



## CITY COUNCIL SPECIAL AND REGULAR MEETING AGENDA AUGUST 20, 2024

**SPECIAL MEETING: 6:00 P.M. – 7:00 P.M**  
**REGULAR MEETING: 7:00 P.M.**

**WE ENCOURAGE ALL MEMBERS OF THE PUBLIC TO PARTICIPATE IN THE MEETING VIA TELECONFERENCE BY CALLING (520) 525-8911. ANY MEMBER OF THE PUBLIC PARTICIPATING VIA TELECONFERENCE WILL BE GIVEN THE OPPORTUNITY TO PROVIDE PUBLIC COMMENT.**

**ADDITIONALLY, THE REGULAR MEETING WILL BE STREAMED ON YOUTUBE LIVE**  
[https://www.youtube.com/channel/UCB\\_ZmQZIHlH-ECEPZ2VwZg](https://www.youtube.com/channel/UCB_ZmQZIHlH-ECEPZ2VwZg)

Notice is hereby given that the City Council will hold a Special and Regular Meeting on August 20, 2024, at the City Council Chambers, 663 Main Street, Livingston, California. Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Persons requesting accommodation should contact the Deputy City Clerk at least 24 hours prior to this meeting at (209) 394-8041, Ext. 121. Any writings or documents pertaining to an Open Session item provided to a majority of the members of the legislative body less than 72 hours prior to the meeting shall be made available for public inspection by email if requested. Public comments can be submitted via emailed at [citycouncil@livingstoncity.com](mailto:citycouncil@livingstoncity.com). Comments must be received by 2:00 p.m. on the day of the City Council meeting in order for them to be distributed to the Council prior to consideration of the matter. You will need to provide: Meeting date, item number, name, email and comment (please limit to 300 words or 3 minutes). Please include: PUBLIC COMMENT in the subject for the email. Written comments will not be read aloud at the meeting, but will be reported as received for the record. If you do not receive an acknowledgement of receipt by 4:00 p.m., please call the City Clerk's Office at (209) 394-8041, Ext. 121 (Note: This technology is not a guaranteed method).

## **SPECIAL MEETING**

1. Call to Order
2. Roll Call
3. Pledge of Allegiance.
4. Moment of Silence – First Responders and Military Members.
5. Citizen Comments

### **CLOSED SESSION**

*A “Closed” or “Executive” Session of the City Council or the Successor Agency to the Redevelopment Agency of the City of Livingston may be held in accordance with state law which may include, but is not limited to, the following types of items: personnel matters, labor negotiations, security matters, providing instructions to real property negotiators, conference with legal counsel regarding pending litigation. The Closed Session will be held in the City Council Chambers located at 663 Main Street, Livingston, California. **Any public comment on Closed Session items will be taken before the Closed Session.** Any required announcements or discussion of Closed Session items or actions following the Closed Session will be made in the City Council Chambers, 633 Main Street, Livingston, California.*

6. Conference with Labor Negotiator  
(Government Code Section 54957.6)  
Labor Negotiator: Christopher Lopez, Interim City Manager  
Employee Organizations:  
OE3- Clerical Bargaining Unit  
OE3 - Police Supervisory Employees Association.  
OE3 - Management/Confidential Bargaining Unit  
OE3 - Livingston Police Officer Association  
AFSCME- Public Works and Park Unit

## **REGULAR MEETING**

### **CALL TO ORDER**

Pledge of Allegiance.

Moment of Silence – First Responders and Military Members.

Roll Call.

Closed Session Announcement.

Changes to the Agenda.

**Next Resolution No.: 2024-51**  
**Next Ordinance No.: 656**

## CITIZEN COMMENTS

*This section of the agenda allows members of the public to address the City Council on any item NOT on the agenda. Members of the public, when recognized by the Mayor, should come forward to the lectern, and identify themselves. Comments are normally limited to three (3) minutes. In accordance with State Open Meeting Laws, no action will be taken by the City Council this evening.*

## ANNOUNCEMENTS AND REPORTS

Supervisor Rodrigo Espinoza Announcements and Reports.

City Staff Announcements and Reports.

City Manager Announcements and Reports.

City Council Members' Announcements and Reports.

Mayor's Announcements and Reports.

### **Robert Wallis**

- City Council Alternate Liaison - Livingston Planning Commission – **Robert Wallis**
- Merced Integrated Regional Water Management Plan (MIRWMA) – **Robert Wallis, Representative and Jason Roth, Alternate Representative.**

### **Jason Roth**

- Special City Selection Committee of the San Joaquin Valley Air Pollution Control Board – **Jason Roth, Representative and Gurpal Samra, Alternative.**
- Merced Integrated Regional Water Management Plan (MIRWMA) – **Robert Wallis, Representative and Jason Roth, Alternate Representative.**
- Merced County Mosquito Abatement District Board of Directors – **Gurpal Samra, Representative and Jason Roth, Alternate.**
- City Council Liaison - Parks, Recreation and Arts Commission – **Jose Moran and Alternate Liaison Jason Roth.**

### **Maria Soto**

- Merced County Local Agency Formation Commission (LAFCO) – **Maria Soto, Representative.**
- Central Valley Division League of California Cities – **Maria Soto, Representative and Vacant, Alternate.**

### **Gurpal Samra**

- Merced County Mosquito Abatement District Board of Directors – **Gurpal Samra, Representative and Jason Roth, Alternate.**
- Special City Selection Committee of the San Joaquin Valley Air Pollution Control Board – **Jason Roth, Representative and Gurpal Samra, Alternative.**
- Merced County Association of Governments (MCAG) Governing Board – **Jose Moran, Representative and Gurpal Samra, Alternate.**
- Utility Stakeholders Committee – **Jose Moran and Gurpal Samra.**

**Jose Moran**

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**CONSENT AGENDA**

*Items on the Consent Calendar are considered routine or non-controversial and will be enacted by one vote, unless separate action is requested by a member of the public, the City Manager or City Council Member. There will be no separate discussion of these items unless members of the public, City Council or City Manager request that specific items be removed. Public comment on consent agenda items shall be limited to three (3) minutes per-person regardless of the number of items contained within the consent agenda.*

1. RATIFY CHECK WARRANTS  
Ratify Warrant Register Dated August 15, 2024.
2. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on May 16, 2023.
3. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on June 6, 2023.
4. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on June 13, 2023.
5. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on June 20, 2023
6. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on July 5, 2023
7. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on July 18, 2023
8. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on August 1, 2023
9. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on August 7, 2023
10. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on August 15, 2023
11. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on September 19, 2023

12. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on October 3, 2023
13. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on October 17, 2023
14. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on November 7, 2023
15. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on December 5, 2023
16. APPROVE MINUTES OF MEETING  
Approval of Minutes of Meeting Held on December 19, 2023
17. Consideration of a Resolution Approving the Purchase of One (1) New 2024 Chevrolet Blazer EV From National Auto Fleet Group, in the Amount of \$54,766.04; and Authorizing the Interim City Manager to Execute all Required Documents. Staff Recommendation: Approve Resolution.
18. Consideration of a Resolution Approving the Purchase of One (1) New Backhoe Loader Tractor (John Deere 310 P-Tier) From Pape Machinery, in the Amount of \$127,162.14; and Authorize the Interim City Manager to Execute all Required Documents. Staff Recommendation: Approve Resolution.
19. Consideration of an Ordinance of the City Council of the City of Livingston Repealing and Replacing Chapter 2-4, of Title 3 of the Livingston Municipal Code Pertaining to Itinerant Vendor. Staff Recommendation: Waive the Second Reading of the Ordinance by Title Only, Open the Public Comments, Close the Public Comments and Adopt the Ordinance as Presented.

#### **DISCUSSION AND POTENTIAL ACTION ITEMS**

20. Discussion and Direction Regarding Recognition of Lupe and Aurora Garcia.
21. Discussion on 4<sup>th</sup> of July Event Report.
22. Discussion and Direction Regarding Notices of the Proposed Increased Solid Waste Fees and Rates for a Majority Protest Process in Accordance with Proposition 218.
23. Discussion and Direction for Use of Remaining American Rescue Plan Act (ARPA) Funds.
24. Discussion and Direction Regarding the Cancellation of Recruitment Services Agreement with Bob Murray & Associates for City Manager Recruitment Services.
25. Discussion and Direction on Itinerant Vendor Application and Permit Fee.

#### **COUNCIL DIRECTION ON FUTURE AGENDA ITEMS**

#### **ADJOURNMENT**