

CITY COUNCIL
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

SPECIAL MEETING OF THE HOUSING AUTHORITY OF THE CITY OF SUISUN CITY WEDNESDAY, AUGUST 3, 2022 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 in accordance with the provisions of SB 361 (2021), 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. Teleconference locations are on file at City Hall, 701 Civic Center Blvd., Suisun City, CA 94585.

FACE MASKS ARE RECOMMENDED FOR MEMBERS OF THE PUBLIC 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: 839 7347 3481

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

Board Members

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.)

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

PUBLIC COMMENT

(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 Housing Authority will hold a Closed Session for the purpose of:

Housing Authority**1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to California Government Code Section 54956.8., the Suisun City Housing Authority will hold a Closed Session for the purpose of Conference with Real Property Negotiator.

Property Under Negotiation: Assessor's Parcel Numbers 0032-101-420 and 0032-102-160.

Negotiating Party: City Manager

Parties Negotiating With: Harbor Park LLC

Under Negotiations: Terms and payment

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

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 - 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 was posted and available for review, in compliance with the Brown Act.

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A G E N D A

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

WEDNESDAY, AUGUST 3, 2022

6:00 P.M.

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

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(Next Ord. No. – 796)

(Next City Council Res. No. 2022 – 113)

Next Suisun City Council Acting as Successor Agency Res. No. SA2022 - 04)

(Next Housing Authority Res. No. HA2022 – 02)

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ROLL CALL

Council Members
Pledge of Allegiance
Invocation

CONFLICT OF INTEREST NOTIFICATION

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REPORTS: (Informational items only)

1. City Manager/Executive Director/Staff

PRESENTATION/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

PUBLIC COMMENTS

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COUNCIL COMMENTS

2. Council Member Updates

CONSENT CALENDAR

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

City Council

3. Council Consideration and possible action to adopt Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the use of remote teleconference meeting procedures by the City's legislative bodies, as authorized by government code section 54953(e) *et seq.*, through September 3, 2022 – (Folsom: gfolson@suisun.com).

PUBLIC HEARING NONE**GENERAL BUSINESS**

4. Presentation of Alternative Improvement Options for the Highway 12 Improvements Project – (Vue: nvue@suisun.com).

REPORTS: (Informational items only)

5. Non-Discussion Items

ADJOURNMENT

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AGENDA TRANSMITTAL

MEETING DATE: August 3, 2022

CITY AGENDA ITEM: Council Consideration and possible action to adopt Resolution No. 2022-__: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the use of remote teleconference meeting procedures by the City's legislative bodies, as authorized by government code section 54953(e) *et seq.*, through September 3, 2022.

FISCAL IMPACT: None.

STRATEGIC PLAN: Provide Good Governance.

BACKGROUND: A number of laws have changed since the beginning of the COVID pandemic related to the Brown Act as it relates to teleconferenced public meetings, both from Governor Newsom's Executive Orders and recently from the enactment of Assembly Bill 361, which took effect October 1, 2021, allowing continued remote teleconference meetings without traditional Brown Act compliance, provided certain findings can be made related to the ongoing state of emergency and subject to adherence to certain new noticing and public participation requirements.

The City, as all public agencies in California, must invoke and adhere to AB 361 and its modifications on certain elements of remote public meetings, or else revert to traditional Brown Act compliance. The major change associated with continuing remote meetings under AB 361 is that the public must now be allowed to make comments in real-time during the public comment period, either telephonically or electronically (such as by Zoom). No physical location for public comment need be provided.

The other major change was that all public agencies, if they want to continue to conduct public meetings remotely, must adopt a resolution every 30 days making the findings of necessity to do so and affirming the measures in place to allow remote public comments by the public.

On October 19, 2021 the City of Suisun City passed a resolution proclaiming that a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) *et seq.*, for the initial period of October 19, 2021 through November 18, 2021.

STAFF REPORT: This is a recurring resolution, after 30 days following the initial invocation of AB 361, continued reliance on AB 361 for subsequent meetings requires the following:

1. Either the "state of emergency" must remain active, or state or local officials have imposed or recommended measures to promote social distancing; and
2. No later than 30 days after teleconferencing for the first time under AB 361 rules, and every 30 days thereafter, the legislative body, by majority vote, finds that it has

PREPARED/APPROVED BY:

Greg Folsom, City Manager

reconsidered the circumstances of the state of emergency and at least one of the following circumstances exist:

- The state of emergency continues to impact the ability of the members to meet safely in person; or
- State or local officials continue to impose recommended measures to promote social distancing

Continued reliance on AB 361 will require adoption of a new resolution making the required findings every 30 days.

STAFF RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2022- ____: A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) et seq., through September 3, 2022.

ATTACHMENTS:

1. Resolution 2022-____ A Resolution of the City Council of the City of Suisun City proclaiming a local emergency persists and authorizing the transition to use of remote teleconference meeting procedures by City's the legislative bodies, as authorized by government code section 54953(e) et seq., through September 3, 2022.

RESOLUTION NO. 2022-

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN
CITY PROCLAIMING A LOCAL EMERGENCY PERSISTS AND
AUTHORIZING THE TRANSITION TO USE OF REMOTE
TELECONFERENCE MEETING PROCEDURES BY CITY'S THE
LEGISLATIVE BODIES, AS AUTHORIZED BY GOVERNMENT
CODE SECTION 54953(E) *ET SEQ.*, THROUGH SEPTEMBER 3, 2022.**

WHEREAS, the City Council of the City of Suisun City is committed to preserving and nurturing public access, transparency, observation and participation in its meetings and the meetings of each of its legislative bodies; and

WHEREAS, all meetings of the City's legislative bodies are open and public, as required by the Ralph M. Brown Act, codified as Government Code sections 54950 *et seq.*, so that any member of the public may attend, participate, and observe the City's legislative bodies conduct their business; and

WHEREAS, the Brown Act, as amended by Assembly Bill 361 (2021), amending Government Code section 54953(e) *et seq.*, allows for remote teleconferencing observation and participation in meetings by members of a legislative body and members of the public, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, the initial required condition is a declaration of a state of emergency by the Governor pursuant to the California Emergency Services Act, Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state and within the boundaries of the City, as provided in Government Code section 8558; and

WHEREAS, on March 4, 2020, pursuant to Government Code Section 8625, Governor Newsom declared the existence of a state of emergency for the State of California, in response to the outbreak of respiratory illness due to a novel coronavirus (a disease now known as COVID-19); and

WHEREAS, on March 16, 2020, the City's Director of Emergency Services declared a local emergency for the City pursuant to Chapter 2.32 of the Suisun City Municipal Code, finding that conditions of extreme peril to the safety of persons and property have arisen within the City as a result of the COVID-19 virus and that these conditions are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City; and

WHEREAS, on March 17, 2020, the City Council adopted Resolution No. 2020-40, ratifying the Director of Emergency Services' declaration of local emergency; and

WHEREAS, Government Code section 54953(e) further requires that state or local officials have imposed or recommended measures to promote social distancing; or, the legislative body of the City finds that meeting in person would present imminent risk to the health and safety of attendees; and

1 **WHEREAS**, the Council hereby finds that such emergency conditions now exist in
2 the City, such that meeting in person for the meetings of the legislative bodies of the City
3 would present imminent risk to the health and safety of attendees as a result of the increased
4 risk of the spread of the COVID-19 virus among those in attendance; and

5 **WHEREAS**, the Council hereby finds that the state of emergency due to the COVID-
6 19 virus and the conditions related thereto has caused, and will continue to cause, conditions
7 of extreme peril to the safety of persons within the City that are likely to be beyond the
8 control of services, personnel, equipment, and facilities of the City, and thereby affirms,
9 authorizes, and proclaims that the existence of a local emergency persists throughout the City,
10 and ratifies the proclamation of state of emergency by the Governor of the State of California;
11 and

12 **WHEREAS**, the Council hereby finds that, as a consequence of the existing local
13 emergency, the legislative bodies of the City shall conduct their meetings without compliance
14 with Government Code section 54953(b)(3), and shall instead comply with the remote
15 teleconference meeting requirements as authorized by Government Code section 54953(e) *et*
16 *seq.*; and

17 **WHEREAS**, the Council affirms that it will allow for observation and participation by
18 Councilmembers and the public by allowing limited in-person attendance, as well as allowing
19 public participation and comment in real time via Zoom or by telephone, in an effort to
20 protect the constitutional and statutory rights of all attendees.

21 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUISUN CITY**
22 **FINDS, RESOLVES, AND ORDERS AS FOLLOWS:**

23 Section 1. The Recitals set forth above are true and correct and are incorporated herein
24 Resolution by reference.

25 Section 2. The Council hereby recognizes and affirms the existence and conditions of
26 a state of emergency as proclaimed by the Governor, the existence of emergency conditions in
27 the City, and affirms, authorizes, and proclaims that the existence of a local emergency
28 persists throughout the City.

29 Section 3. The Council hereby ratifies the Governor of the State of California's
30 Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

31 Section 4. Further, the Council finds that holding the meetings of the City's legislative
32 bodies in person with no limitations to attendance would present imminent risk to the health
33 and safety of attendees as a result of the increased risk of the spread of the COVID-19 virus
34 among those in attendance, as required by Government Code section 54953(e) *et seq.*

35 Section 5. The City Manager and legislative bodies of the City are hereby authorized
36 and directed to take all actions necessary to carry out the intent and purpose of this Resolution
37 including, conducting open and public meetings in accordance with Government Code section
38 54953(e) and other applicable provisions of the Brown Act.

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AGENDA TRANSMITTAL

MEETING DATE: August 3, 2022

CITY AGENDA ITEM: Presentation of Alternative Improvement Options for the Highway 12 Improvements Project.

FISCAL IMPACT: The State Route Highway 12 Improvements Project (Project) has a budget of \$2,360,500 and is included within the Fiscal Year 2022-23 budget. This includes a grant award of \$2.15M for construction and a “matching” amount of \$215,000 for design work. Matching funds will be allocated from Measure S funds (Fund 012-1912-85115) to repay STA, who has agreed to loan the City the estimated \$215,000 required to complete the design portion of this Project. Grant funds do not cover the design portion of this Capital Improvement Project (CIP). Additionally, Solano Transportation Authority (STA) will manage and execute the design phase and will be actively involved in the construction bidding and completion portion of the Project as well.

STRATEGIC PLAN IMPACT: Provide Good Governance, Enhance Environment.

BACKGROUND: In 2019, the San Francisco Water Resources Board issued a cease-and-desist order to Caltrans District 4. This order meant that Caltrans could not obtain any further Water Board permits until it provided a plan on how to mitigate trash flowing into waterways from Caltrans right of way. Caltrans has subsequently put forth a plan that coordinates efforts to: capture trash at inflow points, reassess maintenance agreements with local jurisdictions, revamp homeless encampment trash receptacles, and increase trash pick-up overall.

With the issue of waste along highways being prevalent throughout the State, and a substantial surplus in this year’s state budget, the Clean California Initiative was created. This program aims to clean up and beautify state highways and local roads. This new initiative is well-funded with two main pots of funds, a Caltrans portion and a competitive local portion, and STA staff has been coordinating with Caltrans to facilitate improvements in Solano County.

The Clean California Program is a new, two-year statewide program administered by the California Department of Transportation (Caltrans), with the goal of beautifying state right of way. A total of \$204M is available for projects, with projects within a Disadvantaged Community being prioritized. Caltrans has expressed interest in improving State Route 12 (SR12) from I-80 in Fairfield through Suisun City. With limited staffing available to deliver projects, Caltrans has requested partnerships with potential awardees. This partnership would require the jurisdictions, where improvements are being made, to design and deliver the proposed projects by June 30, 2023.

Project types for this grant could include placemaking of existing public spaces, such as enhanced paving, shade trees, art installations, and bike and pedestrian facilities, or educational campaigns or community events about litter abatement and proper waste disposal.

PREPARED BY:
REVIEWED BY:
APPROVED BY:

Nick Lozano, Senior Associate Engineer
 Nouae Vue, Public Works Director
 Greg Folsom City Manager

Caltrans has programmed Clean California, Caltrans Portion funds for Construction Capital, in the amount of \$4,700,000 in FY 2022-23 for the cities of Fairfield and Suisun City. Suisun City will receive \$2,150,000 of the Caltrans budgeted \$4,700,000. These funds must be spent on a State Route Highway 12 “beautification” project. STA is the agency that distributes these funds, and the City has entered into an agreement with them to receive the fund allocation to Suisun City and for a loan to cover the design portion of the Project until funds could be allocated from the Measure S fund.

The request for approval to seek the Grant funds was made at the November 2, 2021, Council Meeting and approval from Council was given. Grant funds have since been awarded to the City.

STAFF REPORT: This item was brought to Council on November 2, 2021, as a Discussion and Direction item. The Direction from Council was for staff to move forward with the Project and with identifying the required funds for the design portion of the Project.

This item was brought back to Council on February 1, 2022, to execute the agreement with STA for this Project. STA has agreed to hold the contract for Plans, Specifications, and Engineering (PS&E) portion of the Project. STA and the City has been collaborating with the designer to develop an approved PS&E. The City is responsible for covering the final costs associated with the design phase. Measure S funds (\$215,000) will be allocated to this Project to complete the PS&E portion of this Project.

On July 19, 2022, the results of the outreach survey and the 90% design were presented to the public and the City Council.

There were 80 respondents to the on-line survey, and the survey results are as follows:

- 79% agreed that “existing landscape is in either poor or very poor condition.”
- 78% agreed that “water conservation for landscape upgrades is fairly or extremely important.”
- 88% agreed that “low maintenance landscape is fairly or extremely important.”

The 90% design was based on the results of the on-line survey, Caltrans’ standards and design restrictions, and the collaborative efforts between the City team and Caltrans. At the July 19th meeting, comments to the 90% design, were received from several residents, as well as from the City Council. Comments ranged from the type of fencing, shrubs, and trees, including the grant budget, prioritization of maintenance over beautification, questions about the starting point, and a need for a median master plan.

The City’s design consultant explained that access is restricted along Highway 12 and that the primary reason for the fencing is to discourage pedestrians from crossing Highway 12 (jaywalking) outside the marked crosswalks. It is also understood that fences do not prevent errant vehicles from crashing through the fences. A suggestion was made to place boulders at interval spacing in front of the fences. Also, it should be clarified that this project will not create additional fencing. The 90% design proposed to replace the existing chain link fence along the north side of Highway 12 from Marina Boulevard to Sunset Avenue. The chain link fence would be replaced with fence matching the existing fence along the south side of Highway 12 between Marina Boulevard and Grizzly Island Road.

Comments to the landscape palette included the suitability of planting an oak tree at the eastbound Highway 12 off-ramp and on-ramp at Civic Center Boulevard; doubts on whether the proposed drought tolerant planting would survive after the temporary irrigation is removed in 2025; extending the use of oleanders in the median; and using native plants for landscaping.

Since 88% of the on-line survey respondents agreed that low maintenance landscape is fairly or extremely important, the 90% design prioritized maintenance. Reduced maintenance work and time on Highway 12 translates to improved and safer working conditions for City maintenance staff.

While a median master plan would be beneficial in guiding the City's consultant design this project, the median master plan would require at least a year of City staff time and allocation of additional funds that the City does not have to hire a consultant to develop the plan. Any effort on the City to create a median master plan for Highway 12 would need to meet Caltrans' standards/design restrictions and would require Caltrans' review and approval.

At the meeting, it was also explained that the west end of the project was decided upon as a starting point for the project since that is the gateway to Suisun City's Downtown, also referred to as its Historic Waterfront District. It can also be argued that most motorists entering Suisun City do so via I-80, from the west. With this Clean California Program grant allocation, the goal was to improve Highway 12 starting at the Civic Center Boulevard off-ramp/on-ramp to Sunset Avenue/Grizzly Island Road, in the vicinity of the Heritage Shopping Center, the Sunset Shopping Center and the Lawler Ranch Commercial Site.

The initial plan was reviewed at the July 19th Council meeting and did not meet the expectations of Council or the public in attendance at the meeting, so the direction at the July 19th meeting was for City staff and the design consultant to bring back to the City Council alternative improvement options, along with their associated costs and maintenance effort. For example, instead of rock blanket what other materials could be used so that the project scope would extend from Civic Center Boulevard to Sunset Avenue/Grizzly Island Road? Also, would the Clean California Program allow an option for the improvements to be extended along Highway 12 to Walters Road, with an emphasis on cleaning the corridor and use of low maintenance landscape, so that more segments of the City benefit from the project? Since the July 19th City Council meeting, the design consultant and the City have met with Caltrans. Tonight, the design consultant will present alternative improvement options and associated costs for City Council consideration. Time is of the essence with regard to this Project. Per the Clean California program guidelines, this project must be completed by June 30, 2023.

RECOMMENDATION: It is recommended that the City Council hear the Presentation of Alternative Improvement Options for the Highway 12 Improvements Project.

ATTACHMENTS:

1. PowerPoint.

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City Council Working Session

August 3, 2022

Clean
California
Program

City of
Suisun City

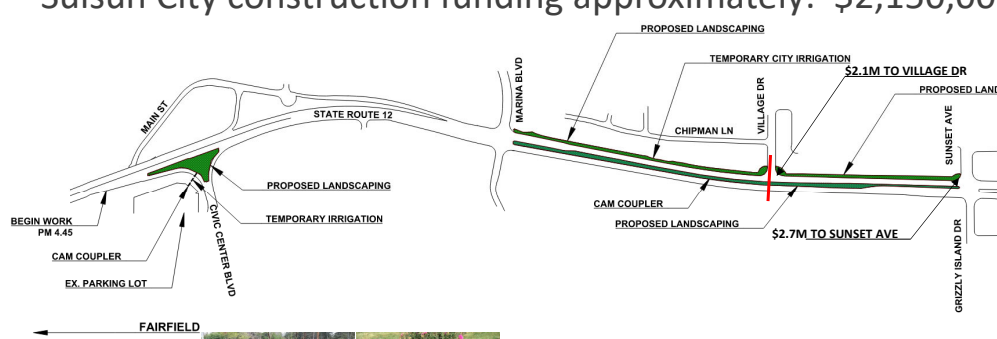
SR 12
Landscape
Improvements



1



Original Concept

- Suisun City construction funding approximately: \$2,150,000



FAIRFIELD

LOCATION MAP
NOT TO SCALE



2

Primary Concerns

Proposed Design only addresses one small segment of the corridor.

Rock Blanket not desired aesthetic for Suisun City, too expensive, not a good value for money.

Prefer weed removal and ongoing maintenance over beautifying only part of corridor.

Repairing Caltrans Fencing (Both Chainlink and wood view fence) is of high importance

Corridor needs overdue routine maintenance performed prior to “beautifying”

Concern over temporary watering and maintenance implications of this project

Clean California Program

City of Suisun City

SR 12 Landscape Improvements

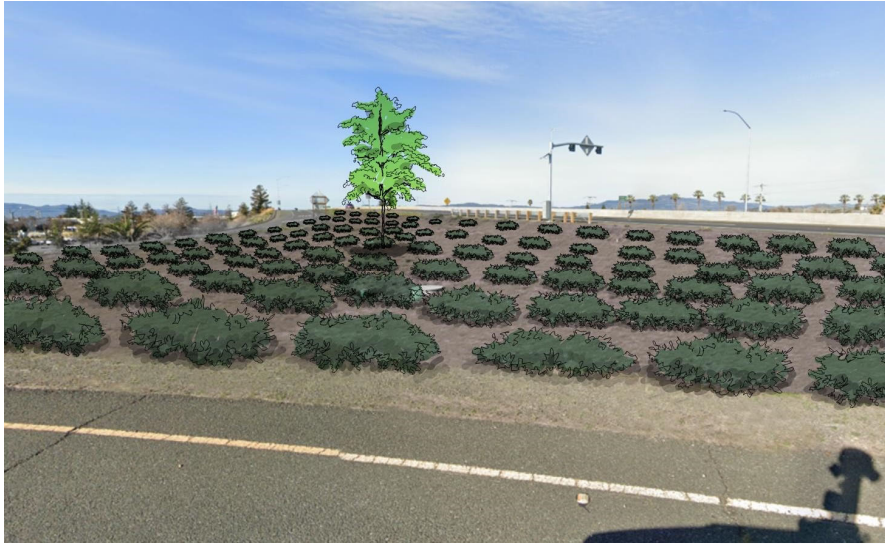
3

Existing Conditions at Civic Center Blvd



4

Proposed Landscape at Civic Center Blvd



5

Existing Conditions at SR-12 Median



6

Proposed Landscape at SR-12 Median



7

Alternate 1

ALTERNATIVE 1 - CLEAN CA
\$2.1M

Alternative 1 includes the following items:

- Maintenance Vehicle Turn Outs where needed
- Fence Repair along Roadside
- Fence Repair along Median
- Jack and Bore for Temporary Irrigation at Civic Center

Low Maintenance planting - No Rock Blanket - one Oak Tree

Oleander Planting in Median from Marina Blvd to Walters Road

Eradicate Weeds in all medians from Marina Blvd to Walters Road

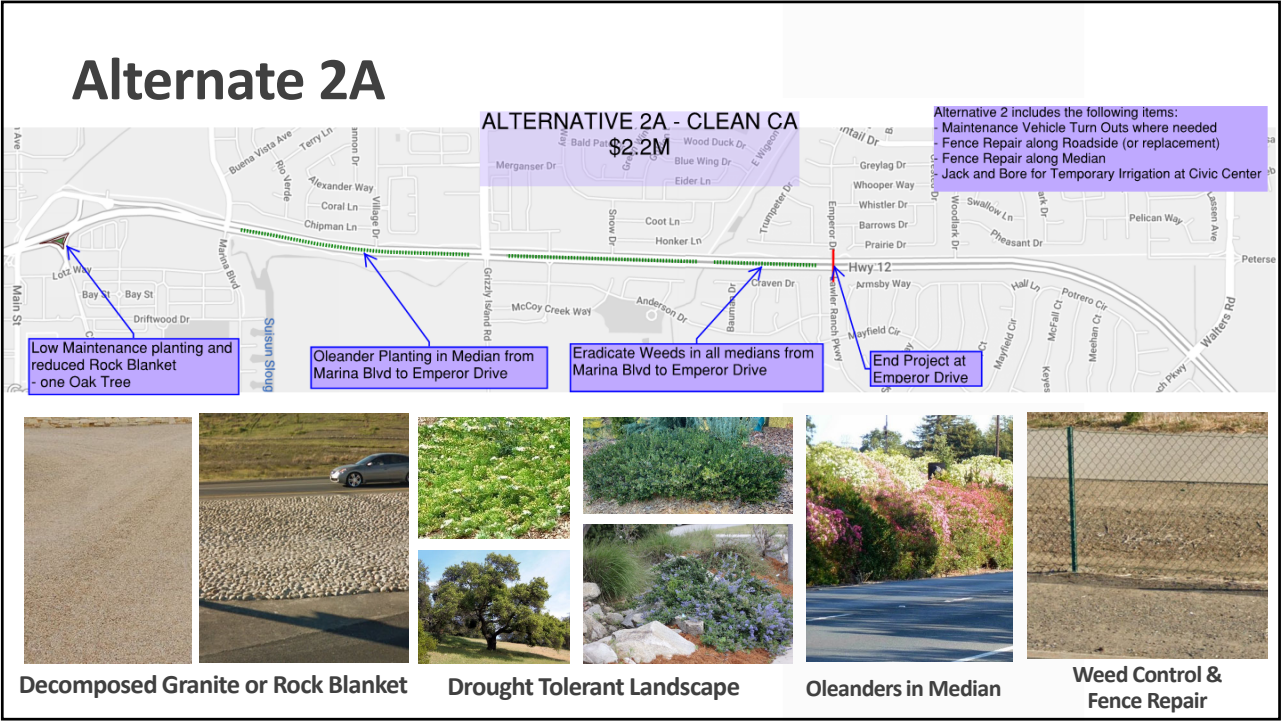
End Project at Walters Road

Drought Tolerant Groundcover

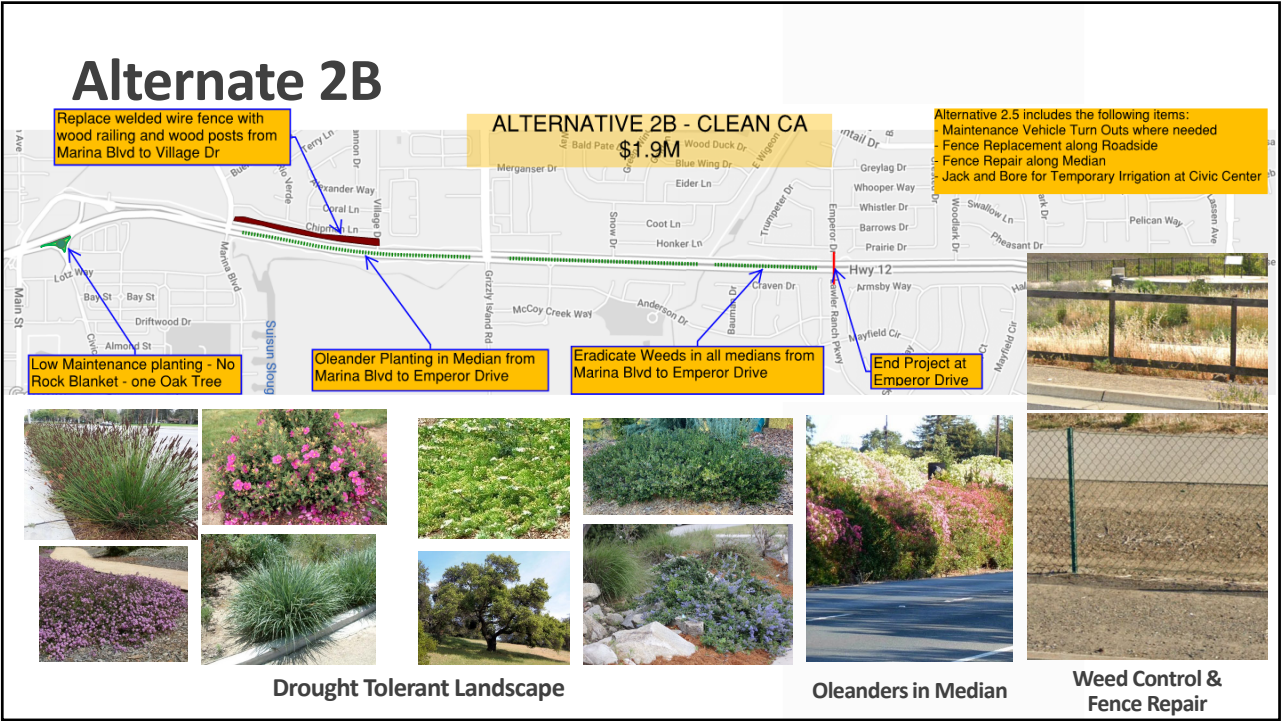
Oleanders in Median

Weed Control & Fence Repair

8



9



10

Alternate 3

Planting Along Trail and Fence Repair

Low Maintenance planting
No Rock Blanket
one Oak Tree

Oleander Planting in Median from Marina Blvd to McCoy Creek

Eradicate Weeds in all medians from Marina Blvd to McCoy Creek

End Project at McCoy Creek

ALTERNATIVE 3 - CLEAN CA \$2.2M

Alternative 3 includes the following items:
Maintenance Vehicle Turn Outs where needed
Fence Repair along Roadside
Fence Repair along Median
Jack and Bore for Temporary Irrigation at Civic Center

Drought Tolerant Landscape

Oleanders in Median

Weed Control & Fence Repair

QUESTIONS?