



City Hall  
555 Santa Clara Street  
Vallejo, CA 94590

# AGENDA VALLEJO CITY COUNCIL JULY 14, 2009

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** **5:15 P.M. CITY COUNCIL CHAMBERS**

1. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 CONCERNING THE FOLLOWING EMPLOYEE ORGANIZATION: INTERNATIONAL ASSOCIATION OF FIREFIGHTERS NO. 1186 (IAFF); INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW). THE CITY'S NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER, CRAIG WHITTOM, 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.*

2. 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.
3. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: STATE OF CALIFORNIA EX REL NORA ARMENTA V. JAMES JONES COMPANY, ET AL., LOS ANGELES COUNTY SUPERIOR COURT, CASE NO. BC173487, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.9
4. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: CITY OF BANNING, ET AL. V. JAMES JONES COMPANY, ET AL, LOS ANGELES COUNTY SUPERIOR COURT, CASE NO. BC 321513, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.9

**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 OF EXECUTIVE SUMMARY OF CHILD CARE NEEDS ASSESSMENT BY GERRY RAYCRAFT, CHILD CARE FACILITIES DEVELOPMENT COORDINATOR WITH CHILDREN'S NETWORK OF SOLANO COUNTY

**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 ACCEPTING THE RESIGNATION OF GENE BALL FROM THE CHARTER REVIEW COMMITTEE

PROPOSED ACTION: Adopt the resolution.

- B. FINAL READING OF AN ORDINANCE AMENDING CHAPTER 2.46 AND RESCINDING CHAPTER 2.47 OF THE VALLEJO MUNICIPAL CODE CONSOLIDATING THE COMMUNITY DEVELOPMENT COMMISSION AND THE HOUSING AND REDEVELOPMENT COMMISSION

PROPOSED ACTION: Adopt the Ordinance.

- C. APPROVAL OF A RESOLUTION RATIFYING THE PAYMENT OF CLAIMS FOR THE TIME PERIOD OF JUNE 1, 2009 TO JUNE 30, 2009

PROPOSED ACTION: Adopt the resolution.

- D. APPROVAL OF A RESOLUTION OF INTENTION TO ENACT AN ORDINANCE ADDRESSING AND ESTABLISHING PENALTIES FOR THE MISUSE OF THE 9-1-1 EMERGENCY CALLING SYSTEM

PROPOSED ACTION: Adopt the resolution.

- E. APPROVAL OF A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO SUBMIT A COMPETITIVE GRANT APPLICATION FOR \$11,139,809.00 IN FEDERAL NEIGHBORHOOD STABILIZATION PROGRAM 2 ("NSP2") FUNDS UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009

PROPOSED ACTION: Adopt the resolution.

- F. APPROVAL OF A RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR ABATEMENT AND DEMOLITION OF 415 SANTA CLARA STREET (MY CAFÉ) AND AWARDED A CONSTRUCTION CONTRACT TO V.E.M. GENERAL ENGINEERING, INC. OF HAYWARD, CA IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS

PROPOSED ACTION: Adopt the resolution.

- G. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO FILE AN APPLICATION FOR FEDERAL TRANSIT AUTHORITY SECTION 5307 AND 5309 FIXED GUIDEWAY AND SURFACE TRANSPORTATION PROGRAMS FUNDING, COMMITTING THE NECESSARY LOCAL MATCH, AND STATING THE ASSURANCE OF THE CITY OF VALLEJO TO COMPLETE THE PROPOSED TRANSIT CAPITOL PRIORITIES PROJECTS

PROPOSED ACTION: Adopt the resolution.

**8. PUBLIC HEARINGS**

- A. PUBLIC HEARING FOR FOURTEEN (14) LANDSCAPE MAINTENANCE DISTRICTS: CIMARRON HILLS/MADIGAN; COLLEGE HILLS; COSTA DEL RIO (SEAVIEW); SOMERSET HIGHLANDS I/II; HUNTER RANCH I/II; MONICA PLACE; RIDGECREST; SOMERSET HIGHLANDS III; SPRINGTREE/FLEMING HILL; SUMMIT II; TOWN AND COUNTRY I; WOODRIDGE; GLEN COVE I/II AND GREENMONT/SEAPORT HILLS REGARDING FISCAL YEAR 2009/2010 ASSESSMENTS AND CONSIDERATION OF TWO (2) RESOLUTIONS: 1) ORDERING THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2009/2010; AND 2) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2009/2010 BUDGET

PROPOSED ACTION: Conduct a public hearing and adopt the resolutions

- B. PUBLIC HEARING FOR TEN (10) LANDSCAPE MAINTENANCE DISTRICTS: CARRIAGE OAKS, GARTHE RANCH, GLEN COVE III, HUNTER RANCH III, MARINE WORLD/FAIRGROUNDS, MARINVIEW, SANDPIPER POINT, SOUTH VALLEJO BUSINESS PARK, TOWN AND COUNTRY II-V, AND THE NORTHEAST QUADRANT REGARDING FISCAL YEAR 2009/2010 ASSESSMENTS, AND ADOPTION OF THREE RESOLUTIONS: 1) APPROVING THE ENGINEER'S ANNUAL LEVY REPORT; 2) ORDERING THE LEVY AND COLLECTION OF FISCAL YEAR 2009/2010 ASSESSMENTS; AND 3) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2009/2010 BUDGET

PROPOSED ACTION: Conduct a public hearing and adopt the resolutions.

- C. PUBLIC HEARING FOR THE HIDDENBROOKE MAINTENANCE DISTRICT REGARDING FISCAL YEAR 2009/2010 ASSESSMENTS, AND ADOPTION OF THREE RESOLUTIONS: 1) APPROVING THE ENGINEER'S ANNUAL LEVY REPORT; 2) ORDERING THE LEVY AND COLLECTION OF FISCAL YEAR 2009/2010 ASSESSMENTS; AND 3) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2009/2010 BUDGET

PROPOSED ACTION: Open the public hearing and continue to July 21, 2009.

**9. POLICY ITEMS – NONE**

**10. ADMINISTRATIVE ITEMS - NONE**

**11. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES**

- A. CONSIDERATION OF A RESOLUTION APPOINTING A MEMBER TO THE CHARTER REVIEW COMMITTEE TO REPLACE GENE BALL

PROPOSED ACTION: Adopt the resolution.

**13. 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.*

- A. EXCERPT FROM THE CONTRA COSTA TIMES CONCERNING MOTORCYCLE NOISE SUBMITTED BY A CITIZEN (REQUESTED BY MAYOR DAVIS)

**14. CITY MANAGER'S REPORT**

**15. CITY ATTORNEY'S REPORT**

**16. COMMUNITY FORUM**

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

**18. CLOSED SESSION - NONE**

**19. ADJOURNMENT**