



City Hall
555 Santa Clara Street
Vallejo, CA 94590

AGENDA

VALLEJO CITY COUNCIL

JANUARY 26, 2010

SPECIAL MEETING CITY COUNCIL - 4:45 P.M.
SPECIAL MEETING VSFCD FINANCE CORP. - 5:45 P.M.
REGULAR MEETING VSFCD - 6:00 P.M.
REGULAR CITY COUNCIL MEETING - 7:00 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** **4:45 P.M. CITY COUNCIL CHAMBERS**

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **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); VALLEJO POLICE OFFICERS' ASSOCIATION (VPOA) AND CONFIDENTIAL, ADMINISTRATIVE, MANAGERIAL, AND PROFESSIONALS (CAMP); THE CITY'S NEGOTIATORS ARE: ROBERT F. D. ADAMS, INTERIM CITY MANAGER, CRAIG WHITCOM, 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.

**4. OPEN SESSION
(IMMEDIATELY FOLLOWING CLOSED SESSION-APPROXIMATELY 5:15 P.M.)**

- A. INTERVIEW CANDIDATES FOR APPOINTMENTS TO THE DESIGN REVIEW BOARD

5. 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**
 - A. PRESENTATION OF PROCEEDS FROM FUNDRAISER HELD NOVEMBER 22, 2009 BY TOURO UNIVERSITY TO FIGHTING BACK AND GREATER VALLEJO RECREATIONAL DISTRICT

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 THE MINUTES FROM THE CITY COUNCIL MEETINGS OF MAY 19, 2009 AND JUNE 30, 2009

PROPOSED ACTION: Adopt the Minutes.

- B. ADOPTION OF A RESOLUTION RATIFYING THE PAYMENT OF CLAIMS FOR THE TIME PERIOD OF DECEMBER 1, 2009 TO DECEMBER 31, 2009

PROPOSED ACTION: Adopt the Resolution.

- C. ADOPTION OF A RESOLUTION AMENDING THE FISCAL YEAR 2009/10 CAPITAL IMPROVEMENT PROGRAM BUDGET BY ADDING AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (ARRA) FUNDING IN THE AMOUNT OF \$69,700.00 FOR THE DOWNTOWN STREETScape PROJECT

PROPOSED ACTION: Adopt the Resolution.

- D. ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF VALLEJO AND CLEAR WIRELESS, CO-LOCATING WITH SPRINT/NEXTEL, REGARDING USE OF CITY-OWNED PROPERTY AT 3000 SUNNY COVE COURT (PG&E TOWER)

PROPOSED ACTION: Adopt the Resolution.

- E. ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF VALLEJO AND NEW CINGULAR WIRELESS PCS, LLC, (AT&T), REGARDING USE OF CITY-OWNED PROPERTY AT 595 MINI DRIVE

PROPOSED ACTION: Adopt the Resolution.

- F. ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF VALLEJO AND THE VALLEJO CITY UNIFIED SCHOOL DISTRICT, REGARDING USE OF CITY-OWNED PROPERTY AT 1155 CAPITOL STREET

PROPOSED ACTION: Adopt the Resolution.

- G. ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS TO DOWNTOWN FORD SALES OF SACRAMENTO, CA FOR THE PURCHASE OF ONE (1) $\frac{3}{4}$ TON HEAVY DUTY REAR SUSPENSION CAB/CHASSIS IN THE AMOUNT OF \$20,725.04 AND NORTH BAY TRUCK BODY OF CORDELIA, CA FOR THE PURCHASE OF ONE (1) ANIMAL CONTROL BODY FOR IN THE AMOUNT OF \$17,321.58

PROPOSED ACTION: Adopt the Resolution.

- H. ADOPTION OF TWO RESOLUTIONS: 1) AUTHORIZING THE CITY MANAGER TO SIGN A SUPPLEMENTAL AGREEMENT WITH THE CONFIDENTIAL, ADMINISTRATIVE, MANAGERIAL, AND PROFESSIONAL ASSOCIATION ADDING THE CLASSIFICATIONS OF EXECUTIVE ASSISTANT TO THE CITY MANAGER AND EXECUTIVE ASSISTANT TO THE MAYOR AND 2) AMENDING THE CLASSES OF EMPLOYMENT IN THE EXECUTIVE MANAGEMENT UNIT

PROPOSED ACTION: Adopt the Resolution.

8. PUBLIC HEARINGS - NONE

9. POLICY ITEMS – NONE

10. ADMINISTRATIVE ITEMS

- A. CONSIDERATION OF A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE INTERCITY TAXI SCRIP PROGRAM MEMORANDUM OF UNDERSTANDING AMONG THE CITIES OF VALLEJO, VACAVILLE, BENICIA, DIXON, FAIRFIELD, SUISUN CITY, RIO VISTA AND THE COUNTY OF SOLANO AND THE TAXICAB COMPANIES OF SOLANO COUNTY

PROPOSED ACTION: Adopt the Resolution.

- B. CONSIDERATION OF A RESOLUTION INITIATING PROCEEDINGS FOR THE FORMATION OF THE BORDONI LANDSCAPE MAINTENANCE DISTRICT UNDER THE CALIFORNIA STREETS AND HIGHWAYS CODE

PROPOSED ACTION: Adopt the Resolution.

- C. CONSIDERATION OF A RESOLUTION OF INTENTION DIRECTING THE CITY MANAGER TO SUBMIT AN ORDINANCE FOR FIRST READING TO AMEND THE PURCHASING ORDINANCE (CHAPTER 3.20 OF THE VALLEJO MUNICIPAL CODE) RELATED TO DOLLAR LIMITS REQUIRING FORMAL COMPETITIVE BIDDING AND THE CITY MANAGER'S AUTHORITY TO SIGN CONTRACTS, PURCHASE ORDERS, CHANGE ORDERS AND CHANGES TO CONTRACT AMOUNTS

PROPOSED ACTION: Adopt the Resolution.

- D. CONSIDERATION OF A RESOLUTION HOLDING ON FIRST READING AN ORDINANCE AMENDING CHAPTER 3.20 OF THE VALLEJO MUNICIPAL CODE (PURCHASE AND DISPOSITION OF PROPERTY) RELATING TO LOCAL BUSINESS PURCHASING PREFERENCE PROVISIONS FOR CERTAIN CITY PROCUREMENTS

PROPOSED ACTION: Adopt the Resolution.

- E. DISCUSSION AND UPDATE ON THE PROPOSED CHARTER AMENDMENT MEASURE TO REPEAL SECTION 809, ENTITLED "EMPLOYER-EMPLOYEE RELATIONS MEDIATION ARBITRATION" (BINDING INTEREST ARBITRATION), TO BE PLACED ON THE JUNE 8, 2010 BALLOT AND ADOPTION OF RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENTS WITH: 1) SINGER ASSOCIATES, INC. FOR ELECTION ADVISORY SERVICES AND 2) MUNICIPAL RESOURCE GROUP FOR PROJECT MANAGEMENT SERVICES AND 3) OTHER CONSULTANTS AS NECESSARY REGARDING THE SUBMISSION OF THE CHARTER AMENDMENT MEASURE TO THE VOTERS

PROPOSED ACTION: Adopt the Resolution.

- F. ADOPTION OF RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENTS WITH 1) FAIRBANK, MASLIN, MAULLIN, METZ & ASSOCIATES FOR POLLING SERVICES AND 2) THE LEW EDWARDS GROUP FOR ELECTION ADVISORY SERVICES, 3) THE MUNICIPAL RESOURCE GROUP FOR PROJECT MANAGEMENT SERVICES AND 4) OTHER CONSULTANTS AS NECESSARY AND WITHIN THE AUTHORIZED BUDGET REGARDING THE FEASIBILITY OF A GENERAL FUND REVENUE AUGMENTATION TAX MEASURE, AND DIRECTING THE CITY MANAGER TO RETURN TO CITY COUNCIL IN MARCH 2010 WITH POLLING RESULTS

PROPOSED ACTION: Adopt the Resolution.

- G. ADOPTION OF TWO RESOLUTIONS: 1) A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A CONSULTANT SERVICES AGREEMENT WITH BELLECCI & ASSOCIATES, INC. TO COMPLETE THE DESIGN OF THE DOWNTOWN STREETScape PHASE 2 PROJECT FOR AN AMOUNT NOT TO EXCEED \$250,000.00; AND 2) A RESOLUTION OF INTENTION TO AMEND THE FISCAL YEAR 2009/10 CAPITAL IMPROVEMENT PROGRAM BUDGET BY ADDING \$250,000.00 TO THE DOWNTOWN STREETScape PHASE 2 PROJECT

PROPOSED ACTION: Adopt the Resolution.

11. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES

- A. APPOINTMENTS TO THE DESIGN REVIEW BOARD

PROPOSED ACTION: Appoint four (4) members to the Design Review Board.

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

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16. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL

17. CLOSED SESSION - NONE

18. ADJOURNMENT