

CITY OF ATWATER CITY COUNCIL

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

September 25, 2017

CALL TO ORDER:

5:00 PM

ROLL CALL:

Creighton ____ , Raymond ____ , Vierra ____ , Vineyard ____ , Price ____

CLOSED SESSION:

Adjourn to Conference Room A

- **Conference with legal counsel-anticipated litigation pursuant to Government Code Section 54956.9(d)(2)-(4) Public Records Act issue**

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Police Chaplain McClellan

ROLL CALL:

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.

CEREMONIAL MATTERS:

Proclamation:

- **Freedom from Workplace Bullies Week**

Staff's Recommendation: That Mayor Price read the proclamation designating the week of October 15, 2017 as "Freedom from Workplace Bullies Week."

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. **September 25, 2017**

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

2.
 - a) **Regular meeting, August 28, 2017**
 - b) **Special meeting, September 11, 2017 at 5:00 PM**
 - c) **Special meeting, September 11, 2017 at 7:00 PM**

Staff's Recommendation: Approval of minutes as listed.

AGREEMENTS:

3. **Awarding a Cooperative Purchase Agreement for the purchase of two (2) lawn mowers** (Acting Public Works Director Shaw)

Staff's Recommendation: Awards a Cooperative Purchase Agreement, in a form approved by the City Attorney, to Turfstar Western, Fresno, California in the amount not to exceed \$69,463.16 for the purchase of one (1) Toro Groundmasters 4000-D T4 compliant Diesel 54HP mower and in the amount not to exceed amount of \$23,730.28 for the purchase of (1) Toro Groundmasters 3280D 2WD Diesel 24.8 HP mower for the Public Works Department; and authorizes and directs the City Manager to execute the purchase agreement on behalf of the City.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

4. **Waiving the second reading and adopting Ordinance No. CS 987 amending Chapter 3.04 "Purchasing System"** (Deputy City Attorney Ruppel)

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 987 amending Chapter 3.04 "Purchasing System" of the Atwater Municipal Code.

ANNUAL PETITIONS:

5. **Request from Atwater Elementary School District and Atwater Caring About Kids Community Council**

Recommendation: Approval of Atwater Elementary School District's and Atwater Caring About Kids Community Council's request for assistance with annual Red Ribbon Week activities, in support of Drug-Free Atwater, on Friday, October 20, 2017; to authorize the Police and Fire Department to assist in escorting approximately 600 students and community members beginning at Ralston Park, down Third Street to Broadway Avenue, right on Broadway Avenue to Winton Way, right on Winton Way to Fir Avenue, right on Fir Avenue and back to Ralston Park beginning at 11:30 AM; to approve road closure on Third Street between Fir and Grove Avenues from 11:15 AM to 1:00 PM; and to provide extra trash cans at Ralston Park.

INFORMATIONAL ONLY NO ACTION REQUIRED:

6. **Rosary Rally, to pray for the nation, at Ralston Park on October 14, 2017 from 12:00 PM to 3:00 PM** (Ramona Geisbrect, 2017 Public Square Rosary Crusade Rally Captian)

FUNDING AND BUDGET MATTERS:

7. Treasurer's Report for the month of August, 2017 (City Treasurer Heller)

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

Motion to approve staff's recommendation as presented.

PUBLIC HEARINGS:

8. Waiving the first reading and introducing Ordinance No. CS 989 amending Chapter 2.10, "General Municipal Elections" of Title 2, "Administration and Personnel," of the Atwater Municipal Code," to transition from an at-large election system to a district-based system for City Council members (Interim City Manager Bramble)

Staff's Recommendation: Open the public hearing and receive any testimony given regarding Ordinance No. CS 989; and

Motion to approve a map creating the voting district maps for District-based Councilmember elections; and

Motion to waive the first reading and introduce Ordinance No. CS 989 amending Chapter 2.10, "General Municipal Elections" of Title 2, "Administration and Personnel," of the Atwater Municipal Code," to transition from an at-large election system to a district-based system for City Council members; or

Motion to approve staff's recommendation as presented.

CITY COUNCIL MATTERS:

9. City Council comments

CLOSED SESSION:

Continuation of Closed Session if necessary

ADJOURNMENT:

CERTIFICATION:

I, Don Hyler III, 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.



DON HYLER III, 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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