



CITY OF ATWATER

**CITY COUNCIL,
FIRE PROTECTION DISTRICT,
AND
SUCCESSOR AGENCY TO THE ATWATER
REDEVELOPMENT AGENCY**

ACTION MINUTES

June 22, 2020

OPEN SESSION: (Council Chambers)

The City Council of the City of Atwater met in Open Session this date at 5:30 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Creighton presiding.

ROLL CALL: (City Council)

Present: *City Council Members Ambriz, Cale, Vierra (5:32 PM), Mayor Pro Tem Raymond (5:33 PM via conference call), Mayor Creighton*

Absent: *None*

Staff Present: *City Manager Waterman, City Attorney Splendorio, Project Manager Lamerson, Deputy City Clerk Martin*

CLOSED SESSION: (Conference Room A)

Mayor Creighton invited public comment on Closed Session items.

No one came forward to speak.

Mayor Creighton adjourned the meeting to Conference Room A for Closed Session

at 5:35 PM. Closed Session was called to order at 5:39 PM.

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 Locations: APN 004-010-014
APN 004-010-015

Closed Session recessed to Regular Session at 6:00 PM.

REGULAR SESSION: (Council Chambers)

The City Council of the City of Atwater, the Board of Directors of the Fire Protection District, and the Governing Board of the Successor Agency to the Atwater Redevelopment Agency met in Regular Session this date at 6:07 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor/Board President/Board Chair Creighton presiding.

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

Present: City Council Members/Board Members Ambriz, Cale, Vierra, Mayor Pro Tem/Board Vice President/Board Vice Chair Raymond, Mayor/Board President/Board Chair Creighton

Absent: None

Staff Present: City Manager/Executive Director Waterman, City Attorney Splendorio, Deputy City Manager Del Real, CAL FIRE Battalion Chief Slate, Police Chief Salvador, Public Works Superintendent Holsinger, Finance Director/Treasurer Jacobs-Hunter, Community Development Director Thompson, Project Manager

*Lamerson, Deputy City Clerk/Board Clerk/Board Secretary
Martin*

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

City Attorney Splendorio reported that no reportable action was taken at the June 8, 2020 meeting. He also reported that no reportable action was taken at this meeting. Continuation of Closed Session is necessary.

SUBSEQUENT NEED ITEMS: *None.*

APPROVAL OF AGENDA AS POSTED OR AMENDED:

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

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by Merced County District 3 Supervisor McDaniel.

INVOCATION:

The Invocation was led by Pastor John Motz.

PRESENTATIONS:

Monthly verbal report by Merced County District 3 Supervisor McDaniel

Merced County District 3 Supervisor McDaniel congratulated Mayor Creighton on his chairmanship with the Merced County Association of Governments and reported that Merced County passed their \$684 million preliminary budget for Fiscal Year 2020-21. He also reported that the State of California lost 20 percent of its sales tax revenue due to COVID-19, whereas Merced County only lost 9% of its sales tax revenue.

CONSENT CALENDAR:

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

WARRANTS:

1. June 22, 2020

ACTION: Approval of warrants as listed.

TREASURER'S REPORT:

2. May 31, 2020

ACTION: Approval of report as listed.

MINUTES: (City Council)

3. June 8, 2020 – Regular meeting

ACTION: Approval of minutes as listed.

MINUTES: (Planning Commission)

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

ACTION: Acceptance of minutes as listed.

RESOLUTIONS:

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

ACTION: 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)

ACTION: 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 Jacobs-Hunter)

ACTION: 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:

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)

City Manager/Executive Director Waterman provided background on the 2020-21 Fiscal Year Proposed Budget and commented that staff took into consideration a projected twenty percent revenue loss when preparing the Budget.

City Council Member/Board Member Vierra commented that City staff did a great job preparing the 2020-21 Fiscal Year Proposed Budget.

Finance Director/Treasurer Jacobs-Hunter presented a PowerPoint which provided a breakdown of the 2020-21 Fiscal Year Proposed Budget and elaborated on the City's revenues and expenditures in each different fund.

Mayor/Board President/Board Chair Creighton opened the public hearing for this item.

No one came forward to speak, and Mayor/Board President/Board Chair Creighton closed the public hearing.

Mayor Pro Tem/Board Vice President/Board Vice Chair Raymond congratulated staff on a detailed budget for Fiscal Year 2020-21. He commented that he would like to add into the motion for the City to put any money received from the sale of real property toward paying down the City's debt.

City Attorney Splendorio commented that Mayor Pro Tem/Board Vice President/Board Vice Chair Raymond's request would be better as a future discussion item and to not include it in the motion to adopt the Budget.

MOTION: City Council Member/Board Member Cale moved to adopt Joint Authority Resolution No. 3152-20, Resolution No. AFPD 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; and 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. The motion was seconded by City Council Member/Board Member Vierra and the vote was: Ayes: Cale, Ambriz, Vierra, Raymond, Creighton; Noes: None; Absent: None. The motion passed.

Mayor/Board President/Board Chair Creighton commented that the City Council of the City of Atwater is listening to the citizens of Atwater and he is proud of what Atwater is doing.

City Council Member/Board Member Cale commented that he is proud of the City's staff for taking precautionary measures at the start of COVID-19 to ensure the City's current and new budget are sustainable.

City Council Member/Board Member Ambriz commented that he is excited to see no furloughs and thanked the City's staff for answering the City Council's questions.

City Council Member/Board Member Vierra commented that she appreciates the City for still trying to do what is best for the community despite the need to make cuts in the budget.

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

One person spoke addressing her concerns about her neighbor's horses creating unsanitary conditions to her home.

Three people spoke thanking the Police, Public Works, and CAL FIRE departments and specifically recognized Officer Cardoza from the Police Department and Ken Nabors from the Public Works Department for their service.

No one else came forward to speak.

CITY COUNCIL MATTERS:

City Council comments

Mayor Pro Tem Raymond spoke requesting staff to include in an upcoming agenda either an amendment or resolution stating that any sale of real property and any money still outstanding from previous sales go toward paying down the City's debt. He also requested for the City to implement either a speed sign or speed hump at the 1600 block of Osborn Terrace.

City Council Member Vierra spoke thanking the Atwater Police Officers Association and Victory Baptist Church for sponsoring the awards for the City's Patriotic Porch Parade winners.

City Council Member Cale spoke asking for the community to have a safe July 4th celebration. He also thanked the individuals who were outside of City Hall showing their support to the Police Department.

City Council Member Ambriz spoke requesting for City staff to include in an upcoming agenda an amendment that will pause the increase to the water rate for approximately four months to allow the citizens of Atwater to catch up on financial issues due to COVID-19.

Mayor Creighton read a letter received from the Mayor of San Francisco thanking the City of Atwater. Mayor Creighton congratulated the Atwater graduates of 2020. He also requested for staff to look into the traffic sign located on Orchard Park Avenue and Fruitland Avenue and see if it can be changed from a stop sign to a ten mile per hour sign.

CLOSED SESSION:

Mayor Creighton adjourned the meeting to Conference Room A for continuation of Closed Session at 7:07 PM. Closed Session resumed at 7:15 PM.

Closed Session adjourned at 7:55 PM.

City Attorney Splendorio reported that no reportable action was taken. The Closed Session agenda was completed.

ADJOURNMENT:

The meeting adjourned at 7:56 PM.



JANELL MARTIN,
DEPUTY CITY CLERK

By: Richard Vang
Deputy City Clerk