



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

Monday, May 20, 2024

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 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 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 ntwam 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. [24-487](#) **SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION -**
Title: City Manager; Authority: Government Code Section 54957

B.2. [24-459](#) **SUBJECT: CONFERENCE WITH LABOR NEGOTIATORS -- Agency**
Designated Representatives: City Manager Scott McBride, Deputy City

Manager Frank Quintero, Finance Officer Venus Rodriguez, Human Resources Manager Suzanne Fierro, LCW Legal Representative Che Johnson, and LCW Legal Representative Michael Jarvis; Employee Organizations: Merced Police Officers' Association (MPOA) and Merced Association of Police Sergeants (MAPS). AUTHORITY: Government Code Section 54957.6

B.3. [24-460](#) **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative(s): City Manager Scott McBride, Deputy City Manager Frank Quintero, Finance Officer Venus Rodriguez, Human Resources Manager Suzanne Fierro, LCW Legal Representative Che Johnson, and LCW Legal Representative Michael Jarvis; 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.4. [24-461](#) **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representatives: City Manager Scott McBride, Deputy City Manager Frank Quintero, Finance Officer Venus Rodriguez, Human Resources Manager Suzanne Fierro, LCW Legal Representative Che Johnson, and LCW Legal Representative Michael Jarvis; Unrepresented Management AUTHORITY: Government Code Section 54957.6

B.5. [24-462](#) **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representatives: City Manager Scott McBride, Deputy City Manager Frank Quintero, Finance Officer Venus Rodriguez, Human Resources Manager Suzanne Fierro, LCW Legal Representative Che Johnson, and LCW Legal Representative Michael Jarvis; Employee Organizations: International Association of Fire Fighters, Local 1479. AUTHORITY: Government Code Section 54957.6

C. CALL TO ORDER

C.1. Invocation - Pastor Juan Ochoa, Calvary Assembly of God, 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

F.1. [24-482](#) **SUBJECT:** Recognition of the Merced Police Department's Explorer Program

REPORT IN BRIEF

Accepted by the members of the Merced Police Department's Explorer Program.

F.2. [24-376](#) **SUBJECT:** Proclamation - Foster Care Awareness Month

REPORT IN BRIEF

Accepted by representatives of the Merced College NextUp.

F.3. [24-381](#) **SUBJECT:** Proclamation - Neurofibromatosis Type 1 (NF1) Awareness Month

REPORT IN BRIEF

Accepted by members of the Children's Tumor Foundation.

F.4. [24-499](#) **SUBJECT:** Recognition of Merced High School Wrestler Nate Granados for Going to High School Nationals, Placing, and Securing His Status for All American

REPORT IN BRIEF

Accepted by Nate Granados of the Merced High School Wrestling Team.

F.5. [24-498](#) **SUBJECT:** Recognition of the Golden Valley High School Academic Decathlon Team for Winning the D3 High School Academic Decathlon State Championship

REPORT IN BRIEF

Accepted by the Golden Valley High School Academic Decathlon Team.

G. WRITTEN PETITIONS AND COMMUNICATIONS

H. ORAL COMMUNICATIONS

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

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.

- I.1. [24-372](#) **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. [24-486](#) **SUBJECT:** Information Only - Arts and Culture Advisory Commission Minutes of January 18, 2024

RECOMMENDATION

For information only.

- I.3. [24-489](#) **SUBJECT:** Information Only -Tax Transparency Commission Minutes of February 13, 2024

RECOMMENDATION

For information only.

I.4. [24-434](#)

SUBJECT: Approval of City Council/Public Financing and Economic Development/Parking Authority/Successor Agency to the Redevelopment Agency Meeting Minutes of April 2, 2024

REPORT IN BRIEF

Official adoption of previously held meeting minutes.

RECOMMENDATION

City Council/Public Financing and Economic Development/Parking Authority/Successor Agency to the Redevelopment Agency - Adopt a motion approving the meeting minutes of April 2, 2024.

I.5. [24-398](#)

SUBJECT: Adoption of Resolutions Approving Standard Assurances Agreement for all California Office of Emergency Services Federal Grant Programs for Fiscal Year 2023 and the Memorandum of Understanding with Merced County for State Homeland Security Grant Programs - Funding for Equipment, Planning, Administration, Training and Exercises for Fiscal Year 2023

REPORT IN BRIEF

Considers adopting the Standard Assurances Agreement for all California Office of Emergency Services (CalOES) Federal Grant Programs for Fiscal Year 2023 and considers approving the Memorandum of Understanding (MOU) with Merced County to accept any future awards of the California State Homeland Security Grant Program funds for equipment, planning, administration, training, and exercises being funded through the County to the City of Merced for Fiscal Year 2023.

RECOMMENDATION

City Council - Adopt a motion:

A. Adopting **Resolution 2024-53**, a Resolution of the City Council of the City of Merced, California, authorizing the City Manager to execute the California Governor's Office of Emergency Services FY2023 Grant Assurances Agreement; and,

B. Adopting **Resolution 2024-54**, a Resolution of the City Council of the City of Merced, California, authorizing the City Manager to execute the

Office of Emergency Services State Homeland Security Grant Programs -
Equipment, Planning, Administration, Training and Exercises agreement;
and,

C. Authorizing the City Manager to execute all documents, including any
future amendments.

I.6. [24-408](#)

SUBJECT: Approval of a Professional Services Agreement with R3
Consulting Group, Inc., to Conduct a Solid Waste Collection and
Related Services Rate Study in an Amount not to Exceed \$80,000

REPORT IN BRIEF

Considers approving a Professional Services Agreement with R3
Consulting Group, Inc., in the amount of \$80,000, to conduct a solid waste
collection and related services rate study.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving a Professional Services Agreement with R3 Consulting
Group, Inc., in the amount not to exceed \$80,000, to prepare a
comprehensive solid waste collection and related services rate study; and,

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

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

I.7. [24-471](#)

SUBJECT: Approval of the Second Amendment to Professional
Services Agreement with the Kiwanis Club of Greater Merced
Foundation to Extend the Term of Their American Rescue Plan Act
(ARPA) Non-Profit Support Funding Contract to June 30, 2026

REPORT IN BRIEF

Considers approving of the Second Amendment to Professional Services
Agreement with the Kiwanis Club of Greater Merced Foundation to extend
the term of their ARPA Non-Profit Support Funding contract to June 30,
2026.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the Second Amendment to Professional Services Agreement with the Kiwanis Club of Greater Merced Foundation to extend the term of their ARPA Non-Profit Support Funding contract to June 30, 2026; and,

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

I.8. [24-420](#)

SUBJECT: Approval of the Amended and Restated Joint Land Use Agreement with Kiwanis of Greater Merced Including New Space Designated for the Operation of Kiddieland Theme Park and Train in Applegate Park

REPORT IN BRIEF

Considers approving the Amended and Restated Joint Land Use Agreement with Kiwanis of Greater Merced for the administration, construction, maintenance, and operation of Kiddieland Theme Park in Applegate Park. The renewal includes an expansion of the existing footprint of Kiddieland theme park to address accessibility requirements set forth by American with Disabilities Act as well as a new path for an electric train track through Applegate Park. The renewal is required to support City Council's American Rescue Plan Act (ARPA) allocation for a new train and track for Kiddieland.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the Amended and Restated Joint Land Use Agreement with Kiwanis of Greater Merced for the administration, construction, maintenance, and operation of Kiddieland theme park in Applegate Park; and,

B. Authorizing the City Manager to execute, and if necessary, make minor modifications to, the agreement described above as attached to this report and all associated documents.

I.9. [24-483](#)

SUBJECT: Approval of Request for a Supplemental Appropriation in the Amount of \$26,233 from the Building Rental and Cost Recovery Revenue to Cover Budget Shortages in Utilities and Other Costs

Incurred by the Department

REPORT IN BRIEF

Considers approving a request for a supplemental appropriation in the amount of \$26,233 from the Building Rental and Cost Recovery Revenue to cover budget shortages in utilities and other costs incurred by the department.

RECOMMENDATION

City Council - Adopt a motion increasing revenue in the amount of \$26,233 and appropriating the same in Fund 1018 for utilities and services to cover budget shortages.

I.10. [24-437](#)

SUBJECT: Award Bid to Fortis General Construction, Inc. for the Congestion Mitigation Air Quality Grant (CMAQ) (051) Sidewalks Along Olive Ave., Parsons Ave., Alexander Ave., and Hansen Ave., Project Number CP200043, in the Amount of \$662,080.73

REPORT IN BRIEF

Considers awarding a Construction Contract to Fortis General Construction, Inc. in the amount of \$662,080.73 for the CMAQ Sidewalks Along Olive Ave., Parsons Ave., Alexander Ave., and Hansen Ave.

RECOMMENDATION

City Council - Adopt a motion:

- A. Awarding the CMAQ Sidewalks Along Olive Ave., Parsons Ave., Alexander Ave., and Hansen Ave, Project CP220063 to Fortis General Construction, Inc., in the amount of \$662,080.73; and,
- B. Authorizing the 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 authorization to make necessary budget adjustments.

I.11. [24-445](#)

SUBJECT: Award Bid to Redstone Construction, Inc. for the Congestion Mitigation Air Quality Grant (CMAQ) (055) Nottingham Sidewalks, Project Number CP210044, in the Amount of \$585,579

REPORT IN BRIEF

Considers awarding a Construction Contract to Redstone Construction, Inc. in the amount of \$585,579 for the CMAQ Nottingham Sidewalks from Hansen Avenue to Olive Avenue, Tamworth Court, and Buckingham Court.

RECOMMENDATION

City Council - Adopt a motion:

- A. Awarding the CMAQ Nottingham Sidewalks, Project CP210044 to Redstone Construction, Inc., in the amount of \$585,579; and,
- B. Authorizing the 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.

I.12. [24-359](#)

SUBJECT: Approval of Street Closure Request #24-07 by the Merced County Sheriff's Department for Merced County Fair (37th District Agricultural Association/Merced County Fair) to Close Traffic on G Street, Between West Childs Avenue and 11th Street, During the Merced County Fair from June 5 - 6, 2024, from 3:00 p.m. to 11:00 p.m., and June 7 - 9, 2024, from 3:00 p.m. to 12:00 a.m.

REPORT IN BRIEF

Considers approving a request by the Merced County Sheriff's Department for the Merced County Fair (37th District Agricultural Association/Merced County Fair) for the closure and use of City streets to control traffic for the Merced County Fair. The request seeks approval to close G Street, between West Childs Avenue and 11th Street, on June 5 - 6, 2024, from 3:00 p.m. to 11:00 p.m., and June 7 - 9, 2024, from 3:00 p.m. to 12:00 a.m.

RECOMMENDATION

City Council - Adopt a motion approving the street closure of G Street, between West Childs Avenue and 11th Street, from June 5 - 6, 2024, from 3:00 p.m. to 11:00 p.m., and June 7 - 9, 2024, from 3:00 p.m. to 12:00 a.m., for the Merced County Fair, subject to the details and conditions outlined in the administrative staff report.

I.13. [24-363](#)

SUBJECT: Adoption of a Resolution Approving Final Map #5398 for Merzoian, Phase 1 Subdivision for 72 Single-Family Lots, Generally

Located at the Northeast Corner of G Street and Merrill Place (Extended), and the Approval of the Subdivision Agreement for the Merzoian, Phase 1 Subdivision

REPORT IN BRIEF

Considers adopting the Final Map #5398 for 72 single-family lots, generally located at the northeast corner of G Street and Merrill Place (extended), and the subdivision agreement for the Merzoian, Phase 1 Subdivision.

RECOMMENDATION

City Council - Adopt a motion:

- A. Approving **Resolution 2024-52**, a Resolution of the City Council of the City of Merced, California, approving the Final Subdivision Map for the Merzoian Estates, Phase 1 Subdivision (#5398); and,
- B. Approving the Subdivision Agreement for the Merzoian, Phase 1 Subdivision; and,
- C. Authorizing the City Manager to execute all necessary documents.

J. PUBLIC HEARINGS

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

J.1. [24-364](#)

SUBJECT: Public Hearing - General Plan Amendment #23-05, Zone Change #434, Establishment of Planned Development (P-D) #81, and Appeal of the Planning Commission's Denial of Conditional Use Permit #1276, Site Plan Review Permit #538, and Minor Use Permit #24-02. This Request is Initiated by United Security Company, LLC, on Behalf of Nicholas Mary Lee, Trustee, Property Owner, for Approximately 3.50 Acres of Land at 470 E. Olive Avenue, Generally Located 500 West of Oleander Avenue; the General Plan Amendment Would Change the General Plan Land Use Designation from Low-Medium Density Residential (LMD) to Business Park (BP). The Zone Change Would Allow the Establishment of the Planned Development to Change the Land Use from Low Medium Density Residential (R-2) to

“Self-Storage.” The Conditional Use Permit Would Allow a Live/Work Unit for an Onsite Manager for the Self-Storage Facility. The Site Plan Review Permit Would Allow the Development of a Self-Storage Facility (Approximately 681 Storage Units) with Long-Term Boat and Recreational Vehicle Parking Spaces (Approximately 74 Parking Spaces). The Minor Use Permit Would be for Interface Review to Allow Commercial Development Adjacent to or Across from a Low Density Residential (R-1-6) Zone

REPORT IN BRIEF

Request for City Council to consider approving the General Plan Amendment, Zone Change, and Establishment of a Planned Development and the appeal of the Planning Commission’s Denial of Conditional Use Permit #1276, Site Plan Review Permit #538, and Minor Use Permit #24-02. The subject site is a 3.50 acre parcel located at 470 E. Olive Avenue, within northeast Merced.

RECOMMENDATION

General Plan Amendment #23-05, Zone Change #434, and Establishment of Planned Development (P-D) #81

City Council - Adopt a motion:

A. To deny General Plan Amendment #23-04, Zone Change #434, and Establishment of Planned Development (P-D) #81 as recommended by the Planning Commission.

Appeal of Planning Commission’s Denial of Conditional Use Permit #1276, Site Plan Review Permit #538, and Minor Use Permit #24-02

City Council - Adopt a motion:

A. Open the Public Hearing and hear all testimony regarding the appeal; and,

B. Close the public hearing; and,

C. Provide direction to staff regarding Findings to grant or deny the appeal.

K. REPORTS

K.1. [24-315](#) **SUBJECT:** Report - Multijurisdictional Housing Element - Public Review Draft

REPORT IN BRIEF

Report to review the Multijurisdictional Housing Element - Public Review Draft.

RECOMMENDATION

City Council - Receive and comment on the Multijurisdictional Housing Element - Public Review Draft.

K.2. [24-407](#) **SUBJECT:** Review, Discussion and Direction Regarding the City of Merced Fiscal Year 2024-25 Budget

REPORT IN BRIEF

Review of the City Manager's proposed FY 2024-25 Budget.

RECOMMENDATION

For information and discussion only.

L. BUSINESS

L.1. [24-477](#) **SUBJECT:** Appointment for City Representative to the Merced County Mosquito Abatement District Board of Trustees

REPORT IN BRIEF

This report is to discuss the appointment of a city representative for the Merced County Mosquito Abatement District Board of Trustees.

RECOMMENDATION

City Council - Adopt a motion appointing a Council Member to the Merced County Mosquito Abatement District Board of Trustees or provide staff direction for recruitment.

L.2. [24-476](#) **SUBJECT:** Discussion and Direction Regarding the Merced Hotel & Lodging Association's Tourism Based Improvement District Proposal for Merced Tourism

REPORT IN BRIEF

The Merced Hotel & Lodging Association is requesting that the City

contribute 2% of the Transient Occupant Tax (TOT) base to be allocated to the Tourism Based Improvement District. For example, if the collected Transient Occupancy Tax is \$1.8 million, then the Transient Occupancy Tax base is \$18 million, which results in a potential contribution of \$360,000 from the TOT collected by the City. The TOT in the City of Merced is 10%.

RECOMMENDATION

City Council - Provide staff direction on the request submitted by the Merced Hotel & Lodging Association.

L.3. [24-379](#)

SUBJECT: Council Member Xiong's Request to Discuss the Feasibility of an In-House Graffiti Abatement

REPORT IN BRIEF

Council Member Xiong's request to discuss the feasibility of an in-house graffiti abatement.

RECOMMENDATION

Provide direction to staff on the next steps.

L.4. [24-373](#)

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. [24-374](#)

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