

CITY COUNCIL
Lori Wilson, Mayor
Alma Hernandez, Mayor Pro-Tem
Jane Day
Michael J. Hudson
Wanda Williams



CITY COUNCIL MEETING

First and Third Tuesday
Every Month

A G E N D A

**REGULAR MEETING OF THE
SUISUN CITY COUNCIL
SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY,
AND HOUSING AUTHORITY
TUESDAY, SEPTEMBER 21, 2021**

6:30 P.M.

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), and Executive Order released on March 12, 2020, the following Council/Successor Agency/Housing Authority meeting includes teleconference participation by: Council/Board Members Jane Day, Michael Hudson, Wanda Williams, Mayor Pro Tem Alma Hernandez, and Mayor/Chair Lori Wilson. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

PER CITY POLICY, MEMBERS OF THE PUBLIC ARE REQUIRED TO WEAR FACE MASKS WHILE IN CITY FACILITIES IF NOT FULLY VACCINATED. IF YOU DO NOT HAVE A FACE MASK, ONE WILL BE PROVIDED FOR YOU.

THE CITY COUNCIL HAS RESUMED IN-PERSON MEETINGS IN ADDITION TO ZOOM. A LIMITED NUMBER OF SEATS ARE AVAILABLE, TO RESERVE A SEAT PLEASE CONTACT THE CITY CLERK AT clerk@suisun.com OR 707 421-7302.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 870 4864 3251

CALL IN PHONE NUMBER: (707) 438-1720

TO VIEW TONIGHT'S MEETING ON SUISUN WEBSITE, LIVESTREAM

(URL: <https://www.suisun.com/government/meeting-video/>)

REMOTE PUBLIC COMMENT IS AVAILABLE FOR THE CITY COUNCIL MEETING

BY EMAILING CLERK@SUISUN.COM (PRIOR TO 6pm) OR

VIA WEBSITE OR PHONE APPLICATION, ZOOM

*(If attending the meeting via phone press *9 to raise your hand and *6 to unmute/mute for public comment.)*

(Next Ord. No. – 788)

(Next City Council Res. No. 2021 – 95)

Next Suisun City Council Acting as Successor Agency Res. No. SA2021 - 04)

(Next Housing Authority Res. No. HA2021 – 02)

DEPARTMENTS: AREA CODE (707)

ADMINISTRATION 421-7300 ■ PLANNING 421-7335 ■ BUILDING 421-7310 ■ FINANCE 421-7320

FIRE 425-9133 ■ RECREATION & COMMUNITY SERVICES 421-7200 ■ POLICE 421-7373 ■ PUBLIC WORKS 421-7340

SUCCESSOR AGENCY 421-7309 FAX 421-7366

ROLL CALL

Council / Board Members
Pledge of Allegiance
Invocation

CONFLICT OF INTEREST NOTIFICATION

(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)

REPORTS: (Informational items only)

1. City Manager/Executive Director/Staff

PRESENTATION/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

City Council

2. Mayoral Reappointment of Dr. Tiffani Thomas to the Solano Commission for Women and Girls – (Wilson: lwilson@suisun.com).

CONSENT CALENDAR

Consent calendar items requiring little or no discussion may be acted upon with one motion.

City Council

3. Council Adoption of Resolution No. 2021-___: Approving the Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters' Association, International Association of Fire Fighters (SCPFA IAFF, Local 1186) Confirming Compensation and Benefits for Represented Fire Unit Members – (Penland: cpenland@suisun.com).
4. Consideration of California Public Employees Retirement System (CalPERS) Employer Paid Member Contribution and Amendment of Salary Schedule – (Penland: cpenland@suisun.com).
 - a. Council Adoption of Resolution No. 2021-___: Approving a Resolution of the City Council of the City of Suisun City for Paying and Reporting the Value of Employer Paid Member Contribution – CalPERS ID: 2298323828.
 - b. Council Adoption of Resolution No. 2021-___: Amending the Citywide Salary Schedule to Increase Salaries of Miscellaneous and Fire Safety Employees by 7.5% and to Increase Salaries of Police Safety Employees by 5.5% In Exchange for Classic CalPERS Members to Pay the Full Employee Contribution Along with PEPRAs Employees.

Housing Authority

5. Housing Authority Board Adoption of Resolution No. HA 2021-___: A Resolution Of The Housing Authority Board Of The City Of Suisun City Approving The Settlement Agreement And Release Of All Claims Between Ms. Lucia Gillis And The Housing Authority, PLAN JPA Case No. 202104-13293319 – (City Attorney Gerli).

Joint City Council / Suisun City Council Acting as Successor Agency/Housing Authority

6. Council/Agency/Authority Approval of the Minutes of the Regular and/or Special Meetings of the Suisun City Council, Suisun City Council Acting as Successor Agency, and Housing Authority held on July 20, 2021 and August 3, 2021 - (Skinner: askinner@suisun.com).

Joint City Council / Suisun City Council Acting as Successor Agency

7. Council/Agency Approval of August 2021 Payroll Warrants in the Amount of \$506,619.75, and Council/Agency Approval of the August 2021 Accounts Payable Warrants in the Amount of \$901,865.37 – (Finance).

PUBLIC COMMENTS

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

PUBLIC HEARING NONE**GENERAL BUSINESS NONE****REPORTS: (Informational items only)**

8. Council Updates
 - a. Council/Boardmembers
 - b. Mayor
9. Non-Discussion Items

CLOSED SESSION

Pursuant to California Government Code Section 54950 the Suisun City Council/Suisun City Council Acting as Successor Agency/Housing Authority will hold a Closed Session for the purpose of:

City Council

10. Conference with Legal Counsel - Existing Litigation
Name of case: Louisa Pickering and Michael Pickering (Plaintiffs) v. City of Suisun City (Defendants), et al - Case # FCS055707

CONVENE OPEN SESSION

Announcement of Actions Taken, if any, in Closed Session.

ADJOURNMENT

A complete packet of information containing staff reports and exhibits related to each item for the open session of this meeting, and provided to the City Council, are available for public review at least 72 hours prior to a Council /Agency/Authority Meeting at Suisun City Hall 701 Civic Center Blvd., Suisun City. Agenda related writings or documents provided to a majority of the Council/Board/Commissioners less than 72 hours prior to a Council/Agency/Authority meeting related to an agenda item for the open session of this meeting will be made available for public inspection during normal business hours. An agenda packet is also

located at the entrance to the Council Chambers during the meeting for public review. The City may charge photocopying charges for requested copies of such documents. Assistive listening devices may be obtained at the meeting

PLEASE NOTE:

1. The City Council/Agency/Authority hopes to conclude its public business by 10:00 P.M. Ordinarily, no new items will be taken up after the 10:00 P.M. cutoff and any items remaining will be agendaized for the next meeting. The agendas have been prepared with the hope that all items scheduled will be discussed within the time allowed.
2. Suisun City is committed to providing full access to these proceedings; individuals with special needs may call 421-7300.
3. Agendas are posted at least 72 hours in advance of regular meetings at Suisun City Hall, 701 Civic Center Boulevard, Suisun City, CA. Agendas may be posted at other Suisun City locations including:
 - Suisun City Fire Station, 621 Pintail Drive, Suisun City, CA;
 - Suisun City Senior Center, 318 Merganser Drive, Suisun City, CA;
 - Joe Nelson Center, 611 Village Drive, Suisun City, CA;
 - Harbor Master Office, 800 Kellogg Street, Suisun City, CA.

I, Donna Pock, Deputy City Clerk for the City of Suisun City, declare under penalty of perjury that the above agenda for the meeting of September 21, 2021 was posted and available for review, in compliance with the Brown Act.

AGENDA TRANSMITTAL

MEETING DATE: September 21, 2021

CITY AGENDA ITEM: Council Adoption of Resolution No. 2021-___: Approving the Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters' Association, International Association of Fire Fighters (SCPFA IAFF, Local 1186) Confirming Compensation and Benefits for Represented Fire Unit Members.

FISCAL IMPACT: Increasing salaries of Fire Engineers in exchange for the CalPERS Classic Members paying the Employee Member Contribution, represents an annual cost of approximately \$15,763. Additionally, Fire Engineers will receive temporary premium increases consistent with other City employees, in lieu of a cost of living adjustment, which will cost approximately \$52,416. These costs were budgeted for in the FY 2021-22 budget.

STRATEGIC PLAN IMPACT: Provide Good Governance.

BACKGROUND: The City created classification specifications and salary ranges for the classifications of Fire Captain and Fire Engineer and added them to the City's Classification Plan and Compensation Plan by means of City Resolution 2019-93. This resolution determined the Fire Captain would be represented by the Suisun City Management and Professional Employees' Association (SCMPEA), but that the Fire Engineer would be designated as unrepresented. The City then informally aligned the Fire Engineer benefits with that of the Fire Captains.

On March 29, 2021, SCPFA IAFF 1186 filed a Severance Petition seeking recognition to represent a new proposed bargaining unit comprised of currently unrepresented Fire Engineers, along with the classification of Fire Captain, which was in the bargaining unit expressly represented by SCMPEA. This petition was refiled directly with the Suisun City, City Manager on May 5, 2021 after PERB determined SCPFA IAFF 1186 should file directly with the City per the Employer Employee Rules and Regulations (EERR).

On May 21, 2021, SCMPEA held a membership meeting and voted to agree to stipulate with the City and SCPFA IAFF 1186 to sever the Fire Captain classification from the bargaining unit and to be placed in a new Fire Bargaining Unit.

On August 13, 2021, the City, SCMPEA and SCPFA IAFF 1186 entered into a Stipulation Agreement regarding creation of a new employee bargaining "Fire Unit" comprised of the classifications of Fire Captain and Fire Engineer, recognition of IAFF 1186 as the sole, exclusive and majority representative and employee organization for the new Fire Unit, and that the classification of Fire Captain was severed from the bargaining unit represented by SCMPEA.

On September 15, 2021 the City entered into a TA with the SCPFA IAFF 1186 to confirm the compensation and benefits to Fire Unit employees until a formal MOU is entered into by the City and SCPFA IAFF 1186.

PREPARED BY:

Christina Penland, Human Resources Administrator

REVIEWED/APPROVED BY:

Gregory Folsom, City Manager

STAFF REPORT: The TA between the City and SCPFA IAFF 1186 ratifies the informal action of the City to align the benefits between the Fire Engineers and the Fire Captains since the passing of resolution 2019-93 and identifies that Fire Engineer benefits will continue to be tied to the benefits provided to the Fire Captains under the SCMPEA MOU 2021-23 retroactive to July 1, 2021, until a formal MOU is entered into by the City and SCPFA, IAFF 1186.

RECOMMENDATION: It is recommended that the City Council adopt: Resolution No. 2021-___: Approving the Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters' Association, International Association of Fire Fighters (SCPFA IAFF, Local 1186) Confirming Compensation and Benefits for Represented Fire Unit Members.

ATTACHMENTS:

1. Resolution No. 2021-___: Approving the Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters' Association, International Association of Fire Fighters (SCPFA IAFF, Local 1186) Confirming Compensation and Benefits for Represented Fire Unit Members.
2. Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters' Association, International Association of Fire Fighters Confirming Compensation and Benefits for Represented Fire Unit Members.
3. Stipulations Between the City of Suisun City, SCMPEA, and the IAFF Local 1186 Regarding Recognition, Unit Creation and Unit Modification Relative to the Classifications of Fire Captain and Fire Engineer.

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RESOLUTION NO. 2021-__

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY APPROVING THE TENTATIVE AGREEMENT BETWEEN THE CITY OF SUISUN CITY AND THE SUISUN CITY PROFESSIONAL FIREFIGHTERS’ ASSOCIATION, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (SCPFA IAFF, LOCAL 1186) CONFIRMING COMPENSATION AND BENEFITS FOR REPRESENTED FIRE UNIT MEMBERS.

WHEREAS, on August 13, 2021, the City, SCMPEA and the Suisun City Professional Firefighters’ Association (SCPFA), International Association of Fire Fighters (IAFF, Local 1186) entered into a Stipulation Agreement regarding creation of a new employee bargaining “Fire Unit” comprised of the classifications of Fire Captain and Fire Engineer, recognition of IAFF Local 1186 as the sole, exclusive and majority representative for the new Fire Unit, and that the classification of Fire Captain was severed from the SCMPEA bargaining unit; and

WHEREAS, on September 15, 2021 the City entered into a Tentative Agreement (TA) between the City and the SCPFA IAFF, Local 1186 ratifying the Fire Engineers’ benefits which have been informally tied to the benefits provided to the Fire Captains under the SCMPEA MOU since the adoption of resolution 2019-93, and approving that Fire Engineer benefits would continue to be tied to the benefits provided to the Fire Captains under the SCMPEA MOU 2021-23 retroactive to July 1, 2021 until a formal MOU is established; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City hereby adopts Resolution No. 2021-__: Approving the Tentative Agreement Between the City of Suisun City and the Suisun City Professional Firefighters’ Association, International Association of Fire Fighters (SCPFA IAFF, Local 1186) Confirming Compensation and Benefits for Represented Fire Unit Members.

PASSED AND ADOPTED at a Regular Meeting of said City Council of the City of Suisun City duly held on Tuesday, the 21st day of September, 2021, by the following vote:

AYES: Council Members: _____
NOES: Council Members: _____
ABSENT: Council Members: _____
ABSTAIN: Council Members: _____

WITNESS my hand and the seal of said City this 21st day of September, 2021.

Anita Skinner
City Clerk

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**TENTATIVE AGREEMENT
BETWEEN THE CITY OF SUISUN CITY AND
THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1186
CONFIRMING COMPENSATION AND BENEFITS
FOR REPRESENTED FIRE UNIT MEMBERS**

This Tentative Agreement is made and entered into this 15th day of September, 2021 pursuant to section 3507 of the Meyers-Milias-Brown Act (“MMBA”), and sections 10 and 11 of the City’s Employer-Employee Relations Resolution No. 74-33 (“EERR”) by and between the City of Suisun City (hereinafter referred to as the “City”) and the International Association of Fire Fighters Local 1186 (hereinafter referred to as “IAFF Local 1186”)(hereinafter referred to collectively as the “Parties”). Its deal terms have been ratified by the Association, but remains subject to formal approval/adoption by the City Council per California Government Code Section 3505.1, which provides:

“If a tentative agreement is reached by the authorized representatives of the public agency and a recognized employee organization or recognized employee organizations, the governing body shall vote to accept or reject the tentative agreement within 30 days of the date it is first considered at a duly noticed public meeting. A decision by the governing body to reject the tentative agreement shall not bar the filing of a charge of unfair practice for failure to meet and confer in good faith. If the governing body adopts the tentative agreement, the parties shall jointly prepare a written memorandum of understanding.”

RECITALS

Whereas, on August 13, 2021, the City, SCMPEA, and IAFF Local 1186 entered into a Stipulation Agreement (“Stipulation”) regarding creation of a new employee bargaining “Fire Unit” comprised of the classifications of Fire Captain and Fire Engineer, recognition of IAFF Local 1186 as the sole, exclusive and majority representative and employee organization for the new Fire Unit, and that the classification of “Fire Captain was severed from the Professional/Technical Employees bargaining unit represented by SCMPEA (Attachment hereto); and

Whereas, the Stipulation provided that the Fire Captains shall continue to be governed by the SCMPEA MOU 2021-23 until such time as an MOU is created for the Fire Unit; and

Whereas, the Stipulation provided that the Fire Engineers shall continue to be governed by City Resolution 2019-93 and Resolution No. 2021-71 until such time as an MOU is created for the Fire Unit; and

Whereas, the Fire Engineers have had their benefits informally tied to the benefits provided Fire Captains under the SCMPEA MOU since their creation, but without City Council approval or ratification; and

Whereas, the parties seek to formally clarify, confirm and approve the salary and benefits of the previously unrepresented Fire Engineers, including making such salary and benefits tied to the recently adopted SCMPEA MOU 2021-23 retroactive to July 1, 2021.

1. All of the recitals listed above are material provisions of this Tentative Agreement and are deemed true and correct by the Parties and are incorporated in the agreements reached herein by this reference.

2. The parties understand and agree that since the adoption of the Fire Engineers classification in the Citywide Classification Plan, by resolution 2019-93, their benefits have been informally tied to the benefits provided to the Fire Captains under the SCMPEA MOU. The Parties agree to formally ask City Council to ratify this informal action by the City.

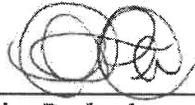
3. Until a formal MOU is entered into by the City and IAFF 1186, the Fire Engineers' benefits shall continue to be tied to the benefits provided Fire Captains under the SCMPEA MOU 2021-23 retroactive to July 1, 2021:

This Tentative Agreement shall be effective only upon adoption by the City Council of the City of Suisun City. Subject to the foregoing, this Tentative Agreement is hereby executed by the authorized representatives of the City and the Association.

**CITY OF SUISUN CITY
REPRESENTATIVES:**

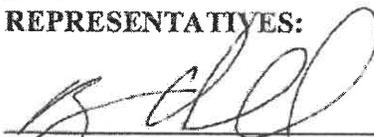


Gregory Folsom
City Manager



Christina Penland
Human Resources Administrator

**IAFF
REPRESENTATIVES:**



Benjamin Hill, President
International Association of Fire Fighters, Local 1186



Jason Brassfield, President
Suisun City Professional Firefighters' Association



Aaron Leming, Vice President
Suisun City Professional Firefighters' Association

Approved as to form
Aleshire & Wynder, LLP



Elena Gerli, City Attorney

**STIPULATIONS BETWEEN THE CITY OF SUISUN CITY, SUISUN CITY
MANAGEMENT AND PROFESSIONAL EMPLOYEES' ASSOCIATION, AND THE
INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS LOCAL 1186 REGARDING
RECOGNITION, UNIT CREATION AND UNIT MODIFICATION RELATIVE TO THE
CLASSIFICATIONS OF FIRE CAPTAIN AND FIRE ENGINEER**

This Stipulation is made and entered into this 13th day of August, 2021 pursuant to section 3507 of the Meyers-Miliias-Brown Act ("MMBA"), and sections 10 and 11 of the City's Employer-Employee Relations Resolution No. 74-33 ("EERR") by and between the City of Suisun City (hereinafter referred to as the "City"), the International Association of Fire Fighters Local 1186 (hereinafter referred to as "IAFF Local 1186"); and the Suisun City Management and Professional Employees' Association (hereinafter referred to as "SCMPEA") (collectively "Parties"). The individual employees who are proposed to be represented by IAFF Local 1186 are also signatories to confirm their consent to the Stipulations contained herein.

RECITALS

Whereas, the City previously created and maintained the classification and salary ranges for Fire Division Chief and Administrative Fire Captain for many years with those classifications being represented by SCMPEA as part of the Professional/Technical Employees bargaining unit;

Whereas, the City Council directed the creation of several new classifications within the Fire Department in adopting the Fiscal Year 2019-20 Annual Budget;

Whereas, the City created classification specifications and salary ranges for the new classifications of Fire Captain and Fire Engineer and added them to the City's Classification Plan and Compensation Plan by means of City Resolution 2019-93 adopted September 3, 2019;

Whereas, City Resolution 2019-93 also determined that the new classification of Fire Captain would be represented by SCMPEA as part of the Professional/Technical Employees bargaining unit, but that the new classification of Fire Engineer would be designated as unrepresented;

Whereas, City Resolution 2019-93 provided the salary for the unrepresented classification of Fire Engineer with the City aligning their benefits with that of the Fire Captains;

Whereas, the classifications of Fire Division Chief, Administrative Fire Captain and Fire Captain are governed by the successive memoranda of understanding reached between the City and SCMPEA;

Whereas, IAFF Local 1186 filed a Severance Petition ("Petition") on March 29, 2021 jointly with the City and with the Public Employment Relations Board ("PERB"), Case No. SF-SV-131-M, seeking recognition to represent a new proposed bargaining unit comprised of currently unrepresented Fire Engineers, along with the classification of Fire Captain, which is currently in the Professional/Technical Employees bargaining unit exclusively represented by SCMPEA;

Whereas, on April 23, 2021, in its letter and Order to Show Cause, PERB determined that the City's EERR provides a mechanism for IAFF Local 1186 to request recognition of a severed unit, subject to the City's determination of unit appropriateness and that there was not any bar on petitions where unit members are already represented by an employee organization, nor does the plain language of the local rules suggest any other bar on the petition;

Whereas, on May 5, 2021, IAFF Local 1186 refiled the recognition petition and attached the proof of support directly to City Manager Greg Folsom pursuant to the recognition process procedures set forth in sections 10 and 11 of the EERR;

Whereas, on May 7, 2021, IAFF withdrew its Severance Petition with PERB, indicating that it was working with the City to resolve the current matter;

Whereas, on May 10, 2021, PERB dismissed the case No. SF-SV-131-M;

Whereas, on May 21, 2021, SCMPEA held a membership meeting and voted to agree to stipulate with the City and IAFF Local 1186 to sever the Fire Captain classification from the Professional/Technical Employees bargaining unit represented by SCMPEA and to be placed in a new Fire bargaining Unit;

Whereas, on July 20, 2021, the City Council adopted Resolution No. 2021-71 approving the Amended City of Suisun City Salary Schedule setting forth the most current salary ranges for all classifications in the City;

Whereas, on July 20, 2021, the City Council approved the Tentative Agreement between the City and SCMPEA for a successor MOU covering the period July 1, 2021 through June 30, 2023, which also changed the former title of Administrative Fire Captain to just Fire Captain;

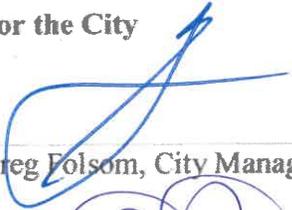
Whereas, in the interest of promoting harmonious labor relations between and among the Parties, the Parties and signatories hereto mutually agree as follows:

1. All of the recitals listed above are material provisions of this Agreement and are deemed true and correct by the Parties and incorporated herein by this reference.
2. The City's Municipal Employee Relations Officer has determined that IAFF Local 1186's Petition for Recognition complies with the requirements of the City's Employer-Employee Relations Resolution No. 1974-33 and all Parties agree with that determination.
3. The City's Municipal Employee Relations Officer has also determined that IAFF Local 1186's Petition for Recognition proposing a new employee bargaining "Fire Unit" comprised of the classifications of Fire Captain and Fire Engineer is an appropriate unit pursuant to the City's Employer-Employee Relations Resolution No. 1974-33 and all Parties agree with that determination.

4. The City's Municipal Employee Relations Officer has further determined that IAFF Local 1186 shall be the sole, exclusive and majority representative and employee organization for the Fire Unit and all Parties agree with that determination.
5. All Parties agree that SCMPEA's Professional/Technical Employees bargaining unit will be modified such that the classification of "Fire Captain" is severed from the Professional/Technical Employees bargaining unit.
6. All Parties agree that a new employee bargaining unit called the "Fire Unit" comprised of the classifications of Fire Captain and Fire Engineer is created and IAFF Local 1186 shall be the sole, exclusive and majority representative and employee organization for the Fire Unit.
7. All Parties each expressly represent that there is no other employee organization which claims to represent the classifications of Fire Captain and/or Fire Engineer, nor have made any petition to represent them.
8. All Parties each expressly agree that the Fire Captains shall continue to be governed by the SCMPEA MOU until such time as an MOU is created for the Fire Unit.
9. All Parties each expressly agree that the Fire Engineers shall continue to be governed by City Resolution 2019-93 until such time as an MOU is created for the Fire Unit.

The undersigned Parties and signatories represent that they have read and understand the terms of this Stipulation and that they are authorized to execute this Stipulation on behalf of their principals and/or themselves.

For the City



Greg Folsom, City Manager



Christina Penland, HR Administrator

For IAFF Local 1186



Ben Hill, President

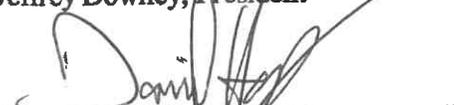


Jason Brassfield, Vice President

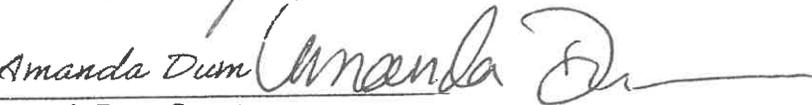
For SCMPEA



Jeffrey Downey, President

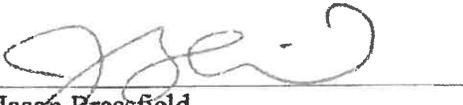


Dan Healy, Vice President



Amanda Dum, Secretary

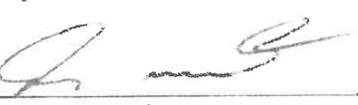
Fire Captains



Jason Brassfield



Joshua Danner

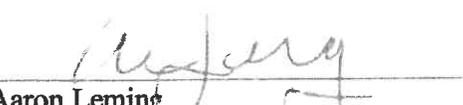


Jeremy Martinez

Fire Engineers



Jacob Helton



Aaron Leming



Che Salabarría

Approved as to form
Aleshire & Wynder, LLP

A handwritten signature in cursive script that reads "Anthony R. Taylor".

Anthony R. Taylor, City Attorney

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AGENDA TRANSMITTAL

MEETING DATE: September 21, 2021

CITY AGENDA ITEM: Consideration of California Public Employees Retirement System (CalPERS) Employer Paid Member Contribution and Amendment of Salary Schedule:

- a. Resolution No. 2021-__: Approving A Resolution of the City Council of the City of Suisun City for Paying and Reporting the Value of Employer Paid Member Contribution – CalPERS ID: 2298323828
- b. Resolution No. 2021-__: Amending the Citywide Salary Schedule to Increase Salaries of Miscellaneous and Fire Safety Employees by 7.5% and to Increase Salaries of Police Safety Employees by 5.5% In Exchange for Classic CalPERS Members to Pay the Full Employee Contribution Along with PEPRAs Employees.

FISCAL IMPACT: There is no financial impact with adoption of these resolutions as the costs associated with these salary increases was previously authorized by the City Council with Labor Contract Negotiations and included in the current fiscal year’s budget.

STRATEGIC PLAN IMPACT: Provide Good Governance.

BACKGROUND: City Council authorized the negotiated Tentative Agreement (TA) for the Suisun City Police Officers’ Association (SCPOA) at its meeting on July 6, 2021 by Resolution No. 20201-63 and the negotiated TA for the Suisun City Employees’ Association (SCEA) and the Suisun City Management and Professional Employees’ Association (SCMPEA) at its meeting on July 20, 2021 by Resolutions Nos. 2021-67 and 2021-68, respectively. The successor Memorandums of Understanding (MOUs) for each bargaining unit were authorized by Council on August 17, 2021 by Resolution No. 2021-83 (SCPOA), 2021-82 (SCEA) and 2021-81 (SCMPEA). These agreements reflected that Miscellaneous and Fire Safety employees would receive an increase to their base hourly rate of 7.5% and Police Safety Employees would receive an increase to their base hourly rate of 5.5% in exchange for Classic CalPERS members paying the full employee contribution; along with PEPRAs employees, as soon as practicable after CalPERS approval of the employer paid member contribution (EPMC) change.

At the time the TAs were approved, the Fire Engineers were unrepresented: however, since the establishment of their classification by Resolution No. 2019-93, their benefits had been informally tied to the benefits provided to the Fire Captains under the SCMPEA MOU.

On August 13, 2021 the City, SCMPEA and the SCPFA entered into a Stipulation Agreement regarding the creation of a new employee bargaining “Fire Unit” comprised of the classifications of Fire Captain and Fire Engineer, recognition of IAFF Local 1186 as the sole, exclusive and majority representative for the Fire Unit, and that the classification of Fire Captain was severed from the SCMPEA bargaining unit.

On September 15, 2021 the City entered into a TA with the SCPFA IAFF, Local 1186 approving that Fire Engineer benefits would continue to be tied to the benefits provided to the Fire Captains

PREPARED BY:

Christina Penland, Human Resources Administrator

REVIEWED/APPROVED BY:

Gregory Folsom, City Manager

under the SCMPEA MOU 2021-23 retroactive to July 1, 2021 including the increase to their base hourly rate of 7.5% as Fire Safety Employees in exchange for CalPERS Classic members paying the full employee contribution along with PEPRAs. The TA was taken to Council for approval this day of September 21, 2021.

STAFF REPORT: Implementation of the EPMC change agreed to by all bargaining units was contingent on CalPERS approval under a specific CalPERS resolution. CalPERS required that the Citywide EPMC change take effect for all impacted employees simultaneously. Since the Fire Engineer classification was unrepresented, with benefits informally tied to the Fire Captain under the SCMPEA MOU, the City had to complete the recognition process of the SCPFA IAFF, Local 1186 as the sole representative for the Fire Engineers and enter into a TA formally providing that the benefits of the Fire Engineers would continue to be tied to the Fire Captains under the SCMPEA MOU, including the EPMC change, in order to proceed with implementing the EPMC change Citywide.

This staff report requests that Council authorize the CalPERS resolution required to implement the EPMC change effective of October 1, 2021, and also updates the Citywide Salary Schedule consistent with the agreed upon salary increases effective October 1, 2021.

RECOMMENDATION: It is recommended that the City Council adopt:

- a. Resolution No. 2021-__: Approving A Resolution of the City Council of the City of Suisun City for Paying and Reporting the Value of Employer Paid Member Contribution – CalPERS ID: 2298323828
- b. Resolution No. 2021-__: Amending the Citywide Salary Schedule to Increase Salaries of Miscellaneous and Fire Safety Employees by 7.5% and to Increase Salaries of Police Safety Employees by 5.5% In Exchange for Classic CalPERS Members to Pay the Full Employee Contribution Along with PEPRAs Employees.

ATTACHMENTS:

1. Resolution No. 2021-__: Approving A Resolution of the City Council of the City of Suisun City for Paying and Reporting the Value of Employer Paid Member Contribution – CalPERS ID: 2298323828
2. Resolution No. 2021-__: Amending the Citywide Salary Schedule to Increase Salaries of Miscellaneous and Fire Safety Employees by 7.5% and to Increase Salaries of Police Safety Employees by 5.5% In Exchange for Classic CalPERS Members to Pay the Full Employee Contribution Along with PEPRAs Employees.
 - a. Citywide Salary Schedule

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RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY FOR
PAYING AND REPORTING THE VALUE OF EMPLOYER PAID MEMBER
CONTRIBUTION – CALPERS ID: 2298323828**

WHEREAS, the governing body of the City of Suisun City has the authority to implement Government Code Section 20636(C) (4) pursuant to Section 20691;

WHEREAS, the governing body of the City of Suisun City has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer, and reported as additional compensation;

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the governing body of the City of Suisun City of a Resolution to commence paying and reporting the value of said Employer Paid Member Contributions (EPMC);

WHEREAS, the governing body of the City of Suisun City has identified the following conditions for the purpose of its election to pay EPMC;

- This benefit shall apply to all Classic Members (Miscellaneous and Safety).
- This benefit shall consist of paying 0.0% of the normal contribution as EPMC, and reporting the same percentage (value) of compensation earnable {excluding Government Code Section 20636(c) (4)} as additional compensation.
- The effective date of this Resolution shall be October 1, 2021.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City hereby adopts Resolution No. 2021-____: electing to pay and report the value of EPMC, as set forth above.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Suisun City duly held on Tuesday, the 21st day of September 2021, by the following vote:

| | | |
|-----------------|------------------|-------|
| AYES: | Council Members: | _____ |
| NOES: | Council Members: | _____ |
| ABSENT: | Council Members: | _____ |
| ABSTAIN: | Council Members: | _____ |

WITNESS my hand and the seal of said City this 21st day of September 2021.

Anita Skinner
City Clerk

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RESOLUTION NO. 2021-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
AMENDING THE CITYWIDE SALARY SCHEDULE TO INCREASE SALARIES OF
MISCELLANEOUS AND FIRE SAFETY EMPLOYEES BY 7.5% AND TO INCREASE
SALARIES OF POLICE SAFETY EMPLOYEES BY 5.5% IN EXCHANGE FOR
CLASSIC CALPERS MEMBERS TO PAY THE FULL EMPLOYEE
CONTRIBUTION ALONG WITH PEPRA EMPLOYEES.**

WHEREAS, on August 13, 2021, the City, SCMPEA and the Suisun City Professional Firefighters' Association (SCPFA), International Association of Fire Fighters (IAFF, Local 1186) entered into a Stipulation Agreement regarding creation of a new employee bargaining "Fire Unit" comprised of the classifications of Fire Captain and Fire Engineer, recognition of IAFF Local 1186 as the sole, exclusive and majority representative for the new Fire Unit, and that the classification of Fire Captain was severed from the SCMPEA bargaining unit; and

WHEREAS, on August 17, 2021, City Council approved the successor Memorandum of Understandings (MOUs) between the City and the SCPOA (resolution 2021-83), SCEA (resolution 2021-82) and SCMPEA (resolution 2021-81) for the period from July 1, 2021 through June 30, 2023 in which the parties agreed Miscellaneous and Fire Safety employees will receive an increase to their base hourly rate of 7.5% and Police Safety Employees will receive an increase to their base hourly rate of 5.5% in exchange for CalPERS Classic members paying the full employee contribution along with PEPRA employees; and

WHEREAS, on September 15, 2021 the City entered into a Tentative Agreement (TA) between the City and the SCPFA IAFF, Local 1186 ratifying the Fire Engineers' benefits which have been informally tied to the benefits provided to the Fire Captains under the SCMPEA MOU since the adoption of resolution 2019-93, and approving that Fire Engineer benefits would continue to be tied to the benefits provided to the Fire Captains under the SCMPEA MOU 2021-23 retroactive to July 1, 2021; and

WHEREAS, on September 21, 2021 City Council approved the TA between the City and SCPFA IAFF, Local 1186, including the increase to their base hourly rate of 7.5% as Fire Safety Employees in exchange for CalPERS Classic members paying the full employee contribution along with PEPRA employees; and

WHEREAS, Council has authorized adjusting the salaries of part-time classifications to be consistent with their full-time equivalent classifications as a result of the impact of the employer paid member contribution (EPMC) change; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Suisun City hereby adopts Resolution No. 2021-____: Approving the Amended Citywide City of Suisun City Salary Schedule.

PASSED AND ADOPTED at a Regular Meeting of said City Council of the City of Suisun City duly held on Tuesday, the 21st day of September 2021, by the following vote:

AYES: Council Members: _____
NOES: Council Members: _____
ABSENT: Council Members: _____
ABSTAIN: Council Members: _____

WITNESS my hand and the seal of said City this 21st day of September 2021.

Donna Pock, CMC
Deputy City Clerk

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City of Suisun City
Salary Schedule
Resolution Date: 9/21/2021

| Job Class | Range | Hourly | | | | | Monthly | | Effective Date | B.U. | FLSA |
|--|-------|---------|---------|---------|---------|----------|----------|----------|----------------|---------|--------|
| | | Step A | Step B | Step C | Step D | Step E | Starting | Ending | | | |
| Account Clerk I/II-I | 500 | \$18.54 | \$19.47 | \$20.44 | \$21.46 | \$22.54 | \$3,214 | \$3,907 | 10/01/21 | SCEA | Exempt |
| Account Clerk I/II-II* | 501 | \$20.40 | \$21.42 | \$22.49 | \$23.61 | \$24.80 | \$3,536 | \$4,298 | 10/01/21 | SCEA | Exempt |
| Account Clerk III | 503 | \$22.43 | \$23.56 | \$24.73 | \$25.97 | \$27.27 | \$3,889 | \$4,727 | 10/01/21 | SCEA | Exempt |
| Accountant* | 235 | \$34.03 | \$35.73 | \$37.52 | \$39.40 | \$41.37 | \$5,899 | \$7,170 | 10/01/21 | SCMPEA | Exempt |
| Accounting Services Manager | 207 | \$43.19 | \$45.35 | \$47.62 | \$50.00 | \$52.50 | \$7,486 | \$9,100 | 10/01/21 | SCMPEA | Exempt |
| Accounting Technician | 508 | \$25.04 | \$26.29 | \$27.60 | \$28.98 | \$30.43 | \$4,340 | \$5,275 | 10/01/21 | SCEA | Exempt |
| Administrative Assistant I/II-I | 510 | \$24.08 | \$25.29 | \$26.55 | \$27.88 | \$29.27 | \$4,174 | \$5,074 | 10/01/21 | SCEA | Exempt |
| Administrative Assistant II/II-II* | 560 | \$25.78 | \$27.07 | \$28.42 | \$29.85 | \$31.34 | \$4,469 | \$5,432 | 10/01/21 | SCEA | Exempt |
| Assistant/Associate Engineer- Associate* | 270 | \$43.19 | \$45.35 | \$47.62 | \$50.00 | \$52.50 | \$7,486 | \$9,100 | 10/01/21 | SCMPEA | Exempt |
| Assistant/Associate Engineer-Assistant | 220 | \$39.26 | \$41.23 | \$43.29 | \$45.45 | \$47.72 | \$6,805 | \$8,272 | 10/01/21 | SCMPEA | Exempt |
| Assistant/Associate Planner-Assistant | 235 | \$34.03 | \$35.73 | \$37.52 | \$39.40 | \$41.37 | \$5,899 | \$7,170 | 10/01/21 | SCMPEA | Exempt |
| Assistant/Associate Planner-Associate* | 236 | \$37.44 | \$39.31 | \$41.28 | \$43.34 | \$45.51 | \$6,490 | \$7,888 | 10/01/21 | SCMPEA | Exempt |
| Background Investigator | 955 | - | - | - | - | \$49.92 | - | - | 12/25/20 | Temp/PT | Exempt |
| Background Investigator | 955 | - | - | - | - | \$49.92 | - | - | 12/24/21 | Temp/PT | Exempt |
| Building Inspection Services Manager* | 270 | \$43.19 | \$45.35 | \$47.62 | \$50.00 | \$52.50 | \$7,486 | \$9,100 | 10/01/21 | SCMPEA | Exempt |
| Building Inspector I/II-I | 520 | \$28.93 | \$30.38 | \$31.90 | \$33.49 | \$35.16 | \$5,015 | \$6,095 | 10/01/21 | SCEA | Exempt |
| Building Inspector I/II-II* | 521 | \$31.81 | \$33.40 | \$35.07 | \$36.83 | \$38.67 | \$5,514 | \$6,703 | 10/01/21 | SCEA | Exempt |
| Building Maintenance Worker I/II-I | 565 | \$21.35 | \$22.42 | \$23.54 | \$24.71 | \$25.95 | \$3,700 | \$4,498 | 10/01/21 | SCEA | Exempt |
| Building Maintenance Worker I/II-II* | 566 | \$23.48 | \$24.66 | \$25.89 | \$27.18 | \$28.54 | \$4,070 | \$4,947 | 10/01/21 | SCEA | Exempt |
| Chief Building Official* | 130 | \$48.64 | - | - | - | \$65.66 | \$8,430 | \$11,381 | 10/01/21 | Unrep | Exempt |
| City Engineer* | 267 | \$54.01 | \$56.71 | \$59.55 | \$62.53 | \$65.65 | \$9,362 | \$11,380 | 10/01/21 | SCMPEA | Exempt |
| City Manager** | 100 | - | - | - | - | \$117.23 | - | \$20,321 | 10/01/21 | Unrep | Exempt |
| Community Development Director* | 130 | \$48.64 | - | - | - | \$65.66 | \$8,430 | \$11,381 | 10/01/21 | Unrep | Exempt |
| Community Services Officer I/II-I | 535 | \$21.12 | \$22.18 | \$23.29 | \$24.45 | \$25.68 | \$3,661 | \$4,451 | 10/01/21 | SCEA | Exempt |
| Community Services Officer I/II-II | 536 | \$23.25 | \$24.41 | \$25.63 | \$26.91 | \$28.26 | \$4,029 | \$4,898 | 10/01/21 | SCEA | Exempt |
| Computer Systems Specialist | 917 | \$18.34 | \$19.25 | \$20.22 | \$21.23 | \$22.29 | - | - | 12/25/20 | Temp/PT | Exempt |
| Computer Systems Specialist | 917 | \$19.07 | \$20.02 | \$21.02 | \$22.08 | \$23.18 | - | - | 12/24/21 | Temp/PT | Exempt |
| Computer Technician* | 545 | \$33.44 | \$35.11 | \$36.87 | \$38.71 | \$40.65 | \$5,796 | \$7,046 | 10/01/21 | SCEA | Exempt |
| Development Services Director* | 140 | \$54.54 | - | - | - | \$73.64 | \$9,454 | \$12,763 | 10/01/21 | Unrep | Exempt |
| Dispatch/Records Supervisor* | 223 | \$31.93 | \$33.53 | \$35.20 | \$36.96 | \$38.81 | \$5,535 | \$6,727 | 10/01/21 | SCMPEA | Exempt |
| Economic Development Consultant | 956 | - | - | - | - | \$65.00 | - | - | 12/25/20 | Temp/PT | Exempt |
| Economic Development Consultant | 956 | - | - | - | - | \$65.00 | - | - | 12/24/21 | Temp/PT | Exempt |
| Economic Development Director* | 130 | \$48.64 | - | - | - | \$65.66 | \$8,430 | \$11,381 | 10/01/21 | Unrep | Exempt |
| Finance Director* | 140 | \$54.54 | - | - | - | \$73.64 | \$9,454 | \$12,763 | 10/01/21 | Unrep | Exempt |
| Financial Services Manager | 225 | \$45.00 | \$47.25 | \$49.62 | \$52.10 | \$54.70 | \$7,800 | \$9,482 | 10/01/21 | SCMPEA | Exempt |
| Financial Services Specialist | 917 | \$18.34 | \$19.25 | \$20.22 | \$21.23 | \$22.29 | - | - | 12/25/20 | Temp/PT | Exempt |
| Financial Services Specialist | 917 | \$19.07 | \$20.02 | \$21.02 | \$22.08 | \$23.18 | - | - | 12/24/21 | Temp/PT | Exempt |

(C) Denotes Confidential Class

* Denotes Benchmark Class

** City Manager's Salary is set by Contract

| Job Class | Range | Hourly | | | | | Monthly | | Effective Date B.U. | FLSA |
|---|-------|---------|---------|---------|---------|---------|----------|----------|---------------------|---------|
| | | Step A | Step B | Step C | Step D | Step E | Starting | Ending | | |
| Fire Captain (2,912 annual hours) | 202 | \$28.85 | \$30.29 | \$31.81 | \$33.40 | \$35.07 | \$7,189 | \$8,738 | 10/01/21 | IAFF |
| Fire Chief* | 110 | \$62.05 | - | - | - | \$83.77 | \$10,756 | \$14,520 | 10/01/21 | Unrep |
| Fire Division Chief* | 237 | \$49.38 | \$51.84 | \$54.44 | \$57.16 | \$60.02 | \$8,558 | \$10,403 | 10/01/21 | SCMPEA |
| Fire Engineer (2912 annual hours) | 203 | \$26.45 | \$27.77 | \$29.16 | \$30.62 | \$32.15 | \$6,590 | \$8,010 | 10/01/21 | IAFF |
| Fire Marshal* | 237 | \$49.38 | \$51.84 | \$54.44 | \$57.16 | \$60.02 | \$8,558 | \$10,403 | 10/01/21 | SCMPEA |
| Fleet Mechanic* | 525 | \$24.65 | \$25.88 | \$27.18 | \$28.53 | \$29.96 | \$4,273 | \$5,193 | 10/01/21 | SCEA |
| Housing Manager* | 230 | \$35.99 | \$37.79 | \$39.68 | \$41.67 | \$43.75 | \$6,239 | \$7,583 | 10/01/21 | SCMPEA |
| Housing Specialist I/II-I | 560 | \$25.78 | \$27.07 | \$28.42 | \$29.85 | \$31.34 | \$4,469 | \$5,432 | 10/01/21 | SCEA |
| Housing Specialist I/II-II* | 561 | \$27.06 | \$28.42 | \$29.84 | \$31.33 | \$32.90 | \$4,691 | \$5,702 | 10/01/21 | SCEA |
| Human Resources Administrator* | 242 | \$45.14 | - | - | - | \$60.93 | \$7,824 | \$10,562 | 10/01/21 | Unrep |
| Human Resources Technician (C) | 519 | \$28.36 | \$29.78 | \$31.27 | \$32.83 | \$34.48 | \$4,916 | \$5,976 | 10/01/21 | SCEA |
| IT Services Manager | 270 | \$43.19 | \$45.35 | \$47.62 | \$50.00 | \$52.50 | \$7,486 | \$9,100 | 10/01/21 | SCMPEA |
| Maintenance Worker I/II-I | 565 | \$21.35 | \$22.42 | \$23.54 | \$24.71 | \$25.95 | \$3,700 | \$4,498 | 10/01/21 | SCEA |
| Maintenance Worker I/II-II* | 566 | \$23.48 | \$24.66 | \$25.89 | \$27.18 | \$28.54 | \$4,070 | \$4,947 | 10/01/21 | SCEA |
| Management Analyst I/II-I | 235 | \$34.03 | \$35.73 | \$37.52 | \$39.40 | \$41.37 | \$5,899 | \$7,170 | 10/01/21 | SCMPEA |
| Management Analyst I/II-II* | 236 | \$37.44 | \$39.31 | \$41.28 | \$43.34 | \$45.51 | \$6,490 | \$7,888 | 10/01/21 | SCMPEA |
| Marina & Waterfront Events Manager | 236 | \$37.44 | \$39.31 | \$41.28 | \$43.34 | \$45.51 | \$6,490 | \$7,888 | 10/01/21 | SCMPEA |
| Marketing Manager | 245 | \$34.18 | \$35.88 | \$37.68 | \$39.56 | \$41.54 | \$5,924 | \$7,200 | 10/01/21 | SCMPEA |
| Office Assistant | 509 | \$20.15 | \$21.16 | \$22.21 | \$23.33 | \$24.49 | \$3,493 | \$4,245 | 10/01/21 | SCEA |
| Permit Technician | 519 | \$28.36 | \$29.78 | \$31.27 | \$32.83 | \$34.48 | \$4,916 | \$5,976 | 10/01/21 | SCEA |
| Planning Specialist | 917 | \$18.34 | \$19.25 | \$20.22 | \$21.23 | \$22.29 | - | - | 12/25/20 | Temp/PT |
| Planning Specialist | 917 | \$19.07 | \$20.02 | \$21.02 | \$22.08 | \$23.18 | - | - | 12/24/21 | Temp/PT |
| Police Chief* | 110 | \$60.90 | - | - | - | \$82.21 | \$10,555 | \$14,250 | 10/01/21 | Unrep |
| Police Commander | 255 | \$52.85 | \$55.50 | \$58.27 | \$61.18 | \$64.24 | \$9,161 | \$11,136 | 10/01/21 | SCMPEA |
| Police Evidence and Property Technician I/II - I | 535 | \$21.12 | \$22.18 | \$23.29 | \$24.45 | \$25.68 | \$3,661 | \$4,451 | 10/01/21 | SCEA |
| Police Evidence and Property Technician I/II - II | 536 | \$23.25 | \$24.41 | \$25.63 | \$26.91 | \$28.26 | \$4,029 | \$4,898 | 10/01/21 | SCEA |
| Police Officer Trainee | 906 | - | - | - | \$28.63 | \$30.06 | - | - | 12/25/20 | Temp/PT |
| Police Officer Trainee | 906 | - | - | - | \$28.63 | \$30.06 | - | - | 12/24/21 | Temp/PT |
| Police Officer* | 400 | \$33.22 | \$34.88 | \$36.62 | \$38.46 | \$40.38 | \$5,758 | \$6,999 | 10/01/21 | SCPOA |
| Police Sergeant* | 450 | \$42.17 | \$44.28 | \$46.49 | \$48.81 | \$51.25 | \$7,309 | \$8,884 | 10/01/21 | SCPOA |
| Police Support Services Manager | 270 | \$43.19 | \$45.35 | \$47.62 | \$50.00 | \$52.50 | \$7,486 | \$9,100 | 10/01/21 | SCMPEA |
| Project Manager* | 220 | \$39.31 | \$41.27 | \$43.34 | \$45.50 | \$47.78 | \$6,813 | \$8,282 | 10/01/21 | SCMPEA |
| Public Safety Dispatcher I/II-I | 525 | \$24.65 | \$25.88 | \$27.18 | \$28.53 | \$29.96 | \$4,273 | \$5,193 | 10/01/21 | SCEA |
| Public Safety Dispatcher I/II-II* | 526 | \$26.39 | \$27.71 | \$29.09 | \$30.55 | \$32.08 | \$4,574 | \$5,560 | 10/01/21 | SCEA |
| Public Works & Building Director/City Engineer* | 140 | \$54.54 | - | - | - | \$73.64 | \$9,454 | \$12,763 | 10/01/21 | Unrep |
| Public Works Inspector* | 570 | \$32.19 | \$33.79 | \$35.48 | \$37.26 | \$39.12 | \$5,579 | \$6,781 | 10/01/21 | SCEA |
| Public Works Specialist | 917 | \$18.34 | \$19.25 | \$20.22 | \$21.23 | \$22.29 | - | - | 12/25/20 | Temp/PT |
| Public Works Specialist | 917 | \$19.07 | \$20.02 | \$21.02 | \$22.08 | \$23.18 | - | - | 12/24/21 | Temp/PT |
| Public Works Superintendent* | 265 | \$49.01 | \$51.46 | \$54.04 | \$56.74 | \$59.58 | \$8,496 | \$10,326 | 10/01/21 | SCMPEA |
| Public Works Supervisor* | 222 | \$31.78 | \$33.37 | \$35.03 | \$36.79 | \$38.63 | \$5,508 | \$6,695 | 10/01/21 | SCMPEA |
| Recreation Coordinator | 580 | \$25.13 | \$26.39 | \$27.71 | \$29.10 | \$30.55 | \$4,357 | \$5,295 | 10/01/21 | SCEA |

(C) Denotes Confidential Class

* Denotes Benchmark Class

** City Manager's Salary is set by Contract

| Job Class | Range | Hourly | | | | | Monthly | | Effective Date B.U. | FLSA |
|---|-------|---------|---------|---------|---------|---------|----------|----------|---------------------|---------|
| | | Step A | Step B | Step C | Step D | Step E | Starting | Ending | | |
| Recreation Program Administrative Coordinator | 510 | \$24.08 | \$25.29 | \$26.55 | \$27.88 | \$29.27 | \$4,174 | \$5,074 | 10/01/21 | SCEA |
| Recreation Specialist I | 935 | \$13.60 | \$14.28 | \$14.99 | \$15.74 | \$16.53 | - | - | 12/25/20 | Temp/PT |
| Recreation Specialist I | 935 | \$14.55 | \$15.28 | \$16.05 | \$16.85 | \$17.69 | - | - | 12/24/21 | Temp/PT |
| Recreation Specialist II | 936 | \$14.96 | \$15.71 | \$16.50 | \$17.32 | \$18.19 | - | - | 12/25/20 | Temp/PT |
| Recreation Specialist II | 936 | \$16.01 | \$16.81 | \$17.65 | \$18.53 | \$19.46 | - | - | 12/24/21 | Temp/PT |
| Recreation Specialist III | 937 | \$16.45 | \$17.28 | \$18.14 | \$19.05 | \$20.00 | - | - | 12/25/20 | Temp/PT |
| Recreation Specialist III | 937 | \$17.61 | \$18.49 | \$19.41 | \$20.38 | \$21.40 | - | - | 12/24/21 | Temp/PT |
| Recreation Specialist Supervisor | 939 | \$18.10 | \$19.00 | \$19.95 | \$20.95 | \$22.00 | - | - | 12/25/20 | Temp/PT |
| Recreation Specialist Supervisor | 939 | \$19.37 | \$20.34 | \$21.36 | \$22.43 | \$23.55 | - | - | 12/24/21 | Temp/PT |
| Recreation Supervisor* | 241 | \$27.16 | \$28.52 | \$29.95 | \$31.45 | \$33.02 | \$4,709 | \$5,723 | 10/01/21 | SCMPEA |
| Recreation, Parks & Marina Director* | 140 | \$54.54 | - | - | - | \$73.64 | \$9,454 | \$12,763 | 10/01/21 | Unrep |
| Secretary to City Manager/Deputy City Clerk (C) | 300 | \$29.85 | \$31.34 | \$32.91 | \$34.55 | \$36.28 | \$5,174 | \$6,289 | 10/01/21 | SCMPEA |
| Senior Account Clerk | 508 | \$25.04 | \$26.29 | \$27.60 | \$28.98 | \$30.43 | \$4,340 | \$5,275 | 10/01/21 | SCEA |
| Senior Accountant | 220 | \$39.31 | \$41.27 | \$43.34 | \$45.50 | \$47.78 | \$6,813 | \$8,282 | 10/01/21 | SCMPEA |
| Senior Building Inspector | 220 | \$39.31 | \$41.27 | \$43.34 | \$45.50 | \$47.78 | \$6,813 | \$8,282 | 10/01/21 | SCMPEA |
| Senior Maintenance Worker | 525 | \$24.65 | \$25.88 | \$27.18 | \$28.53 | \$29.96 | \$4,273 | \$5,193 | 10/01/21 | SCEA |
| Senior Management Analyst | 238 | \$41.18 | \$43.24 | \$45.40 | \$47.67 | \$50.06 | \$7,138 | \$8,676 | 10/01/21 | SCMPEA |
| Senior Planner | 238 | \$41.18 | \$43.24 | \$45.40 | \$47.67 | \$50.06 | \$7,138 | \$8,676 | 10/01/21 | SCMPEA |
| Senior Public Safety Dispatcher | 530 | \$29.03 | \$30.48 | \$32.00 | \$33.60 | \$35.28 | \$5,031 | \$6,116 | 10/01/21 | SCEA |
| Youth Services Specialist | 590 | \$29.68 | \$31.16 | \$32.72 | \$34.36 | \$36.08 | \$5,145 | \$6,253 | 10/01/21 | SCEA |

(C) Denotes Confidential Class

* Denotes Benchmark Class

** City Manager's Salary is set by Contract

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HOUSING AUTHORITY AGENDA TRANSMITTAL

MEETING DATE: September 21, 2021

CITY AGENDA ITEM: Housing Authority Board Adoption of Resolution No. 2021-___: A Resolution Of The Housing Authority Board Of The City Of Suisun City Approving The Settlement Agreement And Release Of All Claims Between Ms. Lucia Gillis And The Housing Authority, PLAN JPA Case No. 202104-13293319

FISCAL IMPACT: \$25,000 from the General Fund

STRATEGIC PLAN: Provide Good Governance.

BACKGROUND:

Before the Council is a revised settlement agreement and release of all claims between the Housing Authority and Ms. Lucia Gillis. The original agreement provided for, among other provisions, the issuance of a Section 8 voucher and a payment in the amount of \$40,000. The revised settlement provides for a payment of \$75,000 without the issuance of a voucher.

STAFF REPORT:

Ms. Lucia Gillis filed a complaint with the California Department of Fair Housing and Employment against the Suisun City Housing Authority relating to an incident that occurred on or about September 1, 2020. The allegations underlying this claim were that the Housing Authority denied Ms. Gillis a reasonable accommodation relating to a Section 8 voucher porting application.

The Housing Authority had reached an agreement with Ms. Gillis to settle all claims related to this incident on July 23, 2021, whereby the Housing Authority agreed to make a payment to Ms. Gillis in the amount of \$40,000, and to provide a Section 8 voucher. The settlement agreement also included provisions relating to amending and clarifying the Housing Authorities policies, and providing for additional fair housing training for Housing Authority staff.

Based on subsequent discussions between the parties, the parties mutually agreed to forego having a Section 8 voucher included as part of the settlement. The renegotiated settlement agreement includes a full release of all claims arising out of this incident and means that Ms. Gillis is forever waiving her right to sue the Housing Authority, Greg Folsom, Lisa Bewley, Kathy Lawton, and any other agents, employees and representatives of Suisun City, based on these allegations. Rather than a Section 8 voucher and a payment of \$40,000, Ms. Gillis will receive a payment of \$75,000. The remaining terms relating to amending and clarifying the Housing Authority's policies and staff training remain.

PLAN JPA will issue the payment, but the Housing Authority will pay \$25,000 in self-insured retention. Legal fees paid by the City are applied towards the Housing Authority's \$25,000 self-insured retention. The total amount paid under this settlement by PLAN JPA will, therefore, exceed \$50,000.

PREPARED BY:

REVIEWED AND APPROVED BY:

Elena Gerli, Agency Counsel
Greg Folsom, Executive Director

STAFF RECOMMENDATION: It is recommended that the City Council:

Adopt Resolution No. 2021-___: A Resolution Of The Housing Authority Board Of The City Of Suisun City Approving The Settlement Agreement And Release Of All Claims Between Ms. Lucia Gillis And The Housing Authority, PLAN JPA Case No. 202104-13293319

ATTACHMENTS:

1. Resolution No. 2021 – A Resolution Of The Housing Authority Board Of The City Of Suisun City Approving The Settlement Agreement And Release Of All Claims Between Ms. Lucia Gillis And The Housing Authority, PLAN JPA Case No. 202104-13293319.
2. Attachment 1 to Resolution No. 2021- , Settlement Agreement And Release of All Claims Between Lucia Gillis And The Suisun City Housing Authority, et al.

RESOLUTION NO. 2021-

**A RESOLUTION OF THE HOUSING AUTHORITY BOARD OF THE CITY OF
SUISUN CITY APPROVING THE SETTLEMENT AGREEMENT AND RELEASE OF
ALL CLAIMS BETWEEN MS. LUCIA GILLIS AND THE HOUSING AUTHORITY,
PLAN JPA CASE NO. 202104-13293319**

WHEREAS, Lucia Gillis filed a complaint with the California Department of Fair Housing and Employment against the Suisun City Housing Authority relating to an incident that occurred on or about September 1, 2020.

WHEREAS, the allegations underlying this claim are that the Housing Authority denied Ms. Gillis a reasonable accommodation relating to a Section 8 voucher porting application.

WHEREAS, the Housing Authority reached a settlement agreement and release of all claims with Ms. Gillis dated July 23, 2021, whereby the Housing Authority agreed to make a payment to Ms. Gillis in the amount of \$40,000, and to provide a Section 8 voucher. The settlement agreement also included provisions relating to amending and clarifying the Housing Authorities policies, and providing for additional fair housing training for Housing Authority staff.

WHEREAS, based on subsequent discussions between the parties, the parties mutually agreed to forego having a Section 8 voucher included as part of the settlement.

WHEREAS, the City's risk insurance pool, PLAN JPA, reviewed the claim and has renegotiated the settlement agreement and release of all claims with Ms. Gillis (Settlement Agreement). See Attachment 1.

WHEREAS, the Settlement Agreement includes a full release of all claims arising out of this incident and means that Ms. Gillis is forever waiving her right to sue the Housing Authority, Greg Folsom, Lisa Bewley, Kathy Lawton, and any other agents, employees and representatives of Suisun City, thereon. Rather than a Section 8 voucher and a payment of \$40,000, Ms. Gillis has accepted a payment of \$75,000. The remaining terms relating to amending and clarifying the Housing Authority's policies and staff training remain.

WHEREAS, of the \$75,000 settlement payment, the Housing Authority will pay \$25,000 in self-insured retention. The remaining payment towards the settlement is made by the risk insurance pool, PLAN JPA. Legal fees paid by the City are applied towards the Housing Authority's \$25,000 self-insured retention. The total amount paid under this settlement by PLAN JPA will therefore exceed \$50,000.

NOW, THEREFORE, THE CITY COUNCIL FINDS, RESOLVES, AND ORDERS THE FOLLOWING:

Section 1. The above recitals are true and correct and incorporated herein by reference.

Section 2. The Housing Authority Board hereby authorizes payment of \$75,000 by PLAN JPA in settlement of Ms. Gillis' claim against the Housing Authority. Of the \$75,000 settlement payment, the Housing Authority will pay \$25,000 in self-insured retention. The remaining payment towards the settlement is made by the risk insurance pool, PLAN JPA. Legal fees paid by the Housing Authority are applied towards the Housing Authority's \$25,000 self-insured retention. The Housing Authority's Executive Director is authorized to pay the

1 appropriate contribution to the settlement payment to PLAN JPA in whatever form, either as a
2 contribution or reimbursement.

3 **PASSED AND ADOPTED** at the Regular Meeting of the City Council of the City of
4 Suisun City duly held on Tuesday, the 21st day of September 2021, by the following vote:

5 **AYES:** Council Members: _____
6 **NOES:** Council Members: _____
7 **ABSENT:** Council Members: _____
8 **ABSTAIN:** Council Members: _____

9 **WITNESS** my hand and the seal of said City this 21st day of September, 2021.

10 _____
11 Anita Skinner
12 City Clerk
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ATTACHMENT 1

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**SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS BETWEEN MS.
LUCIA GILLIS AND THE HOUSING AUTHORITY, PLAN JPA CASE NO. 202104-
13293319**

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**SETTLEMENT AGREEMENT AND RELEASE OF ALL CLAIMS BETWEEN
LUCIA GILLIS AND THE SUISUN CITY HOUSING AUTHORITY, ET AL.**

Case Name: Gillis / Suisun City Housing Authority et al.

Case Number: 202104-13293319

HUD Case Number:

Property Address: 701 Civic Center Boulevard, Suisun City CA 94585

Description: Other

No. of Units: 1

This Agreement is made and entered into by and between **Lucia Gillis** (“Complainant”) and **Suisun City Housing Authority, Greg Folsom, Lisa Bewley, Kathy Lawton,** (“Respondent/s”), collectively the “parties.”

1. The parties understand and agree that this Settlement Agreement (“Agreement”) does not constitute an admission of liability or wrongdoing on the part of Respondents, or any of them, or that the facts and circumstances alleged in the complaint of discrimination Complainant filed with the Department of Fair Employment and Housing (DFEH) are true.
- *2. The parties further understand and agree that the confidentiality of the mediation process leading up to this Agreement shall be maintained in full accordance with the provisions of Evidence Code section 1115, et seq., and as provided in the DFEH’s Agreement to Mediate and Confidentiality Agreement signed by the parties.
3. In consideration of the promises of Respondents, and each of them, contained in paragraph 6 of this Agreement, Complainant agrees not to institute or cause to be instituted any action in state or federal court, or before any local, state, or federal governmental entity, that arises out of or reasonably relates in any manner to the alleged unlawful acts and/or omissions of Respondents, or any of them (or any of Respondent’s agents, employees, or representatives) with respect to the above referenced complaint or any other matter relating to or arising out of Complainant’s charge of discrimination.
4. Complainant and Respondents agree that after signing this Agreement, the above-described complaint of discrimination will be administratively closed.
5. Complainant acknowledges that the consideration identified in paragraph (6) of this Agreement is made in full and complete satisfaction of any and all present and prospective claims, demands, actions, causes of action, liabilities, and/or damages of any kind whatsoever claimed by Complainant in connection with the alleged actions or activities that gave rise to the above-referenced complaint, and hereby releases and forever discharges Respondents, and each of them, their agents, employees and representatives from all such claims, demands, actions, causes of action, liabilities, and/or damages.

*Provisions enumerated in this Agreement with an asterisk, i.e., paragraphs 2, 6 (a), 6 (b), 7, 12, 14, 15, 16, 17, 19, 20 and DFEH Representative’s name, job title, and signature are mandatory provisions, which must be included in all Housing Settlement Agreements reached through the DFEH’s Dispute Resolution Division.

Revision Date (02/2021)

555 100830 4817-5436-1595 .v1

*6. In exchange for the promises of Complainant set forth above, Respondents agree to:

A. Monetary Compensation: SCHA will pay Complainant the sum total of Seventy-Five Thousand Dollars (\$75,000) in the form of a business check payable to "Lucia Gillis" and will deliver the check via overnight mail with tracking capability within thirty (30) days of the effective date of this agreement to Fair Housing Advocates of Northern California at the following address: 1314 Lincoln Ave. Suite A, San Rafael, CA 94901. To show compliance with this paragraph, within sixty (60) days of signing this agreement, Respondent shall send a letter confirming compliance with the above terms via private, confidential e-mail to the DFEH Dispute Resolution Division, at DRDReferrals@dfeh.ca.gov.

B. Affirmative Relief:

- i. Policy Changes: SCHA will amend its Administrative Plan in regard to its live-in aid and reasonable accommodation policies as follows:
 - a) SCHA will remove following language from Section 5-II.B. (Determining Family Unit (Voucher) Size) of the SCHA Administrative Plan: "Live-in attendant shall not be granted a separate bedroom when there is another adult in the household capable of assisting" and will replace it with the following language: "Live-in attendants may be provided a separate bedroom; however, no additional bedrooms will be provided for members of the attendant's family."
 - b) SCHA will not require reasonable accommodation requests to be made in writing or in any particular manner and will not charge applicants/participants for providing any forms related to reasonable accommodation requests.
 - c) SCHA will amend all necessary policies, forms, and sections of the SCHA Administrative Plan, including but not limited to Section 5-II.C. (Exception to Subsidy Standards), in order to reflect the following policies in compliance with state and federal fair housing law and the Joint Statement of HUD and DOJ regarding reasonable accommodations:
 1. Reasonable accommodation requests may be made at any time and in any manner (verbal or in writing),
 2. When requesting a reasonable accommodation, the applicant/participant need not use any particular form or mention the Fair Housing Act or use the words "reasonable accommodation."
 3. A person with a disability need not personally make the reasonable accommodation request; the request can be made

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by a family member or someone else who is acting on their behalf.

4. The housing authority may not require a person with a disability to pay extra fees or deposits as a condition of requesting or receiving a reasonable accommodation.
5. If an individual's disability is not obvious or the connection between the disability and the requested accommodation is unclear, the housing authority may request substantiation from a knowledgeable third party (eg: a doctor, therapist or social worker) verifying that the individual is disabled and that the requested accommodation is necessary because of the tenant's disability; however, if the disability and the connection are obvious the housing authority may not request additional documentation.
6. While the housing authority may request verification of a disability and/or the connection between the disability and the requested accommodation, the housing authority may not deny the request or fail to respond to the request because the participant/applicant did not initially supply verification.
7. The housing authority is not entitled to "extraneous information" and may not delay or deny a reasonable accommodation request because an applicant/participant fails to provide additional medical information once sufficient evidence has been provided to verify the disability and the related need for the accommodation.

d) SCHA will specifically amend the following language in the Administrative Plan to comply with the above:

1. Section 5-II.C. (Exception to Subsidy Standards): "The PHA will only consider granting an exception for those who are disabled and need the exception as a reasonable accommodation. The family must request any exception to the subsidy standards in writing within fourteen (14) calendar days of the PHA's determination of family unit size. The request must explain the need or justification for a larger family unit size, and must include appropriate documentation. The PHA must receive third party verification from a doctor, medical professional or social service professional before a medical exception can be granted. The family's continued need for an additional bedroom due to special medical equipment must be re-verified at annual reexamination. The PHA will notify the family of its determination within fourteen (14) calendar days of receiving the family's request. If a participant family's request is denied, the notice will inform the family of their right to request an informal hearing."
2. Section 5-II.E (Voucher Term, Extensions, and Suspensions): "All requests for extensions to the voucher term must be in

*Provisions enumerated in this Agreement with an asterisk, i.e., paragraphs 2, 6 (a), 6 (b), 7, 12, 14, 15, 16, 17, 19, 20 and DFEH Representative's name, job title, and signature are mandatory provisions, which must be included in all Housing Settlement Agreements reached through the DFEH's Dispute Resolution Division.

writing and submitted to the PHA prior to the expiration date of the voucher (or extended term of the voucher).”

- e) To show compliance with this paragraph, within thirty (30) days of signing this agreement, Respondent shall send a draft of the proposed policy changes to Complainant’s attorney at ursula@fairhousingnorcal.org for approval. All policy changes will be effective within 60 days of signing this agreement.
- C. Training: Kathy Lawton-Caesar, Greg Folsom, and Charlynn Murray shall attend two fair housing trainings (lasting at least three hours each) conducted by Fair Housing Advocates of Northern California (FHANC), at Respondent’s expense. The cost of training is \$750 per session to be paid to FHANC on or before the date of each training session. The first training shall take place within three (3) months of the signing of this Agreement and the second training shall take place one (1) year after the first. Trainings will take place via video conference. To show compliance with this paragraph, Respondent shall obtain a certificate from FHANC at the conclusion of each fair housing training session and provide those to the Department within two weeks of each training. The certificates shall be sent via private, confidential e-mail to the DFEH Dispute Resolution Division, at DRDReferrals@dfeh.ca.gov. The requirements under this provision shall not extend past an individual’s cessation of employment with Suisun City.
- D. Compliance with Fair Housing Laws: Respondent shall abide by all state and federal laws prohibiting discrimination on the basis of disability, or membership in any other class protected under federal or state law.

Within thirty (30) days, unless timing indicated otherwise, Respondents will send a letter confirming compliance with the above terms via private, confidential e-mail to the DFEH Dispute Resolution Division, at DRDReferrals@dfeh.ca.gov.

- *7. Complainant and Respondents mutually agree that this Agreement is a public document. Nothing in this Agreement shall prevent, impede or interfere with the disclosure of the existence of settlement or the factual information related to the underlying administrative complaint filed with DFEH.
- 8. The parties agree that the provisions of this Agreement are contractual and not mere recitals.
- 9. Each party, in signing this Agreement, warrants they have the authority to bind the entity or individual on whose behalf the party has signed.
- 10. The parties understand and agree that this Agreement constitutes the sole Agreement between the parties regarding the above-described complaint of discrimination and that, in signing this Agreement, the parties have not relied on any other promises, inducement, or representations, other than as expressly set forth herein, in deciding to sign this Agreement. This Agreement constitutes the sole Agreement between the parties as to the above-described complaint of discrimination and may only be modified in a writing signed by all parties.

*Provisions enumerated in this Agreement with an asterisk, i.e., paragraphs 2, 6 (a), 6 (b), 7, 12, 14, 15, 16, 17, 19, 20 and DFEH Representative’s name, job title, and signature are mandatory provisions, which must be included in all Housing Settlement Agreements reached through the DFEH’s Dispute Resolution Division.

11. If any provision of this Agreement is held to be invalid and/or unenforceable, the Agreement shall be considered as if the invalid and/or unenforceable portion did not exist, with all remaining portions considered valid and enforceable.
- *12. The parties agree and understand that if any Respondent defaults in its obligations under this Agreement, in whole or in part, the DFEH has the authority to file a civil action against that Respondent to enforce this Agreement in court or to reopen the complaint as to that Respondent, continue its investigation, and pursue the complaint to the full extent of the DFEH's statutory powers.
13. Respondents acknowledge their affirmative duty under the Fair Employment and Housing Act (FEHA) not to discriminate, and that it is unlawful to retaliate against any person because that person has made a complaint, testified, assisted, or participated in any manner in a proceeding under the FEHA.
- *14. In signing this Agreement, the parties agree, understand, and intend that this Agreement shall be binding and enforceable as permitted under law.
- *15. Should any party fail to comply with its obligations under this Agreement, in whole or in part, in any action or proceeding brought to enforce the provisions of this Agreement, the prevailing party shall be entitled to reasonable attorney's fees and costs.
- *16. In signing this Agreement, Complainant and each Respondent acknowledge that neither the mediator nor the DFEH or any of its agents or employees has served as an attorney or a tax advisor to Complainant or to any Respondents. Complainant and Respondents further acknowledge that each has the right to consult with an attorney, to seek tax advice, and to review this Agreement with an attorney and/or tax consultant, prior to signing.
- *17. This Agreement shall be interpreted under the laws of the State of California.
18. In signing this Agreement, Complainant hereby waives any rights that Complainant has, or after signing this Agreement may have, as set forth under Civil Code section 1542, which provides as follows:

A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release and that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.
- *19. This Agreement may be signed in counterparts, each of which shall be deemed to be an original, and all of which taken together shall constitute one and the same agreement. Faxed, electronic and/or email signatures shall be acceptable signatures for purposes of binding the parties to the terms of this Agreement.
- *20. By their respective signatures, Complainant and each Respondent acknowledge that: 1) they have carefully read and fully understand all the provisions of this Agreement; 2) they are voluntarily entering into this Agreement with full knowledge of the rights they may be waiving; 3) they have entered into this Agreement based on their own judgment; and 4) they have not relied upon any representations or promises not contained in this Agreement.

*Provisions enumerated in this Agreement with an asterisk, i.e., paragraphs 2, 6 (a), 6 (b), 7, 12, 14, 15, 16, 17, 19, 20 and DFEH Representative's name, job title, and signature are mandatory provisions, which must be included in all Housing Settlement Agreements reached through the DFEH's Dispute Resolution Division.

Dated: _____

Lucia Gillis
Complainant Name (Print)

Complainant's Signature

Dated: _____

Ursula Lindsey, Representative for Complainant

Complainant Representative's Signature (as to form)

Dated: _____

Suisun City Housing Authority
Respondent Name & Job Title (Print)

Respondent's Signature

Dated: _____

Greg Folsom, Exec. Dir. of Suisun City Housing Authority
Respondent Name & Job Title (Print)

Respondent's Signature

Dated: _____

Kathy Lawton-Caesar, Housing Manager
Respondent Name & Job Title (Print)

Respondent's Signature

Dated: _____

Elena Gerli, Counsel for Housing Authority

Counsel's Signature (as to form)

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MINUTES

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

AND HOUSING AUTHORITY

TUESDAY, JULY 20, 2021

5:30 P.M.

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), and Executive Order released on March 12, 2020, the following Council/Successor Agency/Housing Authority meeting includes teleconference participation by: Council/Board Members Jane Day, Michael Hudson, Wanda Williams, Mayor Pro Tem Alma Hernandez, and Mayor Lori Wilson. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

PER CITY POLICY, MEMBERS OF THE PUBLIC ARE REQUIRED TO WEAR FACE MASKS WHILE IN CITY FACILITIES IF NOT FULLY VACINATED. IF YOU DO NOT HAVE A FACE MASK, ONE WILL BE PROVIDED FOR YOU.

THE CITY COUNCIL HAS RESUMED IN-PERSON MEETINGS IN ADDITION TO ZOOM. A LIMITED NUMBER OF SEATS ARE AVAILABLE, TO RESERVE A SEAT PLEASE CONTACT THE CITY CLERK AT clerk@suisun.com OR 707 421-7302.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 949 2840 1165

CALL IN PHONE NUMBER: (707) 438-1720

TO VIEW TONIGHT'S MEETING ON SUISUN WEBSITE, LIVESTREAM

(URL: <https://www.suisun.com/government/meeting-video/>)

REMOTE PUBLIC COMMENT IS AVAILABLE FOR THE CITY COUNCIL MEETING

BY EMAILING CLERK@SUISUN.COM (PRIOR TO 4pm) OR

VIA WEBSITE OR PHONE APPLICATION, ZOOM

*(If attending the meeting via phone press *9 to raise your hand and *6 to unmute/mute for public comment.)*

ROLL CALL

Mayor Wilson called the meeting to order at 5:32 pm with the following Council Members present:

PRESENT: Hernandez, Williams, Wilson

ABSENT: Day, Hudson

CONFLICT OF INTEREST NOTIFICATION None

(Any items on this agenda that might be a conflict of interest to any Councilmembers/Boardmembers should be identified at this time.)

PUBLIC COMMENT None

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the

City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

CLOSED SESSION

Pursuant to California Government Code Section 54950 the Suisun City Council will hold a Closed Session for the purpose of:

City Council

1. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency negotiator: City Manager

Employee organizations:

SCPOA (Suisun City Police Officers Association).

2. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Gov't Code Section 54956.9(d)(2), (e)(2): (1 potential case).

Housing Authority

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant Section 54956.9(d)(2), (e)(2): (1 potential case).

The anticipated litigation is based on a DFEH complaint by Lucia Gillis against the Suisun City Housing Authority, dated April 23, 2021.

Council entered into Closed Session at 5:35pm.

CONVENE OPEN SESSION 6:38pm

City Attorney Gerli gave details for a settlement reached for Item #3, litigation of a DFEH complaint by Lucia Gillis against the Suisun City Housing Authority.

PUBLIC COMMENT

George Guynn commented he did not realize emailed comments needed to be received by 4pm. He further commented that if the City got out of the socialist housing program and left housing to the private sector Items 2 & 3 would probably be unnecessary.

ADJOURNMENT

There being no further business the meeting was adjourned at 6:52pm.

Anita Skinner, City Clerk



CITY COUNCIL
Lori Wilson, Mayor
Alma Hernandez, Mayor Pro-Tem
Jane Day
Michael J. Hudson
Wanda Williams

MINUTES

**REGULAR MEETING OF THE
SUISUN CITY COUNCIL
SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY,
AND HOUSING AUTHORITY
TUESDAY, JULY 20, 2021
6:30 P.M.**

SUISUN CITY COUNCIL CHAMBERS -- 701 CIVIC CENTER BOULEVARD -- SUISUN CITY, CALIFORNIA

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BY EMAILING CLERK@SUISUN.COM (PRIOR TO 6pm) OR
VIA WEBSITE OR PHONE APPLICATION, ZOOM*

*(If attending the meeting via phone press *9 to raise your hand and *6 to unmute/mute for public comment.)*

(Next Ord. No. – 787)

(Next City Council Res. No. 2021 – 64)

Next Suisun City Council Acting as Successor Agency Res. No. SA2021 - 02)

(Next Housing Authority Res. No. HA2021 – 02)

DEPARTMENTS: AREA CODE (707)

ADMINISTRATION 421-7300 ■ PLANNING 421-7335 ■ BUILDING 421-7310 ■ FINANCE 421-7320

FIRE 425-9133 ■ RECREATION & COMMUNITY SERVICES 421-7200 ■ POLICE 421-7373 ■ PUBLIC WORKS 421-7340

SUCCESSOR AGENCY 421-7309 FAX 421-7366

ROLL CALL

Mayor Wilson called the meeting order at 6:52pm with the following Council Members present:

PRESENT: Day, Hernandez, Williams, Wilson

ABSENT: Hudson

Pledge of Allegiance was led by Vice Mayor Hernandez

Invocation was given by City Manager Greg Folsom

CONFLICT OF INTEREST NOTIFICATION None

(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)

REPORTS: (Informational items only)

1. City Manager/Executive Director/Staff
 - a. Folsom reported Covid numbers is increasing again and a number of surrounding counties have gone back to requiring masks be worn in doors again.
 - b. Introduced new Suisun City Employee: Nouae Vue, Public Works Director/City Engineer. Mr. Vue commented that he was looking forward to the opportunity of working with Council and staff. Council welcomed him.

PRESENTATION/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

City Council

2. Proclamations Presented - (Wilson: lwilson@suisun.com).
 - a. Presentation of Proclamation to Recreation, Parks and Marina Department Recognizing July 2021 as Parks and Recreation Month.
Mayor Wilson read the Proclamation. Council Member Williams presented the Proclamation to RPMA Commissioners, Lorraine Meeks, Michelle Chavez, Sean Riscoe, Princess Washington and Tyler Wilson. Vice Chair Meeks thanked the Council
3. Mayoral Appointment of Planning Commissioner – (Wilson: lwilson@suisun.com).
Mayor Wilson deferred the appointments to August 17th and two positions are still open for community members to apply.
4. Housing Authority Programs Update – (Lawton: klawton@suisun.com).
Kathy Lawton presented the update on Project Roomkey which is funded through CAP Solano and Joint Powers Authority and Resource Connect Solano. The Suisun City Housing Authority Waitlist which closed October, 2019 will reopen before the end of the calendar year.

CONSENT CALENDAR

Consent calendar items requiring little or no discussion may be acted upon with one motion.

City Council

5. Council Adoption of Resolution No. 2021-65: Approving the Debt Service Rate for the North Bay Aqueduct Bond Issue for Fiscal Year 2021-22 - (Deol: ideol@suisun.com).

6. General Tax Oversight (Measure S) Committee Annual Update (Deol: ideol@suisun.com).
 - a. Council Accept the Annual Update of the General Tax Oversight Committee on Fiscal Year (FY) 2019- 20 Measure S Activity: and
 - b. Council Adoption of Resolution No. 2021-66: Accepting the Measure S General Transaction and Use Tax Audit for the Year Ended June 30, 2020
7. Council Adoption of Resolutions Approving Labor Memorandum of Understandings – (Penland: cpenland@suisun.com).
 - a. Council Adoption of Resolution No. 2021-67: Approving the Memorandum of Understanding (MOU) with the Suisun City Employees’ Association (SCEA) and Authorizing the City Manager to Execute it on Behalf of the City; and
 - b. Council Adoption of Resolution No. 2021-_68: Approving the Memorandum of Understanding (MOU) with the Suisun City Management and Professional Employees’ Association (SCMPEA) and Authorizing the City Manager to Execute it on Behalf of the City.
8. Council Adoption of Resolution No. 2021-69: Approving the Schedule of Benefits for Unrepresented Employees, Authorizing the City Manager to Administer it on Behalf of the City – (Penland: cpenland@suisun.com).
9. Council Adoption of Resolutions Establishing the Job Classifications of Police Evidence and Property Technician I/II and Amending the City of Suisun City Salary Schedule – (Penland: cpenland@suisun.com).
 - a. Council Adoption of Resolution No. 2021-70: Establish the Police Evidence and Property Technician I/II Job Classifications; and
 - b. Council Adoption of Resolution No. 2021-71: Amending the City of Suisun City Salary Schedule to Incorporate Negotiated Items from the Labor Agreements and Establish a Salary for Police Evidence and Property Technician I/II.
10. Council Adoption of Resolution No. 2021-72: A Resolution of the City Council of the City of Suisun City Submitting a Resolution for Consideration by the General Assembly of the League of California Cities Calling for the League to Urge Congress to Introduce Legislation that would Establish a Fundamental Human Right to Housing – (Folsom: gfolson@suisun.com).

Council Member Day pulled Item #10.

ITEMS #5- #9

Motion by Council Member Williams to approve Items #5 - #9 and seconded by Council Member Day. Motion passed by the following vote:

AYES: Day, Hernandez, Williams, Wilson

NOES: None

ABSENT: Hudson

ITEM #10

Clarifying questions by Council Member Williams and Council Member Day.

PUBLIC COMMENT:

George Guynn voiced concerns that this item is going more towards rent control.

Mayor Wilson explained this is not about rent control but a shared value statement and a request to the League of California Cities for lobbying efforts to get federal funding directly to cities so cities can address their problems.

Motion by Council Member Williams to approve Item #10 and seconded by Vice Mayor Hernandez. Motion passed by the following vote:

AYES: Hernandez, Williams, Wilson

NOES: Day

ABSENT: Hudson

PUBLIC COMMENTS

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

Richard Giddings commented on public safety concerns; hit & run victim, driver identified but Police would not arrest perpetrator; other incidents happening but there is no equal justice.

Council took a 5-minute recess. When reconvened Mayor Wilson reminded everyone to have respect and proper decorum during public meetings.

Steve Olry commented on the Blossom Avenue apartment development; if complex was cancelled could put in commercial which could create huge revenue for the City.

George Guynn commented about speaker cards that he filled out at the last meeting but was only acknowledge for one; the Brown Act does require speaker cards; Council needs to be more courteous to the public.

Clerk read two email comments:

Dave Casey served as a Scanner under former Police Chief Ron Forsythe. He asked why the city does not have a nice sign on Highway 12; Can we get an electric billboard to post the welcome to Suisun City and the event we hold here? The big sign at Highway 12 and Marina is a perfect location and high enough to say "Welcome to Suisun City". A response would be appreciated.

Michelle Chavez aske for assistance to cure issues and improve Humphrey Drive; future improvement and overall beautification; has written to Code Enforcement and Public Works; listed numerous issues in the area and gave suggestions on what could possibly be done.

Donna LeBlanc commented that the minutes of the Council meetings should be provided in a timelier manner.

Mayor Wilson asked Police Chief Roth to reply to some of the concerns, explained comment cards and asked staff to follow-up.

PUBLIC HEARINGCity Council

11. Membership of California Municipal Finance Authority (CMFA) and Use of the Bond Opportunities for Land Development (BOLD) Program – (Kearns: jkearns@suisun.com).
- a. Council Resolution No. 2021-73: Approving, Authorizing, and Directing City Manager Execution of a Joint Exercise of Powers Agreement Relating to the California Municipal Finance Authority.
 - b. Council Resolution No. 2021-74: Authorizing Use of the Bond Opportunities for Land Development (BOLD) Program; Authorizing the California Municipal Finance Authority to Accept Applications from Property Owners, Conduct Proceedings and Levy Special Taxes Within the Territory of the City of Suisun City Pursuant to the Mello-Roos Community Facilities Act of 1982, as amended; and Authorizing Related Actions.

Mr. Folsom presented staff report as provided in the packet.

Mayor Wilson opened the Public Hearing.

George Guynn as long as the city is doing well economically program may generate more costs than revenue.

Donna LeBlanc clarified her understanding of the agreement; will tax then get passed on to those renting; could hypothetical be given to help her and the public better understand.

Hearing no further comments Mayor Wilson closed the Public Hearing.

Ralph Holmes, Underwriter with Piper-Sandler answered public and Council questions.

Motion by Council Member Williams to adopt Resolutions No. 2021-73 and No. 2021-74 and seconded by Vice Mayor Hernandez. Motion passed by the following vote:

AYES: Day, Hernandez, Williams, Wilson

NOES: None

ABSENT: Hudson

12. Council Resolution No. 2021-75: Authorizing the City to Join the Statewide Community Infrastructure Program (SCIP); Authorizing the California Statewide Communities Development Authority (CSCDA) to Accept Applications from Property Owners, Conduct Special Assessment Proceedings and Levy Assessments and Special Taxes and to Form Assessment Districts and Community Facilities Districts Within the Territory of the City of Suisun City; Embodying a Joint Community Facilities Agreement Setting Forth the Terms and Conditions of Community Facilities District Financings; Approving Form of Acquisition Agreement for Use When Applicable; and Authorizing Related Actions – (Kearns: jkearns@suisun.com).

Mr. Folsom presented the staff report and power point as provided in the packet.

James Hamill, Managing Director with California Statewide Communities Development Authority was present to answer questions.

Mayor Wilson opened the Public Hearing

George Guynn commented he did not have issue as long as homeowners know ahead of time

that there will be additional fees so they can go elsewhere where there are no fees; Mello Roos in Montebello was voted down and if the people don't want it that should be the end of it.

Donna LeBlanc commented that the Background in the staff report stated the SCIP was expanded to include financing of public capital improvements directly in addition to just fees; does that apply to existing properties or only on new development?

There being no further comments the Public Hearing was closed.

Mr. Folsom and Mr. Hamill answered public concerns.

Motion by Vice Mayor Hernandez to adopt Resolution No. 2021-75 and seconded by Council Member Williams. Motion passed by the following vote:

AYES: Day, Hernandez, Williams, Wilson

NOES: None

ABSENT: Hudson

GENERAL BUSINESS

City Council

13. Council Adoption of Resolution No. 2021-76: A Resolution of the City Council of the City of Suisun City Approving Funding Plan for Solano Transportation Authority/City Joint Parking Lot – (Folsom: gfolson@suisun.com)

Mr. Folsom presented the staff report as provided in the packet.

Daryl Halls, STA was present to answer questions.

PUBLIC COMMENTS

Steve Olry asked who was responsible for parking lot security or pay for the extra demand of the Police Department?

George Guynn concerned about security; expenses going out no revenue coming in; feels there should be a better deal on repayment.

Donna LeBlanc asked if solar panels and electric charging stations are in the original design plan as any future changes will be a 50/50 split between the City and STA.

Motion by Council Member Williams to adopt Resolution No. 2021-76 with an extension option at the 3-year mark of the agreement and seconded by Vice Mayor Hernandez.

Motion passed by the following vote:

AYES: Day, Hernandez, Williams, Wilson

NOES: None

ABSENT: Hudson

14. Council Adoption of Resolution No. 2021-77: A Resolution of the City Council of the City of Suisun City Approving Transportation Development Act Fund Allocations – (Folsom: gfolson@suisun.com)

Mr. Folsom presented the staff report as provided in the packet.

PUBLIC COMMENT

Donna LeBlanc concerned if the City does not have the funds to pay for FAST what happens to the bus service, in particular for the kids that need to service to get to school.

Diane Feinstein, City of Fairfield answered questions from the public and Council.

Motion by Vice Mayor Hernandez to adopt Resolution No. 2021-77 and seconded by Council Member Williams. Motion passed by the following vote:

AYES: Day, Hernandez, Williams, Wilson

NOES: None

ABSENT: Hudson

REPORTS: (Informational items only)

15. Council Updates

a. Council/Boardmembers

Council Member Day commented on the excessive fireworks last couple of days. Chief Roth stated to please call dispatch and will try to do extra patrols.

Council Member Williams reported illegal dumping on Cordelia Road. She received an email for dumping in McCoy Creek by bridge along Highway 12; attended the Flood Walk which was very informative about sea level rising in Suisun through Sustainable Solano and had attendees from Benicia and Vacaville; pathway behind the Fairfield-Suisun Treatment Plant there is a homeless encampment; Adopt a Neighborhood will be doing work on Bella Vista and Walters Road on July 29th; Fire and Preparation Community Safety meeting at 6:30pm on July 29th at the Suisun City Veteran's Hall on Main Street; attended the Resource Fair which was very nice.

Vice Mayor Hernandez commented that Council Member Williams stopped by the Suisun City Community Resource Fair and thanked Mayor Wilson for her support and encouragement. Co-hosted with Solano Hispanic Chamber of Commerce, NAACP, Catholic Charities, Sutter Health and Solano Public Health to provide a vaccine clinic and rental assistance. Commented on the relief of stress of those attending knowing that there was help for whatever issues they were facing. Attended the Veterans of Foreign Affairs Breakfast; received questions about garbage and dumping and you should contact pwm@suisun.com; Republic Services have vouchers for taking items to the dump but you must contact them directly for those vouchers.

b. Mayor

Mayor Wilson thanked Council Member Williams and Vice Mayor Hernandez for keeping watch while she was out of town; July 24th from 9-11 am the Clean Team will be in the downtown area with Grizzly Kayak and will meet at visitor's dock. Council approved Item #13 and addition design work will need to be done creating an ad hoc to work with staff and those members will be Mayor Wilson and Council Member Williams.

16. Non-Discussion Items

Mr. Folsom stated there will be a leak repair at Sunset and Railroad tomorrow, July 21 from 7am to 3 pm with some road closures.

ADJOURNMENT

There being no further business the meeting was adjourned at 10:48pm

Anita Skinner, City Clerk

MINUTES

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

TUESDAY, AUGUST 3, 2021

5:00 P.M.

HALL PARK – 600 BLOCK OF PINTAIL DRIVE, SUISUN CITY, CALIFORNIA

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), and Executive Order released on March 12, 2020, the following Council/Successor Agency/Housing Authority meeting includes teleconference participation by: Council/Board Members Jane Day, Michael Hudson, Wanda Williams, Mayor Pro Tem Alma Hernandez, and Mayor Lori Wilson. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

ZOOM MEETING INFORMATION:

WEBSITE: <https://zoom.us/join>

MEETING ID: 832 6041 5223

CALL IN PHONE NUMBER: (707) 438-1720

*REMOTE PUBLIC COMMENT IS AVAILABLE FOR THE CITY COUNCIL MEETING
BY EMAILING CLERK@SUISUN.COM (PRIOR TO 4pm) OR
VIA WEBSITE OR PHONE APPLICATION, ZOOM*

*(If attending the meeting via phone press *9 to raise your hand and *6 to unmute/mute for public comment.)*

ROLL CALL

Mayor Wilson called the meeting to order at 5:16 pm with the following Council Members present:

PRESENT: Hernandez, Hudson, Williams, Wilson

ABSENT: Day

Pledge of Allegiance was let by Commander Darrol Prill, VFW Post 2333

Invocation was given by Pastor Patricia Phillips, Liberty Church Suisun City

CONFLICT OF INTEREST NOTIFICATION

(Any items on this agenda that might be a conflict of interest to any Councilmembers / Boardmembers should be identified at this time.)

PRESENTATION/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

1. Proclamations Presented - (Wilson: lwilson@suisun.com).
 - a. Presentation of Proclamation to Suisun City Police Chief Roth, and Majors Bob and Joanne Louangamath of The Salvation Army Kroc Center, Proclaiming August 3, 2021 as “National Night Out.”

Mayor Wilson stated that Majors Louangamath unfortunately were unable to attend. In their place to receive the proclamation were Ron Kinney, Center Director and Darren Holmes, Marketing Manager. Mayor Wilson read the proclamation which was presented by Vice Mayor Hernandez.

2. Certificate of Mayoral Recognition - Not Presented - (Wilson: lwilson@suisun.com).

- a. Certificate of Mayoral Recognition to Majors Randy and Tracie Hartt recognizing their leadership during the tenure as Directors of The Salvation Army Kroc Center.

Mayor Wilson stated that Majors Hartt unfortunately were unable to attend. Mayor Wilson read the Certificate which was presented to Mr. Kinney on their behalf.

PUBLIC COMMENTS NONE

(Request by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3. Comments are limited to no more than 3 minutes unless allowable by the Mayor/Chair. Speaker cards are available on the table near the entry of the meeting room and should be given to the City Clerk. By law, no prolonged discussion or action may be taken on any item raised during the public comment period, although informational answers to questions may be given and matters may be referred for placement on a future agenda.)

ADJOURNMENT

Mayor Wilson encouraged those in attendance to stay and enjoy the National Night Out activities.

There being no further business the meeting was adjourned at 5:25pm

Anita Skinner, City Clerk