

Pursuant to the provisions of the Governor's Executive Orders N-29-20, which suspended certain requirements of the Brown Act. You may observe a livestream of the meeting at www.atwater.org.

If you wish to make either a general public comment or to comment on a specific agenda item, please submit your comment (include Agenda Item Number in the subject line) to the City Clerk at cityinfo@atwater.org. All comments will be shared with the Council and placed in the record. Every effort will be made to read your comment into the record, but some comments may not be read, in whole or in part, due to the 3-minute time limitation or other time limitations.

Email comments will be accepted on or before 5:00 PM of the meeting date.

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Persons requesting accommodation should contact the City in advance of the meeting, and as soon as possible, at (209) 357-6300.

CITY OF ATWATER

CITY COUNCIL

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

May 26, 2020

CALL TO ORDER:

5:00 PM

ROLL CALL:

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

CLOSED SESSION:

- **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:

6:00 PM



CALL TO ORDER:

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Pastor Susan Munoz

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:

Proclamation

- **National Police Week May 10–16, 2020**

Staff's Recommendation: That Mayor Creighton present the proclamation to Police Chief Salvador, on behalf of the Police Department, recognizing the Week of May 10–16, 2020 as National Police Week.

Certificates

- **Police Officer and Dispatcher of the Year**

Staff's Recommendation: That Mayor Creighton and Police Chief Salvador present the certificates of recognition to Police Officer of the Year, Dave Sarginson, and to Dispatcher of the Year, the Atwater Dispatch Center.

PRESENTATIONS:

- **Monthly verbal report by Merced County District 3 Supervisor McDaniel**

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. May 26, 2020

Staff's Recommendation: Approval of warrants as listed.

TREASURER'S REPORT:

2. April 30, 2020

Staff's Recommendation: Approval of report as listed.

MINUTES: (City Council)

- 3. a) April 27, 2020 – Regular meeting
b) May 11, 2020 – Regular meeting
c) May 15, 2020 – Special meeting**

Staff's Recommendation: Approval of minutes as listed.

AGREEMENTS:

- 4. Approving Measure V Local Funding Agreement between Merced County Association of Governments and the City of Atwater (Community Development Director Thompson)**

Staff's Recommendation: Approves Measure V Local Funding Agreement, in a form approved by the City Attorney, between Merced County Association of Governments and the City of Atwater; and authorizes and directs the City Manager to execute the Agreement on behalf of the City.

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

- 5. Waiving the second reading and adopting an ordinance approving Global Greenz Development Agreement regarding Cannabis Business Pilot Program for cannabis retail business located at 370 Airpark Road (Community Development Director Thompson)**

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 1028 approving Global Greenz Development Agreement, in a form approved by the City Attorney, regarding Cannabis Business Pilot Program for cannabis retail business located at 370 Airpark Road (APN: 056-400-027).

- 6. Waiving the second reading and adopting an ordinance approving Sycamore Manufacturing, LLC Development Agreement regarding Cannabis Business Pilot Program for cannabis retail, manufacturing, and distribution business located at 1715 Sycamore Avenue (Community Development Director Thompson)**

Staff's Recommendation: Waives the second reading and adopts Ordinance No. CS 1007 approving Sycamore Manufacturing, LLC Development Agreement, in a form approved by the City Attorney, regarding Cannabis Business Pilot Program for cannabis retail, manufacturing, and distribution business located at 1715 Sycamore Avenue (APN: 001-145-003).

REPORTS AND PRESENTATIONS FROM STAFF:

- 7. Verbal update regarding Veterans Park Water Playground Project (Community Development Director Thompson and Public Works Superintendent Holsinger)**

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:

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.



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) 357-6317. You may also send the request by email to larmstrong@atwater.org.