

In accordance with SB 707, this meeting will be conducted in a hybrid model with both in-person and virtual attendance. Attend this meeting remotely using Zoom.

<https://zoom.us/j/7701740377?pwd=pAMeIxIlzMrhc6NZR2PbXmQedPslbw.1&omn=97945627534>

*To request to speak, use the “raise hand” function in Zoom. To join by phone: Dial +1 (669) 900-6833 (Toll Free) and enter Meeting ID: 770 174 0377. To provide public comment by phone, Press *9 and wait to be recognized by the Mayor.*

- *Livestream online at www.atwater.org (Please be advised that there is a broadcasting delay).*
- *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, and those requesting to give or receive live bilingual translation during a meeting, should contact the City in advance of the meeting, and as soon as possible, at (209) 357-6241.

Under SB 707, the City will reasonably assist members of the public who wish to bring their own translator or translation device to participate in a public meeting. Although the City is not required by law to provide translation services as a courtesy, and when staffing permits, the City may have a Spanish language translator available to assist members of the public. The City cannot guarantee the accuracy of any translation service it provides.

CITY OF ATWATER

City Council

AGENDA

Council Chambers
750 Bellevue Road
Atwater, California

August 24, 2026

REGULAR SESSION: (Council Chambers)

CALL TO ORDER:

6:00 PM

INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL: (City Council)

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. Oath of Office - Chief of Police

Staff's Recommendation: That City Clerk Billings administer the ceremonial oath of office to the newly appointed Chief of Police: William Novetzke

2. American Medical Response (Daniel Iniquez, Regional Director and Rich Silva, Director of Communications)

Staff's Recommendation: That American Medical Response present their six month report.

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.

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

3. a.) August 6, 2026
b.) August 13, 2026

Staff's Recommendation: Receive and file reports as listed.

MINUTES: (City Council)

4. a.) May 26, 2026 - Regular meeting
b.) June 8, 2026 - Regular meeting
c.) June 22, 2026 - Regular meeting
d.) July 13, 2026 - Regular meeting
e.) August 10, 2026 - Regular meeting
f.) August 19, 2026 - Special meeting

Staff's Recommendation: Acceptance of minutes as listed.

RESOLUTIONS

5. **Approving Amendment No. 4 to the Professional Service Agreement to DataPath Inc of Modesto, California for Augmented Managed Information Technology (IT) Support Services** (Public Works Director Vinson)

Staff's Recommendation: Adoption of Resolution No. 3645-26, Approving Amendment No. 4 to Professional Service Agreement, in a form approved by the City Attorney, to Data Path Inc of Modesto, California for Augmented Managed Information Technology Support Services; and authorizes and directs the City Manager to execute Amendment No. 4 on behalf of the City

ORDINANCES (WAIVING SECOND READING AND ADOPTION):

6. **Adoption of an Ordinance CS 1083 Adopting a Zoning Ordinance Text Amendment Amending Chapter 17.12 Entitled Administration and General Conditions of the Atwater Municipal Code and Adopting Zoning Map Amendment to the Official Atwater Zoning Map** (Community Development Director Hanson Lan)

Staff's Recommendation: Waiving the Second Reading and Adoption of Ordinance No. CS 1083 adopting Zoning Ordinance Text Amendment amending Chapter 17.12 Administration and General Conditions of the Atwater Municipal Code and amending the City of Atwater Zoning Map.

END OF CONSENT CALENDAR

REPORTS AND PRESENTATIONS FROM STAFF:

7. **Awarding a General Construction Contract with Consolidated Engineering Inc. for the East Broadway Overlay Project** (Public Works Director Vinson)

Staff's Recommendation: Motion to adopt Resolution No. 3646-26 awarding a General Construction Contract, in a form approved by the

City Attorney, to Consolidated Engineering Inc. of Valley Springs, CA, for the East Broadway Overlay Project, City Project 26-01, Bid Call No. 737-26, in an amount not to exceed \$293,580 and authority construction contract change orders up to an aggregate amount of \$44,037 (15%); and authorize and direct the City Manager or designee to execute all contract documents and sign a Notice of Completion on behalf of the City; or

Motion to adopt staff's recommendation as presented.

8. **Finance Director Employment Agreement with Sara N. Miller** (Interim City Manager Martin)

Staff's Recommendation: Motion to adopt Resolution No. 3647-26 to ratify Finance Director Employment Agreement in the annual amount of \$145,672.97 plus benefits with Sara N. Miller, in a form approved by the City Attorney; and authorize and direct the Interim City Manager to execute the Agreement on behalf of the City; or

Motion to approve staff's recommendation as presented.

9. **City Manager Employment Agreement with Janell A. Martin** (City Attorney Splendorio)

Staff's Recommendation: Motion to adopt Resolution No. 3648-26 to appoint Janell A. Martin as City Manager and approve City Manager Employment Agreement, in a form approved by the City Attorney, with Janell Martin; and authorize and direct the Mayor to execute the agreement on behalf of the City.

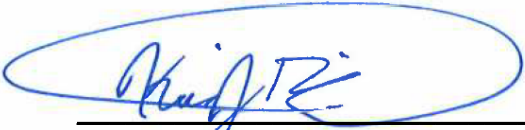
CITY COUNCIL REPORTS/UPDATES

- **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**

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 during normal business hours at 1160 Fifth Street, Atwater, California.

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, Atwater, California.



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 cityclerk@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.

LEVINE ACT PUBLIC PARTY/APPLICANT DISCLOSURE OBLIGATIONS:

Applicants, parties, and their agents who have made campaign contributions totaling more than \$250 (aggregated) to a Councilmember over the past 12 months, must publicly disclose that fact for the official record of that agenda item. Disclosures must include the amount of the campaign contribution aggregated, and the name(s) of the campaign contributor(s) and Councilmember(s). The disclosure may be made either in writing to the City Clerk prior to the agenda item consideration, or by verbal disclosure at the time of the agenda item consideration.

The foregoing statements do not constitute legal advice, nor a recitation of all legal requirements and obligations of parties/applicants and their agents. Parties and agents are urged to consult with their own legal counsel regarding the requirements of the law.