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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](mailto:cityinfo@atwater.org). 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

**August 10, 2020**

CALL TO ORDER:

**5:30 PM**

ROLL CALL:

**Ambriz \_\_\_\_ , Cale \_\_\_\_ , Raymond \_\_\_\_ , Vierra \_\_\_\_ , Creighton \_\_\_\_**

CLOSED SESSION:

Adjourn to Conference Room A

- **Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator regarding Property Disposition. Agency Negotiator: City Manager Waterman**

**Property Location: APN 001-134-015**

REGULAR SESSION: (Council Chambers)

**6:00 PM**

CALL TO ORDER:



PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

**Invocation by Daniel Perez**

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.

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. August 10, 2020**

**Staff's Recommendation:** Approval of warrants as listed.

MINUTES: (City Council)

**2. July 27, 2020 – Regular meeting**

**Staff's Recommendation:** Approval of minutes as listed.

MINUTES: (Audit and Finance Committee)

**3. a) May 26, 2020 – Regular meeting  
b) June 22, 2020 – Special meeting**

**Staff's Recommendation:** Acceptance of minutes as listed.

CALL FOR BIDS:

4. **Approving specifications and authorizing advertising and call for bids for Removal and Replacement of Heating Ventilation and Air Conditioning (HVAC) Units at the Civic Center and Fire Station 41** (Public Works/Community Development Director Thompson)

**Staff's Recommendation:** Approval of specifications and authorizes advertising and call for bids for Bid Call No. 693-20, Removal and Replacement of Heating Ventilation and Air Conditioning (HVAC) Units at the Civic Center and Fire Station 41.

RESOLUTIONS:

5. **Authorizing Regional Surface Transportation Program (RSTP) Exchange Funds Claim for Fiscal Year 2019-20** (Public Work/Community Development Director Thompson)

**Staff's Recommendation:** Adoption of Resolution No. 3172-20 authorizing and directing the City Manager to execute and file the Regional Surface Transportation Program (RSTP) Exchange Funds Claim for Fiscal Year 2019-20.

6. **Re-adopting Conflict of Interest Code** (City Clerk Armstrong)

**Staff's Recommendation:** Adoption of Resolution No. 3150-20 re-adopting the City of Atwater's Conflict of Interest Code.

7. **Re-adopting the City's Records Retention Schedule** (City Clerk Armstrong)

**Staff's Recommendation:** Adoption of Resolution No. 3170-20 re-adopting to the City's Records Retention Schedule.

AGREEMENTS:

8. **Accept grant award from San Joaquin Valley Air Pollution Control District, approving a budget amendment, and awarding a Purchase Agreement with Razzari Ford Mazda of Merced, CA for the purchase of two (2) new Ford Fusion Titanium Energi** (City Manager Waterman and Public Works/Community Development Director Thompson)

**Staff's Recommendation:** Accept grant award from the San Joaquin Valley Air Pollution Control District for the Public Benefit (New Alternative Fuel Vehicle Purchase) Grant Program; and adoption of Resolution No. 3173-20 approving Budget Amendment No. 4 in the amount of \$62,000 regarding the revenues and expenditures related to San Joaquin Valley Air Pollution Control District for the Public Benefit (New Alternative Fuel Vehicle Purchase) Grant Program; and award a Purchase Agreement, in a form

approved by the City Attorney, with Razzari Ford of Merced, CA, in the amount not to exceed \$62,000, for Bid Call 687-20, the purchase of two (2) Ford Fusion Plug-in Hybrid Electric Vehicles; and authorize and direct the City Manager to execute the Agreement and any documents relating to participation and administration of the grant on behalf of the City.

**PUBLIC HEARINGS:**

- 9. 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program and resolution approving Budget Amendment relating to the grant (Police Chief Salvador)**

**Staff's Recommendation:** Open the Public Hearing and take any testimony given;

Close the public hearing;

Motion to adopt Resolution No. 3166-20, authorizing acceptance of the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance's 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, and authorizing and directing the City Manager to execute Grant Agreement, amendments, and all documents related to the grant, on behalf of the City, including administration, if awarded; and to adopt Resolution No. 3167-20, approving Budget Amendment No. 1 regarding 2020 Bureau of Justice Assistance Local JAG Program Funding; or

Motion to approve staff's recommendation as presented.

**REPORTS AND PRESENTATIONS FROM STAFF:**

- 10. Resolution approving a budget amendment amending Fiscal Year 2020-21 Budget regarding appropriation of funds obtained by the sale of surplus police property (Police Chief Salvador)**

**Staff's Recommendation:** Motion to adopt Resolution No. 3169-20 approving Budget Amendment No. 2 amending Fiscal Year 2020-21 Budget regarding appropriation of funds obtained by the sale of surplus police property; or

Motion to approve staff's recommendation as presented.

- 11. Approving a Contract Change Order to General Construction Contract with George Reed for the Wastewater Treatment Plant Drying Bed Expansion Project (Public Works/Community Development Director Thompson)**

**Staff's Recommendation:** Motion to approve Change Order No. 1 to the General Construction Contract with George Reed for the Wastewater Treatment Plant Drying Bed Expansion Project, in the amount of \$13,416.20, for a total contract amount of \$649,894.15; and Motion to authorize and direct the City Manager to execute the Change Order on behalf of the City; or

Motion to approve staff's recommendation as presented.

**12. Resolution approving a budget amendment amending the Fiscal Year 2020-21 Budget pertaining to the 5-Year Capital Improvement Program and Police Grants Fund (Finance Director Jacobs-Hunter)**

**Staff's Recommendation:** Motion to adopt Resolution No. 3171-20 approving Budget Amendment No. 3 amending the Fiscal Year 2020-21 Budget pertaining to the 5-Year Capital Improvement Program and Police Grants Fund; and

Motion to amend the 5-Year Capital Improvement Program to reflect the budget amendments contained in Resolution No. 3171-20; or

Motion to approve staff's recommendation as presented.

**CITY MANAGER UPDATES:**

**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:**

**In memory of Balbir Singh**

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.



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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.*



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