



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, August 17, 2020

6:00 PM

A. CLOSED SESSION ROLL CALL

Present: 7 - Mayor Mike Murphy, Mayor Pro Tempore Matthew Serratto, Council Member Kevin Blake, Council Member Fernando Echevarria, Council Member Anthony Martinez, Council Member Jill McLeod, and Council Member Delray Shelton

Absent: 0

B. CLOSED SESSION

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

Clerk's Note: The Closed Session was held via video conference as provided for by Governor Newsom's Executive Order N-29-20.

B.1. **SUBJECT:** CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Property: 3033 G Street, Merced, CA APN 007-350-009; Agency Negotiator: Frank Quintero, Director, Economic Development; Negotiating Parties: Doug Collins Representing Merced City School Districts and City of Merced and; Under Negotiation: Price and Terms of Payment

B.2. **SUBJECT:** CONFERENCE WITH REAL PROPERTY NEGOTIATORS - Property: Surface Water Purchase, Merced, CA; Agency Negotiator: Stephanie Dietz, Interim City Manager, City of Merced; Negotiating Parties: Merced Irrigation District and City of Merced and; Under Negotiation: Price and Terms of Payment

B.3. **SUBJECT:** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Government Code section 54956.9 (Deciding Whether to Initiate Litigation): (2) potential cases

Clerk's Note: Council adjourned from Closed Session at 5:55 PM.

C. CALL TO ORDER

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

Clerk's Note: The Regular Meeting was held via video conference as provided for by Governor Newsom's Executive Order N-29-20.

C.1. Invocation - Maggie Fuentes, Chaplain of the Merced Police Department

The Invocation was presented by Maggie FUENTES, Chaplain of the Merced Police Department.

C.2. Pledge of Allegiance to the Flag

The Pledge of Allegiance to the Flag was led by Council Member MARTINEZ.

D. ROLL CALL

Clerk's Note: Mayor Pro Tempore SERRATTO arrived to the virtual meeting at 6:09 PM.

Present: 7 - Mayor Mike Murphy, Mayor Pro Tempore Matthew Serratto, Council Member Kevin Blake, Council Member Fernando Echevarria, Council Member Anthony Martinez, Council Member Jill McLeod, and Council Member Delray Shelton

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

Clerk's Note: An email was received from Michael BELLUOMINI for Closed Session Item B.1.

G. ORAL COMMUNICATIONS

There were none.

H. CONSENT CALENDAR

Agenda Item H.6. Award of Bid and Approval of Construction Contract with MVC Enterprises, Inc., in the Amount of \$470,523.99 for a Measure V and SB1 Funded Project for M Street Resurfacing 8th Street to 13th Street, Project No. 120010; was pulled for separate consideration.

Approval of the Consent Agenda

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

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

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:** Authorization to Accept \$57,328 in Grant Funds from the California Department of Alcoholic Beverage Control Grant Assistance Program for the Police Department to Conduct Enforcement Operations and to Purchase Enforcement Supplies/Equipment with the Goal of Reducing Underage Drinking and Other Alcohol Crimes Related to Underage Drinking

REPORT IN BRIEF

Considers accepting grant funds from the California Department of Alcoholic Beverage Control offered to the Merced Police Department in the amount of \$57,328 from the Grant Assistance Program for the Merced Police Department to conduct enforcement operations and to purchase enforcement supplies/equipment.

RECOMMENDATION

City Council - Adopt a motion:

A. Adopting **Resolution 2020-55**, accepting a grant award from the

California Department of Alcoholic Beverage Control Grant Assistance Program; and,

B. Accepting and increasing the revenue budget in account 001-1002-324.02-00 by \$57,328, and appropriating the same amount in Police Operations Division 001-1002; and,

C. Authorizing 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.

H.3.

SUBJECT: Approval of the Request by the Superior Court of California, County of Merced, to Rent the Merced Senior Community Center from August 18 Through October 30, 2020 for Jury Selection and Jury Trials and Approve the Facility Rental Rate in the Amount of \$300 Per Month

REPORT IN BRIEF

Considers renting the Merced Senior Community Center to the Superior Court for jury selection and jury trials.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the request to rent the Merced Senior Community Center to the Superior Court of California, Merced County from August 18 through October 30, 2020; and,

B. Approving the facility rental rate of \$300 per month; and,

C. Authorizing the City Manager to execute the necessary documents once approved as to form by the City Attorney.

This Consent Item was approved.

H.4.

SUBJECT: Approval of the 2021 Cafeteria Plan Renewal Regarding Employees' and Retirees' Health and Welfare Benefits Including Medical, Dental, Vision, Disability, Life and Flexible Spending

REPORT IN BRIEF

Considers approving the renewal of the 2021 Cafeteria Plan regarding

employees' and retirees' health and welfare benefits.

RECOMMENDATION

City Council - Adopt a motion approving the employees' health and welfare benefits cafeteria plan renewal for calendar year 2021 and authorizing the City Manager to execute the necessary documents.

This Consent Item was approved.

H.5.

SUBJECT: Award of Bid and Approval of Construction Contract with Mid Cal Pipeline & Utilities, Inc., in the Amount of \$854,095.00 for a Water System Enterprise Funded Project for Brimmer Water Main, Project No. 113031

REPORT IN BRIEF

Considers awarding a construction contract in the amount of \$854,095.00, funded by Water System Enterprise funds, for City Project No. 113031 - Brimmer Water Main.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the Brimmer Water Main, Project 113031, to Mid Cal Pipeline & Utilities, Inc., in the amount of \$854,095.00; and,

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

This Consent Item was approved.

H.7.

SUBJECT: Approval of a Professional Service Agreement Between the City of Merced and RSG Inc. for Housing Successor Agency Services Through June 30, 2021 in an Amount not to Exceed \$79,760.00

REPORT IN BRIEF

Considers approving the terms and scope of services for a professional services agreement with RSG Inc. to provide consulting services to the City of Merced and the City's Housing Successor Agency.

RECOMMENDATION

City Council - Adopt a motion approving the professional services agreement between the City of Merced and RSG Inc. for consulting services related to the Housing Successor Agency in the amount not to exceed \$79,760.00 and authorizing the City Manager or the Assistant City Manager to execute all the necessary documents.

This Consent Item was approved.

H.8.

SUBJECT: Housing Successor Agency Annual Compliance Report for Fiscal Year 2018-19 Pursuant to Health and Safety Code Section 34176.1(f)

REPORT IN BRIEF

Annual report summarizing Housing Successor activity for the City of Merced ("City") in Fiscal Year ("FY") 2018-19 per Senate Bill ("SB") 341, which requires the City to prepare an annual report on the City's compliance with housing successor requirements imposed by Health and Safety Code ("HSC") Section 34176.1(f).

RECOMMENDATION

City Council - Receive and file the Housing Successor Agency Annual Report for Fiscal Year 2018-19.

This Consent Item was approved.

H.6.

SUBJECT: Award of Bid and Approval of Construction Contract with MVC Enterprises, Inc., in the Amount of \$470,523.99 for a Measure V and SB1 Funded Project for M Street Resurfacing 8th Street to 13th Street, Project No. 120010

REPORT IN BRIEF

Considers awarding a construction contract in the amount of \$470,523.99 funded by Measure V and SB1 for City Project No. 120010 - M Street Resurfacing 8th Street to 13th Street.

RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the M Street Resurfacing 8th Street to 13th Street, Project 120010, to MVC Enterprises, Inc., in the amount of \$470,523.99 and,

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

Mayor MURPHY pulled this item for separate consideration due to public comment received.

Clerk's Note: The following comment was received by email.

Ben KURTZ, Merced - asked about bike lanes for this project and how citizens could review upcoming road projects.

City Engineer Michael BELTRAN briefly discussed bike lanes and the ability for the public to get information on upcoming road projects.

A motion was made by Council Member McLeod, seconded by Mayor Pro Tempore Serratto, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0

I. PUBLIC HEARINGS

I.1.

SUBJECT: Reopened Public Hearing - To Consider Appeal of the Environmental Determination to Adopt a Mitigated Negative Declaration for Conditional Use Permit #1238 and Environmental Review #20-05 (CEQA Section 15162 Findings) for Site Plan #455 and to Consider the Appeal of the Conditional Use Permit (CUP) #1238 and Site Plan Review #455 Which Would Allow the Construction of a Mixed-Use Development, Including 218 Apartments, Approximately 22,000 s.f. of Retail Commercial Space, and Approximately 14,000 s.f. of Office Space on a 5.94-Acre Parcel Generally Located at the Southeast Corner of Yosemite Avenue and McKee Road

REPORT IN BRIEF

Considers an appeal of the Planning Commission's approval of Conditional Use Permit (CUP #1238) and Site Plan Review #455.

RECOMMENDATION

City Council - Adopt a motion:

A. Open the Public Hearing and hear all testimony regarding the appeal; and,

B. Close the Public Hearing; and,

C. Provide direction to staff regarding Environmental Review #19-37 (Mitigated Negative Declaration for CUP #1238 and Environmental Review #20-05 (CEQA Section 15162 Findings) for SP #455; and,

D. Provide direction to staff regarding the findings to grant or deny the appeal, with or without prejudice.

Clerk's Note: Council Member BLAKE recused himself from this item due to the proximity of his residence to the project.

Development Services Director Scott MCBRIDE gave a brief introduction of the project.

Associate Planner Julie NELSON gave a slide show presentation on the project highlighting several changes and gave a brief background on the project.

Mr. MCBRIDE provided updated information on the project regarding internal and external traffic concerns in addition to sewer and storm drainage for the project. Mr. MCBRIDE discussed the traffic analysis, a proposed bus stop near the project, the placement of underground sewer tanks and storm water management.

Council disclosed any ex parte communications with the applicant and appellant.

Mayor MURPHY opened the Public Hearing at 6:41 PM.

Richard HARRIMAN, representing the appellant Casey STEED and the Merced Smart Growth Association, addressed several issues the appellant has with the project including issues with the sewer capacity, stormwater drainage, the inability to review new info, and the traffic study numbers.

John ENNIS, representing the appellant, addressed the sewer holding tank and available parking spaces for the project. He suggested more information and studies should be completed.

Elisa PASTER, representing the applicant, discussed the size of the project, potential compromises, the traffic studies, and the onsite sewer holding tank standards.

Mr. HARRIMAN provided rebuttal and closing comments.

Ms. PASTER provided closing comments.

Clerk's Note: The following comment was provided by email.

Dan ELMAN and Janet HUGHES, Merced - stated opposition to the project.

Clerk's Note: The following comment was provided by voicemail.

Michael BELLUOMINI, Merced - suggested denying the appeal with changes to the proposed project.

Mayor MURPHY closed the Public Hearing at 7:28 PM.

Council discussed the project, possible changes needed to approve the project and potential denial of the appeal.

A motion was made by Mayor Pro Tempore Serratto, seconded by Council Member McLeod, to deny the appeal and to approve the project with 200 total units, modifications to the rooftop deck to provide surrounding neighbors privacy and to widen McKee Road to City Standards. The motion carried by the following vote:

Aye: 4 - Mayor Pro Tempore Serratto, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 2 - Mayor Murphy, and Council Member Echevarria

Absent: 0

Recused: 1 - Council Member Blake

I.2.

SUBJECT: Public Hearing to Consider the Annexation of Certain Property into CFD No. 2003-2 (Services), Calling and Holding a Special Election for Annexation No. 13 into Community Facilities District (CFD) No. 2003-2 (Services) for the PG&E Service Center; Canvassing the Results of the Election Held within Annexation No. 13 of Said District and Authorizing the Levy of a Special Tax Within Said Annexation No. 13

REPORT IN BRIEF

Open the public hearing and continue it to the City Council meeting of September 21, 2020 for the annexation into Community Facilities District No. 2003-2 (Services) for the PG&E Service Center generally located at the northeast corner of Childs Avenue and Kibby Road.

RECOMMENDATION

City Council - Open the public hearing and continue the hearing to September 21, 2020.

Clerk's Note: Staff requested that this item be continued to the September 21, 2020 City Council Meeting.

A motion was made by Council Member Blake, seconded by Council Member McLeod, that this agenda item be continued to the September 21, 2020 Council Meeting. The motion carried by the following vote:

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0

I.3.

SUBJECT: Public Hearing - Vacation No. 20-01 for the Adoption of a Resolution Ordering the Vacation of a Sewer Lift Station Easement, Temporary Construction Access Easement, and a Public Utilities Easement Generally Located at the West End of the Property Located at 1610 West 16th Street

REPORT IN BRIEF

Considers approving a Resolution to order the vacation of a Sewer Lift Station Easement, Temporary Construction Access Easement, and a Public Utilities Easement Generally Located at the west end of the property located at 1610 West 16th Street.

RECOMMENDATION

City Council - Adopt a motion approving **Resolution 2020-24**, a Resolution of the City of Merced, California ordering the vacation of a 908-square-foot sewer lift station easement, a 908-square-foot temporary construction easement, and a 2,791-square-foot public utilities easement generally located on the west end of the property located at 1610 West 16th Street (Vacation #20-01).

Clerk's Note: Mayor MURPHY recused himself from this item due to a business conflict.

Associate Planner Julie NELSON gave a slideshow presentation on the proposed easement vacation.

Mayor Pro Tempore SERRATTO opened and subsequently closed the Public Hearing at 8:18 PM due to lack of public comment.

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

Aye: 6 - Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0

Recused: 1 - Mayor Murphy

I.4.

SUBJECT: Public Hearing to Allow Interested Persons to be Heard Prior to the Completion and Submittal of an Application to the United States Department of Housing and Urban Development (HUD) in the Amount of \$2,000,000 for Financing Through the Section 108 Loan Guarantee Program for the Childs Court Apartments - Childs and B Street Transit Oriented Development (TOD) Affordable Housing Project

REPORT IN BRIEF

Public Hearing to allow interested persons to be heard prior to the completion and submittal of an application to the United States Department of Housing and Urban Development (HUD) in the amount of \$2,000,000 for financing through the Section 108 Loan Guarantee Program for the Childs Court Apartments - Childs and B Street Affordable Housing Transit Oriented Development (TOD) Project.

RECOMMENDATION

City Council - Adopt a motion:

A. Recommend the City Council conduct the Public Hearing, receive any testimony given; and,

B. Provide direction to Staff regarding the Proposed HUD 108 Loan Application; and,

C. Continue the Public Hearing to the September 8, 2020, meeting.

Development Services Director Scott MCBRIDE gave a slideshow presentation on the Section 108 Loan Guarantee Program for the Childs Court Apartments.

Mayor MURPHY opened the Public Hearing at 8:32 PM.

Clerk's Note: The following comment was delivered by email.

Ben KURTZ, Merced - questioned the cost per unit of the project.

A motion was made by Council Member McLeod, seconded by Council Member Shelton, that this agenda item be continued to the September 8, 2020 Council Meeting. The motion carried by the following vote:

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0

J. REPORTS

Clerk's Note: Council took a recess at 8:35 PM and reconvened 8:45 PM.

J.1.

SUBJECT: Update on North Merced Annexation Feasibility Study and Provide Direction Regarding Various Policy Decisions Including, but not Limited to, Water Use, Phasing of Development, Sewer Allocation, Annexation Applications, Out Boundary Service Requests, Community Engagement

REPORT IN BRIEF

Update the City Council on the work completed on the North Merced Annexation Feasibility Study since the joint Planning Commission/City Council study session in January 2020 and get policy direction on certain items to complete the study.

RECOMMENDATION

Provide direction to the consultants and staff on various topics to guide the completion of the North Merced Annexation Feasibility Study.

Development Services Director Scott MCBRIDE gave a slide show presentation on the North Merced Annexation Feasibility Study.

Planning Manager Kim ESPINOSA briefly described the process for polling property owners in the City's sphere of influence regarding annexation and the results of the poll.

Public Works Director Ken ELWIN gave a presentation on the current sewer flow rates, capacity, existing entitlements, and flow comparisons with other cities.

Mr. MCBRIDE discussed methods to allocate wastewater.

Ms. ESPINOSA briefly discussed the study being done for the Wastewater Master Plan.

Mr. MCBRIDE commented on Assembly Bill 3312 which was written to facilitate the annexation of the UC Merced campus.

Ron SISSEM, EMC Planning Group, reviewed different approaches to land annexation in Merced, and possible uses for the land which may include retail, residential and commercial offices.

Clerk's Note: The following comment was provided via email.

Stephen PECK - commented on the Sewer Master Plan and the Virginia Smith Trust.

Council agreed that a flow study should be conducted, that both east, west Bellevue and the Virginia Smith Trust should be studied for the annexation, the sewer capacity should be based on when the project was ready to proceed, an annexation application policy, to primarily serve areas within the city limits, and expressed support for AB 3312.

Clerk's Note: No official vote or action was taken on this item.

J.2.

SUBJECT: Consideration of the Recommendation by the Arts and Culture Advisory Commission for a Street Mural with the Phrase "Black Lives Matter" on Canal Street (South of Bob Hart Square) and Provide Staff Direction on a Draft Policy for Public Art Projects on City Facilities and Public Rights-of-Way

REPORT IN BRIEF

Request made from the NAACP, the Hispanic Chamber of Commerce, WeCed and the United Way, as the lead applicant, to the Arts and Culture Advisory Commission for a proposed street mural with the phrase "Black Lives Matter" on Canal Street. Also seeks direction on a draft policy for public art projects on public facilities and public rights-of-way.

RECOMMENDATION

City Council - Adopt a motion:

A. Approving the Arts and Culture Advisory Commission's recommendation to support the proposed street mural of the phrase "Black Lives Matter" on Canal Street, south of Bob Hart Square; and

B. Provide staff direction on a draft policy for public art projects on public facilities and public rights-of-way.

Jerome RASBERRY, NAACP, gave a brief presentation outlining the scope of the proposed Black Lives Matter murals.

Council and Mr. RASBERRY discussed the project and the possibility of other phrases being used and locations other than a city street being used before taking public comment on the item.

Manuel ALVARADO, Colton DENNIS, and Rhonda BATSON spoke in support of the application and the use of the phrase "Black Lives Matter".

Clerk's Note: The following Public Comment was provided via voicemail.

In Favor

Selena SPANGLER, Angelica CARDENAS, Jazz DIAZ, Bertha PEREZ, Elizabeth, Jen RAMOS-IVAN, Marta ECHEVARRIA, and Sheng XIONG.

Opposed

Anonymous Caller, Jay BONAJET, Janet PETERSON, Anonymous Caller, Atwater Resident, Karen CARLTON, Jason KEKNE, Gini MANN, Chris MCCRORY, Anonymous Caller, Anonymous Caller, Denise CUNHA, Maria GONZALEZ, Anonymous Caller, Nanette MATAS, Virginia, Pat FRAZIER, Brenda SWARTZMAN, Christine, Peggy ALLEN, Kathy TERRY, Anonymous Caller, Patrick MCGOWEN, Alice BREWER, Edwina COLE, Judy SMITH, Eric, Alice MITCHELL, Sally, Bernice AGUIRRE, Victoria OROZCO, Anonymous Caller, Jose PRADO, Mary and Richard LIRA, Elizabeth ROGERS, Anonymous Caller, Janie FAGUNDES, Carol, Al CALMAN, Paul TAYLOR, Anonymous Caller, Linda, Rose OPINSKI, Glenda BUTTREY, Mary Ann, Jeanette CARRIE, Vickie FAGUNDES, David HAMILTON, Heather HILTON, Bethany RODRIGUEZ, Milton, Dorothy, Lori, Anonymous, Richard RODRIGUEZ, Anonymous Caller, Richard TRUDEAU, Jerry, Sheryl, Juan OCHOA, Beverly SCHICK, Anonymous Caller, Anonymous Caller, Christina, Randy, Teresa FAGUNDES, Daisy TAYLOR, Andy FAGUNDES, Jim, Russ, and Christina.

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

In Favor

Chase BERTOTTO, Anem GARDUNO, Paul GIBBONS, Lindsey HADA, Sandra HAY, Belen HERNANDEZ, Kevin HERNANDEZ, Netanya HERNANDEZ, Laura HERRERA, Mason JACKSON, Anna MARIA, Kristie

MARQUEZ, Sarah MILLHOFF, Jen RAMOS, Adriana REED, Matthew ROBINSON, Elizabeth SALMON, Selena SPANGLER, and Leticia VALENCIA.

Opposed

Robert ALLEN, Lorraine ANDERSON, Anonymous, Anonymous, Veronica ARCE, Karen ASHER, Wendy AULDRIDGE, Doris AVILLA, Rachel BARNELL, Sally BARNELL, Brian BARNETT, Shawna BETTANCOURT, Sherry BOOTHE, Donna BRADLEY, Matt BRESNYAN, Laurel BRIERLY, Dawn BROWN, Irene BROWN, Linda BURDICK, Christopher BUTLER, Natalie BUTLER, Kelly CAMPBELL, Lyn CARPENTER, Teresa CARTER, Cathy and Arnie CARVAJAL, Rosemarie CHURCH, Jessica CROMAR, Rocky and Charlene DEJAGER, Steven, DONAHUE, Jonathan DORN, Pam DUARTE, Judy EVANS, Vicki FAGUNDES, Johanna FISCHER, Val and Cheryl FOLGERBERG, Conrad FOURNIER, Veronica FRANEY, Jill GOODIN, Von GOODIN, James HALL, Shari HANNEMAN, Cheryl HENDRICKS, Belen HERNANDEZ, Cely HESS, HILL, Heidi HOOVER, Mason JACKSON, Stephanie JAURIQUE, Beverly JENKINS, Luciana JONKMAN, Denis KENSHALO, Anthony LIMON, Karen LINN, Dana LORENO, Vivian LOTT, Sandy MATA, Kris MCRORY, Diane MENDOZA, Nathan MILLER, Alice MITCHELL, Melba MIYAMOTO, Jay MONROE, Mandy MOSS, Judy NEWTON, Linda PEER, Julie PEREIRA, Alisha PERRET, Erika PHILLIPS, Charlie PRATT, Andrew J. PROPES, Sheila QUALL, Alyssa REYNOLDS-GIARDINA, Dianna RIGGS, Ginger ROCHA, Misty ROJAS, Kelly ROSEMAN, Sheryl ROSENBERGER, Barbara and Larry ROSENOW, Diana RUSSELL, Denee SCOTT, Kari SLATE, Cindy SOUZA, Martha SOUZA, Dave TADLOCK, Jesse TAYLOR, J.A. THOMAS, Victoria TRUJILLO, Rebecca V., Daniel ZACARIAS, Harry W., Rick WENDLING, and Robert and Rebecca WILLIAMSON.

Neutral

Larry JONES

Council discussed the possibility of further division, discussed the political nature of the BLM organization, potential changes to the wording of the mural, and ensuring a policy is put in place to address some of the questions raised about this project.

Council Member ECHEVARRIA made a motion to send the project back to the Arts and Culture Commission for refinement.

Clerk's Note: the motion failed for lack of a second.

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

Shelton, to deny the street mural project and to refer the policy back to the Arts and Culture Commission for further refinement. The motion carried by the following vote:

Aye: 5 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, and Council Member Shelton

No: 2 - Council Member Martinez, and Council Member McLeod

Absent: 0

K. BUSINESS

K.1. **SUBJECT:** Appointments to the Citizens' Stipend Setting Commission with 3 Members to be Appointed by District

REPORT IN BRIEF

Considers the appointment of individuals to the Citizens' Stipend Setting Commission.

RECOMMENDATION

City Council - Adopt a motion accepting nominations and appointing one individual to City Council Districts 2,3, and 4 to the Citizens' Stipend Setting Commission.

Council briefly discussed the vacancies for District 2, District 3, and District 4 before making nominations.

A motion was made by Council Member Echevarria, seconded by Council Member McLeod, to appoint Moua Thao (District 2), Gloria Conlin (District 3) and Tony Dossetti (District 4) to the Citizens' Stipend Setting Commission . The motion carried by the following vote:

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0

K.2. **SUBJECT:** Discussion on the Format of Future City Council Meetings During COVID-19 and Guidance for Other City Boards and Commissions

REPORT IN BRIEF

Discuss the format of City Council, Board, and Commission Meetings.

RECOMMENDATION

Provide staff direction on the format of future City Council, Board, and Commission Meetings.

Council agreed to remain virtual for the next Council Meeting.

K.3.

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.

There were none.

K.4.

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 MARTINEZ suggested visiting the newly renovated Mainzer Theatre.

Mayor Pro Tempore SERRATTO discussed projects downtown.

Mayor MURPHY asked the public to view the virtual ribbon cutting for the Mainzer Theatre.

L. ADJOURNMENT

Clerk's Note: The Regular Meeting adjourned at 12:35 AM.

A motion was made by Council Member Shelton, seconded by Council Member Echevarria, to adjourn the meeting. The motion carried by the following vote:

Aye: 7 - Mayor Murphy, Mayor Pro Tempore Serratto, Council Member Blake, Council Member Echevarria, Council Member Martinez, Council Member McLeod, and Council Member Shelton

No: 0

Absent: 0