

**VALLEJO CITY COUNCIL
REGULAR MEETING MINUTES
MARCH 28, 2023**

**COUNCIL CHAMBERS
555 Santa Clara Street, Vallejo, California**

1. CALL TO ORDER

The meeting was called to order at 7:30 p.m.

2. ROLL CALL

Present: Mayor McConnell, Vice Mayor Verder-Aliga, Councilmembers Arriola, Bregenzer, Loera-Diaz, and Palmares

Absent: Councilmember Matulac

Staff present: City Manager Malone, Chief Assistant City Attorney Risner and City Clerk Abrahamson

3. PLEDGE OF ALLEGIANCE

4. REPORT OUT OF CLOSED SESSION

Chief Assistant City Attorney Risner reported Council gave direction to staff on Closed Session Item 3A. No other action was taken.

5. PRESENTATIONS AND COMMENDATIONS

Action: *Presentation for Item 5A was made by Councilmembers Arriola and Loera-Diaz and Jon Riley and Mike Browne for Item 5B.*

A. **PRESENTATION OF A PROCLAMATION HONORING THE LIFETIME ACHIEVEMENTS OF MILDRED "MIDGE" WAGNER**

B. **PRESENTATION OF A PROCLAMATION RECOGNIZING JANE BOGNER FOR 40 YEARS OF SERVICE TO THE SIERRA CLUB'S EXECUTIVE COMMITTEE AND LIFE WORK WITH VALCORE**

C. **WATERFRONT WEEKEND PRESENTATION**

6. FIRST COMMUNITY FORUM

Speakers: Ryan Messano, Washington Davis, Niki Beglinger, Helen Marie Gordon, Andres Samperio, and Chris Gordan.

7. PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS

Speakers: Nunu Glover Holloway

8. CONSENT CALENDAR AND APPROVAL OF AGENDA

Action: Moved by Vice Mayor Verder-Aliga and carried unanimously by members present, unless otherwise noted, approval of the Agenda and the Consent Calendar with the removal of Items 8I and 8E making them Items 8.1 and 8.2 respectively (Absent: Matulac).

A. **APPROVAL OF MINUTES**

Recommendation: Approve the minutes for the special and regular meetings of March 14, 2023

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 AN ORDINANCE REPEALING AND REPLACING SECTION 2.10 OF THE VALLEJO MUNICIPAL CODE REGARDING ADMINISTRATIVE ORGANIZATION**

Recommendation: Adopt an ordinance repealing and replacing Section 2.10 of the Vallejo Municipal Code regarding "Administrative Organization"

Contact: Terrance Davis, Assistant City Manager (707) 648-4301

Terrance.Davis@cityofvallejo.net

Action: Adopted Ordinance No. 1870 N.C. (2d)

D. **PAYMENT OF CLAIMS: JANUARY 2023**

Recommendation: Ratify the payment of claims for the period of January 1, 2023 through January 31, 2023.

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

Rekha.Nayar@cityofvallejo.net

Action: Ratified payment of claims for the period of January 1, 2023 through January 31, 2023.

E. **ADOPT A RESOLUTION APPROVING THE FINAL MAP FOR FAIRVIEW AT NORTHGATE – PHASE 1 AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO PUBLIC RESOURCES CODE SECTION 21080(b)(1) AND CEQA GUIDELINES SECTION 15268(b)(3)**

Recommendation: Adopt a resolution approving the Final Map of Fairview at Northgate – Phase 1 and finding the action exempt from

the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(1) AND CEQA Guidelines Section 15268(b)(3) .

Contact: Melissa Tigbao, PE, Public Works Director, (707) 648-4433

melissa.tigbao@cityofvallejo.net

Action: *item was removed from the Consent Calendar.*

Staff responded to questions from Councilmembers.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously by members present, adopted Resolution No. 23-031 N.C.(Absent: Matulac).*

- F. **ADOPT A RESOLUTION ESTABLISHING THE LIST OF ROAD IMPROVEMENT PROJECTS TO BE SUBMITTED FOR SB 1 ROAD MAINTENANCE AND REHABILITATION ACCOUNT FUNDING FOR FISCAL YEAR 2023/2024 AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO SECTION 15301(c) OF THE CEQA GUIDELINES - EXISTING FACILITIES**

Recommendation: Adopt a Resolution establishing the list of road improvement projects to be submitted for Senate Bill 1 (SB1) Road Maintenance and Rehabilitation account funding for Fiscal Year 2023-2024 and finding the action exempt from the California Environmental Quality Act (CEQA) pursuant to section 15301(c) of the CEQA Guidelines - Existing Facilities.

Contact: Melissa L. Tigbao, Public Works Director, (707) 648-4433

melissa.tigbao@cityofvallejo.net

Action: *Adopted Resolution No. 23-032 N.C. as corrected to correct the project location: Springs Road between Humboldt St/Miller Ave and Maywood Dr.*

- G. **ADOPT RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH INFOSEND TO PROVIDE WATER BILL PRINTING, MAILING AND RELATED SERVICES**

Recommendation: Adopt a resolution authorizing the City Manager to execute a three-year agreement, with up to two one-year extension options, with Infosend Inc. to provide water bill printing, mailing and related services, for an estimated cost of \$225,000 per year and shall not exceed \$1,125,000, over the five-year maximum contract period through June 30, 2028.

Contact: Rekha Nayar, Finance Director, (707) 648-5433

Rekha.Nayar@cityofvallejo.net

Action: *Adopted Resolution No. 23-033 N.C.*

- H. **ADOPT A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING FROM THE METROPOLITAN TRANSPORTATION COMMISSION, COMMITTING ANY NECESSARY MATCHING FUNDS, AND STATING ASSURANCE TO COMPLETE PHASE II OF THE SACRAMENTO STREET ROAD DIET PROJECT**

Recommendation: Adopt a resolution authorizing the filing of an application for funding to the Metropolitan Transportation Commission (MTC) for the allocation of One Bay Area Grant Cycle 3 (OBAG3) funding, committing any necessary matching funds, and stating assurance to complete Phase II of the Sacramento

Street Road Diet Project.

Contact: Melissa Tigbao, Public Works Director, (707) 648-4433

melissa.tigbao@cityofvallejo.net

Action: Adopted Resolution No. 23-034 N.C.

- I. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT GRANT APPLICATIONS UNDER THE PLANNED DEVELOPMENT AREA GRANT PROGRAM IN THE AMOUNT OF \$1,400,000 TO AMEND THE DOWNTOWN AND WATERFRONT SPECIFIC PLANS AND AUTHORIZING THE CITY MANAGER TO COMMIT UP TO \$500,000 IN MATCHING FUNDS FROM THE AMERICAN RESCUE PLAN ACT**

Recommendation: Adopt a resolution authorizing the City Manager to submit grant applications under the Planned Development Area Grant Program in the amount of \$1,400,000 to amend the Downtown and Waterfront Specific Plans and authorizing the City Manager to commit up to \$500,000 in matching funds from the American Rescue Plan Act.

Contact: Christina.Ratcliffe, Planning & Development Services Director, (707) 648-4382

Christina.Ratcliffe@cityofvallejo.net

Action: item was removed from the Consent Calendar.

Planning & Development Services Director Ratcliffe provided an overview of the staff report.

Action: Moved by Vice Chair Verder-Aliga and carried unanimously by members present to adopt Resolution No. 23-035 N.C. (Absent: Matulac).

- J. **ADOPT A RESOLUTION OPPOSING THE "TAXPAYER PROTECTION AND GOVERNMENT ACCOUNTABILITY ACT"**

Recommendation: Staff recommends Council adopt a Resolution opposing Initiative No. 21-0042A1, the Taxpayer Protection and Government Accountability Act.

Contact: Terrance Davis, Assistant City Manager (707.648.4301)

terrance.davis@cityofvallejo.net

Action: Adopted Resolution No. 23-036 N.C.

- K. **ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE AGREEMENT WITH CUMMINS, INC. THROUGH SOURCEWELL PURCHASING COOPERATIVE, FOR THE PURCHASE OF PERMANENT BACK-UP GENERATORS AND LOAD BANKS FOR CORDELIA PUMPING COMPLEX FOR A TOTAL CONTRACT NOT-TO-EXCEED AMOUNT OF \$1,500,000.**

Recommendation: Adopt a resolution authorizing the City Manager to execute a Cooperative Agreement through Sourcwell with Cummins Inc. to purchase Generators, Load Banks, and associated parts to provide back-up power for Vallejo's source-water pumping facility, called the Cordelia Pumping Complex, with a total Not-To-Exceed amount of \$1,500,000.

Contact: Beth Schoenberger, Water Director 707-648-5439

beth.schoenberger@cityofvallejo.net

Action: Adopted Resolution No. 23-037 N.C.

L. ADOPT A RESOLUTION APPROVING A SECOND AMENDMENT TO THE AGREEMENT WITH BAKER TILLY (FORMERLY MANAGEMENT PARTNERS) TO INCREASE THE CONTRACT AMOUNT

Recommendation: Adopt a resolution authorizing the City Manager to execute a Second Amendment to the Professional Service Agreement with Baker Tilly to increase the not-to-exceed amount by \$25,000, to a new maximum not-to-exceed total of \$200,000.

Contact: Mike Malone, City Manager. (707) 648-4576

Mike.Malone@cityofvallejo.net

Action: Adopted Resolution No. 23-038 N.C.

M. ADOPT RESOLUTION APPROVING A SIDE LETTER AGREEMENT WITH THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS (IBEW), LOCAL 1245, RELATED TO BRIDGE OPERATOR ASSIGNMENTS AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME

Recommendation: Adopt a resolution approving a side letter agreement with IBEW for Bridge Operator assignments.

Contact: Terrance Davis, Interim Director of Human Resources (707) 648-4301

Terrance.Davis@cityofvallejo.net

Action: Adopted Resolution No. 23-039 N.C.

N. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO THE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH SMART FIBER NETWORKS, INC. AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15304(f)

Recommendation: Adopt a resolution authorizing the City Manager to execute the First Amendment to the Consultant and Professional Services Agreement with Smart Fiber Networks, Inc. and finding the action exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15304(f).

Contact: Naveed Ashraf, Chief Innovation Officer & IT Director (707) 648-5200

Naveed.Ashraf@cityofvallejo.net

Action: Adopted Resolution No. 23-040 N.C.

O. ADOPT A RESOLUTION APPROVING THE FINAL MAP FOR PHASE 2A OF THE WATERSTONE SUBDIVISION AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO PUBLIC RESOURCES CODE SECTION 21080(b)(1) AND CEQA GUIDELINES SECTION 15268(b)(3)

Recommendation: Adopt a resolution approving the Final Map for Phase 2A of the Waterstone Subdivision and finding the action exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080(b)(1) AND CEQA Guidelines Section 15268(b)(3).

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

Melissa.Tigbao@cityofvallejo.net

Action: Adopted Resolution No. 23-041 N.C.

- P. **ADOPT A RESOLUTION ACCEPTING THE CITY OF VALLEJO 2022 ANNUAL PROGRESS REPORT ON THE GENERAL PLAN (APR) AND DIRECTING STAFF TO SUBMIT IT TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) AND THE CALIFORNIA OFFICE OF PLANNING AND RESEARCH (OPR)**

Recommendation: Adopt a Resolution accepting the City of Vallejo 2022 Annual Progress Report on the General Plan (APR) and directing staff to submit the APR to the California Department of Housing and Community Development (HCD) and the California Office of Planning and Research (OPR).

Contact: Christina Ratcliffe, AICP, Planning and Development Services Director, (707) 648-4382

christina.ratcliffe@cityofvallejo.net

Action: Adopted Resolution No. 23-042 N.C.

- Q. **ADOPT A RESOLUTION TO AUTHORIZE THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT FOR LABORATORY SERVICES WITH EUROFIN EATON ANALYTICAL AND ALPHA ANALYTICAL LABORATORIES, INC.**

Recommendation: Adopt a resolution authorizing the City Manager to execute as-needed laboratory services contracts with the following vendors through 2028, each in the amount of \$150,000 per fiscal year:

- Alpha Analytical Laboratories, Inc.
- Eurofins Eaton Analytical, LLC

Contact: Beth Schoenberger, Water Director, (707) 648-543

beth.schoenberger@cityofvallejo.net

Action: Adopted Resolution No. 23-043 N.C.

- R. **ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT FOR A LABORATORY INFORMATION MANAGEMENT SYSTEM (LIMS) AND RELATED SERVICES WITH ACCELERATED TECHNOLOGY LABORATORIES, INC.**

Recommendation: Adopt a resolution authorizing the City Manager to execute a LIMS contract with Accelerated Technology Laboratories, Inc. (ATL) through 2028 with a contract not-to-exceed amount of \$250,000.

Contact: Beth Schoenberger, Water Director, (707) 648-543

beth.schoenberger@cityofvallejo.net

Action: Adopted Resolution No. 23-044 N.C.

9. ACTION CALENDAR

- A. **ADOPT A RESOLUTION MAKING AN APPOINTMENT TO THE SURVEILLANCE ADVISORY BOARD FOR DISTRICT 4 AND THE COMMISSION ON CULTURE & THE ARTS TO FILL ONE VACANCY**

Recommendation: Adopt a resolution making an appointment to the Surveillance Advisory Board (SAB) for District 4 and to fill a vacancy on the Commission on Culture & the Arts (CAC).

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

Dawn.Abrahamson@cityofvallejo.net

Councilmember Palmares appointed Simon Lee to the SAB as the District 4 member. The City Council went through a nomination process for the appointment to the CAC.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously by members present, to adopt Resolution No. 23-045 N.C., appointing Simon Lee to the SAB as the District 4 member for a term to commence immediately and expire on 1/5/27 and appointing Annalissa Quismorio to the CAC for a term to commence immediately and expire on 12/31/25.*

B. RECEIVE REPORT FROM STAFF REGARDING THE POSSIBLE ENACTMENT OF AN ORDINANCE RELATING TO SEPARATION REQUIREMENTS FOR HOMELESS ENCAMPMENTS FROM SCHOOLS OR DAY CARE FACILITIES AND PROVIDE DIRECTION TO STAFF

Recommendation: Receive Report from Staff Regarding the Possible Enactment of an Ordinance Relating to Separation Requirements for Homeless Encampments from Schools or Day Care Facilities and Provide Direction to Staff.

Contact: Veronica A.F. Nebb, City Attorney

Veronica.Nebb@cityofvallejo.net

Deputy City Attorney Jacob provided an overview of the staff report.

Councilmember Loera-Diaz discussed the reasons for bringing this forward to the Council for consideration.

Staff responded to questions from Councilmembers.

Speakers: Phillip Balbuena, Jose (Joey) Carizales, Jon Riley, Antonio and Juliana Precadio, and Isobet Beltane.

Another question and answer period followed. Councilmembers provided comment and direction to staff.

10. INFORMATION CALENDAR – None.

11. CITY MANAGER’S REPORT

City Manager Malone congratulated City Clerk Abrahamson on her recent election as incoming Vice President of the International Institute of Municipal Clerks (IIMC) and provided an update on staff being present at the Farmers Market.

12. CITY ATTORNEY’S REPORT – None.

13. COMMUNITY FORUM

Speakers: Nunu Glover Holloway, Courtney Davis, and Carlos Flores.

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

Councilmembers reported on various community events and meetings attended.

15. ADJOURNMENT

The meeting adjourned at 10:02 p.m.

DocuSigned by:

ROBERT H. MCCONNELL

ROBERT H. MCCONNELL, MAYOR

ATTEST:

DocuSigned by:

Dawn G. Abrahamson

DAWN G. ABRAHAMSON
CITY CLERK