

*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](http://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](mailto: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 accommodation 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 8, 2022**

CALL TO ORDER:

5:30 PM

CLOSED SESSION

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

REGULAR SESSION: (Council Chambers)

ROLL CALL:

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

CALL TO ORDER:

6:00 PM

PLEDGE OF ALLEGIANCE TO THE FLAG

INVOCATION

Invocation by Pastor Alfred Perez

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:

• **Oath of Office - Police Officer**

**Staff's Recommendation:** That Mayor Creighton administer the oath of office to the newly appointed Police Officer Edwin Lopez.

• **Certificate of Recognition - Emily Gallegos**

**Staff's Recommendation:** That Mayor Creighton and the City Council recognize Emily Gallegos as an All-American Athlete in Track and Field.

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 8, 2022  
**Staff's Recommendation:** Approval of warrants as listed.

MINUTES: (Planning Commission)

2. June 15, 2022 - Regular Meeting  
**Staff's Recommendation:** Acceptance of minutes as listed.

AGREEMENTS:

3. **Awarding a General Services Agreement with Rolfe Construction for Crack Filling Along Harbor Dr** (Public Works Director Vinson)  
**Staff's Recommendation:** Awards a General Services Agreement, in a form approved by the City Attorney, to Rolfe Construction of Atwater, California for crack filling along Harbor Dr, in an amount not to exceed \$50,000; authorizes and directs the City Manager to sign and affirm contract change orders up to an additional aggregate of \$5,000 (10%); and authorizes and directs the City Manager, or her designee, to execute the agreement on behalf of the City.
4. **Approving Agreement with Atwater Elementary School District regarding School Resource Officer Program** (City Manager Waterman)  
**Staff's Recommendation:** Approves a three (3) year Agreement, in a form approved by the City Attorney, with Atwater Elementary School District; and authorizes and directs the City Manager to execute the Agreement on behalf of the City.

CALL FOR BIDS:

5. **Approving plans and specifications and authorizing advertising and calling for bids for the Pedestrian and Roadway Improvements on Laurel Avenue and Sixth Street Project** (Community Development Director Thompson)  
**Staff's Recommendation:** Approve the plans and specifications and authorize advertising and calling for bids for the Pedestrian and Roadway Improvements on Laurel Avenue and Sixth Street Project, Project Number 19-5, Bid Call Number 714-22.

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

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PUBLIC HEARINGS:

6. **Confirming the Engineer's Reports and Ordering the Annual Levy for the Lighting and Drainage and Landscape Assessment Maintenance Districts for Fiscal Year 2022/23** (Community Development Director Thompson)

**Staff's Recommendation:** Opening the Public Hearing and receive any testimony given; and

Close the public hearing; and

Motion to adopt Resolution No. 3332-22 Confirming The Engineer's Reports and Ordering the Continued Maintenance of the City of Atwater Lighting and Drainage and Landscape Assessment Maintenance Districts and Levy of Assessments for Fiscal Year 2022/23; or

Motion to approve staff's recommendation as presented.

REPORTS AND PRESENTATIONS FROM STAFF:

- **Presentation regarding upcoming City of Atwater Centennial Events (Community Events Coordinator Billings)**

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.

  
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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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