



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

Tuesday, June 20, 2023

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

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 TUAJ 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 públicos 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 yuav tsum yog li 72 teev ua ntej rau txhua lub rooj sib tham ntawm cov Nom Tswv (City Council), yeej muaj tag nrho pob ntawv qhia txog tias rau cov neeg los nyeem hauv lub Nroog (City) qhov website www.cityofmerced.org los sis nyob rau ntawm City Clerk's lub Office, 678 W. 18th Street, Merced, CA 95340. Tas nrho cov ntaub ntawv teev tseg no yuav muab rau cov Nom Tswv ntawm kev sab laj pub rau tsoom pej xeem sawv daws los nyeem nyob rau hauv City Clerk's lub Office thaum lub caij ua hauj lwm. Muaj txhais lus Mev thiab lus Hmoob.

PUBLIC COMMENT: OBTAIN SPEAKER CARD FROM THE CITY CLERK/COMENTARIO DEL PÚBLICO / 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 in the back of the Council Chamber. Please submit the completed card to the City Clerk before the item is called, preferably before the meeting begins.

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, Public Hearing item #, Consent item #, or Oral Communications. Your comments will be mentioned 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 one (1) minute. 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 deseen dirigirse al Ayuntamiento deben completar una tarjeta de orador disponible en el podio en la parte de atrás de la Cámara del Concejo. Envíe la tarjeta completa al secretario de la ciudad antes de que se llame al artículo, preferiblemente antes de que comience la reunión.

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, # Artículo de la Audiencia pública, # artículo de consentimiento, o Comunicaciones orales. Sus comentarios serán mencionados 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 un (1) minuto. 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 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 Canal

96.

Cov pej xeem los koom lub rooj sib tham uas xav tawm suab rau lub nroog cov Nom Tswv (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 no rau tus City Clerk ua ntej lub sij hawm rooj sab laj pib.

Tej ntaub ntawv thov muab xa rau cityclerk@cityofmerced.org thiab tsis pub muaj tshaj 300 los lus los yog txawg dua. Thov qhia tias qhov twg hauv daim ntawv 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 sib tham thaum lub sij hawm tsim nyog. Tej ntaub ntawm txais tau tom qab 1 teev tav su mam muab rau cov Nom Tswv (City Council) thiab tso hauv cov ntaub ntawv teev tseg.

Koj muaj feem tso suab hauv xov tooj uas yog hu (209) 388-8688 ua ntej 1 teev tav su hnuv sib tham thiaj koj lub tswv yim muab tso hauv daim ntawv tswj. Tso suab hauv xov tooj tsis pub ntev tshaj (1) feeb. Thov qhia qhov twg hauv daim tswj tias 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 tooj mam tso mloog thaum lub caij tsim nyog rau thaum sib tham. Yog koj xav tawm suab thaum sib tham, thov tso koj tus xov tooj, ib tus tib neeg ua hauj lwm mam li hu koj.

Yog koj xav saib video (thaum muaj) los sis mloog cov Nom Tswv (City Council) kev sib tham, mus saib 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. [23-518](#) **SUBJECT:** CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Property: 3033 G Street, Merced, CA APN 007-350-009; Agency Negotiator: Frank Quintero, Deputy City Manager; Negotiating Parties: Eric Hamm Representing IOTA Properties and City of Merced; Under Negotiation: Price and Terms of Payment

B.2. [23-514](#) **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9: three (3) Potential Cases

C. CALL TO ORDER

C.1. Invocation - Caesar Johnson, Christian Life Center 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. WRITTEN PETITIONS AND COMMUNICATIONS

G. 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.

H. 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.

H.1. [23-081](#) **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.

H.2. [23-489](#)

SUBJECT: Information Only - Site Plan Review Minutes of April 13, 2023

RECOMMENDATION

For information only.

H.3. [23-512](#)

SUBJECT: Information Only - Planning Commission Minutes of April 5, 2023

RECOMMENDATION

For information only.

H.4. [23-496](#)

SUBJECT: Approval to Waive the Competitive Bidding Requirements and Authorizing the Purchase of One (1) Fully Equipped All-Terrain Vehicle and Trailer with California Custom Merced Using Funds from the 2022 Edward Byrne Justice Assistance Grant (JAG) Program and Merced Police Department Budget

REPORT IN BRIEF

Considers authorizing to waive the competitive bidding requirements pursuant to Merced Municipal Code Section 3.04.210 and approving the procurement with California Custom Merced for one fully equipped all-terrain vehicle and trailer using funds from the 2022 Edward Byrne Justice Assistance Grant (JAG) Program and Merced Police Department budget.

RECOMMENDATION

City Council - Adopt a motion:

A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code section 3.04.210 in order to standardize equipment; and,

B. Approving the purchase of one fully equipped all- terrain vehicle and trailer from California Custom Merced; and,

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

D. Authorizing the Finance Officer to make any necessary budget

adjustments; and,

E. Authoring the Purchasing Department to issue a purchase order for the purchase of the all-terrain vehicle and trailer.

H.5. [23-532](#)

SUBJECT: Approval of the First Amendment to the Agreement with Renne Public Law Group, Doing Business as Renne Public Policy Group, for Additional Compensation of \$3,000 and the Total not to Exceed Contracted Amount of \$183,000 for Federal and State Representation for Legislative Advocacy

REPORT IN BRIEF

Considers the approval of the First Amendment to the Agreement between the City of Merced and Renne Public Law Group, doing business as Renne Public Policy Group (RPPG), for additional compensation of \$3,000 and the total not to exceed contracted amount of \$183,000 for federal and state representation for legislative advocacy.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the First Amendment to the Agreement with Renne Public Law Group, doing business as Renne Public Policy Group (RPPG), for additional compensation of \$3,000 and the total not to exceed contracted amount of \$183,000 for federal and state representation for legislative advocacy; and,

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

H.6. [23-475](#)

SUBJECT: Authorization of Signing Authority for City Bank Accounts and Local Agency Investment Fund

REPORT IN BRIEF

Considers 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 2023-40**, a Resolution of the City Council of the

City of Merced, California, authorizing signature of City checks; and,

B. Adopting **Resolution 2023-41**, 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 2023-01**, a Resolution of the City of Merced Public Financing and Economic Development Authority authorizing signature of Authority checks; and,

D. Adopting **Resolution PFA 2023-02**, 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 2023-01**, a Resolution of the Parking Authority of the City of Merced, California, authorizing signature of Parking Authority checks; and,

F. Adopting **Resolution PA 2023-02**, a Resolution of the Parking Authority of the City of Merced, California authorizing investment of City of Merced monies in Local Agency Investment Fund.

H.7. [23-508](#)

SUBJECT: Approval of Salary Tables for the Years 2016, 2017, 2018, 2019, 2020, 2021 and 2022 to Bring the City of Merced in Compliance with the CalPERS Requirement for a Publicly Available Pay Schedule

REPORT IN BRIEF

Considers approving the Salary Tables for the Years 2016, 2017, 2018, 2019, 2020, 2021 and 2022 to bring the City of Merced in compliance with the CalPERS requirement for a publicly available pay schedule.

RECOMMENDATION

City Council - Adopt a motion:

A. Adopting **Resolution 2023-52**, a Resolution of the City Council of the City of Merced, California, approving the Salary Tables for 2016, 2017, 2018, 2019, 2020, 2021 and 2022; and,

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

H.8. [23-510](#)

SUBJECT: Approval of Property, Boiler and Machinery Insurance Renewal Through Alliant Property Insurance Program in the Amount of

\$1,049,070.11 for Program Year 2023/2024

REPORT IN BRIEF

Considers approving the renewal of the City's policy through Alliant Property Insurance Programs (APIP) at 55.88% premium increase, amounting to \$1,049,070.44 for program year 2023/2024.

RECOMMENDATION

City Council - Adopt a motion

A. Ratifying the renewal of the property and boiler and machinery insurance through the Alliant Property Insurance Programs (APIP), administered by Alliant Insurance Services for the period of July 1, 2023, through June 30, 2024; and,

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

H.9. [23-476](#)

SUBJECT: Approval to Waive the Competitive Bidding Requirements and Approval of Agreement for an Additional \$60,000 Under the State of California Cooperative Agreement 1-19-70-19D-1 (Dell/EMC Products - Enterprise Technology) with PC Specialists Inc., dba Technology Integration Group (TIG) Contract Amounts Totaling not to Exceed Amount of \$140,000

REPORT IN BRIEF

Considers waiving the competitive bidding requirements as stated in Section 3.04.210 of the Merced Municipal Code and approving the agreement for an additional \$60,000 under the State of California Cooperative Agreement 1-19-70-19D-1 (Dell/EMC Products - Enterprise Technology) with PC Specialists Inc., dba Technology Integration Group (TIG) contract amounts totaling not to exceed amount of \$140,000.

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 due to piggybacking; and,

B. Authorizing the use of State of California Cooperative Agreement 1-19-70-19D1-1 (Dell/EMC Products - Enterprise Technology); and,

C. Authorizing the purchase of an additional \$60,000, for a not to exceed

total of \$140,000 of goods through PC Specialists Inc., dba Technology Integration Group (TIG); and,

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

H.10. [23-410](#)

SUBJECT: Approval of Two Separate Agreements for the Harvesting and Brokerage of Wastewater Treatment Plant Land Application Crops with Big Iron Custom Farming in the Annual Amount of \$260,000 for Harvesting Services, and San Joaquin Hay Grower's Association for Brokerage Services; Each Agreement for a Three (3) Year Term Beginning July 1, 2023, Through June 30, 2026, with an Option to Extend the Agreements for Two (2) Additional One (1) Year Term(s)

REPORT IN BRIEF

Considers approving two separate agreements with Big Iron Custom Farming, in the amount of \$260,000, for harvesting services and with San Joaquin Hay Grower's Association for brokerage services of Wastewater Treatment Plant Land Application fodder crops.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the agreement with Big Iron Custom Farming, in the annual amount not to exceed \$260,000, for the harvesting of the Wastewater Treatment Plant Land Application Area fodder crops; and,

B. Approving the agreement for brokerage services with San Joaquin Valley Hay Growers Association for the brokerage of said crops; and,

C. Authorizing the City Manager or the Deputy City Manager to execute the necessary documents and authorizing future contract amendments for harvesting services for varying crop acreages at a mutually agreeable rate, contingent upon available budget, through June 30, 2028.

H.11. [23-422](#)

SUBJECT: Adoption of a Resolution Authorizing Fiscal Year 2023-24 Annual Special Tax Rates for Community Facilities District (CFD) No. 2003-2 (Services)

REPORT IN BRIEF

Considers setting the Annual Special Tax Rates for Fiscal Year 2023-24 for Community Facilities District (CFD) No. 2003-2 (Services) for the City of Merced.

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2023-45**, a Resolution of the City Council of the City of Merced, California, acting as the legislative body of the Community Facilities District No. 2003-2 (Services) of the City of Merced, authorizing the establishment of an annual special tax for said district for Fiscal Year 2023-2024.

H.12. [23-406](#)

SUBJECT: Adoption of a Resolution Approving the Fiscal Year 2023/2024 Project List for the Road Repair Accountability Act (SB 1), Local Streets and Roads Funding

REPORT IN BRIEF

Requests the City Council to approve the list of projects proposed to be funded with Road Maintenance and Rehabilitation Account (RMRA) funds pursuant to SB1 for FY 2023/2024.

RECOMMENDATION

City Council - Adopt a motion adopting **Resolution 2023-42**, a Resolution of the City Council of the City of Merced, California, adopting a list of projects for Fiscal Year 2023-2024 funded by SB 1: The Road Repair and Accountability Act of 2017.

H.13. [23-469](#)

SUBJECT: Award Bid to GSE Construction Company, Inc. for the Merced WWTF Phase VI Project - Headworks Improvements, Project No. CP230035, in the Amount of \$3,152,700

REPORT IN BRIEF

Considers awarding a Construction Contract to GSE Construction Company, Inc., in the amount of \$3,152,700 for the Merced WWTF Phase VI Project - Headworks Improvements.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the Merced WWTF Phase VI Project - Headworks Improvements, Project No. CP230035 to GSE Construction Company, Inc., in the amount of \$3,152,700; 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.

H.14. [23-478](#) **SUBJECT:** Approval of a First Amendment to the Agreement for Professional Services with RSG Inc. for Affordable Housing Consulting Services

REPORT IN BRIEF

Considers approving the First Amendment to the Agreement for Professional Services with RSG Inc. for Affordable Housing Consulting Services

RECOMMENDATION

City Council - Adopt a motion:

- A. Approving the First Amendment to the Agreement with RSG Inc. for Affordable Housing Consulting Services by extending the end date; and,
- B. Authorizing the City Manager or Deputy City Manager to execute the agreements.

H.15. [23-503](#) **SUBJECT:** Adoption of Resolutions Authorizing the Submittal of Joint Applications and Participation in the State of California Housing and Community Development (HCD) Homekey Grant Program with Two Affordable Housing Developer/Applicants

REPORT IN BRIEF

Considers adopting resolutions authorizing the submittal of joint applications for participation in HCD Homekey Grant Program with CC915 Merced, Inc. and Shangri-La Industries LLC.

RECOMMENDATION

City Council - Adopt a motion:

- A. Adopting Resolution **2023-43**, a Resolution of the City Council of the City of Merced, California, authorizing a joint application to and participation in the Homekey Program with CC915 Merced, Inc.; and,
- B. Adopting Resolution **2023-44**, a Resolution of the City Council of the City of Merced, California, authorizing a joint application to and participation in the Homekey Program with Shangri-La Industries LLC; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the Standard Agreements if selected for such funding and any amendments thereto, and any related documents necessary to participate in the

Homekey Program; and,

D. Authorizing the Finance Officer to make any budget amendments necessary for the implementation of the use of the Homekey Program; and,

E. Authorizing the use of pooled cash until reimbursement if one or both projects are granted awards from the Homekey Program.

I. 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.

- I.1. [23-175](#) **SUBJECT:** Public Hearing on the Various Maintenance Districts' Engineer's Reports and Budgets for Fiscal Year 2023/2024 with Adoption of Resolution for Approval, Confirmation, and Adoption of the Engineer's Reports for the Various Maintenance Districts as Originally Submitted or as Modified

REPORT IN BRIEF

Consider adopting a Resolution approving, confirming, and adopting Engineer's Reports and Budgets for Maintenance Districts after the close of the Public Hearing.

RECOMMENDATION

City Council - Adopt a motion adopting **Resolution 2023-39**, a Resolution of the City Council of the City of Merced, California, approving, confirming, and adopting Engineer's Reports on Maintenance Districts.

- I.2. [23-498](#) **SUBJECT:** Public Hearing to Consider Parks and Community Services Updated Fee Schedule

REPORT IN BRIEF

Hold a public hearing to consider the proposed Parks and Community Services fee schedule.

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2023-46**, a Resolution of the City Council of the City of Merced, California, approving Parks and Community Services programs and service fees.

I.3. [23-464](#)

SUBJECT: Continued Public Hearing to Allow Interested Persons to be Heard Regarding the City Council, Public Financing and Economic Development Authority, and Parking Authority Fiscal Year 2023-24 Budget, Adoption of the Budget with Revision(s), and Appropriation of the Revenue and Approval of the Capital Projects for Each Respective Budget

REPORT IN BRIEF

Continued Public Hearing and adoption of the Fiscal Year 2023-24 City Council, Public Financing and Economic Development Authority, and Parking Authority Budget.

RECOMMENDATION

City Council - Adopt a motion:

- A. Adopting **Resolution 2023-47**, Resolution of the City Council of the City of Merced, California, Adopting the Budget and Appropriating Revenue for Fiscal Year 2023-2024; and,
- B. Adopting **Resolution 2023-48**, Resolution of the City Council of the City of Merced, California, Adopting the Salary Range for the City Manager; and,
- C. Adopting **Resolution 2023-49**, Resolution of the City Council of the City of Merced, California, Adopting the Salary Range for the Interim City Attorney; and,
- D. Adopting **Resolution 2023-50**, Resolution of the City Council of the City of Merced, California, Adopting the Salary Range for the Finance Officer; and,
- E. Adopting **Resolution 2023-51**, Resolution of the City Council of the City of Merced, California, Continuing the Base Water Service Rates and Charges Unchanged; and,
- F. Adopting **Resolution 2023-54**, Resolution of the City Council of the City of Merced, California, Rescinding Resolution No. 2020-85 and Adopting the Updated Economic Development Opportunity Fund Policy; and,
- G. Adopting **Resolution 2023-55**, Resolution of the City Council of the City of Merced, California, Adopting the Affordable Housing Fund Policy;

and,

H. Approving capital projects based upon the Planning Commission's June 7, 2023, finding of consistency of Capital Improvement Program with the General Plan and as modified by recalculation of carryover projects to reflect actual balances as of June 30, 2023; and,

Public Financing and Economic Development Authority - Adopt a motion:

A. Adopting **Resolution PFA 2023-03**, Resolution of the City of Merced Public Financing and Economic Development Authority, adopting the Budget and Appropriating Revenue for Fiscal Year 2023-2024; and,

B. Approving capital projects based upon the Planning Commission's June 7, 2023, finding of consistency of Capital Improvement Program with the General Plan and as modified by recalculation of carryover projects to reflect actual balances as of June 30, 2023; and,

Parking Authority - Adopt a motion:

A. Adopting **Resolution PA 2023-03**, Resolution of the City of Merced Parking Authority, adopting the Budget and Appropriating Revenue for Fiscal Year 2023-2024; and,

B. Approving capital projects based upon the Planning Commission's June 7, 2023, finding of consistency of Capital Improvement Program with the General Plan and as modified by recalculation of carryover projects to reflect actual balances as of June 30, 2023; and,

J. REPORTS

J.1. [23-525](#)

SUBJECT: Adoption of a Resolution Initiating the Formation Proceeding for the Property Based Improvement District for Downtown Merced

REPORT IN BRIEF

Developed by a coalition of property and business owners, the Downtown Merced Property Based Improvement District is a proposed benefit assessment district designed to enhance safety, maintenance, and beautification programs in Downtown Merced above and beyond those already provided by the City. Petitions signed by property owners representing greater than 50% of the district budget must be received by the City prior to initiating a ballot procedure to officially establish the

Property and Business Improvement District for Downtown Merced. The Council is being asked to adopt a resolution of intent to establish the district.

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2023-53**, a Resolution of Intention of the City Council of the City of Merced, California, Initiating Formation Proceedings for the Business Improvements District for Downtown Merced.

K. BUSINESS

K.1. [23-526](#)

SUBJECT: Council Member Xiong's Request to Discuss that the City Council Consider a Tenants' Right to Counsel Ordinance within the City of Merced

REPORT IN BRIEF

Council Member Xiong's Request to discuss that the City Council consider a Tenants' Right to Counsel Ordinance within the City of Merced.

RECOMMENDATION

Provide staff direction related to drafting a Tenants' Right to Counsel Ordinance for future City Council consideration within the City of Merced.

K.2. [23-528](#)

SUBJECT: Council Member Ornelas' Request to Discuss the Consideration of City Initiated Block Party Trailer Events in Community Violence Impacted Areas

REPORT IN BRIEF

Council Member Ornelas' request to discuss the consideration of City initiated Block Party Trailer Events in community violence impacted areas of the City of Merced.

RECOMMENDATION

Provide staff direction related to City initiated use of the Block Party Trailer for events in areas of the community that are impacted by violence throughout the City of Merced.

K.3. [23-530](#)

SUBJECT: Council Member Ornelas' Request to Discuss the Consideration of Launching a Citizenship Campaign

REPORT IN BRIEF

Council Member Ornelas' request to discuss the consideration of the City Council to approve staff developing a Citizenship Campaign that would promote unity, community accountability.

RECOMMENDATION

Provide staff direction related to the development of a Citizenship Campaign promoting unity and community accountability.

K.4. [23-497](#)

SUBJECT: Council Member Boyle's Request for Council to Consider Providing City Funding for a Designated Slot as a Member of the Great Valley American Leadership Forum (ALF) Chapter Annually

REPORT IN BRIEF

Council Member Boyle's request to consider providing City funding for a designated slot as a member of the Great Valley American Leadership Forum (ALF) Chapter annually.

RECOMMENDATION

Provide direction to staff on next steps.

K.5. [23-458](#)

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.6. [23-459](#)

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