

**October 15, 2002  
Benicia City Council Agenda  
CITY COUNCIL CHAMBERS  
OCTOBER 15, 2002  
SPECIAL MEETING  
6:30 P.M.**

- I. CALL TO ORDER: ANNOUNCEMENT OF CLOSED SESSION**
- II. COMMUNICATIONS ON CLOSED SESSION ITEMS:**
  - A. WRITTEN**
  - B. PUBLIC COMMENT**
- III. CLOSED SESSION:**
  - A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9 of the Government Code).
    - 1 Case**
  - B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision (a) of Government Code Section 54956.9).**

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| <b>Names of Cases:</b> | <ul style="list-style-type: none"><li><b>1. Remy v. City of Benicia</b></li><li><b>2. Gardyn v . City of Benicia</b></li><li><b>3. Vilarrassa v. City of Benicia</b></li></ul> |
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- IV. CONVENE OPEN SESSION:**
- ROLL CALL**
- PLEDGE OF ALLEGIANCE**
- REGULAR MEETING**
- 7:30 P.M.**

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

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- V. ANNOUNCEMENTS/APPOINTMENTS/  
PRESENTATIONS/PROCLAMATIONS:**
- ANNOUNCEMENTS: Announcement of action taken, if any, in Closed Session**
- EOC EXERCISE, Thursday, October 24, 2002**
- CITY COUNCIL WORKSHOP ON THE WATER FACILITIES IMPLEMENTATION PLAN, Wednesday, October 30, 2002 at 7:00 PM in the Commission Room, City Hall**
- Invitation to participate on the SOLANO COUNTY BOARD OF SUPERVISORS' TOBACCO MASTER SETTLEMENT AGREEMENT ADVISORY COMMITTEE**
- HELEN PUTNAM AWARD**  
**Awarded to the City of Benicia by the League of California Cities**

- APPOINTMENTS: PARKS, RECREATION AND CEMETERY COMMISSION**
- PARKS, RECREATION AND CEMETERY COMMISSION, Youth Commissioner**

## **PLANNING COMMISSION**

**PRESENTATIONS: DOWNTOWN MARKET FEASIBILITY STUDY, Economic Development Board (Mike Ioakimedes) & Bay Area Economics (Janet Smith-Heimer)**

**PROCLAMATIONS: GRAPES OF WRATH MONTH, October 2002 (Fran Martinez-Coyne, Reference Librarian)**

**TEEN READ WEEK, October 12-19, 2002 (Kate Brown, Young Adult Librarian)**

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**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.**

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### **VI. ADOPTION OF AGENDA:**

### **VII. COMMUNICATIONS:**

#### **A. WRITTEN**

#### **B. PUBLIC COMMENT**

### **VIII. CONSENT CALENDAR:**

**A. Approval of Minutes of October 1, 2002 and October 8, 2002.**

**B. Denial of claim and referral to insurance carrier (Tuite).**

**C. Resolution awarding a contract to Jones and Stokes to prepare environmental studies and documentation for the Intermodal Train Station project.**

**D. Resolution approving the revised job description for the classification series of Laboratory Technician.**

**E. Resolution authorizing a correction to the amendment to the contract between the Board of Administration California Public Employees' Retirement System and the City of Benicia.**

**F. Resolutions on Benicia Unified School District Grant Deeds.**

**I. Resolution accepting a grant deed from the Benicia Unified School District for property to accommodate two new cul-de-sacs on East K Street, and authorizing the City Clerk to record the grant deed.**

**2. Resolution granting vacated East K Street right-of-way to the Benicia Unified School District, authorizing the City Manager to sign the grant deed on behalf of the City and authorizing the City Clerk to record the grant deed.**

**G. Final action on the Blake Court Clean Up project:**

**1. Resolution accepting various easements at the Blake Court site.**

**2. Resolution authorizing the City Manager to sign the quit claim deed to Granite Management Corporation, on behalf of the City for the previously vacated Blake Court right-of-way.**

**H. Approval of an agreement with Meyers Nave for legal services related to the Marina.**

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

### **IX. PUBLIC HEARINGS:**

- A. Public Hearing on a Resolution awarding U.S. Department of Justice, Office of Justice Programs, Local Law Enforcement Block Grant.
- B. Public Hearing on a Resolution approving the use of supplemental law enforcement grant fund AB 3229 Citizens' Option for Public Safety (COPS).
- C. Public Hearing on the approval of the environmental document and final design of the Inflow/Infiltration (I/I) Improvement project:
  - 1. Resolution approving the Mitigated Negative Declaration/Initial Study for the Inflow/Infiltration (I/I) project.
  - 2. Resolution approving the final design for the Inflow/Infiltration Improvement project.
- D. Introduction and first reading of Ordinances amending the Benicia Municipal Code:
  - 1. Ordinance amending or adding various Chapters of Title 15, Buildings and Construction, of the Benicia Municipal Code and providing for certain amendments required to address local conditions.
  - 2. Ordinance amending Chapter 8.28, Fire Prevention and Life Safety Code, Title 8, Health & Safety, of the Benicia Municipal Code by adopting the 2001 California Fire Code prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion.
- E. Public Hearing on a resolution approving the implementation of the Mills Act Program.
- X. REPORTS FROM CITY MANAGER:
  - A. Mayor's Commandant's Restoration Fund.
  - B. Recommendation from the Parks, Recreation and Cemetery Commission to extend the swim season at the James Lemos Swim Center.
  - C. Recommendation the Council vote by minute action to fund the X-park as a three fiscal year funded project.
- XI. REPORTS FROM CITY COUNCIL COMMITTEES:
  - A. Bi-Monthly Committee Reports:
    - 1. Mayors' Committee Meeting (Mayor Messina).
    - 2. Arsenal Restoration Advisory Board (Vice Mayor Campbell).
    - 3. Audit & Finance Committee (Vice Mayor Campbell and Council Member Whitney).
    - 4. Bay Conservation and Development Commission (BCDC) (Mayor Messina).
    - 5. Northern Area Open Space (Mayor Messina and Council Member Whitney).
    - 6. School District Liaison (Council Member Smith and Council Member Bidou).
    - 7. SEDCORP Board of Directors (Vice Mayor Campbell).
    - 8. Solano Transportation Authority (STA) (Council Member Bidou).
    - 9. Solano Water Authority (Mayor Messina).
    - 10. Tri-City and County Open Space (Council Member Whitney).
    - 11. Youth Action Task Force (Council Member Smith and Council Member Bidou).
    - 12/ Valero Citizens Advisory Panel (CAP) (Council Member Whitney).
- XII. UNFINISHED BUSINESS:
  - A. Oral report from City Council Compensation Committee.
    - 1. Resolution approving an increase in pay for the City Attorney.
  - B. Marina dredging report.
- XIII. NEW BUSINESS:
- XIV. COUNCIL REQUEST FOR NEW AGENDA ITEMS:

**A. Twenty (20) Year Capital Improvement List.**

**XV. ADJOURNMENT:**