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

TUESDAY, MAY 26, 2009

CALL TO ORDER

The meeting was called to order by Vice Mayor Weiner at 6:07 p.m.

ROLL CALL

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

(Mayor Leone arriving during the Closed Session deliberations)

ABSENT: None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Vice Mayor Weiner announced, by title, that items D1 through D5 would be discussed in Closed Session.

Public Comment: There was no Public Comment on Closed Session items.

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

The regular meeting reconvened at 7:42 p.m.

PLEDGE OF ALLEGIANCE

REPORT ON RESULTS OF CLOSED SESSION ITEMS

1. **CONFERENCE WITH LEGAL COUNSEL**– Anticipated Litigation CGC §54956.9(c)
Initiation of litigation (One potential case)
Direction given
2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: Tidelands adjacent to 40 Alexander Avenue
Negotiating Parties: Maurice and Elizabeth Meyers
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms
Direction given

3C
6-9-09
1

1 Chief of Police Scott Paulin introduced PEO Lillian Cirini-Ayers, Police Officer Jesse
2 Jenkins, Police Officer Francisco Padilla, and Captain John Rohrbacher. He then followed
3 up with the swearing in and pinning ceremonies.
4

5 Chief Paulin then introduced retiring Captain Don MacQuarrie, wherein the Chief and Mayor
6 Leone presented Captain MacQuarrie with a Certificate of Appreciation.
7

8 **1B. Update from Marin Energy Authority (Dawn Weisz)**
9

10 On behalf of Dawn Weisz, Jamie Tuckey presented an update on the activities of the Marin
11 Energy Authority.
12

13 Mayor Leone, being the City's representative to this agency, followed up with additional
14 comments.
15

16 **1C. Presentation of the Harbor and Downtown Action Committee Report (Peter Van**
17 **Meter and Michael Rex)**
18

19 Michael Rex and Peter Van Meter introduced their completed Harbor and Downtown Action
20 Committee Report. Following their comments on the product, Mr. Van Meter presented
21 Council with copies of the report.
22

23 **COMMUNICATIONS**
24

25 **Heather Wilcoxin** spoke about her work on the marshland restoration project at Galilee
26 Harbor. She advised Council that Bruce Huff and contacted her regarding a 1989 easement
27 which granted these lands to the City. Because of this document, Ms Wilcoxin asked the
28 City Council to take on the responsibilities for this property.
29

30 **Kathryn Mullins** spoke about a community garden and wanted the Council to add this to
31 their list of priority projects. She noted that a potential site has been chosen with the help of
32 the Parks and Recreation Director. Ms Mullins advised that she would be going before the
33 Parks and Recreation Commission soon in order to seek their approval.
34

35 **ACTION MINUTES OF PREVIOUS MEETINGS**
36

37 **3A. Approval of minutes from the regular meeting of April 7, 2009**

38 **3B. Approval of minutes from the regular meeting of April 14, 2009**
39

40 Councilmember Kelly moved, seconded by Councilmember Belser, to approve the
41 minutes of the regular meetings of April 7 and April 14, 2009 as submitted. The
42 motion was unanimously approved by a voice vote.
43

44 **CONSENT CALENDAR**
45

46 **Public Comment:**
47

48 **Lewis Shireman** asked, regarding item 4B7, what the speed changes were.
49

3C
B

1 City Attorney Mary Wagner clarified new wording for item 4B5, and read these changes into
2 the record. Additionally, she noted that additional language had been added to item 4B6 to
3 clarify change order issues.

4
5 After some discussion on item 4B7, it was the consensus to remove this item from the
6 Consent Calendar and hear it at the beginning of the Business Items.

7
8 **Councilmember Kelly moved, seconded by Councilmember Pfeifer, to approve**
9 **Consent Calendar items 4B1 through 4B6 and 4B8 through 4B10, with the corrections**
10 **noted above for 4B5 and 4B6. The motion was unanimously approved by a voice**
11 **vote.**

12
13 Consent Calendar items approved were as follows:

- 14
15 1) Received and filed actions taken at the Planning Commission meeting of April 15
16 and May 6, 2009
- 17 2) Received and filed monthly update on the Public Safety Facilities Project
- 18 3) Accepted resignation of Todd Hurlbut from the Parks and Recreation Commission
- 19 4) Adopted Resolution No. 5027 finding a severe fiscal hardship will exist if additional
20 City property tax funds are seized and additional unfunded mandates are adopted
21 by the State of California
- 22 5) Adopted Resolution No. 5028 approving the lease agreement by and between the
23 City of Sausalito and A. Maurice Meyers and Elizabeth J. Meyers
- 24 6) Adopted Resolution No. 5029 executing Change Order No. 1 with Northwest
25 Demolition Inc and Amendment No. 1 to the Professional Services Agreement with
26 Michelucci & Associates for the Martin Luther King Park Landslide Correction
27 Improvements
- 28 7) *Adopt resolution approving speed limit changes along portions of Bridgeway and*
29 *Caledonia (moved to first item under Business Items)*
- 30 8) Received and filed Police Department Crime and Traffic Report for the first quarter
31 of 2009
- 32 9) Approved response to the Grand Jury Report: Marin on Fire
- 33 10) Adopted Resolution No 5030 approving an encroachment agreement to allow a
34 deck and planter boxes in the public right-of-way at 300 Valley Street

35
36 **7B. City Council Reports**

37 **7B1. Other reports of significance**

38
39 Mayor Leone began by noting the articles that had appeared in the Marin Independent
40 Journal and the Marin Scope concerning the Closed Session topic regarding the Sausalito
41 Marine Properties. On behalf of the entire Council, he explained that all members of the
42 Council are in favor of transparency. To that end, he further clarified that Council is working
43 towards a common goal of transparency and openness. He noted that they have discussed
44 placing discussion items on upcoming agendas regarding "transparency" and "closed
45 session reporting", possibly as soon as July.

46
47 **PUBLIC HEARINGS**

1 **5A. Introduction, and reading by title only, an ordinance amending Section 2.08.100**
2 **of the Sausalito Municipal Code authorizing the City Manager to appoint the City**
3 **Clerk (City Manager Adam Politzer)**
4

5 *This item was moved to be heard after Business Items*
6

7 **BUSINESS ITEMS**
8

9 **4B7) Adopt resolution approving speed limit changes along portions of Bridgeway**
10 **and Caledonia (removed from Consent Calendar)**
11

12 Director of Public Works Jonathon Goldman began the presentation on this item. He
13 explained that this process is required by law, and that the current speed survey had
14 expired. City Engineer Todd Teachout further explained where the proposed speed
15 changes would occur.
16

17 Council questions followed.
18

19 Chief Paulin was also present and answered questions.
20

21 **Public Comment:**
22

23 **Peter Van Meter** asked if Council could change any of the recommendations and set the
24 speeds higher. He felt that 20 mph on Caledonia was ridiculous.
25

26 It was explained that in certifying the speeds on the survey, the speed is based on what is
27 actually taking place – or actual behavior patterns.
28

29 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to adopt Resolution**
30 **No. 5031 approving speed limit changes along portions of Bridway and Caledonia on**
31 **the basis of an engineering and traffic survey completed in April, 2009. The motion**
32 **was unanimously approved by a roll call vote:**

33 **AYES: Councilmembers: Pfeifer, Weiner, Belsler, Kelly and Mayor Leone**

34 **NOES: Councilmembers: None**

35 **ABSTAIN: Councilmembers: None**

36 **ABSENT: Councilmembers: None**
37

38 It was also the consensus of the Council to make sure that the public was informed of these
39 changes.
40

41 **6A. Update by the Waterfront and Marinship Steering Committee (Committee Chair**
42 **Chris Gallagher)**
43

44 Chris Gallagher presented an update on the Waterfront and Marinship Steering Committee
45 activities through a PowerPoint presentation. Ms Gallagher began with describing the
46 background on all members of the Committee and then advised of the progress the
47 Committee was now making.
48

49 Council questions followed:

1
2 **Public Comment:**

3
4 **Vicki Nichols**, a member of the Committee, wanted to assure everyone that they will
5 incorporate other committee reports into theirs.

6
7 **Peter Van Meter** offered his report to WAM.

8
9 Council comments followed.

10
11 **6B. Status update on proposed sewer fee increase (Director of Public Works Jonathon**
12 **Goldman)**

13
14 Director of Public Works Jonathon Goldman presented a brief update on the sewer fee
15 process through a PowerPoint presentation.

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

18
19 Council comments followed.

20
21 Due to the late hour, Mayor Leone announced that item 6E, Status Update on Boards and
22 Commissions, would be continued to June 9, 2009.

23
24 At 10:30 p.m., Councilmember Belser advised that she would be leaving the meeting and
25 would continue her participation through the telephonic system.

26
27 **6C. Adoption of the 2009-10 Council Priority Calendar (City Manager Adam Politzer)**

28
29 City Manager Adam Politzer began the presentation on the adoption of the prioritized project
30 list that the Council had begun on May 5, 2009.

31
32 At 10:42 p.m., Councilmember Belser rejoined the meeting from her telephonic location.

33
34 Council participated in a lengthy discussion in order to determine if additional items should
35 be removed from the list and where the line should be drawn.

36
37 **Public Comment:**

38
39 **Peter Van Meter** expressed concern that the Harbor and Downtown Action Committee
40 recommendations were not on the list; or for that matter, that no Imagine Sausalito items
41 were on the project list.

42
43 **Councilmember Kelly moved, seconded by Mayor Leone, to approve the 2009-10**
44 **Prioritized Project List as finalized this evening. The motion was unanimously**
45 **approved by a roll call vote:**

46 **AYES: Councilmembers: Pfeifer, Weiner, Belser, Kelly and Mayor Leone**
47 **NOES: Councilmembers: None**
48 **ABSTAIN: Councilmembers: None**
49 **ABSENT: Councilmembers: None**

30
6

1
2 **6D. Introduction of budget review (Finance Director Charles Francis)**

3
4 Finance Director Charles Francis began the presentation on the budget review.

5
6 City Manager Adam Politzer interrupted the presentation to announce that Mr. Francis would
7 become the City's permanent Administrative Services Director/Treasurer effective June 1,
8 2009.

9
10 Mr. Francis then continued with his presentation on the budget through a PowerPoint
11 presentation.

12
13 **Public Comment:** There was no Public Comment on this item.

14
15 Council questions and comments followed.

16
17 **PUBLIC HEARINGS**

18
19 **5A. Introduction, and reading by title only, an ordinance amending Section 2.08.100**
20 **of the Sausalito Municipal Code authorizing the City Manager to appoint the City**
21 **Clerk (City Manager Adam Politzer)**

22
23 City Manager Adam Politzer presented the staff report on this item. He noted that the
24 California Government Code allowed for this type of a change.

25
26 **Public Comment:** There was no Public Comment on this item.

27
28 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to introduce, reading**
29 **by title only, an ordinance amending Section 2.08.100 of the Sausalito Municipal Code**
30 **authorizing the City Manager to appoint the City Clerk. The motion was**
31 **unanimously approved by a roll call vote:**

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

33 **NOES: Councilmembers: None**

34 **ABSTAIN: Councilmembers: None**

35 **ABSENT: Councilmembers: None**

36
37 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL**
38 **DISCUSSIONS AND COUNCILMEMBER REPORTS**

39
40
41 **7A. City Manager Reports**

42 **7A1. City Manager Information for Council**

43
44 City Manager Adam Politzer reminded the group of the memorial services for Sergeant
45 Embley on June 5, and the MCCMC meeting.

46
47 **7A2. Future Agenda Items**

48
49 There were no other discussions for future agendas.

50
DRAFT

Sausalito City Council Minutes

Meeting of May 26, 2009

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3C
7

1 **7B. City Council Reports**

2 **7B1. Other reports of significance**

3
4 There were no additional reports of significance.

5
6 **7B2. Councilmember Committee Reports**

7
8 Councilmember Belser reported on the upcoming memorial service for GGNRA Parks
9 Superintendent Brian O'Neill and a letter she was preparing for this event.

10
11 **ADJOURNMENT**

12
13 There being no further business, the City Council meeting was adjourned at 12:11 a.m, May
14 27, 2009. The next regularly scheduled meeting will be held on June 9, 2009, with the open
15 meeting due to commence at approximately 7:00 pm.

16
17 Respectfully submitted,

18
19
20 Debbie Pagliaro
21 Deputy City Clerk

22 Approved on: