

**June 15, 1999**

**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.**

**Benicia City Council Agenda**

**CONFERENCE ROOM I**

**June 15, 1999**

**SPECIAL MEETING**

**7:00 P.M.**

**I. CALL TO ORDER: CITY CLERK ANNOUNCEMENT OF CLOSED SESSION**

**II. CLOSED SESSION:**

**CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

**(Subdivision (a) of Government Code Section 54956.9)**

**NAME OF CASE: Winterhawk v. City of Benicia**

**III. CONVENE OPEN SESSION:**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE: Bryan Baeta**

**REGULAR MEETING**

**7:30 P.M.**

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

**IV. ANNOUNCEMENTS/APPOINTMENTS/PRESENTATIONS/PROCLAMATIONS**

**ANNOUNCEMENTS: Announcement, if any, of action taken in closed session**

**APPOINTMENTS:**

**PRESENTATIONS:**

**PROCLAMATIONS:**

**"PARKS & RECREATION MONTH"**

**July 1999**

**Accepting: Larry Melandez**

**V. ADOPTION OF AGENDA:**

**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. CONSENT CALENDAR:**

**A. Approval of Minutes of June 1, 1999 and June 5, 1999.**

**B. Denial of Claim and referral to Insurance Carrier (Schieve).**

**C. Approval of Check Registers for May, 1999.**

**D. Resolution calling and giving notice of the holding of a General Municipal Election to be held on Tuesday, November 2, 1999, for the election of certain officers of the City as required by the provisions of the laws of the State of California relating to general law cities and waiving the fees for candidates.**

**E. Resolution accepting bids and awarding contracts to the lowest responsible bidders for furnishing chemicals to the City of Benicia for the treatment of water.**

**F. Adoption of Ordinance amendments to Chapter 13.52, Rates and Charges, of Division II Sewer System of Title 13, Public Services of the Benicia Municipal Code.**

**G. Resolution declaring a portion of the City Cemetery surplus and ordering said parcel of land to be sold for the appraised value to the adjacent property owner.**

**H. Resolution naming the park at the foot of First Street "First Street Green."**

**I. City of Benicia Landscaping and Lighting District Fiscal Year 1999/2000.**

- 1. Resolution Preliminarily approving the Engineer's Report for Fiscal Year 1999/2000.**
- 2. Resolution determining to undertake proceedings for the Annexation of Territory to an existing Assessment District known as "City of Benicia Landscaping and Lighting District" pursuant to the Landscaping and Lighting Act of 1972.**
- 3. 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 therefor on July 6, 1999.**

**J. Resolution adopting 1999-2001 Budget.**

**K. Resolution approving the job description for the new classification of Recreation Manager and minor revisions to the Recreation Supervisor job description, amendment of the Classification Plan, and establishment of a salary range for the new classification.**

**L. Adoption of an Ordinance adding Section 17.08.020 (M) Nondiscrimination and amending Subsection 17.70.060 (C.4) Parking Standard for Accessory Units of Title 17 (Zoning) of the Benicia Municipal Code.**

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

#### **VII. PUBLIC HEARINGS:**

**A. Backflow and Cross Connection Program:**

- 1. Introduction of an Ordinance amending Chapter 13.28 of the Benicia Municipal Code pertaining to control of backflow and cross connection to the City water system.**
- 2. Resolution approving revisions to Section 6 and Standard Plan W-10 of the Engineering Design Standards and Standard Plans and authorizing a loan program for qualifying property owners for the installation of required backflow assemblies.**

**B. Amendment to the General Plan in order to revise the Tri-City and County Cooperative Plan for agricultural and open space preservation:**

- 1. Resolution Certifying the Final Environmental Impact Report on the draft Benicia General Plan and adopting the Mitigation Monitoring Program.**

2. Resolution approving an update to the Benicia General Plan, including changes related to the Tri-City and County Cooperative Plan.

**VIII. REPORTS FROM CITY MANAGER:**

A. Discussion of possible cancellation of July 20, 1999 City Council Meeting to accommodate vacations of several Council Members.

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

**X. UNFINISHED BUSINESS:**

**XI. NEW BUSINESS:**

**XII. COMMUNICATIONS:**

**A. WRITTEN**

**B. PUBLIC COMMENT**

**XIII. 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 Procedure 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 Linda Johnson, the ADA Coordinator at (707) 746-4200. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

(28 CFR 35.102-35.104 ADA Title II)