



AGENDA VALLEJO CITY COUNCIL MAY 13, 2008

City Hall
555 Santa Clara Street
Vallejo, CA 94590

MAYOR
Osby Davis

CITY COUNCIL
Tom Bartee, Vice Mayor
Hermie Sunga
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.

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/>



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 LEGAL COUNSEL - PENDING LITIGATION: IN RE: CITY OF VALLEJO, CALIFORNIA, DEBTOR; UNITED STATES BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA, CASE NO. TBD, PURSUANT TO SUBDIVISION (C) OF GOVERNMENT CODE SECTION 54956.9

- B. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6. NEGOTIATORS: JOSEPH TANNER, CITY MANAGER; CRAIG WHITCOM, ASSISTANT CITY MANAGER-COMMUNITY DEVELOPMENT; SUSAN MAYER, ASSISTANT FINANCE DIRECTOR; ROBERT STOUT, FINANCE DIRECTOR; EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1186 (IAFF), VALLEJO POLICE OFFICERS ASSOCIATION (VPOA), INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW) AND CONFIDENTIAL, ADMINISTRATIVE, AND MANAGERIAL PROFESSIONALS (CAMP)

- C. LIABILITY CLAIM, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.95(a), DISCUSSION OF WORKERS' COMPENSATION CLAIM OF ROGER HAUGEN AGAINST THE CITY OF VALLEJO

- D. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: MARCUS PUGH V. CITY OF VALLEJO, WORKERS' COMPENSATION APPEALS BOARD NOS. WCK 0055992 & SFO 0474870, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.9

- E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS: JOSEPH M. TANNER, CITY MANAGER, CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT, AND SUSAN MCCUE, ECONOMIC DEVELOPMENT MANAGER, CONCERNING REUSE AREA 1-A ON MARE ISLAND AND THE NEGOTIATION OF PRICE AND TERMS OF PAYMENT WITH TOURO UNIVERSITY, PURSUANT TO GOVERNMENT CODE SECTION 54956.8

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 CITIZEN CERTIFICATE OF MERIT PRESENTED TO ROBERT STANLEY
 - B. PRESENTATION OF CERTIFICATES OF APPRECIATION TO HIGH SCHOOL STUDENTS WHO PARTICIPATED IN THE MOTHERS' DAY PROJECT
 - C. PRESENTATION OF PROCLAMATION TO DAVID RAMADANOFF, MUSIC DIRECTOR/CONDUCTOR OF THE VALLEJO SYMPHONY

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 IN SUPPORT OF ASSEMBLY BILL 1634 THE CALIFORNIA HEALTHY PETS ACT (REQUESTED BY COUNCILMEMBER GOMES)

PROPOSED ACTION: Adopt the resolution supporting AB 1634 and authorizing the City Manager to prepare a letter to the State Legislature and the Governor advocating for and supporting the passage of California Assembly Bill 1634.

- B. APPROVAL OF TWO RESOLUTIONS 1) AUTHORIZING THE CITY MANAGER TO ENTER INTO A RIDGECREST MAINTENANCE SERVICE AGREEMENT; AND 2) A RESOLUTION OF INTENTION TO AMEND FISCAL YEARS 2007-2008 RIDGECREST MAINTENANCE DISTRICT BUDGET

PROPOSED ACTION: Adopt two resolutions 1) authorizing the City Manager to execute a Ridgecrest Maintenance Service Agreement between the City and the Vallejo Ridgecrest Homeowners Association and 2) adopt a resolution of Intention to amend the Fiscal Year 2007-2008 Ridgecrest Maintenance District Budget (Fund #169) by \$8,418.00 from \$19,487.00 to \$27,905.00.

- C. APPROVAL OF MINUTES FOR SPECIAL MEETING OF MAY 5, 2008

PROPOSED ACTION: Approve the minutes.

- D. APPROVAL OF A RESOLUTION APPROVING AND RATIFYING THE FISCAL YEAR 2007-2008 BUDGET FOR THE DOWNTOWN IMPROVEMENT DISTRICT AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MANAGEMENT AGREEMENT WITH THE DOWNTOWN ASSOCIATION OF VALLEJO FOR DOWNTOWN IMPROVEMENT DISTRICT SERVICES FOR FISCAL YEAR 2007-2008.

PROPOSED ACTION: Adopt the resolution approving and ratifying the fiscal year 2007-2008 budget for the Downtown Improvement District and authorizing the City Manager to execute a Management Agreement for Downtown District Services with the Downtown Association of Vallejo for fiscal year 2007-08.

- E. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT FOR THE MARE ISLAND WETLANDS MITIGATION PROGRAM WITH WESTON SOLUTIONS, INC. TO EXTEND THE TERM TO MARCH 31, 2009

PROPOSED ACTION: Adopt the resolution authorizing the City Manager to execute an amendment to the Exclusive Right to Negotiate Agreement for the Mare Island Wetlands Mitigation Program with Weston Solution, Inc. to extend the term to March 31, 2009.

- F. APPROVAL OF A RESOLUTION IN SUPPORT OF SB 1093 (WIGGINS), AN ACT TO AMEND SECTIONS OF THE CALIFORNIA GOVERNMENT CODE AND CALIFORNIA STREETS AND HIGHWAYS CODE RELATING TO TRANSPORTATION AND THE CITY OF VALLEJO FERRY SYSTEM

PROPOSED ACTION: Adopt the resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System.

8. PUBLIC HEARING

- A. PUBLIC HEARING REGARDING MAKING A FINDING OF FISCAL EMERGENCY AND CONSIDERATION OF FARE RATE INCREASES ON THE BAYLINK/FERRY AND INTERCITY BUS SERVICES, SERVICE REDUCTIONS ON THE BAYLINK/FERRY SERVICE, AND A FUEL SURCHARGE MECHANISM ON PASSENGER FARES EFFECTIVE JUNE 1, 2008

PROPOSED ACTION: Conduct the Public Hearing.

9. POLICY ITEMS - NONE

10. ADMINISTRATIVE ITEMS

- A. CONSIDERATION OF A RESOLUTION ACCEPTING THE QUARTERLY RIDGECREST REPORT

PROPOSED ACTION: Adopt the resolution which accepts the report documenting the reimbursement to the Landscape Maintenance District Program for the period of January 1, 2008 through March 31, 2008, for non-LMD inspection services provided by the LMD program in the amount of \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.

- B. CONSIDERATION OF A RESOLUTION ALLOCATING FISCAL YEAR 2008-2009 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS, APPROVING THE CITY'S FISCAL YEAR 2008-2009 ACTION PLAN AND OTHER RELATED ACTIONS

PROPOSED ACTION: Adopt the resolution: approving the City's Action Plan for Fiscal Year 2008/2009, including the allocation of \$1,361,628 in CDBG and \$815,844 in HOME Program funds; approving the City's Fiscal Year 2008/2009 Action Plan and authorizing the City Manager to submit the Plan and any related documents or amendments to HUD by or before May 15, 2008; and authorizing the City Manager to execute agreements with the subrecipient agencies described in the staff report, not including Vallejo Neighborhood Housing Services, Inc. (VNHS).

11. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES - NONE

12. 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.

13. CITY MANAGER'S REPORT

14. CITY ATTORNEY'S REPORT

15. COMMUNITY FORUM

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

17. CLOSED SESSION - NONE

18. ADJOURNMENT