



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, May 21, 2018

6:00 PM

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 5:32 PM.

B.1. **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative: City Manager Steve Carrigan; Unrepresented Management AUTHORITY: Government Code Section 54957.6

B.2. **SUBJECT:** CONFERENCE WITH LABOR NEGOTIATORS -- Agency Designated Representative: City Manager Steve Carrigan; Employee Organizations: Merced Police Officers' Association (MPOA); Merced Association of Police Sergeants. AUTHORITY: Government Code Section 54957.6

Clerk's Note: Council adjourned from Closed Session at 5:38 PM.

C. CALL TO ORDER

Mayor MURPHY called the Regular Meeting to order at 6:01 PM.

C.1. Invocation - Spencer Boelter, Young Life

The invocation was delivered by Spencer BOELTER from Young Life.

C.2. Pledge of Allegiance to the Flag

Council Member PEDROZO 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. WRITTEN PETITIONS AND COMMUNICATIONS

The Clerk's Office received a letter from Monika MODEST regarding the Arts Commission and a letter from the Recreation and Parks Commission regarding the 2018/2019 Budget that were placed on the dais.

G. ORAL COMMUNICATIONS

Victoria CASTILLO, Merced - spoke on sexual harassment happening in the Merced Union High School District.

H. CONSENT CALENDAR

Items H.7. Boards and Commissions Annual Vacancies, H.12. Memorandum of Understanding with Merced Association of City Employees (MACE), H.13. Memorandum of Understanding with American Federation of State, County and Municipal Employees, District Council 57, Local 2703 (AFSCME), and H.14. Memorandum of Understanding with Merced Fire Fighters, Local 1479 (Fire); were pulled for separate consideration.

Approval of the Consent Agenda

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

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 - Bicycle Advisory Commission Minutes of February 27, 2018**

RECOMMENDATION

For information only.

This Consent Item was approved.

H.3. **SUBJECT: Information Only - Planning Commission Minutes of April 4, 2018**

RECOMMENDATION

For information only.

This Consent Item was approved.

H.4. **SUBJECT: Information Only - Site Plan Review Committee Minutes of March 15, 2018**

RECOMMENDATION

For information only.

This Consent Item was approved.

H.5. **SUBJECT: Information Only - Traffic Committee Meeting Minutes of March 13, 2018**

RECOMMENDATION

For information only.

This Consent Item was approved.

H.6. **SUBJECT:** City Council/Public Financing and Economic Development/Parking Authority Meeting Minutes of April 16, 2018 and April 30, 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 April 16, 2018 and April 30, 2018.

This Consent Item was approved.

H.8. **SUBJECT:** City Owned Real Property Request #18-02 for Bob Hart Square (Mercy Medical Center Merced Foundation for a Dinner Fundraiser)

REPORT IN BRIEF

Consider allowing the exclusive use of Bob Hart Square by the Mercy Medical Center Merced Foundation for the bi-annual "Taste of Merced" fundraiser, to include the serving of alcohol, on Friday, September 28, 2018, from 2:00 p.m. to 10:00 p.m.

RECOMMENDATION

City Council - Adopt a motion approving the exclusive use of Bob Hart Square Park on Friday, September 28, 2018, from 2:00 p.m. to 10:00 p.m., as requested by the Mercy Medical Center Merced Foundation, for the "Taste of Merced" fundraiser (includes the serving of alcohol); subject to the conditions outlined in the administrative staff report.

This Consent Item was approved.

H.9. **SUBJECT:** Supplemental Appropriation for Payment of Workers' Compensation Medical Claims

REPORT IN BRIEF

Supplemental appropriation for payment of Workers' Compensation medical claims

RECOMMENDATION

City Council - Adopt a motion:

A. Approving a supplemental appropriation in Fund 061 - Measure C in the amount of \$50,000 and transferring to Fund 666 Workers Compensation Fund; and,

B. Approving a supplemental appropriation in the General Fund in the amount of \$225,000 and transferring to Fund 666 Workers Compensation Fund; and,

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

This Consent Item was approved.

H.10.

SUBJECT: Lease Agreement Between the City of Merced and Greyhound Lines, Inc., Located at the Merced Transportation Building

REPORT IN BRIEF

Lease Agreement between the City of Merced and Greyhound Lines, Inc., located at the Merced Transportation Building.

RECOMMENDATION

City Council - Adopt a motion approving the lease agreement between the City of Merced and Greyhound Lines, Inc.; and authorizing the City Manager or Assistant City Manager to execute the necessary documents.

This Consent Item was approved.

H.11.

SUBJECT: Increase Contingency Percentage for the Traffic Synchronization Project 113066 (5085-035)

REPORT IN BRIEF

Authorizes approval to increase the contingency from 10% to 11% of the original construction contract amount, or an increase in the total additional work from \$22,617.75 to \$24,902.30.

RECOMMENDATION

City Council - Adopt a motion increasing the contingency from 10% to 11% for the Traffic Synchronization Project 113066; and, authorizing the City Manager or Assistant City Manager to sign the necessary documents.

This Consent Item was approved.

H.15. **SUBJECT: 2018/2019 Local Transportation Fund (LTF)**

REPORT IN BRIEF

Accepts \$316,961 in Local Transportation Funds (LTF) from Merced County Association of Governments (MCAG) for street and road maintenance.

RECOMMENDATION

City Council - Adopt a motion:

A. Adopting **Resolution 2018-26**, a Resolution of the City Council of the City of Merced, California, approving the Local Transportation Fund (LTF) Claim to be filed with the Merced County Association of Governments (MCAG) for Fiscal Year 2018/2019; and,

B. Authorizing the Finance Officer to make any necessary budget adjustments.

This Consent Item was approved.

H.16. **SUBJECT: Master Recipient Funding Agreement with Merced County Association of Governments to Receive Measure V Funds for Fiscal Years 2018/2019 and 2019/2020**

REPORT IN BRIEF

Consider authorizing a Master Recipient Funding Agreement with Merced County Association of Governments to receive Measure V funds for two consecutive fiscal years.

RECOMMENDATION

City Council - Adopt a motion approving the Master Recipient Funding Agreement with Merced County Association of Governments; and, authorizing the City Manager or Assistant City Manager to execute the necessary documents.

This Consent Item was approved.

H.17. **SUBJECT: Contract Amendment with Data Ticket, Inc.**

REPORT IN BRIEF

Consider a one-year extension with Data Ticket, Inc. for citation

processing services.

RECOMMENDATION

City Council - Adopt a motion approving a one-year extension to the contract with Data Ticket, Inc. and authorizing the City Manager or Assistant City Manager to execute all necessary documents.

This Consent Item was approved.

H.18.

SUBJECT: Second Reading of Ordinance to Repeal Regional Transportation Impact Fee

REPORT IN BRIEF

Second reading of previously introduced ordinance.

RECOMMENDATION

City Council - Adopt a motion adopting **Ordinance No. 2487**, an Ordinance of the City Council of the City of Merced, California, Repealing Chapter 17.64 of the Merced Municipal Code relating to the Regional Transportation Impact Fees.

This Consent Item was approved.

H.7.

SUBJECT: Boards and Commissions Annual Vacancies

REPORT IN BRIEF

Authorizes staff to seek applicants for vacancies for terms expiring July 1, 2018 and for current vacant seats on all Boards and Commissions.

RECOMMENDATION

City Council - Adopt a motion directing the Clerk's Office to notice all current vacant seats and upcoming vacancies for all Boards and Commissions.

Council Member BELLUOMINI pulled this item to ask about the Boards and Commission vacancies.

Council Member BELLUOMINI and staff discussed the Measure C Oversight Committee vacancies and when the last meeting was held. They discussed the Planning Commission and Recreation and Parks out-going members eligibility for reappointment. They also discussed advertising the Boards and Commission vacancies and the Measure C Oversight Committee districts.

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

Member Blake, to approve the item and direct the Clerk's Office to publish advertisement in the Merced Sun-Star and Merced County Times regarding the Boards and Commissions vacancies. 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

H.12. SUBJECT: Memorandum of Understanding with Merced Association of City Employees (MACE)

REPORT IN BRIEF

Consider approving Memorandum of Understanding with Merced Association of City Employees (MACE).

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2018-31**, a Resolution of the City Council of the City of Merced, California, approving a Memorandum of Understanding with Merced Association of City Employees; and authorizing the City Manager or Assistant City Manager to execute the necessary documents.

Council Member BELLUOMINI pulled this item to discuss the pay increase for the Merced Association of City Employees, the American Federation of State, County and Municipal Employees, District Council 57, Local 2703 (AFSCME), and Merced Fire Fighters, Local 1479 (Fire).

A motion was made by Council Member Pedrozo, seconded by Council Member Belluomini, 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

H.13. SUBJECT: Memorandum of Understanding with American Federation of State, County and Municipal Employees, District Council 57, Local 2703 (AFSCME)

REPORT IN BRIEF

Consider approving Memorandum of Understanding with American Federation of State, County and Municipal Employees, District Council 57, Local 2703 (AFSCME).

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2018-32**, a Resolution of the City Council of the City of Merced, California, approving a Memorandum of Understanding with AFSCME (MCEA) District Council 57; and authorizing the City Manager or Assistant City Manager to execute the necessary documents.

Clerk's Note: This item was discussed and voted together with items H.12. and H.14.

A motion was made by Council Member Pedrozo, seconded by Council Member Belluomini, 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

H.14.

SUBJECT: Memorandum of Understanding with Merced Fire Fighters, Local 1479 (Fire)

REPORT IN BRIEF

Consider approving Memorandum of Understanding with Merced Fire Fighters, Local 1479 (Fire).

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2018-30**, a Resolution of the City Council of the City of Merced, California, approving a Memorandum of Understanding with the International Fire Fighters Association Local #1479; and authorizing the City Manager or Assistant City Manager to execute the necessary documents.

Clerk's Note: This item was discussed and voted together with items H.12. and H.13.

A motion was made by Council Member Pedrozo, seconded by Council Member Belluomini, 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

I. PUBLIC HEARINGS

I.1. **SUBJECT:** Public Hearing - Holding Election for Annexation No. 12 into Community Facilities District (CFD) No. 2003-2 (Services) for Merced Station

REPORT IN BRIEF

Hold a public hearing and election for annexation into Community Facilities District No. 2003-2 (Services) for the Merced Station Apartments (formerly University Village Merced - Lake) located on the south side of Yosemite Avenue at Lake Road.

RECOMMENDATION

City Council - Complete the following items in order:

A. Holding a Public Hearing on the annexation of certain property into the CFD and the levy of special taxes; and,

B. Adopting **Resolution 2018-27**, 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 a special election related to Annexation No. 12; and,

C. Holding an election; and,

D. Adopting **Resolution 2018-28**, 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 canvassing the results of the election held within Annexation No. 12 of said District; and,

E. Adopting **Resolution 2018-29**, 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 annexing Annexation No. 12 to said district and authorizing the levy of a special tax within said Annexation No. 12.

Planning Manager Kim ESPINOSA gave a slide show presentation on Holding an Election for Annexation No. 12 into Community Facilities District No. 2003-2 (Services) for Merced Station.

Mayor MURPHY opened and subsequently closed the Public Hearing at 6:25 PM due to lack of public comment.

A motion was made by Council Member Pedrozo, 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

Clerk's Note: The election for Annexation No. 12 passed.

A motion was made by Council Member Pedrozo, seconded by Mayor Pro Tempore McLeod, accepting Resolution 2018-28 and Resolution 2018-29. 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. REPORTS

Clerk's Note: Council discussed agendized items out of order.

J.2.

SUBJECT: Direction on Establishing an Arts and Culture Advisory Commission with the City of Merced

REPORT IN BRIEF

Provides the City Council with an update on the progress that has been made to establish a Public Arts and Culture Advisory Commission in the City of Merced.

RECOMMENDATION

Provide staff with further direction as necessary on the creation and implementation of a City Arts Commission.

Assistant City Manager Stephanie DIETZ gave a slide show presentation on Establishing an Arts and Culture Advisory Commission with the City of Merced.

Council, Multicultural Arts Center Director Colton DENNIS, and staff discussed involving a representative from City Council and City Staff as ex-officio members, partnership with the County Arts Council, and the responsible City department. They also discussed who the Arts Commission would make their recommendation to.

Ron COOK, Merced - spoke about establishing an arts district in the downtown area.

Yesenia CURIEL, Merced - spoke on hiring a full-time employee dedicated to arts and culture.

Jen RAMOS, Merced - asked if there will be youth involved in the planning of the commission and the type of art that would be available.

Colton DENNIS, Merced - spoke on the Merced County Arts District working on a local Arts District.

Council discussed spreading art throughout the city, funding for projects, dedicating a fraction of impact fees to the Arts Commission, and adding language to include the Arts Commission receiving support from staff.

Clerk's Note: Council directed staff to continue working on this item, add an Ex-Officio Council Member, and to add language regarding Staff support for the commission.

J.3.

SUBJECT: City of Merced Fiscal Year 2018-19 Budget

REPORT IN BRIEF

Review of the City Manager's proposed FY 2018-19 Budget.

RECOMMENDATION

For information and discussion only.

City Manager Steve CARRIGAN gave a brief introduction to the budget discussion.

Finance Officer Venus RODRIGUEZ gave a slide show presentation of the 2018-19 Budget.

Council and staff discussed positions in public safety, positions in the Recreation and Parks Department, and industrial development.

Council Member BELLUOMINI mentioned a memo from the Recreation and Parks Commission about the budget.

Yesenia CURIEL, Recreation and Parks Commissioner - clarified the budget request in the memo presented by the Recreation and Parks Commission.

William AVERY, Merced Police Officer Association - spoke on the need of adding more dispatchers.

Yesenia CURIEL, Merced - spoke on hiring a Police Chief who focuses on diversity, sexual assault victims, and homelessness. She also spoke about adding a victim advocate to the Police Department.

Emily FOSTER, President of the Merced Police Officer Association - spoke on the need to add additional dispatchers.

Council requested options in the public safety component, a homeless pilot program, looking for funding in the Recreation and Parks Department including; zoo upgrades and staffing.

Clerk's Note: Council recessed at 8:44 PM and returned at 8:58 PM.

J.1.

SUBJECT: Update on Goals and Priorities (3rd Quarter)

REPORT IN BRIEF

Update on the City Council's goals and priorities for FY 2017-2018 3rd Quarter.

RECOMMENDATION

For information only.

City Manager Steve CARRIGAN and Assistant City Manager Stephanie DIETZ gave a slide show presentation on the Third Quarter Goals and Priorities.

Council and staff discussed the Police/Fire Stations, Public Works Corp

Yard/Public Facilities priorities, developer fees integration, and business outreach visits.

K. BUSINESS

K.1. **SUBJECT: Council Member Belluomini's Request to Form a Subcommittee to Review Informational Mailings for a November Ballot Measure**

REPORT IN BRIEF

This item is in response to Council Member Belluomini's request to discuss the informational mailings prepared by the City's elections consultant to educate the community regarding the need for a November ballot measure in support of the construction of a Police Station, Fire Stations, Public Works Facilities and the upgrade of park restrooms. It was requested that an ad hoc committee be formed of the Council to provide input on the mailings to the City's elections consultant.

RECOMMENDATION

It is requested Council give staff direction on this item and select an ad hoc committee to review the mailers if it so desires.

Council Member BELLUOMINI discussed developing a subcommittee to review informational mailings for a November ballot.

Clerk's Note: The Council did not want to pursue a subcommittee.

K.2. Request to Add Item to Futrue Agenda

Council Member PEDROZO requested to add an item on transitioning from at-large commissions to district specific commissions.

Mayor MURPHY requested to discuss recognizing community volunteers.

K.3. City Council Comments

Council Member MARTINEZ reported on attending the City/County All-Star Baseball game and the Greater Merced Chamber of Commerce Leadership Merced graduation.

Council Member MCLEOD reported on attending the Burgers and Brew event. She also recognized two community members, Aaron and Sarah HILL, for their community involvement.

Council Member BELLUOMINI reported on attending the skate park

ground-breaking ceremony, singing with the Merced College Chorale Community Chorus, the Soroptimist International of Merced event, and the Merced College State of the College event.

Council Member PEDROZO reported on attending the Youth Music Festival.

Mayor MURPHY reported on attending the San Joaquin Valley Policy conference, the Police Officer of the Year event, the Fallen Officer Memorial event, the High Speed Rail Authority Board meeting, the Merced County Association of Governments meeting, the skate park ground-breaking ceremony, the State of the College event, the Excellence of Arts award event, the Concert for Building Young Leaders event, and the Ride with the Mayor event.

L. ADJOURNMENT

Clerk's Note: The Regular Meeting adjourned at 9:46 PM.

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