



# 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/Successor Agency to the Redevelopment Agency

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Monday, November 6, 2023

6:00 PM

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

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**Closed Session at 5:00 PM/Reception for Incoming and Outgoing City Officials at  
5:30 PM/ Regular Meeting at 6PM**

#### **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 HAUV CITY COUNCIL LUB ROOJ SAB LAJ**

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

Al menos 72 horas antes de cada reunión regular del Concejo Municipal, un paquete de agenda complete está disponible para su revisión en el sitio web de la Ciudad en [www.cityofmerced.org](http://www.cityofmerced.org) o en la Oficina del Secretario de la Ciudad, 678 W. 18th Street, Merced, CA 95340. Todos los registros 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](http://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:**

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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](mailto:cityclerk@cityofmerced.org) and should be limited to 300 words or less. Please specify which portion of the agenda you are commenting on, for example, 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](http://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](mailto: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](http://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](mailto: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 ntawv 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](http://www.cityofmerced.org), Facebook Live, los sis Comcast Public Access Channel 96.

## INDIVIDUALS WITH DISABILITIES

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

### A. CLOSED SESSION ROLL CALL

### B. CLOSED SESSION

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

- B.1.** [23-942](#) **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative: City Manager Stephanie Dietz; Employee Organizations: Merced Police Officers' Association (MPOA) and Merced Association of Police Sergeants (MAPS). **AUTHORITY:** Government Code Section 54957.6

- B.2.** [23-944](#)      **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative: City Manager Stephanie Dietz; Employee Organizations: International Association of Fire Fighters, Local 1479. AUTHORITY: Government Code Section 54957.6
- B.3.** [23-946](#)      **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative: City Manager Stephanie Dietz; Unrepresented Management AUTHORITY: Government Code Section 54957.6
- B.4.** [23-948](#)      **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative(s): City Manager Stephanie Dietz; Employee Organizations: American Federation of State, County, and Municipal Employees (AFSCME) Council 57 and Merced Association of City Employees (MACE). AUTHORITY: Government Code Section 54957.6
- B.5.** [23-980](#)      **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant exposure to litigation pursuant to Government Code Section 54956.9 (2). No. of cases: One
- B.6.** [23-995](#)      **SUBJECT:** PUBLIC EMPLOYEE APPOINTMENT - TITLE: City Attorney; AUTHORITY: Government Code 54957

## **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, the Public Financing and Economic Development Authority, and the Successor Agency to the Redevelopment Agency. 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, the Public Financing and Economic Development Authority, and the Successor Agency to the Redevelopment Agency receive no compensation.

## **E. REPORT OUT OF CLOSED SESSION**

## **F. CEREMONIAL MATTERS - FAREWELL AND SWEARING IN**

Farewell to Outgoing City Manager Stephanie Dietz

F.1. [23-940](#)      **SUBJECT: Oath of Office - City Manager, Scott McBride**

**REPORT IN BRIEF**

The Mayor will swear in City Manager, Scott McBride.

F.2. [23-941](#)      **SUBJECT: Oath of Office - Police Chief, Steven Stanfield**

**REPORT IN BRIEF**

The City Manager will swear in Police Chief, Steven Stanfield.

**G CEREMONIAL MATTERS - OBSERVANCE**

G1. [23-877](#)      **SUBJECT: Proclamation - School Psychologist Week**

**REPORT IN BRIEF**

Accepted by Merced Union High School District representatives April De La Cruz CVA-CASP Board Member, Donna Hoffart, Angelica Navarrette Perez, Antonio Rodriguez, Brianna Perez - Intern, and Seinna Mays-Meneley; Merced County Office of Education representatives Patrick Beiswanger - CVA-CASP Board Member, Kathere Williams, Cailan Gaede, and Arianna Ramirez; Merced City School District representatives Janette Ramirez, Muriel Banda, Diane Taylor, Chris Bruening, Patricia Lomeli, and Serafin Lomeli; and Planada Elementary School District representative Laura Flores Beiswanger.

G2. [23-878](#)      **SUBJECT: Proclamation - Native American Heritage Month**

**REPORT IN BRIEF**

Accepted by Martha Armas-Kelly and United Tribes of California.

**H. WRITTEN PETITIONS AND COMMUNICATIONS**

**I. ORAL COMMUNICATIONS**

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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.

## J. 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.

J.1. [23-840](#)      **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.

J.2. [23-896](#)      **SUBJECT:** Information Only Contracts for the Month of October 2023

**REPORT IN BRIEF**

Notification of awarded Non-Public Works contracts under \$37,000 and of Public Works contracts under \$84,338.

J.3. [23-953](#)      **SUBJECT:** Approval of City Council/Public Financing and Economic Development/Parking Authority/Successor Agency to the Redevelopment Agency Meeting Minutes of March 20, 2023

**REPORT IN BRIEF**

Official adoption of previously held meeting minutes.

**RECOMMENDATION**

**City Council/Public Financing and Economic Development/Parking Authority/Successor Agency to the**

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**Redevelopment Agency** - Adopt a motion approving the meeting minutes of March 20, 2023.

J.4. [23-911](#)

**SUBJECT:** Approval to Award a Bid to Lowest Responsive Bidder, Taylor Backhoe Service, Inc. dba TBS Contractors, for the Bel Air Sewer Line, Project Number CP220033, in the Amount of \$432,395.12

**REPORT IN BRIEF**

Considers approving to award a Construction Contract to the Lowest Responsive Bidder, Taylor Backhoe Service, Inc. dba, TBS Contractors, in the amount of \$432,395.12 for the Bel Air Sewer Relocation Project.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Awarding the Bel Air Sewer Relocation Project, Project No. CP220033 to the Lowest Responsive Bidder, Taylor Backhoe Service, Inc. dba TBS Contractors, in the amount of \$432,395.12; 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. Authorizing the Finance Officer to make necessary budget adjustments.

J.5. [23-935](#)

**SUBJECT:** Approval of a Memorandum of Understanding Between City of Merced, Merced County, Merced Union High School District, and Merced County Office of Education Dedicating Additional Land and Resources to the Expansion of Community Park 42 and Memorializing the Intent of these Jurisdictions to Form a Joint Powers Authority (JPA) to Operate the Sports Complex in the Future

**REPORT IN BRIEF**

Considers approving a Memorandum of Understanding between City of Merced, Merced County, Merced Union High School District, and Merced County Office dedicating additional resources to the expansion of Community Park 42 and memorializing the intent of these jurisdictions to form a Joint Powers Authority (JPA) to operate the Sports Complex in the future.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a Memorandum of Understanding between City of Merced, Merced County, Merced Union High School District, and Merced County Office of Education dedicating additional resources to the expansion of Community Park 42 and memorializing the intent of these jurisdictions to form a Joint Powers Authority (JPA) to operate the Sports Complex in the future; and,

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

**J.6.** [23-991](#)

**SUBJECT:** Approval to Amend the Purchase Order for Graffiti Abatement from Brisco Enterprises Increasing the Total Compensation to \$107,523.60

**REPORT IN BRIEF**

Considers approving an amendment of the purchase order with Brisco Enterprises for graffiti abatement services from \$46,428 of abatement services that have already been provided from August to October, to \$107,523.60. This agreement is for an additional 90 days of service while a new Request for Proposals (RFP) is processed per Council's request.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the amendment of a Purchase Order for Graffiti Abatement with Brisco Enterprises to increase the total compensation to \$107,523.60; and,

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

C. Authorizing the Finance Officer to make the necessary budget adjustments; and,

D. Authorizing the City Buyer to issue the Amended Purchase Order(s).

**J.7.** [23-864](#)

**SUBJECT:** Approval of Additions and Deletions to Positions, Job



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Descriptions, and Salaries for the Fire Department

**REPORT IN BRIEF**

Considers approving the additions and deletions to positions, job descriptions, and salaries for the Fire Department.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving the Emergency Medical Technician (EMT) and Paramedic job descriptions and salaries in the Fire Department for future; and,
- B. Approving the Fire Captain I/II, Engineer I/II, and Firefighter I/II job descriptions and salary schedules and the deletion of Fire Captain, Engineer, and Fire Fighter job descriptions and salary schedules in the Fire Department; and,
- C. Approving the addition of 18 Fire Captain I/II, 18 Engineer I/II, and 24 Firefighter I/II positions and the deletion of 18 Fire Captain, 18 Fire Engineer, and 24 Fire Fighter positions in the Fire Department; and,
- D. Approving the addition of 24 Firefighter I/II positions to be covered by the SAFER grant for the first three years; and,
- E. Approving **Resolution 2023-82**, A Resolution of the City of Merced, California, amending the Classification Plan by updating the personnel allocation in the Fire Department by adding the Paramedic job classification and salary, adding Emergency Medical Technician job classification and salary, adding the Firefighter I/II job classification and salary, adding the Engineer I/II job classification and salary, adding the Fire Captain I/II job classification and salary; and deleting the Fire Fighter job classification and salary, deleting the Engineer job classification and salary, and Fire Captain job classification and salary; and,
- F. Authorizing the City Manager or Deputy City Manager to execute all documents, including any amendments; and,
- G. Authorizing the Finance Officer to make the necessary budget adjustments.

J.8. [23-938](#)

**SUBJECT:** Authorization to Accept the Donation of "One" 40 by 70-Foot Modular Building up to \$270,000 in Value from Enzo Olive Oil

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Company for the Merced Regional Fire Training Center

**REPORT IN BRIEF**

Considers authorizing to accept a donation of “one” 40 by 70-foot modular building in the value of \$270,000 from Enzo Olive Oil Company located in Clovis CA, as the main classroom for the fire department at the Merced Regional Fire Training Center.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Accepting a donation in the form of “one” 40 by 70-foot modular building with a value of \$270,000 from Enzo Olive Oil Company; and,
- B. Authorizing the City Manager or the Deputy City Manager to execute the necessary documents.

**J.9.**     [23-781](#)

**SUBJECT:** Awarding LifeLine Community Development Corporation (CDC) the Community Center Use Agreement for McNamara Youth Center for Afterschool Youth Programming for a One Year Term with an Option to Extend an Additional Year, the Agreement Terms also Include an Annual Stipend of \$7,500, as Recommended by the Recreation and Parks Commission

**REPORT IN BRIEF**

Considers awarding Community Center Use Agreement- McNamara Youth Center to LifeLine Community Development Corporation to offer daytime and afterschool youth focused programming as recommended by the Recreation and Parks Commission. The term of the Agreement will be for one year with an option to extend one additional year. The Agreement terms also include an annual stipend of \$7,500 to use towards the cost of utilities at the center.

Lifeline CDC has proposed implementing Asset Based Community Development (ABCD). This is a process that includes walking the neighborhood, learning the community story, discovering the gifts of the community, learning what neighbors care enough about to act on , bring neighbors together around common goals, implement activities to meet goals, measure success and celebrate as a community .

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving the Use Agreement with Lifeline Community Development Corporation for afterschool youth programming at the McNamara Youth Center for a one-year term with an option to extend the term for an additional one-year term; and,
- B. Authorizing the City Manager or the Deputy City Manager to execute the necessary documents; and,
- C. Authorizing the Finance Officer to make the necessary budget adjustments.

**J.10.** [23-902](#)

**SUBJECT: Approval to Adopt a Resolution Authorizing the City Manager to Submit a Grant Application on Behalf of the Department of Parks and Community Services to the California State Department of Parks and Recreation Outdoor Equity Grants Program for \$600,000 to Fund Outdoor Programs Designed to Take Place in the Community and at Natural Area Destinations Including Local, Regional, State and National Parks**

**REPORT IN BRIEF**

Considers approving to adopt a Resolution authorizing the City Manager to submit a grant application to the California State Department of Parks and Recreation for the Outdoor Equity Grant. Grant funds will be used to fund outdoor focused recreational programs offered through Parks & Community Services. Program activities will include park based outdoor recreation & education as well as natural area trips to state, regional and national parks, forests, and beaches. If awarded, the home base for programming will be Stephen Leonard Youth Center. No matching funds are required. The grant application is due December 14th, awards will be announced Summer 2024, and programming will start as early as Fall 2024. The Department is requesting the amount of \$600,000 for the program period of 2024- 2027.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Adopting **Resolution 2023-79**, a Resolution of the City Council of the City of Merced, California, Approving the Application to the State

Department of Parks and Recreation for Outdoor Equity Grants Program Grant Funds; and,

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

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

**J.11.** [23-936](#)

**SUBJECT:** Approval of a Public Facilities Impact Fee Credit Agreement Between the City of Merced and Gateway Park Development Partners, LLC, to Provide Credit of the Public Safety Portion of the Public Facilities Impact Fee in Exchange for the Dedication of 1.5 Acres of Land at the Southeast Corner of Gerard Avenue and Pluim Drive (Extended) for a Future Fire Station

**REPORT IN BRIEF**

Considers approving a Public Facilities Impact Fee Credit Agreement to provide credit for the Public Safety portion of the Public Facilities Impact Fee in exchange for the dedication of 1.5 acres of land for a future fire station.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the Public Facilities Impact Fee Credit Agreement between the City of Merced and Gateway Park Development Partners, LLC; and,

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

**J.12.** [23-937](#)

**SUBJECT:** Approval of a Professional Services Agreement with De Novo Planning Group in the Amount of \$308,774 and a Deposit and Reimbursement Agreement with UC Village, LLC, in the Amount of \$339,651.40 Relating to the Annexation of the Approximately 37.2 Acres of Land at the Southwest Corner of Bellevue and Lake Roads (UC Villages Annexation)

**REPORT IN BRIEF**

Considers approving a Professional Services Agreement with De Novo Planning Group, in the amount of \$308,774 to perform environmental

services for the annexation of approximately 37.2 acres at the southwest corner of Bellevue and Lake Roads (UC Villages Annexation) to the City of Merced and entering into a Deposit and Reimbursement Agreement with UC Villages, LLC, in the amount of \$339,651.40 to fund the De Novo Planning Group contract and to reimburse for City staff time to manage the contract.

#### RECOMMENDATION

**City Council** - Adopt a motion:

A. Approving an Agreement for Services with De Novo Planning Group, in the amount of \$308,774 to perform environmental services for the annexation of the UC Villages project to the City of Merced; and,

B. Approving a Deposit and Reimbursement Agreement with UC Villages, LLC, in the amount of \$339,651.40 to cover the cost of the consultant contract (\$308,774) and staff time (\$30,877.40) for the administration of the environmental review process and contract; and,

C. Approving an increase of revenue in the amount of \$308,774 to Fund 3000-Development Services, Developer Capital Fees account and appropriating the same to Fund 3000-Development Services, Professional Services account for payment to Environmental Science Associates; and,

D. Approving an increase in revenue in the amount of \$30,877.40 to Fund 3000-Development Services, Cost Recovery account; and,

E. Authorizing the City Manager or Deputy City Manager to execute the agreements; and,

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

**J.13.** [23-954](#)

**SUBJECT:** Adoption of a Resolution Setting a Public Hearing for Monday, December 4, 2023, to Abandon a 64-Foot-Wide Public Utilities Easement (PUE) Located on the South Side of Devonwood Drive, Approximately 450 Feet West of Bannon Lane (Vacation #23-03)

#### REPORT IN BRIEF

Considers adopting a Resolution to set a public hearing for December 4, 2023, to abandon a 64-foot-wide Public Utilities Easement (PUE) located

on the south side of Devonwood Drive, approximately 450 feet west of Bannon Lane.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Resolution 2023-80**, A Resolution of the City Council of The City of Merced, California, declaring its intention to vacate a 64-foot-wide Public Utilities Easement on the south side of Devonwood Drive, approximately 450 feet west of Bannon Lane (Vacation #23-03) and setting a time and place for a Public Hearing.

**J.14.** [23-955](#)

**SUBJECT:** Adoption of a Resolution Setting a Public Hearing for Monday, December 4, 2023, to Abandon a 15-Foot-Wide Public Utilities Easement (PUE) Located at 2111 Wardrobe Avenue, Generally Located on the North Side of Wardrobe Avenue, Approximately 1,360 Feet East of Thornton Road (Vacation #23-04)

**REPORT IN BRIEF**

Considers adopting a Resolution to set a public hearing for December 4, 2023, to vacate a 15-foot-wide Public Utilities Easement (PUE) located at 2111 Wardrobe Avenue, generally located on the north side of Wardrobe Avenue, approximately 1,360 feet east of Thornton Road.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Resolution 2023-81**, A Resolution of the City Council of the City of Merced, California, declaring its intention to vacate a 15-foot-wide Public Utilities Easement located at 2111 Wardrobe Avenue, generally located on the north side of Wardrobe Avenue, approximately 1,360 feet east of Thornton Road (Vacation #23-04) and setting a time and place for a Public Hearing.

**J.15.** [23-933](#)

**SUBJECT:** Second Reading and Final Adoption of an Ordinance of the City Council of the City of Merced, California, Amending the Official Zoning Map by Prezoning the UC Merced Campus, Generally Located at the Northeast and Southeast Corners of Bellevue and Lake Roads as Public Facility (P-F)

**REPORT IN BRIEF**

Second reading and final adoption of An Ordinance of the City Council of the City of Merced, California, Amending the Official Zoning Map by Prezoning the UC Merced Campus, generally located at the northeast and southeast corners of Bellevue and Lake Roads as Public Facility (P-F).

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Ordinance 2557**, An Ordinance of the City Council of the City of Merced, California, Amending the Official Zoning Map by Prezoning the UC Merced Campus, generally located at the northeast and southeast corners of Bellevue and Lake Roads as Public Facility (P-F).

**K. REPORTS**

**K.1.** [23-890](#)

**SUBJECT:** Update on American Rescue Plan Act (ARPA) Utility Bill Relief Program and Provide Direction of the Remaining Program Funds Totaling \$572,015

**REPORT IN BRIEF**

Update on American Rescue Plan Act (ARPA) Utility Bill Relief Program and provide direction of the remaining program funds totaling \$572,015.

**RECOMMENDATION**

Provide staff direction on the potential reallocation of \$572,015 in utility bill relief program funding.

**K.2.** [23-898](#)

**SUBJECT:** Consideration of the Recommendation from the Recreation and Parks Commission to Name the Picnic Shelter at Ray Flanagan Park- Slaton Family Shelter

**REPORT IN BRIEF**

An application has been received to consider the naming of the picnic shelter at Ray Flanagan Park. The application received suggests naming the facility Slaton Family Shelter. The application has been reviewed by the Director of Parks and Community Services for requirements set forth in Administrative Policy A-20 and was found to be compliant with all requirements and without any identifiable conflict of interest. A public hearing was held by the Recreation and Parks Commission on September 25, 2023. As a result of the public hearing the Recreation and Parks Commission recommends City Council's formal adoption of the name Slaton Family Shelter for the picnic shelter at Ray Flanagan Park.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the Recreation and Parks

Commission recommendation to name the picnic shelter at Ray Flanagan Park as Slaton Family Shelter.

- K.3.**    [23-734](#)    **SUBJECT:** Report on Fire Department Strategic Plan and Adoption of Fire Department Strategic Plan

**REPORT IN BRIEF**

Report on Fire Department Strategic Plan.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting the Fire Department Strategic Plan.

**L. BUSINESS**

- L.1.**    [23-560](#)    **SUBJECT:** Review and Discussion on a Potential Ordinance Regulating Vacant and/or Blighted Buildings

**REPORT IN BRIEF**

Review of ordinances from cities in California that set specific guidelines for vacant and blighted buildings. This includes specifications for safety hazards, security, and maintenance protocol.

**RECOMMENDATION**

Information only. Should the City Council want to take further action a separate agenda item will be prepared for consideration and possible action.

- L.2.**    [23-983](#)    **SUBJECT:** Selection of Council Members to Attend the May 2024 One Voice Trip

**REPORT IN BRIEF**

Council to decide who will attend the One Voice conference May 14 -17, 2024.

- L.3.**    [23-924](#)    **SUBJECT:** Mayor Serratto's Request to Discuss Grants for a Bike Park in Fahrens Park

**REPORT IN BRIEF**

Mayor Serratto's request to discuss grants for a bike park in Fahrens Park.



**RECOMMENDATION**

Provide direction to staff on the next steps.

L.4. [23-879](#)

**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.

L.5. [23-880](#)

**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.

**M. ADJOURNMENT**