



AGENDA

VALLEJO CITY COUNCIL

JULY 24, 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/>



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 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 ON VALLEJO CITY UNIFIED SCHOOL DISTRICT UPDATE BY DR. DAMELIO**
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 RESPONSE TO THE 2006-2007 SOLANO COUNTY GRAND JURY REPORT ENTITLED: VALLEJO POLICE DEPARTMENT AND HOLDING FACILITY

PROPOSED ACTION: Adopt the resolution approving the response to the 2006-2007 Solano County Grand Jury Report dated June 14, 2007.

- B. APPROVAL OF RESPONSE TO THE 2006-2007 SOLANO COUNTY GRAND JURY REPORT ENTITLED: PERMISSION TO CARRY A CONCEALED WEAPON

PROPOSED ACTION: Adopt the resolution approving the response to the 2006- 2007 Solano County Grand Jury Report dated June 14, 2007.

- C. FINAL READING OF AN ORDINANCE OF THE CITY OF VALLEJO REPEALING CHAPTER 7.80 OF TITLE 7 (AUTOMATIC CALLING AND ALARM DEVICES) OF THE VALLEJO MUNICIPAL CODE, AND ADDING A NEW CHAPTER 7.81 REGULATING SECURITY ALARM SYSTEMS TO TITLE 7 OF THE VALLEJO MUNICIPAL CODE

PROPOSED ACTION: Adopt the Ordinance.

- D. APPROVAL OF A RESOLUTION AUTHORIZING CONTRACT CHANGE ORDER NO. 3 TO SOARES PIPELINE, INC., OF HAYWARD, CA FOR THE WATERMAINS CAPITAL IMPROVEMENTS PROJECT FY 2006-2007

PROPOSED ACTION: Adopt the resolution authorizing Contract Change Order No. 3 to Soares Pipeline, Inc. of Hayward, California for the Water Mains Capital Improvements Project FY 2006-2007, in the amount of \$435,061.16.

- E. APPROVAL OF TWO RESOLUTIONS: 1) AUTHORIZING THE CITY MANAGER TO SUBMIT THE CITY OF VALLEJO'S FY 2007-2008 APPLICATION FOR TRANSPORTATION DEVELOPMENT ACT AND STATE TRANSIT ASSISTANCE FUNDING AND 2) APPROVAL OF A RESOLUTION AUTHORIZING THE TRANSPORTATION SUPERINTENDENT TO SUBMIT THE REGIONAL MEASURE 2 APPLICATION FOR FY 2007-2008

PROPOSED ACTION: Approval of two resolutions: 1) Authorizing the City Manager to submit the City of Vallejo's FY 2007-2008 application for Transportation Development Act and State Transit Assistance in the amount of \$7,796,247; and 2) Authorizing the Transportation Superintended to submit the Regional Measure 2 Application in the amount of \$3,917,465.

- F. APPROVAL OF A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE EXISTING AGREEMENT BETWEEN THE CITY OF VALLEJO AND CAROLLO ENGINEERS, P.C. REGARDING THE JAMESON CANYON PIPELINE RELOCATION PROJECT

PROPOSED ACTION: Adopt a resolution authorizing Amendment No. 1 in the amount of \$34,542 to the existing agreement with Carollo Engineers, P.C., for engineering services for the Jameson Canyon Pipeline Relocation Project.

- G. APPROVAL OF A RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS, GRANTING JOHNSON MECHANICAL COMPANY, INC. RELIEF FROM ITS BID DUE TO CLERICAL ERROR, AND AWARDING THE TRAVIS-BECK AVENUE PUMP STATION PROJECT TO CLYDE G. STEAGALL, INC. OF LOOMIS, CALIFORNIA

The City received five (5) bids on June 28, 2007 for the Travis-Beck Avenue Pump Station Project. The bids ranged from \$338,000 to \$579,000. Johnson Mechanical Co., Inc. of Elk Grove, California submitted the lowest apparent bid of \$338,000 and has requested relief from its bid due to gross material mathematical errors in their bid preparation. Staff concurs that Johnson Mechanical's bid contained a material error, recommends City Council consent to their request and recommends that the contract be awarded to Clyde G. Steagall, Inc. of Loomis, California in the amount of \$415,253.

PROPOSED ACTION: Adopt the resolution approving the plans and specifications, granting Johnson Mechanical Company, Inc. relief from its bid due to a material clerical error, and awarding the Travis – Beck Avenue Pump Station Project to Clyde G. Steagall, Inc. of Loomis, California in the amount of \$415,253.

- H. APPROVAL OF A RESOLUTION ACCEPTING THE FY2006-2007 WATER METERS REPLACEMENT PROJECT PERFORMED BY VULCAN CONSTRUCTION AND MAINTENANCE OF FRESNO, CALIFORNIA AS COMPLETE

PROPOSED ACTION: Adopt the resolution accepting the FY2006-2007 Water Meters Replacement Project performed by Vulcan Construction and Maintenance of Fresno, California as complete.

- I. APPROVAL OF A RESOLUTION AUTHORIZING FUNDS FOR TRAINING SESSION FOR ARCHITECTURAL HERITAGE AND LANDMARKS COMMISSION MEMBERS TO ATTEND A CALIFORNIA PRESERVATION FOUNDATION WORKSHOP AUGUST 2, 2007 AND AUGUST 23, 2007

PROPOSED ACTION: Adopt the resolution authorizing the expenditure of training budget funds to allow three members of the Architectural Heritage and Landmarks Commission to attend the August 2 Historic Landscape training and for seven members to attend the August 23 State Historic Building Code training.

- J. APPROVAL OF A RESOLUTION AUTHORIZING THE PURCHASE OF FIVE (5) VEHICLES AND PIECES OF EQUIPMENT IN ACCORDANCE WITH THE REQUIREMENTS OF REQUESTS FOR QUOTATION #502-2902-15, 19, 20, 24 AND 25.

PROPOSED ACTION: Approve a resolution authorizing the City Manager or his designee to execute purchase orders for the purchase of one (1) 48" Milling Machine (grinder) as specified in RFQ #502-2902-15 and one (1) B-5 Unitized Asphalt Patcher as specified in RFQ #502-2902-24 from Nixon-Egli Equipment

Company of Tracy, California in the amount of \$438,219.93; one (1) Freightliner Ten-yard Dump Truck as specified in RFQ #502-2902-19, from Golden Gate Truck Center of Oakland, California in the amount of \$134,077.02; one (1) Ford, F-250, 1 ½ Ton Pick Up Truck as specified in RFQ #502-2902-20, from Cornelius Ford of Vallejo, California in the amount of \$34,682.13; and one (1) 11 foot crane body as specified in RFQ #502-2902-25 from Northbay Truck Body of Cordelia, California in the amount of \$27,275.40.

- K. ADOPT A RESOLUTION ACCEPTING THE RESIGNATION OF PATRICIA BERNARD FROM THE SISTER CITY COMMISSION

PROPOSED ACTION: Accept the resignation.

- L. FINAL READING OF AN ORDINANCE AMENDING CHAPTERS 7.40 THROUGH 7.52 OF THE VALLEJO MUNICIPAL CODE CONCERNING SOLID WASTE

PROPOSED ACTION: Adopt the ordinance.

- M. SUBMITTAL OF THE CITY TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED JUNE 30, 2007

PROPOSED ACTION: This report is an informational item only.

- N. RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO ENTER INTO A FUNDING AGREEMENT WITH THE BAY AREA TOLL AUTHORITY TO PROVIDE ADDITIONAL FUNDING FOR FERRY SERVICE DURING THE 2007 LABOR DAY WEEKEND

The California Department of Transportation (Caltrans) will close the Bay Bridge to all traffic from 8:00 pm Friday, August 31, 2007 through 5:00 am Tuesday, September 4, 2007 over the 2007 Labor Day Holiday weekend. The closure is part of the Bay Bridge East Span Replacement Project. In an effort to offset transbay travel capacity that will be lost due to the bridge closure, the Bay Area Toll Authority (BATA), which was established pursuant to Streets & Highways Code §§ 30950 *et seq.*, wishes to increase ferry service over the three-day holiday weekend.

To accomplish this, BATA will provide funding to designated operators to cover all operational costs for the extra service incurred by the operator. MTC has advised that BATA wishes to increase the Vallejo Baylink service over the three-day Labor Day holiday by operating one (1) additional ferry on September 1st, 2nd and 3rd. Each day, an additional ferry will provide 10 revenue hours of service during the 2007 three-day Labor Day weekend as described in the Funding Agreement.

PROPOSED ACTION: Staff recommends approval of a resolution authorizing the City Manager or his designee to execute the funding agreement between the Bay Area Toll Authority and the City of Vallejo for additional ferry service during the 2007 Labor Day weekend.

- O. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A 2006/2007 AND A 2007/2008 INTERCITY TRANSIT FUNDING AGREEMENT BY AND BETWEEN THE CITY OF VALLEJO AND THE SOLANO TRANSIT AUTHORITY, SOLANO COUNTY AND THE CITIES OF BENICIA, DIXON, FAIRFIELD, RIO VISTA, SUISUN CITY, AND VACAVILLE

In Fiscal Year 2005-2006, the Solano Transportation Authority (STA), the designated Congestion Management Agency for Solano County, led an effort to develop a consistent methodology for cost-sharing of Solano County intercity bus transit routes. The STA's Interstate-80/680/780 Transit Corridor Study identified eight (8) intercity bus routes in Solano County, some of which were subsidized by more than one jurisdiction under separate agreements. The intercity routes were operated by four transit operators using a variety of cost-sharing methodologies between jurisdictions. The four Solano County jurisdictions all contributed Transportation Development Act (TDA) funds to at least one intercity route. The study recommended developing an annual and multi-year funding agreement or Memorandum of Understanding (MOU) for intercity transit services.

PROPOSED ACTION: Staff recommends that the City Council approve the resolution authorizing the City Manager or his designee to execute the 2006-2007 and a 2007-2008 Intercity Funding Agreement with the Solano Transportation Authority, Solano County and the city's of Benicia, Dixon, Fairfield, Rio Vista, Suisun City, and Vacaville for the provision of intercity transit services in Solano County.

7. PUBLIC HEARINGS

- A. CONSIDERATION OF APPROVAL OF RESOLUTIONS RENEWING THE DOWNTOWN VALLEJO MANAGEMENT DISTRICT AND RENEWING CITY BASELINE SERVICES FOR THE DISTRICT

On June 5, 2007, the City Council approved the Resolution of Intention to renew the Downtown Vallejo Management District, approved the Management Plan of the District, and set the date for the public hearing to consider renewal of the District for July 24, 2007. On June 6, 2007, ballots were mailed to all property owners within the District to vote on the renewal of the District. This vote is calculated based on the total assessment, not the number of property owners. Following public comment, ballots received by the City Clerk's Office will be tallied and presented to the City Council at tonight's Council meeting. Property owners who comprise a majority of the proposed assessment must approve the renewal of the District in order for the City Council to consider renewal of the District.

PROPOSED ACTION: Adopt the Resolutions renewing the Downtown Vallejo Management District and renewing City Baseline Services for the District.

- B. CONSIDERATION OF A RESOLUTION APPROVING THE REVISED ENGINEER'S ANNUAL LEVY REPORT AND A RESOLUTION ORDERING THE LEVY AND COLLECTION OF FISCAL YEAR 2007-2008 ASSESSMENTS FOR THE HIDDENBROOKE MAINTENANCE DISTRICT

Conduct a Public Hearing pursuant to the Landscaping and Lighting Act of 1972 (the "Act") and take public comment regarding Fiscal Year 2007/2008

assessments for the Hiddenbrooke Maintenance District. The Act provides for the levy and collection of assessments by the County of Solano for the City of Vallejo to generate sufficient revenue to pay for landscape maintenance services, operation, and improvements in landscape maintenance districts created under the Act.

To more accurately reflect the reserve funds in the District, the final Engineer's Report has been modified since the City Council's preliminary approval of the Engineer's Report on July 10, 2007.

PROPOSED ACTION: Conduct a Public Hearing regarding the Hiddenbrooke Maintenance District, adopt a resolution approving the final Engineer's Annual Levy Report and a resolution ordering the levy and collection of assessments for the Hiddenbrooke Maintenance District for Fiscal Year 2007/2008.

8. POLICY ITEMS - NONE

9. ADMINISTRATIVE ITEMS

A. CONSIDERATION OF A RESOLUTION OF INTENTION TO AMEND THE FISCAL YEAR (FY) 2007/2008 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM BUDGET

The 100 Block of Benson Avenue Public Improvement Project in Vallejo Heights requires additional funding in order to begin. The current approved construction budget for Benson Avenue is \$447,500. At a special Community Development Commission (CDC) meeting in June, the Commission voted, 7-0-0, to recommend that (1) available unallocated CDBG funds be allocated to the project, and (2) the scope of work for Benson Avenue be reduced. Staff and several residents of the Vallejo Heights neighborhood concur with the Commission's recommendation.

The total amount of unallocated funds available at this time is \$282,964. If approved by the City Council, the revised budget for the project will be \$730,464. If the City proceeds with Benson Avenue, staff estimates construction will start in the spring of 2008.

PROPOSED ACTION: Adopt the resolution of intention to amend the FY 2007/2008 CDBG Budget, carrying over prior year CDBG funds for the construction of improvements on Benson Avenue, and allocating additional CDBG funds to the Benson Avenue Project.

B. CONSIDERATION OF A RESOLUTION APPROVING THE CITY OF VALLEJO WATER MANAGEMENT PLAN PREPARED FOR THE UNITED STATES BUREAU OF RECLAMATION

Beginning in early 1999, the City of Vallejo, along with other participating members of the federal Solano Project (Lake Berryessa), has been required to prepare a water management plan every five years meeting the criteria of the U.S. Bureau of Reclamation (USBR). USBR has conditionally accepted the WMP prepared by City of Vallejo staff and Maddaus Water management by letter

dated March 29, 2007 and e-mail dated June 20, 2007. Copies of the plan are available in the City Clerk's and Water Administration Offices.

PROPOSED ACTION: Staff recommends adoption of the Water Management Plan and submittal to the U.S. Bureau of Reclamation.

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

