

CITY OF ATWATER CITY COUNCIL

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

April 8, 2019

5:00 PM

CALL TO ORDER:

ROLL CALL:

Ambriz ____, **Cale ____**, **Raymond ____**, **Vierra ____**, **Creighton ____**

CLOSED SESSION:

Adjourn to Conference Room A

- **Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Number of cases: (2)**

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Poppy Phares

ROLL CALL:

Ambriz ____, **Cale ____**, **Raymond ____**, **Vierra ____**, **Creighton ____**

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:

- **Anderson Flooring**

Staff's Recommendation: That Mayor Creighton present a certificate of appreciation to Matt Anderson of Anderson Flooring for his donation of carpet to the City for Police Chief Salvador's office.

- **Atwater Girl Scout Troop 67**

Staff's Recommendation: That Police Chief Salvador recognize Atwater Girl Scout Troop 67 for their community service project, a challenge to the community in which a donation of over 100 boxes of cookies were distributed to all the first responder agencies in Merced County.

- **Elmer Wood Elementary School**

Staff's Recommendation: That City Council Member Gale and Recreation Supervisor Rahn recognize the 2019 City Track Meet Champions, Elmer Wood Elementary School.

PRESENTATIONS:

- **California Health Collaborative, Merced County Tobacco Control Program** (Stephanie Gonzalez, Program Manager)
- **GOD Belongs In My City Prayer Walk** (Poppy Phares)

COMMENTS FROM THE PUBLIC:

NOTICE TO THE PUBLIC

At this time any person may comment on any item which is not on the agenda. You may state your name and address for the record; however, it is not required. 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 three (3) minutes.

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:

1. April 8, 2019

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

2. March 25, 2019 – Regular meeting

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (Audit and Finance Committee)

- 3.**
- a) **October 16, 2012 – Regular meeting**
 - b) **November 20, 2012 – Regular meeting**
 - c) **December 18, 2012 – Regular meeting**
 - d) **July 16, 2013 – Regular meeting**
 - e) **August 19, 2013 – Regular meeting**
 - f) **September 16, 2013 – Regular meeting**
 - g) **October 21, 2013 – Regular meeting**
 - h) **December 16, 2013 – Regular meeting**

Staff's Recommendation: Acceptance of minutes as listed.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

- 4. Waiving the second reading and adopting Ordinance No. CS 1012 repealing Chapter 2.30 "Community Development and Resources Commission" and adding Chapter 2.32 "Planning Commission" of the Atwater Municipal Code (General Services Manager Pereida)**

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 1012 repealing Chapter 2.30 "Community Development and Resources Commission" and adding Chapter 2.32 "Planning Commission" of the Atwater Municipal Code.

OTHER ACTIONABLE ITEMS:

- 5. Declaring City vehicles and equipment surplus and authorizing disposal of surplus vehicles and equipment (Police Chief Salvador)**

Staff's Recommendation: Declares certain City vehicles and other City equipment surplus and authorizes them to be sold at auction or disposed of.

REPORTS AND PRESENTATIONS FROM STAFF:

- 6. State of the Atwater Police Department presentation (Police Chief Salvador)**
- 7. Resolution approving Budget Amendment regarding Traffic Signal Interconnect Project, and awarding a contract to Tim Paxin's Pacific Excavation, Inc. for construction of the project (General Services Manager Pereida)**

Staff's Recommendation: Motion to adopt Resolution No. 3080-19 approving Budget Amendment No. 6 amending 2018-19 Fiscal Year Budget regarding Traffic Signal Interconnect Project; to award a General Construction Contract, in a form approved by the City Attorney, to Tim Paxin's Pacific Excavation, Inc., of Elk Grove, California for construction of Project No. 14-2 – Traffic Signal Interconnect Project Bell Lane, Bell Drive, Commerce Avenue, Applegate Road, Winton Way in the amount of \$554,443; and to authorize and direct the City Manager to execute the Contract on behalf of the City; or

Motion to approve staff's recommendation as presented.

- 8. Waiving the formal bid process, resolution approving a budget amendment, and awarding a Purchase Agreement to Evoqua Water Technologies for carbon media replacement services at Well Site 15 (Interim Public Works Director Shaw)**

Staff's Recommendation: Motion to waive the formal bid process; adopt Resolution No. 3079-19 approving Budget Amendment No. 5 amending Fiscal Year 2018-19 Budget establishing a budget expense regarding 1,2,3 TCP; award a purchase agreement to Evoqua Water Technologies, LLC, Oakland, California for carbon media replacement services for the change out of four (4) 20,000 pound vessels with 80,000 pounds of AquaCarb® 830C (virgin coconut based carbon) at Well Site 15 in the amount not to exceed \$146,795; and authorize and direct the City Manager to execute the purchase order on behalf of the City; or

Motion to approve staff's recommendation as presented.

CITY MANAGER'S REPORTS/UPDATES:

- 9. Resolution approving a budget amendment regarding budgeted personnel to add funding for the position of Project Manager and resolution amending Project Manager job classification**

Staff's Recommendation: Motion to adopt Resolution No. 3081-19 approving Budget Amendment No. 7 amending Fiscal Year 2018-19 Budget regarding budgeted personnel to add funding for the position of Project Manager; and to adopt Resolution No. 3082-19 amending City of Atwater Classification Plan regarding Project Manager job classification; or

Motion to approve staff's recommendation as presented.

CITY COUNCIL MATTERS:

City Council comments

CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

I, Lucy Armstrong, 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.



LUCY ARMSTRONG
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.



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