

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

Submit a written public comment prior to the meeting: Public comments submitted to cityclerk@atwater.org by 1:00 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) 357-6241.

NOTICE OF SPECIAL MEETING CITY COUNCIL OF THE CITY OF ATWATER

NOTICE IS HEREBY GIVEN that a special meeting of the City Council of the City of Atwater will be held on Monday, **April 28, 2025 at 7:00 PM**, or as soon thereafter as may be held. This meeting will be held in the Evelyn Chambers Room located at the Atwater Community Center, 760 E. Bellevue Road, Atwater, California.

AGENDA

SPECIAL MEETING CALL TO ORDER:

ROLL CALL:

Ambriz _____, Cale _____, Raymond_____, Rochester _____, Nelson _____

PUBLIC COMMENT: Pursuant to Government Code Section 54954.3, residents wishing to address the City Council regarding **only the items on the agenda may do so when the item is read for consideration**. You may state your name and address for the record; however, it is not required. Please limit comments to three (3) minutes or less. Under the provisions of the California Government Code, the City Council may not discuss or take action on any item that is not on the agenda.

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.)

*****CONSENT CALENDAR*****

TREASURER'S REPORT:

1. March 31, 2025

Staff's Recommendation: Acceptance of report as listed.

WARRANTS:

2. April 28, 2025

Staff's Recommendation: Approval of warrants as listed.

MINUTES: (City Council)

3. April 14, 2025 – Regular meeting

Staff's Recommendation: Approval of minutes as listed.

RESOLUTIONS:

4. Approving a General Approving a General Construction Contract with United Pavement Maintenance, Inc. for Camellia Pavement Replacement (Public Works Director Vinson)

Staff's Recommendation: Adoption of Resolution No. 3521-25 awarding a General Construction Agreement, in a form approved by the City Attorney, to United Pavement Maintenance, Inc. of Hughson, California, for the Camellia Pavement Replacement Project, City Project 25-03, in an amount not to exceed \$39,426.66 and authorize construction contract change orders up to an aggregate amount of \$3,942.67 (10%); and authorizes and directs the City Manager or his designee to execute all contract documents on behalf of the City.

OTHER ACTIONABLE ITEMS:

5. Request from Mayor Nelson to designate Mayor Pro Tem Cale as the City of Atwater Governing Board Member on the Merced County Association of Governments (MCAG)

Staff's Recommendation: Designates Mayor Pro Tem Cale as the City of Atwater's Governing Board Member representative to the Merced County Association of Governments (MCAG) and appoints Mayor Nelson as the alternate, as requested by Mayor Nelson.

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

REPORTS AND PRESENTATIONS FROM STAFF:

6. Approving Amendment No. 3 to the Professional Services Agreement between the City of Atwater and VVH Consulting Engineers, Inc. for the Fruitland Avenue Reconstruction Project (City Manager Hoem)

Staff's Recommendation: Motion to Adopt Resolution No. 3530-25 approving Amendment No. 3 with VVH Consulting Engineer, Inc., in a form approved by the City Attorney, by increasing the not-to-exceed amount by

an additional \$99,900 for the Fruitland Avenue Project; and authorize the City Manager to execute Amendment No. 3 on behalf of the City; or

Motion to approve staff's recommendation as presented.

CITY MANAGER REPORTS/UPDATES:

7. Update from the City Manager regarding Well Water Treatment and Notifications

CITY COUNCIL REPORTS/UPDATES

- **Mayor Pro Tem Cale, District 1**
- **City Council Member Rochester, District 2**
- **City Council Member Ambriz, District 3**
- **City Council Member Raymond, District 4**
- **Mayor Nelson**

CLOSED SESSION:

Conference with Legal Counsel - Existing Litigation - Government Code Section 54956.9(d)(1): Name of case: Bradley Kessler, et al. vs City of Atwater, et al.

MAYOR OR CITY ATTORNEY REPORT OUT FROM CLOSED SESSION:

ADJOURNMENT:

Dated this 25th day of April 2025.



Mike Nelson, Mayor

pc: Mayor and City Council Members
Atwater Signal/Merced Sun Star
Atwater Times
City of Atwater Website