



**SAUSALITO CITY COUNCIL
REGULAR MEETING
5:00 P.M. in the COUNCIL CHAMBERS at 420 LITHO STREET, SAUSALITO, CA
TUESDAY, OCTOBER 20, 2009**

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.**

5:00 PM INTERVIEW APPLICANTS FOR BOARDS, COMMISSIONS AND COMMITTEES

5:30 PM CALL TO ORDER IN THE COUNCIL CHAMBERS AT CITY HALL, 420 LITHO STREET

- A. Mayor Leone calls the meeting to order and requests that Roll Call be taken
- B. Mayor Leone announces that items D1 through D6 will be discussed in Closed Session
- C. PUBLIC COMMENT on Closed Session items
- D. City Council adjourns to CLOSED SESSION to consider the following:
 - 1. **CONFERENCE WITH LEGAL COUNSEL**– Anticipated Litigation CGC §54956.9(c)
Initiation of litigation (One potential case)
 - 2. **PUBLIC EMPLOYMENT** pursuant to CGC § 54957
Title: Special legal counsel
 - 3. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: Foot of Locust Street - AP#: 064-086-01, 064-034-01, 065-033-02, 065-013-02, 065-031-01, 065-012-01, 064-031-01, 065-011-01
Negotiating Parties: Bridgeway Marine Corporation
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms
 - 4. **CONFERENCE WITH LABOR NEGOTIATORS** pursuant to CGC § 54957.6
Agency Negotiator: City Manager
Employee Organizations: Sausalito Firefighters IAFF Local 1775, Sausalito Police Association
 - 5. **CONFERENCE WITH LEGAL COUNSEL** - Existing litigation CGC §54956.9(a)
Name of Case: Friedel v. Sausalito; MCSC Case No. CIV085785

6. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: MLK Properties, 100 Ebbtide Avenue
Negotiating Parties: Lynn Churchill; Donovan; Mortan; Scholz; Likas; Fischer; Bruce; Newlin;
Sizemore; Cavanaugh; Murray; Sandberg; New Village School; Badell; Daniloff; The Marin
School
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms

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 / MAYOR'S ANNOUNCEMENTS (*Estimated time: 5 minutes*)

- 7:10 PM** A. Introduction of Senior Accountant Joe Finnegan and Administrative Aide Patricia Enos (*Administrative Services Manager / Treasurer Charlie Francis*)

- 7:15 PM** B. Introduction of Natalie McCall and Update on the Library Foundation Grant for the Children's program (*Librarian II Augie Webb*)

- 7:30 PM** C. Update on 2009 Art Festival Activities; Receive the 2008 Financial Report

7:15 PM **2. COMMUNICATIONS** (*Estimated time: 10 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.

7:25 PM **3. ACTION MINUTES OF PREVIOUS MEETING** (*Estimated time: 5 minutes*)

- A. Approve minutes from the Regular City Council meeting of September 15, 2009 (*con't from 10/6/09*)
- B. Approve minutes from the Regular City Council meeting of October 6, 2009

7:30 PM **4. CONSENT CALENDAR** (*Estimated time: 5 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) Waive further reading and adopt Ordinance No. 1198, an ordinance amending chapter 3.30, "Purchase of Supplies, Equipment and Services and Procedures for Public Works Projects", of the Sausalito Municipal Code
- 2) Waive further reading and adopt Ordinance No. 1199, an ordinance amending Section 12.16.140 of the Sausalito Municipal Code re: Time Limits on Operating Construction Devices in Residential Zones
- 3) Receive and file actions taken at the Planning Commission meeting of September 9 and September 23, 2009
- 4) Adopt the proposed Proposition 1A Sale Resolution and Purchase and Sale Agreement
- 5) Adopt resolution approving the Lease of Premises by and between the City of Sausalito and Lynn Churchill at the Martin Luther King properties.
- 6) Adopt resolution awarding a contract to and authorizing the City Manager to execute a contract with JEDCO for Prospect/Sausalito Blvd Storm Drain repairs
- 7) Adopt resolution approving the service of alcohol beverages in the outdoor dining area for the restaurant at Fred's Place Coffee Shop, 1917 Bridgeway
- 8) Adopt resolution documenting Council approved infrastructure for the planter/art work at the Public Safety Facilities
- 9) Adopt resolution approving the second amendment to the GTE Building Lease Agreement
- 10) Update on the Housing Element Committee

5. PUBLIC HEARING (Estimated time: n/a)

6. BUSINESS ITEMS (Estimated time: 3 hours, 15 minutes)

- 7:40 PM** A. Green Building Retrofit Energy and Solar Transformation (BERST) Presentation and Discussion by Bob Brown
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any
- 8:25 PM** B. EPA Order Compliance Update from the City of Sausalito (*Director of Public Works Jonathon Goldman*) and the Sausalito-Marin City Sanitary District (*General Manager Bob Simmons*)
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any
- 9:10 PM** C. Zoning Ordinance Amendment to Add Construction Time Limit Regulations and Modify the Length of Validity of Certain Permits – ZOA 09-002 (*Community Development Director Jeremy Graves*)
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any
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- 9:55 PM** D. Receive Fire Department Quarterly Report and Update on the Vegetation Management Program
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any

- 10:15 PM E. Receive and file the Police Department Quarterly Report ending 9/30/09
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any

- 10:35 PM F. 2009 Season Wrap-up for the Rental Bike Parking Pilot Program
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any

7 - CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL DISCUSSIONS AND COUNCILMEMBER REPORTS (Estimated time: 30 minutes)

10:55 PM A. **City Manager Reports**

1. **City Manager Information for Council**

- Oral report and Council questions
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Council discussion and direction, if any

11:05 PM 2. **Future Agenda Items**

- City Council questions
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Council discussion and direction, if any

B. **City Council Reports**

11:10 PM 1. **Appointment to Disaster Committee**

- Mayor's nominations / Councilmember nominations
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Announcement of appointments

11:15 PM 2. **Other reports of significance**

- City Council questions
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Council discussion and direction, if any

11:15 PM 3. **Councilmember Committee Reports**

Kelly: *Board of Library Trustees Liaison, Citizen's Oversight Committee, Community Development Block Grant Advisory Committee, Finance Committee, Fire Consolidation Committee, Hospitality Business Development Plan Advisory Committee, Marin Clean Energy (alt), OMIT, Police and Fire Buildings Ad Hoc Committee, SMEMPS*

Leone: *Business Advisory Committee, Legislative Review Committee, Disaster Preparedness Committee Liaison (alt), Finance Committee, Fire Consolidation Committee, Historic Landmarks Board Liaison, League of California Cities, Hospitality Business Development Plan Advisory Committee, Joint Powers Authority Oversight Committee, Marin Clean Energy, Marin Telecommunications Agency, MERA, OMIT, RBRA, Sewer Ad Hoc Committee, Sustainability Committee Liaison*

Pfeifer: *Art Commission Liaison, Board of Library Trustees Liaison (alt), CARB Liaison, Citizen's Oversight Committee, Housing Element Ad Hoc Committee, Police and Fire Buildings Ad Hoc Committee (alt), RBRA (alt), Sewer Ad Hoc Committee, Transportation Authority of Marin (alt)*

Weiner: *Arts Commission Liaison (alt), Business Advisory Committee, Disaster Preparedness Committee Liaison, Legislative Review Committee, Marin County Transit District, Marin Telecommunications Agency (alt), Parklands (GGNRA) Transportation Task Force, Parks and Recreation Commission Liaison, School District Liaison, Technical Advisory Committee, Transportation Authority of Marin, Trees and Views Committee Liaison (alt), Underground Committee Liaison*

- **PUBLIC COMMENT – limited to 3 minutes/person**
- Council discussion and direction, if any

11:25 PM 8 - ADJOURNMENT

The next regularly scheduled City Council meeting will be held on November 10, 2009, 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 Dpagliaro@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

Jonathan Leone, Mayor
Herb Weiner, Vice Mayor
Mike Kelly, Councilmember
Linda Pfeifer, Councilmember

MANAGEMENT TEAM

Adam Politzer, City Manager
Mary Wagner, City Attorney
Charlie Francis, Administrative Services Director/Treasurer
Debbie Pagliaro, Asst to the City Manager/City Clerk
Rhett Redelings-MacDermott, Technology Manager
Jeremy Graves, Community Development Director
Todd Teachout, City Engineer
Dan Zepponi, Public Works Maintenance Division Manager
Michael Langford, Parks & Recreation Director
Mary Richardson, City Librarian
Jonathon Goldman, Public Works Director
Scott Paulin, Chief of Police
Jim Irving, Fire Chief