

**August 3, 2004
BENICIA CITY COUNCIL
REVISED AGENDA
CITY COUNCIL CHAMBERS**

**August 3, 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: Vilarrasa Associates v. City of Benicia

V. ADJOURNMENT:

**BENICIA CITY COUNCIL
REVISED AGENDA
CITY COUNCIL CHAMBERS**

**August 3, 2004
REGULAR MEETING
7:30 P.M.**

**I. CALL TO ORDER: ANNOUNCEMENT OF CLOSED SESSION
ROLL CALL**

PLEDGE OF ALLEGIANCE

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

II. ANNOUNCEMENTS/APPOINTMENTS

PRESENTATIONS/PROCLAMATIONS:

ANNOUNCEMENTS:

**APPOINTMENTS: WATER TRANSIT AUTHORITY COMMUNITY ADVISORY COMMITTEE - Council
Member Dan Smith**

HUMAN SERVICES FUND BOARD - Bob Plew

PRESENTATIONS:

PROCLAMATIONS:

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.

III. ADOPTION OF AGENDA:

IV. COMMUNICATIONS:

A. WRITTEN

B. PUBLIC COMMENT

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.

V. CONSENT CALENDAR:

A. Approval of Minutes of July 13, 2004 and July 20, 2004. (City Clerk)

B. Acceptance of the Recreation Area Lighting Project, authorizing the City Manager to file a notice of completion, the City Clerk to file same with the Solano County Recorder and approving \$15,500 from the project contingency to fund expansion of the Fire Museum. (Parks & Community Services Director)

Recommendation: Adopt Resolution accepting the project and authorizing the funding.

C. Resolution approving an extension of the leave of absence for the Parks Maintenance Supervisor assigned to the Parks and Community Services Department. (Parks and Community Services Director)

Recommendation: Adopt Resolution approving the extension.

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

VI. PUBLIC HEARINGS:

A. Vacation of the easterly end of East K Street and a segment of East 7th Street, south of East K Street. (Public Works Director)

Recommendation: Adopt Resolution ordering the vacation.

VII. UNFINISHED BUSINESS:

A. Resolutions submitting advisory ballot measures to the voters at the November 2, 2004 Special Municipal Election pertaining to the use of the city owned land at First Street and East B Street. (City Attorney)

Recommendation: Adopt the following:

1. Resolution submitting an advisory measure to the voters at the Special Municipal Election on Tuesday, November 2, 2004 pertaining to using a consensus building process to explore possible uses for the city-owned property at East B and First Street.
2. Resolution submitting an advisory measure to the voters at the Special Municipal Election on Tuesday, November 2, 2004 pertaining to limiting the development of the city-owned property at East B and First Street to a waterfront park and commercial development.
3. Resolution submitting an advisory measure to the voters at the Special Municipal Election on Tuesday, November 2, 2004 pertaining to limiting the use of the city-owned property at East B and First Street to a park including low impact recreational activities, community events and festivals.

B. Resolution setting priorities for filing written arguments regarding various city measures for the November 2, 2004 special municipal election. (City Attorney)

Recommendation: Adopt Resolution to assign some or all of the Council Members to write the arguments for and against the various measures at the November Special Municipal Election.

VIII. NEW BUSINESS:

A. Resolution establishing Police Towing Administrative Fee of \$125 for vehicles towed incident to an arrest and \$75 for all other towed vehicles. (Finance Director)

Recommendation: Adopt Resolution approving fees.

B. Resolutions authorizing actions that will allow the creation of the McAllister Area Assessment District and stating intentions for the financing and construction of improvements within the district. (Finance Director)

Recommendation: Adopt the following:

1. Resolution stating intention to make acquisitions and improvements in the McAllister Area Assessment District.
2. Resolution preliminarily approving engineer's report and directing actions with respect thereto.

IX. REPORTS FROM CITY MANAGER:

A. Update on the relocation of the Anderson Hotel, 153 West E Street. (Community Development Director)

Recommendation: Information only.

B. Marina Report. (Assistant City Manager)

Recommendation: Information only.

X. REPORTS FROM CITY COUNCIL COMMITTEES:

A. Bi-Monthly Committee Reports:

1. Mayors' Committee Meeting (Mayor Messina)
2. Arsenal Restoration Advisory Board (Council Member Campbell)
3. Association of Bay Area Governments (ABAG) (Vice Mayor Patterson)
4. Audit & Finance Committee (Council Member Campbell and Vice Mayor Patterson)
5. Carquinez Strait Preservation Trust (Council Member Smith)

6. City Employee Compensation Committee (Council Members Whitney and Campbell)
 7. First Street Revitalization Committee (Council Member Smith and Campbell)
 8. League of California Cities (Council Member Smith)
 9. People Using Resources Efficiently (PURE) (Vice Mayor Patterson)
 10. Police Station and Civic Center Restoration Committee (Council Member Smith and Mayor Messina)
 11. School District Liaison (Council Members Whitney and Smith)
 12. Sky Valley Area Open Space (Vice Mayor Patterson and Council Member Smith)
 13. Solano EDC Board of Directors (Vice Mayor Patterson)
 14. Solano Transportation Authority (STA) (Mayor Messina)
 15. Solano Water Authority/Solano County Water Agency (Mayor Messina)
 16. Sunshine Committee (Council Member Campbell and Vice Mayor Patterson)
 17. Traffic, Pedestrian and Bicycle Safety Committee (Vice Mayor Patterson and Council Member Campbell)
 18. Tri-City and County Regional Parks and Open Space (Council Member Whitney)
 19. Valero Citizens Advisory Panel (CAP) (Council Member Whitney)
 20. Youth Action Task Force (Council Members Whitney and Smith)
- XI. ADJOURNMENT: