

MINUTES OF THE
REGULAR MEETING – CITY COUNCIL
April 01, 2014

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

I. CALL TO ORDER:

Vice Mayor Campbell called the Closed Session to order at 6:30 p.m.

Mayor Patterson was absent. All other Council Members were present.

II. CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9

Number of potential cases: One (1) West Corporation

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: Potential Contracts for Various Water Rights

Agency negotiator: City Manager, City Attorney, Public Works

Negotiating parties: City of Benicia and various water providers

Under Negotiation: Both price and terms of payment

III. CONVENE OPEN SESSION:

Vice Mayor Campbell called the Open Session to order at 7:06 p.m.

A. ROLL CALL

Mayor Patterson was absent. All other Council Members were present.

B. PLEDGE OF ALLEGIANCE

Vice Mayor Campbell led the Pledge of Allegiance.

C. REFERENCE TO THE FUNDAMENTAL RIGHTS OF THE PUBLIC.

IV. ANNOUNCEMENTS/PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS:

A. ANNOUNCEMENTS

Ann Cardwell, Assistant City Manager, introduced Naveed Ashraf, the City's new IT Manager.

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

Heather McLaughlin, City Attorney reported that Council received information from Staff. No action was taken.

2. Openings on Boards and Commissions:

Arts and Culture Commission

1 full term

1 unexpired term

Open until filled

Historic Preservation Review Commission

1 unexpired term

Open until filled

Finance Committee

1 unexpired term

Open until filled

3. Mayor's Office Hours:

4. Benicia Arsenal Update

Update from City Attorney

Heather McLaughlin, City Attorney, stated there was nothing new to report.

Council Member Schwartzman stated that he heard the Governor signed the order and sent it back to Department of Toxic Substance Control (DTSC). Ms. McLaughlin said she would call the Governor's office and find out the details on that.

B. PROCLAMATIONS

1. In Recognition of Equal Pay Day April 8, 2014

C. APPOINTMENTS

D. PRESENTATIONS

V. ADOPTION OF AGENDA:

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

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

VI. OPPORTUNITY FOR PUBLIC COMMENT:

A. WRITTEN COMMENT

B. PUBLIC COMMENT

1. Elizabeth d'Huart - Ms. d'Huart read a letter into the record regarding the Benicia Historical Museum and the Camel Barns.

VII. CONSENT CALENDAR:

On motion of Council Member Schwartzman, seconded by Council Member Hughes, Council adopted the Consent Calendar, as presented, on roll call by the following vote:

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

A. APPROVAL OF THE MINUTES OF THE MARCH 18, 2014 CITY COUNCIL MEETING

B. APPROVAL OF AMENDMENT TO CONTRACT FOR THE WATER TREATMENT PLANT SECURITY SURVEILLANCE IMPROVEMENT PROJECT

RESOLUTION 14-34 - A RESOLUTION APPROVING AN AMENDMENT TO THE FINAL CONTRACT PRICE FOR THE WATER TREATMENT PLANT SECURITY SURVEILLANCE PROJECT, AUTHORIZING THE CITY MANGER TO EXECUTE THE RELEASE AND SETTLEMENT AGREEMENT WITH WEST CORPORATION AND AUTHORIZING THE CITY MANAGER TO EXECUTE A FINAL CONTRACT CHANGE ORDER IN THE AMOUNT OF \$3,000

C. SECOND READING OF AN ORDINANCE TO AMEND BENICIA MUNICIPAL CODE SECTION 2.64.030 (MEETING TIME AND PLACE) OF CHAPTER 2.64 (BOARD OF LIBRARY TRUSTEES) OF TITLE 2 (ADMINISTRATION AND PERSONNEL)

ORDINANCE 14-1 - AN ORDINANCE AMENDING SECTION 2.64.030 (MEETING TIME AND PLACE) OF CHAPTER 2.64 (BOARD OF LIBRARY TRUSTEES) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE BENICIA MUNICIPAL CODE

- D. CONTINUE SUPPORT AND PARTICIPATION IN THE EAST BAY BROADBAND CONSORTIUM AND AUTHORIZE THE MAYOR'S SIGNATURE FOR A "LETS GET FAST" PLEDGE LETTER ENDORSING THE CONSORTIUM'S EFFORTS
- E. RESOLUTION APPROVING THE 2014-2018 TRAVIS COMMUNITY CONSORTIUM STRATEGY

RESOLUTION 14-35 - A RESOLUTION APPROVING THE 2014-2015 TRAVIS COMMUNITY CONSORTIUM (TCC) STRATEGY

- F. APPROVE THE AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF BENICIA AND MANAGEMENT PARTNERS

RESOLUTION 14-36 - A RESOLUTION AMENDING THE CONTRACT WITH MANAGEMENT PARTNERS FOR INTERIM PUBLIC WORKS MANAGEMENT SERVICES

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

VIII. BUSINESS ITEMS:

- A. OFFICE OF ECONOMIC DEVELOPMENT QUARTERLY REPORT PRESENTATION

Mario Giuliani, Economic Development Manager, reviewed the staff report and a PowerPoint presentation.

Council Member Schwartzman and Staff discussed the dispute between the steak house and Harbor Walk CC&R's, the vacancy rate at the Southampton Shopping Center, and AT&T's internet access in the Benicia Industrial Park.

Council Member Hughes discussed Council's past decision to put staff and money towards Economic Development, and how it seems to be paying off.

Council Member Strawbridge discussed her pleasure with the accomplishments of the Economic Development Department. She and Staff discussed the billboards in the Industrial Park, the situation with Harbor Walk's CC&R, the current situation with the Sundowner property, and the sales tax revenue in the Downtown area. Council Member Strawbridge would like to see the service

businesses downtown participate more in selling retail (to increase sales tax). She would like to see the tourism efforts and visitor counts in a report or update.

Public Comment:

1. Elizabeth d'Huart - Ms. d'Huart discussed the Benicia Historical Museum issuing business passes to real estate agents in the past.

IX. ADJOURNMENT:

Vice Mayor Campbell adjourned the meeting at 7:59 p.m.