

September 21, 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 21, 1999

SPECIAL MEETING

6:45 P.M.

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

II. CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

NAMES OF CASES: Winterhawk v. City of Benicia

Guardino v. City of Benicia

III. CONVENE OPEN SESSION:

ROLL CALL

PLEDGE OF ALLEGIANCE

REGULAR MEETING

7:30 P.M.

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

IV. ANNOUNCEMENTS/APPOINTMENTS/PRESENTATIONS/PROCLAMATIONS

ANNOUNCEMENTS: Announcement, if any, of action taken in closed session

APPOINTMENTS:

PRESENTATIONS:

PROCLAMATIONS:

V. 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.

VI. CONSENT CALENDAR:

A. Approval of Minutes of September 7, 1999.

B. Resolution setting the 1999-00 Secured Tax Rates for the 1978 Sewer Bonds and the 1997 Sewer Bonds.

C. Approval of Monthly Investment Reports for May and June 1999.

D. Resolution congratulating Congressman George Miller on his twenty-five (25) years of service in the U.S. Congress.

E. Resolution authorizing submittal of an application for a California Library Literacy Service Matching Funds Grant for fiscal year 1999-2000 and authorizing the Library Director to sign documents.

F. Resolution accepting the seven responsive bids for the Lake Herman Outlet Tunnel Seismic Protection - Phase I Project, awarding the Construction Contract in the amount of \$30,800 to Hess Construction Company, Inc., and authorizing the City Manager to sign the Construction Contract on behalf of the City.

G. Resolution approving acceptance of a monument sign donated by the Pony Express Trail Association.

H. Resolution authorizing the submittal of a proposal to the Habitat Conservation Fund Grant Program under the California Wildlife Protection Act of 1990 to enhance opportunities for public education and interpretation of the marsh to the Bay-Delta Eco-System.

I. Resolution awarding the agreement for contract services for transportation and disposal of wastewater treatment plant sludge in the amount of \$27.00 per ton to Solano Garbage Company of Fairfield, and authorizing the City Manager to execute the contract on behalf of the City.

J. Resolution authorizing the City Manager to execute agreements with Exxon and consultants providing for environmental review of the MTBE Phase-Out Project.

K. Resolution approving Amendment #1 to the Core Natural Gas Sales and Aggregation Agreement between ABAG Power and the City of Benicia.

L. Resolution awarding a contract to Technology Consultants for \$33,900.00 and Tidemark Software for \$36,670.00 for computer software upgrading and revising the City's permit processing computer systems in the amount of \$70,570.00.

M. Resolution approving the appropriation of funds to pay legal bills related to the Winterhawk Case.

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

VII. PUBLIC HEARINGS:

VIII. REPORTS FROM CITY MANAGER:

IX. REPORTS FROM CITY COUNCIL COMMITTEES:

A. Rose Drive/Arsenal Committee Report (Mayor Hayes and Council Member Corbaley).

X. UNFINISHED BUSINESS:

XI. NEW BUSINESS:

XII. COMMUNICATIONS:

A. WRITTEN

B. PUBLIC COMMENT

XIII. 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)