

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

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

March 8, 2021

REGULAR SESSION: (Council Chambers)

CALL TO ORDER:

6:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Pastor Rich Miller

ROLL CALL:

Ambriz _____, Button _____, Cale _____, Raymond _____, Creighton _____

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 Ag Week March 19-26, 2021**

Staff's Recommendation: That Mayor Creighton present the proclamation to Assembly Member Adam Gray, on behalf of the agricultural workers nationwide, recognizing the Week of March 19-26, 2021 as National Ag Week.

Certificates

- **Oaths of Office - Police Sergeant and Police Chaplain**

Staff's Recommendation: That Mayor Creighton administer the oaths of office to the newly appointed Police Sergeant Dave Sarginson and Police Chaplain Rich Miller

- **Certificate of Recognition - Fred Warchol**

Staff's Recommendation: That Mayor Creighton, former City Council Member Cindy Vierra, and former City Council Member/Planning Commissioner Andy Krotik recognize Former Planning Commissioner Fred Warchol for his service.

PRESENTATIONS:

- **Merced County Association of Governments (MCAG) Council Presentations**

*****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. **February 22, 2021 - Amended
March 8, 2021**

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

2. **a) February 16, 2021 - Special meeting
b) February 22, 2021 - Regular meeting
c) February 24, 2021 - Special meeting**

Staff's Recommendation: Approval of minutes as listed.

RESOLUTIONS:

3. **Adopting a Resolution authorizing a Purchase and Sale Agreement with Golden State Realty Association for certain property located North of Bell Drive and West of Truckee Drive, APN: 001-134-012 (Public Works/Community Development Director Thompson)**

Staff's Recommendation: It is recommended that the Housing Successor to the Atwater Redevelopment Agency:

Adopt Resolution No. 3213 authorizing a Purchase and Sale Agreement with Golden State Realty Association, in a form approved by the City Attorney, for certain property located North of Bell Drive and West of Truckee Drive, APN: 001-134-012, in the amount of \$600,000; and authorizes and directs the City Manager, or her designee, to execute the Agreement and all documents related to the sale of the Property on behalf of the City.

4. **Approving and ratifying Side Letter of Agreement with Atwater Police Officers Association Bargaining Unit (Deputy City Manager Del Real)**

Staff's Recommendation: Adoption of Resolution No. 3212-21 approving and ratifying Side Letter of Agreement, in a form approved by the City Attorney, between the City of Atwater and the Atwater Police Officers Association, pertaining to certain terms and conditions of employment for the term January 1, 2021 through June 30, 2022, and authorizes and directs the City Manager to execute the Agreement on behalf of the City.

5. Approving and ratifying Side Letter of Agreement with AFSCME Mid-Management Bargaining Unit (Deputy City Manager Del Real)

Staff's Recommendation: Adoption of Resolution No. 3215-21 approving and ratifying Side Letter of Agreement, in a form approved by the City Attorney, between the City of Atwater and the American Federation of State, County, and Municipal Employees, Local 2703, Council 57, AFLCIO representing the Mid-Management Bargaining Unit, pertaining to certain terms and conditions of employment and authorizes and directs the City Manager to execute the agreement on behalf of the City.

AGREEMENTS:

6. Reject all bids for purchase of one 2021 Ford Systems Maintenance Truck for the Public Works Department Water Division and authorize and approve a Cooperative Purchase, Purchase Agreement (Purchase Order) to National Auto Fleet Group for the purchase of one 2022 Ford Systems Maintenance Truck for the Public Works Department Water Division (Public Works/Community Development Director Thompson)

Staff's Recommendation: Rejects all bids for Bid Call No. 705-20, "Purchase of one 2021 Ford Systems Maintenance Truck for the Public Works Department Water Division;" and authorizes and approves a Cooperative Purchase, Purchase Agreement (Purchase Order), in a form approved by the City Attorney, with National Auto Fleet Group of Watsonville, California, for the purchase of one 2022 Ford Systems Maintenance Truck for the Public Works Department Water Division, in an amount not to exceed \$172,241.40; and authorizes and directs the City Manager to execute the Agreement (Purchase Order) on behalf of the City.

7. Approving a budget amendment to allocate funding for the Repair and Upgrade Traffic Signal at Winton Way and Bellevue Road Project, and awarding a General Construction Contract to St. Francis Electric, LLC of San Leandro, CA for the Repair and Upgrade Traffic Signal at Winton Way and Bellevue Road Project (Public Works/Community Development Director Thompson)

Staff's Recommendation: Adoption of Resolution No. 3214-21 approving Budget Amendment No. 15 amending the 2020-21 Fiscal Year Budget regarding repair and upgrade traffic signal at Winton Way and Bellevue Rd; and awards a General Construction Contract, in a form approved by the City Attorney, to St. Francis, LLC of San Leandro, CA, for the Repair and Upgrade of the Traffic Signal at Winton Way and Bellevue Road, Project No. 20-6; Bid Call No. 697-20, in an amount not to exceed \$127,150.00; and authorizes and directs the City Manager, or her designee, to execute the Agreement on behalf of the City.

PUBLIC IMPROVEMENTS:

- 8. Accepting Broadway Avenue Seal and Stripe Project as complete** (Public Works/Community Development Director Thompson)

Staff's Recommendation: Accepts work done under the contract for Broadway Avenue Seal and Stripe Project, City Project No. 20-4 as complete; and authorizes and directs the City Manager to sign a Notice of Completion and have it recorded on behalf of the City; and authorizes a final payment in the amount of \$7,909.20.

END OF CONSENT CALENDAR:

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.



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