



# 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, April 3, 2017

7:00 PM

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#### A. STUDY SESSION ROLL CALL

**Present:** 7 - Council Member Michael Belluomini, Council Member Anthony Martinez, Council Member Jill McLeod, Council Member Joshua Pedrozo, Council Member Matthew Serratto, Mayor Mike Murphy, and Mayor Pro Tempore Kevin Blake

**Absent:** 0

#### B. STUDY SESSION

Mayor MURPHY called the Study Session to order at 6:03 PM.

##### B.1. Sewer Master Plan - Director of Public Works Ken Elwin

Director of Public Works Ken ELWIN spoke briefly on the Sewer Master Plan.

Stantec Consultant Dave PRICE gave a slide show presentation on the Sewer Master Plan.

Mayor MURPHY asked about short term fixes for residential areas, timeline, and future report update.

Council Member PEDROZO requested a future discussion about short term plans for industrial development.

Council Member BELLUOMINI requested to continue this discussion after the Regular Meeting.

Carla HOOPES, Merced - spoke on older residential sewer issues.

Mayor MURPHY adjourned the Study Session to after the Regular Meeting.

#### C. CALL TO ORDER

Mayor MURPHY called the Regular Meeting to order at 7:06 PM.

##### C.1. Invocation - Mary Hofmann, Congregation of Etz Chaim

The invocation was delivered by Mary HOFMANN from the Congregation of Etz Chaim.

C.2. Pledge of Allegiance to the Flag

The Pledge of Allegiance was led by Council Member MCLEOD.

**D. ROLL CALL**

**Present:** 7 - Council Member Michael Belluomini, Council Member Anthony Martinez, Council Member Jill McLeod, Council Member Joshua Pedrozo, Council Member Matthew Serratto, Mayor Mike Murphy, and Mayor Pro Tempore Kevin Blake

**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 \$20.00 by Charter for sitting as the City Council; and the Mayor receives an additional \$50.00 each month as a part of the adopted budget and Resolution 1975-37. The members of the Parking Authority and the Public Financing and Economic Development Authority receive no compensation.

**E. CEREMONIAL MATTERS**

**E.1. SUBJECT: Recognition of El Capitan High School Cheer Squad**

**REPORT IN BRIEF**

A certificate will be received by the 2017 USA National Champions, El Capitan High School Cheer Squad.

Mayor MURPHY presented the El Capitan High School Cheer Squad with a Certificate of Recognition for their win at the 2017 USA Nationals Championship.

**E.2. SUBJECT: Proclamation - Adult Education Day**

**REPORT IN BRIEF**

Received by Steve Hobbs Merced Adult School Principal.

Mayor MURPHY presented the Proclamation for Adult Education Day to Merced Adult School Principal Steve HOBBS.

**E.3. SUBJECT: Proclamation - Fair Housing Month**

**REPORT IN BRIEF**

Received by Zoha Khalili Fair Housing Coordinator

Mayor MURPHY presented the Proclamation for Fair Housing Month to Housing Supervisor Mark HAMILTON.

## F. WRITTEN PETITIONS AND COMMUNICATIONS

The Clerk's Office did not receive any written petitions and communications.

## G. ORAL COMMUNICATIONS

Fernando ECHEVARRIA, Merced - spoke on the restrooms at Applegate Park.

Michael PIERICK, Merced - spoke on the Youth Development Programs Fundraiser.

Carla HOOPES, Merced - spoke on the Mental Health Facility in her neighborhood.

Graciela IBARRA, Merced - spoke on the Southside Police Station.

Greg HOSTETLER, Merced - spoke on local job creation.

## H. CONSENT CALENDAR

Items H.7. Approve Opposition to Senate Bill 35 and Senate Bill 649 and H.8. Request to Lower Swim Lesson Fees, were pulled for separate consideration.

### Approval of the Consent Agenda

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

**Aye:** 7 - Council Member Belluomini, Council Member Martinez, Council Member McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Mayor Pro Tempore Blake

**No:** 0

**Absent:** 0

### H.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.**

**H.2.**

**SUBJECT:** Information-Only Contracts

**REPORT IN BRIEF**

Notification of awarded Non-Public Works contracts under \$29,000 and of Public Works contracts under \$65,204.

**AUTHORITY**

Pursuant to the authority delegated to the City Manager on behalf of the City by Article XI, Section 1109, of the Merced City Charter to execute Public Works contracts under the adjusted FY 2016-2017 threshold of \$65,204.00, and Chapter 3.04.080 - 3.04.110 of the Merced Municipal Code to execute Non-Public Works contracts under the adjusted FY 2016-2017 threshold of \$29,000.00, the contracts listed on the attached table were entered into by the City.

**This Consent Item was approved.**

**H.3.**

**SUBJECT:** Information Only - Traffic Committee Minutes of January 10, 2017

**RECOMMENDATION**

For information only.

**This Consent Item was approved.**

**H.4.**

**SUBJECT:** City Council/Public Financing and Economic Development/Parking Authority Meeting Minutes of May 2, 2016, May 16, 2016, May 19, 2016, May 26, 2016, February 23, 2017, March 6, 2017, and March 7, 2017

**REPORT IN BRIEF**

Official adoption of previously held meeting minutes.

**RECOMMENDATION**

**City Council/Public Financing and Economic Development/Parking Authority** - Adopt a motion approving the meeting minutes of May 2, 2016, May 16, 2016, May 19, 2016, May

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26, 2016, February 23, 2017, March 6, 2017, and March 7, 2017.

This Consent Item was approved.

H.5.

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

**REPORT IN BRIEF**

Consider granting the City's Interim Finance Officer signing authority for City bank accounts and Local Agency Investment Fund.

**RECOMMENDATION**

**City Council/Public Financing and Economic Development  
Authority/Parking Authority** - Adopt a motion:

A. Adopting **Resolution 2017-15**, a Resolution of the City Council of the City of Merced, California, authorizing signature of City checks; and,

B. Adopting **Resolution 2017-16**, a Resolution of the City Council of the City of Merced, California, authorizing investment of City of Merced monies in Local Agency Investment Fund; and,

C. Adopting **Resolution PFA 2017-02**, a Resolution of the City of Merced Public Financing and Economic Development Authority authorizing signature of Authority checks; and,

D. Adopting **Resolution PFA 2017-03**, a Resolution of the City of Merced Public Financing and Economic Development Authority authorizing investment of City of Merced monies in Local Agency Investment Fund; and,

E. Adopting **Resolution PA 2017-03**, a Resolution of the Parking Authority of the City of Merced, California, authorizing signature of Parking Authority checks; and,

F. Adopting **Resolution PA 2017-04**, a Resolution of the Parking Authority of the City of Merced, California authorizing investment of City of Merced monies in Local Agency Investment Fund

This Consent Item was approved.

H.6.

**SUBJECT:** Approval of Resolution 2017- 17 Declaring the City's  
Intent to Sell or Lease City Owned Property Located at 301 East  
Yosemite Avenue and Request to Set a Public Hearing for May 15.

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2017 to Consider the City's Intention to Sell or Lease the Property

**REPORT IN BRIEF**

It is Requested that the City Council Approve Resolution 2017-17 Declaring the City's Intent to Sell or Lease City Owned Property Located at 301 East Yosemite Avenue and Setting a Public Hearing for May 15, 2017 to Consider the City's Intention to Sell or Lease the Property.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Resolution 2017-17**, a Resolution of the City Council of the City of Merced, California Declaring the its Intention to Sell or Lease the Property Owned by the City of Merced, Located at 301 East Yosemite Avenue, APN 231-040-021, Merced, California; and Setting a Public Hearing for May 15, 2017 to Consider the City's Intention to Sell or Lease the Property.

**This Consent Item was approved.**

**H.9.**

**SUBJECT:** Agreement with Office of Emergency Services - State Homeland Security Grant Programs - Funding for Equipment, Planning, Administration, Training and Exercises

**REPORT IN BRIEF**

Consider approving the Fiscal Year 2016 (FY16) Agreement to accept California State Homeland Security Grant Program funds being funded through the County to the City of Merced Fire Department.

**RECOMMENDATION**

**City Council** - Adopt a motion approving **Resolution 2017-14**, a Resolution of the City Council of the City of Merced, California, authorizing the City Manager or Assistant City Manager to execute the Office of Emergency Services State Homeland Security Grant Programs - Equipment, Planning, Administration, Training and Exercises Agreement.

**This Consent Item was approved.**

**H.10.**

**SUBJECT:** Consider Approving Resolution 2017-13 to Allow a Designation of Authorized Agent to File Application and Execute Documents Required to Obtain Disaster Relief Assistance From the Recent Rain Storms

**REPORT IN BRIEF**

A Resolution of the City Council is necessary to authorize certain officials of the City to file an application with the California Office of Emergency Services (Cal OES) to obtain funding for federal assistance due to the recent flooding in the City of Merced.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Resolution 2017-13**, a Resolution of the City of Council of the City of Merced, California, designation of authorized agent to file applications and execute documents required to obtain disaster relief assistance.

**This Consent Item was approved.**

**H.11.**

**SUBJECT:** Approval of a Request to Install a Little Free Library Box at Fire Station 55 and Authorization to Execute a License Agreement for the Project

**REPORT IN BRIEF**

Consider approving a request by the Walker Family to install a Little Free Library box at Fire Station No. 55 and granting authority to execute a License Agreement for the project.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the installation of a Little Free Library Box at Fire Station 55 and authorizing the City Manager or Assistant City Manager to Execute a License Agreement for the project.

**This Consent Item was approved.**

**H.12.**

**SUBJECT:** Street Closure #17-04 for the Sacred Heart Catholic Church

**REPORT IN BRIEF**

Consider a request for use of City streets for Sacred Heart Catholic Church for Stations of the Cross Reenactment and a Silent March on Good Friday, April 14, 2017.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the street closures of Canal and M Streets between West 11th and West 13th Streets, West 11th and West 12th Streets between Canal and M Streets, and the alleyways enclosed within the loop of Canal, West 11th, M, and West 13th Streets, as requested by Sacred Heart Catholic Church, on Friday, April 14,

2017, between 3:00 p.m. and 4:30 p.m., and 7:00 p.m. and 8:00 p.m.; subject to the conditions and route outlined in the administrative staff report.

**This Consent Item was approved.**

**H.13.**

**SUBJECT:** Acceptance of \$75,000 from the Merced County Remote Access Network Board as Reimbursement Funding for the Purchase of In-Car Mobile Computers and Modems

**REPORT IN BRIEF**

Consider the Acceptance of \$75,000 in Remote Access Network (RAN) funding from the Merced County Remote Access Network for the purchase of thirteen (13) in-car computer systems and nine (9) modems for police patrol vehicles.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Accepting and appropriating \$75,000.00 in reimbursable funds from the Merced County RAN Board for the purchase of computer equipment for police patrol vehicles. Increase Revenue account 001-1002-324-02-00 by \$75,000.00 and appropriate the same for expenditures to account 001-1002-523-43-00.

B. Authorizing the City Manager to execute all necessary documents for this purpose.

C. Authorizing the use of pooled cash for the purchase until the reimbursed RAN funds are received.

**This Consent Item was approved.**

**H.14.**

**SUBJECT:** Authorization for the Purchase of Thirteen (13) New Panasonic Toughbook Laptop Computer Systems for Police Patrol Vehicles and Waiving the Competitive Bidding Requirement

**REPORT IN BRIEF:**

Consider authorizing the purchase of thirteen (13) New Panasonic Toughbook Laptop Computer Systems for police patrol vehicles by using pooled cash until RAN reimbursement funds are received.

**RECOMMENDATION**

**City Council** - Adopt a motion waiving competitive bidding



requirements, as stated in Section 3.04.210 of the Merced Municipal Code, and authorizing the City to enter into a contract with LEHR Auto Electric to utilize an existing contract with the County of Sacramento for the purchase of the Panasonic Toughbook computer equipment at a cost not to exceed \$60,821.00, which includes sales tax.

**This Consent Item was approved.**

**H.15.**

**SUBJECT:** Request to Set a Public Hearing for the 2017 Housing and Urban Development (HUD) Annual Action Plan

**REPORT IN BRIEF**

Request to set a Public Hearing for Monday, April 17, 2017, to consider the 2017 Housing and Urban Development (HUD) Annual Action Plan.

**RECOMMENDATION**

**City Council** - Adopt a motion setting a Public Hearing for Monday, April 17, 2017, to consider the Housing and Urban Development Annual Action Plan.

**This Consent Item was approved.**

**H.16.**

**SUBJECT:** Consider Approving an Interdepartmental Cooperative Agreement for Fiscal Year 2016/17 Between the Engineering Division and Housing Division in the Amount of \$133,410

**REPORT IN BRIEF**

Consider approving an Interdepartmental Cooperative Agreement not to exceed \$133,410 between the City's Engineering Division and Housing Division regarding use of the Community Development Block Grant from Fiscal Year 2016/17 for construction of ADA compliant ramps.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving an agreement as identified in the 2016 Department of Housing and Urban Development (HUD) Annual Plan with Community Development Block Grant (CDBG) funds from the 2016/17 Fiscal Year per previous City Council recommendation; and,

B. Approving an Interdepartmental Cooperative Agreement between the City's Engineering and Housing divisions, both of which are

under the City's Department of Development Services Department in the amount not to exceed \$133,410 as identified in the 2016 Department of Housing and Urban Development (HUD) Annual Plan with Community Development Block Grant (CDBG) funds from the 2016/17 Fiscal Year; and,

- C. Authorizing the respective City division Department Heads to execute and, if necessary make minor modifications to the Interdepartmental Agreement described above and as attached to this report and all associated documents; and,
- D. Authorizing a transfer from Fund 018-Housing to Fund 450 Streets and Signals CIP in the amount of \$133,410 and appropriating the same to Account 450-1104-637-65-00 Project #117007.

**This Consent Item was approved.**

**H.17.**

**SUBJECT:** Introduction of Ordinance No. 2474 Amending Section 15.24.110 of the Merced Municipal Code Regarding Specific Pollutant Limitations and Local Industrial Discharge Limitations

**REPORT IN BRIEF**

Staff Recommends that the City Council Approve the Introduction of Ordinance No. 2474 which will amend Municipal Code Section 15.24.110 to Lower the City's Existing Specific Pollutant Limitations and Local Industrial Discharge Limitations For Arsenic, Copper and Zinc.

**RECOMMENDATION**

**City Council** - Adopt a motion introducing **Ordinance No. 2474**, an Ordinance of the City Council of the City of Merced, California, amending section 15.24.110, "Specific Pollutant Limitations," of the Merced Municipal Code.

**This Consent Item was approved.**

**H.18.**

**SUBJECT:** Award Bid to Yellow Jacket Drilling for Constructing a Test Well for the New Municipal Well 21 Site, Project No. 113026

**REPORT IN BRIEF**

Consider awarding a contract in the amount of \$190,800 to Yellow Jacket Drilling to construct a test well for the new municipal Well 21 site at the intersection of Bellevue Road and G Street.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Awarding the bid for the Well 21 site test well construction to Yellow Jacket Drilling, in the amount of \$190,800; and,
- B. Authorizing the City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract.

**This Consent Item was approved.**

**H.19.**

**SUBJECT:** Award Bid to Richard A. Soracco Jr. for the Wastewater Treatment Plant Well #2 Pump and Piping, Project No. 114001

**REPORT IN BRIEF**

Consider awarding a contract in the amount of \$487,235 to Richard A. Soracco Jr. to construct the pump and piping infrastructure for the new water supply well at the Wastewater Treatment Plant.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Awarding the bid for the Wastewater Treatment Plant Well #2 Pump and Piping, Project 114001, to Richard A. Soracco Jr., in the amount of \$487,235; and,
- B. Authorizing the City Manager or Assistant City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract.

**This Consent Item was approved.**

**H.7.**

**SUBJECT:** Approve Opposition to Senate Bill 35 and Senate Bill 649

**REPORT IN BRIEF**

Approve the opposition to Senate Bill (SB) 35, Affordable Housing: Streamlined Approval Process, and SB 649, Wireless and Small Cell Telecommunications Facilities.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the opposition of SB 35 (Weiner), Affordable Housing: Streamlined Approval Process, and SB 649, (Hueso) Wireless and Small Cell Telecommunications Facilities.

Rick MCMILLION, Merced - asked to pull this item to encourage Council to vote in opposition of these Bills.

Council Member BELLUOMINI requested a copy of the Bills.

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

**Aye:** 7 - Council Member Belluomini, Council Member Martinez, Council Member McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Mayor Pro Tempore Blake

**No:** 0

**Absent:** 0

**H.8.**

**SUBJECT:** Request to Lower Swim Lesson Fees

**REPORT IN BRIEF**

Consider temporarily lowering swim lesson fees for the City's Water Safety and Swim Lesson Programs During the Months of June and July 2017

**RECOMMENDATION**

**City Council** - Adopt a motion approving the temporary reduction in the fees charged for swimming lessons, from \$35 to \$10 for lessons during the summer of 2017; and, authorizing the City Manager or Assistant City Manager to execute the necessary documents.

Council Member SERRATTO pulled this item to encourage future funding of this program and to keep the fees as low as possible.

Council Member PEDROZO requested to add this as a discussion in the next budget meeting.

**A motion was made by Council Member Serratto, seconded by Council Member Pedrozo, that this agenda item be approved. The motion carried by the following vote:**

**Aye:** 7 - Council Member Belluomini, Council Member Martinez, Council Member McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Mayor Pro Tempore Blake

**No:** 0

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Absent: 0

## I. BUSINESS

### I.1. Request to Add Item to Future Agenda

No items were added to a future agenda.

### I.2. City Council Comments

Council Member MARTINEZ reported on attending the Youth to Youth Conference.

Council Member PEDROZO reported on attending the CASA Fundraiser Event and the Merced Hall of Fame Banquet.

Council Member BELLUOMINI reported on attending the Merced High Hall of Fame Banquet.

Mayor MURPHY reported on attending the Youth to Youth Conference, his interview with the UC Merced Chancellor on KSEE 24, CASA Fundraiser, Achieve Dreams Fundraiser, Caps on promotion, congratulated El Capitan Cheer Squad, Latinos Luncheon, presented updates to local clubs, and City County Relations Dinner.

## J. ADJOURNMENT

**Clerk's Note:** The Regular Meeting adjourned at 8:06 PM.

**A motion was made by Council Member Martinez, seconded by Council Member Pedrozo, adjourned the Regular Meeting in memory of Jake Campbell. The motion carried by the following vote:**

**Aye:** 7 - Council Member Belluomini, Council Member Martinez, Council Member McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Mayor Pro Tempore Blake

**No:** 0

**Absent:** 0

**Clerk's Note:** The Study Session reconvened at 8:07 PM.

Council Members continued to ask the consultant questions on the Sewer Master Plan and the consultant and Mr. ELWIN gave further explanation.

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**Clerk's Note:** The Study Session was adjourned at 8:42 PM.

**A motion was made by Council Member Pedrozo, seconded by Council Member McLeod, that the Study Session be adjourned. The motion carried by the following vote:**

**Aye:** 7 - Council Member Belluomini, Council Member Martinez, Council Member McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Mayor Pro Tempore Blake

**No:** 0

**Absent:** 0