



# CITY OF MERCED

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

## Minutes

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

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Tuesday, July 5, 2022

6:00 PM

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#### A. CLOSED SESSION ROLL CALL

- Present:** 5 - Mayor Matthew Serratto, Council Member Fernando Echevarria, Council Member Delray Shelton, Council Member Bertha Perez, and Council Member Jesse Ornelas
- Absent:** 2 - Mayor Pro Tempore Kevin Blake, and Council Member Sarah Boyle

#### B. CLOSED SESSION

Mayor SERRATTO called Closed Session to order at 5:32PM.

##### B.1.

**SUBJECT:** CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4): (1) Case

**Clerk's Note:** Council adjourned from Closed Session at 5:49PM.

#### C. CALL TO ORDER

Mayor SERRATTO called the regular meeting to order at 6:00PM.

Invocation - Shahid Sohail, Ahmadiyya Muslim Community, Merced Chapter

The invocation was delivered by Shahid SOHAIL from the Ahmadiyya Muslim Community, Merced Chapter.

Pledge of Allegiance to the Flag

Council Member ECHEVARRIA led the Pledge of Allegiance to the Flag.

#### D. ROLL CALL

- Present:** 5 - Mayor Matthew Serratto, Council Member Fernando Echevarria, Council Member Delray Shelton, Council Member Bertha Perez, and Council Member Jesse Ornelas
- Absent:** 2 - Mayor Pro Tempore Kevin Blake, and Council Member Sarah Boyle

#### E. REPORT OUT OF CLOSED SESSION

There was no report.

#### F. CEREMONIAL MATTERS

F.1.                    **SUBJECT: Proclamation - Italian Catholic Federation 90th Anniversary**

**REPORT IN BRIEF**

Received by a representative from the Italian Catholic Federation.

Mayor SERRATTO presented a proclamation to a member of the Italian Catholic Federation.

F.2.                    **SUBJECT: Proclamation - Parks and Recreation Month**

**REPORT IN BRIEF**

Received by a representative from the Recreation and Parks Department.

Mayor SERRATTO presented the proclamation to the Director of Parks and Community Services and community partners.

**G. WRITTEN PETITIONS AND COMMUNICATIONS**

**Clerk's Note:** Emails were received for the following agenda item and forwarded to Council prior to the meeting.

Oral Communications - Alan CLAUNCH, William and Beverly LENTZ, and Sherry.

**H. ORAL COMMUNICATIONS**

**Clerk's Note:** The following comment was received via voicemail.

Sherry, Merced - spoke on the garbage can ordinance.

**Clerk's Note:** The following speakers appeared in person.

Juan LUZURIAGA, spoke on seeking support and assistance on creating an initiative towards children and dog bites.

Gloria SANDOVAL, Merced - spoke on the Shannon Parcade and praised the Public Works Department for installing a memorial plaque.

**I. CONSENT CALENDAR**

Agenda Item I.6. Approval of a Lease Agreement for McNamara Youth Center with Students with Aspiring Goals (S.W.A.G.) for Afterschool Youth Programming for a One Year Term with an Option to Extend the Term for an Additional Term of Two Years on a Year-to-Year Basis; was pulled for separate consideration.

## Approval of the Consent Agenda

A motion was made by Council Member Shelton, seconded by Council Member Ornelas, to approve the Consent Agenda. The motion carried by the following vote:

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

### I.1. **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.

**This Consent Item was approved.**

### I.2. **SUBJECT:** Information-Only Contracts for the Month of June 2022

#### REPORT IN BRIEF

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

**This Consent Item was approved.**

### I.3. **SUBJECT:** Information Only - Planning Commission Minutes of May 18, 2022

#### RECOMMENDATION

For information only.

**This Consent Item was approved.**

### I.4. **SUBJECT:** Adoption of Resolution Authorizing the City Manager to Apply for the California Violence Intervention and Prevention Grant Program, Execute the Grant Agreement and any Amendments and any Other Necessary Documents Associated with the Grant

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Application on Behalf of the City of Merced

**REPORT IN BRIEF**

Considers the adoption of a Resolution authorizing the City Manager to apply for the California Intervention and Prevention Grant Program, execute the grant agreement, any amendments, and other necessary documents associated with the grant application on behalf of the City of Merced.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Adopting **Resolution 2022-43**, a Resolution of the City Council of the City of Merced, California, authorizing the submittal of grant proposal for the 2022 California Violence Intervention & Prevention (CALVIP) grant program; and,

B. Authorizing the City Manager or Deputy City Manager to execute the standard grant agreement, any amendments, and other necessary documents associated with the grant application, and to take all actions reasonably necessary to carry out the intent of this Resolution.

**This Consent Item was approved.**

**I.5.**

**SUBJECT:** Request to Authorize a Supplemental Appropriation from Unreserved, Unencumbered Fund Balance from Fund 561, Airport Operations, in an amount not to exceed \$600,000.00 for Commercial Airport Terminal Planning Study, Design, and Environmental Services

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**REPORT IN BRIEF**

Considers approving a supplemental appropriation within Fund 561, Airport Operations, in the amount of \$600,000.00, to pre-fund Airport grants for Airport feasibility study, design, and environmental services.

**RECOMMENDATION**

**City Council** - Adopt a Motion:

A. Approving a supplemental appropriation from the unreserved, unencumbered fund balance in Fund 561, Airport Operations, in an amount not to exceed \$600,000.00 to account 561-1303-562.17-00 Professional Services; and,

B. Authorizing the Finance Officer to make the necessary budget

adjustments.

**This Consent Item was approved.**

I.7.

**SUBJECT:** Approval of an Agreement with Goodwin Consulting Group to Prepare a Fiscal Analysis to Consider the Formation of a New Community Facilities District (CFD)

**REPORT IN BRIEF**

Considers the approval of a contract with Goodwin Consulting Group for the preparation of a Fiscal Analysis to consider the formation of a new Community Facilities District for Services.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the contract with Goodwin Consulting Group in the amount of \$34,000 for the preparation of a Fiscal Analysis to consider the formation of a new Community Facilities District; and,

B. Approving a Supplemental Appropriation in Fund 017-Development Services unencumbered, unreserved fund balance in the amount of \$34,000 in 017-0804-512.17-00 Professional Services Planning Division; and,

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

**This Consent Item was approved.**

I.8.

**SUBJECT:** Approval to Waive the Competitive Bidding Requirement and Approval of a First Amendment with THOR, Inc. for AS/400 Consulting Services and Authorization to Increase the not to Exceed Spending Authority From \$534,000 to \$839,370

**REPORT IN BRIEF**

Considers waiving the competitive bidding requirement and approve the first amendment with THOR, Inc. for AS/400 consulting services and authorization to increase the not to exceed spending authority from \$534,000 to \$839,000.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the competitive bidding requirements for professional services due to sole sourcing as stated in Section 3.04.210 of the Merced Municipal Code; and,
- B. Approving the first Amendment to the agreement with THOR, Inc.; and,
- C. Authorizing the not to exceed spending authority to THOR, Inc. from \$534,000 to \$839,000; and,
- D. Authorizing the City Manager or Deputy City Manager to execute the necessary documents.

**This Consent Item was approved.**

**I.9.**

**SUBJECT: Approval to Waive the Competitive Bidding Requirements and Award a Five-Year Sole Source Contract to Central Square for Support and Hosting of the Current Enterprise Resource Planning System in the Amount of \$853,274**

**REPORT IN BRIEF**

Considers waiving the competitive bidding requirements and award a five-year sole source contract to Central Square for support and hosting of the current enterprise resource planning system in the amount of \$853,274.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Waiving the City's competitive bid requirements for purchases necessary for standardization on particular type of equipment as stated in Section 3.04.210 of the Merced Municipal Code; and,
- B. Approving the agreement with Central Square including future professional services contract amendments up to 10% of the total contract amount; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents, including future zero-dollar amendments to the agreements; and,
- D. Authorizing the Finance Officer to make necessary budget

adjustments for these and future contract amendments.

**This Consent Item was approved.**

**I.10.**

**SUBJECT:** Approval of a First Amendment with SDI Presence LLC. for Full Project Management Professional Services, and Authorization to Increase the not to Exceed Spending Authority from \$251,250 to \$467,950

**REPORT IN BRIEF**

Considers approving the first amendment with SDI Presence LLC. for full project management services and increasing the not to exceed spending authority from \$251,250 to \$467,950.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving the first Amendment with SDI Presence LLC.; and,
- B. Authorizing the not to exceed spending authority to SDI Presence LLC from \$251,250 to \$467,950; and,
- C. Authorizing the City Manager or the Deputy City Manager to execute the necessary Documents.

**This Consent Item was approved.**

**I.11.**

**SUBJECT:** Approval to Waive the Competitive Bid Process to Allow for the Cooperative Purchase with Competitively Bid Contract; County of Merced 2021 AMS FOCUS Agreement 2021092 with AMS.net in a not to Exceed Amount of \$135,000 in Fiscal Year 2022/2023

**REPORT IN BRIEF**

Considers waiving the competitive bid process, as stated in Section 3.04.210 of the Merced Municipal Code, to allow for the cooperative purchase with competitively bid contract; 2021 AMS FOCUS Agreement 2021092 with AMS.net in a not to exceed amount of \$135,000 in Fiscal Year 2022/2023.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving to waive the competitive bidding requirements as stated in Section 3.04.210 of the Merced Municipal Code; and,
- B. Approving piggybacking onto the 2021 AMS FOCUS Agreement 2021092; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents; and,
- D. Authorizing the Finance Officer to make necessary budget adjustments; and,
- E. Authorizing the purchase of goods through AMS.net in the amount not to exceed \$135,000 for Fiscal Year 2022-23.

**This Consent Item was approved.**

**I.12.**

**SUBJECT:** Approval of Two Agreements for Professional Services with Provost and Pritchard Engineering Group, Incorporated, for the PCE Groundwater Project for a Combined Total of \$290,800.00

**REPORT IN BRIEF**

Considers authorizing two separate agreements for environmental remediation services for a combined total of \$290,800.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving the Agreement for Professional Services (cleanup contract) with Provost and Pritchard Engineering Group, Incorporated, in the amount of \$224,800 for PCE groundwater cleanup Project 123031; and,
- B. Approving the Agreement for Professional Services (reporting contract) with Provost and Pritchard Engineering Group, Incorporated, in the amount of \$66,000 for report drafting; and,
- C. Authorizing the City Manager or Deputy City Manager to execute necessary documents.

**This Consent Item was approved.**

**I.13.**

**SUBJECT:** Approval to Waive the Competitive Bidding Requirements and Approve Purchases of Parts, Equipment,

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Supplies, and Services Necessary for Public Works Maintenance and Operations from Bridgestone Americas Tire Operations, LLC, dba GCR Tires and Services in the Amount not to Exceed \$300,000; From Interstate Truck Center, LLC, in the Amount not to Exceed \$150,000; From J A Momaney Services, Inc., in the Amount not to Exceed \$200,000; From Next Level Parts, Inc., dba Carquest of Merced in the Amount not to Exceed \$85,000; and From Wilbur-Ellis Company, LLC in the Amount not to Exceed \$85,000 Through June 30, 2023

#### **REPORT IN BRIEF**

Considers waiving the City's competitive bidding requirements pursuant to Merced Municipal Code Section 3.04.210 and approving the purchase of various parts, equipment, supplies, and services for Public Works maintenance and operations.

#### **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 annual supplies and services agreements; and,
- B. Approving the agreement for Purchase of Goods with Bridgestone Americas Tire Operations, LLC, dba GCR Tires and Services, in the amount not to exceed \$300,000 in Fiscal Year 2022/2023; and,
- C. Approving the agreement for Supplies and Services Interstate Truck Center, LLC, in the amount not to exceed \$150,000 in Fiscal Year 2022/2023; and,
- D. Approving the agreement for Purchase of Goods with J A Momaney Services, in the amount not to exceed \$200,000 in Fiscal Year 2022/2023; and,
- E. Approving the agreement for Purchase of Goods with Next Level Parts, Inc. dba Carquest of Merced, in the amount not to exceed \$85,000 in Fiscal Year 2022/2023; and,
- F. Approving the agreement for Purchase of Goods with Wilbur-Ellis Company, LLC in the amount not to exceed \$85,000 in Fiscal Year 2022/2023; and,

G. Authorizing the City Manager or the Deputy City Manager, to execute the necessary documents or contracts, and to approve change orders up to the City Manager's purchasing authority.

This Consent Item was approved.

I.14.

**SUBJECT:** Award of Bid and Approval of Agreement for the Purchase of Goods with Jenfitch, Inc., for the Supply and Delivery of Poly Aluminum Chloride Coagulant in the Amount of \$45,000 for the Contract Term Ending June 30, 2023

**REPORT IN BRIEF**

Considers awarding the bid and approving an agreement with Jenfitch, Inc., for the supply and delivery of poly aluminum chloride coagulant.

**RECOMMENDATION**

**City Council** - Adopt a motion awarding the bid and approving the agreement with Jenfitch, Inc., for the supply and delivery of poly aluminum chloride coagulant in the amount of \$45,000 for the contract term ending June 30, 2023; and authorizing the City Manager or Deputy City Manager to execute the necessary documents.

This Consent Item was approved.

I.15.

**SUBJECT:** Approval of Lease Agreement Between the City of Merced and Westamerica Bank for 6,100 Square-Foot Located at 1801 M Street Starting at \$1.33 Per Square Foot for Three (3) Years and an Option for a Three (3) Year Extension

**REPORT IN BRIEF**

Considers a lease agreement between the City of Merced and Westamerica Bank, located at the Merced Center Parking Garage (1801 M Street) for three (3) years and one (1) option for a three (3) year extension.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the lease agreement between the City of Merced and Westamerica Bank; and,

B. Authorizing the City Manager or the Deputy City Manager to execute

the necessary documents.

This Consent Item was approved.

I.16.

**SUBJECT:** Approval of a Third Amendment to the Lease Agreement Between the City of Merced and NCWPCS MPS 29-Year Tower Holding, LLC. Allowing up to Two Additional Renewal Options for Use of the Transmission Tower Located on Top of the Ralph Shannon Parcade (1729 M Street), and Expanding the Lease Area by 160-Square-Feet to Accommodate a Backup Generator, with a Minimum Base Rent of \$2,450 Per Month

**REPORT IN BRIEF**

Considers a third lease agreement amendment allows one additional five-year term and up to one additional two-year term for the use of the transmission tower and the addition of a backup generator located on the top floor of the Ralph Shannon Parcade. In 2020, the California Public Utilities Commission voted unanimously to require all cell towers to have 72 hours of backup power in emergency situations, including electricity shutoffs during fire seasons. The additional lease space of 160-square-feet to accommodate a backup generator will satisfy this requirement and provide additional rent revenue.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the third amendment to the lease agreement between the City of Merced and NCWPCS MPS 29-Year Tower Holding, LLC and authorizing the City Manager or the Deputy City Manager to execute all the necessary documents.

This Consent Item was approved.

I.17.

**SUBJECT:** Second Reading and Final Adoption of an Ordinance Approving Site Utilization Plan Revision #12 to Planned Development (P-D) #8 Changing the Land Use Designation for 5.59 Acres of Land Generally Located at the Southeast Corner of Loughborough Drive and Meadows Avenue

**REPORT IN BRIEF**

Second reading and final adoption of an Ordinance introduced at the Council Meeting held on June 21, 2022.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Ordinance 2541**, An

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Ordinance of the City Council of the City of Merced, California, approving Site Utilization Plan Revision #12 to Planned Development (P-D) #8 changing the land use designation for 5.59 acres of land generally located at the southeast corner of Loughborough Drive and Meadows Avenue from “High-Medium Density Residential” to “High Density Residential” and changing the land use designation for 1.34 acres of land located near the southeast corner of Loughborough Drive from “High-Medium Density” (HMD) Residential to “Commercial Office” (CO).

**This Consent Item was approved.**

I.6.

**SUBJECT:** Approval of a Lease Agreement for McNamara Youth Center with Students with Aspiring Goals (S.W.A.G.) for Afterschool Youth Programming for a One Year Term with an Option to Extend the Term for an Additional Term of Two Years on a Year-to-Year Basis

**REPORT IN BRIEF**

In 2021 the lease agreement for McNamara Youth Center had expired and the City released a Request for Interest (RFI) from community groups who had a desire to provide community based, youth specific, after school programming in that location. After review of the proposals in relation to department goals and City Council priorities, it is the recommendation of Parks and Recreation Commission and staff that the City agree to lease the McNamara Community Center to Students with Aspiring Goals (S.W.A.G.).

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a Lease Agreement with S.W.A.G. for afterschool youth programming at the McNamara Youth Center for a one-year term with an option to extend for an additional two years; and,

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

Council Member ORNELAS AND ECHEVARRIA requested to pull this item.

Council, and City Manager Stephanie DIETZ discussed the option to extend the term in the agreement, progress reporting, and fairness.

**A motion was made by Council Member Ornelas, seconded by Council Member Perez, that this agenda item be approved. The motion carried by the**

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following vote:

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

## J. PUBLIC HEARINGS

J.1.

**SUBJECT:** Final (Second) Public Hearing for Receipt of Additional Public Comment and Approval of the U.S. Department of Housing and Urban Development (HUD) 2022 Annual Action Plan

### REPORT IN BRIEF

Re-open and hold the Second Public Hearing that was continued from May 16 and June 21, 2022, to receive final public comment regarding the Draft 2022 Annual Action Plan; Discuss and provide any direction to staff regarding any final changes to funding activities or other items; Commitment of funding to proposed subrecipient projects; Approval of the 2022 Annual Action Plan; and, authorizing the City Manager to execute all documents necessary to submit the finalized plan to HUD and to accept the Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) grants after approval by HUD.

### RECOMMENDATION

#### City Council -

A. Re-open and conduct the Public Hearing to receive any final public input regarding the Draft 2022 Annual Action Plan; and,

B. Discuss and provide direction to staff regarding any requested final changes to the Annual Plan text and Subrecipient and other proposed projects;

And, Adopt a Motion:

C. Committing HUD funding to the proposed subrecipient projects, as listed in the Administrative Report, contingent upon HUD's final approval and provided all National Objectives and other related HUD requirements, including environmental clearances, are met for each project; and,

D. Adopting **Resolution 2022-41**, A Resolution of the City Council of the City of Merced, California, Approving the 2022 HUD Annual Action Plan, certifying compliance with the requirements of the Community

Development Block Grant (CDBG) Program and Home Investment Partnership (HOME) Program, and authorizing Staff to submit all approved documents and certifications to the U.S. Department of Housing and Urban Development; and,

E. Authorizing the City Manager or designee to execute all related documents, allow staff to make any modifications as necessary to submit the Final Draft of the 2022 Annual Action Plan, and to accept the CDBG and HOME grants after approval by HUD.

Housing Supervisor Kim NUTT gave a slide show presentation on the 2022 HUD Annual Action Plan.

Mayor SERRATTO opened the Public Hearing at 6:45PM and closed the Public Hearing at 6:46PM due to a lack of public comment.

**A motion was made by Council Member Shelton, seconded by Council Member Perez, that this agenda item be approved. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

## K. REPORTS

**K.1.** **SUBJECT: Consideration of Renaming Merced Youth Sports Complex as Nannini Youth Sports Complex as Recommended by the Recreation and Parks Commission**

### REPORT IN BRIEF

An application has been received by the Director of Parks and Community Services to consider renaming the Youth Sports Complex in honor of Mr. Dave Nannini.

### RECOMMENDATION

**Council** - Adopt a motion approving the request from the community and supported by the subcommittee of the Recreation and Parks Commission to rename the Merced Youth Sports Complex in honor of Dave Nannini as the Nannini Youth Sports Complex.

Director of Parks and Community Services Christopher JENSEN gave a brief presentation on renaming the Merced Youth Sports Complex as Nannini Youth Sports Complex.

Council expressed support for the renaming.

**A motion was made by Council Member Perez, seconded by Council Member Echevarria, that this agenda item be approved. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

**K.2.**

**SUBJECT: Approval of Resolutions to Call for a General Municipal Election for the Three Members of the City Council by District on November 8, 2022 and Placing a Proposed Ballot Measure to Extend the Half-Cent Sales Tax without a Sunset Date and Requesting Consolidation with the Gubernatorial General Election to be Conducted by the County of Merced**

**REPORT IN BRIEF**

Considers approving Resolutions Calling November 8, 2022 General Municipal Election for the three Council Members of the City Council by district and placing a proposed Ballot Measure to end the sunset date on the half-cent sales tax and requesting the County Board of Supervisors consolidate the City's election with the Gubernatorial Election being held on the same date.

**RECOMMENDATION**

**City Council** - Adopt a Motion:

A. Adopting **Resolution 2022-42** , a Resolution of the City Council of the City of Merced, California, calling a General Municipal Election for the election of Members of the City Council; requesting the Board of Supervisors of the County of Merced, California, to provide for the consolidation of a general municipal election with the Gubernatorial General Election on November 8, 2022, and to authorize the County Election Services to render specific services to the City of Merced relating to the General Municipal Election; establishing candidate statement requirements; and determining the tie-breaking method; and,

B. Adopting **Resolution 2022-43**, a Resolution of the City Council of the City of Merced, California, calling for a General Municipal Election to be held on November 8, 2022, to present to voters a measure known as the Merced Vital City Services Protection Measure to continue the City's

general transaction (sales) and use tax at the rate of one-half percent (0.50%) until ended by the voters; and requesting the Board of Supervisors of the County of Merced, California, to provide for the consolidation of a general municipal election with the Gubernatorial of a General Election on November 8, 2022, and to authorize the County Election Services to render specific services to the City of Merced relating to the General Municipal Election; and,

C. Directing the City Manager/City Clerk and the City Attorney's Office to execute documents appropriate to carry out the tasks necessary for the General Municipal Election and to take actions related thereto; and,

City Manager Stephanie DIETZ gave a brief presentation on the Measure Ballot outreach.

**Clerk's Note:** The following comments were received via voicemail.

Noelle ANDERSON, Merced - encouraged Council to deny the resolution to renew Measure C and to postpone it until 2024.

Sebastian, Merced - spoke on placing the ballot measure in the 2024 election.

Ramon RODRIGUEZ, Merced - spoke on waiting on placing the ballot measure.

**Clerk's Note:** The following speakers appeared in person.

Rick WENDLING, Merced - spoke on the no sunset date, controlling expenses regarding no bid contracts, supports continuing the half cent sales tax, and include a sunset date.

Miranda GRISWOLD, Merced - spoke on her concern with how the Measure C funds are spent.

Gloria SANDOVAL, Merced - spoke on having more community input and postponing the ballot measure to 2024.

Pangcha VANG, Merced - spoke on Measure C funding allocation, community input, allocating funds to different departments, and the cost of living.

Blanca OJEDA, Merced - spoke on community input and having a sunset date.

Donna YANCEY, Merced - spoke on postponing placing the measure on the ballot.

Sheng XIONG, Merced - spoke on the community outreach process, the survey, community driven measure, and to not rush it.

Robert DYLINA, Merced - spoke on the survey process and placing the measure on the ballot to let the people decide.

City Attorney Travis COCHRAN explained to Council that they can vote separately on the two proposed Resolutions.

Council discussed the surveyed demographics and when to place the ballot measure.

**A motion was made by Council Member Ornelas, seconded by Council Member Perez, to approve Resolution 2022-42. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

Council continued to discuss the ballot measure.

Mr. COCHRAN spoke on the options the Council has to vote on the ballot measure and the final deadline to submit the resolution to the County.

Council, City Manager Stephanie DIETZ, and Mr. COCHRAN continued to discuss the survey demographics, measure deadline, and the number of votes to pass the resolution.

**Clerk's Note:** Council recessed at 7:28PM and returned at 7:35PM.

Council and Mr. COCHRAN discussed the number of votes to approve the resolution and deadline date.

**Clerk's Note:** There was discussion after the motion and second were made regarding the next steps if the motion fails.

**A motion was made by Council Member Perez, seconded by Council Member Shelton, to approve Resolution 2022-43. The motion failed by the following vote:**

**Aye:** 1 - Council Member Shelton

**No:** 4 - Mayor Serratto, Council Member Echevarria, Council Member Perez, and Council Member Ornelas

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

**Clerk's Note:** After the motion failed, Council discussed the deadline to place a measure on the ballot.

**K.3.**

**SUBJECT:** Review and Approve the Arts and Culture Advisory Commission's Recommendations for the Caltrans Mural Art Project

**REPORT IN BRIEF**

The City Council will review and approve eight mural designs and design locations recommended by the Arts and Culture Advisory Commission for eight Caltrans under crossings in the City of Merced.

**RECOMMENDATION**

**City Council** - Adopt a motion advancing eight mural designs recommended by the Arts and Culture Advisory Commission for final review and funding approval by Caltrans.

Senior Management Analysis Jennifer FLACHMAN gave a slide show presentation on the Caltrans Mural Art Project.

Pangcha VANG, Merced - spoke on providing artists a stipend for applying for the grant and suggested a Black Lives Mural.

Council and Ms. FLACHMAN discussed the proposed murals, the various undercrossing locations, and maintaining the murals.

**A motion was made by Council Member Ornelas, seconded by Council Member Perez, to approve the recommended murals and to switch out the almonds and honeybee mural with the strawberry mural. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

**L. BUSINESS**

**L.1.**

**SUBJECT:** Discussion on Attendance and Designation of Voting

Delegate and Alternates for the 2022 League of California Cities  
Annual Conference - Annual Business Meeting, September 7 -  
September 9, 2022, Long Beach, CA

**REPORT IN BRIEF**

To expedite the conduct of business at this important policy-making meeting, each City Council is asked to designate a voting representative and two alternates who will be present at the meeting.

**RECOMMENDATION**

**City Council** - Adopt a motion designating one voting delegate and two alternate voting delegates to the League of California Cities Annual Conference General Business Meeting, scheduled for Friday afternoon, September 9, 2022 in Long Beach, CA.

Council and City Manager Stephanie DIETZ discussed the attendance of the League of California Cities Conference.

**A motion was made by Council Member Perez, seconded by Mayor Serratto, to appoint Mayor Serratto as the voting delegate and Mayor Pro Tempore Blake and Council Member Boyle as alternatives. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

**L.2.**

**SUBJECT:** Council Member Echevarria's Request to Discuss Possible  
Cul De Sac and Alleyway Projects in South Merced

**REPORT IN BRIEF**

Council Member Echevarria's Request to discuss a possible cul de sac and alleyway projects in South Merced pursuant to City Council Administrative Policies and Procedures C-1.

**RECOMMENDATION**

Provide direction to staff regarding establishing a cul de sac and alleyways in South Merced.

Council Member ECHEVARRIA gave a brief presentation on possible Cul De Sac and alleyway projects.

**Clerk's Note:** After the motion and second were made Council and City Manager Stephanie DIETZ discussed turning streets into Cul De Sacs, the

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South Merced study, evaluating South Merced, General Plan update, community input, and restructuring alleyways.

**A motion was made by Council Member Echevarria, seconded by Council Member Perez, that this agenda item be approved. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle

**L.3. 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.

There were no future items added.

**L.4. 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.

Council Member ECHEVARRIA spoke on SPCA membership and a community member donating money for kids to swim.

Council Member ORNELAS spoke on the rise in violence.

Mayor SERRATTO thanked Centurion Boats for replacing the Charlie Huddleston shelter at McNamara Park.

**M. ADJOURNMENT**

**Clerk's Note:** The Regular Meeting was adjourned at 8:23PM.

**A motion was made by Council Member Perez, seconded by Council Member Ornelas, to adjourn the regular meeting. The motion carried by the following vote:**

**Aye:** 5 - Mayor Serratto, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Ornelas

**No:** 0

**Absent:** 2 - Mayor Pro Tempore Blake, and Council Member Boyle