



City Hall
555 Santa Clara Street
Vallejo, CA 94590

AGENDA VALLEJO CITY COUNCIL DECEMBER 15, 2009

SPECIAL MEETING OF THE VALLEJO HOUSING AUTHORITY

VALLEJO SANITATION & FLOOD CONTROL DISTRICT 6:00 P.M.

MAYOR
Osby Davis

CITY COUNCIL
Stephanie Gomes, Vice Mayor
Hermie Sunga
Michael Wilson
Joanne Schivley
Erin Hannigan
Marti Brown

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 4:45 P.M. CITY COUNCIL CHAMBERS

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 NO. 1186 (IAFF); INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW) 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.

- C. CONFERENCE WITH CITY'S LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6 UNREPRESENTED EMPLOYEES – MEMBERS OF THE EXEMPT EMPLOYEES COMPENSATION PLAN: CRAIG WHITCOM, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT, ROBERT STOUT, FINANCE DIRECTOR, DEBORA BOUTTÉ, 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

CITY OF VALLEJO
VALLEJO HOUSING AUTHORITY
SPECIAL MEETING – CITY COUNCIL CHAMBERS
6:45 P.M. – DECEMBER 15, 2009

NOTICE: Members of the public shall have the opportunity to address the Housing Authority 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. CONSENT CALENDAR

- A. SUBMISSION OF SECTION EIGHT MANAGEMENT ASSESSMENT
PROGRAM CERTIFICATION FOR FISCAL YEAR 2008/2009

PROPOSED ACTION: No action is required. This is an informational item only.

- B. CONSIDERATION OF A RESOLUTION REVISING THE ADMINISTRATIVE
PLAN CHAPTERS TWO, SIX, NINE AND THIRTEEN

PROPOSED ACTION: Adopt the Resolution.

4. ADJOURNMENT

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 - NONE**
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. **ADOPTION OF A RESOLUTION TO APPROVE A PROJECT LABOR AGREEMENT (PLA) FOR VALLEJO STATION PARKING STRUCTURE – PHASE 'A' CONTRACT AND TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE PLA WITH THE NAPA-SOLANO BUILDING AND CONSTRUCTION TRADES COUNCIL AND ASSOCIATED UNIONS**

PROPOSED ACTION: Adopt the Resolution.

- B. **ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER, IN PARTNERSHIP WITH THE CITIES OF FAIRFIELD AND VACAVILLE, ALONG WITH THE SOLANO TRANSPORTATION AUTHORITY, TO SIGN AN AMENDMENT TO THE AGREEMENT WITH AKIN GUMP STRAUSS HAUER & FELD, LLP TO CONTINUE TO PROVIDE FEDERAL ADVOCACY SERVICES IN PURSUIT OF FEDERAL FUNDING FOR TRANSPORTATION RELATED PROJECTS AND TO ADD THE CITY OF DIXON TO THE AGREEMENT**

PROPOSED ACTION: Adopt the Resolution.

- C. **ADOPTION OF A RESOLUTION TO APPROVE THE CITY OF VALLEJO ENERGY EFFICIENCY AND CONSERVATION STRATEGY (EECS) AND TO AUTHORIZE THE CITY MANAGER TO SUBMIT THE EECS TO THE DEPARTMENT OF ENERGY**

PROPOSED ACTION: Adopt the Resolution.

- D. ADOPTION OF A RESOLUTION TO AMEND THE FISCAL YEARS 2009/10 CAPITAL IMPROVEMENTS PROGRAM BUDGET BY ADDING \$113,000.00 TO THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) – BENSON AVENUE IMPROVEMENT PROJECT

PROPOSED ACTION: Adopt the Resolution.

- E. ADOPTION OF A RESOLUTION REVISING THE CITY OF VALLEJO UNREPRESENTED EXECUTIVE MANAGEMENT EMPLOYEE, COMPENSATION, LEAVE AND BENEFITS PLAN (EXECUTIVE MANAGEMENT COMPENSATION PLAN)

PROPOSED ACTION: Adopt the Resolution.

- F. ADOPTION OF TWO RESOLUTIONS: 1) AMENDING RESOLUTION 09-238 N.C. TO CHANGE THE CITY'S CONTRIBUTION FOR HEALTH INSURANCE BENEFITS FOR COUNCIL MEMBERS AND 2) ELECTING TO BE SUBJECT TO PUBLIC EMPLOYEE'S MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF CITY COUNCIL AND FIXING THE EMPLOYER'S CONTRIBUTION AT AN AMOUNT AT OR GREATER THAN THAT PRESCRIBED BY SECTION 22892(b) OF THE GOVERNMENT CODE

PROPOSED ACTION: Adopt the Resolutions.

- G. ADOPTION OF A RESOLUTION ELECTING TO BE SUBJECT TO PUBLIC EMPLOYEE'S MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF THE EXECUTIVE STAFF AND FIXING THE EMPLOYER'S CONTRIBUTION AT AN AMOUNT AT OR GREATER THAN THAT PRESCRIBED BY SECTION 22892(b) OF THE GOVERNMENT CODE

PROPOSED ACTION: Adopt the Resolution.

- H. ADOPTION OF A RESOLUTION ADOPTING THE CITY OF VALLEJO CAFETERIA PLAN, DESIGNATING THE CITY MANAGER AS THE PLAN ADMINISTRATOR AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE ADOPTION AGREEMENT AMENDING THE FLEXIBLE SPENDING ACCOUNT AS A FULL CAFETERIA PLAN

PROPOSED ACTION: Adopt the Resolution.

- I. ADOPTION OF A RESOLUTION RATIFYING THE PAYMENT OF CLAIMS FOR THE TIME PERIOD OF NOVEMBER 1, 2009 TO NOVEMBER 30, 2009.

PROPOSED ACTION: Adopt the Resolution.

- J. ADOPTION OF A RESOLUTION CONDITIONALLY AUTHORIZING THE CITY MANAGER TO EXECUTE THE SUBDIVISION IMPROVEMENT AGREEMENT, THE TRANSFER AGREEMENT, THE QUIT CLAIM DEED AND BILL OF SALE FOR CERTAIN WATER FACILITIES, THE AGREEMENT REGARDING COMMUNITY FACILITIES DISTRICT 2002-1 AND PAYMENT FOR CERTAIN INFRASTRUCTURE IMPROVEMENTS AND THE JOINT ESCROW INSTRUCTIONS FOR THE TOURO SOUTH CAMPUS FINAL MAP AND THE SALE OF THE PARCEL BY LENNAR MARE ISLAND LLC TO TOURO UNIVERSITY

PROPOSED ACTION: Adopt the Resolution.

- 8. PUBLIC HEARINGS – NONE
- 9. POLICY ITEMS - NONE
- 10. ADMINISTRATIVE ITEMS - NONE
- 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

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.

- 16. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL
- 17. CLOSED SESSION
- 18. ADJOURNMENT

AFFIDAVIT OF POSTING CITY OF VALLEJO	
I, <u>A. WEDDELL</u> certify that I caused to be posted the	
notice of <u>REGULAR MEETING</u> in the areas	
designated on <u>12/11/2009</u> , <u>A. Weddell</u>	
(Date)	City Clerk / Designee