AGENDA

VALLEJO CITY COUNCIL SPECIAL MEETING – 4:00 P.M. (CLOSED SESSION)



City Hall 555 Santa Clara Street Vallejo, CA 94590 www.cityofvallejo.net VALLEJO SANITATION AND FLOOD CONTROL DISTRICT SPECIAL MEETING – 5:30 P.M.

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

VALLEJO HOUSING AUTHORITY SPECIAL MEETING – 6:45 P.M.

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

AUGUST 22, 2017

MAYOR Bob Sampayan

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

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 4:00 PM OF THE VALLEJO CITY COUNCIL AUGUST 22, 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-Anticipated Litigation: Initiation of Litigation Pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9(b)(1). One (1) Potential Case
- B. Conference with Real Property Negotiators pursuant to Government Code Section 54956.8 - <u>Property</u>: The parcels generally known as 2118 Sacramento, 2134 Sacramento, and 2136 Sacramento; <u>City Negotiators</u>: Daniel E. Keen, City Manager; Ron Gerber, Economic Development Manager; and Anne Putney, Housing & Community Development Manager; <u>Negotiating Parties</u>: Mel Gomez, Mustico Realty; Under Negotiations: Price and Terms of Payment
- C. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Jasmin Loi, Human Resources Director; and Kristin Recchia, LCW. Employee Organizations: Vallejo Police Officers Association (VPOA); International Association of Firefighters, Local 1186 (IAFF); Confidential, Administrative and Managerial Professionals(CAMP); and Unrepresented Employees

4. ADJOURNMENT

Dated: Thursday, August 17, 2017

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Bob Sampayan, Mayor

I, Dawn Abrahamson, City Clerk, do herby 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, August 17, 2017.

Dated: Thursday, August 17, 2017

Dawn G. Abrahamson, City Clerk

CALL AND NOTICE OF
SPECIAL MEETING
AT 6:45 PM
OF THE
VALLEJO HOUSING AUTHORITY
COUNCIL CHAMBERS
555 SANTA CLARA STREET,
VALLEJO, CA
AUGUST 22, 2017

CHAIR Bob Sampayan

COMMISSIONERS: 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 CHAIR AND COMMISSIONERS OF THE VALLEJO HOUSING AUTHORITY:

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

<u>NOTICE:</u> Members of the public shall have the opportunity to address the Housing Authority 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. CONSENT CALENDAR AND APPROVAL OF AGENDA

A. APPROVAL OF MINUTES

<u>Recommendation</u>: By motion, approve the June 13, 2017 Special Housing Authority meeting minutes

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

Dawn.Abrahamson@citvofvalleio.net

B. ACCEPT THE CITY TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED JUNE 30, 2017

<u>Recommendation</u>: By motion, accept the City Treasurer's Investment Report for the guarter ended June 30, 2017.

Contact: Ron Millard, Finance Director, (707) 648-4592 ron.millard@cityofvallejo.net

4. ACTION CALENDAR

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

5. ADJOURNMENT

Dated: Thursday, August 17, 2017

Dated: Thursday, August 17, 2017

Bob Sampayan, Chair

I, Dawn Abrahamson, Secretary, do herby 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 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, August 17, 2017.

Dated: Thursday, August 17, 2017

Dawn G. Abrahamson, City Clerk

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VALLEJO CITY COUNCIL REGULAR MEETING – 7:00 PM COUNCIL CHAMBERS AUGUST 22, 2017

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ROLL CALL
- 4. PRESENTATIONS AND COMMENDATIONS
 - A. PRESENTATION OF A PROCLAMATION IN RECOGNITION OF THE FLORENCE DOUGLAS CENTER'S 40th ANNIVERSARY
 - B. PRESENTATION BY ELENA KAROULINA REGARDING SUSTAINABLE SOLANO'S VALLEJO SUSTAINABLE BACKYARD PROGRAM
- 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 meetings of 1) July 25, 2017 (special) and 2) July 25, 2017 (regular)

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

dawn.abrahamson@cityofvallejo.net

B. SECOND READING AND ADOPTION OF AN ORDINANCE ADDING

CHAPTER 10.18 TO THE VALLEJO MUNICIPAL CODE REGARDING TELECOMMUNICATIONS FACILITIES IN THE PUBLIC RIGHT OF WAY AND ON PUBLIC PROPERTY

Recommendation: Hold second reading and adopt an Ordinance adding Chapter 10.18 to the Vallejo Municipal Code regarding telecommunication facilities in the public right of way and on public property

Contact: Will Morat, Administrative Analyst II (707) 758-5209 Will.Morat@cityofvallejo.net

C. PAYMENT OF CLAIMS - MAY/JUNE 2017

Recommendation: By motion, ratify the payment of claims totaling \$5,850,831.38 for the period May 1, 2017, through May 31, 2017 and ratify the payment of claims totaling \$5,079,908.51 for the period June 1, 2017, through June 30, 2017.

Contact: Ron Millard, Finance Director. (707) 648-4592 Ron.Millard@CityofVallejo.net

D. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE INTERNATIONAL CITY MANAGEMENT ASSOCIATION RETIREMENT CORPORATION TO ALLOW ELIGIBLE CITY EMPLOYEES TO PARTICIPATE IN AN ALTERNATIVE RETIREMENT HEALTH SAVINGS PLAN

Recommendation: Adopt a resolution authorizing the City Manager to execute an adoption agreement with the International City Management Association Retirement Corporation ("ICMARC") to allow employee participation in the Vantagecare Retirement Health Savings Plan ("RHSP") pursuant to the memorandum of understanding ("MOU") between the City of Vallejo ("City") and the Confidential, Administrative, Managerial and Professional Association of Vallejo ("CAMP") and pursuant to the MOU between the City and the International Brotherhood of Electrical Workers, Local 1245 ("IBEW").

Contact: James E. Peavey, Employee Relations Manager (707) 648-4102 james.peavey@cityofvallejo.net

E. ADOPT RESOLUTIONS AUTHORIZING THE CITY MANAGER TO EXECUTE THE PARCEL MAP ON THE CITY-OWNED NORTHERN WATERFRONT AND TO ACCEPT THE QUITCLAIM OF CERTAIN PG&E EASEMENTS ON BEHALF OF THE CITY AS PROPERTY OWNER.

Recommendation: Adopt resolutions authorizing the City Manager to execute the parcel map for the City-owned Northern Waterfront and to accept the quitclaim of certain PG&E easements on behalf of the City as property owner.

Contact: Alea Gage, Economic Development Project Manager, (707) 649-5454 Alea.Gage@cityofvallejo.net

F. AUTHORIZE THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH DRS MARINE FOR A TOTAL NOT TO EXCEED AMOUNT OF \$205,000

Recommendation: By motion, authorize the City Manager to execute the First Amendment to the Consultant and Professional Services Agreement with DRS Marine for additional inspection and dam outlet system repair work in the amount of \$107,000, bringing the total not to exceed contract amount to \$205,000.

Contact: Mike Malone, Water Director (707) 648-4308

Mike.Malone@cityofvallejo.net

Richard Wilson, Engineering Manager (707) 648-4309

Richard.Wilson@cityofvallejo.net

G. ADOPT A RESOLUTION OF INTENTION TO AMEND THE OFFICE OF TRAFFIC SAFETY FUND AND GENERAL FUND BUDGETS TO RECOGNIZE REVENUE AND APPROPRIATE EXPENDITURES FOR SELECTIVE TRAFFIC ENFORCEMENT PROGRAM

Recommendation: Adopt a resolution of intention to 1) amend the Office of Traffic Safety (OTS) Grant Fund #146 budget to recognize revenue of \$230,000 from an Office of Traffic Safety grant award and appropriate expenditures of \$230,000 for the Selective Traffic Enforcement Program (STEP) and 2) amend the Police Department's General Fund budget to increase interfund reimbursements of \$218,000.

This is the first step in a two step process to amend the OTS Grant Fund and General Fund Fiscal Year 2017-18 budgets.

Contact: Lee Horton, Captain of Police (707) 648-4653 lee.horton@cityofvallejo.net

H. AUTHORIZE THE CITY MANAGER TO EXECUTE A FUNDING AGREEMENT BETWEEN NAPA VALLEY VINE TRAIL COALITION (NVVTC) AND CITY OF VALLEJO FOR THE ACTIVE TRANSPORTATION PROGRAM (ATP) BAY TRAIL & VINE TRAIL GAP CLOSURE PROJECT

<u>Recommendation</u>: By motion, authorize the City Manager to execute a funding agreement with the Napa Valley Vine Trail Coalition in the amount of \$800,000 to be used as local match for the federally aided ATP Bay Trail & Vine Trail Gap Closure Project.

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

AUTHORIZE PURCHASE OF COMPUTER EQUIPMENT IN AN AMOUNT NOT TO EXCEED \$250,000 FROM DELL, INC. THROUGH THE STATE OF CALIFORNIA CONTRACT WITH NASPO VALUE POINT COOPERATIVE

<u>Recommendation</u>: By motion, authorize the purchase of computer equipment in an amount not to exceed \$250,000 from DELL, Inc. through the State of California contract with NASPO Value Point Cooperative.

Contact: Gregory K. Taylor, Chief Information Officer, (707) 648-4468 gregory.taylor@cityofvallejo,net

J. ACCEPT THE CITY TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED JUNE 30, 2017

<u>Recommendation</u>: By motion, accept the City Treasurer's Investment Report for the guarter ended June 30, 2017.

Contact: Ron Millard, Finance Director, (707) 648-4592 ron.millard@cityofvallejo.net

K. AUTHORIZE THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE AGREEMENT WITH BKF ENGINEERS, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$111,500.

<u>Recommendation</u>: By motion, authorize the City Manager to execute the First Amendment to the Design Professional Services Agreement with BKF Engineers to include additional services for design of a hoist system in the amount of \$12,500, bringing the total not to exceed contract amount to \$111.500.

Contact: Mike Malone, Water Director, (707) 648-4308 Mike.Malone@cityofvallejo.net
Richard Wilson, Engineering Manager (707) 648-4309
Richard.Wilson@cityofvallejo.net

L. AUTHORIZE THE CITY MANAGER TO EXECUTE A DESIGN PROFESSIONAL SERVICES AGREEMENT WITH HDR INC. IN AN AMOUNT NOT TO EXCEED \$377,038 TO ASSESS LAKE CURRY DAM SPILLWAY

<u>Recommendation</u>: By motion, authorize the City Manager to execute a design professional services agreement with HDR Inc. for assessment and design services of Lake Curry spillway long term repairs in an amount not to exceed \$377,038.

Contact: Mike Malone, Water Director (707) 648-4308

Mike.Malone@cityofvallejo.net

Richard Wilson, 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. ADOPT A RESOLUTION MAKING APPOINTMENTS TO THE CODE ENFORCEMENT APPEALS BOARD, HOUSING & COMMUNITY DEVELOPMENT COMMISSION AND THE PARTICIPATORY BUDGETING STEERING COMMITTEE

<u>Recommendation</u>: Adopt a Resolution making appointments to fill two vacancies to the Code Enforcement Appeals Board, four vacancies to the Housing & Community Development Commission and four members and three alternates to the Participatory Budgeting Steering Committee (PBSC).

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

B. INTRODUCE AN ORDINANCE AMENDING CHAPTER 7.100 OF THE VALLEJO MUNICIPAL CODE REGARDING MEDICAL MARIJUANA DISPENSARY PERMITS

<u>Recommendation</u>: It is recommended that the City Council introduce an ordinance amending Vallejo Municipal Code Chapter 7.100 to provide permits for medical marijuana dispensaries currently in possession of limited immunity.

Contact: Joanna Altman, Assistant to the City Manager, (707) 648-4362 Joanna.Altman@cityofvallejo.net

C. PARS PUBLIC AGENCIES POST-EMPLOYMENT BENEFITS TRUST Recommendation:

It is recommended that the City Council adopt the attached Resolution, which:

- Authorizes the City Manager to negotiate and execute agreements related to the establishment of an IRS Section 115 Trust ("Trust") with the Public Agency Retirement Services (PARS) Post-Employment Benefits Trust Program, for the purpose of pre-funding the City's contributions to the CalPERS pension system;
- 2. Authorizes the City Manager to negotiate and execute an

- Administrative Services Agreement with PARS for the administration of the Trust for five years, with one additional three-year renewal option on the same terms and conditions, for an estimated total amount not to exceed \$90,000 over a five-year period;
- 3. Funds the Trust with an initial deposit with \$963,521 of pension contribution reserves;
- 4. Appoints the City Manager or his/her designee as the City's Plan Administrator: and
- 5. Authorizes the City Manager to execute all documents and take other actions necessary to implement the Program.

Contact: Ron Millard, Finance Director (707) 648-4592 Ron.Millard@cityofvallejo.net

D. ADOPT RESOLUTION APPROVING (1) A SETTLEMENT AGREEMENT AMONG THE NAVY, LENNAR MARE ISLAND, LLC, CH2M HILL CONSTRUCTORS, INC., CH2M HILL CONSTRUCTORS, LLC, STEADFAST INSURANCE COMPANY, VALLEJO SANITATION AND FLOOD DISTRICT, AND THE CITY OF VALLEJO, (2) A FOURTH AMENDMENT TO THE ENVIRONMENTAL SERVICES COOPERATIVE AGREEMENT (ESCA EAST) BETWEEN THE NAVY AND THE CITY AND (3) A COOPERATIVE AGREEMENT BETWEEN VALLEJO SANITATION AND FLOOD DISTRICT AND THE CITY OF VALLEJO.

Recommendation: Adopt the attached Resolution authorizing the City Manager or his designee, to (1) execute the Settlement Agreement among the Department of the Navy, Lennar Mare Island, LLC, CH2M Hill Constructors, Inc., CH2M Hill Constructors, LLC, Steadfast Insurance Company, Vallejo Sanitation and Flood Control District (VSFCD), and the City of Vallejo, (2) execute the Fourth Amendment to the Environmental Services Cooperative Agreement between the Department of the Navy and the City of Vallejo dated April 16, 2001 (ESCA East), (3) execute a Cooperative Agreement between the City and VSFCD memorializing and establishing process by which City can assist VSFCD, at VSFCD's expense, in presenting to Navy for review and approval and potential payment from ESCA trust fund monies the costs, if any, that VSFCD may incur in connection with the handling and off-hauling of Navy contamination encountered in the course of performing installation or repair work on VSFCD sanitary sewer or storm drain facilities on the EETP property; and (4) authorize the City Manager or his designee to execute such other documents or instruments and take such additional actions that do not require the expenditure of City funds as may be necessary to carry out the purpose of this resolution.

Contact: Erin Hanford, Administrative Analyst II (707)648-5406 erin.hanford@cityofvallejo.net

E. REQUEST BY VICE MAYOR MCCONNELL TO PLACE AN ITEM ON A FUTURE AGENDA TO SCHEDULE A STUDY SESSION OF THE CITY COUNCIL TO REVIEW THE MERITS AND FEASIBILITY OF A) ESTABLISHING DISTRICT ELECTIONS FOR ALL COUNCIL SEATS; B) SELECTING THE MAYOR POSITION BY SENIORITY; C) INCREASING THE MONTHLY COMPENSATION PAID TO COUNCILMEMBERS; AND D) ESTABLISHING TERM LIMITS FOR ALL COUNCIL SEATS

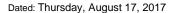
<u>Recommendation</u>: Consider request by Vice Mayor McConnell and direct staff accordingly

Contact: Vice Mayor McConnell Robert.McConnell@cityofvallejo.net

- 9. INFORMATION CALENDAR
- 10. CITY MANAGER'S REPORT
 - A. VERBAL REPORT ON CONGRESSMAN THOMPSON'S MEETING WITH KEY STAKEHOLDERS DIRECTLY IMPACTED BY THE CONDITION OF THE NAPA RIVER IN VALLEJO
- 11. CITY ATTORNEY'S REPORT
- 12. 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.

- 13. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL
- 14. CLOSED SESSION
- 15. ADJOURNMENT





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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 pm , Thursday, August 17, 2017.

Dated: Thursday, August 17, 2017

Dawn G. Abrahamson, City Clerk