

CITY COUNCIL

Pedro "Pete" M. Sanchez, Mayor
Lori Wilson, Mayor Pro-Tem
Jane Day
Michael J. Hudson
Michael A. Segala



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, DECEMBER 15, 2015

7:00 P.M.

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

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), the following Council/Successor Agency/Housing Authority includes teleconference participation by Councilmember Jane Day from: 301 Morgan Street, Suisun City, CA 94585.

(Next Ord. No. – 738)

(Next City Council Res. No. 2 015 – 133)

Next Suisun City Council Acting as Successor Agency Res. No. SA2015 – 03)

(Next Housing Authority Res. No. HA2015 – 05)

ROLL CALL

Council / Board Members

Pledge of Allegiance

Invocation

PUBLIC COMMENT

(Requests by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3 allowing 3 minutes to each speaker).

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. Mayor/Council - Chair/Boardmembers
2. City Manager/Executive Director/Staff
 - a. Recognition of Holiday Event Sponsors – (Davis).

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

PRESENTATIONS/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

3. Presentation of Proclamation to Jim Silverman in Recognition of his Retirement from Solano County Library.

CONSENT CALENDAR

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

City Council

4. Council Adoption of Resolution No. 2015-____: Authorizing the Chief of Police, or his Designee, to Execute a Contract with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to Receive and Administer an Equipment Grant – (Mattos).
5. Council Adoption of Resolution No. 2015-____: Accepting an Irrevocable Offer of Dedication from Richard W. Houghton for a Portion of the Houghton Property at 4535 Olive Avenue (Portion of APN 0038-222-040) for Future Improvements, including a Portion of the Planned Realignment of Railroad Avenue East from Humphrey Drive to Olive Avenue – (McSorley).
6. Council Adoption of Resolution No. 2015-____: Supporting the Renewal of the Designation of a Segment of State Highway Route 12 as a Safety Enhancement Double-Fine Zone – (McSorley).

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

7. 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 December 1, 2015 – (Hobson).

Joint City Council / Suisun City Council Acting as Successor Agency

8. Council/Agency Approval of the November 2015 Payroll Warrants in the amount of \$381,508.20. Council/Agency Approval of the November 2015 Payable Warrants in the amount of \$1,098,546.53 – (Finance).

GENERAL BUSINESS**City Council**

9. Discussion and Direction Regarding Title 18 “Zoning” Policies of the Suisun City Code – (Garben/Kearns).

PUBLIC HEARINGS**City Council**

10. PUBLIC HEARING - (CONTINUED TO JANUARY 5, 2016)
Request to Establish the Sunset Special Sign Overlay District (the “District”) at the Northeast Corner of Highway 12 and Sunset Avenue and to Approve a Pylon Sign at the Sunset Center Shopping Center – (Garben).

- a. Council Introduction and Waive Reading of Ordinance No.____: Approving a Special Sign Overlay District at the Northeast Corner of Highway 12 and Sunset Avenue (APNs 0173-390-010; 030, 040, 050, 060, 070, 100, 130, 140, 150, 160, 170, and 180).
- b. Council Adoption of Resolution No. 2015-____: Approving a 60 Foot Tall Pylon Sign at the Sunset Center Shopping Center (APNs 0173-390-150).

CLOSED SESSION

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

City Council

11. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: City of Suisun City v. State of California, Department of Finance, et al; Case #34-2013-00146458.

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 11:00 P.M. Ordinarily, no new items will be taken up after the 11:00 P.M. cutoff and any items remaining will be agendized 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 the Suisun City Fire Station, 621 Pintail Drive, Suisun City, CA, and the Suisun City Senior Center, 318 Merganser Drive, Suisun City, CA.

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Office of the Mayor
 Suisun City, California
Proclamation



WHEREAS, Jim Silverman has worked for Solano County Library since December 1998 and in May 2008, he assisted with the opening of the new Suisun City Library facility - taking on the role of Teen Librarian; and

WHEREAS, Jim's passion for youth and community is unmatched; he stretched the boundaries of traditional library services by making the Suisun City Library the heart of the neighborhood; and

WHEREAS, he developed programs and events that bring the whole family and community together including such gatherings as "Music in the Park," a "Taste of the Philippines," a program of good food, good stories, and (of course) good music and dance; and a "Hawaiian Holiday" with music and hula dancing performed by local hula dancers; and

WHEREAS, Jim's support of youth resulted in turning small library spaces into big performance spaces for kids and teens alike including a youth ukulele concert for their families, dance exhibitions and the design, building and operation of a haunted house that nearly shut down the library; and

WHEREAS, Even in retirement, Jim continues to live his passion for youth, community and local history by managing and expanding his youth-oriented website "This Week In California History," dedicated to getting more California history into the lives of kids and teens.

NOW, THEREFORE, I, Pete Sanchez, by virtue of the authority vested in me as Mayor of the City of Suisun City on behalf of the City Council, am proud to honor

Jim Silverman

in the City of Suisun City for his many accomplishments, and extend our sincere thanks and best wishes upon his retirement from the Solano County Library and more specifically, the Suisun City Library.

*In witness whereof I have hereunto set my
 hand and caused this seal to be affixed.*

ATTEST _____

DATE _____

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AGENDA TRANSMITTAL

MEETING DATE: December 15, 2015

CITY AGENDA ITEM: Council Adoption of Resolution No. 2015-____: Authorizing the Police Chief, or his Designee, to Execute a Contract with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to Receive and Administer an Equipment Grant.

FISCAL IMPACT: The adoption of the resolution would authorize the Police Department to receive up to \$80,000 in grant funding to purchase a patrol boat and trailer for the Boating Safety and Enforcement Unit. There would be no match required for this grant.

BACKGROUND: The Police Department's Boating Safety and Enforcement Unit patrols the waterways in and around Suisun City. The team enforces boating laws, conducts vessel safety inspections, responds to boating collisions, educates the public, assists with search and rescue, and other law enforcement and safety missions. The Unit uses a 1997 Design Concepts boat, purchased through a prior equipment grant, as the primary patrol vessel and shares use of a 1995 Boston Whaler, owned by the City. The Department applied for a grant from the Department of Parks and Recreation, Division of Boating and Waterways, to purchase a new patrol boat and trailer and was awarded the grant.

STAFF REPORT: The Police Department will acquire a new patrol vessel for the exclusive use of the Boating Safety and Enforcement Unit for maritime law enforcement, as well as search and rescue operations. The existing patrol vessel will become a backup vessel. The use of the Boston Whaler is very limited given the size and equipment, and its primary use is by the Harbor Master. The existing primary patrol vessel has increasing mechanical issues and is becoming difficult to maintain. When it is undergoing maintenance, it is obviously unavailable for enforcement, or search and rescue use. The Department is requesting the approval of City Council to accept the grant and move forward in the procurement process, including soliciting bids from qualified vendors.

STAFF RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2015-____: Authorizing the Police Chief, or his Designee, to Execute a Contract with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to Receive and Administer an Equipment Grant.

ATTACHMENTS:

1. Resolution No. 2015-____: Authorizing the Police Chief, or his Designee, to Execute a Contract with the State of California, Department of Parks and Recreation, Division of Boating and Waterways, to Receive and Administer an Equipment Grant.

PREPARED BY:
REVIEWED BY:
APPROVED BY:

Andrew White, Police Commander
Tim Mattos, Police Chief
Suzanne Bragdon, City Manager

RESOLUTION NO. 2015-_____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
AUTHORIZING THE POLICE CHIEF, OR HIS DESIGNEE, TO EXECUTE A
CONTRACT WITH THE STATE OF CALIFORNIA, DEPARTMENT OF PARKS AND
RECREATION, DIVISION OF BOATING AND WATERWAYS, TO RECEIVE AND
ADMINISTER AN EQUIPMENT GRANT**

WHEREAS, the Suisun City Police Department has been awarded an equipment grant from the State of California, Department of Parks and Recreation, Division of Boating and Waterways, for the amount of up to \$80,000; and

WHEREAS, the Police Department will use the funds to purchase a patrol vessel and trailer for the Boating Safety and Enforcement Unit; and

WHEREAS, the City Council of the City of Suisun City recognizes the benefit of participating in the grant program.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby authorizes the Police Chief, or his designee, to execute a contract and those grant documents necessary to accept and administer the grant from the State of California, Department of Parks and Recreation, Division of Boating and Waterways.

PASSED AND ADOPTED by the City Council of the City of Suisun City at a regular meeting thereof held on the 15th day of December 2015 by the following vote:

AYES:	Councilmembers:	_____
NOES:	Councilmembers:	_____
ABSENT:	Councilmembers:	_____
ABSTAIN:	Councilmembers:	_____

WITNESS my hand and the seal of said City this 15th day of December, 2015.

Linda Hobson, CMC
City Clerk

AGENDA TRANSMITTAL

MEETING DATE: December 15, 2015

CITY AGENDA ITEM: Adoption of Council Resolution No. 2015-___: Accepting an Irrevocable Offer of Dedication from Richard W. Houghton for a Portion of the Houghton Property at 4535 Olive Avenue (Portion of APN 0038-222-040) for Future Improvements, including a Portion of the Planned Realignment of Railroad Avenue East from Humphrey Drive to Olive Avenue.

FISCAL IMPACT: The recommended action would not have a fiscal impact on the General Fund.

BACKGROUND: On August 16, 2005, the City Council certified the Environmental Impact Report for the Railroad Avenue Widening and Realignment Project. The Project extends from Sunset Avenue to Olive Avenue within the City limits.

On June 29, 2010, the City Council approved the Tentative Map for Olive Tree Ranch Subdivision, which is within the limits of the Railroad Avenue widening project. The Subdivision, along with two properties northerly thereof, is responsible for dedicating the right of way for the future Project.

STAFF REPORT: The portion of the roadway segment under consideration on Railroad Avenue East is currently within three private parcels all under different ownership. One of the property owners, Mr. Chris Sordi, is the developer of the Olive Tree Ranch Subdivision. Of the remaining two parcels, one is owned by Mr. Richard W. Houghton at 4535 Olive Avenue. Mr. Sordi has entered into discussions with Mr. Houghton, and Mr. Houghton has agreed to deed the right of way under his control to the City. The attached Irrevocable Offer of Dedication is for the City's consideration and acceptance, and it would ultimately allow the Project to be constructed.

RECOMMENDATION: It is recommended that the City Council adopt Resolution No. 2015-___: Accepting an Irrevocable Offer of Dedication from Richard W. Houghton for a Portion of the Houghton Property at 4535 Olive Avenue (Portion of APN 0038-222-040) for Future Improvements, including a Portion of the Planned Realignment of Railroad Avenue East from Humphrey Drive to Olive Avenue.

ATTACHMENTS:

1. Resolution No. 2015-___: Accepting an Irrevocable Offer of Dedication from Richard W. Houghton for a Portion of the Houghton Property at 4535 Olive Avenue (Portion of APN 0038-222-040) for Future Improvements, including a Portion of the Planned Realignment of Railroad Avenue East from Humphrey Drive to Olive Avenue.
2. Location Map.
3. Irrevocable Offer of Dedication.

PREPARED BY:

REVIEWED BY:

APPROVED BY:

Nick Lozano, Associate Engineer
Timothy J. McSorley, Public Works & Building Director

Suzanne Bragdon, City Manager

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RESOLUTION NO. 2015-__

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
ACCEPTING AN IRREVOCABLE OFFER OF DEDICATION FROM RICHARD W.
HOUGHTON FOR A PORTION OF THE HOUGHTON PROPERTY AT 4535 OLIVE
AVENUE (PORTION OF APN 0038-222-040) FOR FUTURE IMPROVEMENTS,
INCLUDING A PORTION OF THE PLANNED REALIGNMENT OF RAILROAD
AVENUE EAST FROM HUMPHREY DRIVE TO OLIVE AVENUE**

WHEREAS, the City has plans to widen Railroad Avenue East between Sunset Avenue and Olive Avenue/East Tabor Avenue; and

WHEREAS, as part of the planned Railroad Avenue East widening project, the roadway segment between Humphrey Drive and Olive Avenue will be realigned; and

WHEREAS, the roadway segment to be realigned is currently within three private parcels, including the Houghton property at 4535 Olive Avenue; and

WHEREAS, Richard W. Houghton, the property owner at 4535 Olive Avenue, has prepared an Irrevocable Offer of Dedication for the City's consideration and acceptance; and

WHEREAS, the Irrevocable Offer of Dedication is for future improvements, including a portion of the planned realignment of Railroad Avenue East from Humphrey Drive to Olive Road.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City accepts the Irrevocable Offer of Dedication from Richard W. Houghton, for a portion of his property at 4535 Olive Avenue (portion of APN 0038-222-040).

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Suisun City held on Tuesday the 15th day of December 2015 by the following vote:

AYES:	Councilmembers:	_____
NOES:	Councilmembers:	_____
ABSENT:	Councilmembers:	_____
ABSTAIN:	Councilmembers:	_____

WITNESS my hand and the seal of said City this 15th day of December 2015.

Linda Hobson, CMC
City Clerk

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LOCATION MAP

Portion of Houghton Property at 4535 Olive Road
(Portion of APN 0038-222-040)
Irrevocable Offer of Dedication



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RECORDING REQUESTED BY

CITY OF SUISUN

AND WHEN RECORDED MAIL TO

CITY OF SUISUN
701 CIVIC CENTER BLVD.
SUISUN CITY, CA. 94585
ATTN: CITY MANAGER

SPACE ABOVE FOR RECORDER'S USE

The undersigned grantor(s) declare(s):

Documentary transfer tax is \$0.00 City Transfer Tax: \$0.00

() Unincorporated Area (X) City of Suisun City

() computed on full value of property conveyed, or

() computed on full value less value of liens and encumbrances remaining at time of sale.

APN: 0038-222-040

IRREVOCABLE OFFER OF DEDICATION

The undersigned owners of the property herein described do hereby offer for dedication to the City of Suisun City, a municipal corporation in Solano County, State of California, the following described land for any public purpose, including, but not limited to, constructing, operating, repairing, modifying, removing, or replacing streets, utilities, landscaping, public easements, civil improvements, civil improvements, and other structures.

This irrevocable Offer of Dedication is made pursuant to Section 7050 of the Government Code of the State of California and may be accepted or rejected at any time by the City Council of the City of Suisun City.

The real property herein offered for dedication described in Exhibit A attached hereto and made part hereof.

It is understood that this Irrevocable offer of Dedication shall remain in effect until the City of Suisun City accepts or rejects said offer by resolution.

Dated: 08-12-15

RICHARD W. HOUGHTON, TRUSTEE OF THE RICHARD W. HOUGHTON FAMILY TRUST, UNDER THE TRUST DATED NOVEMBER 21, 2006.

By: Richard W. Houghton
Richard W. Houghton, Trustee, Owner

MAIL TAX STATEMENTS TO: SAME AS ABOVE

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)

COUNTY OF Solano)

On ~~08-12-15~~ ⁰⁸⁻¹²⁻¹⁵ before me, T. J. Martin, Notary Public,
Notary Public, personally appeared

Richard W. Houghton

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Signature T. J. Martin (Seal)



Order No. 501-25370

EXHIBIT "A"
LEGAL DESCRIPTION

THE LAND DESCRIBED HEREIN IS SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF SOLANO, CITY OF SUISUN CITY, AND IS DESCRIBED AS FOLLOWS:

LOT 3, AS SHOWN ON THE MAP ENTITLED: "TOLENAS FARMS", FILED IN THE OFFICE OF THE RECORDER OF SOLANO COUNTY, CALIFORNIA, ON JULY 23, 1912, IN BOOK 4 OF MAPS, AT PAGE 29.

EXCEPTING THEREFROM: THE EAST 170 FEET OF THE NORTH 183 FEET OF SAID LOT CONVEYED BY JESS. L. THOMPSON ET UX, TO WILLIAM E. THOMPSON ET UX, BY DEED RECORDED SEPTEMBER 16, 1953 IN BOOK 685 OF OFFICIAL RECORDS AT PAGE 291.

ALSO EXCEPTING THEREFROM: THAT PORTION THEREOF LYING WITHIN THE LAND CONVEYED IN THE DEED FROM JESSE LEE THOMPSON, ET UX, TO THE COUNTY OF SOLANO, WHICH DEED WAS RECORDED ON APRIL 29, 1964 IN BOOK 1267 OF OFFICIAL RECORDS AT PAGE 159.

A.P.N. 0038-222-040

EXHIBIT A

LEGAL DESCRIPTION

30 Foot Wide Irrevocable Offer of Dedication

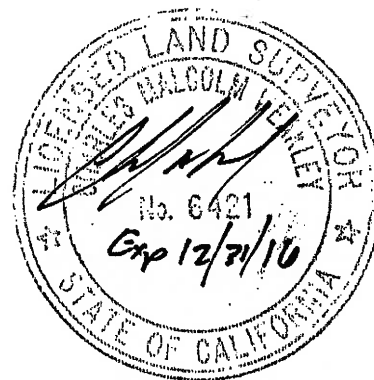
All that certain real property situate in the City of Suisun City, State of California, being a portion of Lot 3 as shown on that certain map entitled "Tolenas Farms", filed for record July 23, 1912 in Book 4 of Maps at Page 29 in the office of the Solano County Recorder, being more particularly described as follows:

The southerly 30 feet of said Lot 3.

Excepting therefrom, any portion of said Lot 3 lying within County Road 599 (40' wide), commonly known as Olive Avenue.

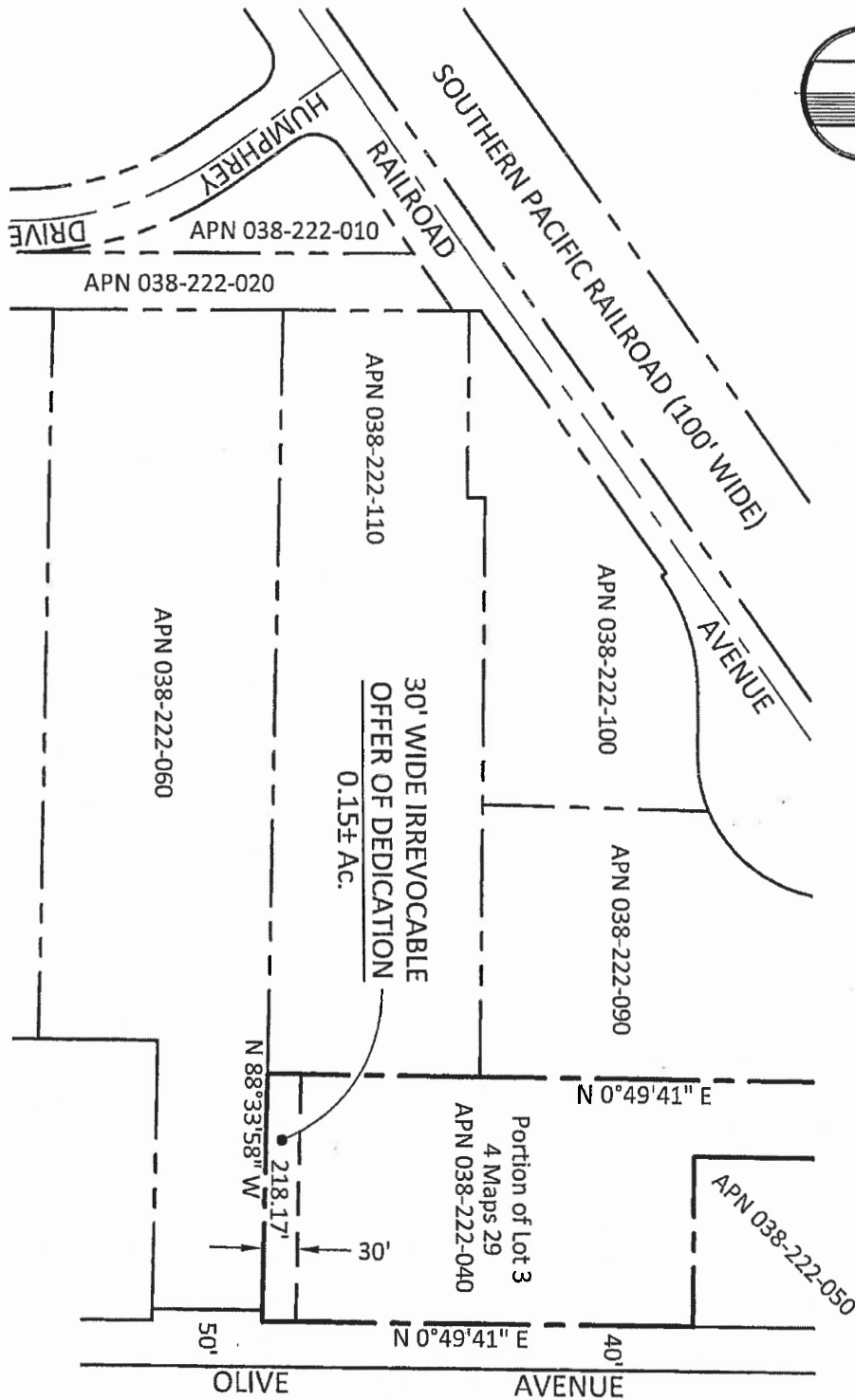
Containing 0.15 Acres, more or less.

See plat attached hereto and by reference made a part hereof.



Sheet 1 of 2

Note: Bearings shown hereon are based upon the California Coordinate System, Zone 2 (NAD83 Epoch 1991.35)



Mountain Pacific Surveys

Land Surveying • Mapping • Planning

1505 W. Texas Street
Fairfield, CA 94633

PH (707) 425-6234
FAX (707) 425-1969

PLAT TO ACCOMPANY LEGAL DESCRIPTION

**IRREVOCABLE OFFER
OF DEDICATION**

City of Suisun City California

Approved

Drawn

CMW

Date

June 24, 2015

Proj. No.

506085.11

Scale

1"=150'

Sheet No.

2

of 2

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AGENDA TRANSMITTAL

MEETING DATE: December 15, 2015

CITY AGENDA ITEM: Council Approval of Resolution No. 2015-___: Supporting the Renewal of the Designation of a Segment of State Highway Route 12 as a Safety Enhancement Double-Fine Zone.

FISCAL IMPACT: There would be no fiscal impact to support this Caltrans request. The City of Fairfield, City of Rio Vista, and the County of Solano have all renewed and passed similar resolutions of Renewal of Support when the previous Support Renewal expired.

BACKGROUND: The California State Legislature approved AB 112 (as amended) and was signed into law by Governor Schwarzenegger on October 1, 2007. AB 112 designated the 41-mile segment of State Route 12, between the Interstate 80 junction in Solano County and the Interstate 5 junction in San Joaquin County, as a Safety Enhancement Double-Fine Zone. On December 18, 2007, the City Council passed a resolution supporting the designation as required by the law. On December 15, 2009, the City Council passed a renewal resolution. On November 1, 2011, the City Council passed a second renewal resolution. On November 19, 2013, the City Council passed a third renewal resolution. The item before you would be the fourth renewal resolution if passed.

STAFF REPORT: AB 112 established State Route 12 as a double-fine zone (DFZ) effective January 1, 2008. AB 112 requires Caltrans to evaluate this segment of highway in two years and determine whether it still meets the conditions in the bill for renewal of the designation. Caltrans has indicated that State Route 12 still meets all of the criteria for the double fine zone, and has requested a resolution supporting a two-year extension of the double fine zone designation. This fourth renewal resolution would cover January 1, 2016, to January 1, 2018.

As required by AB 112, the governing board of each City or County in which a segment of designated highway is located shall adopt a Resolution in support of the designation and renewal of that designation. With adoption of this renewal, the DFZ would be in effect for an additional two years. Only the Base Fine is doubled in a DFZ. For example the bail for a speeding ticket for speeds of 1 to 15 miles per hour faster than the posted limit would increase from \$229 to \$271. Please see Attachment 3: Penalty Schedule.

RECOMMENDATION: It is recommended that the City Council Adopt Resolution No. 2015-___: Supporting the Renewal of the Designation of a Segment of State Highway Route 12 as a Safety Enhancement Double-Fine Zone.

PREPARED BY:
REVIEWED BY:
APPROVED BY:

Amanda L. Dum, Management Analyst I
Timothy J. McSorley, Public Works & Building Director
Suzanne Bragdon, City Manager

ATTACHMENTS:

1. Council Resolution No. 2015-____: Supporting the Renewal of the Designation of a Segment of State Highway Route 12 as a Safety Enhancement Double-Fine Zone.
2. AB 112: The legislation that designated State Route 12 as a DFZ.
3. Penalty Schedule.
4. Letter from Caltrans to local enforcement agencies requesting concurrence to reauthorizing the DFZ.

RESOLUTION NO. 2015-____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
SUPPORTING THE RENEWAL OF THE DESIGNATION OF A SEGMENT OF STATE
HIGHWAY ROUTE 12 AS A SAFETY ENHANCEMENT DOUBLE-FINE ZONE**

WHEREAS, California Streets and Highways Code, Section 97, defines conditions required to designate a Safety Enhancement Double-Fine Zone; and

WHEREAS, Assembly Bill 112 (AB 112), signed into law by Governor Schwarzenegger on October 1, 2007, amends the conditions of eligibility and designates a segment of State Highway Route 12, between the Interstate 80 junction in Solano County and the Interstate 5 junction in San Joaquin County, as a Safety Enhancement Double-Fine Zone; and

WHEREAS, AB 112 requires Caltrans to evaluate this segment of highway in two years and determine whether it still meets the conditions in the bill for renewal of the designation. Caltrans reviewed the accident rates and determined that this segment of highway still meets the threshold required in AB 112; and

WHEREAS, AB 112 requires the governing board of each City or County in which a segment of designated highway is located to adopt a Resolution in support of the Safety Enhancement Double-Fine Zone designation and renewal.

NOW, THEREFORE BE IT RESOLVED, that this City Council does hereby support the renewal of the designation of the segment of State Highway Route 12 within Suisun City as a Safety Enhancement Double-Fine Zone.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Suisun City duly held on Tuesday, the 15th of December 2015, by the following vote:

AYES:	Councilmembers:	_____
NOES:	Councilmembers:	_____
ABSENT:	Councilmembers:	_____
ABSTAIN:	Councilmembers:	_____

WITNESS my hand and the seal of said City this 15th day of December 2015.

Donna Pock, CMC
Deputy City Clerk

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Assembly Bill No. 112

CHAPTER 258

An act to amend Section 97 of the Streets and Highways Code, relating to highways.

[Approved by Governor October 1, 2007. Filed with
Secretary of State October 1, 2007.]

LEGISLATIVE COUNSEL'S DIGEST

AB 112, Wolk. Highways: Safety Enhancement-Double Fine Zones.

Existing law establishes standards for the designation of a highway or road segment as a Safety Enhancement-Double Fine Zone and limits the term of such a zone to 4 years.

This bill would modify the standards for the designation of a segment of a state highway as a Safety Enhancement-Double Fine Zone, including requiring the Director of Transportation, in consultation with the Commissioner of the California Highway Patrol, to certify that a segment of state highway meets specified criteria. The bill would provide that designation as a Safety Enhancement-Double Fine Zone would be valid for a minimum of 2 years and would authorize the renewal and revocation of a designation, as specified. The bill would declare that a specified segment of State Highway Route 12 is eligible for designation as a Safety Enhancement-Double Fine Zone. The bill would also require the Department of Transportation to conduct a Safety Enhancement-Double Fine Zone study, as specified.

The people of the State of California do enact as follows:

SECTION 1. Section 97 of the Streets and Highways Code is amended to read:

97. (a) A state highway segment shall be designated by the department as a Safety Enhancement-Double Fine Zone if all of the following conditions have been satisfied:

(1) The highway segment is eligible for designation pursuant to subdivision (b).

(2) The Director of Transportation, in consultation with the Commissioner of the California Highway Patrol, certifies that the segment identified in subdivision (b) meets all of the following criteria:

(A) The highway segment is a conventional highway or expressway and is part of the state highway system.

(B) The rate of total collisions per mile per year on the segment under consideration has been at least 1.5 times the statewide average for similar

roadway types during the most recent three-year period for which data are available.

(C) The rate of head-on collisions per mile per year on the segment under consideration has been at least 1.5 times the statewide average for similar roadway types during the most recent three-year period for which data are available.

(3) The Department of the California Highway Patrol or local agency having traffic enforcement jurisdiction, as the case may be, has concurred with the designation.

(4) The governing board of each city, or county with respect to an unincorporated area, in which the segment is located has by resolution indicated that it supports the designation.

(5) An active public awareness effort to change driving behavior is ongoing either by the local agency with jurisdiction over the segment or by another state or local entity.

(6) Other traffic safety enhancements, including, but not limited to, increased enforcement and other roadway safety measures, are in place or are being implemented concurrent with the designation of the Safety Enhancement-Double Fine Zone.

(b) The following segments are eligible for designation as a Safety Enhancement-Double Fine Zone pursuant to subdivision (a):

State Highway Route 12 between the State Highway Route 80 junction in Solano County and the State Highway Route 5 junction in San Joaquin County.

(c) Designation of a segment as a Safety Enhancement-Double Fine Zone by the department shall be done in writing and a written notification shall be provided to the court with jurisdiction over the area in which the highway segment is located. The designation shall be valid for a minimum of two years from the date of submission to the court.

(d) After the two-year period, and at least every two years thereafter, the department, in consultation with the Department of the California Highway Patrol, shall evaluate whether the highway segment continues to meet the conditions set forth in subdivision (a). If the segment meets those conditions, the department shall renew the designation in which case an updated notification shall be sent to the court. If the department, in consultation with the Department of the California Highway Patrol, determines that any of those conditions no longer apply to a segment designated as a Safety Enhancement-Double Fine Zone under this section, the department shall revoke the designation and the segment shall cease to be a Safety Enhancement-Double Fine Zone.

(e) A Safety Enhancement-Double Fine Zone is subject to the rules and regulations adopted by the department prescribing uniform standards for warning signs to notify motorists that, pursuant to Section 42010 of the Vehicle Code, increased penalties apply for traffic violations that are committed within a Safety Enhancement-Double Fine Zone.

(f) (1) The department or the local authority having jurisdiction over these highway and road segments shall place and maintain the warning signs

identifying these segments by stating that a "Special Safety Zone Region Begins Here" and a "Special Safety Zone Ends Here."

(2) Increased penalties shall apply to violations under Section 42010 of the Vehicle Code only if appropriate signage is in place pursuant to this subdivision.

(3) If designation as a Safety Enhancement-Double Fine Zone is revoked pursuant to subdivision (d), the department shall be responsible for removal of all signage placed pursuant to this subdivision.

(g) Safety Enhancement-Double Fine Zones do not increase the civil liability of the state or local authority having jurisdiction over the highway segment under Division 3.6 (commencing with Section 810) of Title 1 of the Government Code or any other provision of law relating to civil liability.

(1) Only the base fine shall be enhanced pursuant to this section.

(2) Notwithstanding any other provision of law, any additional penalty, forfeiture, or assessment imposed by any other statute shall be based on the amount of the base fine before enhancement or doubling and shall not be based on the amount of the enhanced fine imposed pursuant to this section.

(h) The projects specified as a Safety Enhancement-Double Fine Zone shall not be elevated in priority for state funding purposes.

(i) The requirements of subdivision (a) shall not apply to the Safety Enhancement-Double Fine Zone established prior to the effective date of this subdivision pursuant to Section 97.4.

(j) The department shall conduct a Safety Enhancement-Double Fine Zone study that relates to pedestrian injuries and fatalities and evaluates the appropriateness of adding additional criteria to subdivision (a) and whether changes or additional criteria should be considered for adoption.

(k) The department shall conduct an evaluation of the effectiveness of all double fine zones that will terminate the same calendar year and submit its findings in one report to the Assembly Committee on Transportation and the Senate Committee on Transportation and Housing one year prior to the termination of the double fine zones. The report shall include a recommendation on whether the zones should be reauthorized by the Legislature.

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TRAFFIC INFRACTION FIXED PENALTY SCHEDULE

(*See Preface, Section III) (**See Preface, Section IV)

(Vehicle Code)

SPEED CHART
(FOR ALL SPEED LIMITS)

MPH Over Limit	Base Fine	State PA *	County PA */10	DNA PA *	Court Facility Const. PA */10	Surcharge* 20%	EMS PA */10	Fine Surcharge & PA Subtotal	Court OPS	Conv. Assess.	Night Court	TAP Fee	"Total Bail" **
		10/10	7.00	5/10	5.00	20%	2.00	4	40	35	1	0.00	
1-15	\$35	\$40	\$28.00	\$20	\$20	\$7	\$8	\$4	\$162.00	\$40	\$1	\$0.00	\$238.00
16-25	\$70	\$70	\$49.00	\$35	\$35	\$14	\$14	\$4	\$291.00	\$40	\$1	\$0.00	\$367.00
26 and over	\$100	\$100	\$70.00	\$50	\$50	\$20	\$20	\$4	\$414.00	\$40	\$1	\$0.00	\$490.00

TRAFFIC INFRACTION FIXED PENALTY SCHEDULE
(*See Preface, Sections III and IV.C.3) (**See Preface, Section IV)
(Vehicle Code Sections)

ENHANCED PENALTY SPEED CHART AMOUNTS PER VEHICLE CODE SECTION 42010¹
VIOLATIONS COMMITTED IN SAFETY ENHANCEMENT-DOUBLE FINE ZONES
(FOR ALL SPEED LIMITS)

MPH Over Limit	Base Fine	State PA *	County PA */10	DNA PA *	Court Facility Const. PA */10	SurchARGE * 20%	EMS PA */10	* PA EMAT Subtotal	Fine Surcharge & PA Subtotal	Court OPS	Conv.Assess.	Night Court	TAP Fee	"Total Bail" **
	10/10	\$40	7.00	5/10	5.00	20%	2.00	4	4	40	35	1	0.00	
1-15	\$70	\$40	\$28.00	\$20	\$20	\$14	\$8	\$4	\$204.00	\$40	\$35	\$1	\$0.00	\$280.00
16-25	\$105	\$70	\$49.00	\$35	\$35	\$21	\$14	\$4	\$333.00	\$40	\$35	\$1	\$0.00	\$409.00
26 and over ²	\$135	\$100	\$70.00	\$50	\$50	\$27	\$20	\$4	\$456.00	\$40	\$35	\$1	\$0.00	\$532.00

¹ Per VC 42010(d)(2), any additional penalty, forfeiture, or assessment imposed by any other statute shall be based on the amount of the base fine before enhancement or doubling and shall not be based on the amount of the enhanced fine imposed per VC 42010.

² Per VC 42000.5: "... if a person has exceeded the specified speed limit by 10 miles per hour or more, the fine shall not exceed \$200 for a first conviction ..."

DEPARTMENT OF TRANSPORTATION

111 GRAND AVENUE
P. O. BOX 23360
OAKLAND, CA 94612
PHONE (510) 286-4560
FAX (510) 286-4561
TTY (800) 735-2929

Item 6
Attachment 4



*Flex your power!
Be energy efficient!*

November 30, 2015

**City of Suisun City
Building & PW Dept.**

DEC - 2 2015

RECEIVED

TIM McSORLEY
Public Works & Building Director
City of Suisun City
701 Civic Center Blvd.
Suisun City, CA 94585

Dear Mr. McSorley:

Assembly Bill 112 designated State Route 12 between State Highway Route 80 junction in Solano County and State Highway Route 5 in San Joaquin County as a Safety Enhancement – Double Fine Zone (DFZ) effective January 1, 2008, and valid for a minimum of two years to January 1, 2010. The DFZ designation was subsequently renewed for the following two year periods:

- January 1, 2010 to January 1, 2012
- January 1, 2012 to January 1, 2014
- January 1, 2014 to January 1, 2016

After the two year period and at least every two years thereafter, the Department in consultation with the California Highway Patrol shall evaluate whether the highway segment continues to meet the conditions set forth in Section 97 of the Streets and Highway Code designating this segment of Route 12 as a DFZ.

Attached is the Resolution adopted by your City Council back on November 19, 2013, supporting the DFZ on Route 12. A new resolution from the City supporting the renewal of the DFZ for another two years from January 1, 2016 to January 1, 2018, is requested as soon as possible in order to notify the court before the January 1, 2016 expiration date.

Thank you for your assistance. If you have any questions, please contact me at 510-286-4560 or Katie Yim (Senior Transportation Engineer) at 510-286-4578.

Sincerely,

A handwritten signature in blue ink, appearing to read "Roland Au-Yeung".

ROLAND AU-YEUNG
Chief, Office of Traffic

Encl: Resolution No. 2013-65

"Caltrans improves mobility across California"

RESOLUTION NO. 2013-65

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SUISUN CITY
SUPPORTING THE RENEWAL OF THE DESIGNATION OF A SEGMENT OF
STATE HIGHWAY ROUTE 12 AS A SAFETY ENHANCEMENT DOUBLE-FINE
ZONE**

WHEREAS, California Streets and Highways Code, Section 97, defines conditions required to designate a Safety Enhancement Double-Fine Zone; and

WHEREAS, Assembly Bill 112 (AB 112), signed into law by Governor Schwarzenegger on October 1, 2007, amends the conditions of eligibility and designates a segment of State Highway Route 12, between the State Highway Route 80 junction in Solano County and the Interstate 5 junction in San Joaquin County, as a Safety Enhancement Double-Fine Zone; and

WHEREAS, AB 112 requires Caltrans to evaluate this segment of highway in two years and determine whether it still meets the conditions in the bill for renewal of the designation. Caltrans reviewed the accident rates and determined that this segment of highway still meets the threshold required in AB 112; and

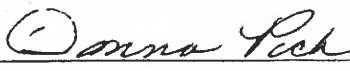
WHEREAS, AB 112 requires the governing board of each City or County in which a segment of designated highway is located to adopt a Resolution in support of the Safety Enhancement Double-Fine Zone designation and renewal.

NOW, THEREFORE BE IT RESOLVED, that this City Council does hereby support the renewal of the designation of the segment of State Highway Route 12 within Suisun City as a Safety Enhancement Double-Fine Zone.

PASSED AND ADOPTED at a Regular Meeting of the City Council of the City of Suisun City duly held on Tuesday, the 19th of November, 2013, by the following vote:

AYES:	Councilmembers:	<u>Day, Segala, Wilson, Sanchez</u>
NOES:	Councilmembers:	<u>Hudson</u>
ABSENT:	Councilmembers:	<u>None</u>
ABSTAIN:	Councilmembers:	<u>None</u>

WITNESS my hand and the seal of said City this 19th day of November 2013.



Donna Pock, CMC
Deputy City Clerk

MINUTES

SPECIAL MEETING OF THE SUISUN CITY COUNCIL

AND

SUISUN CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SUISUN CITY

TUESDAY, DECEMBER 1, 2015

6:00 P.M.

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

TELECONFERENCE NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), the following City Council meeting includes teleconference participation by Council/Board Member Jane Day from: 301 Morgan Street, Suisun City, CA 94585.

ROLL CALL

Mayor Sanchez called the meeting to order at 6:00 PM with the following Council / Board Members present: Day, Hudson, Segala, Wilson, and Sanchez.

PUBLIC COMMENT - None

(Requests by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3 allowing 3 minutes to each speaker).

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.)

CLOSED SESSION

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

City Council

1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Name of Case: City of Suisun City v. State of California, Department of Finance, et al; Case #34-2013-00146458.
2. CONFERENCE WITH LABOR NEGOTIATOR
Agency negotiator: Suzanne Bragdon, City Manager, Ron Anderson, Assistant City Manager, and Andrew White, Police Commander, Scott Corey, Management Analyst.
Employee organization: SCPOA (Suisun City Police Officers' Association)
3. CONFERENCE WITH LABOR NEGOTIATOR
Agency negotiator: Suzanne Bragdon, City Manager, Ron Anderson, Assistant City Manager, and Tim McSorley, Building and Public Works Director, Scott Corey, Management Analyst.

Employee organization: SCEA (Suisun City Employees' Association).

4. CONFERENCE WITH LABOR NEGOTIATOR

Agency negotiator: Suzanne Bragdon, City Manager, Ron Anderson, Assistant City Manager, and Jason Garben, Development Services Director, Scott Corey, Management Analyst.

Employee organization: SCMPEA (Suisun City Management and Professional Employees' Association)

6:00 PM – Mayor Sanchez recessed the City Council to Closed Session.

CONVENE OPEN SESSION

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

7:12 PM – Mayor Sanchez reconvened the City Council and stated no decisions had been made in Closed Session.

ADJOURNMENT

There being no further business, Mayor Sanchez adjourned the meeting at 7:12 PM.

Linda Hobson, CMC
City Clerk

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, DECEMBER 1, 2015

7:00 P.M.

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

NOTICE

Pursuant to Government Code Section 54953, Subdivision (b), the following Council/Successor Agency/Housing Authority includes teleconference participation by Councilmember Jane Day from: 301 Morgan Street, Suisun City, CA 94585.

ROLL CALL

Mayor Sanchez called the meeting to order at 7:04 PM with the following Council / Board Members present: Day, Hudson, Segala, Wilson, and Sanchez.

Pledge of Allegiance was led by Council Member Hudson.

Invocation was given by City Manager Bragdon.

PUBLIC COMMENT

(Requests by citizens to discuss any matter under our jurisdiction other than an item posted on this agenda per California Government Code §54954.3 allowing 3 minutes to each speaker).

Dave Harrison commended the police department, expressed concern about travel pay for council members who teleconference the council meetings, and public access to place where the council member is teleconferencing.

Mark Langdon expressed concern about the City sponsored drop day and about not having been given timely appeal to parking citation issued on May 14, 2015 and requested hearing to discuss the matter.

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. Mayor/Council - Chair/Boardmembers

Council Member.

Day hoped everyone had a nice Thanksgiving.

Council Member Hudson commented on the Christmas lights and reported attending the water board meeting.

Council Member Wilson advised the Children's Network was having a 20-week parenthood training, and on January 21 there would be a youth employment seminar from 8:30-10:30 and stated it was important for youth to be able to find work during the summer.

Council Member Segal reported attending the Senior Dinner for Thanksgiving where 160 senior citizens were served and about forty in-home dinners, advised Salvation Army Red Kettle kickoff was this week, and distributed cans to all the elected officials to put their loose change in for the animal rehabilitation.

Mayor Sanchez reported attending Fairfield Suisun City Sewer District meeting, No Bay California League of California Cities, and water agency.

2. City Manager/Executive Director/Staff
 - a. Public Works Update – (McSorley).

PRESENTATIONS/APPOINTMENTS

(Presentations, Awards, Proclamations, Appointments).

3. Introduction and Swearing in of new Suisun City Police Sergeant Jeremy Crone - (Mattos).

Police Chief Mattos introduced Sergeant Crone and City Clerk Hobson gave the oath of office.

CONSENT CALENDAR

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

City Council

4. Surrendered and Abandoned Vessel Exchange (SAVE) Program – (Davis).
 - a. Council Adoption of Resolution No. 2015-128: Authorizing the City Manager to Execute a Grant Agreement with the State of California Department of Parks and Recreation Division of Boating and Waterways for the Surrendered and Abandoned Vessel Exchange (SAVE) Program; and
 - b. Council Adoption of Resolution No. 2015-129: Adopting the 6th Amendment to the Annual Appropriation Resolution No. 2015-79 to Appropriate Funds for the SAVE Grant Program.
5. City Council Adoption of Resolution No. 2015 -130: Adopting Certain Findings and the Policy Directives to Implement the Sales and Use of Safe and Sane Fireworks for 2016 as Provided in Chapter 8.04 of the Suisun City Code – (O'Brien).
6. Used Oil Competitive Grant No. UOC2-15-0039 – (McSorley).
 - a. Council Adoption of Resolution No. 2015-131: Authorizing the City Manager or Their Designee to Execute a Grant Funding Agreement with the County of Solano for the Calrecycle Used Oil Competitive Grant No. UOC2-15-0039; and
 - b. Council Adoption of Resolution No. 2015-132: Adopting the 7th Amendment to the Annual Appropriation Resolution No. 2015-79 to Appropriate Funds for the Used Oil Competitive Grant No. UOC2-15-0039.

Housing Authority

7. Housing Authority Adoption of Resolution No. HA 2015-04: Authorizing the Executive Director to Execute a Due Diligence and Exclusive Negotiation Agreement (ENA) for Assessor Parcel Numbers 0173-390-160 and 180 (the "Post Office Site") with Harbor Park, LLC – (Garben).

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

8. 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 November 17, 2015 – (Hobson).

Motioned by Council Member Wilson and seconded by Council Member Hudson to approve Consent Calendar. Motion carried by the following vote:

AYES: Council Members Day, Hudson, Segala, Wilson, Sanchez

Note: Council Member Segala voted no on Item 5.

GENERAL BUSINESSCity Council

9. Discussion and Direction Regarding Certain Downtown Waterfront Specific Plan Update Policies Prior to Completion of Draft Plan – (Garben).

Raymond Klein, Dave Harrison and Gerry Raycraft commented on the Specific Plan.

Council gave staff direction and the Specific Plan will be brought back in the future for adoption.

PUBLIC HEARINGSCity Council

10. PUBLIC HEARING - (CONTINUED TO DECEMBER 15, 2015)

Request to Establish the Sunset Special Sign Overlay District (the “District”) at the Northeast Corner of Highway 12 and Sunset Avenue and to Approve a Pylon Sign at the Sunset Center Shopping Center – Garben.

- a. Council Introduction and Waive Reading of Ordinance No. ____: Approving a Special Sign Overlay District at the Northeast Corner of Highway 12 and Sunset Avenue (APNs 0173-390-010; 030, 040, 050, 060, 070, 100, 130, 140, 150, 160, 170, and 180).
- b. Council Adoption of Resolution No. 2015-____: Approving a 60 Foot Tall Pylon Sign at the Sunset Center Shopping Center (APNs 0173-390-150).

Mayor Sanchez opened the public hearing. Hearing no comments, Mayor Sanchez continued the public hearing to the next meeting.

ADJOURNMENT

There being no further business, Mayor Sanchez adjourned the meeting at 9:23 PM.

Linda Hobson, CMC
City Clerk

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AGENDA TRANSMITTAL

MEETING DATE: December 15, 2015

CITY AGENDA ITEM: Discussion and Direction Regarding Title 18 “Zoning” Policies of the Suisun City Code.

FISCAL IMPACT: The Zoning Ordinance Update was a part of professional services contract for the General Plan Update with AECOM and has been budgeted since in the City’s Annual Budget since FY 2009-10. The total contract for AECOM’s work is \$344,431.

BACKGROUND: In the spring of 2010, the City Council authorized a contract with AECOM to complete both an update of the General Plan, as well as an update of Title 18 “Zoning” of the Suisun City Code to ensure consistency with the new General Plan, as required by state law. The City Council adopted the General Plan in May 2015, which has allowed staff and the consultant time to focus on completing the Zoning Ordinance Update.

By way of background, a Zoning Ordinance consists of two parts: (1) a map (or series of maps), and (2) text (or policies). The zoning map shows how the community is divided into different use districts or zones. Zoning districts common to most ordinances include residential, commercial, industrial, and agricultural. The zoning map must show precise boundaries for each district. Consequently, most zoning maps rely on street or property lines as district boundaries.

The zoning text serves two important functions. First, it explains the zoning rules that apply in each zoning district. These rules typically establish a list of land uses permitted in each district plus a series of specific standards governing lot size, building height, and required yard and setback provisions. Second, the text sets forth a series of procedures for administering and applying the zoning ordinance. What is proposed in the update of Title 18 “Zoning” is consistent with each of the above points.

On November 10, 2015, the Planning Commission conducted a discussion and direction item, in which the Commission provided staff with recommendations to forward to the City Council for consideration. These recommendations may be found within the body of the staff report.

STAFF REPORT: The last comprehensive update of Title 18 “Zoning” was over 30 years ago and there are many cases (including “definitions”) of references back to 1974. Since the last comprehensive update, there have been many changes in terms of land use, state laws, and process. In recent years, it has become more and more difficult to uphold Title 18, as there are inconsistencies between chapters and sections, as well as the changes referenced previously.

Staff has identified three topical areas that seem to necessitate the most immediate policy direction in order to rewrite those sections in the new Zoning Ordinance. To facilitate review and discussion, Exhibit A (found below) outlines numerically, by topic area, recommendations for Council consideration on these three topics.

PREPARED BY:
REVIEWED BY:
APPROVED BY:

John Kearns, Associate Planner
 Jason Garben, Development Services Director
 Suzanne Bragdon, City Manager

The topical areas include:

- Front Yard Landscaping.
- Signage.
- Community Health.

Following Exhibit A, as outlined in the previous staff report, is a more complete discussion of each topic including a recap of the Planning Commission's discussion and ultimate recommendations. As a reminder, two of the primary objectives of the update are to increase both the functionality and user-friendliness of the Plan.

SUMMARY OF COMMISSION RECOMMENDATIONS

For each of the three topical areas identified above, a series of specific recommendations is outlined for Council consideration, discussion and direction. Direction on each of these recommendations will provide staff with the information necessary to prepare the Draft Final Zoning Ordinance (Title 18 of the Suisun City Code). A more comprehensive discussion follows Exhibit A.

EXHIBIT A – SUMMARY OF PLANNING COMMISSION RECOMMENDATIONS BY TOPICAL AREA		
TOPICAL AREA 1: FRONT YARD LANDSCAPING		
Recommendations:	1A.	Include design requirements that include both hardscape and landscape. Locations for appropriate parking off-street.
	1B.	Include a maximum percentage of coverage of paved materials (Planning Commission recommended the code update carry over the 60/40 split found in the existing code).
	1C.	Provide a better definition for “all-weather surface material”.
	1D.	Include locational requirements for off-street parking.
TOPICAL AREA 2: SIGNAGE		
NOTE: FOR DEFINITIONS OF UNIQUE SIGN TYPES, SEE ATTACHMENT 1		
Recommendations:	2A.	<i>Signs not requiring permit</i> <ul style="list-style-type: none"> • A-frame/sandwich board signs for non-residential purposes with design and siting standards (i.e. one per business, size, safety, outside of public right-of-way, etc.) • Temporary promotional signs include, but are not limited to, commercial signs advertising a special product, sale, or event. Promotional signs may be made of paper, cloth, canvas, lightweight fabric or other non-rigid material, but must be adequately anchored. Display period to limited to a maximum of 90 days per calendar year. These signs may not be illuminated.

		<ul style="list-style-type: none"> Temporary sign displaying noncommercial messages subject to being a maximum of 6 square feet per sign and being setback 5 feet from the public right of way. Sign shall not be posted on streets, traffic signs and poles, sidewalks, parkways, medians, City parks, and trees. Signs must not be located within 100 feet of a polling place. Signs shall not be posted without prior written consent of the landowner and must not be illuminated. 			
	2B.	<i>Specialty Signs (not discussed with Planning Commission so thus no recommendations); Definitions in Attachment 1.</i>			
		Type	Temporary	Permanent	Not Allowed
		Inflatable Signs (including balloons signs)			
		Figurative Sign			
		Marquee Sign			
		Mobile Billboard Sign			
		Pennant			
		Roof Sign			
TOPICAL AREA 3: SMOKE-FREE ENVIRONMENTS AND “HEALTHY” STORE POLICIES					
Recommendations:	3A.	Make fruit stands an allowed use in both residential and non-residential zoning districts subject to location requirements.			
	3B.	Provide definitions for convenience stores, smoke shops, liquor store, recreational smoking lounge, community garden, and corner market in the Zoning Ordinance.			
	3C.	Regulate the concentration of retail establishments selling alcohol and/or tobacco products, and establish locational requirements from sensitive uses for alcohol and tobacco retail businesses.			

DETAILED ANALYSIS

The following provides a more detailed discussion of each topical area, including a recap of the discussion and recommendations of the Planning Commission that led to the recommendations summarized in Exhibit A and presented in more detail below:

1. Front Yard Landscaping

Currently, staff uses Section 18.44.270 “Parking in Residential Front Yards” to enforce general treatment of front yards relating to the ground surface. It provides a brief listing of appropriate materials to park vehicles on, but it does not provide design standards which provide parameters in which property owners would be able work within.

18.44.270 - Parking in residential front yards.

Any portion of any front yard, utilized for parking or storing of any motor vehicle, recreational vehicle, boat, trailer or camper shall be paved with an all-weather surface material, such as concrete pavement, decomposed granite, crushed limestone, turfstone, or an equivalent material of sufficient strength to support vehicle weight. Such materials, including all walks, driveways and parking spaces, shall not exceed sixty percent of the area of any residential front yard. The zoning administrator may vary this requirement for lots fronting on the curvilinear portions of cul-de-sacs.

The intent is to prevent the over-paving in front yards. Additionally, the intent of the regulation is aesthetics, as well as functionality, as over-paving could burden the stormwater infrastructure. This issue has most recently resurfaced, as residents have begun responding to Executive Order B-29-15 in which the Governor declared California in a State of Emergency regarding the drought. The Executive Order has placed restrictions on water usage. A typical response has been to replace turf with drought-resistant landscape (permitted) or replace all landscaped areas with pavement (not permitted), eliminating the need for irrigation. Further, when a resident chooses the latter option, often times staff is not alerted to the work until it has been completed and becomes a code enforcement matter. Currently, there is no permit required for this type of work.

Planning Commission Recommendations

- Include design requirements that include both hardscape and landscape and locations for appropriate parking off-street.
- Include a maximum percentage of coverage of paved materials.
- Provide a better definition for “all-weather surface material.”

2. Signage

Currently, Chapter 18.54 “Signs” incorporates various sections that provide policies relating to design, location, and types of signage. Two primary purposes of the sign code are: (1) Promote economically stable and visually attractive districts within the City; and (2) Promote signs that are attractive, pleasing, and harmonized with the physical character of the structure and environment of surrounding properties. The following are recommendations that require direction as they consistently been troublesome for staff to enforce. For each, the Planning Commission has provided recommendations for consideration.

Planning Commission Recommendations

- A-Frame, sandwich board, or similar portable signs, subject to the following.
 - Maximum of one sign per tenant space.
 - Maximum sign area of 6 square feet and a maximum height of 3 feet, measured from the ground to the top of the sign structure.
 - A-frame signs shall be placed at least five feet behind the face of curb and outside of the City right-of-way. Where there is no sidewalk or curb, A-frame signs shall be located outside of the City right-of-way.
 - A-frame signs shall not be placed where they may obstruct vision or create other public safety hazards. A-frame signs shall comply with clearance rules under the Americans with Disabilities Act.
 - A-frame signs may be placed in the vision triangle provided they are less than 3 feet in height.
 - A-frame signs may not be illuminated.

A-frame signs shall be removed during all times when the business establishment is closed.

- Temporary Promotional Signs:
 - Banners made of paper, cloth, canvas, lightweight fabric, or other non-rigid material, with or without frames, may be permitted. Such signs must be adequately anchored and composed of materials durable enough to withstand exposure to the elements.
 - Display periods for temporary promotional signs shall be limited to a maximum of 90 days per calendar year.
 - Temporary promotional signs may be displayed in windows, attached to a building façade, or mounted in a permanent display case.
 - Temporary promotional signs may not be illuminated.
- Temporary signs displaying noncommercial messages:
 - A maximum of 6 square feet of signage per sign, set back at least 5 feet from the public right-of-way, and not projecting above the roofline of any structure.
 - During the time period beginning 90 days before a special, general, or primary election and ending 3 weeks after such election, the total allowed sign area for noncommercial messages may be 32 square feet in area. The same setback and height restrictions listed above shall apply to this additional area.
 - Such signs shall not be posted on any private utility property or public property, including, but not limited to, streets, traffic signs and poles, sidewalks, parkways, medians, City parks, and trees.
 - Such signs shall not be located within 100 feet of a polling place, in accordance with the California Elections Code.
 - Such signs shall not be posted without prior written approval of the property owner.
 - Such signs shall not be illuminated.

Specialty Signs- Not Considered by the Planning Commission

One of the issues in the existing zoning code is that there are minimal definitions and thus difficult to classify certain types of signs. Often the lack of definitions means that staff must classify signs into general categories which may not be the preferred approach. The following list of signs is largely not included in the existing Zoning Ordinance. Further, staff has provided an attachment which includes many definitions that is intended to assist the City Council in their consideration:

- Inflatable Signs (including balloon signs).
- Figurative Sign.
- Marquee Sign.
- Mobile Billboard.
- Pennant.
- Roof Sign.

In place of Planning Commission recommendations, staff is asking the City Council for direction on how to classify each type of sign found above. Specifically, should they be allowed temporarily, permanently or not at all.

Community Health

City of Suisun City was awarded a grant from the Center of Disease Control through Solano County. Specific aims of the grant include increasing the availability and affordability of healthy foods and beverages in a variety of community settings; promoting water consumption in schools; getting corner/convenience store owners to sell fruits and vegetables; limiting the number of tobacco retail outlets and making more parks smoke-free; and establishing clinical referral systems for patients with high blood pressure or diabetes to learn about healthy living. Many of these goals fall outside of the purview of zoning, but a majority has direct or indirect ties to zoning. For example, it may be appropriate to make certain uses “conditionally permitted” or to implement certain standards for certain uses.

Planning Commission Recommendations

- Make fruit stands an allowed use in both residential and non-residential zoning districts subject to location requirements.
- Provide definitions for convenience stores, smoke shops, liquor store, recreational smoking lounge, community garden, and corner market in the Zoning Ordinance.
- Regulate the concentration of retail establishments selling alcohol and/or tobacco products and establish locational requirements from sensitive uses for alcohol and tobacco retail businesses.

Staff is seeking input from the City Council on each of these three topics discussed above which will then become a part of the draft of Title 18.

NEXT STEPS

Staff expects to be able to take the direction provided by the City Council and finalize a draft of the Title 18 for public review and consideration of the Planning Commission and City Council before final adoption. Adoption of this update will allow consistency between the General Plan and Title 18 “Zoning”.

RECOMMENDATION: It is recommended that the City Council:

- Receive Staff Presentation; and
 - Take any Public Comments; and
 - Provide Staff with Discussion, Direction, and Comments.
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ATTACHMENTS:

1. Draft Zoning Code Definitions: Unique Sign “Types”

ATTACHMENT NO. 1

**Draft Zoning Code Definitions
Selection of Unique Sign “Types”**

Balloon Sign. A flexible bag made of a material such as rubber, latex, polychloroprene, or a nylon fabric that is filled with a gas such as helium, hydrogen, nitrous oxide, or air. A balloon qualifies as a “sign” when it is larger than 8 cubic feet in volume or is stationed at or above 10 feet above the ground.

Figurative Sign. A sign that comprises a three-dimensional object that graphically or iconically brands an establishment or development (e.g., provides a representational message rather text messages). Such signs may be used as either building-attached or freestanding signs.

Inflatable Sign. Any sign which is inflated, floats, is tethered in the air, or is activated by air or moving gas, whether located in the air, on the ground, or on a building.

Marquee Sign. Any sign attached to, in any manner, or made a part of a marquee.

Mobile Billboard Sign. An off-site, outdoor advertising sign on which space is leased or rented and is attached to a wheeled, mobile, non-motorized vehicle that carries, pulls, or transports a sign or billboard. A vehicle which advertises the company of its primary use is not considered a mobile billboard.

Noncommercial Message. A message that addresses topics of public debate and concern.

Pennant. Any lightweight plastic, fabric, or other material, whether or not containing a message of any kind, attached to a rope, wire, or string, usually in a series, designed to move in the wind and attract attention.

Roof Sign. A sign placed upon, projecting from, or above the eaves of the roof or the roof itself. A sign hanging from and below a roof eave is not a roof sign.