

**August 17, 2004
BENICIA CITY COUNCIL
AGENDA
CITY COUNCIL CHAMBERS**

**August 17, 2004
SPECIAL MEETING
6:30 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

**B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Significant exposure to
litigation pursuant to subdivision (b) of Section 54956.9)**

One claim: Jody Togonon

V. ADJOURNMENT:

BENICIA CITY COUNCIL

AGENDA

CITY COUNCIL CHAMBERS

**August 17, 2004
REGULAR MEETING
7:30 P.M.**

I. CALL TO ORDER:

ROLL CALL

PLEDGE OF ALLEGIANCE

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

II. ANNOUNCEMENTS/APPOINTMENTS

PRESENTATIONS/PROCLAMATIONS:

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

APPOINTMENTS: ECONOMIC DEVELOPMENT BOARD - Norm Hattich

**PRESENTATIONS: WEST NILE VIRUS PREVENTION (Carol Evkhanian, Biologist with Solano
County Mosquito Abatement District)**

PROCLAMATIONS: CITY OF BENICIA LIFEGUARD DAY, August 17, 2004 (Donny Biro, Aquatic Coordinator)

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, July 20, 2004, August 3, 2004, and August 5, 2004. (City Clerk)

B. Denial of claims against the City and referral to insurance carrier. (City Attorney)

Mosley

SBC/Pacific Bell

Togonon

Recommendation: Reject claim.

C. Review of proposed Monthly Investment Reports for April through June 2004. (Finance Director)

Recommendation: Approve, by Minute Order, the investment reports.

D. Authorization for the City Manager to execute the contract for historic survey work. (Community Development Director)

Recommendation: Authorize, by Minute Action, the City Manager to negotiate and execute a contract with Rowland-Nawi Associates not to exceed \$65,000 to perform historic survey work in support of the update to the Plan.

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

VI. PUBLIC HEARINGS:

A. Zoning change from RM Medium Density Residential to PD Planned Development for 592

Military East.

Recommendation: Introduce an Ordinance changing the zoning.

VII. UNFINISHED BUSINESS:

A. Approval of Minutes of the Special Meeting on June 22, 2004. (City Manager)

Recommendation: Approve, by Minute Order, the revision.

VIII. NEW BUSINESS:

A. Acceptance of the Downtown Parking Study and authorization for staff to proceed with the recommended Initial Parking Improvement Package, appropriation of \$37,000 from the General Fund reserves for the parking improvements, and appropriation of \$9,000 from the General Fund reserves for installation of temporary tree islands and related improvements on the East E Street lot. (Community Development Department)

Recommendation: Adopt Resolution accepting the parking study and authorizing implementation and funding of the package.

B. Award of contract to Nelson Nygaard Consulting Associates for the preparation of the City's Short Range Transit Plan (SRTP). (Public Works Director//Finance Director)

Recommendation: Adopt Resolution authorizing the City Manger to execute the contract in the amount of \$37,790 for preparation of the plan and to execute the agreement with the Metropolitan Transportation Commission for grant funding not to exceed \$67,774.

IX. REPORTS FROM CITY MANAGER:

A. Report on the City's response to West Nile Virus found in Solano County. (Parks & Community Services Director, Public Works Director)

Recommendation: Information only.

B. Report on recent history of City contracts with consultants, trends, and explanations. (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:**