



SAUSALITO CITY COUNCIL
5:15 P.M. in the COUNCIL CHAMBERS at 420 LITHO STREET, SAUSALITO, CA
TUESDAY, SEPTEMBER 16, 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.**

5:15 PM INTERVIEW APPLICANT FOR A POSITION ON THE PLANNING COMMISSION

5:30 PM 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 D10
- 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: MLK Properties, 100 Ebttide Avenue
Negotiating Parties: Pippa Murray, Community Action Marin
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms

7. **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
8. **PUBLIC EMPLOYMENT** pursuant to CGC § 54957
 Title: City Manager and City Attorney
9. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
 Property: Sausalito Cruising Club, Ft of Napa Street
 Negotiating Parties: Sausalito Cruising Club
 City Negotiator: City Manager and City Attorney
 Under Negotiation: Price and Terms
10. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
 Name of Case: Claim filed by the Terraces HOA

7:00 PM

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)*

- A. Receive update from the Sustainability Commission on their activities/projects

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 agendaized 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 July 15, 2008 regular City Council meeting (*con't from 9/2/08*)
- B. Approval of minutes from July 21, 2008 special City Council meeting
- C. Approval of minutes from the September 2, 2008 regular City Council meeting
- D. Approval of minutes from the September 8, 2008 special 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 draft minutes from the Sausalito Sustainability Commission meeting of August 7, 2008
- 2) Receive and file recommendations made at the OMIT Committee meeting of September 3, 2008
- 3) Receive and file minutes from the Parks and Recreation Commission meeting of July 23, 2008
- 4) Receive and file minutes from the Hospitality Business Development Committee Meeting Of July 24, 2008
- 5) Adopt resolution authorizing the City Engineer to execute an Agreement with Caltrans for Non Motorized Transportation Pilot Program Funds – Bridgeway Path Specific Plan Project – NMTPL-5098(009)

5. PUBLIC HEARINGS (Estimated time: 5 minutes)

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

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, 30 minutes)

6A. EPA Compliance Order regarding Sewer Systems Operations – Oral Briefing and Status Report

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

6B. Receive and file second quarter Police Department statistical report (Police Chief Scott Paulin)

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

6C. Receive and file fourth quarter Treasurer's Report – April-June, 2008 (Administrative Services Director Louise Ho)

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

6D. Review Conflict of Interest Code and adopt resolution approving changes (City Attorney Mary Wagner)

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: 55 minutes)

7A. City Council Appointments

1. **Planning Commission Appointment - Appoint one (1) position for an unexpired term to extend through May 2010**
 - a. Oral report and Council questions
 - b. **PUBLIC COMMENT – limited to 3 minutes/person**
 - c. Council discussion and direction, if any

7B. 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 October 7, 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