

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. Email comments will be accepted on or before 5:30 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,
FIRE PROTECTION DISTRICT,
AND
SUCCESSOR AGENCY TO THE ATWATER
REDEVELOPMENT AGENCY**

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

June 22, 2020

CALL TO ORDER:

5:30 PM

ROLL CALL: (City Council)

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

CLOSED SESSION:

Adjourn to Conference Room A

- **Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):
Number of cases: (1)**

- Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator regarding Property Price and Term of Payment. Agency Negotiators: City Manager Waterman, City Attorney Splendorio, and Community Development Director Thompson

Property Location: APN 056-241-005

- Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator regarding Property Price and Terms of Payment. Agency Negotiators: City Manager Waterman, City Attorney Splendorio, and Community Development Director Thompson. Property Owner Negotiator: Insurance Commissioner of the State of California

Property Location: APN 004-010-014
APN 004-010-015

REGULAR SESSION: (Council Chambers)

6:00 PM



CALL TO ORDER:

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Pastor John Motz

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

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.

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. June 22, 2020

Staff's Recommendation: Approval of warrants as listed.

TREASURER'S REPORT:

2. May 31, 2020

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

3. June 8, 2020 – Regular meeting

Staff's Recommendation: Approval of minutes as listed.

MINUTES: (Planning Commission)

- 4. a) March 18, 2020 – Regular meeting
b) May 20, 2020 – Regular meeting**

Staff's Recommendation: Approval of minutes as listed.

RESOLUTIONS:

- 5. Acknowledging receipt of annual City of Atwater Fire Inspection Compliance Report (CAL FIRE Battalion Chief Slate)**

Staff's Recommendation: Adoption of Resolution No. 3154-20 acknowledging receipt of annual City of Atwater Fire Inspection Compliance Report as mandated by California Senate Bill 1205.

- 6. Approving Fiscal Year 2020-21 annual SB 1 Project List (Community Development Director Thompson)**

Staff's Recommendation: Adoption of Resolution No. 3155-20 approving Fiscal Year 2020-21 annual Project List funded by SB 1, The Road Repair and Accountability Act of 2017; and authorizes and directs the City Manager to transmit a certified copy of the resolution to the California Transportation Commission.

7. **Approving an amended Statement of Investment Policy for Fiscal Year 2020-21 and delegating authority to the City Treasurer to invest funds accordingly** (Finance Director/Treasurer Jacobs-Hunter)

Staff's Recommendation: Adoption of Resolution No. 3159-20 approving an amended Statement of Investment Policy for Fiscal Year 2020-21 and delegating authority to the City Treasurer to invest funds in accordance with the Statement of Investment Policy.

PUBLIC HEARINGS:

8. **Resolutions adopting 2020-21 Fiscal Year Budget and approving Fund Expenditures and Fund Transfers; establishing appropriations limitation; setting Miscellaneous Fee Schedule; and amending Classification Plan and approving Salary Schedule A-21, effective July 1, 2020** (City Manager/Executive Director Waterman)

Staff's Recommendation: Open the public hearing and receive any testimony given regarding the proposed 2020-21 Fiscal Year Budget and Miscellaneous Fee Schedule;

Close the Public Hearing;

Review the Fiscal Year 2020-21 Proposed Budget; and

Motion to adopt Joint Authority Resolution No. 3152-20, Resolution No. AAFP 1-2020, and Resolution No. SA 2020-1 adopting the 2020-21 Fiscal Year Budget and approving Fund Expenditures and Fund Transfers with any modifications from the budget workshop and public hearing; to adopt Resolution No. 3157-20 establishing Fiscal Year 2020-21 Appropriations Limitation; to adopt Resolution No. 3153-20 setting Fiscal Year 2020-21 Miscellaneous Fee Schedule; to adopt Resolution No. 3156-20 amending the City of Atwater Classification Plan and adopting City of Atwater Salary Schedule A-21, effective July 1, 2020; 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. 3152-20, Resolution No. AAFP 1-2020, and Resolution No. SA 2020-1 at this meeting, it is recommended that the City Council, Board of Directors, and Governing Board:

Motion to adopt Joint Authority Resolution No. _____, Resolution No. AFPD _____, and Resolution No. SA _____ authorizing the City Manager to continue making required expenditures to meet current or immediate financial obligations relating to City operations until the 2020-21 Fiscal Year Budget is adopted; or

Motion to approve alternative recommendation as presented.

Note resolution numbers will be assigned during the meeting, if required.

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.