

**AGENDA
VALLEJO CITY COUNCIL
SPECIAL MEETING – 4:30 P.M.**

**JOINT CITY COUNCIL &
SUCCESSOR AGENCY TO THE FORMER
VALLEJO REDEVELOPMENT
AGENCY
SPECIAL MEETING – 5:15 P.M.
(Closed Session)**

MAYOR
Osby Davis

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



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

**JOINT CITY COUNCIL &
SUCCESSOR AGENCY TO THE FORMER
VALLEJO REDEVELOPMENT AGENCY
SPECIAL MEETING – 6:00 P.M.**

**VALLEJO CITY COUNCIL
SPECIAL MEETING – 7:00 P.M**

DECEMBER 16, 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.

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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.

**CALL AND NOTICE OF
SPECIAL MEETING
AT 4:30 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 an Appointment to the Greater Vallejo Recreation District (GVRD) Board of Directors

Recommendation: Interview applicants and adopt a Resolution making an appointment to the Greater Vallejo Recreation District Board of Directors for a term to expire December 31, 2017

Contact: Dawn G. Abrahamson, City Clerk, 648-4527

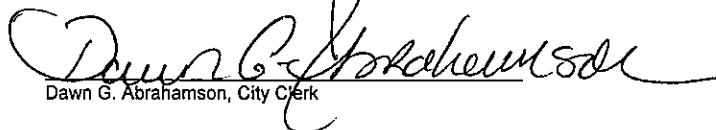
4. ADJOURNMENT

Dated: December 12, 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 5:15 p.m., Thursday, December 12, 2013.

Dated: December 12, 2013


Dawn G. Abrahamson, City Clerk

**CALL AND NOTICE OF
JOINT SPECIAL MEETING
AT 5:15 P.M.
OF THE VALLEJO CITY COUNCIL &
SUCCESSOR AGENCY TO THE
FORMER REDEVELOPMENT AGENCY**

TO THE MEMBERS OF THE VALLEJO CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY:

You are hereby notified that I do hereby call the Vallejo City Council and the Successor Agency to the former Vallejo Redevelopment Agency 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 and Successor Agency 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**

City Council Closed Session Item

- 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)

Joint City Council and Successor Agency Item

- B. Conference with Legal Counsel – Existing Litigation – pursuant to Subdivision (a) of Section 54956.9 of the California Government Code; Name of Case: *Triad Downtown Vallejo v. the Redevelopment Agency, et. al;* Solano County Superior Court Case No. #FCS 037433

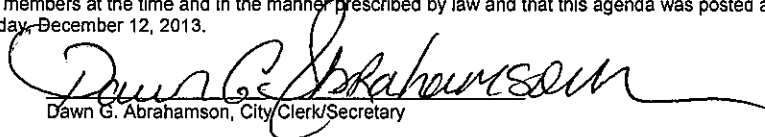
4. ADJOURNMENT

Dated: December 12, 2013


Osby Davis, Mayor/Chair

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 and Successor Agency members 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 5:15 p.m., Thursday, December 12, 2013.

Dated: December 12, 2013


Dawn G. Abrahamson, City Clerk/Secretary

**CALL AND NOTICE OF
JOINT SPECIAL MEETING
AT 6:00 P.M.
OF THE
VALLEJO CITY COUNCIL &
SUCCESSOR AGENCY TO THE
FORMER VALLEJO
REDEVELOPMENT AGENCY
COUNCIL CHAMBERS
555 SANTA CLARA STREET,
VALLEJO, CA
DECEMBER 16 , 2013**

MAYOR/CHAIR
Osby Davis

MEMBERS:
Vice Mayor /Vice Chair Stephanie Gome
Marti Brown
Jesus "Jess" Malgapo
Robert H. McConnell
Bob Sampayan
Hermie Sunga

TO THE MEMBERS OF THE SUCCESSOR AGENCY TO THE FORMER VALLEJO REDEVELOPMENT AGENCY AND THE VALLEJO CITY COUNCIL:

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

NOTICE: Members of the public shall have the opportunity to address the Successor Agency and Vallejo 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**
4. **CONSENT CALENDAR**

Successor Agency Action Only:

A. Approval of Minutes

Recommendation: By motion, approve the minutes for the meetings of 1) June 11, 2013 Joint Successor Agency and City Council special meeting, 2) June 25, 2013 Joint Successor Agency and City Council special meeting, and 3) September 24, 2013 Joint Successor Agency and City Council special meeting
Contact: Dawn G. Abrahamson, Secretary, 648-4527

B. Adopt a Resolution Authorizing Execution of a Legal Services Agreement for Outside Special Counsel on "As-Needed" Basis to Oversight Board

Recommendation: Adopt a Resolution authorizing the Executive Director to execute a Legal Services Agreement for legal services with Michael Roush, Attorney at Law, to provide special counsel to the Oversight Board for the Successor Agency to the former Redevelopment Agency on an "as-needed" basis for a total amount not to exceed \$30,000
Contact: Mark Sawicki, Community & Economic Development Director, 648-4382
Annette Taylor, Senior Community Development Analyst, 649-3510

Joint City Council & Successor Agency Action:

5. ACTION CALENDAR

- A. Adopt Resolutions Authorizing Execution of a Fourth Amended and Restated Waterfront Disposition & Development Agreement By and Among the City of Vallejo, the Successor Agency to the Redevelopment Agency of the City of Vallejo and Callahan Property Management Company, Inc.**

City Council:

Recommendation: Adopt a Resolution approving and authorizing execution of a Fourth Amended and Restated Waterfront Disposition and Development Agreement ("Amended DDA"), requesting that this Amended DDA be considered for approval by the Oversight Board for the Successor Agency and making related findings and determinations

Contact: Mark Sawicki, Community & Economic Development Director, 648-4382

Successor Agency:

Recommendation: Adopt a Resolution approving and authorizing the execution of a Fourth Amended and Restated Disposition and Development Agreement ("Amended DDA"), requesting that this Amended DDA be considered for approval by the Oversight Board for the Successor Agency and making related findings and determinations

Contact: Mark Sawicki, Community & Economic Development Director, 648-4382

6. ADJOURNMENT

Dated: December 12, 2013


Osby Davis, Mayor/Chair

I, Dawn Abrahamson, City Clerk/Secretary, 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 and Successor Agency members, 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 5:15 p.m., Thursday, December 12, 2013.

Dated: December 12, 2013


Dawn Abrahamson, City Clerk/Secretary

**VALLEJO CITY COUNCIL
SPECIAL MEETING – 7:00 P.M.
COUNCIL CHAMBERS
DECEMBER 16, 2013**

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.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. PRESENTATIONS AND COMMENDATIONS

- A. Presentation of Proclamation in Recognition of Fire Engineer Dyhanne Strohmeyer and Crews from Engine Company 23 and 25 for Outstanding Performance in the Line of Duty

5. 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. This will be the only Community Forum provided for at this special meeting.

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) December 3, 2013 (special), 2) December 10, 2013 (special) and 3) December 10, 2013 (regular)
Contact: Dawn G. Abrahamson, City Clerk, 648-4527

B. Claims

Recommendation: By motion, ratify the payment of claims totaling \$4,700,599.20 for the period of November 1, 2013 through November 30, 2013
Contact: Deborah Lauchner, Finance Director, 648-4592

- C. **Adopt a Resolution Amending the Parking Hours Allowed for Monthly Parking Pass Holders in the Vallejo Station Parking Structure and Ferry Parking Lots**
Recommendation: Adopt a Resolution amending the hours allowed for parking by commuter parking permit fee holders in the Vallejo Station Parking Structure and the ferry parking lots.
Contact: David A Kleinschmidt, Public Works Director, 648-4301
Jill Mercurio, Assistant Public Works Director/City Engineer, 648-4805
- D. **Authorization to Execute Three Separate Agreements For On-Call As-Needed Outside Plan Review, Permitting and Building Inspection Services By and Between the City of Vallejo and West Coast Code Consultants, Inc., Bureau Veritas North American, Inc., and TRB & Associates, Inc. With Each Agreement Not to Exceed \$300,000**
Recommendation: By motion, authorize the City Manager to enter into three separate Consultant and Professional Services Agreements by and between the City of Vallejo and West Coast Code Consultants, Inc., Bureau Veritas North America, Inc., and TRB and Associates, Inc. with each agreement not to exceed \$300,000
Contact: Mark Sawicki, Community & Economic Development Director, 648-4382
- E. **Adopt a Resolution Approving the Project Plans and Specifications for the Urban Runoff Treatment Retrofit Project and Authorizing the City Manager to Award a Construction in the Amount of \$97,579 to Team Ghilotti, Inc.**
Recommendation: Adopt a Resolution approving the project plans and specifications for the Urban Runoff Treatment Retrofit project, and authorizing the City Manager, or his designee, to award a construction contract in the amount of \$97,579.00 to Team Ghilotti, Inc., in accordance to the approved plans and specifications
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Jill Mercurio, Assistant Public Works Director/City Engineer, 648-4085
- F. **Adopt a Resolution Accepting Work as Complete for the Measure B Slurry Seal Project Fiscal Year 2012/2013**
Recommendation: Adopt a Resolution accepting as complete the work of VSS International, Inc. (formerly named Valley Slurry Seal Company) of West Sacramento, California 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
Jill Mercurio, Assistant Public Works Director/City Engineer, 648-4085
- G. **Authorization for Contract Change Order No. 3 in the Amount of \$77,827.93 and Acceptance of the Work on the Fleming Hill WTP Hypochlorite Tanks Project WT7046 as Complete**
Recommendation: Adopt a Resolution authorizing the City Manager or his designee to execute Contract Change Order No. 3 in the amount of \$77,827.93 to GSE Construction, Inc. and accept the Fleming Hill WTP Hypochlorite Tanks Project as complete
Contact: David A. Kleinschmidt, Public Works Director, 648-4301
Franz Nestlerode, Asst. Public Works Director/Water Superintendent, 648-4308

H. **Authorize City Manager to Execute A Master Agreement Between the City of Vallejo and the US Postal Service Regarding Real Property Located at 485 Santa Clara Street**

Recommendation: Staff is recommending continuance of this item to allow the parties to continue to discuss the critical terms of the Master Relocation Agreement

Contact: David A. Kleinschmidt, Public Works Director, 648-4301

Jill Mercurio, Assistant Public Works Director/City Engineer, 648-4805

I. **Authorize City Manager to Execute a Settlement Agreement in the Amount of \$225,000 to Resolve United States District Court, Eastern District of California, Case No. 2:05-CV-00881-JAM-DAD, *Washington/Bauer v. City of Vallejo, et al.***

Recommendation: By motion, authorize the City Manager to execute a Settlement Agreement in the amount of \$225,000 to resolve United States District Court, Eastern District of California, Case No. 2:05-CV-00881-JAM-DAD, *Washington/Bauer v. City of Vallejo, et al.*

Contact: Claudia Quintana, City Attorney, 648-4547

Furah Z. Faruqui, Deputy City Attorney, 648-4547

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. **Conduct a Public Hearing Regarding a Fact Finding Panel's Report Pursuant to Government Code Section 3505.4 and Adoption of Three Resolutions 1) Unilaterally Implementing Terms of Employment During Fiscal Year 2013-2014 for the Vallejo Police Officers Association (VPOA); 2) Fixing the Employer's Contribution for Employees and the Employer's Contribution for Annuitants Under the Public Employees' Medical and Hospital Care Act (PEMHCA) with Respect to Members of the Bargaining Unit Represented by VPOA; and 3) Modifying Retiree Medical Benefits for Certain Retired Annuitants**

Recommendation: Conduct a Public Hearing regarding the impasse between the City and VPOA and Fact-finding Panel's Report (Attachment A) pursuant to California Government Code Section 3505.4 and upon conclusion, adopt the following three resolutions: 1) A Resolution unilaterally implementing terms of employment during Fiscal Year 2013-2014 for the Vallejo Police Officers Association (VPOA) (Attachment B); 2) a Resolution fixing the employer's contribution for employees and the employer's contribution for annuitants under the Public Employees' Medical and Hospital Care Act (PEMHCA) with respect to members of the bargaining unit represented by VPOA (Attachment C); and 3) a Resolution modifying retiree medical benefits for certain retired annuitants (Attachment D)

Contact: Craig Whittom, Assistant City Manager, 648-4579

- B. Authorization to Staff to Work with the City's Sacramento Lobbyist to Propose State Legislation which would Enable Registered Neighborhood Associations to Obtain Victims' Rights to Combat Specified Crimes in Neighborhoods**
Recommendation: By motion, authorize staff to work with the City's Sacramento lobbyist, Gonsalves & Sons, to propose the introduction of State legislation that would enable registered neighborhood associations to invoke victims' rights while combatting specified crimes in neighborhoods
 Contact: Daniel E. Keen, City Manager, 648-4576
 Joanna Altman, Administrative Analyst II, 648-4362
- C. Adopt a Resolution Expressing Support for the State Initiative Petition Entitled 'The Pension Reform Act of 2014'**
Recommendation: Adopt a Resolution expressing support for the State Initiative Petition Entitled 'The Pension Reform Act of 2014'
 Contact: Claudia Quintana, City Attorney, 648-4547
- D. By Motion Authorize the City Manager by April 1, 2014 to: 1) Create A Police Chief's Advisory Committee and; 2) Provide Recommendations to the City Council on the Revised Scope and Duties of the Human Relations Commission**
Recommendation: By motion, authorize the City Manager by April 1, 2014 to: 1) create a Police Chief's Advisory Committee and; 2) provide recommendations to the City Council on the revised scope and duties of the Human Relations Commission
 Contact: Craig Whittom, Assistant City Manager, 648-4579

9. INFORMATION CALENDAR
10. CITY MANAGER'S REPORT
11. CITY ATTORNEY'S REPORT
13. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL
14. CLOSED SESSION
15. ADJOURNMENT

ADDITIONAL CITY INFORMATION

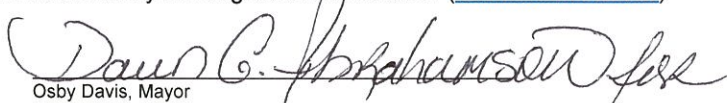
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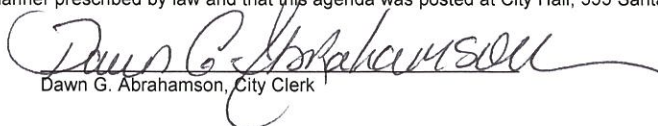
Sign up to receive City updates and get connected with your neighbors on Nextdoor (www.nextdoor.com)

Dated: December 12, 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 5:15 p.m., Thursday, December 12, 2013.

Dated: December 12, 2013


 Dawn G. Abrahamson, City Clerk