



**AGENDA**  
**REGULAR CITY COUNCIL MEETING AND JOINT MEETING OF THE CITY**  
**COUNCIL AND THE BOARD OF DIRECTORS OF THE COMMUNITY**  
**REDEVELOPMENT AGENCY OF THE CITY OF COTATI**  
**WEDNESDAY JANUARY 13, 2010**  
**7:00 PM REGULAR SESSION**

The Cotati City Council welcomes you to its meetings that are generally scheduled for the 2<sup>nd</sup> and 4<sup>th</sup> Wednesday (or as otherwise noticed) of every month. Your interest and participation are encouraged and appreciated.

*City Council meeting agendas, minutes and audio recordings (podcast) are posted on the City's website at [www.ci.cotati.ca.us](http://www.ci.cotati.ca.us)*

*To receive the City Council Agenda by e-mail, provide your e-mail address to the City Manager's office, or e-mail your request to the Deputy City Clerk at [ttaylor@ci.cotati.ca.us](mailto:ttaylor@ci.cotati.ca.us)*

Notice is hereby given that Council may discuss and/or take action on any or all of the items listed on this agenda.

Any writings or documents provided to a majority of the Cotati City Council regarding any item on this agenda will be made available for public inspection in the City Manager's office located at 201 West Sierra Avenue, Cotati, California, during normal business hours.

Disabled Accommodation: Upon request, this agenda will be made available in appropriate formats to persons with disabilities as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the Deputy City Clerk at (707) 665-3622 at least 48 hours in advance of the meeting.

Waiver Warning: If you challenge decisions/direction of the City Council of the City of Cotati in court, you may be limited to raising only those issues you or someone else raised at public hearing(s) described in this Agenda, or in written correspondence delivered to the City of Cotati at, or prior to, the public hearing(s).

***Those wishing to address the Council are asked to sign the speaker's sign-up sheet and limit discussion to one presentation per individual and to keep comments to between 3 and 5 minutes as the Mayor directs; when you are called, step to the podium and state your name and address for the record. Persons wishing to address the Council are not required to identify themselves (Gov't. Code § 54953.3); however, this information assists the Mayor by ensuring that all persons wishing to address the Council are recognized and it assists the Deputy City Clerk in preparing the City Council meeting minutes.***

**6:30 PM CLOSED SESSION**

**CALL TO ORDER (CITY COUNCIL CHAMBERS)**

**ADJOURNMENT TO CLOSED SESSION (CITY MANAGER'S OFFICE)**

**CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION (California Government Code Section 54954.5(c))**

Initiation of litigation pursuant to subdivision (c) of Section 54956.9: One (1) potential case

**CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION (Government Code Section 54956.9(a) )**

City of Cotati vs. Gilman Ranch, LLC; et. al. (Sonoma County Case # 244542)

**CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)**

City Designated Representative: City Manager or designee

Employee Organizations: (1) Cotati Employees Association (2) Cotati Police Officers Management Association (3) Cotati Police Officers Association

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION (California Government Code Section 54957)**

Title: City Manager

**7:00 PM REGULAR SESSION**

**CALL TO ORDER OF REGULAR CITY COUNCIL MEETING**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

- 1. APPROVAL OF MINUTES OF NOVEMBER 25 REGULAR MEETING AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (*Action*)**

**ANNOUNCEMENTS**

Cotati Creek Critters will hold Creek Stewardship days on the second Saturday and the last Sunday of every month from October to May. The Cotati Creek Critters also hosts the Inside/Outside Nature Education Series. Contact the Cotati Creek Critters by phone at 792-4422 or on the web at CotatiCreekCritters.info for details on these programs.

**HONORARY MAYOR**

Honorary Mayor Erica Ruiz of Mountain Shadows Middle School will provide a verbal report to Council.

**SONOMA STATE UNIVERSITY REPRESENTATIVE REPORT**

Sonoma State University Student representative Jesse Schwartz will provide a verbal report to Council.

**CITY MANAGER'S REPORT**

**APPROVAL OF FINAL AGENDA**

**CITIZEN BUSINESS**

Any citizen wishing to speak to the Council on any Consent Calendar item or any item not listed on the agenda may do so at this time. Pursuant to the Brown Act, the Council is not allowed to consider issues or take action on any item not listed on the agenda during this period. Each Citizen Public Comment is restricted to three minutes in length and must be spoken into the microphone from the podium. If you wish to speak on a Consent Calendar item, please notify the Mayor during Citizen Business.

## **DIRECTION ON FUTURE AGENDA ITEMS**

### **CONSENT CALENDAR**

None.

### **REGULAR AGENDA**

**2. APPOINTMENT OF COUNCILMEMBERS AS MEMBER AND ALTERNATE TO SONOMA COUNTY TASK FORCE FOR LONG-TERM REGIONAL SOLID WASTE MANAGEMENT OPTIONS AND PROJECTS (City Manager) (Action)**

It is recommended that the City Council adopt a motion to appoint Councilmembers as representative and alternate to the Sonoma County task force for long-term regional solid waste management options and projects.

### **PUBLIC HEARING**

**3. ADOPTION OF A RESOLUTION MAKING FINDINGS THAT, BECAUSE OF AN EXISTING EMERGENCY, AN ELECTION ON A PROPOSED NEW TAX MUST OCCUR BEFORE THE NEXT REGULAR MUNICIPAL ELECTION; AND**

**ADOPTION OF A RESOLUTION CALLING AN ELECTION ON APRIL 13, 2010 TO ASK THE VOTERS TO APPROVE A ONE HALF CENT TRANSACTIONS AND USE TAX, WITH THE TAX "SUNSETTING" IN 5 YEARS (Administrative Services) (Action)**

It is recommended that the City Council adopt two resolutions: 1) finding and declaring that the City's current financial situation is an emergency requiring an election on a proposed transactions and use tax before the next regular municipal election; and 2) calling and giving notice of the holding of a special election to be held on April 13, 2010 and requesting that the County of Sonoma conduct the election.

## **ADJOURNMENT OF REGULAR MEETING OF THE CITY COUNCIL AND CALL TO ORDER OF JOINT MEETING OF CITY COUNCIL AND COMMUNITY REDEVELOPMENT AGENCY BOARD OF DIRECTORS**

### **CONSENT CALENDAR**

**4. WARRANTS AND AUDITED CLAIMS (Administrative Services) (Action)**

This motion receives and files warrants and audited claims for December 2nd, 2009 – December 8th, 2009

**5. 2008-2009 AUDITED FINANCIAL STATEMENTS (Administrative Services) (Action)**

This motion receives and files audited 2008-2009 audited financial statements.

**ADJOURNMENT OF JOINT MEETING; RECONVENING OF REGULAR MEETING OF CITY COUNCIL**

**6. CORRESPONDENCE AND PENDING LEGISLATION (*Discussion and possible Action*)**

**CITY COUNCIL REPORTS (*Discussion*)**

**ADJOURNMENT**

Certification of Posting of the Agenda: I declare under penalty of perjury that I am employed by the City of Cotati and that I posted this agenda on the bulletin boards of City Hall, Veterans' Memorial Building and the U.S. Post Office on or before January 8, 2010.

/s/ Tamara Taylor, Deputy City Clerk