

# 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/Successor Agency to the Redevelopment Agency

Monday, May 1, 2023

6:00 PM

#### A. CLOSED SESSION ROLL CALL

Present: 6 - Mayor Matthew Serratto, Council Member Jesse Ornelas, Council Member Sarah

Boyle, Council Member Ronnie DeAnda, Council Member Shane Smith, and

Council Member Fue Xiong

Absent: 1 - Mayor Pro Tempore Bertha Perez

#### **B. CLOSED SESSION**

Mayor SERRATTO called the Closed Session to Order at 5:05 PM.

B.1. SUBJECT: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED

<u>LITIGATION Initiation of Litigation Pursuant to Paragraph (4) of</u> Subdivision (d) of Section 54956.9: Two (2) Potential Cases

B.2. SUBJECT: PUBLIC EMPLOYEE PERFORMANCE EVALUATION -

Title: City Attorney; Authority: Government Code Section 54957

Clerk's Note: Council adjourned from Closed Session at 5:57 PM.

#### C. CALL TO ORDER

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

C.1. Invocation - Ella Luna-Garza, United Methodist Church, Merced

The Invocation was delivered by Lamar HENDERSON of Merced County All Dads Matter.

C.2. Pledge of Allegiance to the Flag

Lamar HENDERSON led the Pledge of Allegiance to the Flag.

#### D. ROLL CALL

**Clerk's Note:** Council Member XIONG arrived to the Regular Meeting at 6:05 PM.

City Council/Public Finance and Economic Development Authority/Parking Authority/Successor Agency to the Redevelopment Agency **Minutes** 

May 1, 2023

Present: 6 - Mayor Matthew Serratto, Council Member Jesse Ornelas, Council Member Sarah

Boyle, Council Member Ronnie DeAnda, Council Member Shane Smith, and

Council Member Fue Xiong

Absent: 1 - Mayor Pro Tempore Bertha Perez

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 - Bike Month

#### **REPORT IN BRIEF**

Received by the Bicycle and Pedestrian Advisory Commission

Mayor SERRATTO presented the Bike Month Proclamation to Lisa

KAYSER-GRANT from the Bicycle and Pedestrian Advisory Commission.

**F.2. SUBJECT:** Proclamation - Mental Health Awareness Month

#### REPORT IN BRIEF

The Mental Health Awareness Month Proclamation will be presented to a representative of Behavioral Health and Recovery Services.

Mayor SERRATTO presented the Mental Health Awareness Month Proclamation to Director of Behavioral Health and Recovery Services Kimiko VANG of Merced County.

## **G. WRITTEN PETITIONS AND COMMUNICATIONS**

**Clerk's Note:** Emails were received for the following agenda item and forwarded to Council prior to the meeting.

Oral Communication: Rick TELEGAN and Jeff HENENFENT.

## H. ORAL COMMUNICATIONS

Rick WENDLING, Merced - spoke on details of the Colorado House Bill

231135.

Jean OKUYE, Merced - spoke on details of the Transform Fresno event and the Merced School District's current staffing issue.

Gloria SANDOVAL, Merced - asked Council to consider sending a letter of opposition to the Senate for cutting low-income programs and spoke on the maintenance of the gas station on 21st Street and G Street.

Necola ADAMS, Merced - spoke on Merced County Nut Festival and asked Council for support.

Christan SANTOS, Representative of Congressman John DUARTE - spoke on future floods.

Fernando AGUILERA, President of Albion Soccer Program, Merced - spoke on soccer students continuing their education after High School.

Victoria ESPINOZA, Merced - spoke on her concerns of bullying in the community.

#### I. CONSENT CALENDAR

Agenda Items I.4. Award Proposal and Approval of a Statement of Service with Park Planet, in the Amount of \$343,070.51, for a Measure Y Funded Project to Replace Playground Equipment at Dennis Chavez Memorial Park, Diego Rivera Park, and Charles Richard Drew Park Project No. CP230009, I.5. Award Bid to T&S Intermodal Maintenance, Inc. DBA T&S West for the Regional Park Restrooms, Project No. CP220013, in the Amount of \$458,350, and I.7. Adoption of Resolutions Denying the Appeals Filed by Edwin Kainth, on Behalf of the Hotel Association, and Rajiv "Raj" Pottabathni, on Behalf of JIVA MCE, LLC, of the Planning Commission's Decision to Approve Commercial Cannabis Business Permit #22-02R to Allow the Operation of a Retail Cannabis Facility at 1111 Motel Drive; were pulled for separate consideration.

## **Approval of the Consent Agenda**

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

**Aye:** 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member DeAnda, Council Member Smith, and Council Member Xiong

**No:** 0

Absent: 1 - Mayor Pro Tempore Perez

# I.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.

**I.2.** SUBJECT: Information Only Contracts for the Month of April 2023

#### REPORT IN BRIEF

Notification of awarded Non-Public Works contracts under \$36,000 and of Public Works contracts under \$82,718.

This Consent Item was approved.

I.3. SUBJECT: Information Only - Site Plan Review Minutes of March 2,

2023

#### RECOMMENDATION

For information only.

This Consent Item was approved.

**I.6. SUBJECT:** Adoption of a Resolution Agreeing to the Increase in

Costs for the Multijurisdictional Housing Element

#### **REPORT IN BRIEF**

Authorizes the increase in cost by \$22,000 for more robust community engagement services from the consultant for the Multijurisdictional Housing Element (MJHE).

#### RECOMMENDATION

City Council - Adopt a motion:

- A. Adopting **Resolution 2023-27**, a Resolution of the City Council of the City of Merced, California, agreeing to the Increase in Cost for the Multi-Jurisdictional Housing Element; and,
- B. Authorizing the City Manager or Deputy City Manager to execute any related documents necessary for the increase in cost of the MJHE.

This Consent Item was approved.

SUBJECT: Approval of a Legal Services Agreement with Telecom

Law Firm PC in the Amount not to Exceed \$50,000 and Approval of

Supplemental Appropriation from the Unreserved, Unencumbered

General Fund Balance in the Amount of \$50,000 Transferring to

Fund 7008-Support Services and Appropriating to IT Admin

**Professional Services** 

#### **REPORT IN BRIEF**

Considers approving a Legal Services Agreement with the Law Firm Telecom Law Firm PC in the Amount Not to Exceed \$50,000 and Approval of Supplemental Appropriation from the Unreserved, Unencumbered General Fund Balance in the Amount of \$50,000, Transferring to Fund 7008-Support Services and Appropriating to IT Admin Professional Services

#### RECOMMENDATION

City Council - Adopt a motion:

- A. Approving A Services Agreement with Telecom Law Firm PC in the amount of \$50,000; and,
- B. Approving a of Supplemental Appropriation from the Unreserved, Unencumbered General Fund Balance in the Amount of \$50,000, transferring to Fund 7008-Support Services and Appropriating to IT Admin Professional Services; and,
- C. Authorizing the City Manager to execute the Legal Services Agreement with Telecom Law Firm PC; and,
- D. Authorizing the Finance Officer to make the necessary budget adjustments.

1.4.

This Consent Item was approved.

**I.9. SUBJECT:** Approval to Waive the Competitive Bidding

Requirements and Approval of Agreement for an additional \$1,600 with Granicus, LLC. to Provide Professional Services for Minor Website and Intranet Cybersecurity Upgrade Totaling Contract Amounts not to Exceed \$81,614.33

#### REPORT IN BRIEF

Considers approving to waive the competitive bidding requirement and approving the agreement for an additional \$1,600 with Granicus, LLC. to provide professional Services for minor website and intranet cybersecurity upgrade totaling contract amounts not to exceed \$81,614.33.

#### RECOMMENDATION

City Council - Adopt a motion:

- A. Waiving the City's competitive bidding requirement as permitted by Merced Municipal Code section 3.04.210 due to sole sourcing; and,
- B. Approving a new agreement with Granicus LLC. in the amount of \$1,600 for professional services for minor website and intranet cybersecurity upgrade totaling a not to exceed amount of \$81,614.33 for all contracts; and,
- C. Authorizing the City Manager or the Deputy City Manager to execute the necessary documents.

This Consent Item was approved.

SUBJECT: Award Proposal and Approval of a Statement of Service with Park Planet, in the Amount of \$343,070.51, for a Measure Y Funded Project to Replace Playground Equipment at Dennis Chavez Memorial Park, Diego Rivera Park, and Charles Richard

Drew Park Project No. CP230009

#### REPORT IN BRIEF

Considers awarding a proposal and approving a Statement of Service with Park Planet for a Measure Y funded project to replace playground equipment at three parks throughout Merced.

#### RECOMMENDATION

City Council - Adopt a motion:

A. Awarding a proposal and approving a Statement of Service with Park Planet in the amount of \$343,070.51 for the replacement of playground equipment at three (3) parks; and,

B. Authorizing the City Manager or Deputy City Manager to execute the necessary documents and approve change orders up to 10% of the contract price.

Mayor SERRATTO pulled this item at the request of staff.

**Clerk's Note:** Council Member DEANDA recused himself due to the proximity of his home.

Clerk's Note: There was no Council discussion.

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

Aye: 5 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member Smith, and Council Member Xiong

**No:** 0

**I.7.** 

Absent: 1 - Mayor Pro Tempore Perez

Abstain: 1 - Council Member DeAnda

SUBJECT: Adoption of Resolutions Denying the Appeals Filed by
Edwin Kainth, on Behalf of the Hotel Association, and Rajiv "Raj"
Pottabathni, on Behalf of JIVA MCE, LLC, of the Planning
Commission's Decision to Approve Commercial Cannabis Business
Permit #22-02R to Allow the Operation of a Retail Cannabis Facility
at 1111 Motel Drive

#### REPORT IN BRIEF

Provides Resolutions for adoption confirming the denial of the appeals filed by Edwin Kainth, on behalf of the Hotel Association and Raj Pottabathni, on behalf of JIVA MCE, LLC, of the Planning Commission's approval of Commercial Cannabis Business Permit (CCBP) #22-02R per City Council action on April 3, and 17, 2023.

#### RECOMMENDATION

City Council - Adopt a motion:

A. Adopting **Resolution 2023-32**, a Resolution of the City Council of the City of Merced, California, denying an appeal by Edwin Kainth, on behalf of the Motel Association concerning the action of the Planning Commission resulting in the approval of Commercial Cannabis Business Permit #22-02R, and making certain findings in connection therewith; and.

B. Adopting **Resolution 2023-33**, a Resolution of the City Council of the City of Merced, California, denying an appeal by Rajiv "Raj" J. Pottabathni, on behalf of JIVA MCE, LLC, concerning the action of the Planning Commission resulting in the approval of Commercial Cannabis Business Permit #22-02R, and making certain findings in connection therewith.

Clerk's Note: Agenda Item I.7. was heard before Agenda Item I.5.

Mayor SERRATTO pulled this item at the request of Council Member SMITH and the public.

**Clerk's Note:** Council Member DEANDA recused himself due to being a member of the Planning Commission when the matter was heard.

**Clerk's Note:** The following comment was received via voicemail.

Madeline HARRIS, Merced - spoke on annexing areas in Merced.

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

Rick WENDLING, Merced - spoke in opposition of cannabis and urged Council to recant denial.

Council Member SMITH requested separate votes for Resolutions and spoke on details of the proposed Resolutions.

A motion was made by Council Member Boyle, seconded by Council Member Ornelas, adopting Resolution 2023-32, denying an appeal by Edwin Kainth. The motion carried by the following vote:

**Aye:** 4 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, and Council Member Xiong

No: 1 - Council Member Smith

Absent: 1 - Mayor Pro Tempore Perez

Abstain: 1 - Council Member DeAnda

A motion was made by Council Member Smith, seconded by Council Member Boyle, adopting Resolution 2023-33, denying an appeal by JIVA MCE, LLC. The motion carried by the following vote:

**Aye:** 5 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member Smith, and Council Member Xiong

**No:** 0

1.5.

Absent: 1 - Mayor Pro Tempore Perez

Abstain: 1 - Council Member DeAnda

SUBJECT: Award Bid to T&S Intermodal Maintenance, Inc. DBA T&S

West for the Regional Park Restrooms, Project No. CP220013, in the

Amount of \$458,350

#### **REPORT IN BRIEF**

Considers awarding a Construction Contract to T&S Intermodal Maintenance, Inc. DBA T&S West, in the amount of \$458,350 for the Regional Park Restrooms Project.

#### RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the Regional Park Restroom, Project No. CP220013 to T&S Intermodal Maintenance, Inc. DBA T&S West, in the amount of \$458,350; and.

B. Authorizing the City Manager or Deputy City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract.

Clerk's Note: Agenda Item I.7. was heard before Agenda Item I.5.

Mayor SERRATTO pulled this item at his own request.

Council, City Surveyor Joe CARDOSO, Assistant Engineer Vannesa MENDOZA, and City Manager Stephanie DIETZ discussed the bid results, funds for different parks, and details of the parks restroom project.

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

Aye: 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member

DeAnda, Council Member Smith, and Council Member Xiong

**No**: 0

Absent: 1 - Mayor Pro Tempore Perez

#### J. PUBLIC HEARINGS

J.1.

SUBJECT: Public Hearing to Consider General Plan Amendment
#22-03, Initiated by Eric Pluim on Behalf of Gateway Park

Development Partners, LLC.; This Application Involves a Request to
Change the General Plan Roadway Classification from Divided Arterial
to Collector for a Portion of Mission Avenue from Coffee Street East to
the End of the City Limits at Tower Road (Extended)

#### **REPORT IN BRIEF**

Request for City Council approval of a General Plan Amendment to amend the roadway classification from Divided Arterial to Collector in the General Plan Circulation Element for a portion of Mission Avenue.

#### **RECOMMENDATION**

City Council - Adopting Resolution 2023-31, A Resolution of the City Council of the City of Merced, California, approving an Addendum to the General Plan EIR (Environmental Review #22-25) and General Plan Amendment #22-03 Changing the Roadway Classification from Divided Arterial to Collector for a Portion of Mission Avenue from Coffee Street East to the End of the City Limits at Tower Road (Extended).

Senior Planner Julie NELSON gave a slideshow presentation on the General Plan Amendment #22-03 on Mission Avenue.

Mayor SERRATTO opened the Public Hearing at 7:00 PM.

John KINSEY, Merced - spoke in support of the project and thanked City staff and the applicant.

Mayor SERRATTO closed the Public Hearing at 7:01 PM.

Council and Mrs. NELSON discussed the street layout and details of developer costs.

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

**Aye:** 4 - Mayor Serratto, Council Member Boyle, Council Member DeAnda, and Council Member Smith

No: 2 - Council Member Ornelas, and Council Member Xiong

Absent: 1 - Mayor Pro Tempore Perez

J.2.

SUBJECT: Public Hearing to Consider the Annexation of Certain
Property into Community Facilities District (CFD) No. 2003-2
(Services), Calling and Holding a Special Election for Annexation No.
23 into CFD No. 2003-2 (Services; Canvassing the Results of the
Election Held within Annexation No. 23 of Said District, and Annexing
Annexation No. 23 to Said District and Authorizing the Levy of a
Special Tax Within Said Annexation No. 23. Annexation No. 23
Consists of Approximately 8.16 Acres of Land Generally Located at the
Southwest Corner of Campus Parkway and Coffee Street

## **REPORT IN BRIEF**

Hold a public hearing and election for annexation into Community Facilities District No. 2003-2 (Services) for the approximately 8.16 acres of land generally located at the southwest corner of Campus Parkway and Coffee Street.

## RECOMMENDATION

City Council - Adopt a motion:

- A. Holding a Public Hearing on the annexation of certain property into the CFD and the levy of special taxes; and,
- B. Adopting **Resolution 2023-28**, a Resolution of the City Council of the City of Merced, acting as the Legislative Body of the Community Facilities District No. 2003-2 (Services) of the City of Merced determining the validity of prior proceedings, calling special election related to Annexation No. 23; and,

- C. Holding an election; and,
- D. Adopting **Resolution 2023-29**, a Resolution of the City Council of the City of Merced acting as the Legislative Body of the Community Facilities District No. 2003-2 (Services) of the City of Merced canvassing the results of the election held within Annexation No. 23 of said District; and,
- E. Adopting **Resolution 2023-30**, a Resolution of the City Council of the City of Merced acting as the Legislative Body of the Community Facilities District No. 2003-2 (Services) of the City of Merced, annexing Annexation No. 23 to said district and authorizing the levy of a special tax within said Annexation No. 23.

Associate Planner Francisco MENDOZA gave a slideshow presentation on an area being annexed into the Community Facilities District 2003-2 (Services) and briefly described the process.

Mayor SERRATTO opened the Public Hearing at 7:11 PM and subsequently closed the Public Hearing at 7:11 PM due to lack of public comments.

Clerk's Note: There was no Council discussion.

A motion was made by Council Member Boyle, seconded by Council Member Smith, to approve Resolution 2023-28. The motion carried by the following vote:

**Aye:** 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member DeAnda, Council Member Smith, and Council Member Xiong

**No:** 0

Absent: 1 - Mayor Pro Tempore Perez

Assistant City Clerk Jennifer LEVESQUE opened the ballot and announced that the ballot was in favor of annexation into the CFD.

A motion was made by Council Member Ornelas, seconded by Council Member Smith, approving Resolution 2023-29 and Resolution 2023-30. The motion carried by the following vote:

**Aye:** 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member DeAnda, Council Member Smith, and Council Member Xiong

**No:** 0

Absent: 1 - Mayor Pro Tempore Perez

J.3.

SUBJECT: Public Hearing - Receipt of Public Comment Regarding the U.S. Department of Housing and Urban Development (HUD) 2023

Annual Action Plan; Extension of the Public Review and Comment Period; and, Continue the Public Hearing and Anticipated Approval of the Annual Action Plan to the June 5, 2023, City Council Meeting

#### REPORT IN BRIEF

This report requests that the City Council open the public hearing for the Annual Action Plan, extend the public review and comment period, and continue the public hearing to the City Council meeting of June 5, 2023.

## RECOMMENDATION

City Council -

- A. Open the Public Hearing to receive new public comment regarding the Draft 2023 Annual Action Plan; and,
- B. Adopt a motion continuing the Public Hearing to the June 5, 2023, City Council meeting and extending the ongoing 30-Day Public Review and Comment Period to May 15, 2023, at 5:00 p.m.

Housing Program Supervisor Kim NUTT gave a slideshow presentation on the U.S. Department of Housing and Urban Development (HUD) 2023 Annual Action Plan public comment.

Mayor SERRATTO opened the Public Hearing at 7:17 PM.

Pangcha VANG, Merced - asked for information on previous Public Hearing and report items and suggested to allocate funds to create parks.

Mayor SERRATTO closed the Public Hearing at 7:19 PM.

Council, Ms. NUTT, Director of Development Services Scott MCBRIDE, and City Manager Stephanie DIETZ discussed prior public hearing publications, the project list, funds from the Community Development Block Grant (CDBG), and the Annual Action Plan finalization process.

A motion was made by Council Member Smith, seconded by Council Member Ornelas, to continue the Public Hearing and extend public review and comment period until May 15, 2023 at 5 PM. The motion carried by the following vote:

Aye: 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member DeAnda, Council Member Smith, and Council Member Xiong

**No**: 0

Absent: 1 - Mayor Pro Tempore Perez

#### K. REPORTS

Clerk's Note: Council took a recess at 7:28 PM and returned at 7:37 PM

K.1. SUBJECT: Report on the Implementation of the City Council Adopted

American Rescue Plan Act (ARPA) Strategic Investment Plan,

Including Seeking Direction on Program Elements for the Stimulus

Program, Utility Bill Relief Program and Other Reinvestment Options

#### REPORT IN BRIEF

Report on the implementation of the City Council adopted American Rescue Plan Act (ARPA) Strategic Investment Plan, including seeking direction from the City Council on program elements as they relate to the Stimulus Program, Utility Bill Relief Program, and other Reinvestment options the continued impact of COVID-19 to essential services.

#### RECOMMENDATION

Provide staff direction on program elements and reinvestment options related to the implementation of the ARPA Strategic Investment Plan and continued impact of COVID-19 to essential services.

City Manager Stephanie DIETZ briefly introduced the American Rescue Plan Act (ARPA) Strategic Investment Plan.

Erick SERRATTO, Merced County Department of Workforce Investment, Merced - gave a slideshow presentation updating Council on the Merced Youth Job Program.

Council and Mr. SERRATTO discussed the outreach to undocumented youth, grants the Merced Youth Job Program has received, allocation of funds, and the progress of youth in the program.

Mrs. DIETZ gave a slideshow presentation on the ARPA Strategic Investment Plan and gave Council an update on ARPA funded projects.

Council, Mrs. DIETZ, Director of Development Services Scott MCBRIDE, and Director of Information Technology Jeff BENNYHOFF discussed housing projects using ARPA funds, reallocating ARPA funds, and funding details of the Broadband Project.

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

Astrid MORALES, Merced - spoke on the importance of continuing to allocate funds to youth programs.

Miranda GRISWOLD, Merced - spoke in support of allocating remaining funds to the Utility Relief Program and additional funds to the Youth Job Program.

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

Rick WENDLING, Merced - spoke on street and road maintenance funding and bringing local businesses.

Gloria SANDOVAL, Merced - spoke in support of more youth jobs and suggested to create a hot-line where citizens can report incidents in Merced.

Mrs. DIETZ stated that citizens can call the Merced Police Department non-emergency line or report incidents on the Merced Connect Application.

Tom SIVERLY, Merced United Soccer Board, Merced - asked if there were additional funds for lighting at McNamara Park.

Fernando AGUILERA, Merced - spoke on the importance of soccer in the community and asked for more soccer fields and lighting.

Josue HERRERA, Merced - proposed an option for water conservation to Council and spoke in support of youth jobs.

Pangcha VANG, Merced - asked for updates on remaining programs funded by ARPA, spoke on making parks more accessible to the community, and in support of youth job programs.

Crisantema GALLARDO, Merced - voiced support to allocate ARPA funds to the Youth Job Program.

Ale, Merced - spoke in support of the Youth Job Program.

Council, Mrs. DIETZ, Finance Officer Venus RODRIGUEZ, Interim City Attorney Travis LINDSEY discussed details of the Utility Relief Program,

the amount of utility accounts in the Census track, the remaining balance to allocate, Council's general support for different programs, details of the Stimulus Program, community outreach efforts, details of the motion, and whether to reconsider the motion.

Council agreed to direct staff to allocate \$1 million to affordable housing, allocate \$3.35 million to Community Park 42, leave the Utility Relief Program open with remaining amount of \$810,111, receive an update on the census track in six months, allocate \$1.175 million to jobs program, and allocating \$425,000 to the Applegate Restrooms Project.

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

Aye: 4 - Mayor Serratto, Council Member Boyle, Council Member DeAnda, and Council Member Smith

No: 2 - Council Member Ornelas, and Council Member Xiong

Absent: 1 - Mayor Pro Tempore Perez

#### L. BUSINESS

# L.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 ORNELAS requested to discuss a proposed Citizenship Campaign Program for youth in Merced and utilizing the Block Party Trailer for events at the first Council meeting in June.

Council Member XIONG requested to discuss the Right-to-Counsel policies at the second Council meeting in June.

# L.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 BOYLE reported on attending the Fire OPS 101 event.

Council Member SMITH reported on attending the Small Selection Committee meeting, the Fire OPS 101 event, a round of Police Chief interviews, the Merced Lao New Year event, and congratulated all the children at the play-offs.

Council Member ORNELAS reported on attending the Boys and Girls Club Gala and the Merced Lao New Year event.

Council Member DEANDA reported on meeting with the Realtors Association, speaking at the Boys and Girls Club, the Justice League, attending the Fire OPS 101 event, and the Merced Lao New Year event.

Mayor SERRATTO reported on speaking at the Merced High School Election Convention, attended the King Center Grand Opening, the Transit Center with The Bus, the Homekey Conference, and various events in Downtown Merced.

#### M. ADJOURNMENT

Clerk's Note: The Regular Meeting was adjourned at 10:09 PM.

A motion was made by Council Member Ornelas, seconded by Council Member Boyle, that this Regular Meeting be adjourned. The motion carried by the following vote:

**Aye:** 6 - Mayor Serratto, Council Member Ornelas, Council Member Boyle, Council Member DeAnda, Council Member Smith, and Council Member Xiong

**No:** 0

Absent: 1 - Mayor Pro Tempore Perez