

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49

**\*\*DRAFT\*\***  
**MINUTES OF THE**  
**SAUSALITO CITY COUNCIL**  
**SPECIAL MEETING**

**TUESDAY, JUNE 16, 2009**

**CALL TO ORDER**

The meeting was called to order by Mayor Leone at 6:12 p.m.

**ROLL CALL**

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

**ABSENT:** Councilmember Belser

**ANNOUNCEMENT OF CLOSED SESSION ITEMS**

Mayor Leone 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 6:14 pm.

**The regular meeting reconvened at 7:10 p.m.**

**PLEDGE OF ALLEGIANCE**

**REPORT ON RESULTS OF CLOSED SESSION ITEMS**

1. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to CGC §54957  
Title: City Manager  
*Direction given*
2. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6  
Designated Agency Negotiator: Mayor Leone, Councilmember Kelly  
Unrepresented Employee: City Manager  
*Direction given*
3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to CGC §54957  
Title: City Attorney  
*Direction given*
4. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6  
Designated Agency Negotiator: Mayor Leone, Councilmember Kelly

1 Unrepresented Employee: City Attorney

2 ***Direction given***

3  
4 **5. CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6

5 Designated Agency Negotiator: City Manager and City Attorney

6 Employees: Sausalito Firefighters IAFF Local 1775, Sausalito Police Association,  
7 Management and Unrepresented

8 ***Direction given***

9  
10 **Public Comment on Closed Session Items:** There were no Public Comments.

11  
12 **APPROVAL OF THE AGENDA**

13  
14 **Councilmember Kelly moved, seconded by Vice Mayor Weiner, to approve the agenda**  
15 **as submitted. The motion was unanimously approved by a voice vote**  
16 **(Councilmember Belser absent).**

17  
18 **SPECIAL PRESENTATIONS / MAYOR'S ANNOUNCEMENTS**

19  
20 There were no Special Presentations.

21  
22 **COMMUNICATIONS**

23  
24 **Maggie Scott**, representing the Northern Marin Division of California Youth Energy Services  
25 described their organization to the Council. Ms Scott noted that they are funded through  
26 PG&E and their mission is to educate youth in promoting energy awareness, and resource  
27 conservation. She noted that beginning around June 30 and continuing for six weeks, their  
28 organization of youths would be making "green" house calls in Sausalito.

29  
30 **ACTION MINUTES OF PREVIOUS MEETINGS**

31  
32 There were no Minutes presented for approval.

33  
34 **CONSENT CALENDAR**

35  
36 **Public Comment:** There was no Public Comment on this item.

37  
38 **Councilmember Pfeifer moved, seconded by Vice Mayor Weiner, to approve Consent**  
39 **Calendar items 4B1 and 4B2. The motion was unanimously approved by a voice vote**  
40 **(Councilmember Belser absent).**

41  
42 Consent Calendar items approved were as follows:

- 43  
44 1) Authorized adding the City of Sausalito to a letter supporting "No Taking of Gas  
45 Tax / Prop. 42 Funds"  
46 2) Authorized the City Manager to sign an agreement with Pyro Spectaculars North  
47 Incorporated and Westar Marine Services to provide the Fourth of July Fireworks  
48 display for the City of Sausalito on July 4, 2009  
49

1 **PUBLIC HEARINGS**

2  
3 **5A. Public Hearing on Proposed Sanitary Sewer Fee Effective 2009-10:**

- 4 **1) Conduct Public Hearing of the proposed sanitary sewer fees, including**  
5 **finding that the change in sewer fees resulting from adoption of the**  
6 **Ordinance is statutorily exempt from the California Environmental Quality**  
7 **Act; and**  
8 **2) Tally protests received; and**  
9 **3) Introduction, and reading by title only, an Ordinance of the City Council of**  
10 **the City of Sausalito modifying Chapter 18.12 of the Sausalito Municipal**  
11 **Code, setting fees for any lawful purpose of the sewer utility, and continue**  
12 **item to regular meeting of June 23, 2009 for second reading and adoption**  
13 **(Director of Public Works Jonathon Goldman)**

14  
15 Director of Public Works Jonathon Goldman presented the staff report on this item. Mr.  
16 Goldman began by presenting the "team" of Grant Hoag from CDM, Tim Seufert from NBS,  
17 and Jennifer Root from The Lew Edwards Group.

18  
19 Through a PowerPoint presentation, Mr. Goldman presented the process that has been  
20 followed to date and the process to be followed this evening and into the future.

21  
22 Council questions followed.

23  
24 Mayor Leone then opened the Public Hearing.

25  
26 **Mike Monsef** expressed concern that the tax will create a damaging effect on the  
27 community. He also expressed concern about recent Council decisions which could have  
28 created revenue increases. Mr. Monsef concluded by noting that locals will be forced to  
29 leave because of increased fees.

30  
31 Mayor Leone offered a response.

32  
33 **Rich Fortmann** stated that he was protesting the increase. He felt that this sewer program  
34 does not address the sewer lateral issues. Mr. Fortmann also expressed concern about fee  
35 assessment equity.

36  
37 Mayor Leone asked the Director of Public Works to respond to the fee equity issue.

38  
39 At 7:54 pm, Councilmember Kelly left the dais.

40  
41 **Dane Faber** noted that his concerns are many. He felt that the process that the Council  
42 was taking was like "putting the cart before the horse".

43  
44 At 7:59 pm, Councilmember Kelly returned to the dais.

45  
46 Mr. Faber continued, noting that the actions being taken by Council were a "piece meal"  
47 approach and that a much more comprehensive plan was needed.

48  
**DRAFT**

Sausalito City Council Minutes

Meeting of June 16, 2009

Page 3 of 7

38

1 **Peter Sealey** felt that the Council had no option. However, he felt that had the City been  
2 working on the sewer issues over the last ten years, the City would not be facing the \$7  
3 million expense to fix it. Mr. Sealey further noted that he, personally, was facing a 67%  
4 increase due the proposed increase and the failure of the City to have been billing properly  
5 in the past.

6  
7 **Jim deRemer** expressed concern about the road repairs that would follow the sewer rehab.  
8 He wanted to know if the roads would be properly repaired.

9  
10 **Chuck Donald** agreed with some of the previous comments; however, he felt that there was  
11 a need to solve the sewer problems now. He felt that the plan that has been outlined is the  
12 best that the City has.

13  
14 **"Miki" Lang** spoke about specific issues with her area and the laterals issues there. She  
15 was concerned that her neighborhood would be impacted hard because of the fee increase  
16 and the lateral issues.

17  
18 **Laura Saunders** voiced concern about why no action was taken before it became a disaster  
19 and the community is faced with such a large increase.

20  
21 **Joan Werner** noted that she is a senior citizen on a limited income and "everyone" seems to  
22 be passing the buck on". She felt that this increase is a ridiculous burden on the residents.

23  
24 Mayor Leone closed the Public Hearing and called for all protest letters to be turned in.

25  
26 Council comments followed.

27  
28 Mayor Leone called for a brief break while the protest letters were tallied.

29  
30 Mayor Leone reconvened the meeting and Deputy City Clerk Debbie Pagliaro announced  
31 that 15 protest letters had been received in the mail and five protest letters received during  
32 the public hearing (and that two of those had been received subsequent to the close of the  
33 public hearing). It was noted that there were 3,404 parcels and, therefore, an insufficient  
34 number of protests had been received in order to stop the proceedings from moving forward.

35  
36 **Councilmember Kelly moved, seconded by Councilmember Pfeifer, to 1) waive full**  
37 **reading of the ordinance and read by title only; 2) find that the adoption of the**  
38 **ordinance is statutorily exempt from the California Environmental quality Act; and 3)**  
39 **give first reading to an Ordinance of the City Council of the City of Sausalito**  
40 **modifying Chapter 18.12 of the Sausalito Municipal Code, establishing sewer charges**  
41 **for any lawful purpose of the sewer utility, and 4) continue the item to the regular**  
42 **meeting of June 23, 2009 for second reading and adoption of the ordinance (the**  
43 **ordinance was then read by title only - An Ordinance of the City Council of the City of**  
44 **Sausalito Setting Fees for Sewer Services Provided by the City Effective Fiscal Year**  
45 **2009-10). The motion was unanimously approved by a roll call vote:**

46 **AYES: Councilmembers: Pfeifer, Weiner, Kelly and Mayor Leone**

47 **NOES: Councilmembers: None**

48 **ABSTAIN: Councilmembers: None**

49 **ABSENT: Councilmembers: Belser**

1  
2  
3 **BUSINESS ITEMS**  
4

5 **6A. Adopt Resolution Accepting Report Regarding Parking and Revenue Control**  
6 **Systems (PARCS) Equipment in Lots 1 and 3 from Walker Parking Consultants and**  
7 **Approve Amendment No. 1 to the Professional Consulting Services Agreement for**  
8 **Integrated Site Improvement Planning Associated with Lots 1-4 (Director of Public**  
9 **Works Jonathon Goldman)**  
10

11 Director of Public Works Jonathon Goldman presented the staff report on this item through a  
12 PowerPoint presentation. He noted that there was a need to replace the equipment in Lots  
13 1 and 3. Mr. Goldman further pointed out that the consultant's report recommended the  
14 elimination of the gates in Lots 1 and 3 and, instead, using per-space sensors; adding Lots 2  
15 and 4 to the study; and consider new configurations in the lots.  
16

17 Council questions followed.  
18

19 **Public Comment:**

20  
21 **Chuck Donald** asked which was Lot #4.  
22

23 He was advised that was the lot behind Café Trieste and the old Cat 'n Fiddle.  
24

25 Council comments followed.  
26

27 **Councilmember Kelly moved, seconded by Vice Mayor Weiner to adopt Resolution**  
28 **No. 3056 of the City Council of the City of Sausalito accepting the report regarding**  
29 **Parking and Revenue Control Systems (PARCS) equipment in Lots 1 and 3 from**  
30 **Walker Parking Consultants and approve Amendment No. 1 to the Professional**  
31 **Consulting Services Agreement for integrated site improvement planning associated**  
32 **with Lots 1-4. The motion was unanimously approved by a roll call vote:**

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

34 **NOES: Councilmembers: None**

35 **ABSTAIN: Councilmembers: None**

36 **ABSENT: Councilmembers: Belser**  
37

38 **6B. Budget Review / Capital Improvement Projects (Administrative Services**  
39 **Director/Treasurer Charles Francis)**  
40

41 Administrative Services Director/Treasurer Charles Francis presented the budget review  
42 through a PowerPoint presentation. He advised that corrections had been made since  
43 Council received their version of the Draft Budget, and that they were called out in his  
44 presentation. Mr. Francis then proceeded through the three resolutions that will need to be  
45 adopted at the next meeting.  
46

47 Council questions followed.  
48

1 Mr. Francis then began the introduction on the Capital Improvement Project. Director of  
2 Public Works Jonathon Goldman then proceeded with the proposed FY2009-10 General  
3 CIP Program through a PowerPoint presentation.

4  
5 Council questions followed on the listed projects.

6  
7 **Public Comment:**

8  
9 **Chuck Donald** commented about the "rip-rap" and reminded the Council of the importance  
10 of the upkeep on the rip-rap because the Sanitary District has a pipe that runs under the  
11 lower pathway along the south end of Bridgeway.

12  
13 **6C. Status update on Boards and Commissions (Assistant to the City Manager**  
14 **Debbie Pagliaro)**

15  
16 Mayor Leone introduced the item and asked for Council concurrence on the directions that  
17 had been given in recruiting for the many vacancies that exist on the City Boards and  
18 Commissions.

19  
20 **Public Comment:**

21  
22 **Chuck Donald** spoke about the importance of the Underground Committee.

23  
24 Council concurred with the directions that need to take place for recruiting the Boards and  
25 Commissions.

26  
27 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL**  
28 **DISCUSSIONS AND COUNCILMEMBER REPORTS**

29  
30  
31 **7A. City Manager Reports**

32 **7A1. City Manager Information for Council**

33  
34 There were no City Manager Reports.

35  
36 **7A2. Future Agenda Items**

37  
38 There were no discussions on Future Agenda Items.

39  
40 **7B. City Council Reports**

41 **7B1. Other reports of significance**

42  
43 There were no Reports of Significance.

44  
45 **7B2. Councilmember Committee Reports**

46  
47 There were no Councilmember Committee Reports.

1 **ADJOURNMENT**

2  
3 There being no further business, the City Council meeting was adjourned at 11:34 pm.  
4 Council adjourned back into Closed Session to continue discussions on Closed Session  
5 Items D1-D4.

6  
7 The next regularly scheduled meeting will be held on June 23, 2009, with the open meeting  
8 due to commence at approximately 7:00 pm.

9  
10 Respectfully submitted,

11  
12  
13 Debbie Pagliaro  
14 Deputy City Clerk

15 Approved on: