

August 21, 2007
BENICIA CITY COUNCIL
CITY COUNCIL CHAMBERS
REGULAR MEETING AGENDA

August 21, 2007

7:00 P.M.

- I. CALL TO ORDER:
- II. CLOSED SESSION:
- III. CONVENE OPEN SESSION:
 - A. ROLL CALL
 - B. PLEDGE OF ALLEGIANCE
 - C. REFERENCE TO THE FUNDAMENTAL RIGHTS OF PUBLIC
- IV. ANNOUNCEMENTS/APPOINTMENTS
PRESENTATIONS/PROCLAMATIONS:
 - A. ANNOUNCEMENTS:
 1. Announcement of action taken at Closed Session, if any.
 2. Openings on Boards and Commissions:

Civil Service Commission:

-One full term to August 30, 2010

Planning Commission:

-Three full terms to September 30, 2011

Sky Valley Open Space Committee

- One unexpired term to September 30, 2010

- B. APPOINTMENTS:
- C. PRESENTATIONS:
- D. PROCLAMATIONS:
 1. [Library Card Sign-Up Month - September 2007](#)

- V. ADOPTION OF AGENDA:
- VI. OPPORTUNITY FOR PUBLIC COMMENT:
 - A. WRITTEN
 - B. PUBLIC COMMENT
- VII. CONSENT CALENDAR:
 - A. Approval of Minutes of [August 7, 2007](#), (City Clerk)
 - B. [Award of Construction Contract for the West 2nd Street Sewer Improvement Project.](#) (Public Works Director)

The West 2nd Street Sewer Improvement Project will replace an old, dilapidated sewer main between West H Street and West J Street with a new main and resurface the street after it is installed. The low bid for this project is Bay Pacific Pipeline of Novato in the amount of \$329,100. The total project cost of \$392,000 is funded with a combination of Wastewater Enterprise and Gas Tax funds and is in the FY 2007/08 Adopted Budget.

Recommendation: Adopt the resolution accepting the bids for the West 2nd Street Sewer Improvement Project, awarding the construction contract to Bay Pacific Pipeline of Novato in the amount of \$329,100 and authorizing the City Manager to sign the contract on behalf of the City.

- C. [Second reading of an ordinance repealing Chapter 9.02 \(Minor Alcohol Offenses/Parties\) and replacing it with a new Chapter 9.02 \(Social host accountability\).](#) (City Attorney)

The proposed ordinance revises the City's regulation for addressing parents, guardians, and minors who serve alcohol to minors at parties, by providing for three different types of punishments for violations.

Recommendation: Adopt the proposed ordinance updating the City's Municipal Code provisions that hold parents, guardians, and minors liable for parties where alcohol is served to minors.

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

VIII. **PUBLIC HEARINGS:**

- A. [The Tentative Subdivision Map and Initial Study/Mitigated Negative Declaration will be presented to the City Council for consideration on September 4, 2007.](#)

There is no budget impact at this time.

Recommendation: Open the public hearing, accept public testimony and continue the public hearing to September 4, 2007.

IX. **ACTION ITEMS:**

X. **INFORMATIONAL ITEMS:**

- A. Reports from City Manager.
- B. Council Member Committee Reports.
(Council Members serve on various internal and external committees on behalf of the City. Current agendas, minutes and meeting schedules, as available, from these various committees are included in the agenda packet. Oral reports by Council Members are made only by exception.)
 1. Mayors' Committee Meeting (Mayor Messina)
Next Meeting Date: August 22, 2007
 2. Association of Bay Area Governments (ABAG) (Mayor Messina)
Next Meeting Date: October 26, 2007
 3. Audit and Finance Committee (Vice Mayor Schwartzman and Council Member Hughes)
Next Meeting Date: October 5, 2007
 4. League of California Cities (Mayor Messina)
Next Meeting Date: August 29, 2007
Annual Conference and Exposition: September 5-8, 2007
League of California Cities Mayors and Council Members Executive Forum Report
Vice Mayor Schwartzman
 5. School District Liaison (Council Members Whitney and Hughes)
Next Meeting Date: September 6, 2007
 6. Sky Valley Area Open Space (Council Members Patterson and Whitney)
Next Meeting Date: September 5, 2007

7. Solano EDC Board of Directors (Mayor Messina)
Next Meeting Date: September 27, 2007
8. Solano Transportation Authority (STA) (Mayor Messina)
Next Meeting Date: September 12, 2007
9. Solano Water Authority/Solano County Water Agency (Mayor Messina)
Next Meeting Date: September 13, 2007
10. Traffic, Pedestrian and Bicycle Safety Committee (Council Members
Patterson and Hughes)
Next Meeting Date: October 18, 2007
11. Tri-City and County Regional Parks and Open Space (Council Member
Whitney)
Next Meeting Date: September 10, 2007
12. Valero Community Advisory Panel (CAP) (Council Member Hughes)
Next Meeting Date: TBD
13. Youth Action Task Force (Vice Mayor Schwartzman and Council Member
Whitney)
Next Meeting Date: September 26, 2007
14. ABAG/CAL FED Task Force/Bay Area Water Forum (Council Member
Patterson)
Next Meeting Date: September 24, 2007

XI. COMMENTS FROM COUNCIL MEMBERS:

XII. ADJOURNMENT:

Public Participation

The Benicia City Council welcomes public participation.

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 agenda and non

agenda 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.

Should you have material you wish to enter into the record, please submit it to the City Manager.

Disabled Access

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance to participate in this meeting, please contact Anne Cardwell, 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.

Meeting Procedures

All items listed on this agenda are for Council discussion and/or action. In accordance with the Brown Act, each item is listed and includes, where appropriate, further description of the item and/or a recommended action. The posting of a recommended action does not limit, or necessarily indicate, what action may be taken by the City Council.