



# CITY OF ATWATER

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## CITY COUNCIL ACTION MINUTES

**September 22, 2025**

**Council Chambers – 750 Bellevue Road, Atwater, California**

### **CALL TO ORDER**

The City Council meeting was called to order at 6:00 PM.

### **ROLL CALL**

**Present:** Mayor Nelson, Mayor Pro Tem Cale, Council Members Ambriz, Raymond, Rochester

**Absent:** None

### **INVOCATION:**

Provided by Police Chaplain Don Borgwardt.

### **PLEDGE OF ALLEGIANCE:**

Led by City Clerk Billings.

**SUBSEQUENT NEED ITEMS:** None

### **APPROVAL OF AGENDA:**

Motion to approve the agenda as posted.

**MOTION:** Raymond

**SECOND:** Rochester

**VOTE:** Motion passed unanimously.

### **PRESENTATIONS:**

- **Monthly report by Merced County District 3 Supervisor McDaniel**

## **CONSENT CALENDAR**

**Item Removed for Separate Consideration and Discussion: Item 5.**

Motion to approve Consent Calendar as amended.

**MOTION:** Cale

**SECOND:** Raymond

**VOTE:** Motion passed unanimously.

### **Approved Items:**

- **Item 1:** Treasurer's Report – July 31, 2025
- **Item 2:** Warrants – September 22, 2025
- **Item 3:** City Council Minutes – August 11, 2025 (Regular Meeting)
- **Item 4:** Resolution No. 3569-25 Approving a General Services Agreement with Joe's Landscaping and Concrete Inc. for Landscape Maintenance Services in Landscape Maintenance

Motion to approve Item 5.

**Adoption of Resolution No. 3570-25 opposing California Proposition 50 and directing the City Clerk's office to transmit copies of the Resolution to the Governor of California and the California Secretary of State.**

**MOTION:** Raymond

**SECOND:** Cale

**NOES:** Rochester, Ambriz

**VOTE:** Motion passed.

## **PUBLIC HEARINGS:**

**Waive the First Reading by Title only, and introduce an Ordinance Approving Zoning Ordinance Text Amendment No. 25-09-0100 Amending Chapter 17.71 "Conditional Use Permit" of the Atwater Municipal Code**

**Public Hearing was opened, and comments were received.**

**MOTION:** Council Member Raymond motioned waive the first reading by title only and introduce Ordinance No. CS 1073 approving Zoning Ordinance Text Amendment No. 25-09-0100 amending Chapter 17.71 "Conditional Use Permit" of the Atwater Municipal Code; seconded by Mayor Pro Tem Cale.

**VOTE:** Motion passed unanimously.

## **REPORTS AND PRESETATIONS FROM STAFF:**

### **Adopting the City of Atwater Public Safety Master Plan**

**MOTION:** Council Member Rochester motioned to receive and file the City of Atwater Public Safety Master Plan as prepared by Griffin Structures, Inc; and for Fire and Police to report back on statistical data for one full year before the end of the 2025 calendar year; seconded by Council Member Raymond.

**VOTE:** Motion passed unanimously.

### **Vacant Commercial Building and Property Ordinance or Enhanced Enforcement of the Atwater Municipal Code**

**MOTION:** Council Member Raymond motioned to direct staff to prioritize enhanced enforcement of the existing provisions of the Atwater Municipal Code related to property maintenance, nuisance abatement, and commercial blight; and prepare and present a fiscal analysis outlining the costs associated with adding one (1) additional Code Enforcement Officer position; seconded by Council Member Rochester.

**VOTE:** Motion passed unanimously.

### **Discussion and Possible Action on Modifying the Review Process for the City's Warrant Register**

**MOTION:** Council Member Rochester motioned to receive and file the City's warrant register and part of the Consent Calendar; seconded by Council Member Raymond.

**VOTE:** Motion passed unanimously.

## **COMMENTS FROM THE PUBLIC**

Public comments were received regarding elected official updates, public safety staffing, public safety tax measure, city staff, and community events upcoming and past.

## **COUNCIL MATTERS**

Council Members and Mayor provided individual updates.

## **CITY MANAGER REPORT**

Update provided by City Manager Hoem.

## **CLOSED SESSION**

Pursuant to Government Code Section 54956.8, Conference with Real Property Negotiations regarding property price and terms of payment. Agency Negotiators: City Manager Hoem and Public Works Director Vinson. Negotiating Parties: National Retail Properties, LP Property Location: 303 E. Bellevue Road, Atwater, CA 95301 APN 156-060-011

Conference with Legal Counsel — Existing Litigation — Government Code § 54956.9(d)(1)) Name of cases: US Bankruptcy Court, Southern District of New York Case. No. 19-23649 and US District Court, Northern District of Ohio Eastern Division Case No. 1:17-md-2804 (National Opioid Class Action Settlements)

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


## **REPORT OUT FROM CLOSED SESSION:**

City Attorney reported the City Council convened on the three Closed Session items, received information, provided direction, and there was no reportable action.

## **ADJOURNMENT**

The meeting adjourned at 10:27 PM.

## **APPROVED:**

  
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MICHAEL G. NELSON  
MAYOR

## **ATTEST:**

  
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JANELL MARTIN  
ASSISTANT CITY CLERK