



SAUSALITO CITY COUNCIL
5:30 P.M. in the COUNCIL CHAMBERS at 420 LITHO STREET, SAUSALITO, CA
TUESDAY, SEPTEMBER 2, 2008

Note that the City Council may, at its discretion, consider agenda items out of the order in which they are listed. The public may comment on any item on the agenda that has not previously been subject to public comment. To give everyone an opportunity to be heard and to ensure the presentation of different points of view, Council requests that members of the audience who speak: 1) Always address the Chair; 2) State his/her name; 3) State views succinctly; and 4) Limit presentations to three (3) minutes.

**For information on how to obtain the City Council meeting agenda and agenda packets,
please see the last page of this agenda.**

**For information concerning reasonable accommodations under the
Americans with Disabilities Act, please see the last page of this agenda.**

CALL TO ORDER IN THE COUNCIL CHAMBERS AT CITY HALL, 420 LITHO STREET

- A. Mayor Belser calls the meeting to order and requests that Roll Call be taken
- B. Mayor Belser announces Closed Session items to be discussed, item D1 through D9
- C. PUBLIC COMMENT on Closed Session items
- D. City Council adjourns to CLOSED SESSION to consider the following:
 - 1. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
Sausalito v. Alta Mira Treatment Program
 - 2. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
US EPA Findings of Violation and Order for Compliance, dated April 10, 2008
 - 3. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
Northern California River Watch v. City of Sausalito
 - 4. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
Zack's v. City of Sausalito
 - 5. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
Styger v. City of Sausalito
 - 6. **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

7. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
 Property: MLK Properties, 100 Ebttide Avenue
 Negotiating Parties: Pippa Murray, Community Action Marin
 City Negotiator: City Manager and City Attorney
 Under Negotiation: Price and Terms

8. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
 Property: Tidelands adjacent to 40 Alexander Avenue
 Negotiating Parties: Maurice and Elizabeth Myers
 City Negotiator: City Manager and City Attorney
 Under Negotiation: Price and Terms

9. **PUBLIC EMPLOYMENT** pursuant to CGC § 54957
 Title: City Manager and City Attorney

COUNCIL WILL RECONVENE FOR REGULAR MEETING IN COUNCIL CHAMBERS

BUSINESS MEETING BEGINS (Estimated time: 10 minutes)

- A. Roll Call
- B. Pledge of Allegiance
- C. Closed Session Announcements (if any)
- D. **PUBLIC COMMENT** on Closed Session Items
- E. Approval of Agenda

1 - SPECIAL PRESENTATIONS (Estimated time: 10 minutes)

- 1A. From the Business and Hospitality Committee on the "Postcards from Sausalito" video

2 - COMMUNICATIONS (Estimated time: 15 minutes)

PUBLIC COMMUNICATIONS: This is the time for the City Council to hear from citizens regarding matters that are *not* on the agenda. Comments on matters that are *on* the agenda shall be made at the time the Council considers those matters. Except in very limited situations, state law precludes the Council from taking action on or engaging in discussions concerning items of business that are not on the agenda. However, the Council may refer matters not on the agenda to City staff or direct that the subject be agendized for a future meeting. Speakers are limited to 3 minutes each.

3 - ACTION MINUTES OF PREVIOUS MEETING (Estimated time: 10 minutes)

- A. Approval of minutes from the June 24, 2008 regular City Council meeting
- B. Approval of minutes from the July 1, 2008 regular City Council meeting
- C. Approval of minutes from the July 10, 2008 regular City Council meeting

4 - CONSENT CALENDAR (Estimated time: 10 minutes)

REMOVAL OF ITEMS FROM THE CONSENT CALENDAR: Matters listed under the Consent Calendar are considered routine and non-controversial, require no discussion, are expected to have unanimous Council support, and may be enacted by the Council in one motion in the form listed below. There will be no separate discussion of Consent Calendar items. However, before the Council votes on

a motion to adopt the Consent Calendar items, Councilmembers, City staff, or members of the public may request that specific items be removed from the Consent Calendar for separate action. Items will only be removed from the Consent Calendar by a vote of the Council. Items removed from the Consent Calendar will be discussed later on the agenda, when public comment will be heard on any item that was removed from the Consent Calendar.

4A. PUBLIC COMMENT: Requests to remove item(s) from the Consent Calendar

4B. Motion to approve the following actions:

- 1) Receive and file recommendations made at the Citizen's Oversight Committee meetings of August 14, 2008
- 2) Receive and file recommendations made at the Finance Committee meeting of July 30, 2008 and August 21, 2008
- 3) Receive and file recommendations made at the OMIT Committee meeting of July 28, 2008
- 4) Receive and file draft minutes of the Sausalito Sustainability Commission meeting of June 5, 2008
- 5) Approve the City of Sausalito Investment Policy for FY2008-09
- 6) Conduct biennial review of Conflict of Interest Code and adopt resolution amending the Code for 2008
- 7) Waive further reading and adopt Ordinance No. 1192, an ordinance of the City Council of the City of Sausalito amending Chapter 15.04 of the Sausalito Municipal Code addressing traffic regulations to add a new section 15.04.165 – Parking on Private Property
- 8) Receive and file update on suggested improvements to City Hall
- 9) Approval of amendment to Swinerton Management & Consulting agreement with the City of Sausalito
- 10) Adopt resolution approving an Encroachment Agreement for various improvements including driveway, deck, walkway, retaining wall, and landscaping at 74 Spencer Avenue (DR/EA 08-005).
- 11) Adopt resolution opposing fiscally irresponsible State budget decisions that would "borrow" local government, redevelopment and transportation funds.

5 - PUBLIC HEARINGS (Estimated time: 5 minutes)

5A. Public Hearing on Planning Fees, Building Fees and Code Enforcement Fees (con't to 9/16)

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6 - BUSINESS ITEMS (Estimated time: 1 hour, 35 minutes)

6A. Notice of Award for general contractor for the new construction of the Public Safety Facilities (Loren Umbertis, Swinerton Management & Consulting)

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6B. Award of MLK slide contract (City Engineer Todd Teachout)

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6C. Rejection of bids for Schoonmaker Bus Shelter *(City Engineer Todd Teachout)*

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6D. Adopt resolution approving the Sausalito Bike Master Plan – 2008 Update *(City Engineer Todd Teachout)*

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6E. Adopt resolution approving final FY2007-08 budget amendment

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

6F. Designation of 2008 Sausalito Art Festival Parking Revenue

1. Oral report and City Council questions
2. **PUBLIC COMMENT – limited to 3 minutes/person**
3. City Council discussion and direction

7 - CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL DISCUSSIONS AND COUNCILMEMBER REPORTS *(Estimated time: 50 minutes)*

7A. City Manager Reports

1. City Manager Information for Council

- a. Oral report and Council questions
- b. **PUBLIC COMMENT – limited to 3 minutes/person**
- c. Council discussion and direction, if any

2. Future Agenda Items

- a. City Council questions
- b. **PUBLIC COMMENT – limited to 3 minutes/person**
- c. Council discussion and direction, if any

7C. City Council Reports

1. Other reports of significance

- a. City Council questions
- b. **PUBLIC COMMENT – limited to 3 minutes/person**
- c. Council discussion and direction, if any

2. Other Reports

Albritton: *ABAG, Bicycle Pedestrian Advisory Committee, Business Advisory Committee, CARB, Hospitality Business Development Plan Advisory Committee, Housing Element Ad Hoc Committee, JPA Oversight Committee, Marin County Transit District, RBRA, Transportation Authority of Marin*

Belser: *Board of Library Trustees Liaison, Business Advisory Committee, Congestion Management Agency (TAM) (alt), Finance Committee, Historic Landmarks Board (alt), Hospitality Business Development Plan Advisory Committee, League of California Cities, MCCMC Legislative Committee, Parks and*

Recreation Commission Liaison(alt), RBRA (alt), School District Liaison, Trees and Views Committee Liaison, Sustainability Committee Liaison (alt)

Kelly: *Board of Library Trustees Liaison (alt), Community Development Block Grant Advisory Committee, Finance Committee, OMIT, Police and Fire Buildings Ad Hoc Committee, SMEMPS, Southern Marin/Sausalito Fire Coordinating Committee*

Leone: *Arts Commission Liaison, Community Development Block Grant Advisory Committee, Disaster Preparedness Committee Liaison, Historic Landmarks Board Liaison, Housing Element Ad Hoc Committee, Marin Telecommunications Agency, OMIT, Parklands (GGNRA) Transportation Task Force, Police and Fire Buildings Ad Hoc Committee, Southern Marin/Sausalito Fire Coordinating Committee, Sustainability Committee Liaison*

Weiner: *Arts Commission Liaison (alt), Disaster Preparedness Committee Liaison, Marin Telecommunications Agency (alt), Parklands (GGNRA) Transportation Task Force, Parks and Recreation Commission Liaison, School District Liaison, Trees and Views Committee Liaison, Underground Committee Liaison*

- b. **PUBLIC COMMENT – limited to 3 minutes/person**
- c. Council discussion and direction, if any

8 - Adjournment

The next City Council Regular meeting is scheduled for September 16, 2008, with the open session due to commence at approximately 7:00 pm.

How to obtain City Council Agendas

Posted Agendas: Agendas are posted the Friday prior to the City Council meeting date at the entrance to the City Hall at 420 Litho Street.

View on the Internet: Click for the Link: <http://www.ci.sausalito.ca.us/business/council/index.htm>

E-mail subscription: Send a request to Dvaughn@ci.sausalito.ca.us

Clerk's Office: Go to the Administration counter at the City Hall at 420 Litho Street, Sausalito.

Council Meetings: Agendas are available for the public at every City Council meeting.

How to obtain City Council Agenda Packet Materials

City Clerk's Office or the Library: A copy of the complete agenda packet is available for public review on the Friday prior to the City Council meeting at the Administration Office counter and at the Library, both located at 420 Litho Street, Sausalito. Materials related to an item on this agenda which are submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office at 420 Litho Street during normal business hours. Such documents are also available on the City's website, subject to Staff's ability to post the documents before the meeting.

View Staff Reports on the Internet: Follow the link:

<http://www.ci.sausalito.ca.us/business/council/index.htm>

Council Meetings: A complete agenda packet is available for review at each City Council meeting.

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Special Needs

In compliance with the Americans with Disabilities Act (28 C.F.R. 35.102-35.104, ADA Title 11), if you need special assistance to participate in a City Council meeting, please call 289-4130 or 289-4106. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.



City of Sausalito
420 Litho Street, Sausalito, CA 94965
(415) 289-4100 www.ci.sausalito.ca.us

CITY COUNCIL

Amy Belser, Mayor

Paul Albritton, Vice Mayor

Mike Kelly, Councilmember

Jonathan Leone, Councilmember

Herb Weiner, Councilmember

MANAGEMENT TEAM

Adam Politzer, City Manager

Mary Wagner, City Attorney

Louise Ho, Finance Director

Debbie Pagliaro, Asst to the City Manager/Dep City Clerk

Rhett Redelings-MacDermott, Technology Manager

Jeremy Graves, Community Development Director

Todd Teachout, City Engineer

Michael Langford, Parks & Recreation Director

Mary Richardson, City Librarian

(vacant), Public Works Director

Scott Paulin, Chief of Police

Jim Irving, Acting Fire Chief