

AGENDA



City Hall
555 Santa Clara Street
Vallejo, CA 94590
www.cityofvallejo.net

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

VALLEJO SANITATION AND FLOOD CONTROL DISTRICT REGULAR MEETING – 6:00 P.M.

VALLEJO CITY COUNCIL REGULAR MEETING – 7:00 P.M.

MAYOR
Osby Davis

CITY COUNCIL
Vice Mayor, Rozzana
Verder-Aliga, EdD
Pippin Dew-Costa
Jesus "Jess" Malgapo
Robert H. McConnell
Katy Miessner
Bob Sampayan

DECEMBER 13, 2016

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 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 PM
OF THE VALLEJO CITY COUNCIL
DECEMBER 13, 2016**

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. Public Employee Performance Evaluation - City Attorney
(Government Code Section 54597)
- 4. ADJOURNMENT**

Dated: Thursday, December 8, 2016



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 Vallejo 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 5:00 p.m., Thursday, December 8, 2016.

Dated: Thursday, December 8, 2016



Dawn G. Abrahamson, City Clerk

**VALLEJO CITY COUNCIL
REGULAR MEETING – 7:00 PM
COUNCIL CHAMBERS
DECEMBER 13, 2016**

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATIONS AND COMMENDATIONS**
 - A. RECOGNITION OF RETIRED EMPLOYEE**
 - B. PRESENTATION OF A PROCLAMATION HONORING WORLD WAR II VETERANS & COMMEMORATING WORLD PEACE II DAY**

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.

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) November 15, 2016 (special), 2) November 15, 2016 (regular), and 3) December 6, 2016 (special)

Contact: Dawn G. Abrahamson, City Clerk (707) 648-4528

Dawn.Abrahamson@cityofvallejo.net

B. PAYMENT OF CLAIMS - OCTOBER 2016

Recommendation: By motion, ratify the payment of claims totaling \$6,666,980.81 for the period October 1, 2016, through October 31, 2016.

Contact: Ron Millard, Finance Director, (707) 648-4592

Ron.Millard@cityofvallejo.net

C. **ADOPT A RESOLUTION ESTABLISHING A SCHEDULE OF REGULAR CITY COUNCIL MEETINGS FOR 2017 AND 2018**

Recommendation: Adopt a Resolution establishing a schedule of regular City Council meetings for 2017 and 2018.

Contact: Dawn G. Abrahamson, City Clerk, (707) 648-4528

dawn.abrahamson@cityofvallejo.net

D. **ADOPT A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO BERGER CONCRETE, INC. FOR THE CDBG ALABAMA STREET CITY PARK ADA IMPROVEMENTS PROJECT IN THE AMOUNT OF \$199,993**

Recommendation: Adopt a Resolution approving the project plans and specifications for the Alabama Street City Park ADA Improvements - CDBG Fiscal Year 2015/2016 Project, and authorizing the City Manager to execute a construction contract in the amount of \$199,993 to Berger Concrete, Inc., in accordance with the approved plans and specifications.

Contact: David A. Kleinschmidt, Public Works Director, (707) 648-4301

david.kleinschmidt@cityofvallejo.net

E. **ADOPT A RESOLUTION OF INTENTION TO AMEND FISCAL YEAR 2016-17 BUDGET TO APPROPRIATE LONG TERM MAINTENANCE FUNDS IN THE AMOUNT OF \$70,000 FOR THE MARE ISLAND ST. PETER'S CHAPEL ROOF PROJECT**

Recommendation: As the first in a two step process, adopt a Resolution of Intention to amend Fiscal Year 2016-17 budget to appropriate Long Term Maintenance Funds in the amount of \$70,000 for the Mare Island St. Peter's Chapel Roof Project.

Contact: David A. Kleinschmidt, Public Works Director, (707) 648-4301

David.Kleinschmidt@cityofvallejo.net

F. **ADOPT A RESOLUTION OF INTENTION TO AMEND FISCAL YEAR 2016-17 GAS TAX BUDGET TO RECOGNIZE REVENUE FROM RECOLOGY VALLEJO AND APPROPRIATE FUNDS IN THE PUBLIC WORKS DEPARTMENT**

Recommendation: As the first in a two-step process, adopt a Resolution of Intention to amend the Fiscal Year 2016-17 Gas Tax Budget to recognize

revenue in the amount of \$468,750 from Recology Vallejo and appropriate the funds to the Gas Tax Budget in the Maintenance Division and the Engineering Division.

Contact: David Kleinschmidt, Public Works Director, 707 648 4301

David.Kleinschmidt@cityofvallejo.net

- G. **AUTHORIZE THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH PATRIOT ENVIRONMENTAL SERVICES ADDING \$79,000 TO THE CONTRACT FOR A NEW NOT TO EXCEED CONTRACT AMOUNT OF \$175,454**

Recommendation: By motion, authorize the City Manager to execute the First Amendment to the consultant and professional services agreement with Patriot Environmental Services adding \$79,000 to the contract for a new not to exceed contract amount of \$175,454.

Contact: David A. Kleinschmidt, Public Works Director, (707) 648-4301

David.Kleinschmidt@cityofvallejo.net

- H. **AUTHORIZE THE CITY MANAGER TO EXECUTE A CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH APEX COMPANIES, LLC IN AN AMOUNT NOT TO EXCEED \$140,000**

Recommendation: By motion, authorize the City Manager to execute a consultant and professional services agreement with Apex Companies, LLC in an amount not to exceed \$140,000 to determine mercury levels and develop a plan of action for the mercury cleanup in Suisun Creek.

Contact: David A. Kleinschmidt, Public Works Director (707) 648-4301

David.Kleinschmidt@cityofvallejo.net

- I. **SECOND READING AND ADOPTION OF AN ORDINANCE INCORPORATING THE 2016 CALIFORNIA FIRE CODE WITH AMENDMENT INTO CHAPTER 12.28 OF THE CITY OF VALLEJO MUNICIPAL CODE**

Recommendation: By motion, hold second reading and adopt an Ordinance incorporating the 2016 California Fire Code, including Chapter 1, Division 2, and Administrative Provisions, with Amendments, into Chapter 12.28 of the City of Vallejo Municipal Code

Contact: Vincent Sproete, Fire Prevention Manager (707) 648-4566

Vincent.Sproete@cityofvallejo.net

J. **SECOND READING OF ELEVEN ORDINANCES AMENDING TITLE 12 OF THE CITY OF VALLEJO MUNICIPAL CODE BY INCORPORATING THE 2016 CALIFORNIA BUILDING STANDARDS CODE PARTS 2-12 (EXCLUDING PARTS 7 AND 9) AND THE 2015 INTERNATIONAL PROPERTY MAINTENANCE CODE (REVISED); ADOPTION OF TEN OF THOSE ORDINANCES.**

Recommendation: Hold second reading of eleven ordinances incorporating the 2016 California Building Standards Code, the 2015 International Property Maintenance Code to replace the 2012 International Property Maintenance Code adopted at Title 12 of the Vallejo Municipal Code; and adoption of ten of those ordinances as follows; ordinances amending chapter 12.04; 12.12; 12.16; 12.20; 12.30; 12.32; 12.44; 12.48; 12.50; and 12.51

(The ordinance amending chapter 12.08 of the Vallejo Municipal Code has been amended slightly and will come back for third reading and adoption at the next regular council meeting.)

Contact: Lonell Butler, Chief Building Official (707) 648-4387

Lonell.Butler@cityofvallejo.net

K. **SECOND READING AND ADOPTION OF AN ORDINANCE DELETING SECTION 2.08.160, THE ANNUAL REPORTING REQUIREMENT**

Recommendation: By motion, hold second reading and adopt an Ordinance deleting Section 2.08.080 of the Vallejo Municipal Code to delete the annual reporting requirement

Contact: Claudia Quintana, City Attorney (707) 648-4545

Claudia.Quintana@cityofvallejo.net

L. **AUTHORIZE THE CITY MANAGER TO EXECUTE A FIRST AMENDMENT TO THE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH TRB + ASSOCIATES, INC. TO EXTEND TERM FROM JANUARY 11, 2017, TO JANUARY 11, 2018, AND TO INCREASE COMPENSATION TO AN AMOUNT NOT TO EXCEED \$200,000**

Recommendation: By motion, authorize the City Manager to execute the First Amendment to the consultant and professional services agreement with TRB+ Associates, Inc. Agreement No. 13-059, extending the contract term to January 11, 2018, and increasing compensation to an amount not to exceed \$200,000.

Contact: Lonell Butler, Chief Building Official – (707) 648-4387

Lonell.Butler@cityofvallejo.net

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. QUARTERLY RIDGECREST REPORT FOR JULY 1, 2016- SEPTEMBER 30, 2016

Recommendation: By motion, accept the Ridgecrest Quarterly Report as documentation of the reimbursement from the Landscape Maintenance District Program for non-Landscape Maintenance District inspection services during the first quarter of Fiscal Year 2016-17 in the amount of \$29,255.80.

Contact: David A. Kleinschmidt, Public Works Director, (707) 648-4301
David.Kleinschmidt@cityofvallejo.net

9. INFORMATION CALENDAR

A. STUDY SESSION- PROPOSITION 64 RECREATIONAL MARIJUANA

10. CITY MANAGER'S REPORT

11. CITY ATTORNEY'S REPORT

12. COMMUNITY FORUM

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

14. CLOSED SESSION

15. ADJOURNMENT

ADDITIONAL CITY INFORMATION

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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 Vallejo 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 5:00 p.m., Thursday, December 8, 2016.



Dated: Thursday, December 8, 2016

Dawn G. Abrahamson, City Clerk