



CITY OF ATWATER

CITY COUNCIL

ACTION MINUTES

February 8, 2021

OPEN SESSION: (Council Chambers)

The City Council of the City of Atwater met in Open Session this date at 5:00 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 (via teleconference), Button, Raymond (via teleconference), Mayor Pro Tem Cale, Mayor Creighton

Absent: None

Staff Present: City Manager Waterman, City Attorney Splendorio, 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 5:02 PM. Closed Session was called to order at 5:12 PM.

Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiator regarding property acquisition. Agency Negotiator: City Manager Waterman. Property Owner Negotiator: David Doo; Daisy Fuentes; Kane Corporation representing Conservation Liquidation Office; and Passadori Living Trust

Property Locations: APN 002-206-006
 APN 002-207-008
 APN 004-010-014
 APN 004-010-015
 APN 002-213-013

Conference with Legal Counsel - Anticipated Litigation – Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): Number of cases (3)

Conference with Labor Negotiator - Government Code Section 54957.6. Agency Negotiators: City Manager Waterman, Deputy City Manager Del Real, and City Attorney Splendorio; Bargaining Units: Atwater Police Officers Association, AFSCME Local 2703 - Mid-Management Unit; and Unrepresented Employees

Closed Session adjourned at 5:50 PM.

REGULAR SESSION: (Council Chambers)

The City Council of the City of Atwater met in Regular Session this date at 6:02 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 Thomas Garner.

INVOCATION:

The Invocation was led by Pastor Bruce E. Rivers.

ROLL CALL:

Present: City Council Members Ambriz, Button, Raymond (via teleconference), Mayor Pro Tem Cale, Mayor Creighton

Absent: None

Staff Present: City Manager Waterman, City Attorney Splendorio, Police Chief Salvador, Public Works/Community Development Director Thompson, Finance Director Jacobs-Hunter, Administrative Assistant Billings, Information Technology Manager Lamerson, Deputy City Clerk Martin (via teleconference)

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

City Attorney Splendorio reported that the City Council considered anticipated litigations, real property negotiations, and labor negotiations. The City Council provided direction and no reportable action was taken. The Closed Session agenda was completed.

SUBSEQUENT NEED ITEMS: *None.*

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

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

CEREMONIAL MATTERS:

Recognition of Black History Month

Mayor Creighton provided information on the background and history of Black History Month and introduced Thomas Garner, Pastor Bruce Rivers, and Jimmy Davis.

Mayor Pro Tem Cale, City Council Members Button, Ambriz, and Raymond thanked the individuals for their contributions to the community.

Mayor Creighton presented a resolution to Thomas Garner and Jimmy Davis.

Mayor Creighton called a recess at 6:31 PM.

The City Council returned to the dais and Mayor Creighton resumed the meeting at 6:44 PM.

- Certificate of Recognition - Fred Warchol

The City Council postponed this item until the next regular meeting of February 22, 2021.

CONSENT CALENDAR:

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

MINUTES: (City Council)

1. a) January 25, 2021 – Special meeting
b) January 25, 2021 – Regular meeting

ACTION: *Approval of minutes as listed.*

RESOLUTIONS:

2. Ratifying On-Call Professional Services Agreement per project/task for Civil Engineering, Traffic Engineering, Geotechnical, and Construction Inspection/Testing with various consultants (Public Works/Community Development Director Thompson)

ACTION: Ratify Professional Services Agreements, in a form approved by the City Attorney, with Quad Knopf, Krazan & Associates, VVH Consulting Engineering, Precision Civil Engineering, NorthStar Engineering Group, BSK Associate, SNG & Associates, TJKM, Ruggeri-Jensen-Azar, JLB Traffic Engineering and Provost & Pritchard, respectively, for up to three years each in an amount not to exceed \$200,000 each project/task; and authorize and direct the City Manager to execute the agreements on behalf of the City.

AGREEMENTS:

3. Authorize and approve a Cooperative Purchase Agreement (Purchase Order) with Elk Grove Auto Group for the purchase of a Police Vehicle (Police Chief Salvador)

ACTION: Authorizes and approves a Cooperative Purchase of a 2021 Dodge Charger Pursuit, in the amount not exceed \$36,000 with Elk Grove Auto Group; and authorizes and directs the City Manager to execute the purchase on behalf of the City.

4. Authorize and approve a Cooperative Purchase, Purchase Agreement (Purchase Order) to National Auto Fleet Group for the purchase of two (2) new 2022 Chevrolet Silverado 2500HD 2WD Double Cab 162" Work Truck with AT & TB Body Proposal and Equipment (Public Works/Community Development Director Thompson)

ACTION: Authorizes and approves a Cooperative Purchase, Purchase Agreement (Purchase Order), in a form approved by the City Attorney, to National Auto Fleet Group, Watsonville, California, for the purchase of two (2) new Chevrolet Silverado 2500HD 2WD Double Cab 162" Work Truck with AT & TB Body Proposal and Equipement, in the amount not to exceed \$112,535.76; and authorizes and directs the City Manager to execute the Agreement (Purchase Order) on behalf of the City.

5. Authorize submittal of a Grant Application to the Department of Homeland Security (DHS) for the Assistance to Firefighters Grant for a Type I Fire Engine/Pumper (CAL FIRE Battalion Chief Ayuso)

ACTION: Authorize submittal of grant application to the Department of Homeland Security for the Assistance to Firefighters Grant for a new Type I Fire Engine/Pumper.

REPORTS AND PRESENTATIONS FROM STAFF:

Adopting resolution no. 3208-21 approving budget amendment no. 14 amending Fiscal Year 2020-21 Budget regarding revenue and expenditure adjustments based on mid-year analysis and authorizing the General Fund to repay the Sewer Fund on behalf of the Local Transportation Fund (Finance Director Jacobs-Hunter and City Manager Waterman)

Finance Director Jacobs-Hunter provided background information on this item and presented a PowerPoint on the City's mid-year budget analysis.

Mayor Creighton commented on the Water Capital Fund and the importance of maintaining the City's water tower.

Public Works/Community Development Director Thompson commented on the City's Water Master Plan and how tank facilities will become a critical part of the City's infrastructure to maintain the City's water pressure.

One person spoke regarding their questions on the City's mid-year budget analysis.

One person spoke regarding his concerns on the City's Water Capital Fund.

City Council Member Raymond addressed his questions regarding the mid-year budget analysis.

Finance Director Jacobs-Hunter provided an explanation and clarification to all questions raised.

MOTION: City Council Member Ambriz moved to adopt Resolution No. 3208-21 approving Budget Amendment No. 14 amending the Fiscal Year 2020-21 Budget based on mid-year analysis and authorize the General Fund to repay the Sewer Fund on behalf of the Local Transportation Fund. The motion was seconded by City Council Member Button and the vote was: Ayes: Cale, Raymond, Button, Ambriz, Creighton; Noes: None; Absent: None. The motion passed.

Presentation regarding the City of Atwater's Information Technology (Information Technology Manager Lamerson)

Information Technology Manager Lamerson provided a PowerPoint presentation on the City's Information Technology infrastructure and accomplishments during the year 2020.

Award a Professional Services Agreement to GHD of Roseville, California for the Construction Management as Advisor and Construction Inspection Services for the 1,2,3- TCP Mitigation Project (Public Works/Community Development Director Thompson)

Public Works/Community Development Director Thompson provided background information on this item.

MOTION: Mayor Pro Tem Cale moved to award a Professional Services Agreement, in a form approved by the City Attorney, to GHD of Roseville, CA for the Construction Management as Advisor and Construction Inspection Services for the 1,2,3-TCP Mitigation Project in an amount not to exceed \$955,488.00; and to authorize and direct the City Manager, or her designee, to execute the Agreement on behalf of the City. The motion was seconded by City Council Member Button and the vote was: Ayes: Cale, Button, Ambriz, Creighton; Noes: None; Absent: Raymond. The motion passed.

Approving Amendment No. 2 to the Progressive Design Build Contract for Phase 2 services to include the construction phase of the 1,2,3-TCP Mitigation Project (Public Works/Community Development Director Thompson)

Public Works/Community Development Director Thompson provided background information on this item.

MOTION: Mayor Creighton moved to authorize Amendment No. 2 for Phase 2 Services of the Progressive Design-Build Contract scope of services to include the procurement of equipment and subcontractors, secure necessary permits, construct the Project, conduct startup, commissioning, performance testing, provide operator training, and provide warranty coverage in the amount not to exceed \$13,651,960.00. The motion was seconded by Mayor Pro Tem Cale and the vote was: Ayes: Button, Ambriz, Cale, Creighton; Noes: None; Absent: Raymond. The motion passed.

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

One person spoke regarding her experience communicating with City staff.

One person spoke about his experience touring the State Capitol.

One person spoke thanking City staff for their hard work.

Deputy City Clerk Martin read into the record one comment received by email which spoke regarding the City's homeless encampments.

No one else came forward to speak.

CITY COUNCIL MATTERS:

City Council comments

Mayor Pro Tem Cale thanked Thomas Garner and Jimmy Davis for their contributions to the community. He also commented that the City of Atwater is such a great place to be because of the great City staff.

City Council Member Button thanked City staff for their hard work and also thanked Thomas Garner and Jimmy Davis for their service to the community. He also thanked the Atwater Elementary School District for their hard work and dedication on implementing a successful plan to open schools back up to allow for children to safely attend in person again.

City Council Member Ambriz thanked City staff for their hard work and commented on the great work that Atwater Elementary School District is doing regarding safely opening the schools back up for the children.

Mayor Creighton acknowledged Atwater Elementary School District's great work on reopening schools safely for the children. He also commented on the importance of taking care of mental health during this pandemic, the importance of improving communications with the public, and thanked Thomas Garner and Jimmy Davis for their contributions to the community.

ADJOURNMENT:

Mayor Creighton and Theron Sanders adjourned the meeting in memory of former Planning Commissioner Fred Warchol.

Mayor Creighton and Theron Sanders adjourned the meeting at 8:35 PM.



JANELL MARTIN
DEPUTY CITY CLERK

By: Richard Vang
Deputy City Clerk