

January 16, 2001

The Benicia City Council meets the 1st and 3rd Tuesday of each month at 7:30 p.m. in the Council Chambers. Copies of Council Agendas are available in the City Clerk's office on the Friday afternoon before the Council meeting.

SPECIAL MEETING - CITY COUNCIL

January 16, 2001

**MINUTES OF THE
REGULAR MEETING - CITY COUNCIL
JANUARY 16, 2001**

The regular meeting of the City Council of the City of Benicia was called to order by Mayor Steve Messina at 7:33 p.m. Tuesday, January 16, 2001, in the Council Chambers, City Hall, 250 East L Street, complete proceedings of which are recorded on tape.

ROLL CALL:

Present: Councilmembers Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Absent: None

PLEDGE OF ALLEGIANCE:

Mayor Messina led the pledge to the flag.

ANNOUNCEMENTS:

VACANCY ON THE SOLANO COUNTY BICYCLE ADVISORY COMMITTEE

Mayor Messina made the announcement; applications available in the City Manager's office.

PRESENTATION:

ARMY CORPS OF ENGINEERS PRESENTATION REGARDING ORDNANCE REMOVAL IN ARSENAL

Bruce Handel, Project Manager, U.S. Corps of Engineers, made the presentation. The project will be made up of three parts: Investigation and Removal, Educational Workshops and Safety Program, and Control Measures. Information will be presented through newsletters, fact sheets, public displays, website, workshops and presentations to Community Groups.

ADOPTION OF AGENDA:

Mayor Messina asked if there were any changes to the Agenda.

Otto Giuliani, City Manager, stated Item A under Consent Calendar, Approval of Minutes of December 16, 2000, the date should be changed to December 19.

On motion of Councilmember Whitney, seconded by Councilmember Corbaley, and unanimously carried, Agenda was adopted, as amended.

COMMUNICATIONS:

WRITTEN COMMUNICATIONS:

PUBLIC COMMENT:

Kitty Griffin, 236 Baker Street, made a correction to a previous statement re: Commercial uses at the proposed Transit Station site; voiced concerns about Lake Herman Road.

James O. Milburn, 280 East J Street, read his statement about the brightness of the lights at the new Chevron Station.

Carey Corbaley, City Councilmember, spoke as a member of the public, announced a meeting to be held on Thursday, January 18, 2001 in Commission Room at 7:30 p.m. to discuss the possibility of a new skate park.

Councilmember Gizzi stated that he had already spoken to the City Manager on intensity of the lights at the Chevron Station; suggested the application be looked at to determine if that issue had been addressed.

CONSENT CALENDAR:

Mayor Messina asked if there were any requests for items to be pulled.

Councilmember Gizzi requested Item H be pulled.

On motion of Councilmember Gizzi , seconded by Councilmember Bidou, and unanimously carried, the following items were approved under the Consent Calendar:

Minutes of December 19, 2000.

Monthly Investment Reports for July through September 2000.

Contract Amendment in the amount of \$24,440 for LSA Associates for Benicia Business Environmental Impact Report (EIR).

RESOLUTION NO. 01-1 - A RESOLUTION ACCEPTING THE RAW WATER TRANSMISSION MAIN CATHODIC PROTECTION SYSTEM REPAIR PROJECT, CITY MANAGER SIGN NOTICE OF COMPLETION AND CITY CLERK RECORD SAME WITH SOLANO COUNTY RECORDER

RESOLUTION NO. 01-2 - A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR FEDERAL SURFACE TRANSPORTATION PROGRAM AND CONGESTION MITIGATION AND AIR QUALITY IMPROVEMENT PROGRAM FUNDING FOR THE EAST H STREET OVERLAY PROJECT, COMMITTING THE NECESSARY LOCAL MATCH FOR THE PROJECT, AND STATING THE ASSURANCE OF THE CITY OF BENICIA TO COMPLETE THE PROJECT

RESOLUTION NO. 01-3 - A RESOLUTION OF INTENT TO VACATE A PORTION OF WEST L STREET RIGHT-OF-WAY WEST OF WEST 11TH STREET AND SETTING THE PUBLIC HEARING FOR FEBRUARY 20,

RESOLUTION NO. 01-4 - A RESOLUTION ACCEPTING THE WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT AS COMPLETE, CITY MANAGER SIGN NOTICE OF COMPLETION AND CITY CLERK RECORD SAME WITH THE SOLANO COUNTY RECORDER

Waive the reading of all ordinances introduced and adopted pursuant to this Agenda.

(END OF CONSENT CALENDAR)

AMENDMENTS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING REHABILITATION PROGRAM GUIDELINES

Councilmember Gizzi requested this item be pulled from the Consent Calendar; concerned with the language in Section 9, Stage 4; requested a mediation clause and clarification of "governing body".

Otto Giuliani, City Manager, cited a recent experience where the proposed option worked well.

Councilmember Gizzi made a motion that Council approve Item H rewording the first sentence in Stage 4 to read - - "and/or Executive Director of the City of Benicia may appeal to the City Manager of the jurisdiction, whose decision shall be final and binding upon the parties".

Council took the following action:

RESOLUTION NO. 01-5 - A RESOLUTION APPROVING AMENDMENTS TO THE COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING REHABILITATION PROGRAM GUIDELINES, AS AMENDED

On motion of Councilmember Gizzi, seconded by Councilmember Corbaley, the above Resolution was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

PUBLIC HEARING:

General Plan Amendment and rezoning of two (2) parcels at 230 and 240 East K Street.

Amendment to the General Plan Land Use Diagram.

Zone Change from Single Family Residential to Medium Density Residential

John Bunch, Planning Director, recommended amending the General Plan to allow the units on the property; will create consistency in the land use with the adjacent property owners on the block.

Frank Batcha, 153 Chelsea Hills Drive, recommended approval.

Mayor Messina opened the Public Hearing. Legal notice was given. No written protests received.

James O. Milburn, 280 East J Street, against parking spaces; blind intersection, land should be open space.

Mayor Messina closed the Public Hearing.

Council took the following actions:

RESOLUTION NO. 01-6 - A RESOLUTION APPROVING AN AMENDMENT TO THE GENERAL PLAN LAND USE DIAGRAM

On motion of Councilmember Corbaley, seconded by Councilmember Whitney, the above Resolution was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

INTRODUCTION OF ORDINANCE NO. 01- AN ORDINANCE APPROVING A ZONE CHANGE FROM SINGLE FAMILY RESIDENTIAL TO MEDIUM DENSITY RESIDENTIAL

On motion of Councilmember Corbaley, seconded by Councilmember Whitney, the above Ordinance was introduced by title only by the following vote:

Ayes: Councilmembers Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

(Further consideration of the above Ordinance will be held at the next regular meeting.)

REPORTS FROM CITY MANAGER:

STATUS REPORT ON THE CITY'S MEMBERSHIP IN THE ABAG POWER POOL

Otto Giuliani, City Manager, gave a report on energy crisis; Water Treatment Plant and Wastewater Treatment Plant are biggest users; participation with ABAG has saved the City over \$200,000.

REPORT REGARDING GRANT FOR IMPROVEMENTS TO THE WEST 9TH STREET LAUNCHING FACILITY

Otto Giuliani, City Manager, gave a report; a grant was received in the amount of \$407,000 to refurbish the facility; congratulated Mike Alvarez, Parks and Community Services Director, for his work in obtaining the grant.

REPORTS FROM CITY COUNCIL COMMITTEES:

Bi-Monthly Committee Reports

Tourtlot Community Advisory Group (CAG)

Councilmember Corbaley gave a report; Feasibility Study comments have been submitted; there has been a miscommunication between the entities in the interpretation of the Clean-up project; keep a vigilant eye on this project.

Mayor's Committee Meeting

Mayor Messina gave a report; Minutes available in the City Managers office.

Bay Conservation and Development Commission (BCDC)

Mayor Messina gave a report; no major developments.

SEDCORP Board of Directors

Councilmember Whitney gave a report.

AUDIT AND FINANCE COMMITTEE

Councilmember Whitney stated that all was in order

Arsenal Restoration Advisory Board

Councilmember Whitney stated that the RAB did not meet.

Valero Community Advisory Panel (CAP)

Councilmember Whitney reported that at the last meeting a Chairman had been elected; Minutes are at the Library.

Solano Transportation Authority

Councilmember Bidou gave a report; complaints have been received about the FASTRAK on the Benicia Bridge.

Youth Action Task Force

Councilmember Bidou reported that the third meeting on the Youth Action Master Plan would be held.

ADJOURNMENT:

Mayor Messina adjourned the meeting at 8:35 p.m.

Linda S. Purdy, City Clerk