**RECOMMENDATION**

**City Council** - Adopt a motion awarding the bid to AG Towing and approving the Merced Police Department Evidence and City Vehicle Tow Service Agreement and authorizing the City Manager or Deputy City Manager to execute the necessary documents.

I.13. [22-059](#)

**SUBJECT:** Approval of the Purchase of VHF Radios and Accessories for the Fire Department Utilizing State Homeland Security Grant Program (SHSGP) Funding From FY19 and FY20 in a not to Exceed Amount of \$54,600 and Approval to Waive the Competitive Bidding Requirement

**REPORT IN BRIEF**

Considers authorizing the purchase of 25 new Bendix King BKR5000 wildland portable radios and accessories for use in the wildland firefighting environment in an amount not to exceed \$54,600 and waiving the competitive bidding requirements for the purchase.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the competitive bidding requirements, as stated in Section 3.04.210 of the Merced Municipal Code due to standardization; and,
- B. Accepting \$33,000 of Fiscal Year 2019 SHSGP grant funds and \$21,600 of Fiscal Year 2020 SHSGP funds to account 001-0901-324.02 Other State Grants; and,
- C. Appropriating \$54,600 to account 001-0901-522.26-00 Supplies and Services / Other Equipment O & M to purchase the portable radios and accessories and,
- D. Authorizing the City to purchase requested radio equipment through 49er Communication for equipment costs not to exceed \$54,600; and,
- E. Authorizing the use of pooled cash to cover the appropriation until grant funds are reimbursed; and,
- F. Authorizing the City Manager or Deputy City Manager to execute any necessary contracts or documents needed related to this report.

I.14. [22-088](#)

**SUBJECT:** Authorization for the Fire Department to Submit a Grant Application to the Federal Emergency Management Agency (FEMA) Fiscal Year 2021 Fire Prevention and Safety (FP&S) Grant Program to Fund Smoke and Carbon Monoxide Detectors, Fall Prevention Kits, and Emergency Preparedness Kits with an Estimated Total Project Cost of \$315,000 with FEMA Providing 90% of the Project Cost and the City Providing the 10% Local Match

**REPORT IN BRIEF**

Authorizing the Fire Department to submit a grant application to the Federal Emergency Management Agency (FEMA) Fiscal Year 2021 Fire Prevention and Safety (FP&S) Grant Program to fund a combination smoke detector and carbon monoxide detector supplies, a fall prevention kit for the elderly, and emergency preparedness kits with an estimated total project cost of \$315,000 with FEMA providing 90% of the project cost and the City providing the 10% local match.

**RECOMMENDATION**

**City Council** - Adopt a motion authorizing the submittal of a grant application to the Federal Emergency Management Agency (FEMA) Fiscal Year 2021 Fire Prevention and Safety (FP&S) Program with an estimated total project cost of \$315,000 with FEMA providing 90% of the project cost and the city providing the 10% local match.

**I.15.** [22-111](#)

**SUBJECT:** Approval of a Side Letter Agreement with Merced Fire Fighters, Local #1479 (Fire) with a Term of January 18, 2022 Through April 1, 2022 Adopting General Order 22-002, COVID-19 Staffing Reduction Guidelines

**REPORT IN BRIEF**

Considers approving a Side Letter Agreement with Merced Fire Fighters, Local #1479 (Fire) with a term of January 18, 2022 through April 1, 2022, adopting General Order 22-002, COVID-19 Staffing Reduction Guidelines.

**RECOMMENDATION**

**City Council** - Adopt a motion approving a Side Letter Agreement with International Fire Fighters Association Local #1479; and affirming the City Manager's approval of General Order 22-002, COVID-19 Staffing Reduction Guidelines.

**I.16.** [22-089](#)

**SUBJECT:** Second Reading and Final Adoption of an Ordinance to Approve Zone Change #428, Initiated by MCP, LLC, Property Owner, Involving a Zone Change From Low-Density Residential (R-1-6) to Medium-Density Residential with an Urban Residential Zoning Overlay (R-3-2/UR) for Four 0.22-Acre Parcels Located at 565, 575, 601, and 609 Q Street

**REPORT IN BRIEF**

Second reading of a previously introduced ordinance for a Zone Change from Low Density Residential (R-1-6) to Medium Density Residential with

an Urban Residential Overlay (R-3-2/UR) for four 0.22-acre parcels located at 565, 575, 601, and 609 Q Street.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Ordinance 2536**, An Ordinance of the City Council of the City of Merced, California, amending the official Zoning Map by rezoning approximately 0.88 acres of land generally located on the west side of Q Street, directly south of West 6th Street, from Low-Density Residential (R-1-6) to Medium-Density Residential (R-3-1.5) with Urban Residential (UR) Overlay.

**J. PUBLIC HEARINGS**

Members of the public who wish to speak on public hearings listed on the agenda will be heard when the Public Hearing is opened, except on Public Hearing items previously heard and closed to public comment. After the public has commented, the item is closed to further public comment and brought to the Council for discussion and action. Further comment will not be received unless requested by the Council. See MODIFIED PUBLIC COMMENT.

- J.1. [22-095](#) **SUBJECT:** Public Hearing (to be Heard at 7:00PM) to Receive a Report from Staff on the Redistricting Process and Permissible Criteria to be Considered to Review Maps Recommended by the Redistricting Advisory Committee and Submitted Draft Maps from the Public for Consideration

**REPORT IN BRIEF**

Public Hearing to inform the City Council and the public on the redistricting process and permissible criteria to be considered to review maps recommended by the Redistricting Advisory Committee and submitted draft maps from the public for consideration.

**RECOMMENDATION**

**City Council** - Review the two (2) recommended draft maps by the Redistricting Advisory Committee and draft maps submitted by the Public and continue the Public Hearing to March 7, 2022.

- J.2. [22-005](#) **SUBJECT:** Public Hearing and Potential Introduction of Ordinance to Update the City's Public Facilities Financing Plan and Impact Fee Program and Adoption of a Resolution Amending the Administrative Policy Implementing the Fees

**REPORT IN BRIEF**

The City Council will hold a public hearing and consider introduction of an Ordinance regarding the comprehensive update of the City's Public

Facilities Financing Plan and Impact Fee Program along with the Repeal of the Park Quimby Act Fees and adoption of a resolution amending the Administrative Policy implementing the Fees.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Introducing **Ordinance 2537**, An Ordinance of the City Council of the City of Merced, California, amending Chapter 17.62, "Public Facilities Impact Fees," And Repealing Chapter 17.38 "Park and Recreation Facilities Fee" And Chapter 18.40, "Park Dedication," of the Merced Municipal Code; and,

B. Adopting **Resolution 2022-07**, A Resolution of the City Council of the City of Merced, California, amending Administrative Policy and Procedure A-32 regarding Public Facilities Impact Fees.

**K. BUSINESS**

K.1. [21-993](#)

**SUBJECT:** Review, Discussion and Direction Regarding Cost Sharing Agreement with Daniel R. Martin Family Foundation, Inc. and the City of Merced to Fund a Third Zookeeper at Applegate Zoo for Three Years

**REPORT IN BRIEF**

Review, discuss and provide staff direction regarding a Cost Sharing Agreement between the Daniel R. Martin Family Foundation, Inc. and the City of Merced for the funding of a third zookeeper at Applegate Zoo for a three-year duration.

**RECOMMENDATION**

**City Council** - Provide staff direction on pursuing the Cost Sharing Agreement between the Daniel R. Martin Family Foundation, Inc. and the City of Merced, for the funding of a third zookeeper for three years.

K.2. [22-118](#)

**SUBJECT:** Mayor Serratto's Request to Discuss Restoring Laura Fountain - Update

**REPORT IN BRIEF**

Mayor Serratto will discuss the plan to restore Laura Fountain pursuant to City Council Administrative Policies and Procedures C-1.

**RECOMMENDATION**

Provide staff direction for possible next steps.

K.3. [22-092](#)

**SUBJECT:** Request to Add Item to Future Agenda

**REPORT IN BRIEF**

Provides members of the City Council to request that an item be placed on a future City Council agenda for initial consideration by the City Council.

K.4. [22-093](#)

**SUBJECT:** City Council Comments

**REPORT IN BRIEF**

Provides an opportunity for the Mayor and/or Council Member(s) to make a brief announcement on any activity(ies) she/he has attended on behalf of the City and to make a brief announcement on future community events and/or activities. The Brown Act does not allow discussion or action by the legislative body under this section.

**L. ADJOURNMENT**