CITY OF FAIRFIELD
FAIRFIELD CITY COUNCIL
REGULAR CONCURRENT MEETING
TUESDAY, JULY 18, 2023; 6:00 PM
COUNCIL CHAMBER, 1000 WEBSTER STREET,
FAIRFIELD, CA 94533 OR VIA ZOOM

MINUTES

CALL TO ORDER

Mayor Catherine "Cat" Moy called the meeting to order at 6:00 p.m.

ROLL CALL

On roll call were Councilmembers Doug Carr, Doriss Panduro, Scott Tonnesen, Rick Vaccaro, and K. Patrice Williams, Vice Mayor Pam Bertani, and Mayor Moy.

INVOCATION

Worship Imam Faridbeg Mirza of the Islamic Center of Fairfield gave an invocation.

PLEDGE OF ALLEGIANCE

Councilmember Panduro led the Pledge of Allegiance.

COUNCIL REPORTS

Councilmember Carr had no report.

Vice Mayor Bertani congratulated the City Council on a successful Listening Tour session on July 8 in Rolling Hills (District 4). She reported that she attended the homeless roundtable meeting hosted by the Police Department and service providers. Lastly, she reported that the Fairfield Clergy Action Network would partner with Travis Air Force Base to hold an open house on the base on August 11. She said to contact Kelly Ballard or herself for details.

Councilmember Panduro thanked the North Texas Business Street owners, Matt Garcia Foundation, and REAL Fairfield for their help in the community cleanup on N. Texas July 15. She thanked Paco from the Homeless Engagement and Response Team (HEART) for promptly removing all the trash bags. She also thanked Republic Services for providing a large dumpster for residents and to Fairfield-Suisun Unified School District for allowing the dumpster to be at Grange Middle School. Lastly, she thanked City Manager Gassaway, his sons, and Councilmember Tonnesen for their participation. Solano County Library for its great summer programs, like bilingual story time, and for hosting free lunches for students this summer.

Councilmember Vaccaro said he loved seeing the Council Chamber packed with people. He thanked Director of Parks & Recreation Kristina Kaunzinger and staff for coordinating the Independence Day Parade. He commented that the Listening Tou on July 8 was the best-attended session so far, with 50 people in attendance. Lastly, he cautioned residents to be careful with the heat wave expected this weekend.

Councilmember Tonnesen reiterated his colleagues' comments and thanked everyone who participated in the parade and the community cleanup.

Councilmember Williams stated she enjoyed the parade immensely and enjoyed waving to the crowds from the firetruck. She thanked the staff for a stellar event. She reported she recently met a part-time employee named Re-Re from the IT Help Desk and Public Works Water Distribution Operator John Beaver. She said they both spoke positively about their jobs and working for the City of Fairfield. It makes her proud to represent the City.

Mayor Moy reported she toured Fair Haven Commons, a 72-unit apartment building for very-low-income families and formerly homeless individuals, located at 1695 Sunset Avenue. This MidPen Housing multi-family project has 72 apartment units, 44 of which are restricted to people who are unhoused, at risk of homelessness, or disabled. Several people come into the brand-new units from their cars or a shelter. Forty-four formerly homeless individuals will be moved in by the end of August and provided with wrap-a-round services, including mental health services.

CITY MANAGER REPORT

City Manager David Gassaway reported that during the LLMD ballot counting process conducted by NBS, three issues arose during the ballot tabulation process: 1) NBS notified the City of Fairfield the week of July 10 that two ballots, LLMD 2023-11 (Paradise Valley) and LLMD 2023-12 (Downtown Business District) were omitted from the final count that was conducted on June 7, 2023. The ballots were accidentally placed in a separate group that had already been tabulated, so they were not included in the final count. Once NBS added them to their count – the outcome did not change; 2) There was a ballot box error in the ballot box that was provided by Solano County Registrar of Voters Office – two ballots had slid into the door of the ballot box and were not seen by the NBS, as they were not in the main area from LLMD 2023-7 (Rolling Hills) and LLMD 2023-13 (North Cordelia). The ballot box was returned to the County, and they found the two ballots in the door space. Once NBS added them to their final count – the outcome did not change); and 3) one ballot was somehow omitted from the final count for LLMD 2023-5 (Rancho Solano). And again, once it was added to the final count – the outcome did not change.

The City was not happy with the issues this created and met with City Attorney's Office and Public Works staff and are taking three steps to rectify the situation: 1) disclose the issues above in a public meeting (as we are doing this evening); 2) request a substantial refund from NBS for what City views as certain failures of theirs in conducting the count on behalf of the City and its residents; and 3) hire an independent consultant that specializes in LLMD ballot counts to perform an audit. In addition, a recount will be done in Council Chamber and open to the public to ensure and preserve the integrity of the process.

Lastly, he stated that Item 20 was being pulled at the request of the applicant and will be brought back to Council at a September meeting.

CITY ATTORNEY REPORT

City Attorney David Lim had nothing to report.

CITY CLERK REPORT

City Clerk Karen Rees reported that the golf volunteers (approx. 62 at both golf courses, RS & PV) completed over 15,000 volunteer hours this past FYE 6/30/23. (Marshal assistants and player assistants). She shared that there were still no Districts 2 and 5 applications for the newly formed Landscape Oversight Committee.

PRESENTATIONS

1. Recognition of K9 Officer Leon's retirement presented by Chief of Police Dan Marshall and Mayor Moy. They also recognized Leon's handler, Officer Justin Gutierrez. Leon was awarded an engraved water bowl for his bravery and dedicated service.

2. Proclamation declaring National Parks & Recreation Month p resented by Councilmember Scott Tonnesen to Parks & Recreation Director Kristina Kaunzinger.

3. Certificate of Appreciation for James Engell presented by Councilmember Scott Tonnesen. James fixed the sprinklers at a recent summer concert in a park which allowed the concert to continue.

4. 4th of July Parade Awards presented by Parks & Recreation Director Kristina Kaunzinger. Recreation Program Coordinators Juan Segura and Kalie Cambra distributed the awards to the winners.

PUBLIC COMMENTS

Jeff Trager spoke about upcoming events at the Downtown Theatre.
Josh Patton would like a bus shelter installed near Nation's Burgers.
Matthew Bidou spoke about the Train Station Specific Plan – Phase 3.
Tony Wade spoke about his third published book about Armijo High School.
Anita Malchiodi Albedi spoke about noise ordinances and the need to train police dispatchers.
Via Zoom, Alicia Minyen spoke about the Fairfield Train Station Specific Plan – Phase 3.

Convened meeting of the Paradise Valley Maintenance and Monitoring District at 7:05 p.m.

PUBLIC HEARINGS

5. Public Works Senior Management Analyst Chris Lewis recommended to Council that it open the Public Hearing; and approve Resolution PVMMD 2023-05 of the Paradise Valley Maintenance and Monitoring District Board Approving the Fiscal Year 2023-2024 Budget and Ordering the Levy and Collection of the Fiscal Year 2023-2024 Assessments for the Paradise Valley Maintenance and Monitoring District

Chair Moy opened the public hearing. Theda Peck and Rick Johnson spoke on Item 5. Chair Moy closed the public hearing.

Councilmember Vaccaro made a motion to approve Resolution PVMMD 2023-05. Councilmember Tonnesen seconded the motion. The motion carried unanimously (7-0).

Reconvened meeting of the City Council at 7:18 p.m.

CONSENT CALENDAR

6. Approval of Meeting Minutes from June 2023

7. Minute Action Approving Mayor's Appointment for the 2023 League of California Cities Voting Delegate and Alternate

8. Resolution 2023-185 of the City Council of the City of Fairfield Approving the Response to the 2022-2023 Solano County Civil Grand Jury Report Entitled, "Oversight of Fairfield Measure P"

9. Resolution 2023-186 of the City Council of the City of Fairfield Approving the Mission Samoa Homeless Shelter and Site Utilities Project as Complete

10. Resolution 2023-187 of the City Council of the City of Fairfield Authorizing City Staff to Submit an Application to the State of California Housing and Community Development (HCD) to Become a ProHousing Designated City

11. Resolution 2023-188 of the City Council of the City of Fairfield Authorizing Application for a Manufactured Housing Opportunity and Revitalization (MORE) Program Grant for $800,000

12. Resolution 2023-189 of the City Council of the City of Fairfield Approving Acceptance of the California Highway Patrol Cannabis Tax Fund Grant Program 2023-24 to Reduce Impaired Driving Traffic Collisions and Proactively Remove Impaired Drivers From the Roadway

13. Resolution 2023-190 of the City Council of the City of Fairfield Authorizing the City Manager to Execute and Approve Additional Purchases Paid Against Original Purchase Order with Axon Enterprise, Inc.

14. Resolution 2023-191 of the City Council of the City of Fairfield Authorizing the City Manager to Execute and Approve a 120-Month Contract with Axon Enterprise, Inc. to Provide Equipment and Services for the Police Department

Councilmember Vaccaro made a motion to approve the Consent Calendar. Councilmember Panduro seconded the motion. The motion carried unanimously (7-0).

NEW BUSINESS

15. Minute Action approving Mayor's Appointments to the Planning Commission appointments.

Councilmember Tonnesen made a motion to appoint Chris Matthews and George Kennedy to the Planning Commission. Vice Mayor Bertani seconded the motion. The motion carried unanimously (7-0).

City Clerk Rees administered the Oath of Office to Planning Commissioners Chris Matthews and George Kennedy.

16. City Council Discussion and Direction on the Heart-to-Heart Listening Tour for District 5

Councilmember Panduro stated that she did not need to hold an additional Listening Tour for her district at this time. She thanked Councilmember Williams for suggesting it at a prior council meeting. She said she would revisit the idea in the future if she thought it's necessary.

17. Public Works Senior Management Analyst Marisa Cumpian and Police Support Manager Jeremy Profitt gave an overview of Peafowl Management and shared options for council to consider.

Bret Barner, Sherwin Harris, Kirsten Daugherty, Heidi Daugherty, Joe Gonzalez, Beatriz Serrano, Thea Hansen, and Elaine Gakta (online) spoke on Item 17. Vice Mayor Bertani read a letter from a concerned citizen regarding the peafowl situation.

After a lengthy discussion, the direction from Council to staff was as follows: continue with humane trapping, relocate/rehoming to Dunnell Park, and reduce the pride of birds to 20-30 approximately.

18. Director of Public Works Paul Kaushal and Assistant Civil Engineer Jason Riley gave a presentation on the Markeley Lane Extension to Peabody Road.

Matthew Bidou spoke on Item 18.

The direction from Council to staff was to bring back a Resolution to a future meeting, forming a subcommittee of Mayor Moy and Vice Mayor Bertani, so they can continue to work with the City of Vacaville and Solano County to seek alternative funding sources to be able to start and complete the Markeley Lane Extension project.

19. Fire Marshal Steven Conti recommended to Council that it approve the First Reading and Introduction and Adoption of Urgency Ordinance 2023-09 of the City Council of the City of Fairfield Adding Chapter 12, Article XIII to the Fairfield Municipal Code Relating to the Protection of Critical Infrastructure, Wildfire, Flood Risk Areas, and Youth-Serving Areas.

Councilmember Tonnesen made a motion to waive the full reading, read by title only, and introduce and adopt Urgency Ordinance 2023-09. Councilmember Carr seconded the motion. The motion carried unanimously (7-0).

PUBLIC HEARINGS

Item 20 was pulled by request of applicant and will be brought back to a council meeting in September.

20. Public Hearing; and Resolution 2023-192 of the City Council of the City of Fairfield Annexing Territory (Woolner Avenue by Solano-Napa Habitat for Humanity) to Community Facilities District No. 2012-2 (Public Safety Services, Open Space Operation, and Park Maintenance) as Annexation No. 64, Authorizing the Levy of a Special Tax Within the Annexed Territory, and Submitting the Levy of a Special Tax to the Qualified Electors Thereof; and

Resolution 2023-193 of the City Council of the City of Fairfield Declaring the Results of a Special Annexation Election in Territory Annexed to Community Facilities District No. 2012-2 (Public Safety Services, Open Space Operation, and Park Maintenance), Determining the Validity of Prior Proceedings, and Directing Recording of Amended Notice of Special Tax Lien for City of Fairfield Community Facilities District No. 2012-2 (Public Safety Services, Open Space Operation, and Park Maintenance) Annexation No. 64 (Woolner Avenue by Solano-Napa Habitat for Humanity)

21. Public Works Senior Management Analyst Chris Lewis recommended to Council that it open the public hearing; and approve Resolutions 2023-194 Through 2023-202 of the City Council of the City of Fairfield Approving the Fiscal Year 2023-2024 Engineer's Reports, Confirming the Fiscal Year 2023-2024 Diagrams and Assessments, and Ordering the Fiscal Year 2023-2024 Improvements for Landscaping and Lighting Maintenance Districts No. 1 – Gateway, No. 3 – Waterman Highlands, No. 5 – Smith Ranch, No. 6 – Peppertree, No. 7 – Rolling Hills, No. 8 – Kolob Estates, No. 11 – Paradise Valley North, No. 12 – Downtown Business District, and No. 13 – North Cordelia.

Mayor Moy opened the public hearing. There were no requests to speak. Mayor Moy closed the public hearing.

Councilmember Tonnesen made a motion to approve Resolution 2023-194. Councilmember Carr seconded the motion. The motion carried unanimously (7-0).

22. Principal Planner Meily Sheehan recommended to Council that it open the public hearing and approve Resolution 2023-203 of the City Council of the City of Fairfield Approving the Pre-Annexation Agreement Between the City of Fairfield and Meadow Creek Group, LLC; and Finding the Proposed Annexation of Six Parcels in Solano County (APNs: 0180-110-120, 0028-182-020, 0028-182-150, 0028-191-010, 0028-191-020 and 0028-191-040), Totaling 1.64-Acres, Consistent with the City's General Plan and Municipal Service Review; and requesting the Solano Local Agency Formation Commission to Initiate Proceedings for the Reorganization of Territory.

Mayor Moy opened the public hearing.

Kerri Watt of Meadow Creek Group spoke on Item 22. Mayor Moy closed the public hearing.

Councilmember Tonnesen made a motion to approve Resolution 2023-203. Vice Mayor Bertani seconded the motion. The motion carried unanimously (7-0).

23. Public Works Senior Management Analyst Chris Lewis recommended to Council that it open the public hearing and approve Resolution 2023-204 of the City Council of the City of Fairfield Establishing the City of Fairfield Community Facilities District No. 2023-2 (Train Station Specific Plan II) and an Appropriations Limit Therefor, Authorizing the Levy of a Special Tax Therein, and Submitting the Establishment of an Appropriations Limit and the Levy of Special Taxes to the Qualified Electors Thereof; and

Resolution 2023-205 of the City Council of the City of Fairfield Calling a Special Election and Submitting to the Qualified Electors of the City of Fairfield Community Facilities District No. 2023-2 (Train Station Specific Plan II) Propositions Regarding the Establishment of an Appropriations Limit and the Annual Levy of a Special Tax.

Mayor Moy opened the public hearing. There were no requests to speak. Mayor Moy closed the public hearing.

Councilmember Vaccaro made a motion to approve Resolutions 2023-204. Vice Mayor Bertani seconded the motion. The motion carried unanimously (7-0).

Councilmember Panduro made a motion to approve 2023-205. Councilmember Tonnesen seconded the motion. The motion carried unanimously (7-0).

THE MEETING WAS ADJOURNED AT 9:59 P.M. TO TUESDAY, AUGUST 15, 2023, 6:00 P.M., COUNCIL CHAMBER IN MEMORY OF DONNIE HUFFMAN, WHO DIED JUNE 17, 2023.

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City Clerk

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Mayor