



MINUTES
REGULAR CITY COUNCIL MEETING, JOINT MEETING OF THE CITY COUNCIL
AND THE BOARD OF DIRECTORS OF THE COTATI COMMUNITY
REDEVELOPMENT AGENCY
WEDNESDAY MAY 26, 2010, 6:30 PM CLOSED SESSION
7:00 PM REGULAR MEETING
City Council Chambers, City Hall, 201 W. Sierra Avenue

6:30 PM CLOSED SESSION CALL TO ORDER (CITY COUNCIL CHAMBERS)

Mayor Coleman-Senghor called the meeting to order at 6:30 p.m. There being no one wishing to comment, he adjourned to closed session in the City Manager's office.

ADJOURNMENT TO CLOSED SESSION (CITY MANAGER'S OFFICE)

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)

7:00 PM REGULAR SESSION

CALL TO ORDER OF REGULAR CITY COUNCIL MEETING

Mayor Coleman-Senghor called the meeting to order at 7:00 p.m.

ROLL CALL

Councilmembers present: Councilmembers Gilardi, Harvey, Landman, and Mayor Coleman-Senghor
Absent: Vice Mayor Orchard

Staff present: Administrative Services Director Jone Hayes, Acting Community Development Director/Assistant to the City Manager Marsha Sue Lustig, City Engineer/Director of Public Works Damien O'Bid, Administrative Secretary Keri Pajon, Engineering Technician Kevin Fredrickson, City Attorney Rich Rudnansky, Police Chief Robert Stewart, City Manager Dianne Thompson

PLEDGE OF ALLEGIANCE

Ms. Van Dyke led the pledge of allegiance.

- 1. APPROVAL OF MINUTES OF MAY 12, 2010 REGULAR MEETING AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (*Action*)**

Moved by Councilmember Harvey, seconded by Councilmember Landman and passed unanimously, to approve the minutes of the May 12, 2010 Regular meetings as submitted.

ANNOUNCEMENTS

The Cotati Chamber of Commerce presents the Cotati Farmers Market, which starts June 3rd and will run every Thursday through September 16 from 4:30 to 7:30 p.m. in La Plaza Park.

The 30th Annual Cotati Jazz Festival & Antiques Show is set for Saturday, June 19th starting at 12 noon and continuing until 7:00 p.m. in La Plaza Park and other venues throughout Cotati. For more information, visit cotatijazz.com.

The Piano Project continues through Saturday June 19. Local non-profits, artists and youth have worked together to transform six old upright pianos into one-of-a-kind art pieces that are being displayed around Cotati. The pianos will be played during the Jazz Festival and auctioned off at the Piano Drop picnic on Sunday June 20 at Larsen's Feed & Pet Supply, which is located at the corner of Hwy 116 & Stony Point Road. The Piano Project is presented by the Cotati Arts Project and the Chamber of Commerce.

HONORARY MAYOR

Honorary Mayor Marissa Gilardi of Phoenix High School provided a report to Council.

NOT IN ATTENDANCE DUE TO A CONFLICT

PRESENTATION

SOLAR IMPLEMENTATION PLAN

Chris Cone, Solar Implementation Plan Coordinator with Solar Sonoma County, presented a report to the Council.

CITY MANAGER'S REPORT

City Manager Dianne Thompson reported the following:

- SSU student not in attendance due to transition and time with school ending.
- Mike Sandler with CLEAR ACT requested to take a photo of Council at the end of the conclusion of consent items.
- Update on the Regional Climate Protection activities. Damien gave updated information.

APPROVAL OF FINAL AGENDA Moved by Councilmember Harvey made a motion, seconded by Councilmember Landman and passed unanimously.

CITIZEN BUSINESS

George Barich addressed the Council on the following issues:

- The budget workshop that took place at the police department and comments the City Manager made suggesting Council take a 20% reduction in pay and benefits.
- Rancho Adobe Fire Protection District has been sending a member of their staff to the Council Meetings and the Council should recognize their representative.
- Suggested that the Council give up their paychecks and benefits as previously suggested.
- Requested consent items 2, 3 4 5, and 6 be pulled.

Joyce Garcia commented on the following:

- Expressed concern that Council didn't discuss necessities at the last budget study session.
- Commented on statements that Pat Gilardi and Mayor Coleman-Senghor made during the study session regarding grants.
- She asked Council when Ken Coleman's formal complaint was going to be agendized.
- She questioned why the mayor continues to refuse to face the flag or say the pledge of allegiance.

Mike Sandler thanked the City for their climate protection efforts and asked for Council support on the CLEAR Act Resolution on the consent calendar.

Sky Matula lives on Santero Way and expressed concern with the parking on that street. He is in favor of painting the curb red to make it safe, but only if the parking situation is resolved.

DIRECTION ON FUTURE AGENDA ITEMS

None.

CONSENT CALENDAR

Moved by Councilmember Gilardi, seconded by Councilmember Harvey and passed unanimously to pull item 4 from the consent calendar.

Moved by Councilmember Gilardi, seconded by Councilmember Harvey and passed unanimously to adopt items 3, 5 and 6 on the Consent Calendar.

2. AMENDMENT OF COTATI MUNICIPAL 17.34 (LANDSCAPING STANDARDS) TO INCORPORATE WATER EFFICIENT LANDSCAPING STANDARDS (Public Works/Engineering) (Action)

Ordinance No. 826 entitled: ORDINANCE OF THE COUNCIL OF THE CITY OF COTATI REPEALING AND REENACTING EXISTING COTATI CITY CODE CHAPTER 17.34 LANDSCAPING STANDARDS, AND AMENDING PORTIONS OF CHAPTER 17.90

DEFINITIONS AND THE TABLE OF CONTENTS OF THE CITY OF COTATI LAND USE CODE

It is recommended by staff that the Council adopt an ordinance repealing and reenacting Cotati City Code Chapter 17.34 Landscaping Standards, and amending portions of Chapter 17.90 Definitions and the Table of Contents of the City of Cotati Land Use Code.

3. DECLARE CITY PROPERTY SURPLUS AND DIRECT THAT IT BE DONATED (Administrative Services) (Action)

Motion declaring certain City computer equipment as surplus and direct that it be donated to the Computers & Education "Computer Recycling Center", a 501 (c)(3) nonprofit organization.

It is recommended that the City Council adopt a motion to declare certain City computer equipment as surplus and direct that it be donated to the Computers & Education "Computer Recycling Center", a 501 (c)(3) nonprofit organization.

4. DESIGNATE A 45 FOOT SECTION OF SANTERO WAY ON THE NORTHEAST SIDE OF THE STREET A NO PARKING AREA AND DIRECT STAFF TO COMPLETE THE APPROPRIATE STREET MARKINGS (Police) (Action)

Chief Stewart Presented this item.

Chief Stewart answered Council's questions.

Ms. Johnson, HOA and Board President confirmed that the HOA is in support of the red curb.

Discussion ensued on parking and restricted times for parking.

Councilmember Gilardi spoke to her experience on the Planning Commission and the intent for the parking in that area.

Mayor Coleman-Senghor opened the floor for public comment

George Barich commented on this item, expressing frustration that the development wasn't handled correctly by the planning department.

Sky Matula, Santero Way Resident and HOA Board Member agreed that the curb should be painted red but not until the parking issue is resolved.

Ms. Johnson stated that the red curb is necessary for safety reasons.

Citizen Comment Closed at 7:53 p.m.

Councilmember Gilardi commented on the vision of the project and the parking. She supports painting the curb red due to the safety issue.

Councilmember Harvey agreed with Councilmember Gilardi that safety is the utmost importance and requested that a reevaluation be done reviewing the parking that is closed at night.

Mayor Coleman-Senghor would like to recommend a study be done to examine the need to have the parking closed at night. He is in support of painting the curb red as proposed.

Moved by Councilmember Gilardi, seconded by Councilmember Landman and passed unanimously to approve item 4 of the Consent Calendar, recommending that the City Council adopt a motion to authorized that a 45 foot section of Santero Way on the northeast side of the street be designated a No Parking zone and that staff be directed to complete an evaluation for the appropriate street parking.

5. CLEAR ACT – SUPPORTING CARBON LIMITS AND ENERGY FOR AMERICA’S RENEWAL (S.2877) (City Manager) (Action)

Resolution No. 2010-22 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI IN SUPPORT OF THE CLEAR ACT AND ENCOURAGING THE CALIFORNIA AIR RESOURCES BOARD TO ENACT RULES FOR AB32 IMPLEMENTATION; and **motion** authorizing the Mayor to send a letter of support

It is recommended that the City Council: 1) adopt a resolution supporting the Carbon Limits and Energy for America’s Renewal (CLEAR) Act (S.2877) and urging the California Air Resources Board to enact rules for AB32 (Global Warming Solutions Act of 2006) that protect households by auctioning permits to fossil fuel importers and producers and returning the majority of revenues; and 2) adopt a motion authorizing the Mayor to send a letter of support.

6. ADOPTION OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE TWO AGREEMENTS WITH THE STATE BOARD OF EQUALIZATION FOR IMPLEMENTATION OF A LOCAL TRANSACTION AND USE TAX (Administrative Services) (Action)

Resolution No. 2010-23 entitled: A RESOLUTION OF THE CITY OF COTATI AUTHORIZING CITY MANAGER TO EXECUTE AGREEMENTS WITH THE STATE BOARD OF EQUALIZATION FOR IMPLEMENTATION OF A LOCAL TRANSACTIONS AND USE TAX

It is recommended that the City Council adopt a resolution authorizing the City Manager to execute the following two agreements with the State Board of Equalization for implementation of a local transaction and use tax: 1) Agreement for Preparation to Administer and Operate City’s Transactions and Use Tax Ordinance; and 2) Agreement for State Administration of City Transactions and Use Tax.

REGULAR AGENDA

7. APPROVAL FOR THE USE OF LA PLAZA PARK AND BANDSTAND ON SUNDAY JULY 11, 2010 TO FACILITATE A FREE CONCERT CALLED ROCK FOR NO ROCK SPONSORED BY ZONE MUSIC TO RAISE COMMUNITY AWARENESS OF THE ROBLAR ROAD QUARRY PROJECT AND CONSIDERATION OF REQUEST TO WAIVE PARK USE FEES (Police) (Action)

Chief Stewart presented the staff report. He stated that the request for a fee waiver has been withdrawn and the funds have been received.

Mayor Coleman-Senghor opened the floor to public comment.

Frank Hayhurst of Zone Music spoke about the event and invited the mayor to speak at the event.

George Barich requested an explanation of the fees for the park.

Mayor Coleman-Senghor closed the floor to public comment.

Discussion ensued about the event.

Mayor Coleman-Senghor thanked zone music and stated that he was pleased that they were moving forward with the event.

Chief Stewart explained the increase in the fees for the park usage.

Moved by Councilmember Gilardi, seconded by Councilmember Landman and passed unanimously to recommend that the City Council adopt a motion to authorize the use of La Plaza Park and Bandstand for a free concert sponsored by Zone Music on Sunday July 11, 2010 to bring community awareness to the Roblar Road Quarry project.

8. REVISION TO MAYORS' AND COUNCILMEMBERS' ASSOCIATION BY-LAWS (City Manager) (Action)

Dianne Thompson presented the staff report.

Mayor Coleman-Senghor opened the floor to public comment.

There being no one wishing to speak, Mayor Coleman-Senghor closed the public comment period.

Discussion ensued.

Moved by Councilmember Landman, seconded by Councilmember Harvey and passed unanimously to recommend that the Council adopt a motion to support revision to the Sonoma County Mayors' and Councilmembers' Association bylaws.

9. RECOMMENDATION FOR APPOINTMENT BY MAYORS' AND COUNCILMEMBERS' ASSOCIATION CITY SELECTION COMMITTEE TO LOCAL AGENCY FORMATION COMMISSION (LAFCO) (ALTERNATE POSITION) (City Manager) (Action)

Councilmember Landman presented the staff report.

Mayor Coleman-Senghor opened the floor to public comment.

George Barich commented about Councilmember Landman using City stationary for his letter.

There being no one else wishing to speak, Mayor Coleman-Senghor closed the public comment period.

Dianne Thompson explained the standard practice of Council using City stationary.

Discussion ensued regarding the LAFCO Alternate Position.

Councilmember Landman explained the responsibilities of this position

Moved by Councilmember Gilardi, seconded by Councilmember Harvey and passed unanimously to recommend that the Council adopt a motion to support Councilmember Mark Landman from those Sonoma County Councilmembers who have submitted letters of interest for appointment by the Mayors' and Councilmembers' Association City Selection Committee to Local Agency Formation Commission (LAFCO) (Alternate position).

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

Mayor Coleman-Senghor adjourned the Regular meeting and called to order the joint meeting at 8:12 p.m.

CONSENT CALENDAR

Moved by Councilmember Gilardi, seconded by Councilmember Harvey and passed unanimously to adopt item 10 on the Consent Calendar.

10. WARRANTS AND AUDITED CLAIMS (Administrative Services) (Action)

This motion receives and files warrants and audited claims for April 29th, 2010 – May 12th, 2010.

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

Mayor Coleman-Senghor adjourned the Joint meeting and called to order the Regular meeting at 8:13 p.m.

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

11. REQUEST FROM SONOMA COUNTY TRANSPORTATION AUTHORITY/REGIONAL CLIMATE PROTECTION AUTHORITY (SCTA/RPCA) FOR LETTER OF SUPPORT FOR SB730 (City Manager) (*Action*)

Dianne Thompson presented the staff report.

Mayor Coleman-Senghor opened the floor to public comment.

There being no one wishing to speak, Mayor Coleman-Senghor closed the public comment period.

Discussion ensued.

Moved by Councilmember Gilardi, seconded by Councilmember Harvey and passed unanimously to authorize the Mayor to sign a letter of support for SB730.

CITY COUNCIL REPORTS (*Discussion*)

Councilmember Landman attended the Russian River Watershed meeting and updated the Council on items that were discussed.

Dianne Thompson as requested by the Mayor spoke about the Cotati Intermodal facility project.

ADJOURNMENT

Mayor Coleman-Senghor adjourned the meeting at 8:23 p.m. to closed session.

Respectfully Submitted,

/s/ Keri Lee Pajon
Administrative Secretary