

CITY OF ATWATER

CITY COUNCIL AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

March 28, 2016

CALL TO ORDER:

5:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

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

CLOSED SESSION:

Adjourn to Conference Room A

- a. **Conference with Legal Counsel – Anticipated Litigation – Government Code Section 54956.9(b): Number of cases: (1)**
- b. **Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator regarding Property Disposition. Agency Negotiator: Community Development Director McBride**

**Property Locations: 005-070-032
001-134-015**

REGULAR SESSION: (Council Chambers)

CALL TO ORDER:

6:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Police Chaplain McClellan

ROLL CALL:

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.

PRESENTATIONS:

- 1. MCAG/CivicSpark regarding funding opportunities and resources for sustainable planning activities** (Rebecca True, CivicSpark AmeriCorps Fellow)

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. March 28, 2016**

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

3. Regular meeting, March 14, 2016

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (Commissions)

4. Community Development and Resources, February 17, 2016

Staff's Recommendation: Acceptance of minutes as listed.

AGREEMENTS:

5. Approving professional services agreement with JLB Traffic Engineering, Inc. for CMAQ Traffic Synchronization Project (Community Development Director McBride)

Staff's Recommendation: Approval of professional services agreement with JLB Traffic Engineering Inc., for CMAQ Project CML-5254(021), Traffic Signals Synchronization, new traffic signal design and engineering for Olive Avenue and Winton Way intersection, and raised median on Applegate Road; and authorizes the City Manager to execute the agreement on behalf of the City of Atwater.

6. CLAIMS AGAINST THE CITY: (Note to the Public: Portions of this claim have been redacted because they do not affect the City Council's ability to make a decision on the claim. The claim however, is a public document and can be made available upon request by members of the public. If you have any questions or would like to request this document, please contact the City Clerk's office at (209) 357-6205).

Claim No. 2016-6

Staff's Recommendation: After consideration and investigation, it is staff's recommendation that Claim No. 2016-6 be rejected.

PETITIONS:

7. Discussion and possible action regarding MOU among agencies within the Merced Groundwater Subbasins following the Sustainable Groundwater Management Act (SGMA) (Lacey Kiriakou, Merced County Water Resources Coordinator)

Staff's Recommendation: That the City Council, by motion, provide staff with possible direction regarding entering into MOU.

FUNDING AND BUDGET MATTERS:

- 8. Treasurer's Report for the months of December 2015, January 2016, and February 2016 (City Treasurer Heller)**

Staff's Recommendation: Motion to approve the Treasurer's Report for the months of December 2015, January 2016, and February 2016; or

Motion to approve staff's recommendation as presented.

CITY ATTORNEY REPORTS/UPDATES:

- 9. Reviewing Resolution No. 2868-15 regarding indoor cultivation of medical marijuana for personal use**

Staff's Recommendation: That the City Council, by motion, provide staff with possible direction regarding the indoor cultivation of medical marijuana for personal use.

- 10. Discussion and possible action regarding Water Ordinance**

Staff's Recommendation: That the City Council, by motion, provide staff with possible direction regarding current City Water Ordinance.

CITY COUNCIL MATTERS:

- 11. 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 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

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 idelreal@atwater.org.