

June 4, 2003

Benicia City Council Agenda

BENICIA CITY COUNCIL

AGENDA

COUNCIL CHAMBER

June 4, 2003

SPECIAL MEETING

6:30 P.M.

I. CALL TO ORDER: ANNOUNCEMENT OF CLOSED SESSION

II. COMMUNICATIONS ON CLOSED SESSION ITEMS:

A. WRITTEN

B. PUBLIC COMMENT

III. CLOSED SESSION:

A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code).

1 Claim

IV. CONVENE OPEN SESSION:

ROLL CALL

PLEDGE OF ALLEGIANCE

SPECIAL MEETING

6:45 P.M.

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

V. ANNOUNCEMENTS/APPOINTMENTS

PRESENTATIONS/PROCLAMATIONS:

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

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.

VI. ADOPTION OF AGENDA:

VII. PUBLIC HEARING:

A. Public Hearing on an appeal of the Planning Commission's certification of the Environmental Impact Report, adoption of the CEQA findings and mitigation monitoring and reporting program, and approval of the Use Permit for the Valero Improvement Project (VIP).

Consideration of the following Resolutions:

1. Resolution denying the appeal and certifying the Final Environmental Impact Report, adopting the CEQA findings, and adopting a mitigation monitoring and reporting program for the Valero Improvement Project.

2. Resolution denying the appeal and approving a Use Permit for the Valero Improvement Project.

VIII. COMMUNICATIONS:

A. WRITTEN

B. PUBLIC COMMENT

IX. ADJOURNMENT:

Pursuant to Government Code Section 65009, if you challenge a decision of the City Council in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

The decision of the City Council is final as of the date of its decision unless judicial review is initiated pursuant to California Code of Civil Procedures Section 1094.5. Any such petition for judicial review is subject to the provisions of California Code of Civil Procedure Section 1094.6.

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact Diane O'Connell, the ADA Coordinator at 707-746-4211. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

(28 CFR 35.102.104 ADA Title II)