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

**TUESDAY, DECEMBER 11, 2007**

**CALL TO ORDER**

The meeting was called to order at 5:32 pm.

**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:** There was no public comment on Closed Session items.

Council adjourned to the Conference Room for their Closed Session at 5:35 pm.

The regular meeting reconvened at 7:09 pm.

**PLEDGE OF ALLEGIANCE**

**REPORT ON RESULTS OF CLOSED SESSION ITEMS**

1. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6  
Agency Negotiator: City Manager  
Employee Organizations: SEIU 1021 and Sausalito Firefighters Assoc. IAFF Local 1775  
***Direction given.***
2. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9  
Sausalito v. Alta Mira Treatment Program  
***Instructions given to the legal team.***
3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8  
Property: Sausalito Marine Properties; Foot of Locust Street  
Negotiating Parties: Zacks Inc. dba Sausalito Marine  
City Negotiator: City Manager and City Attorney  
Under Negotiation: Price and Terms  
***Direction given to the negotiating team.***
4. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9  
Notices of Intent to Sue from Northern California River Watch  
***Direction given to the City Attorney.***

1 **5. CONFERENCE WITH LEGAL COUSEL** – Anticipated litigation pursuant to subdivision (b) of CGC §  
2 54956.9 (one potential case)  
3 *Direction given.*  
4

5 **APPROVAL OF AGENDA**  
6

7 City Manager Adam Politzer advised the Council that the Special Presentation for the Firefighters had  
8 been postponed and would be placed back on the next City Council agenda.  
9

10 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve the Agenda**  
11 **with the change noted above. The motion was unanimously approved by a voice vote.**  
12

13 **SPECIAL PRESENTATIONS**  
14

15 **A. Introduction of new Finance Accounting Technician Yixuan Ma**  
16

17 Finance Director Louise Ho introduced Yixuan Ma, describing her educational and professional  
18 background.  
19

20 **B. Presentation of Proclamation to Captain Bouchard, FF/Engineer Blount, FF Frazier and PM**  
21 **Moran for outstanding service at the Witch Fire.**  
22

23 This item was continued to January 8.  
24

25 **C. Introduction and Swearing in of Police Sergeant Bill Fraass, Corporals Michael Striek and**  
26 **Steve Veveiros, Officer Joshua Schulman, Administrative Aide I Dawn Barbour, Administrative**  
27 **Aide II Susan Barnes and Chaplain Doug Huneke**  
28

29 Police Chief Scott Paulin performed the swearing in ceremonies for new employees Dawn Barbour, Doug  
30 Huneke, and Joshua Schulman, and for promoted employees Steve Veveiros, Bill Fraass, Michael Striek  
31 and Susan Barnes.  
32

33 Each employee was introduced and who, in turn, introduced their family and friends who were present.  
34

35 **COMMUNICATIONS**  
36

37 Amy Blakely spoke to the City Council regarding the eucalyptus trees along the 101 corridor. She noted  
38 that these trees are prone to rapid spreading and wanted Council to support a Countywide Vegetation  
39 Management Plan.  
40

41 Joseph Onorato of SHIP read a letter in which he described a meeting that would be taking place on  
42 December 12 and invited the Council to attend.  
43

44 **ACTION MINUTES OF PREVIOUS MEETING**  
45

46 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve the Action**  
47 **Minutes of the November 13, 2007 Regular Council Meeting as corrected. The motion was**  
48 **unanimously approved by a voice vote.**  
49

50 **CONSENT CALENDAR**  
51

52 **Public comment:** There was no public comment regarding the Consent Calendar.  
53

54 Councilmember Leone requested that Items #7 and #8 be removed from the Consent Calendar for further  
55 discussions. He also requested clarification on item #2 regarding an action taken at the Finance  
56 Committee on the Amgen Tour.

1  
2 As to Councilmember Leone's concerns regarding Item #2, the City Attorney advised that the Chamber  
3 agreement involving the Amgen Tour would be coming to the Council on January 8. Councilmember  
4 Leone accepted the clarification.  
5

6 Mayor Kelly advised that Item #7 would be moved to become Item #6H2; however, he did not feel that  
7 Item #8 needed additional discussions. Finance Director Ho gave a brief clarification along with a verbal  
8 approval for Item #8 and Councilmember Leone accepted the approval and agreed that it would not need  
9 to be placed on the agenda for discussion.  
10

11 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve Item #1-6 and**  
12 **#8-9. The motion was unanimously approved by a voice vote.**  
13

14 Consent Calendar items approved were as follows:  
15

- 16 1) Received and filed actions taken at the OMIT Committee meeting of November 5, 2007
- 17 2) Received and filed actions taken at the Finance Committee meeting of November 7, 2007
- 18 3) Received and filed actions taken at the Sausalito Public Safety Facilities meeting of November  
19 8, 2007
- 20 4) Received and filed draft minutes of the November 1 Sustainability Commission Meeting
- 21 5) Acknowledged actions taken at the November 28 meeting of the Planning Commission
- 22 6) Authorized payment of overtime expenses to the Southern Marin Fire Protection District for the  
23 months of August and September and totaling \$27,152.80
- 24 7) *Use of Park Bond Monies to repair and resurface the Basketball Court located at 420 Litho*  
25 *Street - removed from Consent to Business Item 6H2*
- 26 8) Approved Third Amendment to Agreement with Glass Architects for preparation of a set of bid  
27 documents for furnishings for both the Police and Fire Station Buildings
- 28 9) Adopted Resolution No. 4928 approving an Encroachment Agreement to allow the  
29 encroachment of a projecting sign and awning in the public right of way for the business located  
30 at 599 B Bridgeway (APN 065-132-04), as recommended by the Planning Commission for  
31 application No. SP/DR/EA 07-004  
32

### 33 **PUBLIC HEARINGS**

34  
35 There were no Public Hearing items.  
36

### 37 **BUSINESS ITEMS**

#### 38 39 **A. City Council Election of Mayor to serve December 12, 2007 through December 2, 2008**

40  
41 Prior to accepting nominations, Mayor Kelly gave a retrospect on his year as Mayor. He thanked  
42 everyone for all their hard work during the past year.  
43

44 City Manager Adam Politzer then presented Mayor Kelly with a ceremonial plaque, thanking him for his  
45 services. Each Councilmember then offered their words of praise for all the work that the Mayor had  
46 accomplished during his term.  
47

48 **Councilmember Albritton then nominated Vice Mayor Belser for Mayor. Mayor Kelly seconded the**  
49 **nomination. By affirmation, Vice Mayor Belser was elected as Mayor for the ensuing term.**  
50

#### 51 **B. City Council election of Vice Mayor to serve December 12, 2007 through December 2, 2008**

52  
53 **Mayor Kelly nominated Councilmember Paul Albritton for Vice Mayor. Vice Mayor Belser**  
54 **seconded the nomination. By affirmation, Councilmember Albritton was elected as Vice Mayor for**  
55 **the ensuing term.**  
56

1 **C. Approve First Amended and Restated Agreement by and between the City of Sausalito and the**  
2 **Southern Marin Fire Protection District to Provide Fire Protection Services**

3  
4 City Attorney Mary Wagner presented the staff report. Very briefly she described the changes in the  
5 agreement.

6  
7 **Public Comment:** There was no public comment on this item.  
8

9 Councilmember Leone suggested some wording changes in the agreement which were accepted by the  
10 City Attorney. Discussion followed between the Council and Fire Chief Denis Walsh regarding the  
11 markings on the new truck.

12  
13 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve the First**  
14 **Amended and Restated Agreement by and between the City of Sausalito and the Southern Marin**  
15 **Fire Protection District to provide fire protection services and to incorporate the changes**  
16 **proposed by Councilmember Leone. The motion was unanimously approved by a voice vote.**  
17

18 **D. Approval of Memorandum of Understanding between the City of Sausalito and the Southern**  
19 **Marin Professional Firefighters, Sausalito Group, IAFF Local 1775**

20  
21 Deputy Planning Director Kevin Bryant presented the staff report.

22  
23 **Public Comment:** There was no public comment on this item.  
24

25 **Vice Mayor Belser moved, seconded by Councilmember Leone, to approve the Memorandum of**  
26 **Understanding between the City of Sausalito and the Southern Marin Professional Firefighters,**  
27 **Sausalito Group, IAFF Local 1775. The motion was unanimously approved by a voice vote.**  
28

29 **E. Approval of Memorandum of Understanding between the City of Sausalito and the Marin**  
30 **Association of Public Employees, SEIU – Miscellaneous Employees**

31  
32 Deputy Planning Director Kevin Bryant presented the staff report. He noted that a change would need to  
33 be made in the contract, as this group is no longer associated with the AFL-CIO.

34  
35 **Public Comment:** There was no public comment on this item.  
36

37 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve the**  
38 **Memorandum of Understanding between the City of Sausalito and the Marin Association of Public**  
39 **Employees, SEIU – Miscellaneous Employees, with the correction as noted by the Deputy**  
40 **Planning Director. The motion was unanimously approved by a voice vote.**  
41

42 **F. Approve Audit/Comprehensive Annual Financial Report for the Year Ended June 30, 2007**

43  
44 Finance Director Louise Ho presented the staff report. She then introduced Mark Wong who is one of the  
45 audit partners. Mr. Wong described the audit process and complimented the City on the responsiveness  
46 to the auditor's questions and inquiries.  
47

48 **Public Comment:** There was no public comment on this item.  
49

50 Council complimented the auditor on the clarity of the document that had been presented to them.  
51

52 **Vice Mayor Belser moved, seconded by Councilmember Leone, to approve the audit/**  
53 **comprehensive annual financial report for the year ended June 30, 2007. The motion was**  
54 **unanimously approved by voice vote.**  
55  
56

1 **G. Receive and file first quarter Treasurer's Report for July through September 2007**

2  
3 Before the Finance Director presented her report, the Mayor expressed concern with the City's  
4 investments in LAIF. Mayor Kelly then directed the Finance Director to place an item on the next Finance  
5 Committee agenda regarding investment strategies.

6  
7 Finance Director Louise Ho then presented the statistics on the balance of the Treasurer's Report.

8  
9 **Public Comment:** There was no public comment on this item.

10  
11 **H. Gabrielson Park Improvements and Jazz by the Bay stage relocation**

12  
13 Special Events Coordinator Jeanne Friedel presented the staff report and requested direction from the  
14 Council regarding the park improvements.

15  
16 Councilmember Leone recommended that the Department follow the proper permitting process for the  
17 tree removal. He also noted that because the trees being recommended for removal were protected  
18 trees, new trees must be replanted somewhere.

19  
20 Discussion then followed on the moving of the Castillo sculpture. Past and present Arts Commission  
21 members also helped to address this issue.

22  
23 **Public Comment:** Norman Wohlschlaeger questioned whether this project would need Design Review  
24 or Planning Commission review/approval. He also noted that the current foundation of the sculpture was  
25 probably in excess of 4,000 pounds, and thus would not be easily moved along with the sculpture.

26  
27 Councilmember Albritton inquired into the public hearing that was held at the Parks and Recreation  
28 Commission level. He was very concerned about the lack of public comment.

29  
30 Mayor Kelly suggested making a decision on the removal of the trees tonight and then have staff come  
31 back to Council on the balance of the project. Councilmember Albritton felt that there was a need for an  
32 artists' rendering and a full public hearing. Councilmember Leone stressed the need for a full park master  
33 plan.

34  
35 **Mayor Kelly moved, seconded by Councilmember Weiner, to remove the three trees required for**  
36 **the park improvements and to replant three trees somewhere else in the city. The motion was**  
37 **unanimously approved by a voice vote.**

38  
39 Councilmember Albritton reminded the group that Ordinance No. 1128 may come into play with the park  
40 improvements as proposed.

41  
42 **H2. Use of Park Bond Monies to repair and resurface the Basketball Court located at 420 Litho**  
43 **Street**

44  
45 Special Events Coordinator Jeanne Friedel presented the staff report.

46  
47 Council suggested using the specialized surface as recommended by the contractor. Councilmember  
48 Leone voiced concern about using the contractor's contract and not an official City of Sausalito contract.

49  
50 **Public Comment:** There was no public comment on this item.

51  
52 **Councilmember Leone moved, seconded by Councilmember Weiner, to approve the use of park**  
53 **bond monies to repair and resurface the basketball court located at 420 Litho Street, subject to**  
54 **entering into an official City contract. The motion was unanimously approved by voice vote.**

55  
56 At this time, Councilmember Leone left the dais.

1  
2 **I. Receive and file third quarter Police Department Statistical Report for July through September**  
3 **2007**  
4

5 Police Chief Scott Paulin began his report by noting a news article that would be appearing in the next  
6 couple of days. He announced that the Sausalito Police Department had assisted the Marin County Drug  
7 Task Force in “busting” a large marijuana plant growing operation.  
8

9 Chief Paulin then presented his staff report on the third quarter Police Department stats.

10 Councilmember Albritton inquired into the increase in the bicycle citations, and citations issued for  
11 pedestrian safety.  
12

13 **Public Comment:** Lonner Ralston spoke on bicycle safety issues and enforcement of riding single file  
14 along Bridgeway.  
15

16 Councilmember Leone returned to the dais.  
17

18  
19 **J. Review process proposal from Waterfront & Marinship Action Committee**  
20

21 Deputy Planning Director Kevin Bryant presented the staff report. He noted that approximately sixty  
22 people had attended the first committee meeting and it was the consensus of that group to form a  
23 steering committee and that the committee be appointed by the Council.  
24

25 **Public Comment:** Vicki Nichols described how she felt the steering committee would best be  
26 represented, with 15 members. She questioned the need for alternates.  
27

28 Council discussion followed. It was the consensus of the Council to begin the process of obtaining  
29 applicants for the steering committee, followed by interviews and appointments.  
30

31 **K. Consider awarding monies from the Holiday Parking Donation Fund in response to the request**  
32 **from Homeward Bound “The Next Key Center”**  
33

34 Administrative Services Manager Dale Vaughn presented the staff report.  
35

36 **Public Comment:** There was no public comment on this item.  
37

38 Councilmember Albritton felt that monies should go to Homeward Bound, since they have been so  
39 successful in the past with their projects. Mayor Kelly also suggested that some of these monies could go  
40 to the Open Door Ministries for the services that they provide in Sausalito. Councilmember Leone noted  
41 that the City’s grant monies should be designated for the needy.  
42

43 **Councilmember Albritton moved, seconded by Mayor Kelly, to approve granting \$7,500 to**  
44 **Homeward Bound’s project “The Next Key Center”, \$2,500 to the Open Door Ministries, and \$2,500**  
45 **to the Police Department for their use/discretion for humanitarian needs. The motion was**  
46 **unanimously approved by voice vote.**  
47

48 **L. Approve recommendation to close City Hall during the week December 24, 2007 through**  
49 **January 1, 2008**  
50

51 City Manager Adam Politzer presented the staff report.  
52

53 **Public Comment:** Jeanne Fidler expressed concern about being closed too long, since this was a  
54 public building.  
55

1 Mayor Kelly advised that the building would still be open since the Library would not be participating in the  
2 closure.

3  
4 **Councilmember Albritton moved, seconded by Councilmember Weiner, to approve, for this year,**  
5 **the closure of City Hall during the week of December 24, 2007 through January 1, 2008. The**  
6 **motion was unanimously approved by voice vote.**

7  
8 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL DISCUSSIONS AND**  
9 **COUNCILMEMBER REPORTS**

10  
11 **A1. City Manager Reports**

12  
13 City Manager Adam Politzer reported on the following:

- 14 • A request from the Sausalito-Marín City Sanitary District to use the Council Chambers for their  
15 meetings. It was the consensus of the Council to allow the Sanitary District to use the Chambers.
- 16 • Reminded Council of the Employee Holiday Party scheduled for 6pm at the Bay Model the  
17 following evening
- 18 • Noted a pilot project planned for the month of January in which the Administration's  
19 Administrative Aide I position would be moved to Community Development to try a centralized  
20 reception program. The City Manager further reported that he would return in February with  
21 recommendations based on the trial. It was the consensus of the Council to proceed with the trial  
22 project.
- 23 • Parks and Recreation Director is currently in the background process
- 24 • Community Development Director recruitment would be closing soon
- 25 • Advised Council that he would be leaving the state for the holidays, and that the Chief of Police  
26 would be designated City Manager Pro Tem.

27  
28 **A2. Future Agendas**

29  
30 Councilmember Leone advised that there would be a need for future agenda time on the Community  
31 Choice Aggregation vote, and sooner than expected.

32  
33 City Manager Adam Politzer advised that the Follow-up Log would be coming out soon. Vice Mayor  
34 Belser wanted to make sure that the Construction Time Limits would be moved up on the list.

35  
36 **A3. City Council Reports**

37  
38 Mayor Kelly reported that he has asked Janelle Kellman to look into solar power on all City Buildings, but  
39 most especially for the new public safety buildings.

40  
41 Councilmember Weiner noted that he will be meeting with the School District regarding coordination on  
42 the fuelmaker project, especially since they now have two buses that could also make use our fueling  
43 station.

44  
45 Councilmember Albritton reported on the Water Transit Authority meeting. He also noted that on January  
46 14, Bonnie Nelson would be hosting a three hour session on a transportation summit. He noted that  
47 Council previously authorized \$1,500 towards this. He also noted that there were upcoming meetings for  
48 Marin County Transit, Business Advisory and RBRA.

49  
50 Councilmember Leone reported on the Sustainability Committee inquiring into Bay Cities Refuse Service  
51 and the recycling monies.

52  
53 **ADJOURNMENT**

54  
55 The meeting adjourned at 11:50 pm. The next regularly scheduled City Council meeting is scheduled for  
56 January 8, 2008 at 7:00 pm.