



**SAUSALITO CITY COUNCIL
REGULAR MEETING**

**6:00 P.M. in the COUNCIL CHAMBERS at 420 LITHO STREET, SAUSALITO, CA
TUESDAY, NOVEMBER 9, 2010**

THE STARTING TIMES LISTED FOR EACH AGENDA ITEM SHOULD BE CONSIDERED A GUIDELINE ONLY. THE CITY COUNCIL RESERVES THE RIGHT TO ALTER THE ORDER OF DISCUSSION IN ORDER TO RUN AN EFFECTIVE MEETING. IF YOU WISH TO ASSURE YOURSELF OF HEARING A PARTICULAR DISCUSSION, PLEASE ATTEND THE ENTIRE MEETING. THE CITY VALUES AND INVITES WRITTEN COMMENTS FROM RESIDENTS ON MATTERS SET FOR COUNCIL CONSIDERATION. IN ORDER TO PROVIDE COUNCILMEMBERS AMPLE TIME TO REVIEW ALL CORRESPONDENCE, PLEASE SUBMIT ANY LETTERS OR EMAILS TO THE CITY CLERK'S OFFICE BEFORE 1:00 P.M. ON THE THURSDAY PRIOR TO THE MEETING.

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 wish to speak, complete a **Speakers' Card** and when called on: 1) Always address the Chair; 2) State your name; 3) State views succinctly; and 4) Limit presentations to three (3) minutes. However, if there is a large group present to speak on the same issue, Council has the discretion to limit speakers to less than three minutes.

6:00 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. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to CGC §54957
Title: City Manager
 - 2. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6
Designated Agency Negotiator: Mayor Leone, Councilmember Kelly
Unrepresented Employee: City Manager
 - 3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to CGC §54957
Title: City Attorney
 - 4. **CONFERENCE WITH LABOR NEGOTIATOR** pursuant to CGC § 54957.6
Designated Agency Negotiator: City Council
Unrepresented Employee: City Attorney
 - 5. **CONFERENCE WITH LEGAL COUNSEL**– Existing litigation CGC §54956.9(a)
Name of Case: Zacks v. Sausalito; MCSC Case No. CIV050995
 - 6. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to CGC § 54956.8
Property: Turney Street Dock
Negotiating Parties: Mr. Theo D'oro / TheoYachting
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

- 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

- 7:05 PM A. **Recognition of the new Public Works employee**

7:10 PM **2. COMMUNICATIONS**

PUBLIC COMMUNICATIONS: This is the time for the City Council to hear from citizens regarding matters that are *not* on the agenda. 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. ***Please make sure you have completed a Speakers' Card and turned it in to the City Clerk.***

7:20 PM **3. ACTION MINUTES OF PREVIOUS MEETING**

- A. **Approval of Minutes from the regular meeting of October 19, 2010**

7:25 PM **4. CONSENT CALENDAR**

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. **In order to request an item be pulled, you must have completed a Speakers' Card and turned it in to the City Clerk.** 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.

- City Council questions of Staff
- **PUBLIC COMMENT/REQUEST TO REMOVE ITEM(S) – limited to 3 minutes/person**
- **Motion to remove item(s) – or – to approve the following actions:**
 - a) Adopt Resolution affirming the duties and membership of the Sausalito Art Commission
 - b) Approve request from Planning Commissioner William Werner for excused absences while out of the country from December 20, 2010 through February 5, 2011
 - c) Adopt resolution approving the amendment of the Contract with the Marin County Joint Powers Agreement for animal control services
 - d) Approve City Manager's recommendation for holiday closures
 - e) Authorize the expenditure from the Vehicle Replacement Fund for the purchase of parking division vehicle
 - f) Approval of Holiday Parking Meter Waiver
 - g) Adopt resolution amending fees administered by the parking division pursuant to SB857

- h) Declaring the standby generator and load transfer switch equipment associated with the former temporary Police Department facility surplus, and authorizing its disposition by the City Manager in conformance with Government Code Section 37350 et.seq.
- i) Authorizing the filing of an application for Federal Funding of Gate 6 Road/Bridgeway Intersection Improvements Project
- j) Adopt resolution accepting the 2010 Street Repair Program as complete
- k) Adopt resolution approving the First Amendment to the Lease Agreement by and between the City of Sausalito and Daniel Daniloff

5. PUBLIC HEARINGS

6. BUSINESS ITEMS

- 7:30 PM A. **PG&E Update on SmartMeters and status of gas line transmissions in Sausalito** (*con't from 10/5*) (continue to 11/23)
- Staff Report – *announce continuance – 1 minute*
 - City Council questions – n/a
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Motion / City Council discussion – n/a
 - Rebuttals to the question – n/a
- 7:30 PM B. **Public Safety Facilities Project: Approve Change Order No.17 to Contract with Alten Construction; Approve Amendment No. 7 to PSA with Glass Architects; Approve Amendment No. 3 to PSA with Swinterton; Acceptance of PSF project and Thanks to Alten, Glass Architects and Swinerton Management & Consulting for their Services** (*Director of Public Works Jonathon Goldman*)
- Presentation – 10 minutes
 - City Council questions – 10 minutes
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - City Council discussion – 5 minutes
 - Rebuttals to the question – n/a
- 8:00 PM C. **Update on parking equipment** (*Director of Public Works Jonathon Goldman*)
- Staff Report – 5 minutes
 - City Council questions – 10 minutes
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - City Council discussion – 5 minutes
 - Rebuttals to the question – n/a
- 8:20 PM D. **Preview of the June 30, 2010 Comprehensive Annual Financial Report** (*Administrative Services Director Charlie Francis*)
- Staff Report – 10 minutes
 - City Council questions – 10 minutes
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - City Council discussion – 5 minutes
 - Rebuttals to the question – n/a
- 8:40 PM E. **Introduction and first reading of fire code ordinance; introduction of fire fee schedule; schedule public hearing** (*Community Development Director Jeremy Graves and Fire Prevention Officer Fred Hilliard*)
- Staff Report – 10 minutes
 - City Council questions – 10 minutes
 - **PUBLIC COMMENT – limited to 3 minutes/person**
 - Motion / City Council discussion – 5 minutes

- Rebuttals to the question – 5 minutes

9:20 PM F. **Status Report on VoIP system** (*Information Technology Manager Rhett Redelings-MacDermott*)

- Staff Report – 5 minutes
- City Council questions – 5 minutes
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Motion / City Council discussion – n/a
- Rebuttals to the question – n/a

9:30 PM G. **Approval of Change Order No 1 to John Benward Company, Inc.; approval of funding adjustments between sewer and street; approval of Amendment No. 1 to PSA with Riedinger Consulting; acceptance of Johnson Street Sewer Replacement and Pavement Improvements and Thanks to Benward and Riedinger for their services** (*City Engineer Todd Teachout*)

- Staff Report – 5 minutes
- City Council questions – 5 minutes
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Motion / City Council discussion – 4 minutes
- Rebuttals to the question – 1 minutes

9:45 PM H. **Police Department Quarterly Report** (*Acting Police Chief John Rohrbacher*)

- Staff Report – 5 minutes
- City Council questions – 10 minutes
- **PUBLIC COMMENT – limited to 3 minutes/person**
- Motion / City Council discussion – 5 minutes
- Rebuttals to the question – n/a

7 - CITY MANAGER REPORTS, COUNCILMEMBER REPORTS, CITY COUNCIL APPOINTMENTS, OTHER COUNCIL BUSINESS

10:00 PM A. **City Manager Information for Council**

- Report – 5 minutes
- City Council questions – 5 minutes
- **PUBLIC COMMENT – limited to 3 minutes/person**

10:10 PM B. **Councilmember Committee Reports**

- Reports – 5 minutes
- City Council questions – 1 minute
- **PUBLIC COMMENT – limited to 3 minutes/person**

10:15 PM C. **Future Agenda Items**

- City Council requests – 4 minutes
- **PUBLIC COMMENT – limited to 3 minutes/person**
- City Council comments – 1 minute

10:20 PM D. **Other reports of significance**

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

10:20 PM **8 - ADJOURNMENT**

The next regularly scheduled City Council meeting will be held on November 23, 2010, with the open session due to commence at approximately 7:00 PM.

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.

How to obtain City Council Agendas

Posted Agendas: Agendas are posted prior to the City Council meeting at the entrance to the City Hall.

Agendas on the web: www.ci.sausalito.ca.us and click on the calendar link for that meeting.

Clerk's Office: Agendas are available at the Clerk's Office, City Hall at 420 Litho Street, Sausalito.

Council Meetings: Agendas are also available for the public at every City Council meeting.

How to obtain City Council Agenda Packet Materials

City Clerk's Office and Library: A copy of the complete agenda packet is available for review on the Friday prior to the City Council meeting at the Administration Office and the Library. Materials related to an item on this agenda which are submitted to the Council after distribution of the packet are available for review in the City Clerk's Office 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.

Staff Reports on the web: www.ci.sausalito.ca.us and click on the calendar link for that meeting.

Council Meetings: A complete agenda packet is available for review at each City Council meeting.

How to Stay "In The Loop"!

To subscribe to the City's e-mail distribution service for announcements about upcoming City events including Council and Planning Commission meetings, forums and a variety of special events, please sign up for In the Loop at www.ci.sausalito.ca.us.

MANAGEMENT TEAM

Adam Politzer, City Manager

Mary Wagner, City Attorney

Charlie Francis, Admin Services Dir / Treasurer

Debbie Pagliaro, Asst to the City Manager/City Clerk

Rhett Redelings-MacDermott, Technology Manager

Jeremy Graves, Community Development Director

Todd Teachout, City Engineer

Michael Langford, Parks & Recreation Director

Mary Richardson, City Librarian

Jonathon Goldman, Public Works Director

Scott Paulin, Chief of Police

Jim Irving, Fire Chief

CITY COUNCIL

Jonathan Leone, Mayor

Linda Pfeifer, Vice Mayor

Carolyn Ford, Councilmember

Mike Kelly, Councilmember

Herb Weiner, Councilmember

Council Liaison Positions:

Ford: *Hospitality Business Development Plan Advisory Committee, MERA, Trees and Views Committee Liaison*

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

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, Joint Powers Authority Oversight Committee, Marin Energy Authority, Marin Telecommunications Agency, OMIT, RBRA, Sewer Ad Hoc Committee, Sustainability Committee Liaison*

Pfeifer: *Arts 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*

Weiner: *Arts Commission Liaison (alt), Business Advisory Committee, Disaster Preparedness Committee Liaison, Finance Committee, 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 (alt.), Trees and Views Committee Liaison (alt), Underground Committee Liaison*