

June 6, 2000

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.

MINUTES OF THE
REGULAR MEETING - CITY COUNCIL
JUNE 6, 2000

The regular meeting of the City Council of the City of Benicia was called to order by Mayor Steve Messina at 7:31 p.m. Tuesday, June 6, 2000, in the Council Chambers, City Hall, 250 East L Street, complete proceedings of which are recorded on tape.

ROLL CALL:

Present: Councilmembers Bidou, Gizzi, and Mayor Messina

Absent: Councilmembers Corbaley and Whitney

PLEDGE OF ALLEGIANCE:

Mayor Messina introduced Benicia Panther Band Members, Sarah Rozett and Andy Moskowitz, to lead the Pledge of Allegiance.

ANNOUNCEMENT:

COMMUNITY ACCESS CABLE STATION CHANGE

Otto Giuliani, City Manager, announced that effective June 20, 2000 the local Public Broadcast Channel will change from Channel 6 to Channel 27. In addition, the History Channel will be offered as an option.

(Councilmember Whitney arrived at 7:34 p.m.)

APPOINTMENTS:

Mayor Messina announced the appointment of Patrick Donaghue to the Design Review Commission for a full term from July 1, 2000 to July 1, 2004.

RESOLUTION NO. 00-70 - A RESOLUTION CONFIRMING MAYOR'S APPOINTMENT OF PATRICK DONAGHUE TO THE DESIGN REVIEW COMMISSION FOR A FULL TERM TO JULY 1, 2004

The above Resolution confirming the Mayor's appointment was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Gizzi, Whitney and Mayor Messina

Noes: None

Absent: Councilmember Corbaley

Mayor Messina announced the appointment of Cyndi Clouse to the Housing Authority for a full term to June 30, 2004.

RESOLUTION NO. 00-71 - A RESOLUTION CONFIRMING MAYOR'S APPOINTMENT OF CYNDI CLOUSE TO THE HOUSING AUTHORITY FOR A FULL TERM TO JUNE 30, 2004

The above Resolution confirming the Mayor's appointment was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Gizzi, Whitney and Mayor Messina

Noes: None

Absent: Councilmember Corbaley

Mayor Messina announced the reappointments of Sally Stringham and Kathy Griffin to the Human Services Fund Board for full terms to July 1, 2004.

RESOLUTION NO. 00-72 - A RESOLUTION CONFIRMING MAYOR'S REAPPOINTMENT OF SALLY STRINGHAM TO THE HUMAN SERVICES FUND BOARD FOR A FULL TERM TO JULY 1, 2004

The above Resolution confirming the Mayor's reappointment was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Gizzi, Whitney and Mayor Messina

Noes: None

Absent: Councilmember Corbaley

RESOLUTION NO. 00-73 - A RESOLUTION CONFIRMING MAYOR'S REAPPOINTMENT OF KATHY GRIFFIN TO THE HUMAN SERVICES FUND BOARD FOR A FULL TERM TO JULY 1, 2004

The above Resolution confirming the Mayor's reappointment was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Gizzi, Whitney and Mayor Messina

Noes: None

Absent: Councilmember Corbaley

Mayor Messina announced the reappointment of Susan Curran to the Library Board of Trustees for a full term to June 15, 2003.

RESOLUTION NO. 00-74 - A RESOLUTION CONFIRMING MAYOR'S REAPPOINTMENT OF SUSAN CURRAN TO THE LIBRARY BOARD OF TRUSTEES FOR A FULL TERM TO JUNE 15, 2003

The above Resolution confirming the Mayor's reappointment was adopted on roll call by the following vote:

Ayes: Councilmembers Bidou, Gizzi, Whitney and Mayor Messina

Noes: None

Absent: Councilmember Corbaley

PROCLAMATION:

IN HONOR OF BENICIA HIGH SCHOOL PANTHER BAND BEING SELECTED TO PERFORM IN THE 2001 TOURNAMENT OF ROSES PARADE

Mayor Messina read the Proclamation; accepted by Roxanna R. Machell, Director. Ms. Machell explained the various fund raising efforts that were being used in order to obtain the money need to finance the bands participation in the Parade.

ADOPTION OF AGENDA:

Mayor Messina requested that Communications, Written and Public Comment be brought forward prior to the Consent Calendar.

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

PUBLIC COMMENT:

April Alarcon, 17 Riverhill Drive, spoke on the problems faced by the handicapped when trying to safely cross the street at the Chevron intersection and other intersections throughout the entire town; would like to see something done about this problem.

James O. Milburn, 280 East J Street, objected to denial of reappointment of Ray Shehan to Design Review Commission.

CONSENT CALENDAR:

Mayor Messina asked if there were any items to be pulled from the Consent Calendar.

Councilmembers Whitney and Gizzi requested Item C 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 May 16, 2000.

Denial of Claim and referral to insurance carrier - CLD CONSTRUCTION

Monthly Investment Reports for October 1999 through March 2000.

RESOLUTION NO. 00-75 - A RESOLUTION APPROVING A LEASE AGREEMENT FOR RENTAL AT 356 EAST I STREET AND AUTHORIZING CITY MANAGER TO EXECUTE SAME

RESOLUTION NO. 00-76 - A RESOLUTION AUTHORIZING THE SIGNING AND ENDORSING OF CHECKS AND OTHER FINANCIAL INSTRUMENTS

Acceptance of 1999/2000 Solano County Grand Jury Interim Final Report relating to Proposition 172 (Public Safety) funds.

Acceptance of 1999/2000 Solano County Grand Jury Interim Final Report relating to Solano County Libraries.

RESOLUTION NO. 00-77 - A RESOLUTION APPROVING ENGINEER'S REPORT FOR FISCAL YEAR 2000-2001, CITY OF BENICIA LANDSCAPING AND LIGHTING DISTRICT

RESOLUTION NO. 00-78 - A RESOLUTION OF INTENTION TO ORDER THE LEVY AND COLLECTION OF ASSESSMENTS PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 AND SETTING A PUBLIC HEARING THEREFORE ON JUNE 20, 2000

RESOLUTION NO. 00-79 - A RESOLUTION APPROVING THE REVISED JOB DESCRIPTION FOR THE CLASSIFICATION OF POLICE CAPTAIN

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

(END OF CONSENT CALENDAR)

CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FISCAL YEAR ENDING JUNE 30, 1999

Councilmembers Whitney and Gizzi requested this item be pulled from the Consent Calendar; commended Alan Nadritch, Finance Director and his staff.

On motion of Councilmember Whitney, seconded by Councilmember Gizzi, and unanimously carried, Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year ending June 30, 1999 was accepted.

PUBLIC HEARING:

SALE OF THE JURGENSON SALOON:

NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT FOR THE PROJECT

SALE OF JURGENSON SALOON TO PATRICIA AND PAUL WERBLOW AND AUTHORIZING CITY MANAGER TO WAIVE CERTAIN DEVELOPMENT FEES

Mayor Messina asked for clarification from the City Attorney on a possible conflict of interest that he might have regarding this item; his business is across the street from the new location.

Heather McLaughlin, City Attorney, advised Mayor Messina that he did have a conflict of interest and to step down during the discussion of this item.

Vice Mayor Bidou conducted the Public Hearing on this item

Otto Giuliani, City Manager, requested that the Negative Declaration, Sale of the Saloon and the waiving of fees be approved; gave a brief history of the Saloon and the current effort to move the building.

Vice Mayor Bidou opened the Public Hearing. No written protests received.

The following persons spoke:

Pat and Paul Werblow, Applicants, 127 Incline Place, asked for support of Council.

James O. Milburn, 280 East J Street, recalled prior efforts to demolish the building; in favor of the move.

Toni Hoey, 251 West J Street, representing Historical Society; spoke on Historical Preservation; in favor of the project.

Vice Mayor Bidou closed the Public Hearing.

Councilmember Whitney questioned whether or not there would be a Historical Recognition Plaque at the site; the approximate length of the construction; and the design criteria.

Paul Werblow, Applicant, stated that he hoped that the building could be moved within the next thirty days and that the completion of the project would be by December, 2000.

John Bunch, Planning Director, stated that the design is in keeping with the original character of the building; staff would research obtaining a Historical Recognition Plaque.

Council took the following actions:

RESOLUTION NO. 00-80 - A RESOLUTION ADOPTING A NEGATIVE DECLARATION OF ENVIRONMENTAL IMPACT FOR THE PROJECT

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

Ayes: Councilmembers Bidou, Gizzi and Whitney

Noes: None

Absent: Councilmember Corbaley

Abstain: Mayor Messina

RESOLUTION NO. 00-81 - A RESOLUTION APPROVING THE SALE OF THE JURGESON SALOON TO PATRICIA AND PAUL WERBLOW AND AUTHORIZING CITY MANAGER TO WAIVE CERTAIN DEVELOPMENT FEES

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

Ayes: Councilmembers Bidou, Gizzi and Whitney

Noes: None

Absent: Councilmember Corbaley

Abstain: Mayor Messina

REPORTS FROM CITY MANAGER:

CITY COUNCIL VACATION SCHEDULE

Otto Giuliani, City Manager, requested that the members of the Council give him any possible vacation dates for the month of August, so that he may plan the Agenda accordingly.

Mayor Messina stated that he would like to meet as per the current schedule, provided that there is a quorum; change the schedule for those important items when the entire Council is in attendance.

Councilmember Bidou stated he will be here the entire month of August and concurred with Mayor Messina.

Councilmember Whitney will be gone first week of August.

Councilmember Gizzi would like to meet as per schedule; will be gone August 8 through August 25th.

Mayor Messina questioned if Councilmember Corbaley scheduled was available.

Otto Giuliani, City Manager, stated that Councilmember Corbaley was out of the country and he would check her schedule upon her return; affirmed that he understood the direction of the Council.

REPORTS FROM CITY COUNCIL COMMITTEES:

UPDATE ON ARSENAL RESTORATION ADVISORY BOARD MEETING

Councilmember Whitney informed the Council that the RAB had met twice; the projection for the clean up was about ten years; the contract for the ordnance removal should be awarded next month, with removal beginning in October, 2000 through the Spring of 2001.

ADJOURNMENT:

Mayor Messina adjourned the meeting at 8:15 p.m.

Linda S. Purdy, City Clerk