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

TUESDAY, JULY 13, 2010

CALL TO ORDER

The meeting was called to order by Vice Mayor Pfeifer at 5:58 p.m.

ROLL CALL

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

ABSENT: None

ANNOUNCEMENT OF CLOSED SESSION ITEMS

Vice Mayor Pfeifer announced that items D1 through D3 would be discussed in Closed Session.

Public Comment: There was no Public Comment on these items.

Council adjourned into Closed Session at 5:59 pm.

The regular meeting reconvened at 7:02 p.m.

PLEDGE OF ALLEGIANCE

REPORT ON RESULTS OF CLOSED SESSION ITEMS

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: Sausalito Marine Property, 225 Locust Street
Negotiating Parties: Bridgeway Marin Corporation
City Negotiator: City Manager and City Attorney
Under Negotiation: Price and Terms
Gave direction to the negotiating team
2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: 4, 6, 8 Princess Street
Negotiating Parties: Marin County
City Negotiator: City Manager, City Attorney and Administrative Services Director/Treasurer
Under Negotiation: Price and Terms
Gave direction to the negotiating team

3A
7-27-10
1

1
2 **3. CONFERENCE WITH LEGAL COUNSEL**– Existing litigation CGC §54956.9(a)
3 Name of Case: Zacks v. Sausalito; MCSC Case No. CIV050995
4 ***Gave direction to counsel***
5

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

8 **Cameron Razavi** spoke regarding Item #1. Mr. Razavi expressed a desire to sell the
9 property to the City; noting that the price for the property had been reduced to \$1.5
10 million. He hoped that the City would be willing to consider this.
11

12 **APPROVAL OF THE AGENDA**
13

14 **Councilmember Kelly** moved, seconded by **Councilmember Weiner**, to approve the
15 agenda as submitted. The motion was unanimously approved by a voice vote.
16

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

19 **1A. Introduction of newly hired Children’s Librarian Erin Wilson** *(City Librarian Mary*
20 *Richardson)*
21

22 City Librarian Mary Richardson introduced the newly hired Children’s Librarian, Erin Wilson,
23 and described Ms Wilson’s educational and professional background.
24

25 **1B. From TAM Board on consideration of a ballot measure to increase the vehicle**
26 **registration fee by \$10 to fund transportation programs/projects** *(Denise Merleno,*
27 *Transportation Authority of Marin)*
28

29 Bonnie Nelson, a consultant for the Transportation Authority of Marin (TAM) began the
30 introductions on their proposed ballot measure to increase the vehicle fee registration by
31 \$10. She noted that eight of the nine counties in the Bay Area intend to put the \$10 fee on
32 the ballot.
33

34 Trudy Totty continued the presentation and showed a video called “Listening Tour”.
35

36 Ms Nelson then concluded the presentation by showing how the monies would be broken
37 down: 25% to reduce congestion and pollution; 35% to improve transit for seniors and
38 people with disabilities; and 40% to maintain local streets and pathways.
39

40 Council comments followed.
41

42 **Vice Mayor Pfeifer** moved, seconded by **Councilmember Ford**, that the City of
43 **Sausalito not support the SB83 ballot measure.**
44

45 Council discussion followed on the motion.
46

47 **The motion passed on a roll call vote:**

48 **AYES: Councilmembers: Weiner, Pfeifer, Ford**
49 **NOES: Councilmembers: Mayor Leone**

1 **ABSENT: Councilmembers: None**
2 **ABSTAIN: Councilmembers: Kelly**

3
4 Mayor Leone asked representatives of TAM to consider returning to a Council meeting to
5 describe how their funding supports the City of Sausalito.
6

7 **1C. Sausalito-Marín City Sanitary District Presentation on Proposed Fee Increase**
8 **(SMCSD General Manager Robert Simmons)**
9

10 SMCSD General Manager Robert Simmons introduced those Board members who were
11 present. Mr. Simmons then went on describe the operations of the Sausalito-Marín City
12 Sanitary District. He then continued, with the use of a PowerPoint Presentation, showing
13 the problems that the District is experiencing with their aging infrastructure. Mr. Simmons
14 concluded by showing a variety of proposed improvement projects.
15

16 Mayor Leone opened the Special Presentation up to Public Comment.
17

18 **Bob Malloy** voiced concern that the District's mailer was distributed through bulk mailing
19 and that there was only a thirty day period in which to review the proposed fee increases.
20

21 **Jean Comerford** expressed concern about the affordability of such increases.
22

23 **Vicki Nichols** asked for clarification regarding the improvements of "Scotty" on Gate 5
24 Road. Rhetorically, she asked what the cost differential would be if the District were to pay
25 fines for not doing the work vs the increase of \$180 per year.
26

27 **Barbara Colden** inquired into whether property owners needed to fix their private laterals.
28

29 Council questions followed.
30

31 **Councilmember Ford** moved, seconded by Vice Mayor Pfeifer, that if a joint meeting
32 with the Sanitary District and the City could not be held in the near future, then the
33 City request that the Sausalito-Marín City Sanitary District Board delay their deadline
34 to 60 days.
35

36 Discussion on the motion followed.
37

38 **Councilmember Ford** amended her motion: to 1) have Vice Mayor Pfeifer attend the
39 SMCSD Board meeting on July 22 and express the concerns heard here tonight; and
40 2) Council ask the Board to give an additional 30 days for the public to respond in the
41 legal way. The motion failed with a roll call vote:

42 **AYES: Councilmembers: Pfeifer, Ford**
43 **NOES: Councilmembers: Weiner, Kelly, Mayor Leone**
44 **ABSENT: Councilmembers: None**
45 **ABSTAIN: Councilmembers: None**
46

47 It was the consensus of the Council to have Vice Mayor Pfeifer attend the July 22 SMCSD
48 Board meeting to express the concerns that had been raised by the public.
49

1 At 9:40 pm, the Mayor called for a five minute break.

2
3 **COMMUNICATIONS**

4
5 **Amy Belser** spoke about the SmartMeters and expressed concern about their being
6 installed in Marin. Ms Belser asked the Council to go on record opposing the installation of
7 the meters by PG&E until after the PUC third party report is completed. She suggested that
8 the Council agendaize this item for additional discussion.

9
10 **Vicki Nichols** noted that Fairfax had requested such a delay and PG&E actually moved
11 their timeframes forward.

12
13 **ACTION MINUTES OF PREVIOUS MEETINGS**

14
15 **Councilmember Weiner** moved, seconded by Councilmember Kelly, to approve the
16 minutes of the regular meeting of June 1, 2010, the special meeting of June 8, 2010
17 (as corrected), the regular meeting of June 15, 2010 and the special meeting of June
18 29, 2010. The motion was unanimously approved by a voice vote.

19
20
21 **Mayor Leone** moved, seconded by Councilmember Weiner, to continue item 6B -
22 **Community Development Department Quarterly Report**, to the next regularly
23 scheduled City Council meeting. The motion was unanimously approved by a voice
24 vote.

25
26 **CONSENT CALENDAR**

27
28 Councilmember Ford asked for clarification regarding item 4B – *Re-affirm City Council, City*
29 *Manager, City Attorney Operating Protocols as amended on June 8, 2010*. Following some
30 discussion on how to clearly state one of the changes which had been incorporated into the
31 new protocols, it was agreed to re-word the sentence as follows: “The Chair will also have
32 discretion on distinguishing questions versus statements.”

33
34 **Public Comment:**

35
36 **Vicki Nichols** spoke regarding item 4A – *adopt resolutions affirming Memorandums of*
37 *Understanding with Sausalito Police Association, Sausalito Firefighters Association IAFF*
38 *Local 1775, and SEIU 1021*. Ms Nichols wanted to commend the employees for helping to
39 balance the budget in their not taking any raises for the next two years.

40
41 **Mayor Leone** moved, seconded by Councilmember Weiner, to approve the Consent
42 Calendar items 4b, 4c and 4d. The motion was unanimously approved by a voice
43 vote.

44
45 Consent Calendar items approved were as follows:

- 46 b) Re-affirmed City Council, City Manager, City Attorney Operating Protocols as
47 amended on June 8, 2010 (*as modified*)
48 c) Adopted Resolution No. 5163 approving the sale of the Police Department Jeep
49 Wrangler and the purchase of a used Ford Ranger

1 d) No action required/FYI - Copies of Agendas for the: July 14, 2010 Disaster
2 Preparedness Committee; July 13, 2010 Library Board of Trustees
3

4 **Mayor Leone moved, seconded by Councilmember Weiner, to approve Consent**
5 **Calendar item 4a – adopting resolutions affirming Memorandums of Understanding**
6 **with Sausalito Police Association (Resolution No. 5160), Sausalito Firefighters**
7 **Association IAFF Local 1775 (Resolution No. 5161), and SEIU 1021 (Resolution No.**
8 **5162). The motion was unanimously approved by a roll call vote:**

9 **AYES: Councilmembers: Weiner, Pfeifer, Ford, Kelly and Mayor Leone**
10 **NOES: Councilmembers: None**
11 **ABSENT: Councilmembers: None**
12 **ABSTAIN: Councilmembers: None**
13

14 **PUBLIC HEARINGS**

15
16 There were no Public Hearings.
17

18 **BUSINESS ITEMS**

19 20 **6A. Public Safety Facility Update including Review and Approval of Alten Change** 21 **Order Request #15 (Project Manager Loren Umbertis and Director of Public Works** 22 **Jonathon Goldman)** 23

24 Project Manager Loren Umbertis presented a status update to the Council. He noted that
25 August 3 should be the overall substantial completion date for the project. Mr. Umbertis
26 also advised that the Fire Department is essentially complete, but that they were continuing
27 to work on a furniture move in date.
28

29 Mr. Umbertis then presented the Change Order that was before Council.
30

31 Council questions followed.
32

33 **Councilmember Kelly moved, seconded by Vice Mayor Pfeifer, to adopt Resolution**
34 **No. 5164 approving and authorizing the city Manager to Execute Change Order #15 to**
35 **the contract with Alten Construction Inc. for Sausalito Public Safety Facilities Project**
36 **New Construction dated October 9, 2008. The motion was unanimously approved by**
37 **a voice vote.**
38

39 **6B. Community Development Department Quarterly Report (Community Development** 40 **Director Jeremy Graves)** 41

42 As noted above, this item was continued to the next regularly scheduled City Council
43 meeting.
44

45 **CITY MANAGER REPORTS, CITY COUNCIL APPOINTMENTS, COUNCIL** 46 **DISCUSSIONS AND COUNCILMEMBER REPORTS** 47 48

49 **7A. City Manager Information for Council** 50

1 City Manager Adam Politzer reported on: the quality of service (by all employees) going up,
2 and thanked all City employees and managers; he also made a quick notation of last year's
3 accomplishments within the departments, and noted that these would be forwarded to
4 Council in the future.

5
6 **7B. Council Committee Reports**

7
8 Vice Mayor Pfeifer reported on: the TAM vote; HEC meetings
9 Mayor Leone reported on: MEA, JPA Oversight and MTA

10
11 **7D. Future Agenda Items**

12
13 There were no Future Agenda Items.

14
15 **7E. Other reports of significance**

16
17 There were no other reports of significance.

18
19 **ADJOURNMENT**

20
21 There being no further business, the City Council meeting adjourned at 10:45 pm. The next
22 regularly scheduled meeting will be held on July 27, 2010, with the open meeting due to
23 commence at approximately 7:00 pm.

24
25
26
27 Respectfully submitted,

28
29 Debbie Pagliaro
30 City Clerk

31
32 Approved on:
33
34

3A
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