

CITY OF ATWATER CITY COUNCIL

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

June 10, 2019

REGULAR SESSION: (Council Chambers)

6:00 PM

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Pastor Donald Borgwardt

ROLL CALL:

Ambriz _____, Cale _____, Raymond _____, Vierra _____, Creighton _____

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:

Certificates:

- **Atwater High School**

Staff's Recommendation: That Mayor Creighton recognize teams and individuals from Atwater High School for their high achievements at the CCC or State levels.

- **Kathy Wood**

Staff's Recommendation: That Mayor Pro Tem Raymond present a certificate of appreciation to Kathy Wood for her work with the City's Rose Garden.

MAYOR'S ANNOUNCEMENT OF NEWLY APPOINTED PLANNING COMMISSIONERS:

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. June 10, 2019**

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

- 2. a) April 22, 2019 – Regular meeting
b) May 6, 2019 – Special meeting**

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (Audit and Finance Committee)

- 3. a) February 27, 2017 – Regular meeting
b) March 27, 2017 – Regular meeting
c) April 24, 2017 – Regular meeting
d) September 25, 2017 – Regular meeting
e) November 13, 2017 – Regular meeting
f) December 11, 2017 – Regular meeting

g) April 22, 2019 – Regular meeting**

Staff's Recommendation: Acceptance of minutes as listed.

RESOLUTIONS:

- 4. Initiates proceedings for the annual assessments levy with respect to the various maintenance districts for Fiscal Year 2019/20 (General Services Manager Pereida)**

Staff's Recommendation: Adoption of Resolution No. 3088-19 initiating proceedings for the annual assessments levy with respect to the various maintenance districts for Fiscal Year 2019/20 pursuant to the provisions of Part 2 of Division 15 of the Streets and Highways Code of the State of California.

- 5. Ordering the Engineer to prepare and file reports declaring the City's intent to collect assessments, preliminarily approving Engineer's Reports, and setting a public hearing for the collection of annual levy for various maintenance districts for Fiscal Year 2019/20 (General Services Manager Pereida)**

Staff's Recommendation: Adoption of Resolution No. 3089-19 ordering the Engineer to prepare and file reports for the collection of annual levy for various assessments for the Lighting and Drainage and Landscape Maintenance Districts for Fiscal Year 2019/20; and adoption of Resolution No. 3090-19 declaring intention to levy and collect annual assessments for various assessments for the Lighting and Drainage and Landscape Maintenance Districts for Fiscal Year 2019/20, granting preliminary approval of the Engineer's Reports, and setting a public hearing date for said assessments for July 8, 2019.

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) 357-6204).

- 6. Claim No. 2019-5**

Staff's Recommendation: After consideration and investigation, it is staff's recommendation that Claim No. 2019-5 be rejected.

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. Please limit comments to a maximum of three (3) minutes.

CITY COUNCIL MATTERS:

- 7. Approving Professional Services Agreement with Meyers Nave for Interim City Attorney Legal Services (City Manager Waterman)**

Staff's Recommendation: Motion to approve a Professional Services Agreement with Meyers, Nave, Riback, Silver, & Wilson ("Meyers Nave") for Interim City Attorney Legal Services; and to authorize and direct the Mayor to execute the Agreement on behalf of the City.

8. Approving Limited Scope Engagement Agreement with Churchwell White, LLP, for Special Counsel Legal Services (City Manager Waterman)

Staff's Recommendation: Motion to approve a Limited Scope Engagement Letter Agreement with Churchwell White, LLP, Sacramento, California for Special Counsel Legal Services; and to authorize and direct the Mayor to execute the Agreement on behalf of the City.

City Council comments

ADJOURNMENT:

Adjourn to Tuesday, June 18, 2019 at 10:00 AM in the City Council Chambers, 750 Bellevue Road, Atwater, to hold a workshop regarding the FY 2019/20 Budget

Staff's Recommendation: Motion to adjourn to Tuesday, June 18, 2019 at 10:00 AM in the City Council Chambers, 750 Bellevue Road, Atwater, to hold a workshop regarding the FY 2019/20 Budget.

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.



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 (209) 357-6204. You may also send the request by email to kjennings@atwater.org.