



City Hall  
555 Santa Clara Street  
Vallejo, CA 94590

# AGENDA

## VALLEJO CITY COUNCIL

### NOVEMBER 10, 2009

### REDEVELOPMENT AGENCY

### SPECIAL MEETING

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**

### **5:00 P.M. CITY COUNCIL CHAMBERS**

#### **1. CLOSED SESSION**

- A. 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
- B. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 CONCERNING THE FOLLOWING EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 1186 (IAFF); VALLEJO POLICE OFFICERS' ASSOCIATION (VPOA); INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW), THE CITY'S NEGOTIATORS ARE: ROBERT F. D. ADAMS, 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.*

- C. 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
  - D. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: TIMOTHY DRENNEN V. CITY OF VALLEJO, WORKERS' COMPENSATION APPEALS BOARD NO. ADJ3199172 PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)
2. **OPEN SESSION**  
IMMEDIATELY FOLLOWING CLOSED SESSION (APPROXIMATELY 6:30 P.M.)
- A. STUDY SESSION – CITY OF VALLEJO ENERGY EFFICIENCY AND CONSERVATION STRATEGY

**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**

A. PRESENTATION BY SAN FRANCISCO BAY RAILROAD-MARE ISLAND

B. PRESENTATION OF PROCLAMATION FOR ROBERT R. RIGSBY

**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 REJECTING THE BIDS OF LISTER CONSTRUCTION, SW ALLEN AND JOHN PLANE CONSTRUCTION AS NON-RESPONSIVE APPROVING PLANS & SPECS FOR BUS MAINTENANCE FACILITY IMPROVEMENT PROJECT, AND AWARDDING A CONSTRUCTION CONTRACT TO HESS CONCRETE CONSTRUCTION COMPANY, AMERICAN CANYON, CA. IN ACCORDANCE WITH THE APPROVED PLANS & SPECIFICATIONS

PROPOSED ACTION: Adopt the Resolution.

B. APPROVAL OF A RESOLUTION APPROVING A GRANT AGREEMENT WITH THE CALIFORNIA OFFICE OF TRAFFIC SAFETY FOR DUI ENFORCEMENT

PROPOSED ACTION: Adopt the Resolution.

C. APPROVAL OF A RESOLUTION APPROVING A GRANT AGREEMENT WITH THE UNIVERSITY OF CALIFORNIA, BERKELEY, TRAFFIC SAFETY CENTER, FOR DUI ENFORCEMENT

PROPOSED ACTION: Adopt the Resolution.

- D. APPROVAL OF A RESOLUTION APPROVING A GRANT AGREEMENT WITH THE UNIVERSITY OF CALIFORNIA, BERKELEY, TRAFFIC SAFETY CENTER, FOR SEAT BELT ENFORCEMENT

PROPOSED ACTION: Adopt the Resolution.

- E. APPROVAL OF A RESOLUTION ADOPTING PROCEDURES FOR THE DESTRUCTION OF CERTAIN POLICE DEPARTMENT REPORTS, DOCUMENTS AND PAPERS PURSUANT TO SECTIONS 34090 AND 34090.6 OF THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA

PROPOSED ACTION: Adopt the Resolution.

- F. APPROVAL OF A RESOLUTION AMENDING THE FISCAL YEAR 2009/2010 CAPITAL IMPROVEMENT PROGRAM BUDGET BY ADDING FUNDS TO THE SR2S SPRINGSTOWN MIDDLE SCHOOL PROJECT

PROPOSED ACTION: Adopt the Resolution.

- G. FINAL READING OF AN ORDINANCE AMENDING THE SIGN ORDINANCE TO ALLOW EXISTING OFF-SITE BILLBOARD SIGNS TO BE REPLACED WITH A NEW STRUCTURE AND SIGN, INCLUDING DIGITAL SIGNS ALONG FREEWAYS, WITH THE PROVISION THAT OTHER OFF-SITE BILLBOARDS THROUGHOUT THE CITY ARE REMOVED AND TO ALSO ALLOW DIGITAL READER BOARDS ON PUBLICLY ZONED PARCELS

PROPOSED ACTION: Approve the ordinance.

- H. APPROVAL OF A RESOLUTION ACCEPTING THE RESIGNATION OF GAIL MANNING FROM THE PLANNING COMMISSION EFFECTIVE NOVEMBER 2, 2009

PROPOSED ACTION: Adopt the Resolution.

**8. RECESS TO A SPECIAL MEETING OF THE VALLEJO REDEVELOPMENT AGENCY**

**9. RECONVENE TO CITY COUNCIL MEETING**

**10. PUBLIC HEARINGS - NONE**

**11. POLICY ITEMS – NONE**

**12. ADMINISTRATIVE ITEMS**

- A. CONSIDERATION OF A RESOLUTION SETTING MAXIMUM GARBAGE RATES COLLECTED BY VALLEJO GARBAGE SERVICE FOR THE 2010 RATE YEAR, EFFECTIVE RETROACTIVELY TO OCTOBER 1, 2009

PROPOSED ACTION: Adopt the Resolution.

**13. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES - NONE**

**14. 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.*

**15. CITY MANAGER'S REPORT**

**16. CITY ATTORNEY'S REPORT**

**17. 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.*

**18. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL**

**19. CLOSED SESSION**

**20. ADJOURNMENT**

**CITY OF VALLEJO**  
**VALLEJO REDEVELOPMENT AGENCY**  
**SPECIAL MEETING – CITY COUNCIL CHAMBERS**  
**7:00 P.M. – NOVEMBER 10, 2009**

*NOTICE: Members of the public shall have the opportunity to address the Redevelopment Agency concerning any item listed on this notice 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. **PRESENTATION**
  - A. VENUETECH PRESENTATION OF BUSINESS STRATEGY FOR EMPRESS THEATRE  
  
PROPOSED ACTION: Informational item only and no action will be taken.
4. **ADJOURN TO CITY COUNCIL MEETING**