

CITY OF ATWATER
CITY COUNCIL,
FIRE PROTECTION DISTRICT,
AND
SUCCESSOR AGENCY TO THE ATWATER
REDEVELOPMENT AGENCY
AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

July 24, 2017

CALL TO ORDER:

5:00 PM

ROLL CALL: (City Council)

Creighton ____, **Raymond** ____, **Vierra** ____, **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: (4)**

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Police Chaplain

ROLL CALL: (City Council/Board of Directors/Governing Board)

Creighton ____, **Raymond** ____, **Vierra** ____, **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.

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:

1. July 24, 2017

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

2. Regular meeting, June 26, 2017

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (Community Development and Resources Commission)

3. Regular meeting, May 17, 2017

Staff's Recommendation: Acceptance of minutes as listed

RESOLUTIONS:

4. **Prohibiting enacting proposed personnel actions prior to adoption of subsequent Fiscal Year Budget** (Deputy City Attorney Henderson) – (This item to be distributed at the City Council meeting.)

Staff's Recommendation: Adoption of Resolution No. 2972-17.

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).

5. **Claim No. 2017-5**

Staff's Recommendation: After consideration and investigation, it is staff's recommendation that Claim No. 2017-5 be rejected.

FUNDING AND BUDGET MATTERS:

6. **Treasurer's Report for the month of June, 2017** (City Treasurer Heller)

Staff's Recommendation: Motion to approve the Treasurer's Report for the month of June, 2017; or

Motion to approve staff's recommendation as presented.

CITY ATTORNEY REPORTS/UPDATES:

7. **Approving revisions to the City's Records Retention Schedule and approving the destruction of documents maintained citywide in accordance with the City of Atwater Records Retention Schedule**

Staff's Recommendation: Motion to adopt Resolution No. 2977-17 approving revisions to the City's Records Retention Schedule and approving the destruction of documents maintained citywide in accordance with the City of Atwater Records Retention Schedule; or

Motion to approve staff's recommendation as presented.

INTERIM CITY MANAGER REPORTS:

8. **Resolution declaring the City's intent to transition from at-large to district-based councilmember elections, outlining specific steps to facilitate the transition and estimating a time frame for action**

Staff's Recommendation: Motion to adopt Resolution No. 2978-17 declaring the City's intent to transition from at-large to district-based councilmember elections, outlining specific steps to facilitate the transition and estimating a time frame for action; and to authorize the Interim City

Manager to enter into an agreement with a demographic consultant subject to the approval of the City Attorney's office; or

Motion to approve staff's recommendation as presented.

PUBLIC HEARINGS:

9. **Adopting 2017-18 Fiscal Year Budget and approving Fund Expenditures and Fund Transfers; amending Classification Plan and approving Salary Schedule B-17, effective July 1, 2017** (Finance Director Deol)

Staff's Recommendation: Re-opening the public hearing and taking any testimony given regarding the proposed 2017-18 Fiscal Year Budget; and

Reviewing the Fiscal Year 2017-18 Proposed Budget; and

Motion to adopt Joint Authority Resolution No. 2958-17, Resolution No. AFD 1-2017, and Resolution No. SA-2017-5 adopting the 2017-18 Fiscal Year Budget with any modifications from the budget workshops and public hearing; and to adopt Resolution No. 2959-17 amending the City of Atwater Classification Plan and adopting City of Atwater Salary Schedule B-17, effective July 1, 2017; or

Motion to approve staff's recommendation as presented.

Alternative Recommendation: If the City Council, Board of Directors and Governing Board are not able to adopt Joint Authority Resolution No. 2958-17, Resolution No. AFD 1-2017 and Resolution No. SA 2017-5 (recommendation 3 above) at this meeting, it is recommended that the City Council, Board of Directors and Governing Board consider continuing the public hearing to a date specific to continue discussions on the proposed budget; or

Motion to approve alternative recommendation as presented.

REPORTS AND PRESENTATIONS FROM STAFF:

10. **Resolution confirming the engineer's reports and ordering the annual levy for the Lighting and Drainage Landscape Assessment Maintenance Districts for Fiscal Year 2017/18** (Community Development Director McBride)

Staff's Recommendation: Motion to adopt Resolution No. 2975-17 confirming the engineer's reports and ordering the continued maintenance of the City of Atwater Lighting and Drainage Assessment Maintenance Districts and levy of assessments for Fiscal Year 2017/18; or

Motion to approve staff's recommendation as presented.

11. Resolution confirming the engineer's reports and ordering the annual levy for the Landscape Assessment Maintenance Districts for Fiscal Year 2017/18 (Community Development Director McBride)

Staff's Recommendation: Motion to adopt Resolution No. 2976-17 confirming the engineer's reports and ordering the continued maintenance of the City of Atwater Landscape Assessment Maintenance Districts and levy of assessments for Fiscal Year 2017/18; or

Motion to approve staff's recommendation as presented.

CITY COUNCIL MATTERS:

12. Request to evaluate and consider a three (3) day Watering Schedule (Councilmember Creighton)

Recommendation: That the City Council, by motion, provide staff with direction regarding a three (3) day Watering Schedule.

13. City Council comments


CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

I, Don Hyler III, City Clerk/Board Clerk/Board 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.



DON HYLER III
CITY CLERK

AB 23 NOTICE:

Pursuant to Government Code Section 54952.3, City Council is not receiving additional compensation for serving as members of the Fire Protection District or as 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 a minimum of three (3) business days in advance of the meeting at 357-6205. You may also send the request by email to msl@atwater.org