

September 7, 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

CITY COUNCIL CHAMBERS

September 7, 1999

SPECIAL MEETING

6:45 P.M.

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

II. CLOSED SESSION:

- 1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9)**

NAMES OF CASES: Winterhawk v. City of Benicia

Carmen Gutierrez v. City of Benicia

III. 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.

IV. CONSENT CALENDAR:

A. Approval of Minutes of June 15, 1999 and June 18, 1999.

B. Approval of Monthly Investment Reports for November 1998, December 1998, January 1999, February 1999, March 1999 and April 1999.

C. Acceptance of 1998-1999 Solano County Grand Jury Final Report.

D. Resolution endorsing the concept of a proposed San Francisco Bay Water Transit System and Ferry Service for the City of Benicia.

E. Resolution authorizing execution of Amendment No. 1 to the Solano Water Authority Project Agreement No. 3, Phase 2A (Watershed-of-Origin Water Rights Application).

F. Resolution accepting the bids and awarding the Construction Contract for the East Second Street Improvement Project in the amount of \$130,129 to Bruce Carone Grading and Paving Company and authorizing the City Manager to sign the Construction Contract on behalf of the City.

G. Resolution approving Contract Change Order No. 10 in the amount of \$39,270 with C. Overaa and Company for the Wastewater Treatment Plant Improvement Project.

H. Resolution authorizing the City Manager to execute a contract with Leighton and Associates for Geological Consulting Services regarding the IT Panoche Facility.

I. Adoption of an Ordinance amending Chapter 13.28 of the Benicia Municipal Code relating to the control of backflow and cross connection to the City Water System.

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

V. PUBLIC HEARINGS:

A. Introduction of an Ordinance amending or adding various chapters of Title 15 Buildings and Construction and providing for certain amendments required to address local climatic and topographical conditions.

B. Introduction of an Ordinance adopting the 1997 edition of the Uniform Fire Code and Standards by amending Chapter 8.28 (Fire Prevention and Life Safety Code) of Title 8 (Health and Safety) of the Benicia Municipal Code.

C. City of Benicia Landscaping and Lighting District - Fiscal Year 1999-2000:

- 1. Resolution ordering the annexation of certain territory to Zone 1 - Residential of the City of Benicia Landscaping and Lighting District; and**
- 2. Resolution ordering the maintenance of existing improvements in all five zones of the District, confirming the assessment diagram and ordering the levy and collection of assessments.**

D. Gateway Plaza Rezoning:

- 1. Resolution adopting a Negative Declaration of Environmental Impact.**
- 2. Introduction of an Ordinance approving a zone change from General Commercial (CG) to Limited Industrial (IL).**

E. Appeal of Mr. Dalton Bedient of the removal of his Card Room Work Permit by the Acting Chief of Police.

VI. REPORTS FROM CITY MANAGER:

VII. REPORTS FROM CITY COUNCIL COMMITTEES:

VIII. UNFINISHED BUSINESS:

IX. NEW BUSINESS:

X. COMMUNICATIONS:

- 1. WRITTEN**
- 2. PUBLIC COMMENT**

XI. 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)