

AMENDED AGENDA¹



City Hall
555 Santa Clara Street
Vallejo, CA 94590
www.ci.vallejo.ca.us

VALLEJO SANITATION & FLOOD CONTROL DISTRICT SPECIAL MEETING – 4:30 P.M.

VALLEJO CITY COUNCIL SPECIAL MEETING – 5:00 P.M. SPECIAL MEETING – 6:15 P.M. REGULAR MEETING – 7:00 P.M.

MAYOR
Osby Davis

CITY COUNCIL
Stephanie Gomes, Vice Mayor
Marti Brown
Jesus "Jess" Malgapo
Robert H. McConnell
Bob Sampayan
Hermie Sunga

JULY 23, 2013

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.

Pursuant to the Government Code Section 54954.3 (The Brown Act), members of the public shall be afforded the opportunity to speak on any agenda item of interest to them provided they are first recognized by the presiding officer. Members of the public wishing to be so recognized are requested to submit a completed speaker card to the City Clerk prior to the consideration of the item.

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 City Council to resolve may come forward to the podium during the "COMMUNITY FORUM" portion of the AGENDA.

Members of the public have the right to speak on any item on this agenda. Those wishing to address the Council: 1) during the Community Forum are limited to three minutes pursuant to Vallejo Municipal Code Section 2.20.300; 2) on a Consent Calendar item are limited to three minutes pursuant to Vallejo Municipal Code Section 2.02.310; and an Action Calendar item are limited to five minutes pursuant to Vallejo Municipal Code Section 2.02.420.

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.

Want more City Information - Members of the public can:

Like us on Facebook (www.facebook.com/cityofvallejo)

Sign up to receive City Communications via e-mail (www.ci.vallejo.ca.us/living/connect)

Sign up to receive City updates and get connected with your neighbors on Nextdoor (www.nextdoor.com)



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.

¹ Amended Agenda to Correct the Title and Recommendation of Consent Item 7F.

**CALL AND NOTICE OF
SPECIAL MEETING
AT 5:00 P.M.
OF THE VALLEJO CITY COUNCIL**

TO THE MEMBERS OF THE VALLEJO CITY COUNCIL:

You are hereby notified that I do hereby call the Vallejo City Council in special session to consider only the matters stated on the agenda listed below.

NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on the agenda *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. CLOSED SESSION

- A. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Craig Whittom, Assistant City Manager; Deborah Lauchner, Finance Director; Claudia Quintana, City Attorney; Maria Olvera, Human Resources Director; Austris Rungis, IEDA; and Charles Sakai, Renne Sloan Holtzman Sakai. Employee Organizations: Vallejo Police Officers Association (VPOA)
- B. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Craig Whittom, Assistant City Manager; Deborah Lauchner, Finance Director; Claudia Quintana, City Attorney; Maria Olvera, Human Resources Director; Austris Rungis, IEDA; and Charles Sakai, Renne Sloan Holtzman Sakai. Employee Organizations: International Association of Firefighters, Local 1186 (IAFF) and International Brotherhood of Electrical Workers, Local 2376 (IBEW)
- C. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Craig Whittom, Assistant City Manager; Deborah Lauchner, Finance Director; Claudia Quintana, City Attorney; Maria Olvera, Human Resources Director; Austris Rungis, IEDA; and Charles Sakai, Renne Sloan Holtzman Sakai. Employee Organizations: Confidential, Administrative and Managerial Professionals (CAMP)
- D. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6. Negotiators: Daniel E. Keen, City Manager; Claudia Quintana, City Attorney; and Charles Sakai, Renne Sloan Holtzman Saka. Unrepresented Employees: Executive Management Group
- E. Conference with Legal Counsel – Existing Litigation: United States, et al. v. J-M Manufacturing Company, Inc., et al.; United States District Court, Central District of California, Case No. EDCV 06-55-GW(PjWx) pursuant to subdivision (a) of Government Code section 54956.9

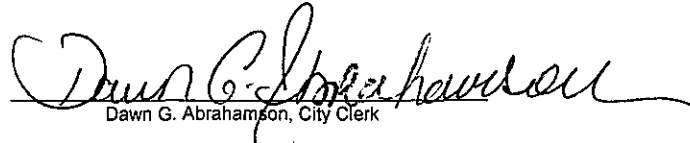
4. ADJOURNMENT

Dated: July 18, 2013


Osby Davis, Mayor

I, Dawn Abrahamson, City Clerk do hereby certify that I have caused a true copy of the above notice and agenda to be delivered to each of the members of the City Council, at the time and in the manner prescribed by law and that this agenda was posted at City Hall, 555 Santa Clara Street, CA at 1:30 p.m., Friday, July 19, 2013.

Dated: July 18, 2013


Dawn G. Abrahamson, City Clerk

**CALL AND NOTICE OF
SPECIAL MEETING
AT 6:15 P.M.
OF THE VALLEJO CITY COUNCIL**

TO THE MEMBERS OF THE VALLEJO CITY COUNCIL:

You are hereby notified that I do hereby call the Vallejo City Council in special session to consider only the matters stated on the agenda listed below.

NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on the agenda *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. ACTION ITEM

A. Interviews and Adoption of Resolution Making Appointments to Various Commissions, Boards and Committees

Recommendation: Interview applicants and adopt a Resolution making appointments to the: 1) Civil Service Commission; 2) Housing & Redevelopment Commission; 3) Library Board; and 4) Planning Commission
Contact: Dawn G. Abrahamson, City Clerk, 648-4527


4. ADJOURNMENT

Dated: July 18, 2013


Osby Davis, Mayor

I, Dawn Abrahamson, City Clerk do hereby certify that I have caused a true copy of the above notice and agenda to be delivered to each of the members of the City Council, at the time and in the manner prescribed by law and that this agenda was posted at City Hall, 555 Santa Clara Street, CA at 1:30 p.m., Friday, July 19, 2013.

Dated: July 18, 2013


Dawn G. Abrahamson, City Clerk

**VALLEJO CITY COUNCIL
REGULAR MEETING – 7:00 P.M.
COUNCIL CHAMBERS
JULY 23, 2013**

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. PRESENTATIONS AND COMMENDATIONS

A. Presentation of City Entrances/Thoroughfare Clean up Update

Contact: Craig Whittom, Assistant City Manager, 648-4579
David Kleinschmidt, Public Works Director, 648-4301

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 Minutes

Recommendation: By motion, approve City Council Minutes for the meetings of
1) June 25, 2013 (joint special City Council & Successor Agency) ; 2) June 25,
2013 (regular); 3) July 9, 2013 (special); and 4) July 9, 2013 (regular)
Contact: Dawn G. Abrahamson, City Clerk, 648-4527

B. Claims

Recommendation: By motion, ratify the payment of claims totaling \$5,583,042.22
for the period June 1, 2013 through June 30, 2013
Contact: Deborah Lauchner, Finance Director, 648-4592

C. Approval of Designating a Voting Delegate and Alternate for the Business Portion of the Annual League of California Cities Conference

Recommendation: By motion, approve the designation of Mayor Davis as the
City of Vallejo's voting delegate and Vice Mayor Gomes as the voting alternate
for the business portion of the Annual League of California Cities Conference
Contact: Daniel E. Keen, City Manager, 648-4576

- D. **Accept the Vallejo Naval & Historical Museum Building Roof Repair Project FY 2012-13**
Recommendation: Adopt a Resolution accepting the work as complete with Stronger Building Services for the Vallejo Naval & Historical Museum Building Roof repair Project Fiscal Year 2012-13 and authorizing the City Clerk to file a Notice of Completion
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
- E. **Adoption of a Resolution Amending Fiscal Year 2013-2014 Budget Regarding Release of Unclaimed Funds**
Recommendation: Adopt a Resolution amending the City budget in the amount of \$48,373.00 for Fiscal Year 2013-2014 for the Police Department for the Release of Unclaimed Funds to the City of Vallejo General Fund pursuant to Government Code Sections 50050 through 50053
Contact: Joseph M. Kreins, Chief of Police, 648-4540
- F. **Authorize a Response to the 2012-13 Grand Jury Report entitled "Animal Care Services"**
Recommendation: By motion, authorize the Mayor to sign the City's response to the 2012-13 Grand Jury Report entitled "Animal Care Services"
Contact: Daniel E. Keen, City Manager, 648-4576
Joanna Altman, Administrative Analyst II, 648-4362
- G. **Water Treatment Chemical Supplies Contracts FY 2013-2014**
Recommendation: Adopt a Resolution authorizing the City Manager to execute the chemical supplies contracts and approve a one year contract extension for Linde LLC for liquid oxygen at the Travis Water Treatment Plant
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director / Water, 648-4308
- H. **Accept the Water Main Capital Improvements Project FY 2010-2011**
Recommendation: Adopt a Resolution accepting the work performed by California Trenchless, Inc. for the Water Mains Capital Improvements Project FY 2010-2011 as complete and authorizing the City Clerk to file a Notice of Completion with the Solano County Recorder's Office.
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director / Water, 648-4308
- I. **Authorization to Execute Amendment No. 1 to the FY 2012-2013 Mechanical Piping Service Contract**
Recommendation: By motion, authorize the City Manager to execute Amendment No. 1 to the FY 2012-2013 Mechanical Piping Service Agreement with Associated Constructors Inc. to extend the term until June 30, 2014 and for an amount not to exceed \$300,000 for Fiscal Year 2013-2014
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director / Water, 648-4308

- J. **Approval of a Resolution Adopting the Plans and Specifications and Award of a Contract to California Trenchless Inc. of Dublin California for the Water Mains Capital Improvements Project FY 2012-2013**
Recommendation: Adopt a Resolution approving the plans and specifications for the Water Mains Capital Improvements Project FY 2012-2013 and authorize the City Manager to execute a contract in the amount of \$876,560.00 with the lowest responsible bidder, California Trenchless Inc. of Dublin, California.
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director / Water, 648-4308
- K. **Water Enterprise Fund Budget Amendment and Contract Change Order No. 2 for GSE Construction Inc. for Fleming Hill Water Treatment Plant Hypochlorite Tanks Project**
Recommendation: Adopt two Resolutions: 1) Resolution to amend the Fiscal Year 2013-14 for the Water Enterprise Fund Budget by transferring \$500,000 of approved capital appropriations from WT7038, Grid Zone Pipeline Project to WT7046, Fleming Hill Water Treatment Plant Hypochlorite Tanks Project to complete the project; and 2) Resolution authorizing the City Manager to execute Contract Change Order No. 2 to GSE Construction Inc. for an amount not to exceed \$556,174.17
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director / Water, 648-4308
- L. **Waive Residential Street Closure Permit Fee for National Night Out Events**
Recommendation: Adopt a Resolution waiving the fifty two dollar (\$52.00) fee for an estimated 20 residential street closure permits in an amount not to exceed \$1,040.00 for the National Night Out events scheduled for Tuesday, August 6, 2013
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
- M. **Adopt Resolutions to Amend the Fiscal Year 2013-14 Budget to Implement Eight Participatory Budgeting Projects**
Recommendation: Adopt each of eight Resolutions amending the Fiscal Year 2013-14 budget authorizing the City Manager to determine eligibility, disburse funds, execute agreements and taken any and all required actions to implement projects
Contact: Daniel E. Keen, City Manager, 648-4576
Claudia Quintana, City Attorney, 648-4545
Joanna Altman, Administrative Analyst II, 648-4362
- N. **Resolution Authorizing City Manager to Execute Easement Agreements**
Recommendation: Adopt a Resolution authorizing the City Manager to execute and the City Clerk to record Easement Agreements related to the Wild Horse Valley Road Easement Agreement between the City of Vallejo and 1) Michele du Pont Goss, as Trustee of the Michele du Pont Goss Trust, Rijaho Land Company Inc. and S.B.'s Treasure Chest and 2) Kenzo Estates, Inc.
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Assistant Public Works Director/Water, 648-4308

- O. **Approval of a Resolution Approving New Parking Fees for the Vallejo Station Parking Structure and Ferry Parking Lots**
Recommendation: Adopt a Resolution establishing new parking fees for the Vallejo Station Parking Structure and the ferry parking lots at \$5 for daily parking, \$20 for monthly commuter parking (fixed 16 hour time period) and \$4 for extended hours/overnight parking for monthly commuter parkers
Contact: David A. Kleinschmidt, Public Works Director, 648-4301

8. ACTION CALENDAR

NOTICE: Members of the public wishing to address the Council on Action Calendar Items are requested to submit a completed speaker card to the City Clerk. Each speaker is limited to five minutes pursuant to Vallejo Municipal Code Section 2.02.420.

- A. **Public Hearing – Amendment of Title 16 of the Vallejo Municipal Code, the Downtown and Mare Island Specific Plans, and the Vallejo Waterfront Planned Development Master Plan Regarding Fast-food / Quick Service Establishments**

Recommendation: Hold a public hearing and upon conclusion, adopt a Resolution holding on first reading four ordinances amending Title 16 of the Vallejo Municipal Code (Zoning Ordinance), the Downtown and Mare Island Specific Plans, and the Vallejo Waterfront Planned Development Master Plan that would (1) allow small-scale fast-food/quick service, non-alcohol serving restaurants with less than 2,500 square feet in gross floor area to locate within commercial areas throughout the City without a use permit, unless the proposal involves new development and/or extended hours of operation beyond midnight; and (2) reduce the parking requirement for these businesses.

Contact: Dan Marks, Interim Economic Development Director, 648-4382
Andrea Ouse, Planning Manager, 648-4163

- B. **Public Hearing – Amendment of Title 16 of the Vallejo Municipal Code Banquet Type Uses in the Waterfront Shopping and Service (CW) Zoning District**

Recommendation: Hold a public hearing and upon conclusion, adopt a Resolution holding on first reading an ordinance amending Title 16 of the Vallejo Municipal Code (Zoning Ordinance) to: (1) allow banquet type uses with the approval of a Major Use Permit in the CW Zoning District; and (2) more clearly define the use type and parking requirement for these uses.

Contact: Dan Marks, Interim Economic Development Director, 648-4382
Andrea Ouse, Planning Manager, 648-4163

9. CITY MANAGER'S REPORT

10. CITY ATTORNEY'S REPORT

- A. **Fiscal Year 2012-2013 – Fourth Quarter Report**

Recommendation: Informational item only; no action requested
Contact: Claudia Quintana, City Attorney, 648-4545

11. 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.

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

13. CLOSED SESSION

14. ADJOURNMENT

ADDITIONAL CITY INFORMATION

Members of the public can:

Like us on Facebook (www.facebook.com/cityofvallejo)

Sign up to receive City Communications via e-mail (www.ci.vallejo.ca.us/living/connect)

Sign up to receive City updates and get connected with your neighbors on Nextdoor (www.nextdoor.com)