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****DRAFT****
ACTION MINUTES OF THE
SAUSALITO CITY COUNCIL
REGULAR MEETING

TUESDAY, OCTOBER 16, 2007

CALL TO ORDER

The Meeting was called to order at 5:30 p.m.

ROLL CALL

PRESENT: Councilmember Weiner, Vice Mayor Belser, Mayor Kelly, Councilmember Leone,
Councilmember Albritton

ABSENT: none

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Mayor Kelly announced the items that would be discussed in Closed Session.

Public Comment on Closed Session items: Chuck Donald questioned why item #2 was being discussed in Closed Session. He felt that since there was no competition, it should be an open item discussion.

Council adjourned to the Conference Room for their Closed Session at 5:42 p.m.

The regular meeting reconvened at 7:00 p.m.

PLEDGE OF ALLEGIANCE

REPORT ON RESULTS OF CLOSED SESSION ITEMS

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: 18 Pearl Street, Sausalito
Negotiating Parties: Dana and Kent Whitson
City Negotiator: City Attorney
Under Negotiation: Price and Terms
A bona fide third party offer was received on 18 Pearl Street. Following receipt of the offer the Whitsons exercised their right of first refusal to purchase the City's interest on the same terms and conditions. The City Council voted to approve the sale of the City's 50% interest in 18 Pearl Street to the Whitsons in accordance with the terms of the Tenancy in Common Agreement for a purchase price of \$617,500.00. The vote of the Council was as follows: Mayor Kelly, yes; Vice Mayor Belser, yes; Councilmember Albritton, yes; Councilmember Leone, yes; Councilmember Weiner, yes

- 1 2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
2 Property: Marinship Park and Martin Luther King (MLK) Park
3 Negotiating Parties: Sausalito Art Festival Foundation
4 City Negotiator: City Attorney
5 Under Negotiation: Price and Terms
6 ***Direction was given to the City Attorney***
7
8 3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
9 Property: Sausalito Marine Properties; Foot of Locust Street
10 Negotiating Parties: Zacks Inc. dba Sausalito Marine
11 City Negotiator: City Manager and City Attorney
12 Under Negotiation: Price and Terms
13 ***Direction was given to the City Manager and City Attorney***
14
15 4. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6
16 Agency Negotiator: City Manager
17 Employee Organizations: SEIU 1021 and Sausalito Firefighters Assoc. IAFF Local
18 1775
19 ***Direction was given to the labor negotiators***
20
21 5. **CONFERENCE WITH LEGAL COUNSEL** –Existing litigation pursuant to subdivision
22 (b) of CGC § 54956.9 (one case)
23 Sausalito v. Alta Mira Treatment Program
24 ***Direction was given to the City Attorney***
25

26 **APPROVAL OF AGENDA**

27
28 Vice Mayor Belser moved, seconded by Councilmember Albritton, to approve the agenda.
29

30 **SPECIAL PRESENTATION**

31
32 There were no Special Presentations
33

34 **COMMUNICATIONS**

35
36 There were no Public Communications
37

38 **ACTION MINUTES OF PREVIOUS MEETING**

39
40 Councilmember Albritton moved, seconded by Vice Mayor Belser to approve the Action Minutes
41 of the City Council Regular Meeting of October 2, 2007 as amended.
42

43 Councilmember Albritton moved, seconded by Vice Mayor Belser to approve the Action Minutes
44 of the City Council Special Meeting of October 4, 2007.
45

46 Vice Mayor Belser moved, seconded by Councilmember Albritton to approve the Action Minutes
47 of the City Council Special Meeting of October 8, 2007.
48
49
50

1 **CONSENT CALENDAR**

2
3 **Public Comment:** None

4
5 **Councilmember Albritton moved, seconded by Vice Mayor Belser to approve the**
6 **following Consent Calendar items (as corrected):**

- 7
8 1. Acknowledge Actions Taken by Planning Commission at meeting on October 10, 2007
9 *(Councilmember Leone noted corrections re: roll call vs votes on agenda items)*
10 2. Approve expenditures from the Fire Grant Fund to help fund and exercise specialist
11 and other maintenance projects
12 3. Receive and file minutes from the September 19 meeting of the Parks and Recreation
13 Commission
14 4. Receive and file actions taken at the October 8 meeting of the Finance Committee
15 *(Councilmember Leone requested the roll call be listed)*
16 5. Receive and file actions taken at the October 8 meeting of the OMIT Committee
17 *(Councilmember Leone requested that the roll call be listed)*
18

19 **PUBLIC HEARINGS**

20
21 **A. Introduction and first reading, by title only, of an Ordinance of the City of Sausalito**
22 **amending chapter 11.20 of the Sausalito Municipal Code regarding environmentally**
23 **acceptable packaging material**

24
25 City Attorney Mary Wagner presented the staff report and along with Commissioner
26 Richard Fortmann who assisted with the history behind the introduction to the draft
27 ordinance recommending the use of environmentally acceptable packaging materials. It
28 was noted that there would be one full year in which businesses would be required to
29 comply with the ordinance.
30

31 Councilmember Leone offered several corrections/changes to the draft ordinance. The
32 Commission accepted these changes.
33

34 **Public Comment:** None

35
36 Mayor Kelly moved, seconded by Vice Mayor Belser, to introduce Ordinance No. 1188, an
37 Ordinance of the City of Sausalito amending Chapter 11.20 of the Sausalito Municipal
38 Code regarding environmentally acceptable packaging material with changes as
39 recommended by Councilmember Leone. Via voice vote, Ordinance No. 1188 was
40 introduced and read by title only by a 5-0 vote.
41

42 Council further recommended that flyers be provided during the Business License renewal
43 process, that flyers be provided as a part of the Special Events Applications, that, as the
44 date of compliance draws closer, a flyer be provided to Bay Cities Refuse for inclusion in
45 their billing, and that information be provided in the "In the Loop", on the website and for
46 the local newspapers.
47
48
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50

1 **BUSINESS ITEMS**

2
3 **A. Holiday Parking Program**

4
5 Finance Director Louise Ho presented the staff report. It was the recommendation of staff
6 to limit the Holiday Parking Program to the three hours of free parking at the street meters
7 only.

8
9 **Public Comment:** None

10
11 Councilmember Albritton suggested that since the recommendation for the Holiday
12 Parking was to not include Parking Lot #2, that signage be added at the entrance to Lot #2
13 indicating that three hours of free parking is available at the street meters.

14
15 Mayor Kelly moved, seconded by Vice Mayor Belser to approve the Holiday Parking
16 Program at street meters only (not Lot #2). Via voice vote, the Holiday Parking Program,
17 as presented, was approved by a vote of 5-0.

18
19 Councilmember Albritton added that there is already a policy in place for distribution of the
20 donated monies; that Sausalito non-profit groups must apply for a grant.

21
22 **B. Quarterly Budget Update**

23
24 Finance Director Louise Ho gave a PowerPoint presentation on the status of the first
25 quarter budget activities, highlighting the top revenues and focusing on non-budgeted
26 general fund expenditures.

27
28 **Public Comment:** None

29
30 **C. Update on Pension Obligation Bond to Pay Off CalPERS Side Fund Unfunded**
31 **Accrued Actuarial Liabilities**

32
33 Finance Director Louise Ho gave a PowerPoint presentation updating the status of the
34 Pension Obligation Bond process. Ms Ho noted that the staff and the Finance Committee
35 now believed that the CSCDA private placement may be the best direction for the City to
36 take.

37
38 **Public Comment:** None

39
40 It was the consensus of the Council to begin the process for the private placement and
41 bring back the required resolutions on November 13.

42
43 **D. Receive Oral Update on Police and Fire Buildings Process**

44
45 Deputy Planning Director Kevin Bryant presented the update on the Police and Fire
46 buildings. Mr. Bryant highlighted some of the neighbor issues that had been worked on
47 since the last update. He noted that they had begun a list of to-do's for housing the Fire
48 Department at Station #2 during construction.

1 Mayor Kelly requested that the plans, approved at the last Planning Commission meeting,
2 be sent out to the City Council.

3
4 It was further noted that the target date for demolition was April 2008, with construction
5 beginning in July 2008.

6
7 **Public Comment:** None

8
9 **E. Quarterly Report on Code Enforcement Activities**

10 Deputy Planning Director Kevin Bryant presented the update on code enforcement
11 activities. Mr. Bryant reminded the Council that the department had, and is, going through
12 changes right now. Because of this, he noted that the department is currently being re-
13 active instead of pro-active. Mr. Bryant noted that the department receives several
14 written and or telephone complaints each week and addressed those with health and
15 safety issues first.

16
17 Councilmember Leone indicated that pro-active code enforcement is not necessarily a
18 negative thing, but that time is needed to perform some "hand-holding", and unfortunately,
19 the department does not currently have the time to do that.

20
21 **Public Comment:** None

22
23 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL DISCUSSIONS**
24 **AND COUNCILMEMBER REPORTS**

25
26 **A. City Manager Reports**

27
28 **1. City Manager Information for Council**

29 City Manager Adam Politzer referred to the Weekly Wrap for the city-wide
30 information.

31
32 Due to the length of the Weekly Wraps, Councilmember Leone suggested that the
33 Wrap be the only item when published in "In the Loop". The City Manager inoted
34 that many times the version published in "In the Loop" is an abbreviated version. He
35 also noted that there will be a monthly version of the Weekly Wrap coming out soon,
36 and that this one would be sent to Boards/Commissions, along with the normal
37 distribution.

38
39 **Public Comment:** None

40
41 **2. Future Agenda Items**

42
43 Mayor Kelly requested that a ten minute presentation by SHIP be given at the next
44 City Council meeting in November. He also requested that an item be added for
45 discussion on the Alta Mira fundraising process.

46
47 Vice Mayor Belser requested that the name change for the Waste and Recycling
48 Commission be placed on the next agenda (to change to Sustainability Commission).
49

1 Councilmember Weiner requested that a newsrack ordinance revision be added to
2 the pending list.

3
4 Councilmember Albritton requested that a discussion item on TMDL's in
5 Richardson's Bay also be added to a future agenda.

6
7 **Public Comment:** None

8
9 **B. City Council Appointments and Councilmember Reports**

10
11 **1. City Council Appointments to Boards, Commissions and Committees**

12
13 **a. City Council Appointments to two positions on the Trees and Views**
14 **Committee (*Administrative Services Manager Dale Vaughn*)**

15
16 Mayor Kelly noted that he had not received this item.

17
18 It was moved by Councilmember Albritton, seconded by Vice Mayor Belser, to
19 continue this item to November 13, 2007.

20
21 **Public Comment:** None

22
23 **2. Councilmember Reports**

24
25 Mayor Kelly reported that he had gone on a tour of Cavallo Point with Vice
26 Mayor Belser.

27
28 Vice Mayor Belser reported on her Legislative Committee report she had
29 forwarded to the Council as an informational item. She also reported on the
30 Merchant's meeting (highlighting the discussions held on the Gingerbread
31 Tour). The Vice Mayor also noted that she had attended the annual Sierra
32 Club Dinner.

33
34 Councilmember Albritton reported on the Art Festival meeting, the Business
35 Advisory Meeting, the Hospitality Meeting, the RBRA meeting and the
36 ABAG/MTC meeting.

37
38 Councilmember Weiner reported that he would be attending a meeting later in
39 the week regarding the Golden Gate Ferry and a later Friday night run.

40
41 **PUBLIC COMMENT:** None

42
43 **Adjournment**

44
45 The meeting was adjourned at 9:58 p.m. The next City Council Regular meeting is scheduled
46 for November 13, 2007 at 7:00 pm.

47
48 Respectfully submitted,

49
50 Debbie Pagliaro
Deputy City Clerk