

AGENDA



City Hall
555 Santa Clara Street
Vallejo, CA 94590
www.cityofvallejo.net

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

JOINT SPECIAL MEETING OF THE VALLEJO CITY COUNCIL AND VALLEJO HOUSING AUTHORITY– 6:45 P.M.

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

MAYOR
Bob Sampayan

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

MAY 9, 2017

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
MAY 9, 2017**

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-Existing Litigation: V.W. v. City of Vallejo, et al, E.D.C.A. Case No 2:12-cv-01629-MCE-AC, pursuant to subsection (a) of Government Code section 54956.9
 - B. Conference with Legal Counsel-Anticipated Litigation
Initiation of Litigation Pursuant to Paragraph (4) of subdivision (d) of Government Code section 54956.9: Two Potential Cases
- 4. ADJOURNMENT**

Dated: Thursday, May 4, 2017



Bob Sampayan, 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, May 4, 2017.

Dated: Thursday, May 4, 2017



Dawn G. Abrahamson, City Clerk

**CALL AND NOTICE OF
SPECIAL JOINT MEETING
AT 6:45 PM
OF THE
VALLEJO CITY COUNCIL AND
VALLEJO HOUSING AUTHORITY,
COUNCIL CHAMBERS
555 SANTA CLARA STREET,
VALLEJO, CA
MAY 9, 2017**

MAYOR/CHAIR
Bob Sampayan

MEMBERS:
Vice Mayor/Vice Chair
Robert H. McConnell
Pippin Dew-Costa
Jesus "Jess" Malgapo
Katy Miessner
Hermie R. Sunga
Rozzana Verder-Aliga, EdD
Lydia Pitchford
Margie Verdan

TO THE MEMBERS OF THE VALLEJO CITY COUNCIL AND VALLEJO HOUSING AUTHORITY BOARD:

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

NOTICE: Members of the public shall have the opportunity to address these governing bodies 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. **PRESENTATIONS AND COMMENDATIONS**
4. **CONSENT CALENDAR AND APPROVAL OF AGENDA**
 - A. **ADOPT A RESOLUTION AND AUTHORIZE ACTIONS TO SUPPORT RENEWAL OF THE DOWNTOWN VALLEJO PROPERTY AND BUSINESS IMPROVEMENT DISTRICT**

Recommendation: Adopt resolutions authorizing the City Manager or his designee, as Executive Director of the Vallejo Housing Authority and on behalf of the City, to:

- 1) Sign the petition to renew the Downtown Vallejo Property and Business Improvement District (DVPID),
- 2) Submit assessment ballot(s) in favor of renewal of the District, and
- 3) Sign other documents that may be necessary for DVPBID renewal.

Contact: Annette Taylor, Senior Community Development Analyst (707) 649-3510

Annette.taylor@cityofvallejo.net

5. **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.

6. ADJOURNMENT

Thursday, May 4, 2017 Dated:

A handwritten signature in blue ink that reads "Dawn G. Abrahamson for". The signature is written in a cursive style.

Bob Sampayan, Mayor/Chair

I, Dawn Abrahamson, City Clerk/Secretary, 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 and Housing Authority, 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, May 4, 2017.

Dated: Thursday, May 4, 2017

A handwritten signature in blue ink that reads "Dawn G. Abrahamson". The signature is written in a cursive style.

Dawn G. Abrahamson, City Clerk/Secretary

**VALLEJO CITY COUNCIL
REGULAR MEETING – 7:00 PM
COUNCIL CHAMBERS
MAY 9, 2017**

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATIONS AND COMMENDATIONS**
 - A. PRESENTATION OF A PROCLAMATION DECLARING MAY 21 - MAY 27, 2017 "PUBLIC WORKS WEEK"**
 - B. PRESENTATION OF A PROCLAMATION DECLARING MAY 2017 "TOURISM MONTH"**
 - C. CITY OF VALLEJO STATE OF THE PAVEMENT - PRESENTED BY MTC CONSULTANT**

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 the City Council minutes for the regular meeting of April 25, 2017

Contact: Dawn G. Abrahamson, City Clerk (707) 648-4528

Dawn.Abrahamson@cityofvallejo.net

B. PAYMENT OF CLAIMS - MARCH 2017

Recommendation: By motion, ratify the payment of claims totaling \$7,140,001.14 for the period March 1, 2017, through March 31, 2017.

Contact: Ron Millard, Finance Director, (707) 648-4592

Ron.Millard@CityofVallejo.net

C. SECOND READING AND ADOPTION OF AN ORDINANCE AMENDING CHAPTER 11.48 OF THE VALLEJO MUNICIPAL CODE REGARDING WATER RATES AND CHARGES

Recommendation: Hold second reading and adopt an Ordinance amending Chapter 11.48 of the Vallejo Municipal Code regarding water rates and charges

Contact: Teri Killgore, Assistant City Manager (707) 648-4576

Teri.Killgore@cityofvallejo.net

D. SECOND READING AND ADOPTION OF AN ORDINANCE AMENDING CHAPTER 7.68 OF THE VALLEJO MUNICIPAL CODE TO PROHIBIT SMOKING AT BUS STOPS

Recommendation: Hold second reading and adopt an Ordinance amending Chapter 7.68 of the Vallejo Municipal Code to prohibit smoking at bus stops

Contact: Kristina Robertson, Neighborhood Law Program Intern (707) 648-5411

Kristina.Robertson@cityofvallejo.net

E. ADOPT A RESOLUTION INITIATING PROCEEDING FOR AD VALOREM ASSESSMENTS ON PROPERTIES IN THE LANDSCAPE AND LIGHTING ACT OF 1911 LANDSCAPE MAINTENANCE DISTRICTS AND SETTING A PUBLIC HEARING FOR MAY 23, 2017

Recommendation: Adopt the Resolution declaring the intent to levy assessments for 13 Landscape Maintenance Districts (LMDs) for Fiscal Year 2017-18 and setting a Public Hearing for May 23, 2017.

Contact: Jill A. Mercurio, Interim Public Works Director (707) 648-4085

jill.mercurio@cityofvallejo.net

F. ADOPT A RESOLUTION INITIATING PROCEEDING FOR ASSESSMENTS ON PROPERTIES IN THE LANDSCAPE AND LIGHTING ACT OF 1972 LANDSCAPE MAINTENANCE DISTRICTS AND SETTING A PUBLIC

HEARING FOR MAY 23, 2017

Recommendation: Adopt a Resolution preliminarily approving the Engineer's Report and declaring the intent to levy and collect assessments for eleven Landscape Maintenance Districts (LMDs) for Fiscal Year 2017-18 and setting a Public Hearing on this matter for May 23, 2017 at 7 p.m.

Contact: Jill A. Mercurio, Interim Public Works Director (707) 648-4085
jill.mercurio@cityofvallejo.net

G. ADOPT A RESOLUTION INITIATING PROCEEDING FOR ASSESSMENTS ON PROPERTIES IN THE HIDDENBROOKE MAINTENANCE DISTRICT AND SETTING A PUBLIC HEARING FOR MAY 23, 2017

Recommendation: Adopt a Resolution preliminarily approving the Engineer's Report and declaration of intention to levy and collect assessments for the Hiddenbrooke Maintenance District (HMD) for Fiscal Year 2017-18 and setting a Public Hearing on this matter for May 23, 2017 at 7:00 PM.

Contact: Jill A. Mercurio, Interim Public Works Director (707) 648-4085
Jill.Mercurio@cityofvallejo.net

H. ADOPT RESOLUTION INITIATING PROCEEDING FOR ASSESSMENTS ON PROPERTIES IN THE NORTHEAST QUADRANT LANDSCAPE MAINTENANCE DISTRICT AND SETTING A PUBLIC HEARING FOR MAY 23, 2017

Recommendation: Adopt a Resolution preliminarily approving the Engineer's Report and declaration of intent to levy and collect assessments for the Northeast Quadrant Landscape Maintenance Districts (LMD) for Fiscal Year 2017-18 and setting a Public Hearing on this matter for May 23, 2017 at 7 p.m.

Contact: Jill A. Mercurio, Interim Public Works Director (707) 648-4085
jill.mercurio@cityofvallejo.net

I. ADOPT A RESOLUTION INITIATING PROCEEDING FOR AD VALOREM ASSESSMENTS ON PROPERTIES IN THE GLEN COVE I/II LANDSCAPE MAINTENANCE DISTRICTS AND SETTING A PUBLIC HEARING FOR MAY 23, 2017

Recommendation: Adopt the Resolution declaring the intent to levy assessment for the Glen Cove I/II Landscape Maintenance District for Fiscal Year 2017-18 and setting a Public Hearing for May 23, 2017 at 7:00 p.m.

Contact: Jill A. Mercurio, Interim Public Works Director (707) 648-4085
jill.mercurio@cityofvallejo.net

J. AUTHORIZE THE CITY MANAGER TO EXECUTE A LEASE WITH

STRYKER FLEX FINANCIAL FOR 10 PHYSIO CONTROL CARDIAC MONITORS/DEFIBRILLATORS IN THE AMOUNT OF \$259,975 AND EXECUTE A FOUR-YEAR SERVICE AGREEMENT IN THE AMOUNT OF \$57,120

Recommendation: By motion, authorize the City Manager to execute a five-year lease with Stryker Flex Financial for 10 defibrillators/monitors and accessories at a cost of \$259,975, and a four-year service agreement with manufacturer Physio Control at a cost of \$57,120. The acquisition will enable the department to continue to provide the highest level of care for its community.

Contact: Jack McArthur, Fire Chief
jack.mcarthur@cityofvallejo.net

K. **AUTHORIZE THE CITY MANAGER TO EXECUTE A TWO-YEAR PURCHASE AGREEMENT WITH L.N. CURTIS & SONS FOR PUBLIC SAFETY GOODS IN AN AMOUNT NOT TO EXCEED \$400,000 AND RATIFY PAYMENTS OF \$300,696**

Recommendation:

By motion:

1. Authorize the City Manager to execute a Purchase Agreement with L.N. Curtis & Sons (including their Curtis Blue Line division) for equipment, materials, and supplies for the Fire Department and Police Department in an amount not to exceed \$200,000 per fiscal year through June 30, 2019, by piggybacking on a public agency contract and through a cooperative purchasing agreement.
2. Ratify expenditures in the amount of \$300,696 to L.N. Curtis & Sons for payments made in Fiscal Years 2015-16 and 2016-17 that exceeded the \$100,000 authorization limit pursuant to Vallejo Municipal Code section 3.20.045(A).

Contact: Bonnie Mirante, Administrative Analyst II, (707) 648-5565
bonnie.mirante@cityofvallejo.net

L. **AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENT WITH THE IBEW TO RESOLVE THE UPC CHARGE FILED WITH THE PERB.**

Recommendation: By motion, authorize the City Manager or his designee to execute an agreement with the International Brotherhood of Electrical Workers, Local 1245, AFL-CIO ("IBEW") in order to settle and resolve the Unfair Practice Charge ("UPC").

Contact: James Peavey, Employee Relations Manager, (707) 648-4012
james.peavey@cityofvallejo.net

M. AUTHORIZE THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH WEST YOST ASSOCIATES TO EXTEND THE TERM AND TO INCREASE THE NOT TO EXCEED AMOUNT TO \$696,110 FOR THE FINISHED WATER PUMP STATION ELECTRIFICATION PROJECT

Recommendation: By motion, authorize the City Manager to execute the First Amendment to the Design Professional Services Agreement by and between the City of Vallejo (the "City") and West Yost Associates, a California Corporation ("WYA") to extend the term of the Agreement from April 1 2018, to June 30, 2019, and to increase the not to exceed amount by \$227,746 for a new not to exceed amount of \$696,110.

Contact: Michael Malone, Water Director, (707) 648-4308
mike.malone@cityofvallejo.net

Richard Wilson, Water Engineering Manager, (707) 648-4309
richard.wilson@cityofvallejo.net

N. ADOPT A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO R.E. SMITH CONTRACTOR, INC., IN THE AMOUNT OF \$3,035,000 FOR THE FINISHED WATER PUMP STATION ELECTRIFICATION PHASE 2 PROJECT

Recommendation: Adopt a Resolution approving the plans and specifications for the project entitled Finished Water Pump Station Electrification Phase 2 (FWPS Phase2) project and authorizing the City Manager to award a construction contract in the amount of \$3,035,000 to R.E. Smith Contractor, Inc. in accordance with the approved plans and specifications.

Contact: Michael A. Malone, Water Director, (707) 648-4308
Mike.Malone@cityofvallejo.net

Richard H. Wilson, Water Engineering Manager, (707) 648-4309
Richard.Wilson@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 AUTHORIZING FIRST RESPONDER FEE AND ADOPT A RESOLUTION ESTABLISHING A FEE OF \$395**

Recommendation: Hold on first reading an ordinance adding Chapter 3.23 to the Vallejo Municipal Code authorizing a First Responder Fee to recover costs for providing medical emergency services, and adopt a resolution establishing the fee of \$395 and amending the master fee schedule.

Contact: Jack McArthur, Jr., Fire Chief, (707) 648-4420

Jack.McArthur@cityofvallejo.net

B. **ADOPT A RESOLUTION APPROVING FISCAL YEAR (FY) 2017-18 ACTION PLAN, INCLUDING FY 2017-18 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDING**

Recommendation: Adopt a Resolution approving the City of Vallejo's Action Plan for FY 2017-18 for submission to HUD by May 15, 2017.

Contact: Guy L. Ricca, Senior Community Development Analyst, (707) 648-4395

Guy.Ricca@cityofvallejo.net

C. **INTRODUCE AN ORDINANCE TO ESTABLISH THE FIBER ENTERPRISE FUND, ADOPT A RESOLUTION OF INTENT TO AMEND THE FY 2016-17 MEASURE B AND FIBER ENTERPRISE FUND BUDGETS, AND AUTHORIZE AN INTER FUND LOAN TRANSFER IN THE AMOUNT OF \$830,000**

Recommendation: Hold on first reading an ordinance establishing the Fiber Enterprise Fund (Attachment 1); and adopt a resolution of intent to amend the Fiscal Year (FY) 2016-17 Measure B and Fiber Enterprise Fund budgets and, subject to the budget amendment, authorizing the interfund loan transfer in the amount of \$830,000 from General Fund to the Fiber Enterprise Fund (Attachment 2).

Contact: Will Morat, Administrative Analyst II, (707) 648-4109

will.morat@cityofvallejo.net

9. **INFORMATION CALENDAR**

10. **CITY MANAGER'S REPORT**

11. **CITY ATTORNEY'S REPORT**

12. COMMUNITY FORUM

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

14. CLOSED SESSION

15. ADJOURNMENT

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 pm , Thursday, May 4, 2017.



Dated: Thursday, May 4, 2017

Dawn G. Abrahamson, City Clerk