

October 2, 2001

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.

MINUTES OF THE  
REGULAR MEETING - CITY COUNCIL  
OCTOBER 2, 2001

The regular meeting of the City Council of the City of Benicia was called to order by Mayor Messina at 7:33 p.m. Tuesday, October 2, 2001, in the Council Chambers, City Hall, 250 East L Street, complete proceedings of which are recorded on tape.

ROLL CALL:

Present: Council Members Bidou, Gizzi, Whitney and Mayor Messina

Absent: Council Member Corbaley

PLEDGE OF ALLEGIANCE

Mayor Messina led the pledge to the flag.

ANNOUNCEMENTS:

Mayor Messina announced that the Community Alert and Notification System would be activated at 11:00 a.m. on Wednesday, October 3, 2001. This is a regularly scheduled activation, but in light of the events of September 11, 2001 this announcement was made to remind the citizens.

APPOINTMENTS:

Mayor Messina announced the appointment of Lochlin Caffey to the Human Services Fund Board to fill an unexpired term to July 1, 2001.

RESOLUTION NO. 01-166 - A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF LOCHLIN CAFFEY TO THE HUMAN SERVICES FUND BOARD TO FILL AN UNEXPIRED TERM TO JULY 1, 2002.

The above Resolution confirming the Mayor's appointment was adopted on roll call by the following vote:

Ayes: Council Members Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

PROCLAMATIONS:

FIRE PREVENTION WEEK 2001, OCTOBER 7-13, 2001

Mayor Messina read the Proclamation; accepted by Ken Hanley, Fire Chief and Sparky the Fire Dog.

ADOPTION OF THE AGENDA:

Mayor Messina asked if there were any changes to the Agenda.

Karen Majors, Assistant City Manager, stated that there was a typographical error - New Business, Item A; the correct amount of the not-to-exceed figure is \$459,785.

On motion of Council Member Whitney, seconded by Council Member Corbaley, and unanimously carried, Agenda was adopted as amended.

COMMUNICATIONS:

WRITTEN:

PUBLIC COMMENT:

James O. Milburn, 280 East J Street, read his comments concerning the current referendum drive; trading signatures for money to restore the Commanding Officer's Quarters.

Dan Smith, 365 Military East, stated his approval of two items on the Agenda.

CONSENT CALENDAR:

Mayor Messina asked if there were any additions or deletions to the Agenda.

On motion of Council Member Gizzi, seconded by Council Member Bidou, and unanimously carried, the following items were approved under the Consent Calendar:

Approval of Minutes of September 18, 2001.

Denial of Claim and Referral to Insurance Carrier (Fleming)

Waive the reading of all ordinances introduced and adopted pursuant to this Agenda

(END OF CONSENT CALENDAR)

REPORTS FROM ACTING CITY MANAGER:

DREDGING REPORT

Karen Majors, Assistant City Manager, reported that Lucas Marine has taken out 15,000 cubic yards of material from the outer channel of the Marina; moderately optimistic that the dredging will be finished by the current deadline; a second change order is pending.

Council Member Gizzi stated that he had noticed significant equipment failures in the last two weeks; asked for clarification of the change orders.

Dan Schiada, Assistant Public Works Director, stated that there had been some problems with equipment, however by allowing 24 hour dredging (first change order), things were progressing; explained that the second change order involved compensation to the dredger for having to use smaller equipment; this change order was pending per further discussion.

Council Member Whitney questioned whether or not the project would be completed within the time frame allotted in the side agreement with Benicia Harbor Corporation; referred to the blocking of the harbor entrance by the larger equipment.

Dan Schiada, Assistant Public Works Director, stated that the date on the contract was October 10, 2001; that date may slide, but Benicia Harbor Corporation would have adequate time to complete their portion of the dredging; one negative issue of using the larger equipment was the blocking of the harbor channel; the boaters were cooperating.

EMERGENCY PREPAREDNESS REPORT

Karen Majors, Assistant City Manager, gave a report on the current procedures that have been put in place; City is on heightened alert; additional Police presence at the Valero Refinery; Fire

Department Emergency Operations Center is ready if a problem arises; Public Works Department has taken extra security precautions to secure sewer and water access.

**REPORTS FROM CITY COUNCIL COMMITTEES:**

Mayor Messina noted that there was an Internet article on Bay Area Crossing about Benicia and the Water Transit Authority; suggested that the article be put on Channel 27.

**NEW BUSINESS:**

**RESOLUTION APPROVING TASK ORDER NO. 35 FOR ENGINEERING SERVICES WITH CAMP DRESSER AND MCKEE FOR THE WASTEWATER COLLECTION SYSTEM INFLOW/ INFILTRATION CONTROL PROJECT FOR COST NOT-TO-EXCEED \$459,785.**

Virgil Mustain, Public Works Director, explained that all members of the Council had been briefed on this item at a public Study Session; one member of the public attended that meeting; requested a brief break to repair audiovisual equipment.

Mayor Messina called for a break at 8:07 p.m.

Mayor Messina reconvened the meeting at 8:15 p.m.

Virgil Mustain, Public Works Director, stated that the City was aware of the wet weather problem; Regional Water Quality Board allowed the City to prepare a Master Plan to identify best, lowest cost solution; funds from the Waste Water Treatment Plant project will be used; explained that a three mile relief sewer of 15 to 42 inch pipe will be built to take the water directly to the WWTP; ignoring the problem would increase claims that the City receives, bring possible fines and third party lawsuits.

Council Member Corbaley congratulated the Public Works Department on the outstanding presentation; commented on allotted funds being in place to accomplish this project.

Council took the following action:

**RESOLUTION NO. 01- 167 - A RESOLUTION APPROVING TASK ORDER NO. 35 FOR ENGINEERING SERVICES WITH CAMP DRESSER & MCKEE, INC. FOR THE WASTEWATER COLLECTION SYSTEM INFLOW/INFILTRATION CONTROL PROJECT FOR A COST NOT-TO-EXCEED \$459,785**

On motion of Council Member Bidou, seconded by Council Member Gizzi, the above Resolution was adopted on roll call by the following vote:

Ayes: Council Members Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

Mayor Messina called for a break at 8:43 p.m.

Mayor Messina reconvened the meeting at 8:50 p.m.

**RESOLUTION APPROVING INSTALLATION OF ADDITIONAL TRAFFIC CONTROL MEASURES AT THE INTERSECTION OF MILITARY/WEST 2ND STREET AND AUTHORIZING THE NECESSARY EXPENDITURES FROM THE TRAFFIC MITIGATION FUND RESERVES TO PAY FOR SELECTED IMPROVEMENTS**

Virgil Mustain, Public Works Director, stated that this was a revised staff report presenting the various options available for this intersection; a four way stop is not warranted.

Council Member Gizzi requested staff to clarify what options presented were different than the ones presented at the June meeting.

Dan Schiada, Assistant Public Works Director, reviewed the nine options: four low-cost immediate options that would require no additional funding and the five higher cost solutions that would require additional funding; Options 1 and 2 had been previously recommended.

Council Member Bidou asked if by placing curb extensions at this site the City would be required to place them at other like intersections.

Council Member Corbaley noted that this was the only intersection with both a major City park and shopping center; stated that several of the options were not practical.

Council Member Whitney suggested that the vegetation in that area be closely monitored; would like additional Police presence in the area.

Council Member Gizzi proposed that Option 1 (additional PED XING signs at the crosswalk), Option 5 (Install curb extensions) and Option 6 (Install a new raised median) be adopted; questioned total cost of these options.

Dan Schiada, Assistant Public Works Director, stated that the cost of these options would be about \$30,000.

Council took the following action:

**RESOLUTION NO. 01- 168 - A RESOLUTION APPROVING THE INSTALLATION OF ADDITIONAL TRAFFIC CONTROL MEASURES AT THE INTERSECTION OF MILITARY WEST AT WEST SECOND STREET AND AUTHORIZING THE EXPENDITURES FROM THE TRAFFIC MITIGATION FUND RESERVES TO PAY FOR THE SELECTED IMPROVEMENTS**

On motion of Council Member Gizzi, seconded by Council Member Corbaley, the above Resolution was adopted on roll call by the following vote:

Ayes: Council Members Bidou, Corbaley, Gizzi, Whitney and Mayor Messina

Noes: None

Council Member Whitney restated his direction to staff for additional Police effort and maintenance of the vegetation in the area.

**ADJOURNMENT:**

Mayor Messina adjourned the meeting at 9:39 p.m.

Linda S. Purdy, City Clerk