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

TUESDAY, MAY 18, 2010

CALL TO ORDER

The meeting was called to order by Vice Mayor Pfeifer at 6:13 p.m.

ROLL CALL

PRESENT: Councilmember Weiner, Vice Mayor Pfeifer, Councilmember Ford,
Councilmember Kelly, Mayor Leone (arriving late)

ABSENT: None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Vice Mayor Pfeifer announced, by title, that items D1 and D2 would be discussed in Closed Session.

Public Comment:

Tom Campagna spoke regarding Item D2, Property Negotiations re: 317-319 Johnson Street. He asked about the process, and then spoke about how this is a great opportunity to partner with the Chamber of Commerce on the purchase of the building.

Pat Zuch commented on the Item D1, Anticipated Litigation. She expressed concern about public interpretation on how the Viña del Mar project relates to Ordinance No. 1128.

Council adjourned into Closed Session at 6:17 pm.

The regular meeting reconvened at 7:20 p.m.

PLEDGE OF ALLEGIANCE

REPORT ON RESULTS OF CLOSED SESSION ITEMS

1. **CONFERENCE WITH LEGAL COUNSEL**– Anticipated litigation pursuant to CGC § 54956.9(b)
Anticipated litigation (one potential case)
Discussed
2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: 317-319 Johnson Street

1 Negotiating Parties: Sausalito Chamber of Commerce, Mustafa Abuhalawa and
2 Dana Ansari
3 City Negotiator: City Manager and City Attorney
4 Under Negotiation: Price and Terms
5 **Discussed**

6
7 **Public Comment on Closed Session Items:**

8
9 **Mike Monsef** spoke about Item D2, Property Negotiations re: 317-319 Johnson Street. He
10 felt that this is an opportunity for a good investment for the City.

11
12 **Bonnie MacGregor** also spoke about Item D2. She expressed concern about the Chamber
13 and the City going into business together, especially considering the economics of the time.

14
15 Mayor Leone then announced that the Council had reached a consensus to not pursue the
16 joint purchase of the noted property with the Chamber of Commerce. He noted that the
17 City's financial resources would not permit the City to pursue the Chamber's proposal at this
18 time. He added that if either the public or the Chamber sought additional information on this
19 matter, they should contact City Manager Adam Politzer.

20
21 **APPROVAL OF THE AGENDA**

22
23 Mayor Leone noted that there were two requests to add items to the agenda.

24
25 City Attorney Mary Wagner clarified that in order to add items to the agenda, Council would
26 need to make findings and have a four-fifths vote, that there is a need to take immediate
27 action on those items and that the need for action came to the attention of the City
28 subsequent to the agenda being posted 72-hours before the meeting.

29
30 With regard to adding an item to appointment members to the Housing Element Committee,
31 Vice Mayor Pfeifer then explained that as Chair of the Housing Element Committee, there is
32 an immediate need for appointments to the Housing Element Committee due to the
33 immediacy of a meeting on Monday where they would be optimizing the Housing Element
34 schedule. She further explained that the applicants had just come to light and it would be
35 best to proceed on Monday with a full committee.

36
37 With regard to adding an item requesting a statement to oppose Proposition 16, Amy Belser
38 then explained that Proposition 16 was a constitutional amendment on the ballot for June 8.
39 She felt that it was important for the Council to express public opposition to this "terrible
40 public policy statement". She noted that time was of the essence for such an opposition to
41 reach the public prior to the election.

42
43 **Mayor Leone moved, seconded by Councilmember Kelly, to add discussion on the**
44 **opposition of Proposition 16 to the City Council agenda. The motion was approved**
45 **by a roll call vote:**

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

1
2 **Vice Mayor Pfeifer moved, seconded by Councilmember Ford, to add the**
3 **appointments of Housing Element Committee members to the agenda as an urgency**
4 **item. The motion was approved by a roll call vote:**

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

10 **Mayor Leone moved, seconded by Councilmember Ford, to approve the agenda as**
11 **amended. The motion was unanimously approved by a voice vote.**
12

13 **SPECIAL PRESENTATIONS / MAYOR'S ANNOUNCEMENTS**

14 **1A. Receive Annual Report from the Art Festival (Ann Arnott)**

15
16
17 **Ann Arnott**, President of the Sausalito Art Festival Foundation, presented the final audit
18 report for 2009. She thanked the Council for their continued support of the Art Festival. Ms
19 Arnott noted that this year they have already received nearly 1,000 applications for the 275
20 spaces available. She further noted that the Sausalito Art Festival is known worldwide and
21 is ranked #4 in such events.
22

23 Ms Arnott then handed the audit report to the Council.
24

25 Upon inquiry from the Council, Ms Arnott advised that the attendance was, in fact, up last
26 year by 20%.
27

28 **COMMUNICATIONS**

29
30 There were no Public Communications.
31

32 **ACTION MINUTES OF PREVIOUS MEETINGS**

33
34 **Councilmember Kelly moved, seconded by Councilmember Ford, to approve the**
35 **minutes of the regular meeting of May 18, 2010 as corrected. The motion was**
36 **unanimously approved by a voice vote.**
37

38 **CONSENT CALENDAR**

39
40 There were no Consent Calendar Items.
41

42 **PUBLIC HEARINGS**

43
44 There were no Public Hearings.
45

46 **BUSINESS ITEMS**

47
48 **6A. Public Safety Facilities Update (Project Manager Loren Umbertis / Director of**
49 **Public Works Jonathon Goldman)**

1
2 Project Manager Loren Umbertis reported that August 6 is the current Substantial
3 Completion Date, as noted by Alten Construction. Mr. Umbertis noted that this is still under
4 negotiations.

5
6 Mr. Umbertis advised that he would return to the next City Council meeting with more
7 substantial information.

8
9 **Public Comment:** There was no Public Comment on this item.

10
11 **6B. Receive report from the Waterfront and Marinship Committee (Chair Chris**
12 **Gallagher)**

13
14 **Chris Gallagher**, Chairperson of the Waterfront and Marinship Committee began the
15 presentation on their final report. She noted that of all the Imagine Sausalito Steering
16 Committees, theirs was the only committee fully appointed by the City Council. Ms
17 Gallagher noted that the Waterfront and Marinship Committee (WAM) held their first meeting
18 on May 21, 2008. She commented on how very hard all members had worked through the
19 two years.

20
21 Ms Gallagher then went on to present an overview of how the project was pulled together.

22
23 **Vicki Nichols** presented the findings from the Physical and Environmental Subcommittee.

24 **Lewis Shireman** presented the findings from the Economic Subcommittee.

25 **Bob Boye** presented the findings from the Development Subcommittee.

26 **Tim Rempel** continued with the goals of the Development Subcommittee.

27 **Alice Merrill** presented the findings from the Public Benefits Subcommittee.

28 **Barry Peterson** continued with the existing conditions and assumptions from the Public
29 Benefits Subcommittee.

30
31 Mayor Leone thanked the group for all the hard work.

32
33 **Public Comment:**

34
35 **Chuck Donald** commended the committee for all their hard work.

36
37 **Paul Kaplan** noted that the community has received an incredible benefit from this
38 committee. He felt that the City was on the cusp of creating a world class maritime center
39 and strongly encouraged the Council to implement as much as they could.

40
41 Council comments followed.

42
43 At 9:25 pm, Mayor Leone called for a ten minute break.

44
45 **6C. Status Report on Budgeted Capital Projects (Director of Public Works Jonathon**
46 **Goldman) (con't from 5/4/10)**

47
48 Director of Public Works Jonathan Goldman presented an update on the Budgeted Capital
49 Projects via a PowerPoint Presentation. Mr. Goldman gave an overview of the capital

1 projects, which included traffic/transportation, storm drain, building and waterfront, parks
2 and recreation, and pedestrian/bike projects for 2010. He also included special projects
3 such as sewer, Old City Hall, MLK and parking.

4
5 Council questions followed.

6
7 **Public Comment:**

8
9 **Peter Van Meter** commented on the study of the waterfront edge of Parking Lot #3. He
10 stressed that the bulkhead should be included in that study.

11
12 **Vicki Nichols** requested clarification on the status of the Viña del Mar project.

13
14 **Michael Rex** recommended against using rip-rap for the Lot #3 bulkhead.

15
16 **Mayor Leone moved, seconded by Vice Mayor Pfeifer, to continue item 6E, Adopting**
17 **General Conditions for Public Works Contracts and Amending City Council Policy**
18 **regarding contract change Orders, to a date uncertain. The motion was approved by**
19 **a voice vote.**

20
21 **6D. City Council Priority Calendar: Step three: Approve the Annual Priority Calendar**
22 **(City Manager Adam Politzer)**

23
24 City Manager Adam Politzer reviewed Step 3 of the Priority Calendar process with Council.
25 He then reviewed the forty three items that had now been placed in their ranked order.

26
27 **Public Comment:**

28
29 **Ken Pedersen** expressed concern that the WAM report had not made it to the list and now
30 nothing will happen with it. He stressed how he would hate to see the momentum that has
31 been created come to a stop for a full year, until it could go back on a priority list. He also
32 requested that the Marinship Specific Plan be reviewed now.

33
34 **Peter Van Meter** supported Ken Pedersen. He also suggested consolidating some of the
35 items.

36
37 **Michael Rex** also suggested consolidating some of the items. He also stressed that the
38 Marinship Specific Plan needed to go back on the list. He further suggested funding
39 alternatives.

40
41 **Amy Belser** also felt that the WAM document would be a very useful tool for the Council.
42 She agreed that the committee has the momentum in motion now and that Council should
43 not lose it.

44
45 **Charlotte Mastrangelo** showed support for the stairs and pathways projects.

46
47 **Nancy Osborn** spoke about emergency preparedness and, therefore, also supported the
48 stairs and pathways project.

49

1 **Chris Gallagher** emphasized what Amy Belser and Michael Rex had already said, and
2 recommended putting WAM back on the list.

3
4 Council discussions followed.

5
6 It was the consensus of the Council to add the Marinship Specific Plan back on the list and
7 place it above the line. It was also the consensus of Council to move the Economic
8 Incentive for the Maritime above the line.

9
10 It was agreed that the line would be placed following item number 25 of the newly ranked list
11 as noted above.

12
13 **Mayor Leone moved, seconded by Councilmember Kelly, to approve the 2010-11**
14 **Priority Calendar as changed. The motion was approved by a voice vote.**

15
16 **6E. Adopting General Conditions for Public Works Contracts and Amending City**
17 **Council Policy Regarding Contract Change Orders (Jonathon Goldman, Director of**
18 **Public Works) (con't from 5/4/10)**

19
20 As noted above, this item was continued to a date uncertain.

21
22 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL**
23 **DISCUSSIONS AND COUNCILMEMBER REPORTS**

24
25
26 **7A. City Manager Reports**

27 **7A1. City Manager Information for Council**

28
29 City Manager Adam Politzer reported on: the City Council retreat scheduled for May 24;
30 recent Police activities and signing up for PoliceReports.com; and commending staff
31 members who have been working so hard on presentations for regular and special Council
32 meetings.

33
34 **7A2. Future Agenda Items**

35
36 Vice Mayor Pfeifer requested a discussion item on embedding lights into the pavement for
37 crosswalks. She was advised that Public Works is currently working on that project.

38
39 Councilmember Ford requested a public hearing on the Fire Consolidation Plan. She was
40 advised that such an item is intended for June 15.

41
42 **7B. City Council Reports**

43
44 **7B1. Appointments to Citizen's Advisory Review Board**

45
46 Council was advised that there would be no appointments to this Board due to the fact that
47 two applicants had not been schedule for interviews as yet.

48
49 **Appointments to Housing Element Committee (added earlier as an urgency item)**

50

1 Mayor Leone nominated Joel Paul to the Housing Element Committee. There being no
2 other nominations from the dais, Mayor Leone called for a roll call vote on the appointment
3 of Joel Paul:

4 **AYES: Councilmembers: Weiner, Pfeifer, Ford, Kelly, Mayor Leone**
5 **NOES: Councilmembers: None**
6 **ABSENT: Councilmembers: None**
7 **ABSTAIN: Councilmembers: None**

8
9 Joel Paul was duly appointment to the Housing Element Committee.

10
11 Council discussion continued on the appointment of a second position.

12
13 **Opposition Letter on Proposition 16 (added earlier as an urgency item)**

14
15 Mayor Leone moved, seconded by Councilmember Kelly, to send a letter to the appropriate
16 parties voicing Council opposition of Proposition 16. The motion was approved by a voice
17 vote.

18
19 **7B2. Other reports of significance**

20
21 There were no other reports of significance.

22
23 **7B3. Councilmember Committee Reports**

24
25 There were no Councilmember Committee Reports.

26
27 **ADJOURNMENT**

28
29 There being no further business, the City Council meeting adjourned at 11:52 pm. The next
30 regularly scheduled meeting will be held on June 1, 2010, with the open meeting due to
31 commence at approximately 7:00 pm.

32
33
34
35 Respectfully submitted,

36
37 Debbie Pagliaro
38 City Clerk

39
40 Approved on:
41
42