

MINUTES OF THE
REGULAR MEETING – CITY COUNCIL
February 03, 2015

City Council Chambers, City Hall, 250 East L Street, complete proceedings of which are recorded on tape.

I. CALL TO ORDER):

Mayor Patterson called the meeting to order at 7:33 p.m.

II. CLOSED SESSION:

III. CONVENE OPEN SESSION:

A. ROLL CALL

All Council Members were present.

Council Member Campbell arrived at 7:34 p.m.

B. PLEDGE OF ALLEGIANCE

Kathy Griffin led the Pledge of Allegiance.

C. REFERENCE TO THE FUNDAMENTAL RIGHTS OF THE PUBLIC.

IV. ANNOUNCEMENTS/PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS:

A. ANNOUNCEMENTS

1. Announcement of action taken at Closed Session, if any.

2. Openings on Boards and Commissions:

We are currently in the process of interviewing for Board and Commission recommendations for appointment.

3. Mayor's Office Hours:

4. Benicia Arsenal Update

Update from City Attorney

Status quo. There is nothing new to report.

B. PROCLAMATIONS

C. APPOINTMENTS

D. PRESENTATIONS

1. HUMAN SERVICES BOARD ANNUAL REPORT

V. ADOPTION OF AGENDA:

On motion of Council Member Hughes, seconded by Council Member Strawbridge, Council adopted the Agenda, as presented, on roll call by the following vote:

Ayes: Patterson, Strawbridge, Schwartzman, Campbell, Hughes

Noes: (None)

VI. OPPORTUNITY FOR PUBLIC COMMENT:

A. WRITTEN COMMENT

Two items received (copies on file).

B. PUBLIC COMMENT

None

VII. CONSENT CALENDAR (7:50 PM):

A. APPROVAL OF THE MINUTES OF THE JANUARY 20, 2015 SPECIAL AND REGULAR MEETINGS.

B. APPROVE CONTRACT CHANGE ORDER AND BUDGET ADJUSTMENT FOR THE CORDELIA TRANSMISSION MAIN REPAIR AND DESIGNATE AUTHORIZED AGENTS FOR THE PURPOSES OF FEMA AND CAL OES

RESOLUTION 15-08 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AUTHORIZING THE CITY MANAGER TO APPROVE A CONTRACT CHANGE ORDER IN THE AMOUNT OF \$35,000 TO ARGONAUT CONSTRUCTORS, INC. FOR THE REPAIR OF THE 24-INCH PUTAH SOUTH CANAL RAW WATER TRANSMISSION PIPELINE, SUBJECT TO REVIEW AND APPROVAL OF FINAL DOCUMENTS BY THE CITY ATTORNEY, APPROVAL OF A BUDGET ADJUSTMENT IN THE AMOUNT OF \$91,780 TO FUND THE REPAIR PROJECT UNTIL THE CITY IS REIMBURSED 93.75% BY THE FEDERAL EMERGENCY MANAGEMENT ADMINISTRATION (FEMA)

AND DESIGNATE AUTHORIZED AGENTS TO WORK WITH FEMA AND CAL OES

C. SOLANO CITY-COUNTY COORDINATING COUNCIL'S DRAFT PROPOSED 2015 STATE & FEDERAL LEGISLATIVE PLATFORM

Council Member Campbell suggested adding language regarding the two California State Parks in Benicia on page VII.C.8.

Council Member Strawbridge discussed the issue of the State Parks in Benicia.

Public Comment:

None

On motion of Council Member Strawbridge, seconded by Council Member Hughes, Council approved recommended changes to the draft proposed 2015 State and Federal Legislative Platform for the City-County Coordinating Council's consideration, on roll call by the following vote:

Ayes: Strawbridge, Schwartzman, Hughes

Noes: Patterson, Campbell

D. APPROVAL OF \$85,000 LOAN AGREEMENT WITH SOLTRANS TO FUND THE CONSTRUCTION OF THE BENICIA INDUSTRIAL PARK BUS HUB PROJECT TO BE REPAID BY THE REGIONAL TRAFFIC IMPACT FEES

RESOLUTION 15-09 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA APPROVING A \$85,000 LOAN AGREEMENT WITH SOLTRANS TO FUND A PORTION OF THE CONSTRUCTION OF THE BENICIA INDUSTRIAL PARK BUS HUB WITH REPAYMENT TO BE MADE FROM REGIONAL TRAFFIC IMPACT FEES, AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT WITH SOLTRANS SUBJECT TO THE APPROVAL OF THE CITY ATTORNEY, AND AUTHORIZING THE EXPENDITURE OF \$40,000 IN CITY TRAFFIC IMPACT FEES FOR THE PROJECT

E. APPROVAL OF AGREEMENTS TO ADMINISTER, COLLECT AND REPORT UPON THE SALES TAX REVENUE DERIVED FROM MEASURE C

RESOLUTION 15-10 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS WITH THE STATE BOARD OF EQUALIZATION FOR IMPLEMENTATION OF A LOCAL TRANSACTIONS AND USE TAX

RESOLUTION 15-11 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AUTHORIZING EXAMINATION OF TRANSACTIONS AND USE TAX RECORDS

- F. Approval to waive the reading of all ordinances introduced and adopted pursuant to this agenda.

VIII. BUSINESS ITEMS:

A. MARIN CLEAN ENERGY (MCE) - OUTREACH PLAN OVERVIEW

Council Member Hughes recused himself from the discussion on this item.

Council and Staff discussed whether Vice Mayor Hughes needed to recuse himself.

Alex Porteshawver, Climate Action Plan Coordinator, reviewed the staff report.

Allison Kirk, MCE, reviewed MCE's outreach plan.

Council Member Strawbridge and Ms. Kirk discussed the issue of senior citizens, and adding St. Dominic's to the list, and the need to educate the citizens.

Council Member Schwartzman suggested MCE do a presentation at the senior center. He and Staff discussed who would be on the Community Leader Advisory Group (CLAG). Council Member Schwartzman discussed the importance of ensuring the font on the mailers that are sent out is big enough to be clearly read.

Mayor Patterson suggested adding BRIP, Benicia Bicycle Club, Benicia Community Gardens, Raley's, and Safeway to the list of outreach efforts. She and Ms. Kirk discussed MCE's ability to meet all of the customer service issues and calls that might come in.

Public Comment:

1. Michael Clarke - Mr. Clarke asked if there was a website that someone could go in and enter their usage and compare it to PG&E (yes there was).

Mayor Patterson requested updates from Staff at future council meetings on this issue.

B. ST. AUGUSTINE FLOOD RELIEF PROJECT UPDATE, APPROVAL OF AN AMENDMENT TO AGREEMENT WITH CARDNO AND REQUEST FOR SOLANO COUNTY WATER AGENCY FUNDING

RESOLUTION 15-12 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA APPROVING AN AMENDED CONSULTANT AGREEMENT WITH CARDNO TO PREPARE A PRELIMINARY DESIGN REPORT, PROVIDE FUNDING APPLICATION SUPPORT AND CONSTRUCTION SUPPORT FOR THE ST. AUGUSTINE FLOOD RELIEF PROJECT FOR A NOT-TO-EXCEED COST OF \$52,380, APPROVING A LETTER TO THE SOLANO COUNTY WATER AGENCY FOR FUNDING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY

Graham Wadsworth, Public Works Director, reviewed the staff report.

Mayor Patterson and Staff discussed the flooding history in the St. Augustine area, hydrology studies, support for the additional study (for safety), and the rain garden approach.

Council Member Campbell and Staff discussed the cost of the project, and what the most cost effective solution would be.

Vice Mayor Hughes, Council, and Staff discussed the scope of work.

Council Member Schwartzman and Staff discussed how this issue could teach us how to handle some of the other flooding issues in the City.

Ms. McLaughlin clarified why the previous scope of work was narrow (cost, staff time).

Council Member Strawbridge discussed concern regarding the upcoming rains, and her support for moving forward with spending the additional \$10,000.

Council Member Campbell and Staff discussed the overall cost of the project.

Mayor Patterson discussed the need for the County (Flood Control District) to return some of the funding to Benicia, as the City is assessed, but it rarely receives funds because of other County projects.

Council Member Schwartzman discussed concern for the timeline on this project, as it is supposed to rain next weekend.

Public Comment:

1. Andrew Estrada - Mr. Estrada discussed the plugged lines and the need

for something to be done to prevent future flooding.

On motion of Council Member Hughes, seconded by Council Member Strawbridge, Council adopted Resolution 15-12, on roll call by the following vote:

Ayes: Patterson, Strawbridge, Schwartzman, Campbell, Hughes
Noes: (None)

**C. COMPREHENSIVE ANNUAL FINANCIAL REPORT AND
MEMORANDUM ON INTERNAL CONTROL FOR THE FISCAL YEAR
ENDED JUNE 30, 2014**

Katherine Yuen, Maze & Associates, reviewed the staff report.

Council Member Campbell and Ms. Yuen discussed the City's pension liability, the Benicia Marina, the need to address the Marina Fund.

Council Member Schwartzman and Ms. Yuen discussed the issue of unfunded pension funds and how it would affect the City.

Mayor Patterson and Staff discussed CalPers, the City's unfunded liability, GASB 68, and pension funds.

Council Member Campbell discussed assets vs. liability.

Public Comment:

1. Michael Clarke - Mr. Clarke discussed the issue of employee healthcare benefits, and CalSters and CalPers.

On motion of Council Member Hughes, seconded by Council Member Strawbridge, Council approved, by motion, the Comprehensive Annual Financial Report (CAFR) and Memorandum on Internal Control for the Fiscal Year Ended June 30, 2014, on roll call by the following vote:

Ayes: Patterson, Strawbridge, Schwartzman, Campbell, Hughes
Noes: (None)

IX. ADJOURNMENT:

Mayor Patterson adjourned the meeting at 9:22 p.m.