



**BENICIA CITY COUNCIL
CITY COUNCIL SPECIAL & REGULAR MEETING AGENDA**

**Videoconferencing Meeting
March 22, 2022
6:00 PM**

Coronavirus (Covid-19) Advisory Notice

Consistent with Government Code section 54953(e), and in light of the declared state of emergency, the meeting will not be physically open to the public. Members of the City Council and staff will participate in this meeting via videoconferencing as permitted under Government Code section 54953(e).

As always, the public may submit public comments in advance and may view the meeting from home. Below is information on how to watch the meeting via cable and/or live stream and how to send in public comments that will be part of the public record.

How to Watch the Meeting:

- 1) Cable T.V. Broadcast - Check with your cable provider for your local government broadcast channel.
- 2) Livestream online at www.ci.benicia.ca.us/agendas.
- 3) Zoom Meeting (link below)

How to Submit Public Comments for this videoconferencing meeting:

Members of the public may provide public comments to the City Clerk by email at lwolfe@ci.benicia.ca.us. Any comment submitted to the City Clerk should indicate to which item of the agenda the comment relates. Specific information follows:

- Comments received by 2:00 pm on the day of the meeting will be electronically forwarded to the City Council and posted on the City's website.
- Comments received after 2:00 pm, but before the start time of the meeting will be electronically forwarded to the City Council, but will not be posted on the City's website, and will not be read into the record.
- Comments received after the start time of the meeting, but prior to the close of the public comment period for an item will be read into the record, with a maximum allowance of 5 minutes per individual

comment, subject to the Mayor's discretion. Starting April 5, 2022, the City will begin hybrid remote and in-person meetings. Written public comment received by email during the meeting will no longer be read aloud by the City Clerk. Participants wishing to provide public comment will need to do so via Zoom or by attending the meeting in person to read their statements aloud.

Additionally, the public may view and provide public comment via Zoom (via computer or phone) link: <https://us02web.zoom.us/j/84961329534?pwd=V0oyZlZ5RG84ZEsZUm5oOXk0ZTRaQT09>

- If prompted for a password, enter 353938.
- Use participant option to “raise hand” during the public comment period for the item you wish to speak on. Please note, your electronic device must have microphone capability. Once unmuted, you will have up to 5 minutes to speak.

Dial in with phone:

Before the start of the item you wish to comment on, call any of the numbers below. If one is busy, try the next one.

1 669 900 9128

1 346 248 7799

1 253 215 8782

1 646 558 8656

1 301 715 8592

1 312 626 6799

- Enter the meeting ID number: 849 6132 9534 *please note this is an updated ID number*.
- Enter password: 353938
- When prompted for a Participant ID, press #.
- Press *9 on your phone to “raise your hand” when the Mayor calls for public comment during the item you wish to speak on. Once unmuted, you will have up to 5 minutes to speak.

Any member of the public who needs accommodations should email City Clerk Lisa Wolfe at lwolfe@ci.benicia.ca.us, who will use her best efforts to provide as much accessibility as possible while also maintaining public safety.

1. Call Special Meeting To Order (5:15 P.M.)

2. Convene Open Session

3. Roll Call

4. Reference To The Fundamental Rights Of The Public

The fundamental rights of each member of the public can be found in the municipal code posted on the City’s website per section 4.04.030 of the City of Benicia's Open Government Ordinance.

5. Adjourn To Closed Session

5.A - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
City of Benicia v. Jason Diavatis, Solano County Superior Court Case No. FCS056113

6. Reconvene Open Session

7. Announcement From Closed Session, If Any

8. Adjournment Of Special Meeting And Call Regular Meeting To Order (6:00 P.M.)

9. Roll Call

10. Pledge Of Allegiance

11. Reference To The Fundamental Rights Of The Public

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12. Announcements

12.A - MAYOR'S OFFICE HOURS

Mayor Young is maintaining an open office on the first and third Mondays of the month (except holidays) in the Mayor's office of City Hall from 4:30 to 6:00 p.m. No appointment is necessary. Other meeting times may be scheduled through City Hall by calling 707-746-4200.

13. Adoption Of The Agenda

14. Opportunity For Public Comments

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15. Written Comment

16. Public Comment

17. Consent Calendar

Items listed on the Consent Calendar are considered routine and will be enacted, approved or adopted by one motion unless a request for removal or explanation is received from a Council Member, Staff or member of the public. Items removed from the Consent Calendar shall be considered immediately following the adoption of the Consent Calendar.

17.A - APPROVAL OF CITY COUNCIL MINUTES FROM MARCH 1, 2022 REGULAR MEETING (City Clerk)

[March 1 2022 City Council Meeting Minutes](#)

18. Business Items

18.A - STUDY SESSION PRESENTATION AND DISCUSSION OF THE HOUSING ELEMENT UPDATE

Every eight years, each California city and county must update the Housing Element of their General Plan and have it certified by the California Department of Housing and Community Development (HCD). For the upcoming 2023-2031 Housing Element cycle, the City is now required to plan for 750 new housing units. The new Housing Element cycle begins in January 2023, which is our deadline to adopt the plan; in advance of that deadline, the City will need to complete the draft Housing Element for initial review by the California Housing and Community Development Department by June 2022.

The primary purpose of this Housing Element Study Session is to present and seek City Council direction on the draft Housing Opportunity Sites list and the conceptual zoning approach to meet the City's Regional Housing Needs Allocation (RHNA) target.

RECOMMENDATION:

Receive the presentation, accept public comment, and provide direction to staff.

[Staff Report - Housing Element Study Session.pdf](#)

[1. Housing Element Site Inventories - Why Buffers and Excess Capacity Matter](#)

[2. January 25, 2022 Joint City Council - Planning Commission Housing Study Session Minutes](#)

[3. Community Workshop Presentation](#)

[4. Community Workshop Summary](#)

[5. Draft Vacant Sites Inventory Map](#)

[6. Preliminary Draft Opportunity Sites Map](#)

19. Adjournment Of Regular Meeting (8:00 P.M.)

Public Participation

The Benicia City Council and its Boards and Commissions welcome public participation.

Pursuant to the Brown Act, each public agency must provide the public with an opportunity to speak on any matter within the subject matter jurisdiction of the agency and which is not on the agency's agenda for that meeting. The City Council allows speakers to speak on non-agendized matters under public comment, and on agendized items at the time the agenda item is addressed at the meeting. Comments are limited to no more than five minutes per speaker. By law, no action may be taken on any item raised during the public comment period although informational answers to questions may be given and matters may be referred to staff for placement on a future agenda of the City Council.

Should you have material you wish to enter into the record, please submit it to the City Manager.

Disabled Access or Special Needs

In compliance with the Americans with Disabilities Act (ADA) and to accommodate any special needs, if you need special assistance to participate in this meeting, please contact Kim Imboden, 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 the meeting.

Meeting Procedures

All items listed on this agenda are for Council discussion and/or action. In accordance with the Brown Act, each item is listed and includes, where appropriate, further description of the item and/or a recommended action. The posting of a recommended action does not limit, or necessarily indicate, what action may be taken by the City Council.

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. You may also be limited by the ninety (90) day statute of limitations in which to challenge in court certain administrative decisions and orders (Code of Civil Procedure 1094.6) to file and serve a petition for administrative writ of mandate challenging any final City decisions regarding planning or zoning.

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 Procedures Section 1094.5. Any such petition for judicial review is subject to the provisions of California Code of Civil Procedure Section 1094.6.

Public Records

The agenda packet for this meeting is available at the City Manager's Office and the Benicia Public Library during regular working hours. To the extent feasible, the packet is also available on the City's web page at www.ci.benicia.ca.us under the heading "Agendas and Minutes." Public records related to an open session agenda item that are distributed after the agenda packet is prepared are available before the meeting at the

City Manager's Office located at 250 East L Street, Benicia, or at the meeting held in the Council Chambers. If you wish to submit written information on an agenda item, please submit to the City Clerk as soon as possible so that it may be distributed to the City Council. A complete proceeding of each meeting is also recorded and available through the City Clerk's Office.

Contact Your Council Members

If you would like to contact the Mayor or a Council Member, please call the number listed below to leave a voicemail message.

Mayor Young: 707-746-4213

Vice Mayor Campbell: 707-746-4213

Council Member Strawbridge: 707-746-4213

Council Member Largaespada: 707-746-4213

Council Member Macenski: 707-746-4213