



# CITY OF ATWATER

## CITY COUNCIL

### ACTION MINUTES

**July 8, 2019**

REGULAR SESSION: (Council Chambers)

*The City Council of the City of Atwater met in Regular Session this date at 6:12 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Creighton presiding.*

PLEDGE OF ALLEGIANCE TO THE FLAG:

*The Pledge of Allegiance was led by Linda Dash.*

INVOCATION:

*The Invocation was led by Pastor Daniel Sarmiento.*

ROLL CALL:

**Present:** City Council Members Ambriz, Cale, Vierra, Mayor Pro Tem Raymond, Mayor Creighton

**Absent:** None

**Staff Present:** City Manager Waterman, Interim City Attorney Sanchez, Public Works Director Haddix, Water Division Manager/Chief Operator Shaw, Police Chief Salvador, CAL FIRE Battalion Chief Slate, Human Resources Director Del Real, General Services Manager/Chief Building Official Pereida, Accountant II Tejeda, Project Manager Lamerson, Interim Finance Director Albrecht, Deputy City Clerk Martin

SUBSEQUENT NEED ITEMS:

**None.**

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

***MOTION:*** Mayor Pro Tem Raymond moved to approve the agenda as posted. The motion was seconded by City Council Member Ambriz and the vote was: Ayes: Vierra, Cale, Raymond, Ambriz, Creighton; Noes: None; Absent: None. The motion passed.

CEREMONIAL MATTERS:

Certificate:

Police Detective Matthew Vierra

***Police Chief Salvador and Deputy District Attorney Tyson McCoy presented a certificate to Police Detective Vierra for his recent work on a complex gang case in which he received a Letter of Commendation from the Merced County District Attorney's Office.***

***Mayor Creighton announced that Mayor Pro Tem Raymond left the dais to attend to a family emergency at 6:16 PM.***

Oath of Office:

Public Works Director Vernice Haddix

***Public Works Director Haddix introduced himself and provided a brief summary of his experience and qualifications.***

***Mayor Creighton administered the oath of office to Public Works Director Haddix.***

CONSENT CALENDAR:

***One person questioned a line item on the July 8, 2019 Warrants.***

***MOTION:*** City Council Member Ambriz moved to approve the consent calendar as listed. The motion was seconded by City Council Member Cale and the vote was: Ayes: Ambriz, Vierra, Cale, Creighton; Noes: None; Absent: Raymond. The motion passed.

WARRANTS:

1. July 8, 2019

***ACTION:*** Approval of warrants as listed.

MINUTES: (City Council)

2. a) May 13, 2019 – Regular meeting
- b) May 28, 2019 – Regular meeting
- c) June 10, 2019 – Special meeting

**ACTION: Approval of minutes as listed.**

RESOLUTIONS:

3. Authorizing continued participation in the Merced County Abandoned Vehicle Abatement Service Authority (Police Chief Salvador)

**ACTION: Adoption of Resolution No. 3098-19 authorizing continued participation in the Merced County Abandoned Vehicle Abatement Service Authority.**

AGREEMENTS:

4. Waiving the formal procurement process and ratifying a Purchase Agreement for two (2) new Ford Fusion Hybrid vehicles (Police Chief Salvador)

**ACTION: Waives the formal procurement process and ratifies a Purchase Agreement with Future Ford Group, Clovis, California, in the amount of \$70,699.38 for the purchase of two (2) new 2019 Ford Fusion hybrid vehicles.**

PUBLIC HEARINGS:

Ordering the Annual Levy for the Lighting and Drainage and Landscape Assessment Maintenance Districts for Fiscal Year 2019-20 (General Services Manager Pereida)

***Mayor Creighton opened the public hearing for this item.***

***No one came forward to speak, and Mayor Creighton closed the public hearing.***

**MOTION: Mayor Creighton moved to continue the public hearing to July 22, 2019. The motion was seconded by City Council Member Cale and the vote was: Ayes: Cale, Ambriz, Vierra, Creighton; Noes: None; Absent: Raymond. The motion passed.**

Resolutions adopting 2019-20 Fiscal Year Budget and approving Fund Expenditures and Fund Transfers; adopting Public Safety Transactions and Use Tax Expenditure Plan; setting Miscellaneous Fee Schedule; and amending Classification Plan and adopting Salary Schedule (City Manager Waterman)

***Mayor Creighton opened the public hearing for this item.***

*One person spoke regarding the fifteen police personnel currently included in the Measure H funding line item. She expressed concern for their future if the new measure does not pass and did not agree with the \$25,000 being spent from Measure H to complete a poll.*

*No one else came forward to speak, and Mayor Creighton closed the public hearing.*

*City Manager Waterman introduced Interim Finance Director Albrecht to provide a summary of the budget workshop activity held earlier this date.*

*Interim Finance Director Albrecht affirmed that the City Council's request to have \$225,000 removed from the Public Benefit Cannabis Fee, budget item number 0001-4003-4017, has been met and the Proposed Budget has been adjusted. Additionally, the City Council requested that \$400 for swim lessons/aquatics be removed from budget item number 0001-6060-2041. She also confirmed changes to the text related to department descriptions with the adopted budget.*

*Interim City Attorney Sanchez advised the City Council that Resolution No. 3100-19, adopting Public Safety Transactions and Use Tax Expenditure Plan, will be coming to the City Council for potential action at a future meeting and should be removed from the current motion under consideration.*

**MOTION:** *City Council Member Vierra moved to adopt Joint Authority Resolution No. 3093-19, Resolution No. AFD 1-2019, and Resolution No. SA 2019-3 adopting the 2019-20 Fiscal Year Budget with any modifications from the budget workshop and public hearings; to adopt Resolution No. 3091-19 setting Miscellaneous Fee Schedule; and to adopt Resolution No. 3097-19 amending City of Atwater Classification Plan and adopting City of Atwater Salary Schedule A-20 effective July 1, 2019. The motion was seconded by Mayor Creighton and the vote was: Ayes: Vierra, Ambriz, Cale, Creighton; Noes: None; Absent: Raymond. The motion passed.*

**COMMENTS FROM THE PUBLIC:**

*Notice to the public was read.*

*Benita Duran, U.S. Census Bureau, Los Angeles Regional Census Bureau, provided information regarding the upcoming 2020 U.S. Census. She assured the City Council and the public that all data received is protected by current law.*

*One person spoke regarding personal attacks allegedly levied by the City against her family.*

*One person spoke regarding past activities of City staff and potential court proceedings.*

*Mary McWatters, AFSCME Local 2703, congratulated the City Council on passing a*

*balanced budget and restoring the employees to full-time status.*

*One person spoke congratulating the City Council on passing a balanced budget. He invited the community to participate in Victory Baptist Church Summer Bible School for young people. They are also planning a celebration of our local firefighters with a barbeque on September 8, 2019.*

*No one else came forward to speak.*

CITY COUNCIL MATTERS:

City Council comments

*City Council Member Cale thanked the 4<sup>th</sup> of July Committee for their programs on the 3<sup>rd</sup> and 4<sup>th</sup> of July. He praised police and fire personnel for their great work over the holiday.*

*City Council Member Ambriz also thanked the 4<sup>th</sup> of July Committee for their great events.*

*City Council Member Vierra expressed her concern for Mayor Pro Tem Raymond's grandmother. She praised staff for their hard work on the new budget and thanked Police Chief Salvador for recognizing her son, Matthew Vierra.*

*Mayor Creighton thanked the church communities for their activities in the community. He stressed that everyone be prepared for any disaster that may befall the community. He also thanked staff for their work on the budget and welcomed Vernice Haddix as the new Public Works Director. He praised the 4<sup>th</sup> of July Committee for successful events over the holiday. He then led the group in wishing Brian Raymond a happy birthday.*

*Mayor Pro Tem Raymond returned to the dais at 7:05 PM. He praised staff for preparing and presenting the budget.*

ADJOURNMENT:

*Mayor Creighton adjourned the meeting at 7:08 PM.*

  
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JANELL MARTIN,  
DEPUTY CITY CLERK

By: Lesa Rasmussen  
P-M Transcription Services