



July 18, 2017

Mr. Steve Carrigan, City Manager
City of Merced
710 W. 16th Street
Merced, CA 95340

Dear Mr. Carrigan:

On behalf of The PG&E Corporation Foundation (the "Foundation"), I am pleased to issue this check for \$3,000 made payable to City of Merced.

At the Foundation, we are committed to working together with the communities we serve to build a better California. By fostering strong partnerships with local non-profits and schools, we believe that together, we can build a California that is even more vibrant, diverse and filled with an abundance of opportunities.

This donation is to be used for the Paint the Town programs. Because the Foundation is recognized as an organization described in Section 501(c)(3) of the Internal Revenue Code and as a private foundation, the Foundation is subject to certain special rules regarding the nature of the organizations to which it makes donations and such donee organization's use of the donated funds.

By endorsing and depositing or cashing the enclosed check, City of Merced covenants and represents to the statements regarding City of Merced and the use of the donation set forth in this letter, and specifically including Attachment A. Please ensure that appropriate staff members and officers of City of Merced read Attachment A to this letter, which describes those requirements. Should any change in circumstances pertaining to any of the requirements listed above occur at any time, City of Merced must notify the Foundation immediately.

This letter also confirms that City of Merced, certified in the Foundation donation application, is in compliance with all local, state, and federal laws, as well as with Foundation policies.

Please ensure that all recognition provided as a result of this donation is credited to Pacific Gas and Electric Company, the primary funder of The PG&E Corporation Foundation.

Please make every effort to deposit this check as promptly as possible as checks will be voided 90 days after the issued date.

At the Foundation, we take great pride in the community partnerships we have created and are grateful for the opportunity to support organizations such as yours. Thank you for your shared commitment to building a better California.

Sincerely,

Thomas Reeves

Attachments

ATTACHMENT A

1. City of Merced has been recognized by the Internal Revenue Service as an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") and is in compliance with all requirements with respect to such status, and has not received any notice or other correspondence from the Internal Revenue Service threatening to revoke, suspend, or otherwise modify such status.
2. City of Merced is, and shall remain, in compliance with all federal, state, and local laws, rules, and regulations, including if applicable the California Nonprofit Integrity Act of 2004;
3. City of Merced agrees not to expend any grant funds: (A) to carry on propaganda or otherwise attempt to influence legislation; (B) to influence the outcome of any specific public election or to carry on, directly or indirectly, any voter registration drive; (C) for any purpose other than one specified in Section 170(c)(2)(B) of the Code, i.e., a religious, charitable, scientific, literary or educational purpose.
4. City of Merced does not and shall not, in its by-laws, policies, or practices, discriminate on the basis of race, color, religion, age, sex, national origin, ancestry, physical or mental disability, medical condition, veteran status, marital status, pregnancy, sexual orientation, gender identity, or any basis prohibited by applicable law;
5. This donation will not be used to personally benefit, make a gift to, or compensate any public official or employee; and,
6. City of Merced and each of its donees, if any, is in full compliance with all statutes, Executive Orders, and regulations restricting or prohibiting U.S. persons from engaging in transactions and dealings with countries, entities, or individuals subject to economic sanctions administered by the U.S. Department of the Treasury's Office of Foreign Assets Control, and City of Merced does not and shall not promote or engage in violence, terrorism, bigotry, or the destruction of any state, or make donations or otherwise furnish support of any kind to any individual or entity that engages in such activities.
7. The Foundation donates this gift to City of Merced without any restrictions other than that it must be used for the public purpose of official agency business. City of Merced shall have the exclusive control over this donation, including the sole discretion to determine who shall make use of the donation. Pursuant to California Code of Regulations section 18944, this may be a "Gift to an Agency." If this is a "Gift to an Agency," then City of Merced may be required to memorialize receipt of the Foundation's gift in a written public record, containing certain required information.

Should any change in circumstances pertaining to any of the requirements listed above occur at any time, City of Merced will notify the Foundation immediately. Because the donation from the Foundation is contingent on City of Merced meeting all of the requirements above, please note that if they are not met, the donation will be void and the Foundation may require that it be repaid in full.