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

TUESDAY, JANUARY 27, 2009

CALL TO ORDER

The meeting was called to order by Mayor Leone at 6:03 p.m.

ROLL CALL

PRESENT: Councilmember Pfeifer, Vice Mayor Weiner, Mayor Leone,
Councilmember Kelly

ABSENT: Councilmember Belser

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Mayor Leone announced, by title, that items D1 through D6 would be discussed in Closed Session.

Public Comment:

Greg Price of the New Village School encouraged the Council to approve their request for a new lease at the Martin Luther King School properties. He noted that their organization was excited to be joining the Sausalito community. Mr. Price also described a little about their school.

Council then adjourned to the Conference Room for their Closed Session at 6:09 pm.

The regular meeting reconvened at 7:07 p.m.

PLEDGE OF ALLEGIANCE

REPORT ON RESULTS OF CLOSED SESSION ITEMS

1. **CONFERENCE WITH LEGAL COUNSEL** – Existing litigation pursuant to subdivision (b) of CGC § 54956.9
Sausalito v. Alta Mira Treatment Program
Direction given to counsel
2. **CONFERENCE WITH LEGAL COUNSEL** – Anticipated litigation/Initiation of litigation pursuant to subdivision (c) of CGC § 54956.9 (two potential cases)
Direction given to counsel

1 **Employee of the Year and Dawn Barbour as the recipient of the Mark Thomas**
2 **Award**

3
4 Police Chief Scott Paulin began by acknowledging the department award winners.
5 Receiving the Mark Thomas Award was Dawn Barbour, receiving the Employee of the
6 Year Award was Sergeant Bill Fraass, and receiving the Life Saving Awards were Officer
7 Mike Davis and Corporal Mike Striek.

8
9 Chief Paulin then moved on to the swearing in and badge pinning ceremonies for
10 Detective Brandon Rodgers, Corporal Thomas Georges, Reserve Officer Stephen
11 Hansen and Officer Sean Smagalski.

12
13 **1B. Receive status report from PG&E**

14
15 George Showers of PG&E presented a brief update on the status of the undergrounding
16 work that has been taking place in Sausalito. He noted that the work along Bridgeway
17 should be completed by March 5. He also reported that the work on Wolfback Ridge
18 was progressing and that a portion of that project should be completed in July; however,
19 the towers would not be removed until next year. Mr. Showers also spoke on the tree
20 trimming and pole replacement projects.

21
22 **1C. Presentation on the CERT Program by Firefighter/Paramedic Larry Yoell**

23
24 Acting Fire Chief Jim Irving introduced Firefighter/Paramedic Larry Yoell, who presented
25 a brief update on the CERT Program.

26
27 FF/PM Yoell highlighted the following with regards to the CERT Program:

- 28 • that over 500 citizens have been trained to date
- 29 • four classes are held every year with a minimum of 10 hours training
- 30 • recertification is required every four years
- 31 • their 501C3 group has purchased 16 HAM radios and the first disaster response
32 trailer

33
34 **COMMUNICATIONS**

35
36 There were no public Communications.

37
38 **ACTION MINUTES OF PREVIOUS MEETINGS**

39
40 **3A. Approval of minutes from the Regular City Council meeting of November 18,**
41 **2008**

42 **3B. Approval of minutes from the Adjourned Regular City Council meeting of**
43 **November 25, 2008**

44 **3C. Approval of minutes from the Regular City Council meeting of December 2,**
45 **2008**

46
47 **Mayor Leone moved, seconded by Councilmember Kelly, to approve the minutes**
48 **from the November 18, 2008 regular City Council meeting, the November 25, 2008**

1 adjourned regular City Council meeting, and December 2, 2008 regular City
2 Council meeting as corrected. The motion was unanimously approved by a voice
3 vote (Councilmember Belser absent; Councilmember Pfeifer abstaining on 3A and
4 3B).

5
6 **CONSENT CALENDAR**

7
8 Mayor Leone noted that in the future he would like to have all bidders listed in staff
9 reports. City Engineer Todd Teachout stepped forward and presented the bidders list for
10 item 4B1.

11
12 Regarding item 4B1, Councilmember Kelly noted a typographical error on page 14 of the
13 Questa contract proposal.

14
15 City Attorney Mary Wagner noted that the lease with New Village School, item 4B7, had
16 been amended to add new language regarding the right of first negotiation on suite 154.

17
18 **Public Comment:** There was no public comment on this item.

19
20 **Mayor Leone moved, seconded by Councilmember Kelly, to approve Consent**
21 **Calendar items 4B1 through 4B7 with the amendment noted on 4B7. The motion**
22 **was unanimously approved by a voice vote (Councilmember Belser absent).**

23
24 Consent Calendar items approved were as follows:

- 25
26 1) Adopted Resolution No. 4991 authorizing the City Manager to execute a
27 Professional Services Agreement with Questa Engineering Corp. for
28 preparation of plans, specification, estimate and environmental clearance
29 services for public stairs adjacent to 593 Sausalito Blvd and 202 Cazneau Ave
30 2) Received and filed notes taken at the October 23, 2008, November 17, 2008
31 and January 12, 2009 OMIT (Outreach, MLK, IT, Transportation) Committee
32 meetings
33 3) Received and filed notes taken at the October 20, 2008, November 14, 2008
34 and January 12, 2009 Finance Committee meetings
35 4) Received and filed resignation of Keith Ogden from Underground Committee
36 5) Authorized the City Manager to execute a Professional Services Agreement
37 with TOP Productions for production services for the 2009 Amgen Tour of
38 California
39 6) Adopted Resolution No. 4992 approving leases at the MLK properties as
40 follows:
41 a. Second Amendment to lease with David Maisel
42 b. Third amendment to lease with Community Action Marin
43 c. Lease with Michael Childs
44 d. Lease with Jonathan Westerling, dba Radio Sausalito
45 7) Adopted Resolution No. 4993 approving lease with New Village School at the
46 MLK properties

47
48 **PUBLIC HEARINGS**

1
2 There were no Public Hearings.

3
4 **BUSINESS ITEMS**

5
6 **6A1. City Manager Report**

7
8 As noted earlier in the evening, Mayor Leone requested that the City Manager give an
9 update on the Public Safety Facilities.

10
11 Public Works Director Jonathon Goldman reported that his department had received a
12 complaint about objectionable noise coming from the construction site. He noted that he
13 had personally contacted the resident and apologized. Mr. Goldman further reported
14 that he had given explicit directions to the contractor that the general and all
15 subcontractors must adhere to the rules and regulations of the noise ordinance. Mr.
16 Goldman read into the record that portion of the noise ordinance pertaining to when
17 construction may begin.

18
19 **6A. Receive and file:**

- 20 **1) Quarterly Financial Report ending 12/31/08, and**
21 **2) Quarterly Treasurer's Report ending 12/31/08**

22
23 Interim Finance Director Laurie Ireland-Ashley presented the staff report on this item.
24 With regard to the Financial Report, she noted that the City was in good shape and that
25 all revenues and expenditures were where they should be. Ms Ireland-Ashley also
26 noted that the property tax and sales tax revenues received were higher than had been
27 budgeted.

28
29 With regard to the Treasurer's Report, Ms Ireland-Ashley noted that not much had
30 changed in the City's investment portfolio.

31
32 Council questions followed.

33
34 **Public Comment:** There was no Public Comment on this item.

35
36 **6B. Accept Technical Memorandum for Sausalito Sewer Rehabilitation Projects -**
37 **Project Definition and Prioritization; approve Amendment No. 1 and**
38 **Amendment No. 2. to the Professional Services Agreement with West Yost**
39 **Associates**

40
41 City Engineer Todd Teachout presented the staff report on this item and then introduced
42 Vivian Housen of West Yost Associates who provided a PowerPoint presentation on the
43 sewer rehabilitation projects. She noted that they had been provided with approximately
44 17 projects which they needed to review. Following their review, West Yost suggested
45 further modifications, and then recommended a workable five-year CIP.

46
47 Ms Housen explained that the projects were separated into three groups – Priority 1 (first
48 year projects), Priority 2 (second year projects), and Priority 3 (fourth and fifth year

1 projects). The projects incorporated into the Priority 1 phase were Gate 5 Road,
2 Spinnaker main, and Prospect Avenue. The projects incorporated into the Priority 2
3 phase were Bridgeway waterfront and Bridgeway, Valley to Main. Priority 3 projects
4 incorporated Hurricane Gulch, Toyon to Woodward, 517 Nevada Street, MLK
5 Park/Bridgeway north, Napa and Bee Streets, and Spencer Court.

6
7 Ms Housen reported that the estimated cost to complete these projects was \$7,640,000.

8
9 Another representative of West Yost Associates then described the various methods
10 which would be used during this rehabilitation project. Those methods included: open
11 cut construction; pipe bursting; cured in place pipe; and close fitting liner.

12
13 Ms Housen concluded the presentation by describing the next steps needing to be
14 taken.

15
16 **Public Comment:** There was no Public Comment on this item.

17
18 Council questions and comments followed.

19
20 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to accept the**
21 **Technical Memorandum for Sewer Rehabilitation Projects. The motion was**
22 **unanimously approved by a voice vote (Councilmember Belser absent).**

23
24 **Councilmember Kelly moved, seconded by Vice Mayor Weiner to 1) Adopt**
25 **Resolution No. 4994 approving Amendment No. 1 to the Professional Services**
26 **Agreement with West Yost Associates for Phase 2 Design Work to prepare bid**
27 **documents for Priority 1 Sewer Repair Projects in an amount not to exceed**
28 **\$173,706 and approve Amendment No 2 for work to prepare a Conceptual Drain**
29 **Study in an amount not to exceed \$30,000; 2) Authorize the City Manager to**
30 **execute Amendments No. 1 and No. 2 to the Professional Services Agreement**
31 **with West Yost Associates on behalf of the City; and 3) Direct staff to seek City**
32 **Council authorization to solicit bid proposals for construction of Priority 1 Sewer**
33 **Projects prior to issuing a Notice for Bids.**

34
35 The motion was unanimously approved by a roll call vote:

36 **AYES: Councilmember Kelly, Councilmember Pfeifer, Vice Mayor**
37 **Weiner, Mayor Leone**

38 **ABSTAIN: None**

39 **ABSENT: Councilmember Belser**

40
41
42 **6C. Receive and file quarterly Police Department statistical report ending**
43 **December 31, 2008**

44
45 Police Chief Scott Paulin presented the staff report and PowerPoint presentation on this
46 item. He noted that an improved internal training program has resulted in an increase in
47 DUI arrests. Other than that, the majority of the annual statistics were in line with

1 previous years. Chief Paulin also presented a proposed 2009 re-organization of his
2 department.

3
4 Council questions followed.

5
6 **Public Comment:** There was no Public Comment on this item.

7
8
9 **6D. Approve Memorial Bench Policy**

10
11 Parks and Recreation Director Mike Langford presented the staff report on this item. He
12 noted that staff was not recommending any changes to the policy, but to simply
13 memorialize the process that has been taking place in the past.

14
15 **Public Comment:** There was no Public Comment on this item.

16
17 Council questions/comments followed.

18
19 Mayor Leone recommended some changes to the wording in the policy. He suggested
20 that under Bench and Plaque Design and Message, the words "be in good taste" be
21 replaced with more appropriate wording that would allow the judgement to be in the
22 hands of the City. The City Attorney recommended using wording that would be similar
23 to that used in free speech standards. Additionally, Mayor Leone recommended in the
24 following sentence that it read "plaques may include" (the word "may" being added).

25
26 **Mayor Leone moved, seconded by Vice Mayor Weiner, to approve the Memorial
27 Bench Policy as amended above. The motion was unanimously approved by
28 voice vote (Councilmember Belser absent)**

29
30 **6E. Award Purchase Order for purchase of pre-fabricated booth for Parking Lot
31 #1 from B.I.G. Enterprises, Inc. under a Cooperative Purchasing Agreement**

32
33 Public Works Director Jonathon Goldman presented the staff report on this item.

34
35 Council questions about design and location followed.

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

38
39 Council discussion then followed on whether a public restroom had been, or should be,
40 designed into the structure.

41
42 Returning to public comment,

43
44 **Vicki Nichols** expressed concern over the public being allowed access in the booth
45 where all the money is.

46
47 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to adopt
48 Resolution No. 4995 awarding a purchase order for one pre-fabricated parking lot**

1 booth to B.I.G. Enterprises Inc, South El Monte, California for the lump sum of
2 \$65,053 under a Cooperative Purchasing Agreement.

3
4 The motion was unanimously approved by a roll call vote:

5 AYES: Councilmember Kelly, Councilmember Pfeifer, Vice Mayor
6 Weiner, Mayor Leone

7 ABSTAIN: None

8 ABSENT: Councilmember Belser
9

10 **F. Award of Professional Services Contract to Walker Parking Consultants for**
11 **design services associated with a replacement parking access and revenue**
12 **control system (PARCS) for City-owned parking facilities**

13
14 Public Works Director Jonathon Goldman presented the staff report on this item.

15 Council questions followed.

16
17
18 A representative from Walker Parking Consultants answered questions about the
19 parking lot systems and the possibilities of integration due to the many uses that the City
20 has in the lots.

21
22 **Public Comment:** There was no Public Comment on this item.

23
24 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to adopt**
25 **Resolution No. 4996 awarding a Professional Services Agreement to and**
26 **authorizing the City Manager to execute a Professional Services Agreement with**
27 **Walker Parking Consultants for design service associated with a replacement**
28 **Parking Access and Revenue Control System (PARCS) for City-owned parking**
29 **facilities.**

30
31 The motion was unanimously approved by a roll call vote:

32 AYES: Councilmember Kelly, Councilmember Pfeifer, Vice Mayor
33 Weiner, Mayor Leone

34 ABSTAIN: None

35 ABSENT: Councilmember Belser
36
37

38 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL**
39 **DISCUSSIONS AND COUNCILMEMBER REPORTS**

40
41
42 **7A. City Manager Reports**

43 **7A1. City Manager Information for Council**
44

45 City Manager Adam Politzer reported on: New Mayor & Councilmembers Academy; City
46 Manager conference in February; MCCMC dinner; Inauguration events; planning for the
47 volunteer recognition event; future planning for the block parties; recruitments including:
48 Civil Engineer position, Parks and Recreation Special Event Coordinator, promotion of
49 Lilly Schinsing to Associate Planner, and recruitment for an Assistant Planner; motion

1 picture filming process; scheduling the Strategic Planning Retreat; Council assignments;
2 status of Councilmember Belser.

3
4 **7A2. Future Agenda Items**

5
6 Mayor Leone indicated that he would like to see the following placed on future agendas:
7 AT&T boxes; how the City treats professional service bids; protocol for how motions are
8 made and voted on.

9
10 Vice Mayor Weiner would like to see newsracks placed on a future agenda.

11
12 **7B. City Council Reports**

13 **7B1. Council Committee Assignments**

14
15 Mayor Leone advised that he was continuing to phase in the Council Assignments, and
16 hoped to complete them by the next meeting.

17
18 Mayor Leone then assigned the following:

19
20 Leone: Marin Clean Energy

21 Kelly: Marin Clean Energy (alt)

22 Weiner: alternate on Marin County Transit and Transportation Authority of Marin

23 Belser: Marin County Transit and Transportation Authority of Marin

24
25 **7B2. Other reports of significance**

26
27 There were no Other reports of significance

28
29 **7B3. Other Reports**

30
31 Councilmember Pfeifer reported on the New Mayors & Councilmembers Academy.

32
33 Mayor Leone reported on: The Academy; speaker for MCCMC in February.

34
35 **ADJOURNMENT**

36
37 There being no further business, at 10:37 pm Councilmember Kelly moved, seconded by
38 Vice Mayor Weiner, to adjourn the meeting. The next regularly scheduled meeting will
39 be held on February 10, 2009, with the open meeting due to commence at
40 approximately 7:00 pm.

41
42 Respectfully submitted,

43
44
45 Debbie Pagliaro
46 Deputy City Clerk

47 Approved on: