

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

555 Santa Clara Street, Vallejo, California

APRIL 25, 2023

NOTICE: Members of the Public will be able to participate in-person or remotely via Zoom.

City Hall and the Council Chambers will be open to members of the public 30 minutes prior to the start of the meeting.

PUBLIC COMMENT: Members of the Public may provide public comments during the City Council Meeting in person or via ZOOM (<https://ZoomRegular.Cityofvallejo.net>), or via phone, by dialing (669) 900-6833.

For additional instructions on how to speak remotely during public comment, please visit, www.cityofvallejo.net/publiccomment

VIEW THE MEETING:

There are four different ways you can view this public meeting:

- **In Person**
- **Watch Vallejo local channel 28**
- **Stream from the City website: www.cityofvallejo.net/Streaming**
- **Join the Zoom webinar: <https://ZoomRegular.Cityofvallejo.net>**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. REPORT OUT OF CLOSED SESSION**

Hybrid Options are available for members of the public to participate. To participate remotely:

<https://ZoomRegular.CityofVallejo.net>

Option to join by phone:

Dial (669) 900-6833

Enter Meeting ID: 914 0075 0676#

Press *9 to digitally raise your hand from the phone

For additional instructions on how to speak during public comment, please visit, www.cityofvallejo.net/publiccomment

5. PRESENTATIONS AND COMMENDATIONS

A. INTRODUCTION OF NEW EMPLOYEES

B. PRESENTATION OF A PROCLAMATION IN RECOGNITION OF VOLUNTEER APPRECIATION

C. PRESENTATION OF A PROCLAMATION IN RECOGNITION OF TOURISM WEEK - May 7-13, 2023

6. FIRST COMMUNITY FORUM

*The Community Forum is an opportunity 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. Any interested members of the public desiring to communicate with the City Council as part of the First Community Forum may do so in person by signing in to the Public Speaker's kiosk located in the back of the Council Chambers or via ZOOM:(<https://ZoomRegular.Cityofvallejo.net>), Option to join by phone: Dial (669) 900-6833. Enter Meeting ID: 914 0075 0676#. Press * 9 to digitally raise your hand from the phone. For additional instructions on how to speak remotely during public comment, please visit, www.cityofvallejo.net/publiccomment. In person speakers will be recognized first. When called upon, each speaker should step to the podium, state his/her name for the record. The conduct of the community forum shall be limited to a maximum of fifteen (15) minutes, with each speaker limited to a maximum of three minutes pursuant to Vallejo Municipal Code Section 2.02.300.*

7. PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS

*Members of the public wishing to address the Council on Consent Calendar items may do so in person by signing in to the Public Speaker's kiosk located in the back of the Council Chambers or via ZOOM:(<https://ZoomRegular.Cityofvallejo.net>), Option to join by phone: Dial (669) 900-6833. Enter Meeting ID: 914 0075 0676#. Press * 9 to digitally raise your hand from the phone. For additional instructions on how to speak remotely during public comment, please visit, www.cityofvallejo.net/publiccomment. In person speakers will be recognized first. 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.*

8. CONSENT CALENDAR AND APPROVAL OF AGENDA

A. APPROVAL OF MINUTES

Recommendation: Approve the minutes for the special and regular meetings of April 11, 2023 and the special meeting of April 14, 2023

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

Dawn.Abrahamson@cityofvallejo.net

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

C. PAYMENT OF CLAIMS: FEBRUARY 2023

Recommendation: Ratify the payment of claims for the period of February 1, 2023 through February 28, 2023.

Contact: Rekha Nayar, Finance Director (707) 648-4592
Rekha.Nayar@cityofvallejo.net

D. **CITY TREASURER'S INVESTMENT REPORT**

Recommendation: Accept the City Treasurer's Investment Report for the quarter ended March 31, 2023

Contact: Rekha Nayar, Finance Director, (707) 648-4592
Rekha.Nayar@cityofvallejo.net

E. **ADOPTION OF A RESOLUTION APPROVING THE HUD-REQUIRED ANNUAL ACTION PLAN (AAP) FOR FISCAL YEAR (FY) 2023-24, AND FUNDING ALLOCATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM AND HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM PROJECTS AND ACTIVITIES**

Recommendation: Adopt a Resolution approving the City of Vallejo's Annual Action Plan (AAP) for Fiscal Year (FY) 2023-24 and funding allocations for submission to the U. S. Department of Housing and Urban Development (HUD), as recommended by the Housing and Community Development (HCD) Commission and staff.

Contact: Gillian Hayes, Assistant City Manager, (707) 648-4163
Gillian.Hayes@cityofvallejo.net

F. **ADOPT A RESOLUTION APPROVING PROJECT PLANS AND SPECIFICATIONS FOR THE F3 MARINA TENANT IMPROVEMENT/BARRIER PROJECT (PWC111) (PROJECT); FINDING THE PROJECT EXEMPT FROM ENVIRONMENTAL REVIEW PURSUANT TO CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) GUIDELINES SECTION 15301; AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$471,565 TO MVP CONSTRUCTION, LLC IN ACCORDANCE WITH THE APPROVED PLANS AND SPECIFICATIONS AND REJECTING ALL OTHER BIDS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT**

Recommendation: Adopt a resolution approving project plans and specifications for the F3 Marina Tenant Improvement/Barrier Project (PWC111) (Project); finding the Project exempt from environmental review pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301; awarding a construction contract in the amount of \$471,565 to MVP Construction, LLC in accordance with the approved plans and specifications and rejecting all other bids; and authorizing the City Manager to execute the contract.

Contact: Melissa Tigbao, PE, Public Works Director, (707) 648-4085
Melissa.Tigbao@cityofvallejo.net

G. **ADOPT A RESOLUTION OF THE CITY COUNCIL OF VALLEJO AMENDING THE FISCAL YEAR BUDGET TO INCLUDE SOLANO COUNTY AMERICAN RESCUE PLAN ACT (ARPA) GRANT AWARD FUNDS IN THE AMOUNT OF \$3,000,000 (STEP 2 OF 2 STEP PROCESS)**

Recommendation: Adopt a Resolution amending the Capital Grants and Contributions Fund #221 (Project CARP23) fiscal year 2022-2023 budget to recognize County of Solano American Rescue Plan Act (ARPA) grant revenue

and to appropriate funds in the amount of \$3,000,000 for the Broadway Project (step 2 of a 2-step process).

Contact: Michael Malone, City Manager (707) 648-4308

Mike.malone@cityofvallejo.net

H. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH CONTRA COSTA COUNTY FOR PUBLIC SAFETY RADIO COMMUNICATION SERVICES**

Recommendation: Adopt a resolution authorizing the City Manager to execute an agreement with Contra Costa County for public safety radio communication services.

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

Naveed.Ashraf@cityofvallejo.net

I. **ADOPT RESOLUTION AMENDING THE FY22-23 SALARY PLAN TO ADD ONE HOUSING DIRECTOR**

Recommendation: Adopt a resolution to amend the City's Salary Plan, as follows, effective April 25, 2023:

On Full-Time Equivalent listing:

1. Delete one 1.0 FTE Housing and Community Development Manager
2. Add one 1.0 FTE Housing Director

On the Salary Schedule

1. Add Housing Director classification at range 636.

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

Terrance.Davis@cityofvallejo.net

J. **AUTHORIZE THE MAYOR TO SIGN A LETTER EXPRESSING THE CITY OF VALLEJO'S SUPPORT FOR THE VALLEJO CITY UNIFIED SCHOOL DISTRICT'S STRATEGIC PLAN**

Recommendation: Authorize the Mayor to sign a letter on behalf of the City of Vallejo, expressing the City's support for the Vallejo City Unified School District's Strategic Plan for the years 2022-2027.

Contact: Michael Malone, City Manager (707) 648-4308,

mike.malone@cityofvallejo.net

K. **ADOPT RESOLUTION APPROVING THE FIFTH AMENDMENT TO CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY AND AKIN GUMP STRAUS HAUER & FELD, INCREASING THE NOT-TO-EXCEED BY \$130,000, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a resolution approving the Fifth Amendment to the Consultant and Professional Services Agreement with Akin Gump Straus Hauer & Feld ("Akin Gump") for legislative affairs services, increasing the not-to-exceed amount by \$130,000 and authorizing the City Manager to execute same.

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

Terrance.Davis@cityofvallejo.net

- L. **APPROVE A RESOLUTION AUTHORIZING THE CITY ATTORNEY TO EXECUTE AN AGREEMENT FOR LEGAL SERVICES WITH THE LAW FIRM OF WHITE BRENNER LLP IN SACRAMENTO, CALIFORNIA FOR LITIGATION AND ADVISORY SERVICES RELATED TO WATER LAW AND ENVIRONMENTAL LAW**

Recommendation: Adopt resolution authorizing the City Attorney to execute a fee agreement with the law firm of White Brenner in an amount not to exceed \$500,000.

Contact: Randy Risner, Chief Assistant City Attorney
randy.risner@cityofvallejo.net

- M. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROVE A 60-DAY EXTENSION (WITH A POTENTIAL ADDITIONAL 60-DAY EXTENSION) TO LESSEE'S DUE DILIGENCE PERIOD PURSUANT TO SECTION 3.3 OF THE LEASE OF 285 MARE ISLAND WAY AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15309**

Recommendation: Adopt a resolution authorizing the City Manager to approve a 60-day extension to Lessee's due diligence period pursuant to Section 3.3 of the Lease for 285 Mare Island Way and finding the action exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15309.

Contact:

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

Gillian.Hayes@cityofvallejo.net

Michael Nimon, Economic Development Director, (707) 648-4109;

Michael.Nimon@cityofvallejo.net

9. **ACTION CALENDAR**

*NOTICE: Members of the public wishing to address the Council on Action Calendar Items may do so in person by signing in to the Public Speaker's kiosk located in the back of the Council Chambers or via ZOOM (<https://ZoomRegular.Cityofvallejo.net>), or via phone, by dialing (669) 900-6833. Enter Meeting ID: 914 0075 0676#. Press *9 to digitally raise your hand from the phone. For additional instructions on how to speak remotely during public comment, please visit, www.cityofvallejo.net/publiccomment. Each speaker is limited to five minutes pursuant to Vallejo Municipal Code Section 2.02.420. In person speakers will be recognized first.*

- A. **RECEIVE PRESENTATION ON OPPORTUNITIES TO PROTECT MINORS FROM ACCESS TO TOBACCO PRODUCTS INCLUDING A POSSIBLE TOBACCO RETAIL LICENSE ORDINANCE AND ENFORCEMENT OPTIONS RELATING TO STATE AND LOCAL LAW AND PROVIDE DIRECTION TO STAFF**

Recommendation: Receive presentation on opportunities to protect minors from access to tobacco products including a possible tobacco retail license ordinance and enforcement options relating to state and local law and provide direction to staff.

Contact: Councilmember Bregenzer
Peter.Bregenzer@cityofvallejo.net

B. ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A SIDE LETTER OF AGREEMENT APPROVAL BETWEEN THE CITY OF VALLEJO AND THE VALLEJO POLICE OFFICERS' ASSOCIATION

Recommendation: Adopt a resolution authorizing the City Manager to execute a side letter of agreement to the amended 2019 Tentative Agreement between the City of Vallejo and the Vallejo Police Officers' Association for Master Officer Program pay to become pensionable compensation.

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

Terrance.Davis@cityofvallejo.net

C. COUNCIL DISCUSSION AND POSSIBLE DIRECTION ON ESTABLISHING COUNCIL SENIORITY AS REQUESTED BY COUNCILMEMBER MATULAC (STEP 2)

Recommendation: Council to consider and possibly provide direction on policy establishing Council seniority that could be used in determining seating at the dais following a General Municipal Election when newly elected members of the Council are seated, when the position of Vice Mayor is rotated annually in non-election years, and potentially in determining the selection of a Vice Mayor.

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

Dawn.Abrahamson@cityofvallejo.net

10. INFORMATION CALENDAR

A. PAVEMENT MANAGEMENT PLAN UPDATE

Recommendation: This item is for informational purposes only. There is no action or staff report associated with this item.

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

Melissa.Tigbao@cityofvallejo.net

B. MARE ISLAND CFD INFORMATIONAL PRESENTATION

Recommendation: This item is for informational purposes only. There is no action or staff report associated with this item

Contact: Gillian Hayes, Assistant City Manager (707) 648-4576

Gillian.Hayes@cityofvallejo.net

11. CITY MANAGER'S REPORT

12. CITY ATTORNEY'S REPORT

A. QUARTERLY REPORT FOR FISCAL YEAR 2022/2023, THIRD QUARTER (JAN – MAR 2023)

Recommendation: This item is for informational purposes only. There is no action associated with this item.

Contact: Veronica A.F. Nebb, City Attorney (707) 648-4545

Veronica.Nebb@cityofvallejo.net

13. COMMUNITY FORUM

*Any interested members of the public desiring to communicate with the City Council as part of the last Community Forum may do so in person by signing in to the Public Speaker's kiosk located in the back of the Council Chambers or via ZOOM:(<https://ZoomRegular.Cityofvallejo.net>), Option to join by phone: Dial (669) 900-6833. Enter Meeting ID: 914 0075 0676#. Press * 9 to digitally raise your hand from the phone. For additional instructions on how to speak remotely during public comment, please visit, www.cityofvallejo.net/publiccomment. In person speakers will be recognized first.*

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

15. ADJOURNMENT

ADDITIONAL CITY INFORMATION

Members of the public can:

Like us on Facebook and Instagram ([@cityofvallejo](https://www.instagram.com/cityofvallejo))

Sign up to receive City Communications via e-mail (www.cityofvallejo.net/subscribe)

Sign up for emergency alerts at: alertsolan.com

A handwritten signature in blue ink, reading "Dawn G. Abrahamson for", written over a horizontal line.

Dated: Tuesday, April 18, 2023

Robert H. McConnell, 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 4:30 p.m., Tuesday, April 18, 2023.

A handwritten signature in blue ink, reading "Dawn G. Abrahamson", written over a horizontal line.

Dated: Tuesday, April 18, 2023

Dawn G. Abrahamson, City Clerk