



**AGENDA  
VALLEJO CITY COUNCIL  
MAY 8, 2007**

MAYOR  
Anthony Intintoli, Jr.

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

City Hall  
555 Santa Clara Street  
Vallejo, CA 94590

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/>

The Vallejo Sanitation & Flood Control District is located at 450 Ryder Street, (707) 644-8949. A public agenda book is available at the District Office during regular business hours for those desiring additional information on agenda items.



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.

**VALLEJO CITY COUNCIL  
SPECIAL MEETING – STUDY SESSION  
6:30 P.M. – CITY COUNCIL CHAMBERS**

- A. STUDY SESSION PROVIDING AN UPDATE ON THE EXCLUSIVE RIGHT TO NEGOTIATE (ERN) AGREEMENT BETWEEN THE CITY AND TOURO UNIVERSITY RELATED TO THE 191-ACRE NORTH MARE ISLAND PROPERTY

Staff intends to provide an update to the Council on progress in the negotiations regarding the ERN Agreement, including information related to the preliminary land, infrastructure and financing plans developed to date.

**PROPOSED ACTION:** No action is required as this is for information only.

**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 DECLARING MAY 20-26, 2007, AS NATIONAL SAFE BOATING WEEK IN VALLEJO – PRESENTED TO DONALD GOMEZ, PUBLIC AFFAIRS OFFICER OF THE U.S. COAST GUARD

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**

*All matters are approved under one motion unless requested to be removed for discussion by a Councilmember, City Manager, or member of the public subject to a majority vote of the Council.*

- A. APPROVAL OF A RESOLUTION AMENDING CITY OF VALLEJO CONSOLIDATED PLAN, FISCAL YEARS 2005/2006 THROUGH 2009/2010  
  
PROPOSED ACTION: Approve amendments to the City of Vallejo's Consolidated Plan.
- B. APPROVAL OF MINUTES FOR THE MEETING OF MARCH 21, 2006  
  
PROPOSED ACTION: Approve the minutes.
- C. APPROVAL OF A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT TO RETAIN THE CONTRA COSTA COUNTY BUILDING DIVISION TO PERFORM CONTRACT BUILDING PERMIT PLAN CHECK AND RELATED SERVICES  
  
PROPOSED ACTION: Adopt the resolution authorizing the City Manager to enter into a professional services agreement between the City of Vallejo and Contra Costa County for building permit plan check and related services and authorizing the City Manager to enter into and execute any amendments to the Agreement in a form approved by the City Attorney.

- D. FINAL READING OF AN ORDINANCE AMENDING SECTION 2.02.360 OF THE VALLEJO MUNICIPAL CODE RELATING TO THE PAYMENT OF CLAIMS

PROPOSED ACTION: Hold final reading and adopt the Ordinance.

- E. APPROVAL OF THREE LEASE AGREEMENTS BETWEEN THE CITY OF VALLEJO AND OMNIPOINT COMMUNICATIONS, INC., REGARDING USE OF CITY-OWNED PROPERTIES AT BROADLEIGH PLACE, CATALINA CIRCLE, AND REGENTS PARK DRIVE

PROPOSED ACTION: Adopt the three resolutions authorizing the City Manager to execute leases with Omnipoint Communications, Inc., with any changes recommended by the City Attorney or Risk Manager, and to take such further actions, including execution of any documents, determined to be necessary to carry out the purposes of the resolution.

- F. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT THE CITY OF VALLEJO'S FY 2007-2008 APPLICATION FOR BAYLINK FERRY OPERATING ASSISTANCE AND CAPITALIZED MAINTENANCE TO THE METROPOLITAN TRANSPORTATION COMMISSION IN THE AMOUNT OF \$1,727,183.00.

PROPOSED ACTION: Approve a resolution authorizing the City Manager or his designee to submit the City of Vallejo's FY 2007-2008 application for Baylink Ferry operating assistance and capitalized maintenance to the Metropolitan Transportation Commission in the amount of \$1,727,183.00.

**7. PUBLIC HEARINGS - NONE**

**8. POLICY ITEMS**

- A. AN URGENCY ORDINANCE, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 65858, EXTENDING UNTIL MARCH 27, 2008, A MORATORIUM ON THE ESTABLISHMENT OF ANY NEW ACTIVITY OR FACILITY SELLING TOBACCO OR TOBACCO RELATED PRODUCTS OR PARAPHERNALIA

This action would extend the original 45-day interim moratorium on any new activities or facilities selling tobacco or tobacco related products and paraphernalia for an additional period of 10 months and 42 days in order to allow staff to draft regulations on such uses.

PROPOSED ACTION: Adopt an urgency ordinance extending the original 45 day moratorium until March 27, 2008.

**9. ADMINISTRATIVE ITEMS**

- A. SUBMISSION OF THE CITY OF VALLEJO FISCAL YEAR 2007-2008  
PROPOSED BUDGET

The purpose of this report is to submit the City of Vallejo's Fiscal Year 2007-2008 Proposed Budget to the City Council.

PROPOSED ACTION: This report is an informational item only.

- B. CONSIDERATION OF A RESOLUTION AUTHORIZING A  
COLLABORATIVE EFFORT BETWEEN THE CITY OF VALLEJO AND  
THE SOLANO COUNTY DISTRICT ATTORNEY'S OFFICE TO RETAIN  
A COMMUNITY PROSECUTOR

Authorization regarding a collaborative effort to have the Solano County District Attorney's Office retain a Vallejo Community Prosecutor to pursue nuisance, illegal dumping, unfair business practices, and other "quality of life" actions on behalf of the City of Vallejo.

PROPOSED ACTION: Approve the resolution authorizing a collaborative effort between the City of Vallejo and the Solano County District Attorney's Office.

- C. CONSIDERATION OF A RESOLUTION SETTING THE FEE FOR THE  
COST OF THE CANDIDATES' STATEMENT OF QUALIFICATION FOR THE  
NOVEMBER 2007 MUNICIPAL ELECTION

PROPOSED ACTION: Adopt the resolution setting the fee for the cost of the Candidates' Statement of Qualification for the November 2007 Municipal Election.

**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**