

AGENDA



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

VALLEJO CITY COUNCIL SPECIAL MEETING (CLOSED SESSION) - 4:30 P.M.

VALLEJO FLOOD & WASTEWATER DISTRICT REGULAR MEETING – 6:00 P.M.

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

MAYOR
Bob Sampayan

CITY COUNCIL
Vice Mayor, Pippin Dew
Hakeem Brown
Robert H. McConnell
Katy Miessner
Hermie Sunga
Rozzana Verder-Aliga, EdD

SEPTEMBER 10, 2019

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.

Want more City Information - Members of the public can:

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



Vallejo City Council Chambers 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
SEPTEMBER 10, 2019**

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 Legal Counsel - Existing Litigation Pursuant to Government Code Section 54956.9(d)(1). Name of Case: Ledesma v. City of Vallejo, et al. 2:17-cv-00106-MCE-CKD
- B. Conference with Legal Counsel-Anticipated Litigation: Significant Exposure to Litigation, Pursuant to California Government Code Section 54956.9 (d)(2). Number of Cases: One
- C. Conference with Labor Negotiators: pursuant to Government Code Section 54957.6 Negotiators: Greg Nyhoff, City Manager; Anne Cardwell, Assistant City Manager; Heather Ruiz, Human Resources Director; Rekha Nayar, Finance Director; Charles Sakai (Sloan, Sakai, Yeung & Wong, LLP). Employee Organization: International Association of Firefighters, Local 1186 (IAFF)
- D. Conference with Legal Counsel: Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2). Number of Cases: One
- E. Conference with Labor Negotiators Pursuant to Government Code Section 54957.6. City Designated Representatives: Councilmembers Miessner and Verder-Aliga. Unrepresented Employee: City Attorney

4. ADJOURNMENT

Dated: Thursday, September 5, 2019

A handwritten signature in blue ink that reads "Dawn G. Abrahamson for". The signature is written in a cursive style.

Bob Sampayan, 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, September 5, 2019.

Dated: Thursday, September 5, 2019

A handwritten signature in blue ink that reads "Dawn G. Abrahamson". The signature is written in a cursive style.

Dawn G. Abrahamson, City Clerk

**VALLEJO CITY COUNCIL
REGULAR MEETING – 7:00 PM**

SEPTEMBER 10, 2019

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. PRESENTATIONS AND COMMENDATIONS**
 - A. PRESENTATION OF A PROCLAMATION DESIGNATING SEPTEMBER 8-14, 2019 AS "NATIONAL SUICIDE PREVENTION WEEK"**
 - B. PRESENTATION OF A PROCLAMATION DECLARING SEPTEMBER 11, 2019 "VALLEJO POLICE AND FIRE MEMORIAL 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: Approve the City Council minutes for the meetings of 1) May 21, 2019 (special); 2) May 28, 2019 (special); 3) May 28, 2019 (regular); 4) July 3, 2019 (special); 5) July 9, 2019 (special); 6) July 9, 2019 (regular); 7) July 15, 2019 (special); 8) July 16, 2018 (special); 9) July 18, 2019 (special); 10) July 23, 2019 (special); 11) July 23, 2019 (regular); 12) July 24, 2019 (special); 13) July 31, 2019 (special); and 14) August 1, 2019 (2 special

meetings)

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

Dawn.Abrahamson@cityofvallejo.net

B. PAYMENT OF CLAIMS: JUNE & JULY

Recommendation: Ratify the payment of claims for the period June 1, 2019 through June 30, 2019, and for the period July 1, 2019 through July 31, 2019.

Contact: Rekha Nayar, Finance Director (707) 648-4592

Rekha.Nayar@cityofvallejo.net

C. CITY TREASURER'S INVESTMENT REPORT

Recommendation: Accept the City Treasurer's Investment Report for the quarter ended June 30, 2019.

Contact: Rekha Nayar, Finance Director, (707) 648-4592

Rekha.Nayar@cityofvallejo.net

D. PURCHASE OF EQUIPMENT - L.N. CURTIS & SONS

Recommendation: Authorize the City Manager to Purchase Equipment, Materials and Supplies from L.N. Curtis & Sons (including their Blue Line Division) in an amount not to exceed \$1,100,000 for the Fire and Police Departments pursuant to the Master Price Agreement between the Public Procurement Authority and L.N.Curtis & Sons, as amended.

Contact: Courtney Schreiner Lee, Administrative Analyst II, (707) 648-4092

courtney.schreinerlee@cityofvallejo.net

E. DEBT MANAGEMENT POLICY

Recommendation: Adopt a Resolution approving a Debt Management Policy.

Contact: Rekha Nayar, Finance Director (707) 648-4592

Rekha.Nayar@cityofvallejo.net

F. LEGAL SERVICES AGREEMENTS

Recommendation:

Authorize the City Attorney to execute legal services agreements as follows:

1. A new Legal Services Agreement with Bertrand Fox & Elliott
2. A new Legal Services Agreement with Best, Best & Krieger at the hourly rates set forth therein.

Authorize the City Attorney to execute an amendment to a legal services agreement as follows:

1. A Second Amendment to the City's Agreement with the law firm of Burke Williams and Sorenson to augment the compensation under the contract by an additional \$600,000 for a new not-to-exceed amount of \$1,000,000.

Contact: Vanessa Garcia, Law Office Supervisor (707) 648-4545

Vanessa.Garcia@cityofvallejo.net

**G. NORTHERN WATERFRONT 404 WETLAND MITIGATION PROJECT
FINDING OF CONSISTENCY WITH GENERAL PLAN 2040**

Recommendation: Adopt a Resolution finding that the Northern Waterfront 404 Wetland Mitigation Project is consistent with General Plan 2040 and is included in the Capital Improvement Program (CIP) for Fiscal Years (FY) 2019/20 through 2023/24.

Contact: Will Morat, Assistant to the City Manager, Economic Development, 707-648-4109

will.morat@cityofvallejo.net

H. AWARD OF FUNDING FOR PILOT PUBLIC ART PROGRAM PROJECTS

Recommendation: Adopt a Resolution approving the Commission on Arts and Culture (CAC) recommendation to fund eight projects under the Pilot Public Art Program.

Contact: Annette Taylor, Senior Community Development Analyst, (707) 649-3510

annette.taylor@cityofvallejo.net

**I. LETTER OF SUPPORT ON ASSEMBLY CONSTITUTIONAL AMENDMENT
1**

Recommendation: Authorize the Mayor to send a letter on behalf of the City Council supporting Assembly Constitutional Amendment (ACA) 1, Local government financing: Affordable housing and public infrastructure: voter approval.

Contact: Joanna Altman, Assistant to the City Manager, (707) 648-4362

joanna.altman@cityofvallejo.net

J. EXTENSION OF CANNABIS AD-HOC SUB-COMMITTEE

Recommendation: Adopt a Resolution extending the City Council Ad-Hoc Sub-Committee on Cannabis through December 31, 2020.

Contact: Joanna Altman, Assistant to the City Manager (707) 648-4362
joanna.altman@cityofvallejo.net

K. **WATER MAIN CIP FY 2018-2019 PROJECT BUDGET ADJUSTMENT**

Recommendation: Receive and file the notice of intent to amend the FY 2019-20 Water Enterprise budget to appropriate \$26,971 from unrestricted, unencumbered City Water Operating Fund 401 balance to the FY 2018-19 Water Main Replacement project WT050 in Fund 404.

Contact: Mike Malone, Water Director, (707) 648-4308
mike.malone@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. **CONDUCT A PUBLIC HEARING REGARDING PROPOSED WATER RATES, TALLY PROTESTS, AND, IF APPROPRIATE, INTRODUCE AN ORDINANCE AMENDING CHAPTER 11.48 OF THE VALLEJO MUNICIPAL CODE REGARDING WATER RATES AND CHARGES**

Recommendation: Conduct a public hearing regarding the proposed water rate increase for the Vallejo City Water System. If appropriate after hearing comments, and tallying and considering the protests submitted, introduce an ordinance amending Chapter 11.48 of the Vallejo Municipal Code, pertaining to water rates and charges.

Contact: Mike Malone, Water Director, (707) 648-4308
Mike.Malone@cityofvallejo.net

B. **INTRODUCE ORDINANCES AMENDING VALLEJO MUNICIPAL CODE CHAPTER 2.02 AND 2.26 OF THE VALLEJO MUNICIPAL CODE TO ADD RULES OF DECORUM AND CLARIFY THE ROLE OF COMMISSION MEMBERS AND COUNCIL LIAISON, AND AMENDING THE CODE OF ETHICS AND CONDUCT**

Recommendation: Introduce two ordinances amending Chapter 2.02 and 2.26 of the Vallejo Municipal Code and adopt the resolution making changes to the Code of Ethics and Conduct for Elected and Appointed officials.

Contact: Greg Nyhoff, City Manager (707) 648-4576
Greg.Nyhoff@cityofvallejo.net
Claudia Quintana, City Attorney, (707) 648-4545
claudia.quintana@cityofvallejo.net

C. **RESOLUTION VACATING CIVIL SERVICE COMMISSION APPOINTMENTS**

Recommendation: Adopt a Resolution of the City Council of the City of Vallejo declaring all seats on the Civil Service Commission vacant and directing staff to set council interviews (the "Resolution").

Contact: Dawn G. Abrahamson, City Clerk (707) 648-4527

Dawn.Abrahamson@cityofvallejo.net

D. **APPOINTMENTS TO CITY COMMISSIONS**

Recommendation:

Make appointments to fill vacancies in the following City Commissions:

1. Architectural, Heritage & Landmarks Commission - 4 vacancies
2. Beautification Commission - 2 vacancies
3. Code Enforcement Appeals Board - 1 vacancy
4. Commission on Culture & the Arts - 1 vacancy
5. Design Review Board - 3 vacancies
6. Economic Vitality Commission - 5 vacancies
7. Housing & Community Development Commission - 3 vacancies
8. Human Relations Commission - 1 vacancy
9. McCune Collection Commission - 3 vacancies
10. Participatory Budgeting Steering Committee - 4 vacancies
11. Planning Commission - 2 vacancies
12. Sister City Commission - 4 vacancies

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

Dawn.Abrahamson@cityofvallejo.net

9. **INFORMATION CALENDAR**

A. **UPDATE ON FIRE DEPARTMENT**

Recommendation: Present a brief overview to City Council on the State of the Vallejo Fire Department.

Contact: Daryl Arbuthnott, Fire Chief (707) 648-4526

Daryl.Arbuthnott@cityofvallejo.net

10. **CITY MANAGER'S REPORT**

11. **CITY ATTORNEY'S REPORT**

A. **QUARTERLY REPORT FOR FISCAL YEAR 2018/2019, FOURTH QUARTER (APRIL - JUNE 2019)**

Recommendation: Informational item only. No action is required

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

Claudia.Quintana@cityofvallejo.net

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

Members of the public can:

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

Dated: Thursday, September 5, 2019



Bob Sampayan, 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, September 5, 2019.

Dated: Thursday, September 5, 2019



Dawn G. Abrahamson, City Clerk