



# 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, September 17, 2018

6:00 PM

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#### A. CLOSED SESSION ROLL CALL

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

**Absent:** 0

#### B. CLOSED SESSION

Mayor MURPHY called the Closed Session to order at 5:00 PM.

**Clerk's Note:** Council Member SERRATTO arrived to at 5:01 PM.

**B.1.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Merced Citizens for Responsible Planning v. City of Merced etc. et. al.; Case No. 18CV-01143; AUTHORITY: Government Code Section 54956.9(d)(1)

**B.2.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Bobby Chapman v. City of Merced; Workers Compensation Appeals Board Case Nos. FRE-ADJ 10483297; FRE-ADJ 10483315; FRE-ADJ 10483267; FRE-ADJ 10483217; FRE-ADJ 10969561; AUTHORITY: Government Code Section 54956.9(d)(1)

**B.3.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Kenneth Coe (deceased) v. City of Merced; Workers Compensation Appeals Board Case No. STK-ADJ 11228931; AUTHORITY: Government Code Section 54956.9(d)(1)

**B.4.** **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Joseph Deliman v. City of Merced; Workers Compensation Appeals Board Case Nos. FRE-ADJ 10823278; FRE-ADJ 10823228; FRE-ADJ 10823337; AUTHORITY: Government Code Section 54956.9(d)(1)

- B.5.**                    SUBJECT: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Ryan King v. City of Merced; Workers Compensation Appeals Board Case No. FRE-ADJ 8986644; FRE-ADJ 10788658; FRE-ADJ 10788657; AUTHORITY: Government Code Section 54956.9(d)(1)
- B.6.**                    SUBJECT: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Chazelle Lanum v. City of Merced; Workers Compensation Appeals Board Case No. STK-ADJ 10251595; STK-ADJ 10258140; STK-ADJ 9920817; STK-ADJ 10471759; AUTHORITY: Government Code Section 54956.9(d)(1)
- B.7.**                    SUBJECT: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Reginald Matthews v. City of Merced; Workers Compensation Appeals Board Case No. FRE-ADJ 10214501; AUTHORITY: Government Code Section 54956.9(d)(1)
- B.8.**                    SUBJECT: CONFERENCE WITH LEGAL COUNSEL -- EXISTING LITIGATION; Steven Smith v. City of Merced; Workers Compensation Appeals Board Case No. STK-ADJ 10229432; STK-ADJ 10229433; STK=ADJ 10229880; SAC-ADJ 10229434; SAC-ADJ 10885617; AUTHORITY: Government Code Section 54956.9(d)(1)
- B.9.**                    SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION AND LABOR NEGOTIATIONS - Title: City Manager; Authority: Government Code Section 54957 and 54957.6
- B.10.**                  SUBJECT: PUBLIC EMPLOYMENT - Title: City Attorney; Authority: Government Code Section 54957

**Clerk's Note:** Council adjourned from Closed Session at 6:00 PM.

## **C. CALL TO ORDER**

Mayor MURPHY called the Regular Meeting to order at 6:03 PM.

C.1. Invocation - Bruce Logue, Life Spring Church

The invocation was delivered by Bruce LOGUE from Life Spring Church.

C.2. Pledge of Allegiance to the Flag

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

## D. ROLL CALL

**Present:** 7 - Council Member Michael Belluomini, Council Member Anthony Martinez, Mayor Pro Tempore Jill McLeod, Council Member Joshua Pedrozo, Council Member Matthew Serratto, Mayor Mike Murphy, and Council Member 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. REPORT OUT OF CLOSED SESSION

There was no report.

## F. CEREMONIAL MATTERS

### F.1. **SUBJECT: Proclamation - Constitution Week**

Mayor MURPHY presented the Constitution Week Proclamation to a representative from the Daughters of the American Revolution.

## G. SPECIAL PRESENTATIONS

### G.1. High Speed Rail Update

Central Regional Director of High Speed Rail Diana GOMEZ gave a slide show presentation updating Council on the High Speed Rail Project.

### G.2. ACE Train Update

Manager of Regional Initiatives for the Altamont Corridor Express Dan LEAVITT gave a slide show presentation updating Council on the Altamont Corridor Express (ACE) Train.

## H. WRITTEN PETITIONS AND COMMUNICATIONS

There were none.

## I. ORAL COMMUNICATIONS

Belinda BURNETT, Merced - spoke on the water rate changes.

Monica VILLA, Merced - spoke on the splash park at Steven Leonard Park and the Homeless Connect Project event.

Joel DORMAN, Merced - spoke on the Go Day 2018 event.

Chris RAMOS, Merced - spoke on labor laws.

Greg HOSTETLER, Merced - presented the International Fire Association with a check for their Breast Cancer Awareness T-Shirt Fundraiser.

## **J. CONSENT CALENDAR**

Item J.8. Funding Enhancement to Existing Three Street Improvement Projects for the 2017/2018 Regional Surface Transportation Program Exchange Funds; Authorization to Submit the Required Claim Form was pulled for separate consideration.

### **Approval of the Consent Agenda**

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

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

**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 August 8, 2018**

##### **RECOMMENDATION**

For information only.

This Consent Item was approved.

**J.3.**                    **SUBJECT:** Information Only-Bicycle Advisory Commission Minutes  
of June 26, 2018

**RECOMMENDATION**

For information only.

This Consent Item was approved.

**J.4.**                    **SUBJECT:** Information Only-Bicycle Advisory Commission Minutes  
of April 24, 2018

**RECOMMENDATION**

For information only.

This Consent Item was approved.

**J.5.**                    **SUBJECT:** City Council/Public Financing and Economic  
Development/Parking Authority Meeting Minutes of August 20, 2018

**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 August 20, 2018.

This Consent Item was approved.

**J.6.**                    **SUBJECT:** Entry Sign Consultant Contract

**REPORT IN BRIEF**

Seek Council approval of contract for entry sign consultant and  
appropriate funds from General Fund.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving a contract from Graphic Solutions for entry sign design  
work; and,

B. Approving a supplemental appropriation in the amount of \$15,900 from the unreserved, unencumbered General Fund balance; and,

C. Authorizing the City Manager or Assistant City Manager to execute the necessary documents; and,

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

**This Consent Item was approved.**

**J.7.**

**SUBJECT:** Street Closure Request #18-15 (Merced County Office of Education, for Use of W. Main Street Between M and K Streets, and Canal Street Between W. Main and the Alley Between W. Main and W. 18th Streets)

**REPORT IN BRIEF**

The Merced County Office of Education requests the use of City streets for the 17th Annual "Lights on After School" event, on Thursday, October 25, 2018, between 12:30 p.m. and 11:00 p.m.

**RECOMMENDATION**

**City Council** - Adopt a motion approving the street closures of W. Main Street between M and K Streets, and Canal Street between W. Main and the alley between W. Main and W. 18th Streets, on Thursday, October 25, 2018, from 12:30 p.m. to 11:00 p.m., subject to the details and conditions outlined in the administrative staff report.

**This Consent Item was approved.**

**J.9.**

**SUBJECT:** Resolution Authorizing the City Manager or His Designee to Withdraw from the Department of Resources Recycling and Recovery (CalRecycle) Rubberized Pavement Grant TRP7-16-0026

**REPORT IN BRIEF**

Seeks authorization to withdraw from the Department of Resources Recycling and Recovery (CalRecycle) Rubberized Pavement Grant TRP7-16-0026.

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Adopting **Resolution 2018-63**, a Resolution of the City Council of the City of Merced, California, authorizing termination of grant from the Department of Resources Recycling and Recovery (CalRecycle) and,
- B. Authorizing the City Manager or Assistant City Manager to sign a letter withdrawing from the CalRecycle grant; and,
- C. Authorizing the Finance Officer to make the necessary budget adjustments.

**This Consent Item was approved.**

**J.10.**

**SUBJECT:** Second Reading of an Ordinance Amending Section 10.16.010, "Speed Limits." of the Merced Municipal Code

**REPORT IN BRIEF**

Second reading of previously introduced ordinance.

**RECOMMENDATION**

**City Council** - Adopt a motion adopting **Ordinance 2492**, an Ordinance of the City Council for the City of Merced, California, amending Section 10.16.010, "Speed Limits" of the Merced Municipal Code

**This Consent Item was approved.**

**J.8.**

**SUBJECT:** Funding Enhancement to Existing Three Street Improvement Projects for the 2017/2018 Regional Surface Transportation Program Exchange Funds; Authorization to Submit the Required Claim Form

**REPORT IN BRIEF**

Add additional Regional Surface Transportation (RSTP) funding to existing street improvement projects through the RSTP Exchange Funds and authorizing the filing of FY 2017/2018 claim form with Merced County Association of Governments (MCAG).

**RECOMMENDATION**

**City Council** - Adopt a motion:

- A. Selecting V Street from 16th Street to 18th Street, R Street from 16th Street to 18th Street, and G Street from Child Avenue to 13th Street to be completed utilizing the FY 2017-2018 RSTP Exchange Funds; and,

B. Directing staff to complete the 2017-2018 RSTP claim form by listing the selected projects and corresponding project costs; and,

C. Adopting **Resolution 2018-58**, a Resolution of the City Council of the City of Merced California, authorizing the City Manager to file the Regional Surface Transportation Program (RSTP) Exchange Funds claim for Fiscal Year 2017-2018; and,

D. Authorizing the Finance Officer to make necessary budget adjustments for Fiscal Year 2018-2019.

Council Member MARTINEZ pulled this item to ask for clarification on the funding of the three street improvement projects.

Council and Deputy Public Works Director Steven SON discussed the allocation of funds for the three street improvement projects.

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

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

**No:** 0

**Absent:** 0

## K. PUBLIC HEARINGS

K.1. **SUBJECT:** Public Hearing - Consideration of Approval of the Consolidated Annual Performance and Evaluation Report for Program Year 2017 - 2018

### REPORT IN BRIEF

Review and approve Housing Division activities as reported in the 2017-2018 Program Year Consolidated Annual Performance and Evaluation Report (CAPER).

### RECOMMENDATION

**City Council** - Adopt a motion:

A. Adopting **Resolution 2018-62**, a Resolution of the City Council of the City of Merced, California, approving the 2017-2018 Program Year Consolidated Annual Program and Evaluation Report; and,



B. Authorizing the City Manager or Assistant City Manager to execute, and if necessary, make minor modifications to the above referenced items as attached to this report and all associated documents; and,

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

Housing Supervisor Mark HAMILTON gave a slide show presentation on the Consolidated Annual Performance and Evaluation Report for Program Year 2017-2018.

Mayor MURPHY opened and subsequently closed the Public Hearing at 7:00 PM due to lack of public comment.

**A motion was made by Council Member 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, Mayor Pro Tempore McLeod, Council Member Pedrozo, Council Member Serratto, Mayor Murphy, and Council Member Blake

**No:** 0

**Absent:** 0

**K.2.**

**SUBJECT: Public Hearing - Annexation and Pre-Zoning Application #15-01, General Plan Amendment #15-04, and Pre-Annexation Development Agreement, Initiated by Louann Bianchi, and Quad LLC, Property Owners**

**REPORT IN BRIEF**

Considers approval of the proposed annexation of 8.83 acres of land generally located at the northwest and southwest corners of North Highway 59 and Santa Fe Drive, along with changes in the General Plan designation, pre-zoning, and approval of a Pre-Annexation Development Agreement.

**RECOMMENDATION**

**City Council - Adopt a motion:**

A. Approving **Resolution 2018-60**, a Resolution of the City Council of the City of Merced, California, approving a Mitigated Negative Declaration for Annexation #15-01, Pre-Zoning Application #15-01, and General Plan Amendment #15-04 for 7.83 acres of land generally located at the northwest corner of North Highway 59 and Santa Fe Drive and 1.0 acre of land generally located at the southwest corner of North Highway 59 and

Santa Fe Drive and approving General Plan Amendment #15-05 for the 7.83 acres of land generally located at the northwest corner of North Highway 59 and Santa Fe Drive changing the General Plan land use designation from Open Space (OS) to Thoroughfare Commercial (CT); and,

B. Approving **Resolution 2018-61**, a Resolution of the City Council of the City of Merced, California, to the Local Agency Formation Commission for the annexation of uninhabited property located at the northwest and southwest corners of North Highway 59 and Santa Fe Drive, as described herein; and,

C. Introducing **Ordinance 2494**, an Ordinance of the City Council of the City of Merced, California, amending the official zoning map by Pre-zoning land generally located at the northwest corner of North Highway 59 and Santa Fe Drive as Thoroughfare Commercial (C-T) and the land generally located at the southwest corner of North Highway 59 and Santa Fe Drive as Light Industrial (I-L); and,

D. Introducing **Ordinance 2495**, an Ordinance of the City Council of the City of Merced, California, approving a Pre-Annexation Development Agreement between the City of Merced and Lou Ann Bianchi for the Highway 59 and Santa Fe Annexation.

Planning Manager Kim ESPINOSA gave a slide show presentation on the Annexation and Pre-Zoning Application #15-01, General Plan Amendment #15-04, and Pre-Annexation Development Agreement.

Council and Ms. ESPINOSA discussed the signal light on Santa Fe, project timeline, a General Plan designation and policy, a drawing illustrating the street changes, and the entry and exits of the proposed project.

Mayor MURPHY opened the Public Hearing at 7:21 PM.

59 Petroleum Development Representative Surina MANN spoke on the project timeline and access to the shopping center.

Council, Ms. MANN, and Staff discussed the entering and exiting of the shopping center, traffic signals, and the conditions of the developer's agreement.

Benjamin KURTZ, Merced - spoke on the comments from Council.

Chris RAMOS, Merced - spoke on addressing the blight and

homelessness in the Highway 59 corridor.

Richard FRAGNITO-LIRA - requested Council to add an item on the Twin Tunnel project on the Delta.

Ronnie DE ANDA, Merced - spoke on his concern on ignoring South Highway 59 gateway.

Josie FRAGNITO-LIRA, Merced - spoke on the traffic in Merced and suggested a flashing yellow arrow light.

Mayor MURPHY closed the Public Hearing at 7:44 PM.

Council Member BELLUOMINI made a motion to continue this item to the October 1st Council Meeting and to direct staff to provide a drawing that illustrates the new proposed lanes, a new mitigated condition about synchronizing traffic signals on Highway 59 and Santa Fe, the layout of the lanes, and the removal of the driveway.

**Clerk's Note:** Council Member BELLUOMINI'S motion failed due to a lack of a second.

Council continued discussing traffic mitigation.

A motion by Council Member SERRATTO and a second by Council Member PEDROZO to approve Resolution 2018-60, Resolution 2018-61, and introducing Ordinance 2494 and 2495 with the condition approving the elimination of the right turnout, right turn in only, and adding the condition that the light be synchronized.

**Clerk's Note:** After Council discussion, Council Member SERRATTO withdrew his motion.

Council and staff continued discussing the traffic signal.

After further discussion, Council decided to continue this item to get clarification from staff on the traffic mitigation.

**A motion was made by Mayor Murphy, seconded by Council Member Blake, to continue this item to the October 1, 2018 City Council Meeting. The motion carried by the following vote:**

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

**No:** 0

Absent: 0

**K.3.** **SUBJECT:** Public Hearing - General Plan Amendment #18-01 and Site Utilization Plan Revision #13 to Planned Development (P-D) #42 to Relocate a Park Site and Single-Family Residential Land within Bellevue Ranch West

**REPORT IN BRIEF**

Considers a proposal to relocate a park site and single-family residential land within Bellevue Ranch West.

**RECOMMENDATION**

**City Council** - Adopt a motion:

A. Approving **Resolution 2018-59**, a Resolution of the City Council of the City of Merced, California, approving Environmental Review #18-44 (CEQA Section 15162 Findings) for General Plan Amendment #18-01 to amend the land use designation from Open Space/Park (OS) to Low-Medium Density Residential (LMD) for approximately 5.88 acres of land generally located at the southwest corner of M Street and Arrow Wood Drive (extended) and amend the land use designation from Low-Medium Density Residential (LMD) to Open Space/Park(OS) for approximately 5.0 acres of land generally located at the southeast corner of the future Catherine A. Hostetler Boulevard and Freemark Avenue (extended); and,

B. Introducing **Ordinance 2493**, an Ordinance of the City Council of the City of Merced, California, approving Site Utilization Plan Revision #13 to Planned Development (P-D) #42 changing the land use designation from Park to Single-Family Residential for approximately 5.88 acres of land generally located at the southwest corner of M Street and Arrow Wood Drive (extended) and changing the Land Use designation from Single-Family Residential to Park for approximately 5.0 acres of land generally located at the southeast corner of the future Catherine A. Hostetler Boulevard and Freemark Avenue (extended); and,

C. Authorizing the City Manager or Assistant City Manager to execute the Legislative Action Agreement.

Associate Planner Julie NELSON gave a slide show presentation on the General Plan Amendment #18-01 and Site Utilization Plan Revision #13 to Planned Development #42 to Relocate a Park Site and Single-Family Residential Land within Bellevue Ranch West.

Mayor MURPHY opened the Public Hearing at 8:10 PM.

Benchmark Engineering Representative Rick MUMMERT discussed the progress of the project.

Mayor MURPHY closed the Public Hearing at 8:11 PM.

**A motion was made by Council Member Blake, seconded by Council Member Pedrozo, to approve Resolution 2018-59, introduce Ordinance 2493, and to authorize the City Manager or Assistant City Manager to execute the Legislative Action Agreement. The motion carried by the following vote:**

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

**No:** 0

**Absent:** 0

## L. REPORTS

### L.1.

**SUBJECT:** Waiving Competitive Bidding Requirements, Supplemental Appropriation from General Fund and/or Park Reserve Fund, and Approval of a Cooperative Purchasing Agreement with Park Associates, Inc. (doing business as NSP3) Through the California Multiple Award Schedule (CMAS) for the Purchase and Installation of Playground Equipment at Applegate Park

#### REPORT IN BRIEF

Considers waiving competitive bidding requirement based on cooperative purchasing through CMAS and approving a supplemental appropriation from the General Fund and/or Park Reserve Fund to award a contract to Park Associates, Inc., (doing business as NSP3), in the amount of \$307,509.71 for the purchase and installation of playground equipment at Applegate Park.

#### RECOMMENDATION

**City Council** - Adopt a motion:

A. Approving a supplemental appropriation in the amount of \$337,510 from the General Fund and/or Fund 442 Park Reserve and authorizing the Finance Officer to make the appropriate budget adjustments based on the final funding as determined by the City Council for the Applegate Park Playground Equipment Replacement Project 118040; and,

B. Waiving the competitive bidding requirements and awarding the CMAS Contract to Park Associates, Inc., DBA NSP3, in the amount of

\$307,509.71, for the Applegate Park Playground Equipment Replacement Project 118040; and,

C. Authorizing the City Manager or Assistant City Manager to execute the necessary documents and approve change orders not to exceed the total budget appropriations.

Director of Public Works Ken ELWIN gave a brief presentation on the timeline and details of the project.

Finance Officer Venus RODRIGUEZ discussed the funding of the project.

Karla SEIJAS, Merced - spoke on the inclusivity of the park equipment.

Elisabeth MIGUEL, Merced - spoke on safety in parks in Merced.

Council and Ms. RODRIGUEZ continued discussing funding for the project.

**A motion was made by Council Member Belluomini, seconded by Council Member Blake, to approve this item with the recommendation that half the funding come from the General Fund and the other half of the funding come from the Park Reserve Fund. The motion carried by the following vote:**

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

**No:** 0

**Absent:** 0

**L.2.**

**SUBJECT: Update on Laura's Fountain at Applegate Park**

**REPORT IN BRIEF**

Presentation by staff on status of repairs to Laura's Fountain.

**RECOMMENDATION**

Provide direction to staff on how to proceed with the repairs to Laura's Fountain at Applegate Park.

Director of Public Works Ken ELWIN gave a slide show presentation on Laura's Fountain at Applegate Park.

Council and Mr. ELWIN discussed the deterioration of the fountain, funding to restore the fountain, and its historical significance.

**A motion was made by Mayor Pro Tempore McLeod, seconded by Council Member Blake, to direct staff to go out for more request for proposals and to**

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continue to work on this project in the coming budget year. The motion carried by the following vote:

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

**No:** 0

**Absent:** 0

**L.3.**

**SUBJECT:** Railroad Quiet Zone Feasibility Study and Establishment Along the Burlington Northern Santa Fe Railroad Alignment Within City Limits

**REPORT IN BRIEF**

Updates status of the request for proposals for the Railroad Quiet Zone Feasibility Study and Establishment along the Burlington Northern Santa Fe Railroad (BNSF) and requests City Council provide further direction.

**RECOMMENDATION**

Provide Staff with further direction regarding the Railroad Quiet Zone Feasibility Study.

Deputy Public Works Director Steven SON gave a brief presentation discussion the revised cost estimates on the Railroad Quiet Zone Feasibility Study and Establishment along the Burlington Northern Santa Fe Railroad Alignment within City Limits.

Wayne EISENHART, Merced - encouraged Council to keep working on this project.

Mayor Pro Tempore MCLEOD spoke on the health and safety of the community and the noise pollution that comes from the railroad.

Council Member BELLUOMINI stated his support for this project and to hire RRM Consultants.

Council Member MARTINEZ and Mr. SON discussed the cost difference between the two applicants and the scope of work for the project.

Council Members BLAKE and SERRATTO stated their support for this project to move forward.

**A motion was made by Council Member Belluomini, seconded by Mayor Pro Tempore McLeod, directing staff to hire RRM Design Group for \$49,965 from Fund 17 to complete the study of the quiet zone railroad crossing for the Burlington**

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**Northern Santa Fe Railroad. The motion carried by the following vote:**

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

**No:** 0

**Absent:** 0

**M. BUSINESS**

**M.1.**

**SUBJECT:** Council Member Belluomini's Request to Discuss Accessory Dwelling Units (Secondary Unit Housing)

**REPORT IN BRIEF**

This item is in response to Council Member Belluomini's request to discuss accessory dwelling units within the City pursuant to City Council Administrative Policies and Procedures C-1.

**RECOMMENDATION**

It is requested Council give staff direction on this item.

Council Member BELLUOMINI gave a slide show presentation on Accessory Dwelling Units.

Director of Development Services Scott MCBRIDE discussed the fees and process for a property owner to build accessory dwelling units.

Interim City Attorney Jolie HOUSTON discussed making revisions to the zoning code.

Ronnie DE ANDA, Merced - spoke in support for accessory dwelling units.

**Clerk's Note:** Council directed staff to prepare a report regarding changes to the zoning ordinance, explaining alternative approaches to accessory dwelling units, and City policy on accessory dwelling units to be presented at the November 19th Council meeting.

**M.2.**

**SUBJECT:** City Council Discussion on District Meetings

**REPORT IN BRIEF**

This item is to initiate a Council discussion on holding individual informational meetings by Council District.

**RECOMMENDATION**



Provide staff direction on scheduling a yearly meeting in each Council Member's respective district.

Assistant City Manager Stephanie DIETZ gave a brief presentation on District Meetings.

Council Member MARTINEZ stated his support for district meetings.

Council discussed holding district meetings, staff time, and the structure of the meetings.

Council agreed that in the election years, Council Members up for election could not hold meetings between the last day of the candidate filing period until after the election.

**Clerk's Note:** No formal vote was taken.

M.3. Request to Add Item to Future Agenda

Council Member BELLUOMINI requested to add an item on a presentation from the Rescue Mission on their proposed housing project for a future Council Meeting. He also requested to add an item on improving Police Community Relations for the October 15th Council Meeting.

M.4. City Council Comments

Council Member MARTINEZ spoke on two upcoming events; Merced Feast event and Merced's Got Talent event.

Council Member BLAKE reported on attending the Kids Day event at the Boys and Girls Club.

Council Member PEDROZO reported on attending the California League of Cities conference. He also spoke on the Merced High School Homecoming.

Mayor MURPHY reported on meeting with the Majestic All-Star Cheerleaders. He also spoke on the upcoming Hmong New Year Celebration. He reported on attending the Golden Valley Neighborhood Association meeting and the Historical Society Annual Fundraiser BBQ. He also spoke about upcoming events in Merced.

**N. ADJOURNMENT**

**Clerk's Note:** The Regular Meeting was adjourned at 9:42 PM.

A motion was made by Council Member Blake, seconded by Council Member

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**Martinez, to adjourn the Regular Meeting. The motion carried by the following vote:**

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

**No:** 0

**Absent:** 0