



Legislation Details (With Text)

File #: 18-351 **Version:** 1 **Name:**

Type: Consent Item **Status:** Passed

File created: 7/5/2018 **In control:** City Council/Public Finance and Economic Development Authority/Parking Authority

On agenda: 8/6/2018 **Final action:** 8/6/2018

Title: SUBJECT: Agreement for Use of City Right-of-Way with County of Merced for Fence, Landscape, and Irrigation on 13th Street and 15th Street

REPORT IN BRIEF

Considers approving the agreement for use of City right-of-way with the County of Merced to allow fencing, landscape, and irrigation in the City right-of-way near the new County mental health building.

RECOMMENDATION

City Council - Adopt a motion approving the agreement for use of City right-of-way with the County of Merced; and, authorizing the City Manager or Assistant City Manager to execute the necessary documents.

Sponsors: Joe Cardoso

Indexes:

Code sections:

Attachments: 1. Agreement for Use of City Right of Way with County of Merced.pdf, 2. Photo of Before Fence Installation.pdf, 3. Photo of After Fence Installation.pdf

Date	Ver.	Action By	Action	Result
8/6/2018	1	City Council/Public Finance and Economic Development Authority/Parking Authority	approved	Pass

Report Prepared by: Joe Cardoso, P.L.S., City Surveyor

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ALTERNATIVES

1. Approve as recommended by staff; or,
2. Approve subject to modifications as conditioned by Council; or,

3. Deny the request; or,
4. Refer back to staff for reconsideration of specific items (specific items to be addressed in City Council motion); or,
5. Continue to a future City Council meeting (date and time to be specified in City Council motion).

AUTHORITY

Charter of the City of Merced, Section 200.

CITY COUNCIL PRIORITIES

As provided for in the 2018-19 Adopted Budget

DISCUSSION

The County of Merced (County) has finished constructing the new Behavioral Health and Recovery Services Main Campus at the former Mercy Medical Center, located at 301 E. 13th Street. The project is located between 13th Street and 15th Street near D Street. The area is frequented by transients and has an elevated vandalism rate. To reduce vandalism and to better protect the public using the facility, the County of Merced proposed to construct a wrought-iron fence in the City right-of-way.

The County approached staff in March 2018, requesting permission to go forth with installing the fence, landscape, and the irrigation to avoid delays and additional cost for construction. After discussion with staff, it was agreed to allow the County to construct the fence along with landscape and irrigation subject to City Council approval.

On May 8, 2018, the Agreement was approved by the County Board of Supervisors. The County has provided the necessary insurance requirement and the Agreement is now subject to City Council approval.

IMPACT ON CITY RESOURCES

No appropriation of funds is needed.

ATTACHMENTS

1. Agreement for Use of City Right-of-Way with the County of Merced
2. Photo of Before Fence Installation
3. Photo of After Fence Installation