

MINUTES OF THE
REGULAR MEETING – CITY COUNCIL
NOVEMBER 15, 2011

City Council Chambers, City Hall, 250 East L Street, complete proceedings of which are recorded on tape.

I. CALL TO ORDER:

Mayor Patterson called the meeting to order at 7:10 p.m.

II. CLOSED SESSION:

III. CONVENE OPEN SESSION:

A. ROLL CALL

Council Member Campbell arrived immediately following roll call.

B. PLEDGE OF ALLEGIANCE

Christina Strawbridge led the 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.

Ms. McLaughlin reported that Council received information from Staff, and did not take any action.

2. Openings on Boards and Commissions:

Soltrans Public Advisory Committee: Three Full Terms Open until Filled

Sky Valley Open Space Committee: One full term to January 31, 2015 Open until filled

Building Board of Appeals: Three full terms to January 31, 2015 Open until filled

Solano Transportation Authority Pedestrian Advisory Committee: One Full Term Open Until Filled

3. Mayor's Office Hours:

4. Benicia Arsenal Update: Verbal Report

Mayor Patterson reported that there was a meeting last week. The meeting lasted two hours and was productive. They were able to clear up some confusion. There were some good questions raised by people in attendance.

B. APPOINTMENTS

C. PRESENTATIONS

D. PROCLAMATIONS

1. In Recognition of Lung Cancer Awareness Month

V. ADOPTION OF AGENDA:

On motion of Vice Mayor Schwartzman, seconded by Council Member Hughes, Council adopted the Agenda, as presented, on roll call by the following vote:
Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes
Noes: (None)

VI. OPPORTUNITY FOR PUBLIC COMMENT:

A. WRITTEN COMMENT

Mayor Patterson reviewed the four documents that were submitted tonight (copies on file).

B. PUBLIC COMMENT

1. Nancy Martinez, Benicia Main Street - Ms. Martinez announced the upcoming holiday promotions and festivities that Benicia Main Street was hosting.
2. Jon Van Landschoot - Mr. Van Landschoot clarified that his comments could wait until item VIII.B is discussed.

VII. CONSENT CALENDAR:

Council pulled item VII.D for discussion.

On motion of Vice Mayor Schwartzman, seconded by Council Member loakimedes, Council adopted the Consent Calendar, as amended, on roll call by the following vote:

Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes
Noes: (None)

A. APPROVAL OF MINUTES OF THE SPECIAL JOINT MEETING CITY COUNCIL & ECONOMIC DEVELOPMENT BOARD, OCTOBER 25, 2011 AND THE SPECIAL AND REGULAR MEETINGS OF NOVEMBER 1, 2011

On motion of Vice Mayor Schwartzman, seconded by Council Member loakimedes, Council approved the minutes of the October 25, 2011 Special Joint Meeting City Council & Economic Development Board, and the Special and Regular Meetings of November 1, 2011, on roll call by the following vote:
Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes
Noes: (None)

B. RECEIVE THE ILLNESS AND INJURY PREVENTION PROGRAM

On motion of Vice Mayor Schwartzman, seconded by Council Member loakimedes, Council received the Illness and Injury Prevention Program, on roll call by the following vote:
Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes
Noes: (None)

C. APPOINTING AN ALTERNATIVE REPRESENTATIVE TO THE ABAG PLAN JOINT POWERS AUTHORITY

RESOLUTION 11-137 - A RESOLUTION CONFIRMING THE MAYOR'S APPOINTMENT OF THE ADMINISTRATIVE SERVICES DIRECTOR AS THE ALTERNATE TO THE ABAG PLAN BOARD OF DIRECTORS

On motion of Vice Mayor Schwartzman, seconded by Council Member loakimedes, Council adopted the Resolution, on roll call by the following vote:
Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes
Noes: (None)

D. APPROVAL OF A CONTRACT AMENDMENT FOR RENNE SLOAN HOLTZMAN SAKAI, LLP

RESOLUTION 11-138 - A RESOLUTION APPROVING THE CONTRACT AMENDMENT IN THE AMOUNT OF \$50,000 WITH RENNE SLOAN HOLTZMAN SAKAI, LLP, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY

Vice Mayor Schwartzman and Staff discussed concerns regarding funding for this item, and where it would come from. Vice Mayor Schwartzman did not like that it was coming from a loan from the Intermodal Fund.

Council Member loakimedes and Staff discussed prior payments to Renne Sloan Holtzman Sakai, LLP, and where those funds came from.

Council Member Hughes and Staff discussed the current balance in the Intermodal Fund (\$1 million). Council Member Hughes was not concerned about

using the funds for the contract.

Council Member Campbell and Staff discussed concern regarding a 'payback loan program', and suggested just using the money, as it was simply using money from the City's reserves.

Mayor Patterson supported Staff's recommendation.

Public Comment:

1. Robert Langston - Mr. Langston discussed the letter he sent to Council (copy on file).

Council Member Campbell discussed concerns regarding the City loaning itself money.

Council Member loakimedes discussed concern regarding abandoning the concept of the Intermodal Train Station, as it seemed inconsistent with the City's Climate Action Plan. He agreed it was important to maintain consistency with the outside counsel representing the City with labor negotiations. He supported Staff's recommendations.

Vice Mayor Schwartzman discussed the importance of keeping the Intermodal Fund whole. He could not support this agenda item because of the proposed funding mechanism.

On motion of Council Member Hughes, seconded by Council Member Campbell, Council adopted the Resolution, on roll call by the following vote:

Ayes: Patterson, Campbell, Hughes, loakimedes

Noes: Schwartzman

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

VIII. BUSINESS ITEMS:

- A. CONSIDER APPOINTMENT OF A CITY COUNCIL MEMBER TO THE CLIMATE ACTION PLAN (CAP) COORDINATOR INTERVIEW PANEL**

RESOLUTION 11-139 - A RESOLUTION APPOINTING A COUNCIL MEMBER TO THE CLIMATE ACTION PLAN COORDINATOR INTERVIEW PANEL

Charlie Knox, Public Works & Community Development Director, reviewed the staff report.

Mayor Patterson discussed support for Council Member Campbell being on the interview panel.

Council Member Campbell had some scheduling difficulties with the interview

date. Council discussed their schedules, and who would be available to sit in on the panel.

Council discussed what level of involvement the Council Members would have during the interview process. Council would observe, and share their impressions with Council when the item is brought back for discussion (Adaptive Management Approach).

After a discussion, it was decided that Council Members Campbell and loakimedes will be on the interview panel, and will coordinate their schedules accordingly.

Public Comment:

None

On motion of Vice Mayor Schwartzman, seconded by Council Member loakimedes, Council adopted the Resolution, appointing Council Members Campbell and loakimedes to the Interview Panel, on roll call by the following vote:

Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes

Noes: (None)

**B. DISCUSSION OF PROVIDING ENHANCED PUBLIC INFORMATION
RELATIVE TO MEMORANDUMS OF UNDERSTANDING WITH
EMPLOYEE GROUPS**

Anne Cardwell, Administrative Services Director, reviewed the staff report.

Council Member loakimedes discussed the need to bridge the gap between the citizens and the MOU's.

Public Comment:

1. Jon Van Landschoot - Mr. Van Landschoot discussed some questions he had regarding the staff report. He will meet with staff to discuss his specific questions. He also discussed the need for a public meeting to come up with a citizens committee to look at the 'basket' city employees' salary should be based on.

Mayor Patterson clarified the need for a general glossary, clear path to the MOU's, and the need for it to capture the idea of the item being clear and user friendly.

C. Request to agendize consideration of the Solano County Mobile Field Force

Mayor Patterson reviewed the staff report.

Public Comment:

None

Council Member Hughes discussed the proposed timing to agendize this. Mayor Patterson suggested changing it to 'ASAP'.

Council Member loakimedes discussed concern regarding not wanting to be perceived as 'cherry picking' which mutual aid calls the City responded to. He would like to proceed cautiously with this issue.

On motion of Council Member Hughes, seconded by Council Member loakimedes, Council approved placing this item on a future agenda, on roll call by the following vote:

Ayes: Patterson, Schwartzman, Campbell, Hughes, loakimedes

Noes: (None)

D. Council Member Committee Reports:

1. **Mayor's Committee Meeting. (Mayor Patterson) Next Meeting Date: December 7, 2011**
2. **Association of Bay Area Governments (ABAG). (Mayor Patterson and Council Member loakimedes) Next Meeting Date: TBD**
3. **Finance Committee. (Vice Mayor Schwartzman and Council Member Campbell) Next Meeting Date: November 18, 2011**
4. **League of California Cities. (Mayor Patterson and Vice Mayor Schwartzman) Next Meeting Date: November 15, 2011**
5. **School Liaison Committee. (Council Members loakimedes and Hughes) Next Meeting Date: December 15, 2011**
6. **Sky Valley Open Space Committee. (Council Members Campbell and Hughes) Next Meeting Date: TBD**
7. **Solano EDC Board of Directors. (Mayor Patterson and Council Member Campbell) Next Meeting Date: November 17, 2011**
8. **Solano Transportation Authority (STA). (Mayor Patterson and Council Member loakimedes) Next Meeting Date: December 14, 2011**

9. **Solano Water Authority-Solano County Water Agency and Delta Committee. (Mayor Patterson and Vice Mayor Schwartzman) Next Meeting Date: December 8, 2011**
10. **Traffic, Pedestrian and Bicycle Safety Committee. (Council Members Hughes and loakimedes) Next Meeting Date: January 19, 2012**
11. **Tri-City and County Regional Parks and Open Space. (Council Members Campbell and Hughes) Next Meeting Date: December 12, 2011**
12. **Valero Community Advisory Panel (CAP). (Council Member Hughes) Next Meeting Date: December 14, 2011**
13. **Benicia Youth Action Coalition. (Vice Mayor Schwartzman and Council Member Campbell) Next Meeting Date: December 14, 2011**
14. **ABAG-CAL FED Task Force-Bay Area Water Forum. (Mayor Patterson) Next Meeting Date: December 5, 2011**
15. **SOLTRANS Joint Powers Authority (Mayor Patterson and Council Member loakimedes) Next Meeting Date: November 17, 2011**

IX. ADJOURNMENT:

Mayor Patterson adjourned the meeting at 8:18 p.m.

Lisa Wolfe, City Clerk