



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

Monday, January 3, 2022

6:00 PM

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

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.

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 TUJ RAU HAU 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 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 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 la 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 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 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, 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 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, Facebook Live o Comcast Public Access Channel 96.

Cov pej xeeem 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 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 toom 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, 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)].

B.1. [22-007](#) **SUBJECT: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION Pursuant to Paragraph (1) of Subdivision (d) of Government Code section 54956.9, Name of Case: People of the State of California v. John Kudulis dba, Bob's Foreign Auto Parts Merced Superior Court Case No. 21CV-00159**

B.2. [22-027](#) **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**

C. CALL TO ORDER

C.1. Invocation - Pastor Ella Luna-Garza, United Methodist Church

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. [22-019](#) **SUBJECT: Proclamation - National Slavery and Human Trafficking Prevention Month**

REPORT IN BRIEF

Received by a representative of the Valley Crisis Center.

F.2. [22-018](#) **SUBJECT: Proclamation - Dr. Martin Luther King, Jr. - Day of Service**

REPORT IN BRIEF

Mayor Serratto will present the proclamation.

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. [22-013](#) **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. [22-014](#) **SUBJECT:** Information-Only Contracts for the Month of December 2021

REPORT IN BRIEF

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

- I.3. [21-989](#) **SUBJECT:** Information Only - Traffic Committee Minutes of September 14, 2021

RECOMMENDATION

For information only.

I.4. [22-015](#)

SUBJECT: Approval of City Council/Public Financing and Economic Development/Parking Authority Meeting Minutes of December 6, 2021

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 December 6, 2021.

I.5. [21-1003](#)

SUBJECT: Adoption of a Resolution to Amend the Pay Ranges for the Temporary Classifications of Lifeguard I, Lifeguard II, Pool Manager, Recreation Coordinator, Recreation Leader, and Recreation Specialist, Effective January 1, 2022, to Comply with State of California Minimum Wage Requirements

REPORT IN BRIEF

Considers adopting a Resolution to authorize amendments to the Pay Ranges for the Temporary Classifications of Lifeguard I, Lifeguard II, Pool Manager, Recreation Coordinator, Recreation Leader, and Recreation Specialist effective January 1, 2022, to comply with State of California minimum wage requirements.

RECOMMENDATION

City Council - Adopt a motion adopting **Resolution 2022-01**, a Resolution of the City Council of the City of Merced, California, amending the salary ranges for the temporary classifications of Lifeguard I, Lifeguard II, Pool Manager, Recreation Coordinator, Recreation Leader, and Recreation Specialist; and authorizing the City Manager or the Deputy City Manager to execute the necessary documents.

I.6. [21-731](#)

SUBJECT: Approval of Request by the Merced County NAACP for the Co-Sponsored Rental Rate for the Merced Senior Community Center on February 12, 2022 for its Annual Freedom Fund Banquet

REPORT IN BRIEF

Considers approving a request for the co-sponsored rate for the rental of

the Merced Senior Community Center by the Merced County NAACP to hold its annual Freedom Fund Banquet on February 12, 2022. The co-sponsored rate for the Merced Senior Community Center is estimated at \$365.00.

RECOMMENDATION

City Council - Adopt a motion approving request to rent the Merced Senior Community Center to the Merced County NAACP on February 12, 2022, at the co-sponsored rental rate.

I.7. [21-980](#)

SUBJECT: Award Bid to Valley Peterbilt for the Purchase of Two New Roll-Off Refuse Trucks for the Public Works Refuse Department in the Total Amount of \$353,353.26

REPORT IN BRIEF

Considers awarding a contract to Valley Peterbilt for the purchase of two new roll-off refuse trucks as replacements for the Public Works Refuse Department.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the bid to Valley Peterbilt for the supply of two new refuse roll-off trucks in the total amount of \$353,353.26; and,

B. Authorizing the City Manager or Deputy City Manager to execute the necessary documents, the City Buyer to issue the Purchase Order, and to approve change orders not to exceed 10% of the total purchase price.

I.8. [21-983](#)

SUBJECT: Approval of an Agreement for Professional Services with West Coast Arborists, Inc., for Tree Pruning and Removal Services at Several Identified Priority 1 Locations, in a Total Amount not to Exceed \$315,000 Funded by Measure Y

REPORT IN BRIEF

Considers approving an agreement for professional services with West Coast Arborists, Inc., for tree pruning and removal services at several identified priority 1 locations in Council District 3 and the Black Rascal Creek Eucalyptus Grove for a total amount not to exceed \$315,000.

RECOMMENDATION

City Council - Adopt a motion:

- A. Approving an agreement for professional services with West Coast Arborists, Inc., in the amount not to exceed \$315,000 for Tree Pruning and Removal Services; and,
- B. Authorizing contract amendments not to exceed 10% of the total contract amount; and,
- C. Authorizing the City Manager or Deputy City Manager to sign the necessary documents.

I.9. [22-002](#)

SUBJECT: Approval of an Agreement for Professional Services with West Coast Arborists, Inc., for Tree Pruning and Removal Services in Bellevue East, Bellevue West, University Park, University Park II, and Moraga Community Facilities Districts and in Village Landing, Fahrens Park, Cypress Terrace, Sky Moss, Lowes, Vista Del Sol, and Yosemite Gateway Maintenance Districts in a Total Amount not to Exceed \$208,602

REPORT IN BRIEF

Considers approving an agreement for professional services with West Coast Arborists, Inc., for tree pruning and removal services at various Community Facilities Districts and Maintenance Districts for a total amount not to exceed \$208,602.

RECOMMENDATION

City Council - Adopt a motion:

- A. Approving an agreement for professional services with West Coast Arborists, Inc., in the amount not to exceed \$208,602 for Tree Pruning and Removal Services; and,
- B. Authorizing contract amendments not to exceed 10% of the total contract amount; and,
- C. Authorizing the City Manager or Deputy City Manager to sign the necessary documents.

I.10. [21-991](#)

SUBJECT: Approval to Waive the Competitive Bidding Requirements, and Approval of Agreements for Supplies and Services for the Purchase of Various Vehicle Parts and Vehicle Repair/Parts Installation Services with Interstate Truck Center, LLC, in the Amount not to Exceed \$50,000, Supply and Delivery of Herbicides and Related Application Equipment with Rentokil North America, Inc., dba Target

Specialty Products, in the Amount not to Exceed \$55,000, and Supply and Delivery of Agricultural Chemicals with Wilbur-Ellis Company, LLC, in the Amount not to Exceed \$60,000, 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 three (3) 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 Interstate Truck Center, LLC, in the amount not to exceed \$50,000; and,
- C. Approving the Agreement for Supplies and Services with Rentokil North America, Inc., dba Target Specialty Products, in the amount not to exceed \$55,000; and,
- D. Approving the Agreement for Supplies and Services Wilbur-Ellis Company, LLC, in the amount not to exceed \$60,000; and,
- E. Authorizing the City Manager or the Deputy City Manager, to execute the necessary documents.

I.11. [21-988](#)

SUBJECT: Approval of Density Bonus #21-01 Initiated by UP Holdings, LLC, to Allow an Increase in Density and Concessions to Development Standards to Allow the Construction of a 66-unit Apartment Complex Including 65 Affordable Permanent Supportive Housing Units, a Manager's Unit, and a Community/Office Area Within a Three-Story Building on a 1.54-Acre Parcel, Generally Located on the West Side of Park Avenue, Between Olive Avenue and Alexander Avenue and the Approval of a Regulatory Agreement with Mercy Village L.P. (Future Property Owner) to Memorialize the Affordability and Density Bonus

REPORT IN BRIEF

Considers the approval of a Regulatory Agreement with Mercy Village L.P.

granting a Density Bonus and certain concessions to development standards to allow the construction of 66-unit apartment complex consisting of 65 affordable permanent supportive housing units, a manager's unit, and a community/office area within a three-story building at 3015 Park Avenue.

RECOMMENDATION

City Council - Adopt a motion:

A. Finding that the adoption of the Regulatory Agreement is exempt from review under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3); and

B. Approving the Affordable Housing Regulatory Agreement with Mercy Village L.P., for the property located at 3015 Park Avenue to construct a 66-unit apartment complex consisting of 65 permanent supportive housing units and 1 manager's unit; and,

C. Authorizing the City Manager or Deputy City Manager to execute the agreement.

I.12. [21-987](#)

SUBJECT: Award Bid to Mid Cal Pipeline & Utilities, Inc. for the (CMAQ) Construct Sidewalks Grant for Infill Sidewalks to be Located at 7th Street, 8th Street, and Linda Lane in the Amount of \$651,016.50; Project No. 119070

REPORT IN BRIEF

Consider awarding a construction contract to Mid Cal Pipeline & Utilities, Inc. in the amount of \$651,016.50 for the (CMAQ) Construct Sidewalks 7th Street, 8th Street and Linda Lane Project.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the (CMAQ) Construct Sidewalks 7th Street, 8th Street, and Linda Lane Project 119070 to Mid Cal Pipeline & Utilities, Inc., in the amount of \$651,016.50; and,

B. Authorizing the City Manager or Deputy City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract; and,

C. Authorize the Finance Officer authorization to make necessary budget

adjustments.

I.13. [22-006](#)

SUBJECT: Approval of a Proposed Purchase and Sale Agreement with MAIPG1, LLC, for a ±1.60-Acre Site in the Airport Industrial Park for \$104,544.00 Located at 2080 Grogan Avenue Also Known as APN 059-030-026 for the Construction of an Industrial Building

REPORT IN BRIEF

Council will consider the terms contained in the Purchase and Sale Agreement for the disposal of a 1.60-acre site formerly known as the Merced County dog pound in the Airport Industrial Park for \$104,544.00 for the construction of an industrial building.

RECOMMENDATION

City Council - Adopt a Motion:

- A. Approving the terms of the Purchase and Sale Agreement with MAIPG1, LLC.; and,
- B. Appropriating \$6,273.00 from the proceeds of the sale to pay for Real Estate Commission; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents.

I.14. [22-010](#)

SUBJECT: Approval of a Form of Sponsorship Agreement with the San Jose Sharks, LLC and El Capitan, A JDV By Hyatt, Hotel to Establish a Teal Top Court at Applegate Park, a Junior Hockey Recreational Program and Provide for Marketing Opportunities for Merced with a Maximum Contribution of \$83,250

REPORT IN BRIEF

Considers the approval of a form of Sponsorship Agreement with the San Jose Sharks, LLC and El Capitan, A JDV By Hyatt, Hotel to Establish a Teal Top Court at Applegate Park, a Junior Hockey Recreational Program and provide for marketing opportunities for Merced, with a maximum contribution of \$83,250.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the Form of Sponsorship Agreement with the San Jose Sharks, LLC. and El Capitan, A JDV By Hyatt, Hotel to establish a Teal Top Court at Applegate Park, a Junior Hockey Recreational Program, and provide for marketing opportunities for Merced with a maximum contribution of \$83,250; and,

B. Directing staff to return to the City Council with a Memorandum of Understanding outlining the terms for sharing sponsorship advertising costs and benefits with El Capitan, A JDV By Hyatt; and,

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

D. Authorizing the Finance Officer to make the necessary budget adjustments.

I.15. [22-011](#)

SUBJECT: Approval of the Professional Services Agreement with the Lew Edwards Group in the Amount not to Exceed \$84,000 to Develop a Public Education Strategy Related to the Possible Extension of Measure C and Approval of a Supplemental Appropriation in the Amount of \$50,000 from Fund 061-Measure C to Support the Overall Project

REPORT IN BRIEF

Considers the approval of the Professional Services Agreement with the Lew Edwards Group for an amount not to exceed \$84,000 to develop a public education strategy related to the possible extension of Measure C and the approval of a Supplemental Appropriation of \$50,000 from Fund 061-Measure C to support the overall project

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the Professional Services Agreement with the Lew Edwards Group for an amount not to exceed \$84,000 related to the extension of Measure C; and,

B. Approving a Supplemental Appropriation in the amount of \$50,000 of the unappropriated, unencumbered fund balance in Fund 061-Measure C to fund the overall project; and

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

the necessary documents.

I.16. [22-020](#)

SUBJECT: Approval of Street Closure Request and Use of City Owned Real Estate by the Martin Luther King Jr. Celebration Committee for the Annual Martin Luther King Jr. Community March and Celebration on January 17, 2022, Along Martin Luther King Jr Way from West 8th Street to West Main Street and the Use of a Portion of Parking Lot #14 Located at 1739 Martin Luther King Jr. Way

REPORT IN BRIEF

Authorizes the use and closure of Martin Luther King Jr. Way from West 8th Street to West Main Street and a portion of the City Parking Lot #14 located at 1739 Martin Luther King Jr. Way on Monday, January 17, 2022, to hold a march, parade and food preparation for the annual Martin Luther King, Jr. celebration.

RECOMMENDATION

City Council - Adopt a motion approving the request by Tamara Cobb and the Martin Luther King Jr. Celebration Committee to close Martin Luther King Jr. Way from West 8th Street to West Main Street and to cone off a portion of the City Parking Lot #14 located at 1739 Martin Luther King Jr. Way on Monday, January 17, 2022, to hold the march and prepare food as part of a community celebration.

I.17. [21-992](#)

SUBJECT: Approval to Waive the Competitive Bidding Requirement and Approval of the Purchase of Caliber Flex Bomb Robot in an Amount not to Exceed \$196,448.21

REPORT IN BRIEF

Considers waiving the competitive bidding requirements as stated in Section 3.04.210 of the Merced Municipal Code for the purchase and authorizing the purchase of one (1) new Caliber Flex Bomb Robot in an amount not to exceed \$196,448.21

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 sole source; and,

B. Authorizing the City to purchase the requested bomb equipment through ICOR Technology for equipment and training costs not to exceed \$196,448.21; and,

C. Authorizing the City Manager or Deputy City Manager to execute any necessary contracts or documents needed related to this report.

I.18. [21-1002](#)

SUBJECT: Approval to Accept Future Reimbursement from McLaren's Insurance for a Destroyed Police Motorcycle, Approval of an Appropriation in the Amount of \$29,368.83 to Fund 674 - Vehicle Replacement, and Award of Bid to Herwaldt Motorsports for the Purchase of Three Police Motorcycles for the Police Department Traffic Division in the Amount of \$29,368.83 Each

REPORT IN BRIEF

Considers awarding the bid to Herwaldt Motorsports for the purchase of two motorcycles as replacements, as well as, purchasing one as a replacement for a destroyed motorcycle, for the Police Department Traffic Division and future acceptance of insurance reimbursement from McLaren's Insurance for the destroyed motorcycle.

RECOMMENDATION

City Council - Adopt a motion:

A. Accepting insurance reimbursement and increasing revenue in the amount up to \$29,369 (estimate) from McLaren's Insurance in Fund 674 - Fleet Capital Replacement; and,

B. Approving a supplemental appropriation in the amount of \$29,369 to Fund 674 - Fleet Capital Replacement to purchase the replacement of the destroyed motorcycle; and,

C. Awarding the bid to Herwaldt Motorsports for the supply of three new motorcycles in the amount of 29,368.83 each; and,

D. Authorizing the City Manager or Deputy City Manager to execute the necessary documents, the City Buyer to issue the Purchase Order, and to approve change orders not to exceed 10% of the total purchase price.

I.19. [21-981](#)

SUBJECT: Approval to Waive the Competitive Bidding Requirements and Authorizing the Purchase of One (1) Mobile Incident Communication Vehicle with Farber Specialty Vehicles Through OMMNIA Partners not to Exceed Amount of \$500,000 from the California Highway Patrol Cannabis Act Grant

REPORT IN BRIEF

Considers authorizing to waive competitive bidding requirement pursuant to Merced Municipal Code Section 3.04.210 and approving procurement with Farber Specialty Vehicles through OMMNIA Partners' multiyear competitively bid contract for a mobile incident communication vehicle not to exceed amount of \$500,000 from the California Highway Patrol Cannabis Act Grant.

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 authorizing the purchases to be made with cooperative purchase agreements through OMMNIA Partners, a government procurement program; and,

B. Approving the purchase of one mobile incident communication vehicle from Farber Specialty Vehicles through OMMNIA Partners; 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.

J. BUSINESS

J.1. [22-009](#)

SUBJECT: City Council Appointments of Designated City Council Representative(s) to Various Organizations and Ad Hoc Committees

REPORT IN BRIEF

Confirming City Council Member appointments of designated City Council Representative(s) to various organizations and ad hoc committees.

RECOMMENDATION

City Council - Adopt a motion confirming the Mayor's appointments of designated City Council representatives to various organizations and ad hoc committees.

J.2. [22-016](#)

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.

J.3. [22-017](#) **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.

K. ADJOURNMENT