



City Hall
555 Santa Clara Street
Vallejo, CA 94590

AGENDA

OCTOBER 6, 2009

VALLEJO CITY COUNCIL

Closed Session 4:30 pm
Regular City Council 7:00 pm

MAYOR
Osby Davis

CITY COUNCIL
Hermie Sunga, Vice Mayor
Tom Bartee
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.

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 at <http://www.ci.vallejo.ca.us> 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.



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** **4:30 P.M. CITY COUNCIL CHAMBERS**

- A. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 CONCERNING THE FOLLOWING EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIREFIGHTERS NO. 1186 (IAFF); INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW), CONFIDENTIAL, ADMINISTRATIVE, AND MANAGERIAL PROFESSIONALS (CAMP), AND VALLEJO POLICE OFFICERS ASSOCIATION (VPOA). THE CITY'S NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER, CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT; ROBERT STOUT, FINANCE DIRECTOR; SANDY SALERNO, CONSULTANT/NEGOTIATOR

NOTE: The Council will be meeting in closed session with its negotiators and staff to review its position and to give instructions to its negotiators concerning labor negotiations with the above-named employee organizations. No negotiations take place in the closed session between the Council and the employee organizations.

- B. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 UNREPRESENTED EMPLOYEES – MEMBERS OF THE EXEMPT EMPLOYEES COMPENSATION PLAN: CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT, ROBERT STOUT, FINANCE DIRECTOR, DEBORA BOUTTE, HUMAN RESOURCES DIRECTOR, GARY LEACH, PUBLIC WORKS DIRECTOR, ROBERT NICHELINI, POLICE CHIEF, RUSSELL SHERMAN, FIRE CHIEF, CLAUDIA QUINTANA, ASSISTANT CITY ATTORNEY, JULIA ERICKSON, EXECUTIVE ASSISTANT TO THE CITY MANAGER AND JEAN MILLER, EXECUTIVE ASSISTANT TO THE MAYOR. CITY NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER AND SANDY SALERNO, CONSULTANT/NEGOTIATOR
- C. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: IN RE: CITY OF VALLEJO, CALIFORNIA, DEBTOR; UNITED STATES BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA, CASE NO. 08-26813-A-9, PURSUANT TO SUBDIVISION (C) OF GOVERNMENT CODE SECTION 54956.9

AFFIDAVIT OF POSTING CITY OF VALLEJO	
I, <u>A. WEDDELL</u> certify that I caused to be posted the	
notice of <u>CITY COUNCIL MEETING</u> in the areas	
designated on <u>10/1/2009</u> ,	<u>A. WEDDELL</u>
(Date)	City Clerk / <u>Designee</u>

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

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PRESENTATIONS AND COMMENDATIONS**
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 ITEMS

- A. APPROVAL OF A RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR VALLEJO TRANSIT CENTER – BUS TERMINAL PROJECT AND AWARDED A CONSTRUCTION CONTRACT TO SAN JOSE CONSTRUCTION COMPANY, INC., SANTA CLARA, CA IN THE AMOUNT OF \$5,735,486 IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS

PROPOSED ACTION: Adopt the Resolution.

- B. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT CONVEYANCES TO THE CITY OF INTERESTS IN REAL PROPERTY AND CONSENT TO THE RECORDATION OF SUCH INSTRUMENTS AND TO CONSENT TO THE RECORDATION OF OFFERS OF DEDICATION

PROPOSED ACTION: Adopt the Resolution.

- C. APPROVAL OF A RESOLUTION DESIGNATING TRUCK ROUTES WITHIN THE CITY LIMITS OF THE CITY OF VALLEJO

PROPOSED ACTION: Adopt the Resolution.

- D. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNATED REPRESENTATIVE TO ISSUE PURCHASE ORDERS TOTALING \$44,803.80 TO CUMMINS WEST INC., OF SAN LEANDRO, CA. AND \$28,603.41 TO GCS ENVIRONMENTAL EQUIPMENT SERVICES OF SACRAMENTO, CA REGARDING THE INSTALLATION OF BEST AVAILABLE CONTROL TECHNOLOGY (BACT) FOR EMISSIONS CONTROL ON CERTAIN CITY VEHICLES (UNITS 331, 341, 584 and 586

PROPOSED ACTION: Adopt the Resolution.

- E. APPROVAL OF A RESOLUTION ACCEPTING THE WORK AS COMPLETE WITH V.E.M. GENERAL ENGINEERING, INC. FOR THE ABATEMENT AND DEMOLITION OF MY CAFÉ LOCATED AT 415 SANTA CLARA STREET, AND AUTHORIZING THE CITY CLERK TO FILE A NOTICE OF COMPLETION IN THE OFFICE OF THE SOLANO COUNTY RECORDER

PROPOSED ACTION: Adopt the Resolution.

- F. APPROVAL OF A RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE COUNTRY CLUB CREST STREET IMPROVEMENT PROJECT AWARDING A CONSTRUCTION CONTRACT TO GHILOTTI BROS INC., SAN RAFAEL, CA. IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS

PROPOSED ACTION: Adopt the Resolution.

- G. ADOPTION OF RESOLUTIONS AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO FILE APPLICATIONS FOR AND ENTER INTO STANDARD AGREEMENTS WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) TO RECEIVE FEDERAL TRANSIT ADMINISTRATION (FTA) SECTION 5316 JOB ACCESS & REVERSE COMMUTE (JARC) AND 5317 NEW FREEDOM (NF) GRANT TRANSPORTATION PROGRAM FUNDS

PROPOSED ACTION: Adopt the Resolutions.

- H. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE CITY'S RESPONSE TO THE 2008-09 GRAND JURY REPORT ENTITLED "CODE ENFORCEMENT CITY OF VALLEJO"

PROPOSED ACTION: Adopt the Resolution.

- I. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE CITY'S RESPONSE TO THE 2008-09 GRAND JURY REPORT ENTITLED "VALLEJO POLICE DEPARTMENT INSPECTION AND INTERVIEWS"

PROPOSED ACTION: Adopt the Resolution.

8. PUBLIC HEARINGS

- A. CONSIDERATION OF A RESOLUTION HOLDING ON FIRST READING AN ORDINANCE AMENDING CHAPTER 16.64 OF THE VALLEJO MUNICIPAL CODE ENTITLED "SIGNS" TO ALLOW EXISTING OFF-SITE BILLBOARD SIGNS TO BE REPLACED OR RELOCATED WITH A NEW STRUCTURE AND SIGN, INCLUDING DIGITAL/ELECTRONIC SIGNS ALONG FREEWAYS

PROPOSED ACTION: Open the public hearing and continue to 10/27/09.

9. POLICY ITEMS – None

10. ADMINISTRATIVE ITEMS

- A. CONSIDERATION OF A RESOLUTION HOLDING ON FIRST READING AN ORDINANCE DECLARING THE PRIMA FACIE SPEED LIMITS ON CERTAIN CITY OF VALLEJO STREETS

PROPOSED ACTION: Adopt the Resolution.

- B. CONSIDERATION OF A RESOLUTION ADJUSTING THE CITY'S CONTRIBUTION FOR CITY COUNCIL HEALTH, DENTAL AND OTHER INSURANCE BENEFITS

PROPOSED ACTION: Adopt the Resolution.

11. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES - None

12. WRITTEN COMMUNICATIONS - None

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 PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL

17. CLOSED SESSION - None

18. ADJOURNMENT