

In-person participation by the public will be permitted. In addition, remote public participation is available in the following ways:

- 1. Livestream online at www.atwater.org (Please be advised that there is a broadcasting delay. If you would like to participate in public comment, please use the option below).*
- 2. Submit a written public comment prior to the meeting: Public comments submitted to cityinfo@atwater.org by 4:00 p.m. on the day of the meeting will be distributed to the City Council, and made part of the official minutes but will not be read out loud during the meeting.*

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 22, 2022

REGULAR SESSION: (Council Chambers)

CALL TO ORDER:

6:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG:

INVOCATION:

Invocation by Bill Mooneyham

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.)

PRESENTATIONS:

- **Presentation regarding Air Quality Efforts in the San Joaquin Valley (San Joaquin Valley Air Pollution Control District Chief Communications Officer Holt)**
- **Monthly 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.

TREASURER'S REPORT:

1. June 30, 2022

Staff's Recommendation: Approval of report as listed.

WARRANTS:

2. August 22, 2022

Staff's Recommendation: Approval of warrants as listed.

RESOLUTIONS:

3. Resolution amending certain sections of the Personnel System Rules and Regulations pertaining to Medical In-Lieu Program (Deputy City Manager Del Real)

Staff's Recommendation: Adopts Resolution No. 3335-22 amending certain sections of the Personnel System Rules and Regulations pertaining to Medical In-Lieu Program

4. Resolution Amending City of Atwater Classification Plan and

adopting Salary Schedule B-23 effective September 1, 2022 relating to Human Resources Manager (Deputy City Manager Del Real)

Staff's Recommendation: Adoption of Resolution No. 3342-22 amending City of Atwater Classification Plan to add Human Resources Manager classification and adopting Salary Schedule B-23 effective September 1, 2022 (Deputy City Manager Del Real)

AGREEMENTS:

5. **Approving First Amendment to the Professional Service Agreement to Data Path Inc of Modesto, California for Augmented Managed Information Technology (IT) Support Services** (Public Works Director Vinson)

Staff's Recommendation: Approve First Amendment to Professional Service Agreement, in a form approved by the City Attorney, to Data Path Inc of Modesto, California for Augmented Managed Information Technology Support Services; and authorize and direct the City Manager to execute the First Amendment on behalf of the City.

PUBLIC IMPROVEMENTS:

6. **Record Notice of Completion for 1,2,3 – TCP Remediation Project** (Community Development Director Thompson and Public Works Director Vinson)

Staff's Recommendation: Authorize and direct the City Manager to sign a Notice of Completion for 1,2,3 TCP-Remediation Project and have it recorded on behalf of the City.

*****END OF CONSENT CALENDAR*****

REPORTS AND PRESENTATIONS FROM STAFF:

7. **Awarding a Professional Service Agreement for the Bellevue Road Reconstruction/Realignment Project Study Report-Project Development Support** (Community Development Director Thompson)

Staff's Recommendation: Awards a Professional Service Agreement, in a form approved by the City Attorney, to Mark Thomas & Company, Inc. of Fresno, California, for the Bellevue Road Reconstruction/Realignment Project Study Report- Project Development Support, in an amount not to exceed \$190,091.16; and authorizes and directs the City Manager to execute the Professional Services Agreement on behalf of the City.

CITY MANAGER REPORTS/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

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.