

**VALLEJO CITY COUNCIL
REGULAR MEETING MINUTES
SEPTEMBER 12, 2023**

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

1. CALL TO ORDER

The meeting was called to order at 7:00 p.m.

2. ROLL CALL

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

Absent: Councilmember Palmares

Present: City Manager Malone, City Attorney Nebb and City Clerk Abrahamson

3. PLEDGE OF ALLEGIANCE

4. REPORT OUT OF CLOSED SESSION

City Attorney Nebb reported Council provided direction to staff on Closed Session Items 3A, 3B and 3D and noted there was nothing to report for Closed Session Item 3C.

5. PRESENTATIONS AND COMMENDATIONS

Action: Presentation was made by Councilmember Matulac.

A. PRESENTATION OF A PROCLAMATION HONORING PUBLIC SCHOOLS WEEK

6. FIRST COMMUNITY FORUM

Speakers: Jimmy Genn, Lavirsse, Brittany Young, Philip Balbuena, Jeff Trager, Sherinne Grimm, Greg Maxie, Jose Carrizales, David Belaf, Michelle Montarossa, sibling of Angel Ramos, Richard Cruz, Tiny Garcia, Mercedes C., Mary G., JuJu, Sean MacCracken, Ray V., Ron C., Ron Clark, Carl Vinson, Rick Perez, Jared Huey, Mike U., Jason, Brandon, John Kenney, Melissa Nold, Mercer Serafino, Cornell Swain, Harlander-Bakimi, K Gold, Mishel Adolph, Kimberly Nunez-Brandao, M. Shi Anneliese, and Quiver Watts.

The Council meeting recessed at 9:01 p.m. and reconvened at 9:14 p.m.

7. PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS

Speakers: Stephen Hallett and Renee.

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 8E, 8F, 8G, 8H, and 8M making them items 8.1, 8.2, 8.3, 8.4, and 8.5 respectively (Absent – Palmares)

A. APPROVAL OF MINUTES

Recommendation: Approve minutes for the special meetings of August 29, 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 A RESOLUTION APPROVING THE FIRST AMENDMENT TO THE CONSULTANT AND PROFESSIONAL SERVICES AGREEMENT WITH LIND MARINE, LLC FOR VESSEL TOWING AND DISPOSAL SERVICES TO INCREASE THE MAXIMUM AMOUNT OF THE CONTRACT TO \$750,000 AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME

Recommendation: Adopt a resolution approving the First Amendment to the Consultant and Professional Services Agreement with Lind Marine, LLC to increase the maximum amount of the contract to \$750,000 and authorizing the City Manager to execute same.

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

melissa.tigbao@cityofvallejo.net

Action: *adopted Resolution No. 23-142 N.C.*

D. CITY TREASURER'S INVESTMENT REPORT

Recommendation: Accept the City Treasurer's Investment Report for the quarter ended June 30, 2023

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

Rekha.Nayar@cityofvallejo.net

Action: *accepted the City Treasurer's Investment Report for the quarter ended June 30, 2023*

E. ADOPT A RESOLUTION AWARDED DESIGN PROFESSIONAL SERVICES AGREEMENTS IN THE AMOUNT OF \$800,000 EACH TO: 1) FEHR & PEERS, 2) INTERWEST CONSULTING GROUP, INC., 3) KIMLEY-HORN AND ASSOCIATES, INC., 4) TJKM TRANSPORTATION CONSULTANTS, AND 5) W-TRANS TO PROVIDE FEDERAL TRAFFIC ENGINEERING

SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME

Recommendation: Adopt a resolution awarding design professional services agreements in the amount of \$800,000 each to: 1) Fehr & Peers, 2) Interwest Consulting Group, Inc., 3) Kimley-Horn and Associates, Inc., 4) TJKM Transportation Consultants, and 5) W-Trans to provide on-call federal traffic engineering services and authorizing the City Manager to execute same.

Contact: Melissa Tigbao, PE, Public Work Director, 707-648-4433

Melissa.tigbao@cityofvallejo.net

Action: *item was removed from the Consent Calendar at the request of Councilmember Bregenzer.*

Staff responded to questions from Councilmembers. Councilmembers provided comment.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously by members present to approve staff's recommendations for Consent Items 8E, 8F, 8G, and 8H (Absent- Palmares). For this item, Resolution No. 23-143 N.C. was adopted.*

F. **ADOPT A RESOLUTION APPROVING SEPARATE ON-CALL CONSULTANT AND PROFESSIONAL SERVICES AGREEMENTS WITH ALISTO ENGINEERING GROUP, GEOCON CONSULTANTS, INC., MILLENIUM CONSULTING ASSOCIATES, NINYO & MOORE GEOTECHNICAL AND ENVIRONMENTAL SCIENCES CONSULTANTS, AND TERRACON CONSULTANTS, INC. FOR HAZARDOUS MATERIALS SERVICES AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME IN AN AMOUNT NOT TO EXCEED \$500,000 EACH**

Recommendation: Adopt a resolution approving separate on-call consultant and professional services agreements with Alisto Engineering Group, Geocon Consultants, Inc., Millennium Consulting Associates, Ninyo & Moore Geotechnical and Environmental Sciences Consultants (Ninyo & Moore), and Terracon Consultants, Inc. for hazardous materials services and authorize the City Manager to execute the same in an amount not to exceed \$500,000 each.

Contact: Melissa Tigbao, P.E., Public Works Director, 707-648-4433

melissa.tigbao@cityofvallejo.net

Action: *item was removed from the Consent Calendar at the request of Councilmember Bregenzer.*

Questions, staff responses to questions and Councilmember comments were included in the discussion for Consent Item 8E.

Action: *Motion under Consent 8E included action on this item. For this item, Resolution No. 23-144 N.C. was adopted.*

G. **ADOPT A RESOLUTION AWARDING DESIGN PROFESSIONAL SERVICES AGREEMENTS IN THE AMOUNT OF \$500,000 EACH TO: 1) ADVANCE DESIGN CONSULTANTS, INC., 2) INTERACTIVE RESOURCES, INC., 3) LCA ARCHITECTS, INC., AND 4) TECTONICS TO PROVIDE ON-CALL ARCHITECTURAL DESIGN SERVICES AND AUTHORIZING THE CITY**

MANAGER TO EXECUTE SAME

Recommendation: Adopt a resolution awarding design professional services agreements in the amount of \$500,000 each to: 1) Advance Design Consultants, Inc., 2) Interactive Resources, Inc., 3) LCA Architects, Inc., and 4) TECTONICS to provide on-call architectural design services and authorizing the City Manager to execute same.

Contact: Melissa Tigbao, P.E., Public Work Director, 707-648-4433

Melissa.tigbao@cityofvallejo.net

Action: item was removed from the Consent Calendar at the request of Councilmember Bregenzer.

Questions, staff responses to questions and Councilmember comments were included in the discussion for Consent Item 8E.

Action: Motion under Consent 8E included action on this item. For this item, Resolution No. 23-145 N.C. was adopted.

H. **ADOPT A RESOLUTION AWARDING DESIGN PROFESSIONAL SERVICES AGREEMENTS TO IMEG CORPORATION, MARK THOMAS & COMPANY, INC., AND ZFA STRUCTURAL ENGINEERS FOR STRUCTURAL ENGINEERING SERVICES IN AN AMOUNT NOT TO EXCEED \$500,000 EACH AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a resolution awarding separate design professional services agreements with three consulting firms, IMEG, Mark Thomas & Company, Inc., and ZFA Structural Engineers, to provide on-call structural engineering services, and authorizing the City Manager to execute the same in an amount not to exceed \$500,000 each.

Contact: Melissa Tigbao, P.E., Public Work Director, 707-648-4433

Melissa.tigbao@cityofvallejo.net

Action: item was removed from the Consent Calendar at the request of Councilmember Bregenzer.

Questions, staff responses to questions and Councilmember comments were included in the discussion for Consent Item 8E.

Action: Motion under Consent 8E included action on this item. For this item, Resolution No. 23-146 N.C. was adopted.

I. **ADOPT A RESOLUTION APPROVING A FIRST AMENDMENT TO THE JANITORIAL SERVICES AGREEMENT WITH UNIVERSAL BUILDING SERVICES TO INCREASE THE CONTRACT AMOUNT FROM \$2,250,000 TO \$2,625,000, AND ADD LANGUAGE TO THE SCOPE OF WORK**

Recommendation: Adopt a resolution authorizing the City Manager to execute a First Amendment to the Janitorial Services Agreement with Universal Building Services (UBS) to increase the not-to-exceed amount to \$2,625,000, and add language to the Scope of Work regarding the use of recycled-content paper products.

Contact: Melissa Tigbao, P.E., Public Work Director, 707-648-4433

Melissa.tigbao@cityofvallejo.net

Action: *adopted Resolution No. 23-147 N.C.*

J. **ADOPT A RESOLUTION ACCEPTING THE OFFICER WELLNESS AND MENTAL HEALTH GRANT AWARD FROM THE BOARD OF STATE AND COMMUNITY CORRECTIONS AND NOTICING INTENT TO AMEND FISCAL YEAR 2023-24 BUDGET IN THE AMOUNT OF \$61,783.27**

Recommendation:

1. Adopt a Resolution accepting the Officer Wellness and Mental Health Grant Program award totaling \$61,783.27 from the Board of State and Community Corrections.
2. As the first in a two-step process, accept notice of intent to amend the Fiscal Year 2023/2024 Officer Wellness and Mental Health Grant Program General Fund budget to recognize revenue and appropriate expenditure in the amount of \$61,784.

Contact: Jason Ta, Interim Chief of Police (707) 648-4540

jason.ta@cityofvallejo.net

Action: *(1) adopted Resolution No. 23-148 N.C. and (2) as the first in a two-step process, accepted notice of intent to amend the Fiscal Year 2023/2024 Officer Wellness and Mental Health Grant Program General Fund budget to recognize revenue and appropriate expenditure in the amount of \$61,784.*

K. **ADOPT A RESOLUTION REJECTING ALL BIDS FOR THE PEDESTRIAN CROSSING IMPROVEMENTS PROJECT (PW9736) AND DIRECTING STAFF TO REBID THE PROJECT**

Recommendation: Adopt a Resolution rejecting all bids for the Pedestrian Crossing Improvements Project (PW9736) and directing staff to rebid the project.

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

Melissa.Tigbao@cityofvallejo.net

Action: *adopted Resolution No. 23-149 N.C.*

L. **ADOPT A RESOLUTION APPROVING A COOPERATIVE AGREEMENT WITH CALTRANS IN THE AMOUNT OF \$175,000 TO PROVIDE PROJECT INITIATION DOCUMENT (PID) SERVICES FOR THE VALLEJO BLUFF TRAIL PROJECT AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a resolution approving a cooperative agreement with Caltrans in the amount of \$175,000 to provide Project Initiation Document (PID) services for the Vallejo Bluff Trail project and authorizing the City Manager to execute same.

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

Melissa.Tigbao@cityofvallejo.net

Action: *adopted Resolution No. 23-150 N.C, a resolution approving a Cooperative Agreement as revised to correct the scope description in Recital 2 of the Agreement.*

M. **ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR A COMMUNITY RESILIENCE CENTER PLANNING GRANT FROM THE CALIFORNIA STRATEGIC GROWTH COUNCIL**

Recommendation: Adopt a resolution authorizing the City Manager to submit an application from the City of Vallejo to the California Strategic Growth Council for the Community Resiliency Program.

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

gillian.hayes@cityofvallejo.net

Action: *item was removed from the Consent Calendar at the request of Councilmember Loera-Diaz.*

Staff responded to questions from Councilmembers.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously by members present to adopt Resolution No. 23-151 N.C. (Absent – Palmares).*

- N. **ADOPT A RESOLUTION APPROVING A 120-DAY EXTENSION TO LESSEE, YOCHÉ DE HE WINTUN NATION, DUE DILIGENCE PERIOD (WITH A POTENTIAL ADDITIONAL 60-DAY EXTENSION) PURSUANT TO SECTION 3.3 OF THE LEASE AGREEMENT FOR 285 MARE ISLAND WAY, FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO CEQA GUIDELINES SECTION 15306 INFORMATION GATHERING AND SECTION 15309 INSPECTIONS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a Resolution approving a 120-day extension to Lessee's due diligence period pursuant to Section 3.3 of the Lease Agreement for 285 Mare Island Way, finding the action exempt under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15306 Information Gathering and 15309 Inspections, and authorizing the City Manager to execute same.

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

Gillian.Hayes@cityofvallejo.net

Michal Nimon, Economic Development Director (707) 648-4109

Michael.Nimon@cityofvallejo.net

Action: *adopted Resolution No. 23-152 N.C.*

- O. **ADOPT A RESOLUTION APPROVING A CONTRACT WITH SMART FIBER NETWORK IN AN AMOUNT NOT TO EXCEED \$153,537.33 TO INSTALL PUBLIC WI-FI IN VALLEJO DOWNTOWN, WATERFRONT & FERRY BUILDING, BLUE ROCK SPRINGS PARK, AND DAN FOLEY PARK, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a resolution authorizing the City Manager to execute a contract with Smart Fiber Network in an amount not to exceed \$153,537.33 to install public wi-fi in Vallejo Downtown, Waterfront & Ferry building, Blue Rock Springs Park, and Dan Foley Park.

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

Naveed.Ashraf@cityofvallejo.net

Action: *adopted Resolution No. 23-153 N.C.*

9. ACTION CALENDAR

A. CONSIDERATION OF STAFF RECOMMENDATIONS ON FUNDING

ALLOCATION OF AMERICAN RESCUE PLAN ACT (ARPA) STATE AND LOCAL FISCAL RECOVERY FUNDS (SLFRF) AND PROVIDE NOTICE OF INTENT TO AMEND THE BUDGET (STEP 1)

Recommendation:

1. Receive a presentation regarding the American Rescue Plan Act and consider staff recommendations on the reallocation of ARPA State and Local Fiscal Recovery Funds
2. Provide notice to amend FY 2023-24 budget related to ARPA State and Local Fiscal Recovery Funds

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

Mike.Malone@cityofvallejo.net

Terrance Davis, Assistant City Manager, (707) 648-4577

Terrance.Davis@cityofvallejo.net

Assistant City Manager Davis provided introductory comments.

Administrative Analyst Wilson provided the framework for the presentation, reviewed the purpose of ARPA, eligible expenditures and new categories and the projects and funding allotment, and concluded the presentation by outlining staff's recommendations for the reallocation of ARPA State and Local Fiscal Recovery Funds.

Staff responded to questions from Councilmembers. Councilmembers provided comment.

Speakers: Tony Summers, Renay Colin, Dwight Monroe Jr., AJ, CJ, Alex Matias, David Haldane, and Trevor Allen.

Another question and answer period followed with additional council comments.

Action: *Moved by Councilmember Loera-Diaz to allocate ARPA funding as follows:*

- \$400,000 – Vallejo Marina Dredging
- \$ 40,000 – Main Street
- \$200,000 – Vallejo Naval & Historical Museum
- \$100,000 – Empress Theatre
- \$122,000 – Small Business Retention Grant

Substitute Motion *offered by Mayor McConnell to take each allocation in separate motions with the first motion to allocate \$410,000 to the Vallejo Naval & Historical Museum, which carried by the following vote: Ayes – McConnell, Verder-Aliga, Arriola, Bregenzer, and Matulac; Noes – Loera-Diaz; Absent – Palmares).*

Action: *Moved by Vice Mayor Verder-Aliga and carried by members present to allocate \$100,000 to the Empress Theatre (Absent – Palmares).*

Action: Moved by Mayor McConnell and carried to allocate \$200,000 to the Broadway project by the following vote: Ayes – McConnell, Verder-Aliga, Bregenzer, and Matulac; Noes – Arriola and Loera-Diaz; Absent – Palmares).

Action: Moved by Mayor McConnell and carried to allocate \$52,000 to the Humane Society (Noes – Loera-Diaz; Absent – Palmares).

Action: Moved by Councilmember Loera-Diaz and carried unanimously by members present to allocate \$40,000 for the Main Street project (Absent – Palmares).

Action: Moved by Councilmember Loera-Diaz to allocate the balance for Small Business Retention Grants with the application process and award of grants to return to Council for approval.

Substitute Motion was offered by Vice Mayor Verder-Aliga to allocate \$41,000 to the Skate Park Shortfall which died due to the following tie vote: Ayes – Verder-Aliga, Arriola and Matulac; Noes – McConnell, Bregenzer and Loera-Diaz; Absent – Palmares).

The main motion as offered by Councilmember Loera-Diaz to allocate the balance in the amount of \$160,000 for Small Business Retention Grants with the application process and award of grants to return to Council for approval carried unanimously by members present (Absent – Palmares).

B. **UPDATE ON ACTIONS TAKEN AND CONFIRMATION OF THE CONTINUED EXISTANCE OF THE CONDITIONS LEADING TO THE DECLARATION OF A STATE OF LOCAL EMERGENCY RELATING TO PUBLIC SAFETY STAFFING**

Recommendation: Receive the update and confirm the continued existence of the conditions leading to the declaration of a state of local emergency.

Contact: Jason Ta, Interim Chief of Police (707) 648-4540
jason.ta@cityofvallejo.net

Interim Police Chief Ta provided an update on the status of the various emergency phases and outside assistance, reviewed current staffing numbers and police facilities.

Human Resources Director Sifuentes reviewed the status of public safety recruitment and retention.

Speakers: David Haldane, Anne Carr, Sherinne Grimm, and Gretchen Zimmermann.

Chief Ta responded to comments raised by the speakers. Councilmembers provided comment.

Action: Moved by Vice Mayor Verder-Aliga and carried unanimously by members present to receive the update and confirmed the continued existence

of the conditions leading to the declaration of a state of local emergency (Absent-Arriola and Palmares).

- C. **ADOPT A RESOLUTION APPROVING A FIRST AMENDMENT TO THE DESIGN PROFESSIONAL SERVICES AGREEMENT WITH INDIGO HAMMOND + PLAYLE ARCHITECTS, LLP TO: 1) INCREASE THE CONTRACT AMOUNT BY \$2,671,765 TO A MAXIMUM NOT TO EXCEED AMOUNT OF \$5,634,700; 2) MODIFY THE SCOPE OF WORK TO INCLUDE ADDITIONAL DESIGN SERVICES FOR A NEW POLICE FACILITY AT 111 AMADOR STREET; AND 3) EXTEND THE TERM BY ONE YEAR, WITH TWO ONE-YEAR OPTIONS TO EXTEND, AND AUTHORIZING THE CITY MANAGER TO EXECUTE SAME**

Recommendation: Adopt a resolution approving a First Amendment to the Design Professional Services Agreement with Indigo Hammond + Playle Architects, LLP to: 1) increase the contract amount by \$2,671,765 to a maximum not to exceed amount of \$5,634,700; 2) modify the Scope of Work to include additional design services for a new police facility at 111 Amador Street; and 3) extend the term by one year, with two one-year options to extend, and authorizing the City Manager to execute same.

Contact: Melissa Tigbao, P.E., Public Work Director, 707-648-4433
Melissa.tigbao@cityofvallejo.net

Assistant City Manager Davis provided background information and feasibility information, discussed program requirements, contract structure, reviewed the proposed schedule, and outlined next steps.

Speakers: Steve

Staff responded to questions from Councilmembers. Councilmembers provided comment.

Action: *Moved by Vice Mayor Verder-Aliga and carried unanimously by members present to adopt Resolution No. 154- N.C. (Absent-Palmares).*

- D. **APPROVE FIRST AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT**

Recommendation: Adopt a resolution approving an amendment to the Employment Agreement for City Manager, Michael Malone.

Contact: Stephanie Sifuentes, Human Resources Director
stephanie.sifuentes@cityofvallejo.net

Action: *item was pulled from the agenda.*

10. INFORMATION CALENDAR – None.

11. CITY MANAGER’S REPORT

City Manager Malone announced the City was awarded a \$750,000 grant by the US National Park Services.

12. CITY ATTORNEY'S REPORT – None.

13. COMMUNITY FORUM

Speakers: Corvyn, Steve and AJ.

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

Councilmembers reported on various meetings and community events attended.

15. ADJOURNMENT

The meeting adjourned at 1:38 a.m.

DocuSigned by:

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