

**VALLEJO CITY COUNCIL
REGULAR MEETING MINUTES
COUNCIL CHAMBERS**

555 Santa Clara Street, Vallejo, California

JULY 12, 2022

1. CALL TO ORDER

The meeting was called to order at 7:02 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Mayor McConnell, Vice Mayor Verder-Aliga, Councilmembers Arriola, Brown, Dew, Loera-Diaz, and Miessner

Absent: None

Staff present: Assistant City Manager Davis, City Attorney Nebb and City Clerk Abrahamson

City Attorney Nebb noted there was no action to report with respect to Closed Session Item 3A.

Councilmember Arriola requested the meeting be adjourned in memory of Andra Davis.

4. PRESENTATIONS AND COMMENDATIONS

Action: *Presentation was rescheduled to a future meeting.*

A. WATERFRONT WEEKEND UPDATE

5. FIRST COMMUNITY FORUM

Speakers: Rick Perez, Nick Filloy, Tray Krause, David Marsteller, Mishel Deniz Adolph, Jason Kishineff, Ashley Monterrosa, Michelle Monterrosa, Kim DeoCampo, Ruscal Cayangyang, Phillip Balbuena, Andrea Sorce, Bridget Doherty, Kimberly, Scarlett Hao, Lisa Bishop, Diane Hume, Perry, Lois Hampton, Bobbie Fleming, and Antionette.

The meeting recessed at 8:01 p.m. and reconvened at 8:11 p.m.

Speakers continued: Krestin Svendsen and Renee.

The meeting recessed at 8:28 p.m. and reconvened at 8:55 p.m.

6. PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS

Speakers: None.

7. CONSENT CALENDAR AND APPROVAL OF AGENDA

Action: *Moved by Vice Mayor Verder-Aliga and carried, unless otherwise noted, approval of the Agenda and the Consent Calendar (Noes – Arriola).*

A. APPROVAL OF MINUTES

Recommendation: Approve minutes for the special meetings of June 21 and June 23 and the special and regular meetings of June 28, 2022

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

Dawn.Abrahamson@cityofvallejo.net

Action: *Approved minutes.*

B. WAIVE FULL READING AND AUTHORIZING INTRODUCTIONS AND/OR ADOPTION OF ORDINANCES BY TITLE ONLY

Recommendation: Waive reading and authorize introductions and/or adoption of any and all ordinances on this Agenda, if any, by title only. This is a standard procedural action so the City Council does not have to read an ordinance in its entirety.

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

Dawn.Abrahamson@cityofvallejo.net

Action: *Waived reading and authorized introductions and/or adoption of any and all ordinances on this Agenda, if any, by title only. This is a standard procedural action so the City Council does not have to read an ordinance in its entirety.*

C. ADOPT A RESOLUTION APPROVING PROJECT PLANS AND SPECIFICATIONS FOR SIDEWALK AND CROSSWALK PEDESTRIAN IMPROVEMENTS FOR PW9711: COMMUNITY BASED TRANSPORTATION PLAN-PORTER & MAGAZINE PROJECT AND PW9432: SAFE ROUTES TO SCHOOL RADAR FEEDBACK SIGNS & CROSSWALK / RESTRIPIING PROJECT AND AUTHORIZING THE CITY MANAGER TO AWARD A CONSTRUCTION CONTRACT TO LISTER CONSTRUCTION, INC., IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS

Recommendation: Adopt a Resolution approving project plans and specifications for the sidewalk and Crosswalk Pedestrian Improvement Projects (PW9711: Community Based Transportation Plan-Porter & Magazine Project / PW9432: Safe Routes to School Radar Feedback Signs & Crosswalk / Re-striping Project) and authorizing the City Manager to award a construction contract in the amount of \$258,447.40, to Lister Construction, Inc., of Vacaville, California, in accordance with the approved plans and specifications.

Contact: Melissa L. Tigbao, Public Works Director (707) 648-4085

Melissa.Tigbao@cityofvallejo.net

Action: *Adopted Resolution No. 22-127 N.C.*

- D. **ADOPT A RESOLUTION APPROVING A FIRST AMENDMENT TO THE DESIGN PROFESSIONAL SERVICES AGREEMENT WITH DEWBERRY ENGINEERS, INC. TO INCREASE THE CONTRACT AMOUNT AND TO EXTEND THE TERM BY TWO YEARS TO COMPLETE THE DESIGN OF THE PW9798: SACRAMENTO STREET BRIDGE DEMOLITION AND RECONSTRUCTION PROJECT AND AUTHORIZE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a Resolution approving a First Amendment to the Design Professional Services Agreement with Dewberry Engineers, Inc., to increase its current on-call Structural Design Services Agreement to a total not to exceed amount of \$500,000, extending the contract term by two years to September 30, 2024, and authorizing the City Manager or designee to execute the same.

Contact: Melissa L. Tigbao, Public Works Director, (707) 648-4085

Melissa.Tigbao@cityofvallejo.net

Action: Adopted Resolution No. 22-128 N.C.

- E. **NOTICE OF INTENT TO AMEND FY 2022-23 CAPITAL IMPROVEMENT PROJECT BUDGET FOR PW9432: RADAR FREEDBACK SIGNS / RESTRIPIING PROJECT**

Recommendation: Receive the Notice of Intent to amend the FY 2022-23 Capital Improvement Project by recognizing grant revenue totaling \$55,000 and authorizing the expenditure of funds on project PW9432 Radar Feedback Signs / Re-striping.

Contact: Melissa L. Tigbao, Public Works Director, (707) 648-4085

Melissa.Tigbao@cityofvallejo.net

Action: Received the Notice of Intent to amend the FY 2022-23 Capital Improvement Project by recognizing grant revenue totaling \$55,000 and authorizing the expenditure of funds on project PW9432 Radar Feedback Signs / Re-striping.

- F. **ADOPT A RESOLUTION TO AMEND THE CITY'S SALARY PLAN TO ADD ONE LIMITED TERM POSITION OF SPECIAL ADVISOR TO THE CITY MANAGER AND NOTICE OF INTENT TO AMEND FY 2022-23 GENERAL FUND BUDGET**

Recommendation: Adopt a resolution to amend the City's Salary Plan by adding a limited-term position of Special Advisor to the City Manager to oversee the Economic Development Division, effective August 1, 2022 through August 1, 2023 and Receive the Notice of Intent to amend the General Fund budget.

Contact: Gillian Hayes, Assistant City Manager (707) 648-4163

Gillian.Hayes@cityofvallejo.net

Action: Adopted Resolution No. 22-129 N.C.

8. ACTION CALENDAR

- A. **ACTIONS RELATED TO THE INCREASE OF SEVEN-EIGHTHS (0.875) OF ONE CENT TRANSACTION AND USE TAX ON THE NOVEMBER 8, 2022 BALLOT INCLUDING INTRODUCTION OF AN ORDINANCE AMENDING CHAPTER 3.09 OF THE VALLEJO**

MUNICIPAL CODE AND THE NECESSARY ASSOCIATED RESOLUTIONS

Recommendation:

1. Introduction of an Ordinance amending Chapter 3.09 of the Vallejo Municipal Code; and
2. Adopt a resolution calling for and ordering the submission to the qualified electors of the City of Vallejo on November 8, 2022, a measure relating to a proposed ordinance amending Chapter 3.09 of the Vallejo Municipal Code related to the Vallejo Safe Streets and Essential Services Measure. To maintain critical city services, such as keeping public spaces healthy/safe/clean; maintaining fire protection/emergency medical response/crime prevention; addressing homelessness/blight/dumping; repairing deteriorating neighborhood streets/roads/sidewalks; and for general government use; shall the City of Vallejo adopt a measure establishing a 0.875% sales tax, providing \$18,000,000 annually until ended by voters, requiring audits, independent citizen oversight, and all funds legally required to be spent; and
3. Adopt a resolution providing for the filing of ballot arguments for a City measure amending chapter 3.09 of the Vallejo Municipal Code relating to establishing a seven-eighths (0.875) cent transactions and use tax for general purposes and directing the City Attorney to prepare an impartial analysis; and
4. Adopt a resolution providing for the filing of rebuttal arguments with respect to a City measure amending Chapter 3.09 of the Vallejo Municipal Code relating to establishing a seven-eighths (.875) cent transactions and use for general purposes to be submitted to the voters at the general municipal election to be held on Tuesday November 8, 2022.
5. Adopt a resolution approving spending priorities related to revenues derived from the establishment of a seven-eighths (0.875) of one cent general purpose revenue measure.
6. **Do not adopt** the following: **a)** A resolution calling for and ordering the submission to the qualified electors of the City of Vallejo an advisory measure relating to spending priorities for revenues derived from the establishment of a seven-eighths (0.875) of one cent general purpose revenue measure subject to the approval of the voters on the November 8, 2022 ballot. **b)** A resolution providing for the filing of ballot arguments for a City measure relating to an advisory measure on spending priorities for revenues derived from the establishment of a seven-eighths (0.875) of one cent general purpose revenue measure and directing the City Attorney to prepare an impartial analysis. **c)** A resolution providing for the filing of rebuttal arguments with respect to an advisory measure on spending priorities for revenues derived from the establishment of a seven-eighths (0.875) of one cent general purpose revenue measure.

Contact: Terrance Davis, Assistant City Manager (707) 648-4301
Terrance Davis@cityofvallejo.net

Assistant City Manager Davis provided background information, reviewed the community identified needs and priorities, presented the measure language, discussed the fiscal impact, identified items not subject to the Sales Tax and potential Council spending priorities, outlined the public education program, timeline, and concluded the presentation with the recommendations for the Council's consideration this evening.

Speakers: Jon Riley, Glenn Lovell, Steve McCall, Danny Bernardini, Joe Feller, Andrea Sorce, Sean Manwill, Anne Carr, Corey Penrose, Don Jordan, and Mark Stein.

Staff responded to questions from Councilmembers. Councilmembers provided comment.

Action 1: *Moved by Vice Mayor Verder-Aliga and carried to introduce an ordinance amending Chapter 3.09 of the Vallejo Municipal Code (Noes – McConnell and Arriola).*

Action 2: *Moved by Vice Mayor Verder-Aliga and carried to adopt Resolution No. 22-130 N.C., a resolution calling for and ordering the submission to the qualified electors of the City of Vallejo on November 8, 2022, a measure relating to a proposed ordinance amending Chapter 3.09 of the Vallejo Municipal Code related to the Vallejo Safe Streets and Essential Services Measure. To maintain critical city services, such as keeping public spaces healthy/safe/clean; maintaining fire protection/emergency medical response/crime prevention; addressing homelessness/blight/dumping; repairing deteriorating neighborhood streets/roads/sidewalks; and for general government use; shall the City of Vallejo adopt a measure establishing a 0.875% sales tax, providing \$18,000,000 annually until ended by voters, requiring audits, independent citizen oversight, and all funds legally required to be spent (Noes – McConnell and Arriola).*

Action 3: *Moved by Vice Mayor Verder-Aliga and carried unanimously to adopt Resolution No. 22-131 N.C., a resolution providing for the filing of ballot arguments for a City measure amending chapter 3.09 of the Vallejo Municipal Code relating to establishing a seven-eighths (0.875) cent transactions and use tax for general purposes and directing the City Attorney to prepare an impartial analysis. Councilmember Loera-Diaz indicated she would help write the argument in favor and Councilmember Miessner help write the rebuttal to the argument in opposition to the measure.*

Action 4: *Moved by Vice Mayor Verder-Aliga and carried unanimously to adopt Resolution No. 22-132 N.C., a resolution providing for the filing of rebuttal arguments with respect to a City measure amending Chapter 3.09 of the Vallejo Municipal Code relating to establishing a seven-eighths (.875) cent transactions and use for general purposes to be submitted to the voters at the general municipal election to be held on Tuesday November 8, 2022.*

Action 5: *Moved by Vice Mayor Verder-Aliga and carried to adopt Resolution No. 22-133 N.C., a resolution approving spending priorities related to revenues*

derived from the establishment of a seven-eighths (0.875) of one cent general purpose revenue measure (Noes- McConnell).

B. ADOPT RESOLUTION MAKING APPOINTMENTS TO GREATER VALLEJO RECREATION DISTRICT BOARD OF DIRECTORS, BEAUTIFICATION COMMISSION, CIVIL SERVICE COMMISSION, MCCUNE COLLECTION COMMISSION, AND THE PLANNING COMMISSION

Recommendation: Council to take the following actions:

1. Adopt a resolution making an appointment to the Greater Vallejo Recreation District (GVRD) Board of Directors - 1 vacancy
2. Adopt a resolution making appointments to the Beautification Commission (2 vacancies); Civil Service Commission (1 vacancy); McCune Collection Commission (2 vacancies); and the Planning Commission (1 vacancy)

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

Dawn.Abrahamson@cityofvallejo.net

The City Council went through an applicant nomination process for GVRD and the Planning Commission. Appointments to the Beautification, Civil Service and McCune Collection Commissions were made by acclamation.

Action 1: *Moved by Vice Mayor Verder-Aliga and carried unanimously to adopt Resolution No. 22-134 N.C., a resolution appointing Wendell Quigley to the GVRD Board of Directors for a term to commence immediately and expire December 31, 2023.*

Action 2: *Moved by Vice Mayor Verder-Aliga and carried unanimously to adopt Resolution No. 22-135, a resolution making the following appointments:*

Planning: *appointed Donald Douglass for a term to commence immediately and expire June 30, 2026.*

Beautification: *appointed Susan Slater for a term to commence immediately and expire June 30, 2026.*

Civil Service: *appointed Brenda Plechaty for a term to commence immediately and expire June 30, 2026.*

McCune Collection: *appointed Joel Benson for a term to commence immediately and expire June 30, 2024 and Henry Beecher for a term to commence immediately and expire June 30, 2026.*

C. ADOPT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALLEJO APPROVING A SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS BY AND AMONG SYAR INDUSTRIES, INC. ("SYAR"), BLUE ROCK SPRINGS, LLC ("DEVELOPER"), AND THE CITY OF VALLEJO, A MUNICIPAL CORPORATION ("CITY") AND MAKING FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA")

Recommendation: Adopt the attached Resolution approving the Settlement and Release Agreement by and among Syar Industries, Inc. (Syar), Blue Rock Springs, LLC (Developer), and the City of Vallejo and making findings pursuant to the California Environmental Quality Act (CEQA).

Contact: Gillian Hayes, Assistant City Manager and Acting Economic Development Division Manager

gillian.hayes@cityofvallejo.net (707) 648-4163

Assistant City Manager Hayes reviewed the site location, provided project background information, discussed the settlement agreement obligations, buffer zone, land plan and Collaborative User Agreement and concluded the presentation with next steps.

Staff responded to questions from Councilmembers.

Speakers: Jebb Elmore (Blue Rocks Springs, LLC.) and Anne Carr.

Councilmembers provided comment.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously to adopt Resolution No. 22-136 N.C.*

9. INFORMATION CALENDAR

A. WATER ADVANCED METERING INFRASTRUCTURE (AMI) UPDATE

Recommendation: Informational item only. There is no staff report or action associated with this item.

Contact: Beth Schoenberger, Water Director

Beth.Schoenberger@cityofvalljo.net

Naveed Ashraf, Chief Innovation Officer/IT Director

Naveed.Ashraf@cityofvallejo.net

Members of the AMI Project Team provided an update on the Water Advanced Metering Infrastructure.

Staff responded to questions from Councilmembers.

Speakers: None.

Councilmembers provided comment.

10. CITY MANAGER'S REPORT

Assistant City Manager Davis provided clarifying information to the Press Release issued by the FBI related to bribery charges.

11. CITY ATTORNEY'S REPORT – None.

12. COMMUNITY FORUM

Speakers: Anne Carr and Don Jordan.

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

Councilmembers reported on various community events and meetings attended.

14. CLOSED SESSION – City Attorney Nebb provided a report earlier on in the meeting following Roll Call.

15. ADJOURNMENT

The meeting adjourned at 11:38 p.m.

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ROBERT H. MCCONNELL

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ROBERT H. MCCONNELL, MAYOR

ATTEST:

DocuSigned by:

Dawn G. Abrahamson

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DAWN G. ABRAHAMSON
CITY CLERK