

## AGENDA



City Hall  
555 Santa Clara Street  
Vallejo, CA 94590  
[www.cityofvallejo.net](http://www.cityofvallejo.net)

### VALLEJO CITY COUNCIL SPECIAL MEETING – 5:00 P.M.

### VALLEJO SANITATION AND FLOOD CONTROL DISTRICT REGULAR MEETING – 6:00 P.M.

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

MAYOR  
Osby Davis

CITY COUNCIL  
Jesus "Jess" Malgapo, Vice Mayor  
Pippin Dew-Costa  
Robert H. McConnell  
Katy Miessner  
Bob Sampayan  
Rozzana Verder-Aliga, EdD

**OCTOBER 13, 2015**

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.

Pursuant to the Government Code Section 54954.3 (The Brown Act), members of the public shall be afforded the opportunity to speak on any agenda item of interest to them provided they are first recognized by the presiding officer. Members of the public wishing to be so recognized are requested to submit a completed speaker card to the City Clerk prior to the consideration of the item.

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 City Council to resolve may come forward to the podium during the "COMMUNITY FORUM" portion of the AGENDA.

Members of the public have the right to speak on any item on this agenda. Those wishing to address the Council: 1) during the Community Forum are limited to three minutes pursuant to Vallejo Municipal Code Section 2.20.300; 2) on a Consent Calendar item are limited to three minutes pursuant to Vallejo Municipal Code Section 2.02.310; and an Action Calendar item are limited to five minutes pursuant to Vallejo Municipal Code Section 2.02.420.

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 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.

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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.

**CALL AND NOTICE OF  
SPECIAL MEETING  
AT 5:00 PM  
OF THE VALLEJO CITY COUNCIL  
OCTOBER 13, 2015**

TO THE MEMBERS OF THE VALLEJO CITY COUNCIL:

You are hereby notified that I do hereby call the Vallejo City Council in special session to consider only the matters stated on the agenda listed below.

NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on the agenda *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. CLOSED SESSION**

- A. Conference with Legal Counsel - Anticipated Litigation - Consideration of Whether to Initiate Litigation Pursuant to Government Code Section 54956.9 (d) (4). Number of Cases: Three
- B. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. negotiators: Daniel E. Keen, City Manager; Craig Whittom, Assistant City Manager; Ron Millard, Interim Finance Director; Claudia Quintana, City Attorney; Janet Thiessen, Interim Human Resources Director; Austris Rungis, IEDA; and Charles Sakai, Renne Sloan Holtzman Sakai. Employee Organizations: Confidential, Administrative and Managerial Professionals (CAMP); International Association of Firefighters, Local 1186 (IAFF) and International Brotherhood of Electrical Workers, Local 2376 (IBEW)
- C. Conference With Labor Negotiators: Pursuant To Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Craig Whittom, Assistant City Manager; Ron Millard, Interim Finance Director; Claudia Quintana, City Attorney; Janet Thiessen, Interim Human Resources Director; Austris Rungis, IEDA; And Charles Sakai, Renne Sloan Holtzman Sakai. Employee Organizations: Vallejo Police Officers Association (Vpoa)

**4. ADJOURNMENT**

Dated: Thursday, October 8, 2015



Osby Davis, Mayor

I, Dawn Abrahamson, City Clerk, do hereby certify that I have caused a true copy of the above notice and agenda to be delivered to each of the members of the Vallejo City Council, at the time and in the manner prescribed by law and that this agenda was posted at City Hall, 555 Santa Clara Street, CA at 5:00 p.m., Thursday, October 8, 2015.

Dated: Thursday, October 8, 2015



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Dawn G. Abrahamson, City Clerk

**VALLEJO CITY COUNCIL  
REGULAR MEETING – 7:00 PM  
COUNCIL CHAMBERS  
OCTOBER 13, 2015**

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATIONS AND COMMENDATIONS**
  - A. INTRODUCTION OF NEW EMPLOYEES
  - B. PRESENTATION OF A PROCLAMATION DESIGNATING OCTOBER 2015 AS "FILIPINO AMERICAN HISTORY MONTH" AND OCTOBER 25, 2015 AS "LARRY ITLIONG DAY" IN THE CITY OF VALLEJO
  - C. PRESENTATION OF A PROCLAMATION IN RECOGNITION OF VALLEJO'S VISIONS OF THE WILD H2O FESTIVAL, OCTOBER 15-18, 2015

**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.*

**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 MINUTES**

Recommendation: By motion, approve City Council minutes for the regular meeting of September 22, 2015

Contact: Dawn G. Abrahamson, City Clerk, (707) 648-4528   
[dawn.abrahamson@cityofvallejo.net](mailto:dawn.abrahamson@cityofvallejo.net)

**B. ADOPT A RESOLUTION TO AMEND FISCAL YEAR 2015-2016 GENERAL FUND BUDGET TO RECOGNIZE REVENUE IN THE AMOUNT OF \$200,000 FROM THE VALLEJO CITY UNIFIED SCHOOL DISTRICT FOR A SECOND SCHOOL RESOURCE OFFICER**

Recommendation: As the second in a two-step process, adopt a Resolution amending the Fiscal Year 2015/16 budget to recognize revenue in the amount of \$200,000 annually from the Vallejo City Unified School District (VCUSD).

Contact: Andrew J. Bidou, Chief of Police, (707) 648-4540

[andrew.bidou@cityofvallejo.net](mailto:andrew.bidou@cityofvallejo.net)

Lee Horton, Captain of Police, (707) 648-5291

[lee.horton@cityofvallejo.net](mailto:lee.horton@cityofvallejo.net)

**C. AUTHORIZE CITY MANAGER TO EXECUTE FIRST AMENDMENT TO CONSULTANT SERVICES AGREEMENT WITH LISA SPEARMAN FOR ASSET MANAGEMENT SERVICES TO INCREASE COMPENSATION BY \$80,000 FOR A TOTAL COST NOT TO EXCEED \$180,000**

Recommendation: By motion, authorize the City Manager to execute the first amendment to the consultant and professional services agreement with Lisa Spearman, to increase compensation by \$80,000 for a new total not to exceed of \$180,000, for the management of the City of Vallejo's real property assets. Authorize the City Manager to make any necessary changes to the agreement consistent with the intent of this motion and with the approval of the City Attorney.

Contact: Kathleen Diohep, Economic Development Manager, (707) 553-7283

[kathleen.diohep@cityofvallejo.net](mailto:kathleen.diohep@cityofvallejo.net)

**D. ADOPT A RESOLUTION AMENDING EXHIBIT 1 TO ATTACHMENT C OF RESOLUTION NO. 15-067 N.C. ADOPTING FISCAL YEAR 2015-2016 POSITIONS AND SALARIES BY ELIMINATING ONE EXECUTIVE SECRETARY POSITION IN THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS GROUP AND ADDING ONE DEPUTY CITY CLERK POSITION IN THE CONFIDENTIAL, ADMINISTRATIVE, MANAGERIAL AND PROFESSIONAL GROUP AND SETTING THE SALARY RANGE AT RANGE 135 OR \$63,884 TO \$77,652, ANNUALLY IN THE CITY CLERK'S OFFICE**

Recommendation: Adopt a resolution amending Exhibit 1 to Attachment C of Resolution No. 15-067 N.C. adopting Fiscal Year 2015-2016 positions and salaries by eliminating one Executive Secretary position in the International Brotherhood of Electrical Workers group and adding one Deputy City Clerk position in the Confidential, Administrative, Managerial and Professional group and setting the salary range at Range 135 or \$63,884 to \$77,652, annually in the City Clerk's Office.

Contact: Janet M. Thiessen, Interim Human Resources Director, (707) 648-4106, [Janet.Thiessen@cityofvallejo.net](mailto:Janet.Thiessen@cityofvallejo.net).

**E. AUTHORIZE THE CITY MANAGER TO EXECUTE AN AGREEMENT EFFECTIVE JULY 1, 2015, THROUGH JUNE 30, 2018, WITH SAN MATEO COUNTY FOR FORENSIC LABORATORY AND CRIME SCENE SERVICES FOR AN AMOUNT NOT TO EXCEED \$350,000**

Recommendation: By motion, authorize the City Manager to execute an agreement effective July 1, 2015, through June 30, 2018, with San Mateo County for forensic laboratory and crime scene services, for an amount not to exceed \$350,000.

Contact: Andrew J. Bidou, Chief of Police, (707) 648-4540  
[andrew.bidou@cityofvallejo.net](mailto:andrew.bidou@cityofvallejo.net)

John Whitney, Captain of Police, (707) 651-7105  
[john.whitney@cityofvallejo.net](mailto:john.whitney@cityofvallejo.net)

**F. ADOPT A RESOLUTION APPROVING AN INITIAL PROJECT REPORT (IPR) AND AUTHORIZE SUBMISSION OF A FUNDING REQUEST TO THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE DESIGN AND CONSTRUCTION PHASES OF THE SAFE ROUTE TO TRANSIT (SR2T) CURTOLA PARKWAY BIKE PATH PROJECT**

Recommendation: Adopt a Resolution approving an Initial Project Report (IPR) for the SR2T Curtola Parkway Bike Path Project and authorizing the City Manager to submit a request for a supplemental allocation of \$750,000 in Regional Measure 2 (RM2) funds to the Metropolitan Transportation Commission (MTC) to begin preliminary design, prepare construction documents and construct the project.

Contact: David A. Kleinschmidt, Public Works Director, (707) 648-4301  
[david.kleinschmidt@cityofvallejo.net](mailto:david.kleinschmidt@cityofvallejo.net)

Jill A. Mercurio, Assistant Public Works Director/ City Engineer, (707) 648-4085  
[jill.mercurio@cityofvallejo.net](mailto:jill.mercurio@cityofvallejo.net)

**G. ADOPT TWO RESOLUTIONS: A RESOLUTION TO CREATE THE WATER RATE STABILIZATION FUND AND A RESOLUTION OF INTENTION TO AUTHORIZE THE TRANSFER OF \$4 MILLION FROM THE FISCAL YEAR 2015-16 WATER ENTERPRISE FUND #401 BALANCE TO THE WATER RATE STABILIZATION FUND**

Recommendation: Adopt two Resolutions: a Resolution to create the Water Rate Stabilization Fund and, as the first step in a two-step process, a Resolution of Intention to authorize the transfer of \$4 million from the Fiscal Year 2015-16 Water Enterprise Fund #401 Balance to the Water Rate Stabilization Fund.

Contact: David Kleinschmidt, Public Works Director, (707) 648-4301  
[david.kleinschmidt@cityofvallejo.net](mailto:david.kleinschmidt@cityofvallejo.net)

Martin A. Querin, Asst. Public Works Director / Water, (707) 648-4307  
[martin.querin@cityofvallejo.net](mailto:martin.querin@cityofvallejo.net)

**8. ACTION CALENDAR**

*NOTICE: Members of the public wishing to address the Council on Action Calendar Items are requested to submit a completed speaker card to the City Clerk. Each speaker is limited to five minutes pursuant to Vallejo Municipal Code Section 2.02.420.*

A. **INTRODUCE AN ORDINANCE AMENDING SUBSECTION 7.100.070 E OF THE VALLEJO MUNICIPAL CODE TO RESTRICT THE AGE OF EMPLOYEES AND VOLUNTEERS AT MEDICAL MARIJUANA DISPENSARIES**

Recommendation: Hold on First Reading an Ordinance Amending Vallejo Municipal Code section 7.100.070 subsection E to restrict the age of employees and volunteers at medical marijuana dispensaries.

Contact: Daniel E. Keen, City Manager, (707) 648-4576

[Daniel.Keen@cityofvallejo.net](mailto:Daniel.Keen@cityofvallejo.net)

Claudia Quintana, City Attorney, (707) 648-4545

[Claudia.Quintana@cityofvallejo.net](mailto:Claudia.Quintana@cityofvallejo.net)

B. **AUTHORIZING PARTICIPATION ON A CITY-SCHOOLS TASKFORCE, AND APPOINTING TWO CITY COUNCIL MEMBERS TO THE TASKFORCE**

Recommendation: By motion, authorize participation on a City-Schools Taskforce, and appoint two City Council members to the Taskforce.

Contact: Daniel E. Keen, City Manager, (707) 648-4576

[daniel.keen@cityofvallejo.net](mailto:daniel.keen@cityofvallejo.net)

9. **INFORMATION CALENDAR**

A. **STAFF PRESENTATION ON EXTENSION OF LENNAR MARE ISLAND, LLC DEVELOPMENT AGREEMENT**

Recommendation: Receive briefing regarding the first five-year extension of the Lennar Mare Island, LLC (LMI) Development Agreement (DA), thereby extending the term of the DA from September 12, 2016, to September 11, 2021.

Contact: Andrea Ouse, Director of Community and Economic Development, (707) 648-4163

[andrea.ouse@cityofvallejo.net](mailto:andrea.ouse@cityofvallejo.net)

Kathleen Diohep, Economic Development Manager, (707) 553-7283

[kathleen.diohep@cityofvallejo.net](mailto:kathleen.diohep@cityofvallejo.net)

Erin Hanford, Admin Analyst II, (707) 648-5406

[erin.hanford@cityofvallejo.net](mailto:erin.hanford@cityofvallejo.net)

B. **PROGRESS REPORT OF THE CITY COUNCIL AD-HOC COMMITTEE ON COMMISSIONS**

Recommendation: Receive the progress report from the Ad-Hoc Committee on Commissions (AHCC).

Contact: Craig Whittom, Assistant City Manager, (707) 648-4579

[craig.whittom@cityofvallejo.net](mailto:craig.whittom@cityofvallejo.net)

Dawn Abrahamson, City Clerk, (707) 648-4528

[dawn.abrahamson@cityofvallejo.net](mailto:dawn.abrahamson@cityofvallejo.net)



**C. STATUS UPDATE ON MEDICAL MARIJUANA DISPENSARY REQUESTS FOR LIMITED IMMUNITY AND CIVIL PROSECUTIONS AGAINST ILLEGAL DISPENSARIES**

Recommendation: Receive an update on the requests for limited immunity from medical marijuana dispensaries and civil prosecutions of illegal dispensaries.

Contact: Daniel E. Keen, City Manager, (707) 648-4576

[Daniel.Keen@cityofvallejo.net](mailto:Daniel.Keen@cityofvallejo.net)

Claudia Quintana, City Attorney, (707) 648-4545

[Claudia.Quintana@cityofvallejo.net](mailto:Claudia.Quintana@cityofvallejo.net)

**10. CITY MANAGER'S REPORT**

**11. CITY ATTORNEY'S REPORT**

**A. QUARTERLY REPORT FOR FY 2015/2016: FIRST QUARTER-JULY 1, 2015 THROUGH SEPTEMBER 30, 2015**

Recommendation: Informational Item only; no action required

Contact: Claudia Quintana, City Attorney, (707) 648-4547

[claudia.quintana@cityofvallejo.net](mailto:claudia.quintana@cityofvallejo.net)

**12. COMMUNITY FORUM**

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

**14. CLOSED SESSION**

**15. ADJOURNMENT**

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**ADDITIONAL CITY INFORMATION**

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I, Dawn Abrahamson, City Clerk do hereby certify that I have caused a true copy of the above notice and agenda to be delivered to each of the members of the Vallejo City Council, at the time and in the manner prescribed by law and that this agenda was posted at City Hall, 555 Santa Clara Street, CA at 5:00 p.m., Thursday, October 8, 2015.

Dated: Thursday, October 8, 2015



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Dawn G. Abrahamson, City Clerk