



# CITY OF MERCED

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

## Minutes

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

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Monday, August 1, 2022

6:00 PM

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#### A. CLOSED SESSION ROLL CALL

**Present:** 7 - Mayor Matthew Serratto, Mayor Pro Tempore Kevin Blake, Council Member Fernando Echevarria, Council Member Delray Shelton, Council Member Bertha Perez, Council Member Jesse Ornelas, and Council Member Sarah Boyle

**Absent:** 0

#### B. CLOSED SESSION

**Clerk's Note:** Mayor SERRATTO called the Closed Session to order at 5:34 PM.

**B.1.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant Exposure of Litigation Pursuant to Paragraph (2) or (3) of Subdivision (d) of Section 54956.9: (1) Case

**B.2.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Section 54956.9: (1) Case

**Clerk's Note:** Council adjourned from Closed Session at 5:56 PM.

#### C. CALL TO ORDER

Mayor SERRATTO called the Regular Meeting to order at 6:02 PM.

Invocation - Lamar Henderson, All Dads Matter

The Invocation was delivered by Lamar HENDERSON from Human Services Agency, All Dads Matter.

Pledge of Allegiance to the Flag

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

#### D. ROLL CALL

- Present:** 7 - Mayor Matthew Serratto, Mayor Pro Tempore Kevin Blake, Council Member Fernando Echevarria, Council Member Delray Shelton, Council Member Bertha Perez, Council Member Jesse Ornelas, and Council Member Sarah Boyle
- Absent:** 0

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

There was no report.

## F. CEREMONIAL MATTERS

### F.1. SUBJECT: Proclamation - National Health Center Week

#### REPORT IN BRIEF

Presented to Yamilet Valladolid, Manager of Government Affairs Golden Valley Health Centers.

Mayor SERRATTO presented the National Health Week Proclamation to Yamilet VALLADOLID, Amy CAROL, Tony WEBER, Jose DIAZ, Stephanie SOTO, and Alejandra VELASQUEZ from Golden Valley Health Center.

## G. SPECIAL PRESENTATIONS

### G.1. SUBJECT: Presentation on Young Legislators Program 2022

#### REPORT IN BRIEF

Presented by Joyce Dale from State Senator Ana Caballero's Office.

Joyce DALE gave a special presentation on the Young Legislators Program 2022 on behalf of State Senator Ana CABALLERO'S office.

### G.2. SUBJECT: Presentation on the Youth Jobs Training Program

#### REPORT IN BRIEF

Presented by Erick Serrato, Merced County Department of Workforce Investment.

Erick SERRATO of the Merced County Department of Workforce Investments, gave a slideshow presentation on the Youth Jobs Training Program.

Jalyn CRUZ, Olivia BRUNER, Ciana, Ajena, and Sean representatives of the Merced County Department Workforce Investments assisted with the slideshow presentation.

## H. WRITTEN PETITIONS AND COMMUNICATIONS

**Clerk's Note:** Mayor SERRATTO stated that the two public comments regarding Agenda Item G.2. would be heard first, move to the Consent Calendar, and then hear Oral Communications.

## J. CONSENT CALENDAR

**Clerk's Note:** The Consent Calendar was moved to be heard prior to Oral Communications.

Items J.19. Approval of Memorandum of Understanding (MOU) Between the City of Merced and Merced Union High School District (MUHSD) for Police Services in the District's Four (4) High Schools for a Term of Three Years, Fiscal Year 2022 - 2025; and, J.20. Approval of Memorandum of Understanding (MOU) Between the City of Merced and Merced City School District (MCSD) for Police Services in the District's Four (4) Middle Schools for a Term of Three Years at a Reimbursement Amount per Attached Agreement; were pulled for separate consideration.

**A motion was made by Mayor Pro Tempore Blake, seconded by Council Member Boyle, that this be approved the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Echevarria, Council Member Shelton, Council Member Perez, Council Member Ornelas, and Council Member Boyle

**No:** 0

**Absent:** 0

## Approval of the Consent Agenda

**A motion was made by Mayor Pro Tempore Blake, seconded by Council Member Boyle, to approve the Consent Agenda. The motion carried by the following vote:**

**Aye:** 7 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Echevarria, Council Member Shelton, Council Member Perez, Council Member Ornelas, and Council Member Boyle

**No:** 0

**Absent:** 0

**J.1.**                           **SUBJECT:** Reading by Title of All Ordinances and Resolutions

**REPORT IN BRIEF**

Ordinances and Resolutions which appear on the public agenda shall be determined to have been read by title and a summary title may be read with further reading waived.

**RECOMMENDATION**

**City Council** - Adopt a motion waiving the reading of Ordinances and Resolutions, pursuant to Section 412 of the Merced City Charter.

**This Consent Item was approved.**

**J.2.**                           **SUBJECT:** Information Only - Planning Commission Minutes of June 8, 2022

**RECOMMENDATION**

For information only.

**This Consent Item was approved.**

**J.3.**                           **SUBJECT:** Acceptance of the Grant Offer for Airport Improvement Program (AIP) Project No. 3-06-0152-027-2022, Issued by the Federal Aviation Administration for the Merced Regional Airport, in the Amount of \$138,622

**REPORT IN BRIEF**

Considers accepting a \$138,622 Airport Improvement Program Grant awarded by the Federal Aviation Administration for use at the Merced Regional Airport.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a grant agreement between Federal Aviation Administration (FAA) and the City of Merced; and,

B. Approving acceptance of grant funds and increasing the Airport Capital Improvement Fund revenue account 461-1303-321.10-00 in the amount of \$138,622 and appropriating the same to account 461-1303-667.65-00; and,

C. Authorizing the Finance Officer to make the necessary budget

adjustments; and,

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

**This Consent Item was approved.**

**J.4.**

**SUBJECT: Adoption of a Resolution of Intent Regarding Annexation No. 18 into Community Facilities District (CFD) No. 2003-2 (Services), Approving a Deposit and Reimbursement Agreement for Annexation No. 18, and Setting a Public Hearing for August 15, 2022. Annexation No. 18 Consists of Approximately 10.43 Acres of Land Generally Located at the Southeast Corner of Horizons Avenue and Pacific Drive**

**REPORT IN BRIEF**

Requests the City Council to adopt a Resolution of intent to annex 10.43 acres of land generally located at the southeast corner of Horizons Avenue and Pacific Drive (CFD Annexation No. 18) into the City's CFD for Services (CFD 2003-2), approve a Deposit and Reimbursement Agreement for the annexation, and set a public hearing and election for August 15, 2022.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Adopting **Resolution 2022-40**, a Resolution of Intention of the City Council of the City of Merced, acting as the Legislative Body of the City of Merced Community Facilities District No. 2003-2 (Services), declaring its intention to annex an area to said district and authorize the levy of a special tax within said annexation and approving a certain agreement related thereto; and,

B. Setting the Public Hearing for August 15, 2022; and,

C. Accepting the Petition, Consent and Waiver from Compass Pointe Off Campus Partnership B for Annexation No. 18; and,

D. Accepting the deposit amount of \$25,000 in Fund 150, increasing the revenue and appropriating the same to cover the cost of Community Facilities District formation and related expenditures for Annexation No. 18; and,

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

Deposit and Reimbursement Agreement.

This Consent Item was approved.

J.5.

**SUBJECT:** Adoption of Resolution Approving Standard Assurances Agreement for all California Office of Emergency Services Federal Grant Programs for Fiscal Year 2021 and Approval of a Memorandum of Understanding with Merced County for State Homeland Security Grant Programs (SHSGP) - Funding for Equipment, Planning, Administration, Training and Exercises for Fiscal Year 2021

**REPORT IN BRIEF**

Considers approving the Standard Assurances Agreement for all California Office of Emergency Services (Cal OES) Federal Grant Programs for Fiscal Year 2021 and considers approving the Memorandum of Understanding (MOU) with Merced County to accept any future awards of the California State Homeland Security Grant Program (SHSGP) funds for equipment, planning, administration, training and exercises being funded through the County to the City of Merced for Fiscal Year 2021.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Adopting **Resolution 2022-48**, 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 FY 2021 Grant Assurances agreement; and,
- B. Adopting **Resolution 2022-49**, 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 or Deputy City Manager to execute all documents, including any future amendments.

This Consent Item was approved.

J.6.

**SUBJECT:** First Amendments to Program Year 2021-22 Subrecipient Agreements with Merced Rescue Mission for the "Hope for Families" Program and with Alliance for Community

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Transformations for the “Achieving Housing and Economic Stability with Survivors of Violence” Program

**REPORT IN BRIEF**

Considers extending the Term of Performance for the existing Agreement with Merced Rescue Mission’s “Hope for Families” Program; and considers restating the Term of Performance and funding source for the existing Agreement with Alliance for Community Transformations’ “Achieving Housing and Economic Stability with Survivors of Violence” Program.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving the First Amendment to the Agreement between the City of Merced and Merced Rescue Mission for the Community Development Block Grant Acquisition and Rehabilitation of Residential Property “Hope for Families” Program; and,
- B. Approving the First Amendment to the Agreement between the City of Merced and Alliance for Community Transformations for the Community Development Block Grant “Achieving Housing and Economic Stability with Survivors of Violence” Security Deposit/Job Cost Assistance and Living Skills Training Program; and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents, and if necessary, authorize staff to make necessary minor modifications to the agreements; and,
- D. Authorizing the Finance Officer to make any necessary adjustments.

**This Consent Item was approved.**

**J.7.**

**SUBJECT:** Approval to Waive the Competitive Bid Process to Allow for the Cooperative Purchase Under State of California Cooperative Agreement 1-22-70-31A (Dell Desktop Computers, Dell Thin Desktops, Dell Thin Laptops, and Dell Rugged Laptops) with Granite Data Solutions in a not to Exceed Amount of \$55,000 in Fiscal Year 2022/2023

**REPORT IN BRIEF**

Considers waiving the competitive bid process to allow for the cooperative purchase under State of California Cooperative

Agreement 1-22-70-31A (Dell Desktop Computers, Dell Thin Desktops, Dell Thin Laptops, and Dell Rugged Laptops) with Granite Data Solutions in a not to Exceed Amount of \$55,000 in Fiscal Year 2022/2023.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Approving to waive the competitive bidding requirements as stated in Section 3.04.210 of the Merced Municipal Code; and,
- B. Authorizing the use of State of California Cooperative Agreement 1-22-70-31A (Dell Desktop Computers, Dell Thin Desktops, Dell Thin Laptops, and Dell Rugged Laptops); and,
- C. Authorizing the City Manager or Deputy City Manager to execute the necessary documents; and,
- D. Authorizing the purchase of up to \$55,000 of goods through Granite Data Solutions.

**This Consent Item was approved.**

**J.8.**

**SUBJECT:** Approval to Wave the Competitive Bidding to Allow for the Cooperative Purchase of Competitively Bid Contract; (County Los Angeles LAC Agreement) with Pictometry International Corporation Inc., and Approval of a Multi-Project Agreement with Pictometry International Corporation to Provide Three (3) Digital Aerial Photography Flights Over a Six (6) Year Period, in a not to Exceed Amount of \$123,120

**REPORT IN BRIEF**

Considers approving the waiving of the competitive bidding to allow for the cooperative purchase of competitively bid contract; (County Los Angeles LAC Agreement) with Pictometry International Corporation Inc., and of a Multi-Project agreement with Pictometry International Corporation Inc. to provide three (3) digital aerial photography flights over a six (6) year period, in a not to exceed amount of \$123,120.

**RECOMMENDATION**

**City Council** - Adopt a motion:



- A. Approving to waive the competitive bidding requirements as permitted by Merced Municipal Code section 3.04.210 to utilize cooperative purchases with competitively bid contracts; and,
- B. Approving the County Los Angeles LAC Agreement; and,
- C. Approving the Multi-Project Agreement with Pictometry International Corp. for three (3) digital aerial photography flights over a six (6) year period, in a not to exceed amount of \$123,120.
- D. Authorizing the City Manager or Deputy City Manager to execute the necessary documents

**This Consent Item was approved.**

**J.9.**

**SUBJECT: Adoption of Resolution Approving the Administering Agency State Program Supplement No. F037 and Agreement Summary (E-76) for a Congestion Mitigation and Air Quality Improvement (CMAQ) Grant CML-5085(060), Project No. 122064 CMAQ- Pedestrian Improvements in Southwest Area for the Use of \$35,172 in CMAQ Grant Funding for Preliminary Engineering**

**REPORT IN BRIEF**

Considers a resolution approving a California Department of Transportation Program Supplement for the use of \$35,172 in CMAQ Grant funding for Preliminary Engineering for the Pedestrian Improvements in Southwest Area Project. The project consists of constructing 5-foot concrete sidewalks and ADA ramps on McGregor Street, Windsor Avenue, Home Avenue, Woodward Avenue, and Parkwest Avenue.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Adopting **Resolution 2022-47**, a Resolution of the City Council of the City of Merced, California, approving Federal-Aid Projects Program Supplement Agreement No. F037; and,
- B. Accepting CMAQ grant funds and increasing revenue in account 450-1104-321-32-00 by \$35,172 and appropriating the same to account 450-1104-637-65-00 (Project No. 122064) for preliminary engineering costs associated with design of the Pedestrian Improvements in Southwest Area Project; and,

C. Approving a budget adjustment for local matching funds from Fund 075-Measure V Alternate Mode, project 123005-Projects to be Determined, in the amount of \$4,557 to Project 122064-CMAQ Pedestrian Improvements in Southwest Area; and,

D. Approving the use of pooled cash until reimbursement is received from the grant; and,

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

**This Consent Item was approved.**

**J.10.**

**SUBJECT:** Adoption of Resolution Approving the Administering Agency State Program Supplement No. F038 and Agreement Summary (E-76) for a Congestion Mitigation and Air Quality Improvement (CMAQ) Grant CML-5085(061), Project No. 122063 CMAQ-Childs Multi-Use Path for the Use of \$87,415 in CMAQ Grant Funding for Preliminary Engineering

**REPORT IN BRIEF**

Considers a resolution approving a California Department of Transportation Program Supplement for the use of \$87,415 in CMAQ Grant funding for Preliminary Engineering for the Childs Multi-Use Path Project. The project consists of constructing a multi-use path along Childs Avenue from Golden Valley High School to Weaver Middle School on Coffee Street.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Adopting **Resolution 2022-46**, a Resolution of the City Council of the City of Merced, California, approving Federal-Aid Projects Program Supplement Agreement No. F038; and,

B. Accepting CMAQ grant funds and increasing revenue in account 450-1104-321-32-00 by \$87,415 and appropriating the same to account 450-1104-637-65-00 (Project No. 122063) for preliminary engineering costs associated with design of the Childs Multi-Use Path Project; and,

C. Approving a budget adjustment for local matching funds from Fund

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075-Measure V Alternate Mode, project 123005-Projects to be Determined, in the amount of \$11,326 to Project 122063-CMAQ Childs Multi-Use Path; and,

D. Approving the use of pooled cash until reimbursement is received from the grant; and,

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

**This Consent Item was approved.**

**J.11.**

**SUBJECT:** Award of Bid and Approval of a Construction Contract with Solitude Lake Management LLC, dba Aquatic Environments for Laura Fountain Repair in the Amount of \$201,011.93; Project No. 122069

**REPORT IN BRIEF**

Considers awarding a construction contract to Solitude Lake Management LLC, dba Aquatic Environments, in the amount of \$201,011.93 for the Laura Fountain Repair Project.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Awarding the Laura Fountain Repair Project No. 122069 to Solitude Lake Management LLC, dba Aquatic Environments in the amount of \$201,011.93; and,

B. Authorizing the City Manager or Deputy City Manager to execute the necessary documents and to approve change orders not to exceed the total project budget of \$250,000; and,

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

**This Consent Item was approved.**

**J.12.**

**SUBJECT:** Approval of the Professional Services Agreement with the Community Foundation of Merced County for a not to Exceed Amount of \$150,000 for American Rescue Plan Act (ARPA) Non-Profit Support Funding

**REPORT IN BRIEF**

Considers the approval of the Professional Services Agreement with

the Community Foundation of Merced County for a not to exceed amount of \$150,000 for ARPA Non-Profit Support Funding.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the Professional Services Agreement with the Community Foundation of Merced County for an amount not to exceed \$150,000 for ARPA Non-Profit Support Funding; and,

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

**This Consent Item was approved.**

**J.13.**

**SUBJECT:** Approval of the Professional Services Agreement with Gateway Community Christian Reformed Church, Inc. for a not to Exceed Amount of \$92,900 for American Rescue Plan Act (ARPA) Non-Profit Support Funding

**REPORT IN BRIEF**

Considers the approval of the Professional Services Agreement with Gateway Community Christian Reformed Church, Inc. for a not to exceed amount of \$92,900 for ARPA Non-Profit Support Funding.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving the Professional Services Agreement with Gateway Community Christian Reformed Church, Inc. for an amount not to exceed \$92,900 for ARPA Non-Profit Support Funding; and,

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

**This Consent Item was approved.**

**J.14.**

**SUBJECT:** Approval to Appropriate Funding from the CalRecycle SB 1383 Local Grant Assistance Program to Aid in Implementation of SB 1383 Regulations Award of \$129,234 for the Approved Purchase of Organic Food Waste Only Bins

**REPORT IN BRIEF**

With the authorization of Resolution No. 2016-22, Staff applied for one-time funds of CalRecycle SB 1383 Local Grant Assistance Program and was awarded \$129,234 for the approved purchase of organic food waste only bins. Council action is needed to appropriate the program funding.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a supplemental appropriation in the amount of \$129,234 from the unreserved, unencumbered fund balance of Fund 558-Refuse Enterprise Fund to account line 558-1133-532.29-00 for the purchase of organic food waste only bins as part of the CalRecycle 1383 Local Grant Assistance Program; and,

B. Authorizing the City Manager or the Deputy City Manager to execute any necessary documents and the Finance Officer to make the appropriate budget adjustments.

**This Consent Item was approved.**

**J.15.**

**SUBJECT:** Award of Bid and Approval of Contract to Provost and Pritchard Engineering Group, Inc. for Groundwater Monitoring Well and Municipal Well Sampling Services in the Amount of \$285,000

**REPORT IN BRIEF**

Considers awarding a contract in the amount of \$285,000 to Provost and Pritchard Engineering Group, Inc. to perform groundwater sampling services to support the City's PCE environmental investigation.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Awarding a contract with Provost and Pritchard Engineering Group, Inc. for the three-year term of August 1, 2022 to June 30, 2025, in the amount of \$95,000 annually for each of the fiscal years' FY 2022/23, FY 2023/24, and FY 2024/25 to provide groundwater well and municipal well sampling services; and,

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

**This Consent Item was approved.**

**J.16.**

**SUBJECT:** First Amendment to Agreement for Supplies and

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Services with Univar Solutions USA, Inc., in the Amount of \$150,000 for the Supply and Delivery of Sodium Fluoride for the Contract Period Ending June 30, 2023

**REPORT IN BRIEF**

Considers approving a first amendment with Univar Solutions USA, Inc., in the amount of \$150,000 for the supply and delivery of sodium fluoride through June 30, 2023.

**RECOMMENDATION**

**City Council** - Adopt a motion

A. Approving a first amendment to Agreement for Supplies and Services with Univar Solutions USA, Inc., for the purchase of sodium fluoride in the amount not to exceed \$150,000 for the contract term ending June 30, 2023; and,

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

**This Consent Item was approved.**

**J.17.**

**SUBJECT:** Approval of a Supplemental Appropriation in the Fleet Vehicle Replacement Fund 674 in the Amount of \$4,821 and Approval of a Change Order with Merced Chevrolet for the Purchase of Three (3) New Crew Cab Pickups for the Fire Department in the Additional Amount of \$4,820.45, for a Total Amount not to Exceed \$127,272.45

**REPORT IN BRIEF**

Considers approving a supplemental appropriation in the Fleet Vehicle Replacement Fund in the amount of \$4,821 and approving an additional \$4,820.45 for the purchase of three (3) new crew cab pickups for the Fire Department.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a supplemental appropriation from the unreserved, unencumbered fund balance in the Fleet Vehicle Replacement Fund 674 in the amount of \$4,821; and,

B. Approving purchase Change Order(s) with Merced Chevrolet for the

purchase of three (3) new crew cab pickups in the additional amount of \$4,820.45, for a total purchase amount of \$127,272.45; and,

C. Approving additional purchase change orders not to exceed 15% of the total purchase amount; and,

D. Authorizing the City Manager or Deputy City Manager to execute the necessary documents, the Finance Officer to make the necessary budget adjustments, and the City Purchasing Supervisor to issue the Purchase Order Change Order(s).

**This Consent Item was approved.**

**J.18.**

**SUBJECT: Approval to Waive the Competitive Bidding Requirements and Approve Purchases of Parts, Equipment, Supplies, and Services Necessary for Public Works Maintenance and Operations from Horizon Distributors, Inc., in the Amount not to Exceed \$115,000 Through June 30, 2023**

**REPORT IN BRIEF**

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

**RECOMMENDATION**

**City Council - Adopt a motion:**

A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code Section 3.04.210 for annual supplies and services agreements; and,

B. Approving the agreement for the Purchase of Goods with Horizon Distributors, Inc., in the amount not to exceed \$115,000 in Fiscal Year 2022/2023; and,

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

**This Consent Item was approved.**

**J.19.**

**SUBJECT: Approval of Memorandum of Understanding (MOU) Between the City of Merced and Merced Union High School District**

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(MUHSD) for Police Services in the District's Four (4) High Schools  
for a Term of Three Years, Fiscal Year 2022 - 2025

**REPORT IN BRIEF**

Requests council approval of a MOU between Merced Union High School District and the City of Merced to provide Police Services at the District four (4) high schools.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a Memorandum of Understanding between the City of Merced and Merced Union High School District to provide police services in the District's four high schools; and,

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

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

**Clerk's Note:** Council agreed to hear J.19. and J.20. together.

Rick WENDLING, Merced - spoke on using City expenses to fund school resource officers.

Abi DELEON, Merced - spoke in opposition of school resource officers on campus and using funds elsewhere.

Pangcha VANG, Merced - spoke on police brutality and in opposition of school resource officers.

Astrid MORALES, Merced - spoke on criminalizing youth in South Merced.

Nathen AVELAR, Merced - spoke in opposition of police in schools.

Josue HERRERA, Merced - questioned school resource officers being in schools.

Crissy G, Merced - spoke in opposition of school resource officers.

Hope, Merced - shared a personal story on school resource officers.

Natalie MORENO, Merced - spoke in opposition of Agenda Items J.19.



and J.20.

John LARSON, Merced - spoke in support of school resource officers on campus.

Jaylene CRUZ, Merced - shared a personal story and spoke in opposition of school resource officers on campus.

Shane SMITH, Merced - spoke on teachers feeling unsafe on campus.

Blanca OJEDA, Merced - spoke in opposition of having school resource officers and encouraged adding more counselors on campus.

Sheng XIONG, Merced - spoke for Hope, a speaker that presented earlier, and added the harm that school resources officers bring to campus.

Bella, Merced - spoke on a personal encounter with a school resource officer.

Eric ROBERTS - spoke on a Merced Police Officer.

Council discussed if members of the school district were present, to add additional security measures at every school, the incident that happened in Uvalde, Texas, to have school resource officers on campus, statistics on youth violence throughout the years, the Merced Police Department, and different programs to stop school violence.

**A motion was made by Mayor Pro Tempore Blake, seconded by Council Member Boyle, that this agenda item be approved. The motion carried by the following vote:**

- Aye:** 4 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Shelton, and Council Member Boyle
- No:** 3 - Council Member Echevarria, Council Member Perez, and Council Member Ornelas
- Absent:** 0

**J.20.**

**SUBJECT:** Approval of Memorandum of Understanding (MOU) Between the City of Merced and Merced City School District (MCSD) for Police Services in the District's Four (4) Middle Schools for a Term of Three Years at a Reimbursement Amount per Attached Agreement

**REPORT IN BRIEF**

Requests council approval of a MOU between Merced City School

District and the City of Merced to provide Police Services at the Districts four (4) middle schools for a term of three years for an amount stated on the MOU.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a Memorandum of Understanding between the City of Merced and Merced City School District to provide police services in the District's four middle schools; and,

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

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

**Clerk's Note:** This item was voted with item J.19.

**This Consent Item was approved.**

**Aye:** 4 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Shelton, and Council Member Boyle

**No:** 3 - Council Member Echevarria, Council Member Perez, and Council Member Ornelas

**Absent:** 0

**Clerk's Note:** Council took a recess at 7:31 PM and returned at 7:41 PM.

**I. ORAL COMMUNICATIONS**

**Clerk's Note:** This item was heard after the Consent Calendar.

**Clerk's Note:** The following comments were received for agenda item G.2.

Astrid MORALES, Youth Organizer - thanked the supporters of the Youth Jobs Training Program.

Nathan AVELAR - thanked all members who collaborated with the Youth Jobs Training Program.

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

Florence LAMBERT - spoke on her support for the Police Department and Measure C.

Williams STELLA - spoke in support of tax measure for Police Department and Fire Department.

Fue XIONG - spoke against placing of Measure C on the ballot.

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

Yer MCKINNON, Merced - spoke on the importance of Measure C.

Robert DYLINE - asked Council to reconsider the vote for Measure C.

Myles RICHTER, President of Merced Police Officer Association, Merced - spoke on the police force in Merced and spoke on the importance of Measure C.

Council and Mr. RICHTER briefly discussed the Merced Police Department.

**Clerk's Note:** Council took a recess at 7:49 PM and returned at 7:52 PM.

Steven ODOM, Merced Police Department Detective, Merced - shared a touching story of his past experience as a homicide detective and the importance of Measure C.

Raquel RIOS, Police Officer, Merced - spoke on Measure C and how it affects Merced.

Desri SULLIVAN, Animal Control Officer, Merced - spoke on keeping Measure C on the ballot.

Ryan PASKIN, Merced Firefighters Associations, Merced - asked Council to vote to reconsider putting Measure C on the ballot and the affects Measure C has on the Fire Department.

Martina BEDOLLA, Merced - asked for assistance due to her recent living situation.

City Manager Stephanie DIETZ stated she will follow up with Ms. BEDOLLA.

Ana Maria FABIAN, Merced - advocated for Ms. BEDOLLA and others that are in the same living situation and spoke on COVID-19 relief funds.

Sheng XIONG, Leadership Council for Justice and Accountability, Merced - spoke on using ARPA funds to assist local citizens with housing.

Zaray RAMIREZ, Leadership Council, Merced - spoke on affordable housing and the remaining total of ARPA funds.

Necola ADAMS, Merced - spoke on the Merced County Nut Festival.

Jeremy VERAMENDI, Merced - spoke on ARPA funds and updating the City of Merced's Planning climate action plan.

Victoria ESPINOZA, Merced - spoke on the accountability of police officers and police officer training.

Fernando AGUILERA, President of ALBION Merced, Merced - expressed concern of Merced police officers taking care of our youth, spoke on the Youth Soccer team winning 1st Place in the National Tournament, and asked Council to focus on Merced's youth.

Pangcha VANG, Merced - spoke on the allocation of Measure C funds in the previous years.

Eduardo CHAVEZ, Merced - spoke on the affects of Measure C.

Richard CERVANTES, Merced - spoke on a property in Merced.

Mary CAMPER, Merced - asked Council to reconsider putting Measure C back on the ballot.

Crissy G, Merced - spoke on her support for tenants.

Blanca OJEDA, Merced - spoke on the eviction issue in Merced.

## **K. BUSINESS**

### **K.1. 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.

Council Member ECHEVARRIA requested to bring the Branford, pre annexation project back to a future meeting.

Mayor SERRATTO requested to reconsider placing the Measure C on the ballot.

Council discussed the motion made by Mayor Pro Tempore BLAKE, the date of the special meeting to reconsider Measure C, the presentation of Measure C to Council, and the survey presented to citizens.

**Clerk's Note:** Mayor SERRATTO and City Attorney Travis COCHRAN spoke on public comments during this Agenda Item.

**A motion was made by Mayor Pro Tempore Blake, seconded by Council Member Shelton call a Special Meeting for August 8, 2022 at 6 PM to reconsider placing Measure C on the ballot. The motion carried by the following vote:**

**Aye:** 6 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Echevarria, Council Member Shelton, Council Member Perez, and Council Member Boyle

**No:** 1 - Council Member Ornelas

**Absent:** 0

## K.2.

**SUBJECT:** City Council Comments

### REPORT IN BRIEF

Provides an opportunity for the Mayor and/or Council Member(s) to make a brief announcement on any activity(ies) she/he has attended on behalf of the City and to make a brief announcement on future community events and/or activities. The Brown Act does not allow discussion or action by the legislative body under this section.

Council Member PEREZ thanked the community for coming and sharing their stories.

Council Member ECHEVARRIA gave a shoutout to Walter SMITH the Ambassador of McNamara Park, Shahid SOHAIL for his book, and spoke on the Measure C conversation.

Council Member ORNELAS spoke on a Merced High School Student Wrestler that won Nationals and would like to thank those that spoke at the meeting.

## L. ADJOURNMENT

**Clerk's Note:** The Regular Meeting was adjourned at 9:14 PM.

**A motion was made by Mayor Pro Tempore Blake, seconded by Council Member**

**Boyle, that the meeting be adjourned. The motion carried by the following vote:**

**Aye:** 7 - Mayor Serratto, Mayor Pro Tempore Blake, Council Member Echevarria, Council Member Shelton, Council Member Perez, Council Member Ornelas, and Council Member Boyle

**No:** 0

**Absent:** 0