

April 6, 2004  
Benicia City Council Agenda  
BENICIA CITY COUNCIL

AGENDA

CITY COUNCIL CHAMBERS

April 6, 2004

SPECIAL MEETING

7:15 P.M.

I. CALL TO ORDER: ANNOUNCEMENT OF CLOSED SESSION

ROLL CALL

PLEDGE OF ALLEGIANCE

II. ADOPTION OF AGENDA:

III. COMMUNICATIONS ON CLOSED SESSION ITEMS:

A. WRITTEN

B. PUBLIC COMMENT

IV. CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of  
Government Code Section 54956.9)

Name of Case: Gardyn v. City of Benicia

V. ADJOURNMENT:

BENICIA CITY COUNCIL

AGENDA

CITY COUNCIL CHAMBERS

April 6, 2004

REGULAR MEETING

7:30 P.M.

I. CALL TO ORDER:

ROLL CALL

PLEDGE OF ALLEGIANCE

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NOTE: ALL ITEMS ARE FOR COUNCIL DISCUSSION AND/OR ACTION

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II. ANNOUNCEMENTS/APPOINTMENTS

PRESENTATIONS/PROCLAMATIONS:

ANNOUNCEMENTS: Announcement of action taken, if any, in Closed Session

"LISTENING TO THE PRAIRIE: FARMING IN NATURE'S IMAGE" - a traveling exhibition at the  
Benicia Public Library, May 3-June 8, 2004

Benicia named one of the "TEN MOST PLAYFUL TOWNS IN AMERICA" by Nick Jr. Family  
Magazine

Openings on:

PEOPLE USING RESOURCES EFFICIENTLY (PURE) - 1 unspecified term

**APPOINTMENTS: HUMAN SERVICES FUND BOARD - Andrew Odell  
PEOPLE USING RESOURCES EFFICIENTLY (PURE) - Stephen Dean**

**PRESENTATIONS: COUNTY TRANSPORTATION PLAN (Darryl Halls, Solano Transportation Authority)**

**PROCLAMATIONS: SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH - April 2004 (Cheryl Franklin-Golden, SafeQuest Solano)**

**CHILD ABUSE PREVENTION AWARENESS MONTH - April 2004 (Jennifer Kaiser, Children's Network of Solano County)**

**NATIONAL LIBRARY WEEK - April 18-24, 2004 (Mary Eichbauer, Library Board President)**

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**NOTE: THE BENICIA CITY COUNCIL WELCOMES CITIZEN PARTICIPATION. WE ASK THAT YOU KEEP YOUR COMMENTS TO ITEMS ON THE AGENDA TO FIVE (5) MINUTES. SHOULD YOU HAVE MATERIAL YOU WISH TO ENTER INTO THE RECORD, PLEASE SUBMIT IT TO THE CITY MANAGER.**

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**III. ADOPTION OF AGENDA:**

**IV. COMMUNICATIONS:**

**A. WRITTEN**

**B. PUBLIC COMMENT**

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**Pursuant to the Brown Act, each public agency must provide the public with an opportunity to speak on any matter within the subject matter jurisdiction of the agency and which is not on the agency's agenda for that meeting. The City Council allows speakers to speak on agendized and non-agendized matters under public comment. Comments are limited to no more than 5 minutes per speaker. By law, no action may be taken on any item raised during the public comment period although informational answers to questions may be given and matters may be referred to staff for placement on a future agenda of the City Council.**

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**V. CONSENT CALENDAR:**

**A. Approval of Minutes of March 16, 2004. (City Clerk)**

**Recommendation: Approve by Minute Order**

**B. Denial of claim and referral to insurance carrier (Medinas). (City Attorney)**

**Recommendation: Deny claim.**

**C. Monthly Investment Reports. (Finance Director)**

**Recommendation: Approve by Minute Order the Monthly Investment Reports for October through December 2003.**

**D. Annual application for Transportation Development Act Funds to operate the Benicia Transit System. (Finance Director)**

**Recommendation: Adopt Resolution authorizing the City's annual TDA claim for Fiscal Year 2003-04 in order to receive funding for operating the Benicia Transit Fixed Route, Dial-a-Ride and Paratransit services.**

**E. Second reading and adoption of an Ordinance to amend Section 17.36.030 (Land Use Regulations) of Chapter 17.36 (OS Open Space District) of Title 17 (Zoning) of the Benicia Municipal Code incorporating Measure K adopted by the voters in the 2003 Municipal Election. (Community Development Director)**

**Recommendation: Adopt the Ordinance.**

**F. Notice of Intent to vacate a portion of West L Street between West 12th Street and West 13th Street. (Public Works Director/Assistant City Manager)**

**Recommendation: Adopt Resolution declaring intention to vacate a portion of the city right-of-way on West L Street and setting the public hearing on May 4, 2004.**

**G. Notice of Intent to vacate a portion of Military East and East 6th Street. (Public Works Director/Assistant City Manager)**

**Recommendation: Adopt Resolution declaring intention to vacate a portion of the city right-of-way on East 6th Street and setting the public hearing on May 4, 2004.**

**H. Amendment to Council Rules and Procedures to move City Manager and City Council Reports to follow New Business on the agenda. (City Manager)**

**Recommendation: Adopt Resolution modifying the Council Rules and Procedures.**

**I. Police Department Family Resource Center (FRC) function and report regarding the transition of FRC designation from Youth and Family Services to the Police Department. (Police Chief)**

**Recommendations:**

**1. Adopt Resolution authorizing the City Manager to sign two contracts with the Children's Network to enhance the services of the Benicia Family Resource Center (FRC) to include the Integrated Family Support Initiative (IFSI) (\$4,000) and the IFSI, School Readiness Enhancement Program (\$7,000).**

**2. Approve by Minute Order the job description for Family Referral Specialist.**

**J. Affirmation of the City Manager's award of a sole source contract with Cecile Kazemi for services as coordinator of the Benicia Youth Action Task Force. (City Manager)**

**Recommendation: Resolution affirming the City Manager award of a 15 month sole source contract with Cecile Kazemi for the services she provides the City as the coordinator of Youth Action Task Force.**

**K. Approval to waive the reading of all ordinances introduced and adopted pursuant to this agenda.**

**VI. PUBLIC HEARINGS:**

**1. Public Hearing on Water Distribution System Improvement Project: Approval of environmental documents, preliminary project design and task order for final engineering**

design services: (Public Works Director)

Recommendation: Postpone this item until the Council meeting of May 4th to complete research and discussions regarding reservoir location.

**VII. REPORTS FROM CITY MANAGER:**

**A. Informational Report:**

League of California Cities Legislative Action Days, May 12-13, 2004. (City Manager)

**B. Informational Oral Report:**

Progress toward Certified Local Government status. (City Manager)

**C. Informational Oral Report:**

Compatibility of City employment and Commission or Board appointments. (City Manager)

**VIII. REPORTS FROM CITY COUNCIL COMMITTEES:**

**IX. UNFINISHED BUSINESS:**

**A. Report relating to documenting the City's Capital Improvement Program (CIP) process. (Public Works Director)**

Recommendation: Approve by Minute Order direction to the City Manager to document the Capital Improvement Program Preparation Procedure and provide any additional comments.

**B. Report relating to the Intermodal Transportation Station (ITS) project and recommendations pertaining to funding and conducting studies to assure a project that meets both local and regional transportation needs. (Assistant City Manager)**

Recommendation: Adopt Resolution affirming support for an Intermodal Transportation Station and directing the City Manager to complete the current tasks and reports currently underway, and after those tasks and reports are complete, direct consultant, Jones and Stokes, to postpone completion of the ITS EIR/EIS until

1. the City completes the Short Range Transportation Plan,
2. the City further studies the land use relationship and location of the ITS, and
3. receives reimbursement for eligible project-related expenditures.

Note: Memo from City Manager issued under separate cover.

**X. NEW BUSINESS:**

**A. Letter expressing interest in exploring feasibility of acquiring a Benicia Unified School District site for location of a Community Center should a school site become available in the near future. (City Manager)**

Recommendation: Approve by Minute Order the authorization of a letter of interest.

**B. Presentation of the Comprehensive Annual Financial Report for the Fiscal Year ending June 30, 2003 by Scott Maze, Managing Partner, Maze and Associates. (Finance Director)**

Recommendation: Approve by Minute Order the Comprehensive Annual Financial Report and authorizing the Finance Director to forward to recipient agencies.

**C. Continued discussion and approval of Fund Balance Reserve Policy. (Finance Director)**

Recommendation: Adopt Resolution establishing a Fund Balance Reserve Policy requiring balanced operational budgets and 20% reserve minimums.

**D. Filling the Historic Preservation Commission vacancy. (Council Member Smith)**

**XI. ADJOURNMENT:**