



CITY OF ATWATER

CITY COUNCIL ACTION MINUTES

May 13, 2024

OPEN SESSION: (Council Chambers)

The City Council of the City of Atwater met in Open Session this date at 5:02 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Nelson presiding.

ROLL CALL:

Present: *City Council Members Ambriz, Cale (Via Teleconference as posted on the agenda, 550 Washington Blvd. Baltimore, MD 21230), Mayor Pro Tem Raymond, Mayor Nelson*

Absent: *City Council Member Button*

Staff Present: *Interim City Manager Thompson, City Attorney Splendorio, Assistant City Clerk Martin*

CLOSED SESSION: (Conference Room A)

Pursuant to Government Code Section 54957, Public Employee Appointment; Title: City Manager

Pursuant to Government Code Section 54957, Public Employee Appointment; Title: Police Chief

Mayor Nelson invited public comment on Closed Session items.

No one came forward to speak.

Mayor Nelson adjourned the meeting to Conference Room A for Closed Session at 5:04 PM. Closed Session was called to order at 5:07 PM. Closed Session adjourned at 5:41 PM.

REGULAR SESSION: (Council Chambers)

The City Council of the City of Atwater met in Regular Session this date at 6:01 PM in the City Council Chambers located at the Atwater Civic Center, 750 Bellevue Road, Atwater, California; Mayor Nelson presiding.

INVOCATION:

The Invocation was led by Bill Mooneyham.

PLEDGE OF ALLEGIANCE TO THE FLAG:

The Pledge of Allegiance was led by City Clerk Billings.

ROLL CALL: (City Council)

Present: City Council Members Ambriz, Button, Mayor Pro Tem Raymond, Mayor Nelson

Absent: City Council Member Cale

Staff Present: Interim City Manager Thompson, City Attorney Splendorio, Police Chief Salvador, Finance Director Nicholas, Public Works Director Vinson, City Clerk Billings, Assistant City Clerk Martin

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

City Attorney Splendorio reported that the City Council received information, provided direction, and there was no reportable action.

SUBSEQUENT NEED ITEMS: ***None***

APPROVAL OF AGENDA AS POSTED OR AS AMENDED:

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

CEREMONIAL MATTERS:

Certificate of Recognition - 2023 Dispatcher of the Year

Certificate of Recognition - 2023 Police Officer of the Year

Chief Salvador presented the Certificates to the Police Officer and Dispatcher of the Year.

National Peace Officers Memorial Day, May 15, 2024 and National Police Week, May 12 - May 18, 2024

Mayor Nelson presented the Proclamation to Police Chief Salvador, on behalf of the Police Department.

National Public Works Week, May 19 - May 25, 2024

Mayor Nelson presented the Proclamation to Public Works Director Vinson on behalf of the Public Works Department.

CONSENT CALENDAR:

Mayor Nelson opened public comment regarding items on the Consent Calendar.

Jim Price spoke regarding the warrant list.

Mayor Nelson closed the public comment.

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

WARRANTS:

1. May 13, 2024

ACTION: Approval of warrants as listed.

MINUTES: (City Council)

2. April 22, 2024 – Regular meeting

ACTION: Approval of minutes as listed.

RESOLUTIONS:

3. Authorizing Grant Application Bureau of Justice Assistance 2024 Patrick Leahy Bulletproof Vest Partnership Program (Police Chief Salvador)

ACTION: Adoption of Resolution No. 3459-24, authorizing the grant application to the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance's 2024 Patrick Leahy Bulletproof Vest Partnership (BVP) Program; and authorizing the Mayor and/or Interim City Manager or designee to execute Grant Application, amendments, and all documents related to the grant, on behalf of the City, including administration, if awarded.

4. Accepting and Adopting the prepared City of Atwater Existing Conditions Report and City of Atwater Existing Conditions Market Study Report prepared for the 2040 General Plan Update (Interim City Manager Thompson)

ACTION: Adoption of Resolution No. 3458-24 Accepting and Adopting the City of Atwater Existing Conditions Report and the City of Atwater Existing Conditions Market Study Report for the 2040 General Plan Update.

5. Approving and Adopting a List of Projects for Fiscal Year 2024-25 Funded by SB 1: The Road Repair and Accountability Act of 2017 (Public Works Director Vinson)

ACTION: Adoption of Resolution No. 3457-24 approving and adopting the Fiscal Year 2024-25 annual list of projects funded by SB 1, The Road Repair and Accountability Act of 2017; and authorizes and directs the Interim City Manager to transmit a certified copy of the resolution to the California Transportation Commission.

AGREEMENTS:

6. Authorizing and Approving a Cooperative Purchase, Purchase Agreement (Purchase Order) to Montrose Ford for the purchase of one(1) new 2023 Dodge Charger Police Vehicle and Equipment (Police Chief Michael Salvador)

ACTION: Authorizes and approves a Cooperative Purchase, Purchase Agreement (Purchase Order), in a form approved by the City Attorney, to Montrose Ford, Akron, Ohio, for the purchase of one (1) new 2023 Dodge Charger Pursuit with Police Equipment, in the combined amount not to exceed \$56,100; and authorizes and directs the Interim City Manager or designee to execute the Agreement (Purchase Order) on behalf of the City.

7. Approving Memorandum of Understanding with the County of Merced Office of Emergency Services for the State Homeland Security Grant Programs Funding for Equipment, Planning, Administration, Training and Exercises (CAL FIRE Battalion Chief Ayuso)

ACTION: Approval of the Memorandum of Understanding, in a form approved by the City Attorney, with the County of Merced Office of Emergency Services for the State Homeland Security Grant Programs Funding for Equipment, Planning, Administration, Training and Exercises; and authorizes and directs the City Manager, or designee, to execute any and all documents related to the Memorandum of Understanding on behalf of the City.

8. Awarding Purchase to Tesco Controls, Inc of Sacramento, California for a Control Panel for the Future Storm Pond/Basin for Lower Shaffer Drainage Project (Public Works Director Vinson)

ACTION: Awards a purchase to Tesco Controls, Inc of Sacramento, California for a control panel for the future storm pond/basin for the future Lower Shaffer Drainage Project, in an amount not to exceed \$215,000.00; and authorize and direct the Interim City Manager, or designee, to execute the Purchase Order on behalf of the City.

REPORTS AND PRESENTATIONS FROM STAFF:

Accepting the Qualified Bid, Authorizing and Approving a Purchase Agreement (Purchase Order) with Cooks Communications of Fresno for the lease purchase of Fifty (50) New Kenwood Portable Radios (Police Chief Salvador)

Police Chie Salvador provided background information on this item.

Mayor Nelson opened the public hearing regarding this item.

Jim Price spoke regarding the funding for the radios.

Mayor Nelson closed the public hearing.

MOTION: City Council Member Button moved to Accepts qualified bid, authorizes, and approves a Purchase Agreement (Purchase Order) with Cooks Communications of Fresno, California, for the lease purchase of Fifty (50) new portable radios in an amount not to exceed \$176,009.17; and authorizes and directs the Interim City Manager, or designee, to execute the purchase on behalf of the City. The motion was seconded by City Council Member Ambriz and the vote was: Ayes: Ambriz, Raymond, Button, Nelson; Noes: None; Absent: Cale. The motion passed.

Approving Equipment/Software Lease-Purchase Agreement with Axon Taser for the Lease-Purchase of a Body Camera, In-Car Video, Conductive Energy Weapon, and Video Evidence Management System (Police Chief Salvador)

Police Chief Salvador provided background information on this item.

Mayor Nelson opened public comment regarding this item.

No one came forward to speak.

Mayor Nelson closed public comment.

CITY MANAGER REPORTS/UPDATES:

Updates from the Office of the Interim City Manager

Interim City Manager Thompson reported the following:

- ***Multijurisdictional Housing Element and what it means for the City of Atwater.***
- ***The 30-day public comment period and where to find the documents.***

COMMENTS FROM THE PUBLIC:

Notice to the public was read.

Mayor Nelson clarified that under the Brown Act, members of the public are entitled to directly address the City Council and are not entitled to address their comments to other members of the public or to staff.

Mayor Nelson opened public comment.

Jim Price spoke regarding water meter installation.

Pastor Rich Miller spoke regarding an event at his church, "Hometown Heroes."

Battalion Chief Ayuso spoke regarding weed abatement and the upcoming Pancake Breakfast fundraiser.

Mayor Nelson closed the public comment.

CITY COUNCIL REPORTS/UPDATES:

City Council comments

City Council Member Button spoke regarding Public Works and the parks and their great efforts.

Mayor Pro Tem Raymond had nothing to report.

City Council Member Ambriz had nothing to report.

Mayor Nelson spoke regarding Prop 218 and to look to the website for any questions you had regarding the Water and Sewer rate study.

ADJOURNMENT:

Mayor Nelson adjourned the meeting at 6:37 PM.

APPROVED:



MIKE NELSON
MAYOR

ATTEST:



JANELL MARTIN
ASSISTANT CITY CLERK