



**SAUSALITO CITY COUNCIL
REGULAR MEETING
5:00 P.M. in the COUNCIL CHAMBERS at 420 LITHO STREET, SAUSALITO, CA
TUESDAY, JANUARY 12, 2010**

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 OF APPLICANTS FOR BOARDS AND COMMISSIONS

6:30 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 D2 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 REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: Cass' Marina, portions of submerged and dry lands of Dunphy Park
Negotiating Parties: Cass' Rental Marina Inc.
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms
 - 2. **CONFERENCE WITH LEGAL COUNSEL**— Existing litigation CGC §54956.9(a)
Name of Case: Zacks v. Sausalito; MCSC Case No. CIV050995

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: 20 minutes)*

- A. Acknowledgement of those students reaching the "900 Club" *(Intern David Weatherford and Mayor Leone)*
- B. Swearing In Ceremony for Reserve Police Officer Nick White *(Chief of Police Scott Paulin)*
- C. Ceremony Awarding the Sausalito Police Department Life Saving Award to Officer Sean Smagalski *(Chief of Police Scott Paulin)*

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.

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

- A. Approval of minutes from the November 17, 2009 regular City Council meeting
- B. Approval of minutes from the December 8, 2009 regular City Council meeting

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) Receive and file actions taken at the Planning Commission meetings of November 4, November 18, and December 2, 2009
- 2) Receive and file notes taken at the December 14, 2009 meeting of the Citizen's Advisory Review Board for Police Matters
- 3) Receive and file notes taken at the November 12, 2009 meeting of the Sustainability Commission
- 4) Adopt resolution amending the Memorandum of Understanding with the Southern Marin Professional Firefighters, Sausalito Group, IAFF Local 1775
- 5) Adopt resolution declaring City Vehicle 109, a 1991 International 900 Water Truck, surplus and authorize the City Manager to dispose of said vehicle
- 6) Approve proposed refunding of Marin Emergency Radio Authority 1999 Revenue Bonds
- 7) Adopt resolution authorizing the lease and installation of a temporary parking lot booth for Municipal Lot #1
- 8) Accept the resignation of Henry Larsen from the Housing/Dangerous Buildings Appeals Board

- 9) Adopt resolution to execute agreement with Transportation Authority of Marin for Measure A “return to source funding” an enable disbursement of \$134,737 to Sausalito for local transportation improvement programs

5. PUBLIC HEARING *(Estimated time: 1 hour, 30 minutes)*

- A. Introduction and first reading, reading by title only, an ordinance amending Zoning Ordinance Table 10.24-1 (Land Uses Allowed in Commercial Districts) and Section 10.444.240.C (Formula Retail) to allow Formula Retail uses in the Commercial Waterfront (CW) Zoning District, subject to issuance of a conditional use permit. (Peet’s Coffee application for 1250 Bridgeway) (Associate Planner Heidi Burns) – con’t from 11-17-09**
- Oral report and Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Council discussion and direction, if any

6. BUSINESS ITEMS *(Estimated time: 2 hour, 20 minutes)*

- A. Consideration of continued participation in the Marin Energy Authority’s Marin Clean Energy Program**
- Receive report from Marin Energy Authority
 - Receive report from PG&E
 - Receive report from MRW & Associates
 - City Council questions
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - City Council discussion and direction

7 - CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL DISCUSSIONS AND COUNCILMEMBER REPORTS *(Estimated time: 20 minutes)*

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

2. Future Agenda Items

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

B. City Council Reports

1. Appointment to the Planning Commission (fill unexpired term through 5/2011)

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

2. Other reports of significance

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

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 Energy Authority (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 Energy Authority, 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

8 - ADJOURNMENT

The next regularly scheduled City Council meeting will be held on January 26, 2010, 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>

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How to Stay "In The Loop"!

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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 289-4165 or 289-4199. 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
Linda Pfeifer, Vice Mayor
Carolyn Ford, Councilmember
Mike Kelly, Councilmember
Herb Weiner, 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