



CITY COUNCIL SPECIAL AND REGULAR MEETING AGENDA OCTOBER 1, 2024

SPECIAL MEETING: 5:30 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

Notice is hereby given that the City Council will hold a Special and Regular Meeting on October 1, 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. 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
7. Conference with Legal Counsel – Liability Claims (Pursuant to Government Code Section 54956.95) Consideration of Claim No.: FR102341. Claimant Phillip Fisk seeks monetary compensation from the City for damages to personal property (cell phone).
8. Conference with Legal Counsel – Pending Litigation pursuant to paragraph 4 of subdivision (d) of Government Code Section 54956.9: Jose Ramirez v. City of Livingston, et al., Case No. 22CV0082.
9. Public Employee Appointment, pursuant to Government Code section 54957.
Title: Finance Director

REGULAR MEETING

CALL TO ORDER

Next Resolution No.: 2024-64
Next Ordinance No.: 657

Pledge of Allegiance.

Moment of Silence – First Responders and Military Members.

Roll Call.

Closed Session Announcement.

Changes to the Agenda.

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.

AWARD, PRESENTATIONS, PROCLAMATIONS

1. Presentation by Assemblywoman Esmeralda Soria: 27th Assembly District Legislative Update.
2. Presentation by Nathan Alonzo, Local Government Affairs, Pacific Gas & Electric Company: Presentation on Affordability and Fixed Charge Update.

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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- Utility Stakeholders Committee – **Jose Moran and Gurpal Samra.**

RECEIVE AND FILE

3. Annual Comprehensive Financial Report for Fiscal Year 2022-2023.

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.

4. RATIFY CHECK WARRANTS
Ratify Warrant Register Dated September 26, 2024.

5. Consideration of a Resolution Approving the Purchase of One (1) New 2024 Ford F650 Chipper Truck (with Kanpheide 12' Forestry Body Stock Unit: FT204055) From National Auto Fleet Group, In the Amount of \$114,753.75, and Authorizing the Interim City Manager to Execute All Required Documents. Staff Recommendation: Approve Resolution.
6. Consideration of a Resolution (1) Approving A Professional Service Agreement with Jennifer Halpin of Resourceability to Assist with the Maintenance of Recycling Program in the Amount Not to Exceed \$30,000; (2) Ratify Expenditures that Exceeded the Agreement Dated July 1, 2021; and (3) Authorizing the Interim City Manager to Execute All Required Documents. Staff Recommendation: Approve Resolution.
7. Consideration of a Resolution Authorizing the Interim City Manager to Execute a Professional Services Agreement Between California Consulting, Inc., and the City of Livingston. Staff Recommendation: Approve Resolution.
8. Consideration of a Resolution Approving the Cancellation of the First Regular Scheduled City Council Meeting in November Due to the 2024 General Election. Staff Recommendation: Approve Resolution.

DISCUSSION AND POTENTIAL ACTION ITEMS

9. Designation of Voting Delegate and Voting Delegate Alternate(s) for the 2024 League of California Cities Annual Conference and Expo on October 16-18, 2024.
10. Discussion and Direction Regarding the Grants Pass Decision and the Impact on Livingston.

COUNCIL DIRECTION ON FUTURE AGENDA ITEMS

ADJOURNMENT