



City Hall  
555 Santa Clara Street  
Vallejo, CA 94590

# AGENDA

## VALLEJO CITY COUNCIL

### NOVEMBER 6, 2007

MAYOR  
Anthony Intintoli, Jr.

CITY COUNCIL  
Gary Cloutier, Vice Mayor  
Gerald Davis  
Tom Bartee  
Hermie Sunga  
Stephanie Gomes  
Tony Pearsall

This AGENDA contains a brief general description of each item to be considered. The posting of the recommended actions does not indicate what action may be taken. If comments come to the City Council without prior notice and are not listed on the AGENDA, no specific answers or response should be expected at this meeting per State law.

Those wishing to address the Council on any matter for which another opportunity to speak is not provided on the AGENDA but which is within the jurisdiction of the Council to resolve may come forward to the podium during the "COMMUNITY FORUM" portion of the AGENDA. Those wishing to speak on a "PUBLIC HEARING" matter will be called forward at the appropriate time during the public hearing consideration.

Copies of written documentation relating to each item of business on the AGENDA are on file in the Office of the City Clerk and are available for public inspection. Information may be obtained by calling (707) 648-4527, TDD (707) 649-3562, or at our web site: <http://www.ci.vallejo.ca.us/>



Vallejo City Council Chambers is ADA compliant. Devices for the hearing impaired are available from the City Clerk. Requests for disability related modifications or accommodations, aids or services may be made by a person with a disability to the City Clerk's office no less than 72 hours prior to the meeting as required by Section 202 of the Americans with Disabilities Act of 1990 and the federal rules and regulations adopted in implementation thereof.

*NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on the notice before or during consideration of that item. No other items may be discussed at this special meeting.*

### **VALLEJO CITY COUNCIL** **SPECIAL MEETING – CLOSED SESSION** **6:45 P.M. -- CITY COUNCIL CONFERENCE ROOM**

- A. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: DALE INGRAHAM V. CITY OF VALLEJO, WORKERS' COMPENSATION APPEALS BOARD (SRO 0132306), PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)

**VALLEJO CITY COUNCIL**  
**REGULAR MEETING**  
**7:00 P.M. -- CITY COUNCIL CHAMBERS**

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PRESENTATIONS AND COMMENDATIONS**
  - A. PRESENTATION OF PROCLAMATION FOR RADIOLOGIC TECHNOLOGY WEEK – NOVEMBER 4-10, 2007
  - B. PRESENTATION OF PROCLAMATION FOR NOVEMBER AS LUNG CANCER AWARENESS MONTH
5. **PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS**

*Members of the public wishing to address the Council on Consent Calendar Items are requested to submit a completed speaker card to the City Clerk. Each speaker is limited to three minutes pursuant to Vallejo Municipal Code Section 2.02.310. Requests for removal of Consent Items received from the public are subject to approval by a majority vote of the Council. Items removed from the Consent Calendar will be heard immediately after approval of the Consent Calendar and Agenda.*
6. **CONSENT CALENDAR AND APPROVAL OF AGENDA – NONE**
7. **PUBLIC HEARINGS**
  - A. **PUBLIC HEARING ON INCREASING THE ASSESSMENTS OF THE VALLEJO TOURISM BUSINESS IMPROVEMENT DISTRICT AND CONSIDERATION OF A RESOLUTION HOLDING ON FIRST READING AN ORDINANCE AMENDING SECTION 14.50.090 OF THE VALLEJO MUNICIPAL CODE**

On January 6, 2004, the City Council adopted Ordinance No. 1522 N.C. (2) establishing Chapter 14.50 of the Vallejo Municipal Code, Vallejo Tourism Business Improvement District (“VTBID or District”) to levy and collect assessments within the District. As of February 1, 2004, the assessment was levied on all hotels (lodging facilities) within the City of Vallejo based upon a flat fee of \$1.00 per occupied room per night for hotels with more than 40 rooms and \$0.50 per occupied room per night for hotels with 40 or less rooms. On April 6, 2004, the City Council adopted Resolution No. N.C. 04-123 appointing members to the VTBID Advisory Board to make a recommendation to the City Council on the expenditures of revenues derived from the levy assessment. On June 27, 2007, the VTBID Advisory Board (“Board”) voted to recommend an increase in the VTBID assessments to a flat fee of \$2.00 per occupied room per night for hotels with more than 40 rooms and \$1.00 per occupied room per night for hotels with 40 or less rooms.

Pursuant to Government Code Section 54954.6 before adopting any new or increased assessment, the City must conduct at least one public meeting at which public testimony is allowed regarding the proposed new or increased assessment, and a public hearing shall take place no earlier than seven days after the public meeting.

On October 9, 2007, a public meeting was held and no one came forward to provide testimony. This evening the public hearing is being held. The City Council will receive any written protests from the affected lodging facility owners. If those lodging facility owners paying fifty percent or more of the projected assessments file written protests, then the proposed assessments cannot be approved and Section 14.50.090 of the Vallejo Municipal Code cannot be amended. If the written protests received are less than fifty percent of the proposed assessments, then the City Council will consider the adoption of an ordinance amending Section 14.50.090 of the Vallejo Municipal Code.

PROPOSED ACTION: Conduct a public hearing and adopt the resolution holding the ordinance on first reading amending Section 14.50.090 of the Vallejo Municipal Code relating to levying of assessments within the Vallejo Tourism Business Improvement District.

**8. POLICY ITEMS - NONE**

**9. ADMINISTRATIVE ITEMS – NONE**

**10. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES - NONE**

**11. WRITTEN COMMUNICATIONS**

*Correspondence addressed to the City Council or a majority thereof, and not added to the agenda by the Mayor or a Council member in the manner prescribed in Government Code, Section 54954.2, will be filed unless referred to the City Manager for a response. Such correspondence is available for public inspection at the City Clerk's office during regular business hours.*

**12. CITY MANAGER'S REPORT**

**13. CITY ATTORNEY'S REPORT**

**14. COMMUNITY FORUM**

*Anyone wishing to address the Council on any matter for which another opportunity to speak is not provided on the agenda, and which is within the jurisdiction of the Council to resolve, is requested to submit a completed speaker card to the City Clerk. When called upon, each speaker should step to the podium, state his /her name, and address for the record. Each speaker is limited to three minutes pursuant to Vallejo Municipal Code Section 2.20.300.*

**15. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL**

**16. CLOSED SESSION:** *May recess to consider matters of pending litigation (GC 54956.9), personnel (GC 54957), labor relations (GC 54957.6), and real property negotiations (GC 54956.8). Records are not available for public inspection.*

**17. ADJOURNMENT**



