

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

- *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).*
- *Submit a written public comment prior to the meeting: Public comments submitted to cityclerk@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) 357-6241.

CITY OF ATWATER CITY COUNCIL, FIRE PROTECTION DISTRICT, AND SUCCESSOR AGENCY TO THE ATWATER REDEVELOPMENT AGENCY

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

June 9, 2025

REGULAR SESSION: (Council Chambers)

CALL TO ORDER: **6:00 PM**

INVOCATION:

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL: (City Council/Board of Directors)

Ambriz ___, **Cale** ___, **Raymond** ___, **Rochester** ___, **Nelson** _____

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:

1. Certificate of Recognition - Atwater High School Forensics Class

Staff's Recommendation: That Mayor Nelson on behalf of the City Council recognize the exceptional accomplishments of the Atwater High School Forensics team that competed in a recent statewide Crime Scene Investigation (CSI) competition.

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 a Councilmember requests separate discussion on any item, that item will be removed from the Consent Calendar for separate action.

WARRANTS:

2. June 9, 2025

Staff's Recommendation: Approval of warrants as listed.

RESOLUTIONS:

3. Approval of the Statement of Investment Policy for the 2025-26 Fiscal Year and Delegating Authority to the City Treasurer to Invest Funds in Accordance with the Statement of Investment Policy (Finance Director Nicholas)

Staff's Recommendation: Adoption of Resolution No. 3536-25 approving the Statement of Investment Policy for Fiscal Year 2025-26 and delegating authority to the City Treasurer to invest funds in accordance with the Statement of Investment Policy.

END OF CONSENT CALENDAR

PUBLIC HEARINGS:

4. Adopting a Resolution Setting the Fiscal Year 2025-26 Miscellaneous Fee Schedule (Finance Director Nicholas)

Staff's Recommendation: Open the Public Hearing and receive any testimony given regarding the proposed 2025-26 Miscellaneous Fee Schedule;

Close the Public Hearing;

Motion to adopt Resolution No. 3537-25 setting the City of Atwater's Miscellaneous Fee Schedule for Fiscal Year 2025-26; or

Motion to approve staff's recommendation as presented.

5. Resolutions Adopting the Fiscal Year 2025-26 Budget including Five-Year Capital Improvement Plan and Approving Fund Expenditures and Fund Transfers; Establishing Appropriations Limitations; and Amending Classification Plan and Adopting Salary Schedule A-26 Effective June 20, 2025 (City Manager/Executive Director Hoem, Human Resources Director Sousa, and Finance Director/Treasurer Nicholas)

Staff's Recommendation: Open the Public Hearing and receive any testimony given regarding the Fiscal Year 2025-26 Budget;

Close the Public Hearing;

Motion to adopt Joint Authority Resolution No. 3538-25, Resolution No. AFPD 1-2025, and Resolution No. SA 2025-1 adopting the Fiscal Year 2025-26 budget, approving Fund Expenditures and Fund Transfers, and a Five-Year Capital Improvement Program with any modifications from the budget review and public hearing; to adopt Resolution No. 3539-25 establishing the Fiscal Year 2025-26 Appropriations Limitation; to adopt Resolution No. 3540-25 amending the City of Atwater Classification Plan and adopting Salary Schedule A-26, effective June 19, 2025; or

Motion to approve staff's recommendation as presented.

REPORTS AND PRESENTATIONS FROM STAFF:

6. Approving a Cost Share Agreement with Merced County for a Fire Equipment Mechanic (CAL Fire Battalion Chief Ayuso)

Staff's Recommendation: Motion to adopt Resolution No. 3543-25 Approving a Cost Share Agreement, in a form approved by the City Attorney, with the County of Merced, from July 1, 2025, to June 30, 2026, for a Fire Equipment Mechanic for Heavy Equipment in an amount not to exceed \$65,000; and authorizes and directs the City Manager to execute all contract documents on behalf of the City; or

Motion to approve staff's recommendation as presented.

7. Awarding a General Construction Contract with Consolidated Engineering Inc. for Olive Avenue Overlay (Public Works Director Vinson)

Staff's Recommendation: Motion to adopt a Resolution 3542-25 awarding a General Construction Contract, in a form approved by the City Attorney, to Consolidated Engineering Inc. of Valley Springs, CA, for the Olive Avenue Overlay Project, City Project 24-07, in an amount not to exceed \$447,327.00 and authorizes construction contract change orders up to an aggregate amount of \$44,732.70 (10%); and authorizes and directs the Interim City Manager or designee to execute all contract documents on behalf of the City; or

Motion to approve staff's recommendations as presented.

8. Community Development Director Employment Agreement (City Manager Hoem)

Staff's Recommendation: Motion to adopt Resolution No. 3541-25 to ratify the Community Development Director Employment Agreement in the annual amount of \$135,657.96 plus benefits with Jon O'Connor, in a form approved by the City Attorney; and authorize and direct the City Manager to execute the Agreement on behalf of the City; or

Motion to approve staff's recommendation as presented.

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 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**

CITY MANAGER REPORTS/UPDATES:

9. Update from the City Manager

ADJOURNMENT:

CERTIFICATION:

I, Kory J. Billings, 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.



KORY J. BILLINGS
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) 357-6241. You may also send the request by email to cyclerk@atwater.org .

Unless otherwise noted, City Council actions include a determination that they are not a "Project" within the meaning of the California Environmental Quality Act (CEQA), and therefore, that CEQA does not apply to such actions.