



**CITY OF FAIRFIELD  
CITY COUNCIL  
REGULAR CONCURRENT MEETING  
TUESDAY, APRIL 20, 2021; 6:00 PM  
VIA TELECONFERENCE**

**MINUTES**

**CALL TO ORDER**

Mayor Harry T. Price called the meeting to order at 6:17 p.m.

**ROLL CALL**

On roll call were Councilmembers Pam Bertani, Catherine Moy, Doriss Panduro, Chuck Timm, and Scott Tonnesen; Vice-Mayor Rick Vaccaro, and Mayor Price.

**INVOCATION**

Worship Pastor Jeff Hood of First Baptist Church gave an invocation.

**PLEDGE OF ALLEGIANCE**

Councilmember Moy led the Pledge of Allegiance.

**COUNCIL REPORTS**

Vice-Mayor Vaccaro stated he believed the verdict in the State of Minnesota vs. Police Officer Derek Chauvin for the murder of George Floyd was a historic decision and that the guilty verdict on all three counts was a just verdict. He stated, "Justice was served today."

Councilmember Bertani stated she watched the trial "gavel to gavel" and, in her opinion, the star witness was the videotape of Derek Chauvin with his knee on George Floyd's neck for more than nine minutes.

Councilmember Moy stated she was very pleased with the verdict and spoke about the history of slavery in the United States and around the world.

Councilmember Panduro stated a quote from Floyd Family Defense Attorney Benjamin Crump, who said after the verdict was read, "We need to lean into the moment to make it a more just America." She said that the decision was monumental and hopes we can continue to move forward.

Councilmember Timm stated that the jury system worked in this case and that he agreed with his colleagues' comments.

Councilmember Tonnesen had nothing to report.

Mayor Price stated he agreed with his colleagues. He commented, "It's easy to tear down, it's challenging to rebuild." He said we have a lot of rebuilding to do.

### **CITY MANAGER REPORT**

City Manager Stefan Chatwin reported that since Solano County is still not in the Orange Tier with regards to COVID-19, he and staff recommend continuing Council meetings via Zoom and not in person until it is safe to do so. He stated he is monitoring the situation closely and will continue to keep everyone informed. He spoke about Fairfield Forward 2050, the General Plan update and the public meeting process. He said staff will hold at least twenty public meetings in the next year and a half and that there will be lots of community outreach and that the goal is to make these meetings inclusive and transparent.

### **CITY ATTORNEY REPORT**

City Attorney Greg Stepanicich stated there was no reportable action taken during closed session.

### **CITY CLERK REPORT**

City Clerk Karen Rees thanked Fairfield Cannabis Collective for adopting Alaska Avenue as part of the AAS program. She also thanked all Adopt-A Street and Adopt-A-Parks groups, who are holding cleanups this month as part of Earth Day and Clean Up Solano!

She reported that the Food Bank of Solano & Contra Costa Counties always needs volunteers and that there are Saturday shifts available at their new location at 2370 N. Watney Drive.

### **PRESENTATIONS**

1. Vice-Mayor Vaccaro read a proclamation declaring April as Fair Housing Month.
2. Volunteer Program Coordinator Karen Rees read a proclamation for National Volunteer Appreciation Week.

### **PUBLIC COMMENTS**

Joe Green Heffernan spoke about the General Plan Advisory Committee.

Edward Russell spoke about racism.

Marilyn Farley and Duane Kromm spoke about the need to have public General Plan Update meetings.

Kam Holzendorf spoke about a community clean-up day in Fairfield.

Jack Batson spoke about potential conflicts of interest on General Plan Advisory Committee.

Raymond Courtemanche spoke about the cannabis retail permits.

**Convened meeting of the Paradise Valley Maintenance and Monitoring District at 6:59 p.m.**

**NEW BUSINESS**

3. Assistant Public Works Director Ryan Panganiban recommended to Council that it approve the Resolution PVMMD2021-01 of the Paradise Valley Maintenance and Monitoring District Authorizing the District Manager to Execute a Professional Services Agreement with Cal Engineering & Geology for On-Call Geologic and Geotechnical Engineering Consultation Services; and

Resolution PVMMD2021-02 of the Paradise Valley Maintenance and Monitoring District Authorizing the District Manager to Execute a Professional Services Agreement with Cal Engineering & Geology for Review and Evaluation of Plan of Control, Engineer's Report, and Reserve Study

Member Timm made a motion to approve PVMMD-2021-01 and PVMMD-2021-012. Member Bertani seconded the motion. By a roll call vote, the motion carried unanimously.

**Reconvened meeting of the City Council at 7:09 p.m.**

**CONSENT CALENDAR**

All matters listed on the Consent Calendar are to be approved with one motion unless a member of the Council or the public requests that separate action be taken on a specific item.

4. Heart of Fairfield Plan Implementation Update

5. Heart of Fairfield - Resolution 2021-69 of the City Council of the City of Fairfield Approving the Plans and Specifications and Awarding a Contract to Kerex Engineering Inc., for the Heart of Fairfield Bollard Project

6. Resolution 2021-70 of the City Council of the City of Fairfield to Suspend Competitive Bidding and Authorize the City Manager to Purchase a Replacement Backhoe Loader

7. Resolution 2021-71 of the City Council of the City of Fairfield to Suspend Competitive Bidding and Authorize the City Manager to Purchase a Replacement Combination Sewer and Storm Drain Cleaner Truck

8. Resolution 2021-72 of the City Council of the City of Fairfield Approving the Plans and Specifications, and Awarding a Contract to Legion Contractors, Inc. for the Rancho Solano and Paradise Valley Clubhouses Flooring and Painting Improvements Project and Updating the Fiscal Year 2020/2021 Budget

9. Resolution 2021-73 of the City Council of the City of Fairfield Authorizing Staff to Enter

into SideLetter Agreements Amending the Memoranda of Understanding for all Employee Associations to Extend the Expiration Date from June 30, 2021 to June 30, 2022

10. Resolution 2021-74 of the City Council of the City of Fairfield Authorizing a Side Letter Agreement between the City and the Fairfield Employees' Association (FEA) to Amend Section 9 (Uniform Allowance/Boot Reimbursement) of the Memorandum of Understanding to Increase the Uniform Allowance or Fire Inspector and Fire Plans Examiner Positions

11. Resolution 2021-75 of the City Council of the City of Fairfield Accepting the Green Valley RoadBay Area Ridge Trail Crossing Project as Complete

12. Resolution 2021-76 of the City Council of the City of Fairfield Approving the Purchase and Sale Agreement and Joint Escrow Instructions between the City of Fairfield and Fairfield-Suisun Sewer District for the Sale of the Property Located Off of Cordelia Road in Fairfield, CA More Commonly Known as APN 0046-010-440

13. Second Reading and Adoption of Ordinance 2021-06 of the City Council of the City of Fairfield Amending Article V of Chapter 2 of the Fairfield Municipal Code to Establish an Attendance Standard for the Planning Commission

Vice-Mayor Vaccaro made a motion to approve the Consent Calendar as presented. Councilmember Timm seconded the motion. By a roll call vote, the motion carried unanimously.

#### **NEW BUSINESS**

14. Director of Finance Emily Combs recommended to Council that it approve Resolution 2021-77 of the City Council of the City of Fairfield Approving the City's Fiscal Year 2019-20 Comprehensive Annual Financial Report and the Federal Grants Awards Report.

Councilmember Moy made a motion to approve Resolution 2021-77. Councilmember Bertani seconded the motion. By a roll call vote, the motion carried unanimously.

15. City Manager Chatwin recommended to Council that it approve Resolution 2021-78 of the City Council of the City of Fairfield Denouncing Hate Crimes and Violence Against All Persons and Reaffirming the City of Fairfield's Commitment to Ensure All Members of the Fairfield Community Feel Safe and Welcome in the City.

Councilmember Bertani read the resolution and stated it was an honor to do so.

Kam Holzendorf spoke on item 15.

Vice Mayor Vaccaro made a motion to approve Resolution 2021-78. Councilmember Bertani seconded the motion. By a roll call vote, the motion carried unanimously.

16. Assistant City Manager Gassaway recommended to Council that it approve Resolution 2021-79 of the City Council of the City of Fairfield Modifying the Number of

Commercial Cannabis Business Permits that may be Issued to Retailers in the City; and

Resolution 2021-80 of the City Council of the City of Fairfield Supplementing the Procedures and Guidelines for the City Council's Consideration of Commercial Cannabis Business Permit Applications and the Issuance of Retailer Permits

Kam Holzendorf, Raymond Courtemanche, and Faye Wilson spoke on item 16.

Councilmember Moy made a motion to approve Resolution 2021-79, allowing up to three (3) cannabis retail permits. Councilmember Bertani seconded the motion. By a roll call vote, the motion failed 3-4 with Councilmembers Timm and Tonnesen, Vice Mayor Vaccaro, and Mayor Price voting no.

Councilmember Tonnesen made a motion to approve Resolution 2021-79, with an option of up to four (4) permits allowed. Councilmember Timm seconded the motion. By a roll call vote, the motion carried unanimously.

Councilmember Timm made a motion to approve Resolution 2021-80, with the no-ranking system option. Mayor Price seconded the motion. By a roll call vote, the motion carried unanimously.

17. Community Development Management Analyst Jonathan Luong presented the Art in Public Spaces Pilot Project.

Kam Holzendorf spoke on item 17.

Councilmember Tonnesen made a motion to approve the Art in Public Spaces Pilot Project. Councilmember Panduro seconded the motion. By a roll call vote, the motion passed 6-1, with Councilmember Bertani voting no.

18. City Manager Chatwin opened the discussion and asked for direction from the City Council of the City of Fairfield to Honor Past Councilmembers Robbie Burr Berger, Karin MacMillan, and Joy Pettygrove. He stated the official process for naming streets or buildings requires that those streets or facilities open within 60 days of the naming. Therefore, the naming process would need to be for a future development or building.

George Kennedy spoke on item 18 and stated that Laurel Creek ball fields were named after Joy Pettygrove.

19. City Manager Chatwin opened the discussion and asked for direction from the City Council of the City of Fairfield to Amend City Code relating to the Compensation of Councilmembers and Mayor. Staff prepared three options for discussion and direction.

**Option 1:** Increase salary to comply with California Government Code. Title 4, section 36516.2D\* from \$500/month to \$600/month (based on population).

**Option 2:** Increase salary to comply with California Government Code, Title 4, section

36514.4D and 36516.4\*\* from \$500/month to \$600/month (based on population) and a 5% increase for each calendar year from the operative date of the last adjustment of salary (32 years). This increase would equate to \$1,300/month ( $\$500/\text{month} + 5\% * 32 \text{ years} = 160\%$ ).

**Option 3:**

Increase salary by 2.5% - 32 years (lower than what is allowed in the California Government Code) increasing salary from \$500/month to \$900/month.

Ana Petero and Kam Holzendorf spoke in opposition to a compensation increase for Council.

City Attorney Stepanicich stated the Council vote would be to direct staff to bring this item back to Council on May 4, 2021 for the first reading of the ordinance.

After a lengthy discussion, Councilmember Moy made a motion for staff to prepare an ordinance, selecting Option 2, to the May 4, 2021, Council meeting for the first reading. Councilmember Tonnesen seconded the motion. By a roll call vote, the motion carried 5-2, with Councilmember Bertani and Vice Mayor Vaccaro voting no.

**THE MEETING WAS ADJOURNED AT 9:42 P.M. TO TUESDAY, MAY 4, 2021, 6:00 P.M., VIA TELECONFERENCE.**

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City Clerk

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Mayor