

MINUTES OF THE
REGULAR MEETING – CITY COUNCIL
December 02, 2014

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 7:45 p.m.

A. ADMINISTRATION OF OATH OF OFFICE TO ELECTED OFFICIALS

Lisa Wolfe, City Clerk, administered the Oath of Office to Council Members Hughes and Schwartzman.

II. CLOSED SESSION:

III. CONVENE OPEN SESSION:

A. ROLL CALL

All Council Members were present.

B. PLEDGE OF ALLEGIANCE

C. REFERENCE TO THE FUNDAMENTAL RIGHTS OF THE PUBLIC.

D. REMARKS BY ELECTED OFFICIALS

Mayor Patterson congratulated Council Members Hughes and Schwartzman.

Council Member Schwartzman congratulated Council Member Hughes. He thanked the community for supporting him. He is honored to serve the City. He is looking forward to the next four years.

Council Member Hughes congratulated Council Member Schwartzman. He is honored to serve the City for four more years. He wished there would have been more candidates for the citizens to choose from, but was delighted to not have to run a full blown campaign. He is proud of the current Council and the work they have been able to do for the City. He thanked his colleagues, Staff, and the citizens for their support.

E. NOMINATION AND ELECTION OF VICE MAYOR

Council Member Schwartzman nominated Council Member Hughes to be Vice Mayor.

On motion of Mayor Patterson, seconded by Council Member Schwartzman, Council approved the nomination of Council Member Mark Hughes as Vice Mayor, on roll call by the following vote:

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

IV. ANNOUNCEMENTS/PROCLAMATIONS/APPOINTMENTS/PRESENTATIONS:

A. ANNOUNCEMENTS

1. Announcement of action taken at Closed Session, if any.

2. Openings on Boards and Commissions:

Arts and Culture Commission
1 unexpired term
open until filled

Human Services Board
1 unexpired term
open until filled

3. Mayor's Office Hours:

4. Benicia Arsenal Update

Update from City Attorney

B. PROCLAMATIONS

C. APPOINTMENTS

- 1. Appointment of Council Member Alan Schwartzman to the City Council Appointment Sub Committee for a one-year term ending September 30, 2015.**

RESOLUTION 14-140 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA CONFIRMING THE MAYOR'S APPOINTMENT OF COUNCILMEMBER ALAN SCHWARTZMAN TO A CITY COUNCIL APPOINTMENT SUBCOMMITTEE FOR A ONE-YEAR TERM ENDING SEPTEMBER 30, 2015

On motion of Mayor Patterson, Council adopted Resolution 14-140, on roll call by the following vote:

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

D. PRESENTATIONS

1. COMMUNITY SUSTAINABILITY COMMISSION ANNUAL REPORT

V. ADOPTION OF AGENDA:

On motion of Council Member Schwartzman, seconded by Council Member Strawbridge, Council adopted the Agenda, as presented, on roll call by the following vote:

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

VI. OPPORTUNITY FOR PUBLIC COMMENT:

A. WRITTEN COMMENT

None

B. PUBLIC COMMENT

None

VII. CONSENT CALENDAR:

Council pulled items VII.A and VII.D for discussion.

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

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

A. NAMING OR MEMORIALIZING OF CITY FACILITIES, PARKS, OPEN SPACES AND TRAILS

RESOLUTION 14-141 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA APPROVING THE FACILITY NAMING POLICY

1. Public Comment:

Bonnie Silveria - Ms. Silveria discussed changing the time from 3 years down to 1.5 years after someone passes away to be able to name a park after them. She discussed the process for changing the name of a park.

Vice Mayor Hughes discussed shortening the wait to 2 years after someone passes away to be able to name a park after them.

Council Member Schwartzman discussed support for the suggested 3-year wait.

Staff discussed the renaming policy that was recommended. There is currently no timeframe set. Council suggested 10 or 20 years for renaming a park, and making reference to any 'special circumstances.'

Vice Mayor Hughes and Staff discussed the renaming issue. He would like the issue to go to the Parks, Recreation and Cemetery Commission.

Council Member Campbell and Staff discussed the renaming policy, and under what circumstances a park would be renamed. They discussed having a 10-year limit before a park could be renamed. Council Member Campbell discussed the need to wait on the renaming issue so emotions could be taken out of the equation.

Mayor Patterson suggested changing the park-naming policy to a 2-year wait after someone passes away, and then not again before 10 years, unless there were special circumstances.

Vice Mayor Hughes discussed concern regarding changing park names too often. Staff confirmed that a park had not been renamed in the past 18 years. He made a motion to approve the Resolution with the change regarding a 2-year wait rather than a 3-year wait after someone passes away.

On motion of Council Member Hughes, seconded by Council Member Strawbridge, Council adopted Resolution 14-141, as amended, on roll call by the following vote:

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

B. BUDGET TO ACTUAL REPORTS FOR ALL FUNDS, THE FIRST QUARTER AND AMENDING THE FISCAL YEAR 2014-2015 BUDGET

RESOLUTION 14-142 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AMENDING THE MUNICIPAL BUDGET FOR FISCAL YEAR 2014-15

- C. **CHANGING THE MEETING TIME FOR THE PARKS, RECREATION AND CEMETERY COMMISSION FROM THE SECOND WEDNESDAY OF EACH MONTH TO THE SECOND WEDNESDAY OF EVERY OTHER MONTH**

ORDINANCE 14- - AN ORDINANCE AMENDING SECTION 2.76.040 (MEETING TIME AND PLACE) OF CHAPTER 2.76 (PARKS, RECREATION AND CEMETERY COMMISSION) OF TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE BENICIA MUNICIPAL CODE TO CHANGE THE MEETING TIME TO THE SECOND WEDNESDAY OF EVERY OTHER MONTH

- D. **ADOPTION OF THE 2015 CITY COUNCIL REGULAR MEETING CALENDAR**

Mayor Patterson suggested eliminating the 1/27/15, 11/24/15, and 12/22/15 from the proposed calendar.

Public Comment:

None

Council Member Hughes discussed possibly eliminating the 5/26/15 meeting, as it was the day after Memorial Day. He decided to leave it on the calendar and wait and see if it needed to be cancelled.

On motion of Council Member Schwartzman, seconded by Council Member Hughes, Council adopted the 2015 City Council Regular Meeting Calendar, as amended, on roll call by the following vote:

Ayes: Patterson, Strawbridge, Schwartzman, Campbell, Hughes

Noes: (None)

- E. **APPROVE THE AMENDMENT TO THE CONTRACT SERVICES AGREEMENT BETWEEN THE CITY OF BENICIA AND MANAGEMENT PARTNERS**

RESOLUTION 14-143 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AMENDING THE CONTRACT WITH MANAGEMENT PARTNERS FOR INTERIM COMMUNITY DEVELOPMENT MANAGEMENT SERVICES

- F. **APPROVE THE AMENDMENT TO THE CONTRACT SERVICES AGREEMENT BETWEEN THE CITY OF BENICIA AND RENNE SLOAN HOLTZMAN SAKAI**

RESOLUTION 14-144 - A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BENICIA AMENDING THE CONTRACT WITH RENNE SLOAN HOLTZMAN SAKAI LLP

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

VIII. BUSINESS ITEMS:

- A. **JOINT REPORT TO CITY COUNCIL ON THE VOTERS FORUM BY THE OPEN GOVERNMENT COMMISSION, THE LEAGUE OF WOMEN VOTERS BENICIA, AND THE AMERICAN ASSOCIATION OF UNIVERSITY WOMEN.**

Heather McLaughlin, City Attorney, introduced the staff report.

Gail Vaughn and Susan Neuhaus, League of Women Voters, reviewed how the forum went.

Vice Mayor Hughes and Staff discussed how beneficial the joint forum was. It would be worth having a discussion with the Open Government Commission and League of Women Voters to discuss the pros and cons of continuing with a joint forum.

Council Member Schwartzman discussed the benefits of consolidating the forums, but the Open Government Commission one does need to be later in order to address any hit pieces.

Council Member Campbell discussed the Open Government Commission's reasoning for having the later forum. He is inclined to move the Open Government Commission's forum closer to the absentee ballot timing.

Public Comment:

None

Mayor Patterson gave direction to Staff to consider changes to the Ordinance that provide for collaboration, yet still provide time for addressing any hit pieces, and take into consideration the earlier time for the forum matching the changes in the demographics.

Ms. McLaughlin confirmed she would bring Council's direction to the Open Government Commission so they could make a recommendation to Council.

B. MEASURE C IMPLEMENTATION PLAN

Mario Giuliani, Economic Development Manager, reviewed the staff report.

Council Member Campbell and Staff discussed the issue of tracking the incoming increase in sales tax funds, and the possibility of setting up a separate fund within the General Fund for the Measure C funds.

Brad Kilger, City Manager, discussed the rules of Measure C being a general tax. Staff could monitor it and track it, but it could not be in a separate fund.

Mayor Patterson discussed having a resolution to signify and memorialize that the Finance Committee would be the Oversight Committee for the Measure C funds. There is no reason Council can't charge them with the audit responsibilities, as it would just be tracking money. It allows the Finance Committee to develop performance measures.

Heather McLaughlin clarified that Council had already given the Finance Committee the aforementioned responsibilities. Mayor Patterson stated that it was eluded to, but not made clear.

Brad Kilger, City Manager, discussed the overall goal of Measure C. He did not see the need for another resolution. The Finance Committee understands their charge and duties. Mayor Patterson would prefer to have a resolution to memorialize the Finance Committee's task and responsibilities, as the current Council will not always be in place.

Council Member Schwartzman and Staff discussed the need to account for the funds, when the revenues would begin coming in, and the issue of consolidating emergency services dispatch.

Council Member Strawbridge and Staff discussed the list of Measure C projects and how they were prioritized.

Vice Mayor Hughes and Staff discussed the importance of how the City will communicate the accomplishments to the citizens and community. They discussed the signage that would be used.

Mayor Patterson and Staff discussed the Storm Water Management and Flood Mitigation Plan, and the connection to the Urban Water Management Plan and the Integrated Water Management Plan.

Council Member Campbell discussed the need to prevent any future council 'going rogue' with this. He would like to make that difficult by resolution, separate fund, etc.

Mayor Patterson stated that would be the direction to Staff; it could be by resolution, use of a separate fund, or whatever, but Staff should come back with a recommendation and clarification on some of the issues raised tonight.

Public Comment:

None

**C. COUNCIL MEMBER CAMPBELL'S REQUEST TO AGENDIZE
DISCUSSION OF VOTING PRIVILEGES FOR CITY TREASURER AT
FINANCE COMMITTEE MEETINGS**

Council Member Campbell reviewed the request to agendize this issue.

Public Comment:

None

On motion of Council Member Hughes, seconded by Council Member Schwartzman, Council approved placing this issue on a future agenda for discussion, on roll call by the following vote:

Ayes: Patterson, Strawbridge, Schwartzman, Campbell, Hughes

Noes: (None)

IX. ADJOURNMENT:

Mayor Patterson adjourned the meeting in memory of Arlen Ingle at 9:48 p.m.