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

TUESDAY, MARCH 10, 2009

9 **CALL TO ORDER**

10
11 The meeting was called to order by Mayor Leone at 5:35 p.m.

12
13 **ROLL CALL**

14
15 **PRESENT:** Councilmember Pfeifer, Vice Mayor Weiner, Councilmember Belser, Mayor
16 Leone – Councilmember Kelly arriving at 7:45 pm

17
18 (Councilmember Belser participating from a telephonic location as noted)

19
20 **ABSENT:** None

21
22 **ANNOUNCEMENT OF CLOSED SESSION ITEMS**

23
24 Mayor Leone announced, by title, that items D1 through D4 would be discussed in Closed
25 Session.

26
27 **Public Comment:** There was no public comment on these items.

28
29 Council then adjourned to the Conference Room for their Closed Session at 5:38 pm.

30
31 **The regular meeting reconvened at 7:06 p.m.**

32
33 **PLEDGE OF ALLEGIANCE**

34
35 **REPORT ON RESULTS OF CLOSED SESSION ITEMS**

- 36
37 1. **CONFERENCE WITH LEGAL COUNSEL**– Anticipated Litigation CGC
38 §54956.9(c)
39 Initiation of litigation (One potential case)
40 ***Direction given***
41
42 2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC §
43 54956.8
44 Property: Sausalito Yacht Harbor, 100 Bay Street Sausalito
45 Negotiating Parties: Maddens
46 City Negotiator: City Manager and City Attorney
47 Under Negotiation: Price and Terms
48 ***Direction given***

1
2 **3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC §
3 54956.8
4 Property: MLK Properties, 100 Ebbitide Avenue
5 Negotiating Parties: Global Wine, Lillian Sizemore
6 City Negotiator: City Manager and City Attorney
7 Under Negotiation: Price and Terms
8 ***Direction given***
9

10 **4. CONFERENCE WITH LEGAL COUNSEL** – Worker’s Compensation Claim
11 pursuant to California Government Code Section 54956.95
12 Claimant: Michael Patrick; Claim Number 1989095324
13 Claim Against: City of Sausalito
14 ***Direction given***
15

16 **5. CONFERENCE WITH LEGAL COUNSEL** – Worker’s Compensation Claim
17 pursuant to California Government Code Section 54956.95
18 Claimant: Jim Robertson; Claim Number 2004098329
19 Claim Against: City of Sausalito
20 ***No discussions held during Closed Session***
21

22 **Public Comment on Closed Session Items:** There was no Public Comment on this item.
23

24 **APPROVAL OF THE AGENDA**
25

26 **Councilmember Pfeifer moved, seconded by Councilmember Weiner, to approve the**
27 **agenda as submitted. The motion was unanimously approved by a roll call vote:**

28 **AYES: Councilmembers: Pfeifer, Weiner, Belser, and Mayor Leone**
29 **NOES: Councilmembers: None**
30 **ABSTAIN: Councilmembers: None**
31 **ABSENT: Councilmembers: Kelly**
32

33 **SPECIAL PRESENTATIONS**
34

35 **1A. Presentation by the Chamber of Commerce on their new website**
36

37 Oonagh Kavanagh of the Sausalito Chamber of Commerce unveiled their new website. Ms
38 Kavanagh noted some of the new highlights which included: “What’s Hot and What’s Not to
39 Miss”, “Steals and Deals” and “Member Highlights”.
40

41 **1B. Presentation by Jim Swindler on the ferry terminal improvement project**
42

43 Jim Swindler, Deputy General Manager of the Golden Gate Ferry Division described the
44 ferry terminal improvement project. He noted that this project was now fully funded and that
45 they would be building a new float to replace the old one. He also noted that they would be
46 adding gangways for loading bicycles. Mr. Swindler advised that he would be willing to
47 come back before Council as the project becomes more concrete and he could present
48 plans that showed more of the “look and feel”. Mr. Swindler did advise that there were no

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1 plans for two vessels docking at the same time. He also advised that there were no
2 landside improvements planned.

3
4 Council questions and comments followed.

5
6 **1C. Proclamations acknowledging the accomplishments of Dane Faber, Rich**
7 **Fortmann and Joshua Goldstein**

8
9 Mayor Leone introduced Dane Faber and Rich Fortmann, formerly of the Sustainability
10 Commission. Mayor Leone then read and presented both of them with proclamations
11 thanking them for all their work. Mayor Leone then introduced Joshua Goldstein of the Art
12 Commission; also presenting him with a proclamation which noted his many endeavors on
13 the Commission.

14
15 **COMMUNICATIONS**

16
17 **Chuck Donald** spoke about undergrounding and Rule 20 Funds.

18
19 At 7:45 PM, Councilmember Kelly arrived and took his place at the dais.

20
21 **Mary Tambiero** presented an update on The Plant Studio building. She noted that in 2008,
22 the bank had repossessed the building and that this "landmark" was at risk for development.
23 She asked that the City find some way to help protect this landmark.

24
25 **Chris Visher** reminisced on the land purchase failure. He suggested that, in the future,
26 Council should take more advantage of the City's website and "In the Loop" to disseminate
27 such information.

28
29 **ACTION MINUTES OF PREVIOUS MEETINGS**

30
31 There were no minutes presented.

32
33 **CONSENT CALENDAR**

34
35 Councilmember Pfeifer requested that item 4B8 be removed for further discussion. Mayor
36 Leone concurred and suggested that the discussion on this item follow item 6A.

37
38 **Councilmember Pfeifer moved, seconded by Mayor Leone, to remove item 4B8 from**
39 **the Consent Calendar and discussion on this item would follow item 6A. The motion**
40 **was approved by a roll call vote:**

41 **AYES: Councilmembers: Pfeifer, Belser, Kelly, and Mayor Leone**

42 **NOES: Councilmembers: Weiner**

43 **ABSTAIN: Councilmembers: None**

44 **ABSENT: Councilmembers: None**

45
46 **Public Comment:** There was no public comment on this item.
47

1 Mayor Leone moved, seconded by Councilmember Kelly, to approve Consent
2 Calendar items 4B1 through 4B7, and 4B9. The motion was unanimously approved
3 by a roll call vote:
4

5 AYES: Councilmembers: Pfeifer, Weiner, Belser, Kelly, and Mayor Leone
6 NOES: Councilmembers: None
7 ABSTAIN: Councilmembers: None
8 ABSENT: Councilmembers: None
9

10 Consent Calendar items approved were as follows:
11

- 12 1) Approved proclamation for Fair Housing Month, April 2009
- 13 2) Adopted Resolution No. 5007 awarding a Professional Services Contract with
14 Multitrans Transportation Consultants, Inc. for traffic speed limit survey and
15 analysis services for purposes of speed enforcement using radar
- 16 3) Adopted Resolution No. 5008 approving the Fifth Amendment to Lease Agreement
17 with Global Wine, Inc and the Lease of Premises with Lillian Sizemore for spaces
18 at the MLK properties
- 19 4) Received and filed January monthly financial statements
- 20 5) Received and filed Finance Committee meeting notes from February 17, 2009
21 including the Committee's recommendation to approve the auditor's Memorandum
22 on Internal Controls and Required Communications for the year ended June 30,
23 2008.
- 24 6) Received and filed Citizen's Oversight Committee meeting notes from February 19,
25 2009
- 26 7) Received and filed OMIT Committee meeting notes from February 23, 2009
- 27 8) *Adopt resolution awarding a Professional Services Agreement with Alta Planning &*
28 *Design for preparation of a project study report for non-motorized transportation*
29 *routes between the Sausalito Ferry Landing and Gate 6 Road (removed from*
30 *Consent Calendar for discussion and will follow item 6A)*
- 31 9) Received and filed actions taken at the February 25, 2009 Planning Commission
32 meeting
33

34 **PUBLIC HEARINGS**

35
36 There were no Public Hearings.
37

38 **BUSINESS ITEMS**

39 40 **6A. Report on Tour Bike Proposals (Police Chief Scott Paulin)**

41
42 Police Chief Scott Paulin presented a very brief staff report on this item. He noted that he
43 and Vice Mayor Weiner had been meeting with the tour bike companies and that they had
44 had very positive outcomes. Chief Paulin noted that the City and the bike companies were
45 working together on signage, education for "rules of the road" and finding additional parking
46 areas for the bikes.
47

48 Council questions and comments followed.

1
2 **Public Comment:**
3

4 **Jeanne Orellana** of Bay Cities Bikes spoke on behalf of all of the tour bike companies. She
5 indicated that they all agree that the additional parking and encouraging additional ferry
6 services during the mid-day will help alleviate some of this congestion. Ms Orellana noted
7 that they just found out that there are grant monies available to help purchase extra bike
8 racks. She also explained that as a part of the agreed upon plan, maps and instructions
9 would be handed out to those renting bikes.

10
11 **Darrell White** of Bike and Roll clarified actions taken at the “point of origin” and the
12 education they do provide at the time of renting the bikes.

13
14 **Jeff Sears** of Blazing Saddles supported the proposals being presented. He agreed that
15 universal signage will be the key to success, along with the increased ferry trips and the
16 bicycle parking recommendations.

17
18 **Jim Swindler** of the Golden Gate Ferry noted that the Ferry District has been making
19 changes, including adding an extra trip mid-day. He added that when they added a 4:30
20 trip, it took out an additional 60-75 bikes. Mr. Swindler noted that they are willing to work in
21 special runs if the bike companies advise of a need.

22
23 **Nissim Lanyadoo**, a new business/property owner views the bikes as an “opportunity” for
24 Sausalito. He then provided a synopsis of a letter he had submitted for the record.

25
26 **Tom Escher** of the Red and White Fleet, noted that he is working through the PUC to get
27 approvals for runs from Sausalito to San Francisco and from Fisherman’s Wharf to
28 Sausalito. He advised that he is ready and willing to service Sausalito once he obtains the
29 required approvals.

30
31 **Peter Sealey** read comments from a survey on bike issues that had come up this past fall.
32 He urged the bike companies to listen to Council or it would be the residents who would
33 punish them.

34
35 **Cheryl Popp**, President of the Chamber of Commerce, noted that the merchants in
36 Sausalito love the cyclists coming into town because they spend money and go away with
37 lovely memories of Sausalito. She urged everyone to work together and resolve the
38 problems.

39
40 **Taylor Safford**, of the Blue and Gold Fleet, noted that they have an 800 passenger capacity
41 on their vessels. However, they are limited to only 200-250 bikes due to safety issues. Mr.
42 Safford advised that he likes the idea presented on the staging; he thought that would help a
43 lot.

44
45 **Chris Visher** was delighted with the proposals he had heard tonight. He expressed
46 concern over too many signs being placed around the downtown area. He felt that a good
47 map would help to educate the renters. Mr. Visher strongly urged the group not to put bike
48 racks in the middle of the sidewalks.

1
2 **David Hoffman** of the Marin Bike Coalition, also liked the proposals being recommended.
3 He felt that the City should see a huge relief this summer. Mr. Hoffman felt that all the
4 suggestions were really good “first steps”.

5
6 **Yoshi Tome** stressed to the Council that they should not punish the bike companies as they
7 are bringing in the visitors. He felt that the City needs to encourage more ferry trips and not
8 discourage the bike companies.

9
10 **Jeff Chase** addressed issues regarding traffic. He felt that there needs to be more
11 encouragement to get people onto bicycles.

12
13 **Peter Romanowsky** noted how much he loves bicycles and encourages bicycle riding. He
14 felt that Sausalito has always been a bicycle friendly town.

15
16 Council comments followed.

17
18 **4B8. Adopt resolution awarding a Professional Services Agreement with Alta**
19 **Planning & Design for preparation of a project study report for non-motorized**
20 **transportation routes between the Sausalito** *(City Engineer Todd Teachout) (previously*
21 *removed from the Consent Calendar and advised that it would be heard following item 6A)*

22
23 Councilmember Pfeifer explained her concerns and requested clarifications. She
24 specifically called out the following:

25
26 Page 20 regarding “Documents” –Traffic Initiative and Marinship Specific Plan
27 should be added; delete the reference to the UC Berkeley students’ project
28 (page 4 of the Scope)

29
30 Page 31 regarding “Tasks” – remove the reference to “floating structures” (page 15
31 of Scope)

32
33 Council discussion continued on the \$100,000 cost of this project since the scope had been
34 narrowed.

35
36 Mayor Leone then clarified the changes/corrections to the resolution and the scope as
37 follows:

38
39 Page 4B8 17 “The focus of this planning feasibility effort will be on transportation
40 routes of Bridgeway and the railroad right-of-way”

41 Page 4B8 20 in numbered section remove #3 and add Traffic Initiative and
42 Marinship Specific Plan to the list; in *Initial Segment Evaluation* fourth
43 line down at “alignments” add “along the Bridgeway and railroad right-
44 of-way corridors” . . .

45 Page 4B8 22 in Section 3.1 “Alta will prepare a written and illustrated summary of
46 the physical and environmental constraints to establish and improve
47 transportation routes along the Bridgeway and railroad right-of-way:

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Page 4B8 28 in Shoreline Impacts third line down “connections may be studied if
(a) they serve a local transportation or connection function for the
Bridgeway and railroad right-of-way corridor”
Page 4B8 29 include the Audubon Society in the Agency/Group
Page 4B8 31 in #3 remove floating structures, remove #4
Page 4B8 32 in Sign Plan Design add to include “overall concentration of signage”
is considered
Page 4B8 33 leave in the “Environmental Enhancement” section and “Surface
Treatment”

City Attorney Mary Wagner also clarified with regard to the compensation, “Consultant shall
work with the City Staff to utilize the grant to the fullest extent possible and to the extent that
the grant allows it to incorporate”

Public Comment:

Bonnie MacGregor stressed to the Council that if they don’t use these funds, the funds will
go to other towns.

Regarding the Technical Advisory Committee (page 4B8 18), Mayor Leone again suggested
wording changes to incorporate “Alta will work with the City and the City Council to identify
and invite stakeholders to join a Technical Advisory Committee.”

**Councilmember Kelly moved, seconded by Vice Mayor Weiner, to approve the
documents as drafted with the changes specified above (and in so doing adopted
Resolution No. 5009). The motion was approved by a roll call vote:**

- AYES: Councilmembers: Weiner, Belser, Kelly, and Mayor Leone**
- NOES: Councilmembers: Pfeifer**
- ABSTAIN: Councilmembers: None**
- ABSENT: Councilmembers: None**

City Engineer reminded the Council that they would need to amend the resolution that had
been included with the staff report. He noted that #3 and #4 in the last “Now, therefore. . .”
needed to be removed.

**6B. Business Advisory Committee Quarterly Report (Community Development Director
Jeremy Graves)**

Community Development Director Jeremy Graves introduced the members of the Business
Advisory Committee who would be giving the quarterly update reports.

Cheryl Popp, President of the Chamber of Commerce, began the update. She noted that
there are currently fifteen empty storefronts in the downtown area. She further reported that
business was down 30-40%, lodging was down about 15% and the restaurant sector was off
by about 15-20%.

Jeff Scharosch reported that the San Francisco conventions are helping the downtown
businesses. He also spoke about an upcoming landlord summit.

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2 **Tom Gangitano** expressed concern about the declining retail operations and vacancies in
3 Sausalito. He felt that the City needs to help with some of the creative proposals for the
4 storefront vacancies.

5
6 **Yoshi Tome** noted that there is a need to welcome people into the businesses. He added
7 that the City needs to create a strong image to help invite people to Sausalito. He urged
8 everyone to work together.

9
10 **Bruce Huff** spoke on the industrial side of things. He noted that the City is starting to see
11 large bank-owned properties. He also advised Council that the northern waterfront area is
12 deteriorating.

13
14 **Peg Cottle** noted that the residential property sales have dropped, along with their values.
15 She also noted that the number of days that a property is listed for sale has increased. She
16 further reported that buyers are not buying in Sausalito right now.

17
18 **Bonnie MacGregor** stressed to the Council that they need to help champion local business
19 more. She spoke about promoting the "Buy Local" campaign.

20
21 **Peter Van Meter** suggested preparing a mailer for the residents that identifies where one
22 can purchase things.

23
24 Council comments followed.

25
26 **Due to the lateness of the hour, Mayor Leone moved, seconded by Councilmember**
27 **Kelly, to continue item 6D on the CIP Update and Quarterly Public Works Department**
28 **Update to the following meeting. The motion was unanimously approved by a roll call**
29 **vote:**

30 **AYES: Councilmembers: Pfeifer, Weiner, Belser, Kelly, and Mayor Leone**

31 **NOES: Councilmembers: None**

32 **ABSTAIN: Councilmembers: None**

33 **ABSENT: Councilmembers: None**

34
35 **6C. Mid-year Budget Review – Adoption of resolution for budget adjustments (Interim**
36 **Finance Director Charles Francis)**

37
38 Interim Finance Director Charlie Francis presented the staff report on the mid-year budget
39 update. He highlighted the increase in revenues, specifically calling out the increase in the
40 property tax revenues. He also noted that expenditures had increased slightly; advising that
41 the Non-department budget and Fire budget would need budget adjustments.

42
43 Council questions and comments followed.

44
45 **Mayor Leone moved, seconded by Councilmember Belser, to adopt a resolution**
46 **approving mid-year 2008-09 budget modifications. The motion was unanimously**
47 **approved by a roll call vote:**

48 **AYES: Councilmembers: Pfeifer, Weiner, Belser, Kelly, and Mayor Leone**

1 **NOES: Councilmembers: None**
2 **ABSTAIN: Councilmembers: None**
3 **ABSENT: Councilmembers: None**

4
5 At 11:20 pm, Councilmember Belser advised that she would no longer be participating in the
6 balance of the meeting and ended her telephonic link.

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

10
11
12 **7A. City Manager Reports**

13 **7A1. City Manager Information for Council**

14
15 City Manager Adam Politzer reported on: Strategic Planning Session set for April 3, MCCMC
16 on March 25; the March 12 All Hands Meeting; budget calendar; shuttle program, and gave
17 a brief update on the status of Lieutenant Armitage.

18
19 **7A2. Future Agenda Items**

20
21 There was no discussion on this item.

22
23 **7B. City Council Reports**

24 **7B1. Other reports of significance**

25
26 There were no reports of significance.

27
28 **7B2. Councilmember Committee Reports**

29
30 Councilmember Kelly reported on the Public Safety Project.

31
32 Vice Mayor Weiner reported that the downtown was packed this past weekend.

33
34 Mayor Leone reported on the Code Review Committee meeting and the HLB vacancies.
35 Mayor Leone also clarified some of his recent Council Committee assignments.

36
37 **ADJOURNMENT**

38
39 There being no further business, the City Council meeting was adjourned at 11:40 pm. The
40 next regularly scheduled meeting will be held on March 24, 2009, with the open meeting due
41 to commence at approximately 7:00 pm.

42
43 Respectfully submitted,

44
45
46 Debbie Pagliaro
47 Deputy City Clerk

48 Approved on: