

CITY OF ATWATER
CITY COUNCIL
AND
SUCCESSOR AGENCY TO THE ATWATER
REDEVELOPMENT AGENCY
AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

January 25, 2016

CALL TO ORDER:

5:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL: (City Council)

Bergman____, **Raymond** ____, **Rivero**____, **Vineyard** ____, **Price**____

CLOSED SESSION:

Adjourn to Conference Room A

**Conference with Legal Counsel – Anticipated Litigation – Government Code
Section 54956.9(b): Number of cases: (1)**

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Police Chaplain McClellan

ROLL CALL: (City Council/Governing Board)

Bergman____, **Raymond** ____, **Rivero**____, **Vineyard** ____, **Price**____



MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

SUBSEQUENT NEED ITEMS: (The City Clerk shall announce any requests for items requiring immediate action subsequent to the posting of the agenda. Subsequent need items require a two-thirds vote of the members of the City Council present at the meeting.)

APPROVAL OF AGENDA AS POSTED OR AS AMENDED: (This is the time for the City Council to remove items from the agenda or to change the order of the agenda.)

Staff's Recommendation: Motion to approve agenda as posted or as amended.

CEREMONIAL MATTERS:

- **Judy G. Ellis**

Staff's Recommendation: That Mayor Price make the presentation to Aileen Colburn Elementary School teacher Judy Ellis, Atwater Elementary School District, for being honored as Educator of the Week from January 11, 2016 through January 15, 2016.

PRESENTATIONS:

1. **Possible donation of Aircraft Hangar to Castle Air Museum** (Joe Pruzzo, Chief Executive Officer, Castle Air Museum Foundation, Inc.)

COMMENTS FROM THE PUBLIC:

NOTICE TO THE PUBLIC

At this time any person may comment on any item which is not on the agenda. Please state your name and address for the record. Action will not be taken on an item that is not on the agenda. If it requires action, it will be referred to staff and/or placed on a future agenda.

To comment on an item that is **on** the agenda, please wait until the item is read for consideration; please limit comments to a maximum of five (5) minutes.

Civility is expected from members of the public during the meeting. For more efficient use of time, disruptive behavior will not be tolerated. While you may not agree with what an individual is saying, please treat everyone with courtesy and respect.

CONSENT CALENDAR:

NOTICE TO THE PUBLIC

Background information has been provided on all matters listed under the Consent Calendar, and these items are considered to be routine. All items under the Consent Calendar are normally approved by one motion. If discussion is requested on any item, that item will be removed from the Consent Calendar for separate action.

WARRANTS:

2. January 25, 2016

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

3. a) Special meeting, January 11, 2016
b) Regular meeting, January 11, 2016

Staff's Recommendation: Approval of minutes as listed.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

4. **Waiving the second reading and adopting Ordinance No. CS 969 amending Title 8 "Health and Safety" to add Chapter 8.50 to the Atwater Municipal Code imposing an express ban on marijuana processing, marijuana delivery, and marijuana dispensaries in the City** (City Attorney Terpstra)

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 969 amending Title 8 "Health and Safety" to add Chapter 8.50 "Medical Marijuana" to the Atwater Municipal Code.

AGREEMENTS:

5. **Approving Amendment No. 5 to Professional Services Agreement with EMC Planning Group, Inc. for Ferrari Ranch EIR and CEQA services** (Community Development Director McBride)

Staff's Recommendation: Approval of Amendment No. 5 to the Professional Services Agreement, in a form approved by the City Attorney, between the City of Atwater and EMC Planning Group, Inc. for Ferrari Ranch EIR and CEQA services; and authorizes and directs the City Manager to execute the Amendment on behalf of the City.

RESOLUTIONS:

6. **Submittal of grant application under the 2015 Assistance to Firefighters Grant Program** (CAL FIRE Battalion Chief Pimentel)

Staff's Recommendation: Adoption of Resolution No. 2872-16 authorizing submittal of an application to the United States Department of Homeland Security for the 2015 Assistance to Firefighters Grant Program (AFG) and authorizing and directing the City Manager, or his designee, to execute the grant application on behalf of the City.

FUNDING AND BUDGET MATTERS:

7. Treasurer's Report for the month of November, 2015 (City Treasurer Heller)

Staff's Recommendation: Motion to approve Treasurer's Report for the month of November, 2015; or

Motion to approve staff's recommendation as presented.

CITY MANAGER REPORTS:

8. Verbal update regarding the "In God We Trust" sign in front of City Hall

Staff's Recommendation: That the City Council, by motion, provide staff with direction regarding the "In God We Trust" sign in front of City Hall.

REPORTS AND PRESENTATIONS FROM STAFF:

9. Verbal report regarding General Fund Five Year Forecast (Finance Director Deol)

10. Adopting Recognized Obligation Payment Schedule (ROPS) and Administrative Budget for Fiscal Year 2016-17 (Community Development Director McBride)

Staff's Recommendation: Motion to adopt Resolution No. SA 2016-1 adopting the Recognized Obligation Payment Schedule 2016-17 for the July 1, 2016 through June 30, 2017 period and adopting the Administrative Budget for Fiscal Year 2016-17; or

Motion to approve staff's recommendation as presented.

11. Approving Professional Services Agreement with RSG, Inc. for Successor Agency consulting services for Fiscal Year 2016-17 (Community Development Director McBride)

Staff's Recommendation: Motion to approve a Professional Services Agreement, in a form approved by the City Attorney, with Rosenow Spevacek Group, Inc. (RSG) to perform services to the Successor Agency to the Atwater Redevelopment Agency (Successor Agency) for Fiscal Year 2016-17; and authorizing transmittal of the consulting services proposal to the Oversight Board for their consideration and possible action; or

Motion to approve staff's recommendation as presented.

12. Verbal report regarding Traffic and Pedestrian Safety List prioritization
(Community Development Director McBride)

Staff's Recommendation: That the City Council, by motion, provide staff with direction regarding traffic and pedestrian safety priority locations.

CITY COUNCIL MATTERS:

13. City Council comments and requests for future agenda items

CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

I, Jeanna Del Real, City Clerk/Secretary of the City of Atwater, do hereby certify that a copy of the foregoing agenda was posted at City Hall a minimum of 72 hours prior to the meeting.



JEANNA DEL REAL, CMC
CITY CLERK/SECRETARY

AB 23 NOTICE:

Pursuant to Government Code Section 54952.3, City Council is not receiving additional compensation for serving as members of the Successor Agency to the Atwater Redevelopment Agency.

SB 343 NOTICE

In accordance with California Government Code Section 54957.5, any writing or document that is a public record, relates to an open session agenda item and is distributed less than 72 hours prior to a regular meeting will be made available for public inspection in the office of the City Clerk at City Hall during normal business hours at 750 Bellevue Road.

If, however, the document or writing is not distributed until the regular meeting to which it relates, then the document or writing will be made available to the public at the location of the meeting, as listed on this agenda at 750 Bellevue Road.



In compliance with the Federal Americans with Disabilities Act of 1990, upon request, the agenda can be provided in an alternative format to accommodate special needs. If you require special accommodations to participate in a City Council, Commission, or Committee meeting due to a disability, please contact the City Clerk's Office at least 48 business hours in advance of the meeting at 357-6205 or 357-6204. You may also send the request by email to jdelreal@atwater.org.