



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

Monday, February 1, 2016

7:00 PM

A. CLOSED SESSION ROLL CALL

Present: 6 - Mayor Pro Tempore Joshua Pedrozo, Council Member Michael Belluomini, Council Member Kevin Blake, Council Member Tony Dossetti, Council Member Noah Lor, and Council Member Mike Murphy

Absent: 1 - Mayor Stanley P. Thurston

B. CLOSED SESSION

Mayor Pro Tempore PEDROZO called the Closed Session to order at 5:32 PM.

B.1.

SUBJECT: PUBLIC EMPLOYMENT - Title: City Attorney; Authority: Government Code Section 54957

Council adjourned from Closed Session at 6:25 PM.

C. CALL TO ORDER

Mayor Pro Tempore PEDROZO called the Regular Meeting to order at 7:00 PM.

C.1. Invocation - Eileen Ambrosini, Congregation Etz Chaim

The invocation was delivered by Eileen Ambrosini from the Congregation Etz Chaim.

C.2. Pledge of Allegiance to the Flag

D. ROLL CALL

Present: 6 - Mayor Pro Tempore Joshua Pedrozo, Council Member Michael Belluomini, Council Member Kevin Blake, Council Member Tony Dossetti, Council Member Noah Lor, and Council Member Mike Murphy

Absent: 1 - Mayor Stanley P. Thurston

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 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 Public Financing and Economic Development Authority receive no compensation.

E. REPORT OUT OF CLOSED SESSION

There was no report.

F. CEREMONIAL MATTERS

F.1. Oath of Office - City Manager

The Oath of Office for Steve CARRIGAN was administered by Superior Court Judge Brian L. McCABE.

G. WRITTEN PETITIONS AND COMMUNICATIONS

The Clerk announced an email to Council was received from Tom Reta.

H. ORAL COMMUNICATIONS

Rochelle ABRIL, Merced - Thanked Council for the McNamara Center use.

The Clerk announced that an attachment in agenda item I.4. had been updated and that a subsequent need item was requested after posting of the agenda. It was stated that if added, the item would become agenda item I.9.

It was also announced that report item K.1. would be moved to a future meeting due to a CalPers timeline requirement that had not been met.

A motion was made by Council Member Murphy, seconded by Mayor Pro Tempore Pedrozo, that item I.9. be added to the agenda. The motion carried by the following vote:

Aye: 6 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston

I. CONSENT CALENDAR

Agenda Items I.4. Information Only - Community Facilities District (CFD)
Annual Reports, I.8. Award Bid to Evoqua Water Technologies for

Furnishing Granular Activated Carbon for the PCE Wellhead Treatment System and Well 3C, Project No. 115048, and I.9. Consideration of Access and Confidentiality Agreement Between the City and the Merced Sun-Star to Allow the City to Conduct Environmental Testing of the Sun-Star Building at 3033 N. G Street in Connection with the City's Potential Future Purchase of the Building.

Approval of the Consent Agenda

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

Aye: 6 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston

I.1. **SUBJECT:** Information Only-Planning Commission Minutes of November 4 and 18, 2015

I.2. **SUBJECT:** Information Only-Site Plan Review Committee Minutes of August 13, September 10, and October 8, 2015

This Consent Item was approved.

I.3. **SUBJECT:** Information Only Contracts

This Consent Item was approved.

I.5. **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.6. **SUBJECT:** Administering Agency State Program Supplement for

Accepting an Active Transportation Program (ATP) Cycle 1 Grant
for the Environmental Phase of the Highway 59 Multi-Use Pathway
Crossing Project 115047

REPORT IN BRIEF

Considers a Resolution approving a California Department of Transportation Program Supplement and accepting ATP Grant funding for the environmental phase of the pedestrian crossing project.

RECOMMENDATION

City Council - Adopt a Motion:

- A. Adopting **Resolution 2016-06**, a Resolution of the City Council of the City of Merced, California, Approving Federal-Aid Projects Program Supplement Agreement No. 028-N; and,
- B. Accepting and appropriating \$5,000 in grant funds from ATP for the environmental phase associated with the pedestrian crossing; and,
- C. Authorizing the City Manager or his designee to execute all necessary documents.

This Consent Item was approved.

I.7.

SUBJECT: Fiscal Year 2015 State Homeland Security Grant
Program (SHSGP)

REPORT IN BRIEF

Consider accepting Fiscal (FY) 2015 State Homeland Security Grant Program (SHSGP) funds to purchase a Bomb Suit and Bomb Helmet (EOD) for the Merced Police Department Bomb Unit to protect bomb tech when down range investigating suspicious packages.

RECOMMENDATION

City Council - Adopt a motion:

- A. Accepting FY 2015 SHSGP grant funds in the amount of \$25,355.00 as revenue in account 001-1001-324-02-00;
- B. Appropriating \$25,355.00 to Machinery/Equipment expense account 001-1001-523-43-00;
- C. Approving the use of pooled cash until reimbursement from the grant

is received: and

D. Authorizing the City Manager to execute the necessary documents.

This Consent Item was approved.

I.4.

SUBJECT: Information Only - Community Facilities District (CFD)
Annual Reports

REPORT IN BRIEF

Governmental Codes relating to special tax measures and local bond issues require Community Facilities Districts Annual Reports be prepared and filed with the Agency's governing board annually.

RECOMMENDATION

For Information only

Mayor Pro Tempore PEDROZO recused himself from this item to avoid any perceived conflict of interest.

Clerks's Note: Council Member BELLUOMINI was seated as Chair for this item.

Council Member BELLUOMINI questioned the savings to the CFD's from reduced watering and inquired how the savings were spent.

Finance Director Brad GRANT stated that savings could not be used across different funds. He also explained that Public Works was currently working on a report for the savings that would be supplied to the Council at a later date.

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

Aye: 5 - Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston

Abstain: 1 - Mayor Pro Tempore Pedrozo

I.8.

SUBJECT: Award Bid to Evoqua Water Technologies for Furnishing
Granular Activated Carbon for the PCE Wellhead Treatment System at
Well 3C, Project No. 115048

REPORT IN BRIEF

Consider awarding a contract in the amount of \$200,000 to Evoqua Water Technologies to furnish granular activated carbon for the PCE Wellhead Treatment System at Well 3C.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the bid for the Granular Activated Carbon For Water Treatment Project No. 115048, to Evoqua Water Technologies, in the amount of \$200,000; and,

B. Authorizing contract change orders as necessary to replenish the carbon at the costs/terms specified in this three-year option contract; and,

C. Authorizing the City Manager to execute the necessary documents.

Council Member BELLUOMINI pulled this item for separate consideration.

Joseph ANGULO, Environmental Project Manager - gave a brief report on the need for wellhead treatment at this location.

Council Member BELLUOMINI questioned the cost difference between Prominent and Evoqua stating that Prominent appeared cheaper.

Mr. ANGULO pointed out that Prominent did not possess the certification to change our re-activated carbon as Evoqua did and that over time, more savings could be realized using Evoqua.

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

Aye: 6 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston

I.9. Consideration of Access and Confidentiality Agreement Between the City and the Merced Sun-Star to Allow the City to Conduct Environmental Testing of the Sun-Star Building at 3033 N. G Street in Connection with the City's Potential Future Purchase of the Building

Economic Development Director Frank QUINTERO gave a brief report on the agreements drafted to allow the City to further examine the Sun-Star

property.

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

Aye: 6 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston

J. PUBLIC HEARINGS

J.1. **SUBJECT: Conduit Financing for Golden Valley Health Centers Project**

REPORT IN BRIEF

Consider conducting a public hearing under the Tax and Equity Fiscal Responsibility Act (TEFRA) in connection with the proposed issuance of revenue bonds by the California Municipal Finance Authority (CMFA) in an amount not to exceed \$9,500,000, for the purpose of financing and refinancing the acquisition, construction, improvement and equipping of health facilities for Golden Valley Health Centers located at 847 West Childs Avenue, in the City of Merced, California.

RECOMMENDATION

City Council - Adopt **Resolution 2016-07**, a Resolution of the City Council of the City of Merced, California, approving the issuance of Revenue Bonds by the California Municipal Finance Authority for the purpose of financing and refinancing the acquisition, construction, improvement and equipping of health facilities for Golden Valley Health Centers, and certain other matters relating thereto.

Council Member MURPHY recused himself from this item as Golden Valley Health Centers is his client.

Finance Director Brad GRANT gave an overview of the conduit financing process.

Mayor Pro Tempore PEDROZO opened the Public Hearing at 7:31 PM and with no audience members wishing to speak closed the Public Hearing at 7:32 PM.

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

Aye: 5 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, and Council Member Lor

No: 0

Absent: 1 - Mayor Thurston

Abstain: 1 - Council Member Murphy

K. REPORTS

K.1.

SUBJECT: Adoption of a Resolution for an Exemption to CalPERS
180-day Wait Period Pursuant to Government Code Sections 7522.56
and 21224

REPORT IN BRIEF

Adoption of a resolution approving the hiring of Roberta Medina as an extra-help retired annuitant to perform the duties of a Temporary Community Services Officer under Government Code sections 7522.56 and 21224, effective February 8, 2016.

RECOMMENDATION

City Council - Adopt **Resolution 2016-08**, a Resolution of the City Council of the City of Merced, approving an exception to the CALPERS 180-day wait period pursuant to Government Code sections 7522.56 and 21224.

Clerk's Note: This item was removed from the agenda to be heard at a future meeting.

L. BUSINESS

L.1. Request to Add Item to Future Agenda

Council Member MURPHY requested the use of social media at the upcoming Town Hall Meetings.

City Manager CARRIGAN requested time for staff to evaluate the request.

Council Member MURPHY requested a training session for the OpenGov tool on the City's website.

Council Member BELLUOMINI requested a review of the Finance Officer Evaluation form on a future agenda.

Council Member DOSSETTI requested an update on the Marijuana ordinance at the next meeting.

Mayor Pro Tempore PEDROZO requested an update on the Cardroom ordinance.

Council Member MURPHY requested a discussion on shade covering at McNamara Park.

L.2. City Council Comments

Mayor Pro Tempore PEDROZO spoke about the upcoming One Voice trip. He also congratulated Ken ELWIN on his appointment as Public Works Director.

M. ADJOURNMENT

Clerk's Note: The meeting adjourned at 7:45 PM.

A motion was made by Council Member Lor, seconded by Council Member Dossetti, that the meeting be adjourned.. The motion carried by the following vote:

Aye: 6 - Mayor Pro Tempore Pedrozo, Council Member Belluomini, Council Member Blake, Council Member Dossetti, Council Member Lor, and Council Member Murphy

No: 0

Absent: 1 - Mayor Thurston