



City Hall
555 Santa Clara Street
Vallejo, CA 94590

AGENDA

VALLEJO CITY COUNCIL SPECIAL MEETING VALLEJO REDEVELOPMENT AGENCY SEPTEMBER 15, 2009

MAYOR
Osby Davis

CITY COUNCIL
Hermie Sunga, Vice
Mayor
Tom Bartee
Stephanie Gomes
Michael Wilson
Joanne Schivley
Erin Hannigan

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.

Notice of Availability of Public Records: All public records relating to an open session item, which are not exempt from disclosure pursuant to the Public Records Act, that are distributed to a majority of the City Council will be available for public inspection at the City Clerk's Office, 555 Santa Clara Street, Vallejo, CA at the same time that the public records are distributed or made available to the City Council. Such documents may also be available on the City of Vallejo website at <http://www.ci.vallejo.ca.us> subject to staff's ability to post the documents prior to the meeting. Information may be obtained by calling (707) 648-4527, TDD (707) 649-3562.



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 5:00 P.M. CITY COUNCIL CHAMBERS

- A. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 CONCERNING THE FOLLOWING EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIREFIGHTERS NO. 1186 (IAFF); INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW). THE CITY'S NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER, CRAIG WHITTON, ASSISTANT CITY MANAGER / COMMUNITY DEVELOPMENT; ROBERT STOUT, FINANCE DIRECTOR; SANDY SALERNO, CONSULTANT/NEGOTIATOR

NOTE: The Council will be meeting in closed session with its negotiators and staff to review its position and to give instructions to its negotiators concerning labor negotiations with the above-named employee organizations. No negotiations take place in the closed session between the Council and the employee organizations.

- B. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 UNREPRESENTED EMPLOYEES – MEMBERS OF THE EXEMPT EMPLOYEES COMPENSATION PLAN: CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT, ROBERT STOUT, FINANCE DIRECTOR, DEBORA BOUTTE, HUMAN RESOURCES DIRECTOR, GARY LEACH, PUBLIC WORKS DIRECTOR, ROBERT NICHELINI, POLICE CHIEF, RUSSELL SHERMAN, FIRE CHIEF, CLAUDIA QUINTANA, ASSISTANT CITY ATTORNEY, JULIA ERICKSON, EXECUTIVE ASSISTANT TO THE CITY MANAGER AND JEAN MILLER, EXECUTIVE ASSISTANT TO THE MAYOR. CITY NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER AND SANDY SALERNO, CONSULTANT/NEGOTIATOR
- C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 94956.8. PROPERTY: CERTAIN REAL PROPERTY LOCATED ON THE SOUTHEAST CORNER OF THE INTERSECTION OF LINCOLN STREET AND HUMBOLDT STREET (ADJACENT TO INTERSTATE 80). CITY NEGOTIATORS ARE: CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT AND STEVE ENGLAND, REAL PROPERTY ASSET MANAGER. NEGOTIATING PARTIES: CLEAR CHANNEL OUTDOOR UNDER NEGOTIATION. PRICE AND TERMS OF PAYMENT FOR LEASE OF PROPERTY.
- D. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: IN RE: CITY OF VALLEJO, CALIFORNIA, DEBTOR; UNITED STATES BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA, CASE NO. 08-26813-A-9, PURSUANT TO SUBDIVISION (C) OF GOVERNMENT CODE SECTION 54956.9

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

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PRESENTATIONS AND COMMENDATIONS**
 - A. CERTIFICATES OF RECOGNITION TO FIRST PLACE TEAM OF BAY AREA PUBLIC POOL OPERATOR ASSOCIATION LIFEGUARD GAMES HELD ON AUGUST 2, 2009
 - B. SHOP VALLEJO FIRST BY CHAMBER OF COMMERCE
5. **FIRST 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. The conduct of the community forum shall be limited to a maximum of fifteen (15) minutes, with each speaker limited to three minutes pursuant to Vallejo Municipal Code Section 2.20.300. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the second Community Forum listed later on the agenda.

6. **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.

7. **CONSENT CALENDAR AND APPROVAL OF AGENDA**

- A. APPROVAL OF A RESOLUTION DENYING THE BID PROTEST OF NORTH BAY CONSTRUCTION; APPROVING PLANS AND SPECIFICATIONS FOR SERENO DRIVE AND TENNESSEE STREET PAVEMENT REHABILITATION PROJECT; AWARDED A CONSTRUCTION CONTRACT TO ARGONAUT CONSTRUCTORS; AND APPROVING CONTRACT CHANGE ORDER NO. 1 REDUCING THE CONTRACT AMOUNT

PROPOSED ACTION: Adopt the Resolution.

- B. APPROVAL OF A RESOLUTION RATIFYING THE PAYMENT OF CLAIMS FOR THE TIME PERIOD OF AUGUST 1, 2009 THRU AUGUST 31, 2009

PROPOSED ACTION: Adopt the Resolution.

- C. APPROVAL OF THE MINUTES FOR THE MEETING OF DECEMBER 16, 2008

PROPOSED ACTION: Approve the Minutes.

- D. APPROVE THE RESOLUTION ACCEPTING THE REDEVELOPMENT AGENCY ANNUAL REPORT FOR THE FISCAL YEAR 2007-08.

PROPOSED ACTION: Adopt the Resolution.

8. RECESS TO A SPECIAL MEETING OF THE VALLEJO REDEVELOPMENT AGENCY

9. RECONVENE CITY COUNCIL MEETING

10. PUBLIC HEARINGS - None

11. POLICY ITEMS – None

12. ADMINISTRATIVE ITEMS

- A. CONSIDERATION OF A RESOLUTION AMENDING RESOLUTION NO. 58-266 N.C. PURSUANT TO VALLEJO MUNICIPAL CODE SECTION 8.32.010, ESTABLISHING THE CONVERSION OF MENDOCINO STREET FROM A TWO-WAY TO A SINGLE-LANE ONE-WAY STREET BETWEEN SOLANO AVENUE AND L. ELLENBURG STREET

PROPOSED ACTION: Adopt the Resolution

- B. CONSIDERATION OF A RESOLUTION ACCEPTING THE FINDINGS AND RECOMMENDATIONS IN THE OPERATIONAL AND FINANCIAL REVIEW CONDUCTED BY NEW POINT GROUP, INC. ON THE CITY'S FRANCHISE WASTE HAULER, VALLEJO GARBAGE SERVICE AND DIRECTING STAFF AS TO THE IMPLEMENTATION OF THE RECOMMENDATIONS

PROPOSED ACTION: Adopt the Resolution

- C. APPROVAL OF A RESOLUTION HOLDING ON FIRST READING AN ORDINANCE OF THE CITY OF VALLEJO ADDING CHAPTER 7.90 TO TITLE 7 OF THE VALLEJO MUNICIPAL CODE ESTABLISHING A COST RECOVERY FEE FOR MISUSE OF THE 9-1-1 EMERGENCY CALLING SYSTEM AND SETTING THE AMOUNT OF THE FEES.

PROPOSED ACTION: Adopt the Resolution

13. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES - None

14. 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.

15. CITY MANAGER'S REPORT

16. CITY ATTORNEY'S REPORT

17. COMMUNITY FORUM

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18. REPORT OF PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL

19. CLOSED SESSION - None

20. ADJOURNMENT

VALLEJO REDEVELOPMENT AGENCY
SPECIAL MEETING – 7:00 PM
CITY COUNCIL CHAMBERS

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

1. CALL TO ORDER
2. ROLL CALL
3. CONSENT CALENDAR
 - A. APPROVING A RESOLUTION ACCEPTING THE REDEVELOPMENT AGENCY ANNUAL REPORT FOR FISCAL YEAR 2007-08

PROPOSED ACTION: Adopt the Resolution.
4. ADJOURN TO CITY COUNCIL MEETING

AFFIDAVIT OF POSTING CITY OF VALLEJO	
I, <u>A. Wetzell</u> certify that I caused to be posted the	
notice of <u>Regular Mtg.</u>	in the areas
designated on <u>9/9/09</u>	<u>A. Wetzell</u>
(Date)	City Clerk / Designee