

# City of Cotati



**MINUTES  
REGULAR CITY COUNCIL MEETING AND  
JOINT MEETING OF THE CITY COUNCIL  
AND COTATI REDEVELOPMENT AGENCY BOARD OF DIRECTORS  
APRIL 9, 2008  
City Council Chambers, City Hall, 201 W. Sierra Avenue**

## **6:30 PM CLOSED SESSION**

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

Mayor Gilardi called the meeting to order at 6:30 p.m.

Councilmembers present: Fox, Guardino, Minnis, Orchard and Mayor Gilardi  
Staff present: Hayes, Rudnansky, Taylor, Thompson

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

CONFERENCE WITH LABOR NEGOTIATORS (Government Code § 54957.6)  
Agency designated representative: Dianne Thompson, City Manager  
Employee organization: Cotati Police Officers' Association, and the Cotati Police Officers' Management Association.

## **7:00 PM**

### **CALL TO ORDER**

Mayor Gilardi called the meeting to order at 7:06 p.m.

### **ROLL CALL**

Councilmembers present: Fox, Guardino, Minnis, Orchard and Mayor Gilardi  
Staff present: Hayes, Rudnansky, Taylor, Thompson

### **PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE**

Mayor Gilardi led the pledge of allegiance and called for a moment of silence.

#### **1. APPROVAL OF MINUTES OF MARCH 26, 2008 REGULAR MEETING AND NOTICE OF WAIVING OF READING OF ALL ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (*Action*)**

Moved by Councilmember Orchard, seconded by Councilmember Fox and passed unanimously to approve the minutes of the March 26, 2008 Regular meeting as modified (correction on page 7 under item 8 regarding Plastic Bag Manufacturers' Association and adding that the leash law update was directed to be scheduled on April 9, 2008) to waive the reading of all ordinances introduced and/or adopted under this agenda

## **APPROVAL OF FINAL AGENDA**

City Manager Thompson announced that item 6 (301 Valparaiso) has been postponed to April 23, 2008.

## **CITY MANAGER'S REPORT**

City Manager Dianne Thompson reported the following:

- The animal control (leash) law update will take place on April 23, 2008.
- The East Cotati Avenue overlay project is scheduled to begin next week.

## **CITIZEN BUSINESS**

This item was heard after the Honorary Mayor's report.

## **COUNCILMEMBER DIRECTION ON FUTURE AGENDA ITEMS (*Discussion*)**

Council directed that staff research and schedule for future discussion free wireless internet service from sonic.net for Cotati.

Council further directed that staff research adopting the Ahwahnee Principles for Resource-Efficient Communities', from the Local Government Commission and to schedule discussion of these and other sustainability resources on a future agenda.

## **ORAL AND WRITTEN COMMUNICATIONS**

### **ANNOUNCEMENTS**

The next Cotati Creek Critters' Community Planting Day is April 12 at 10:00 a.m. Meet at City well lot #2 on Lakewood Avenue. For additional details and events call 792-4422 or visit their website at [www.cotaticreekcritters.info](http://www.cotaticreekcritters.info).

The City of Cotati Recreation Dept is sponsoring a contest for children to design the 2008 t-shirt & poster for Kids' Day. Submit the finished picture by Friday April 25, 2008 to Cotati City Hall, 201 West Sierra Avenue in the City Manager's Office. This year's Kids' Day Parade and Festival is Saturday, July 12 with a theme of "Magical Kingdom of Kotati."

The City of Cotati Recreation Department will host their fifth free Pepsi MLB Pitch, Hit & Run competition on Sunday, April 20, 2008. It will be held at 11:30 AM at Helen Putnam Park on Myrtle Avenue. The competition is free and open to boys and girls ages 7-14, age is determined as of July 17, 2008. For more information on recreational events visit the city's website at [www.ci.cotati.ca.us](http://www.ci.cotati.ca.us)

## **SONOMA STATE UNIVERSITY REPRESENTATIVE REPORT**

Sonoma State University Student representative Jonathan T. White reported on activities and events at Sonoma State University.

## **STUDENT HONORARY MAYOR REPORT**

Honorary Mayor Alan Hernandez of Technology High discussed his background, introduced his family and Principal and responded to questions from the City Council.

## **CITIZEN BUSINESS**

Lillian Payne Vaughn of Cotati encouraged Council to fund dog parks, and suggested using \$2 of the \$15 dog license fee towards this fund. She described private fund raising efforts, requested that the Council schedule discussion of this proposal within the next month and asked that interested parties be kept informed of the funding efforts

Teresa Eaton of Cotati stated concerns regarding Redwood Empire Disposal's policy of not picking up cans if the lid isn't closed and the public not being notified of this policy. She requested that the city help find a non-profit buyer for the local mobile home park that is for sale in order to prevent it from being subdivided.

Lori Ann Barbour of Cotati discussed a program known as 'Transition Cotati' and announced a related event scheduled on April 11. She distributed a calendar of upcoming events.

George Barich of Cotati addressed the Council regarding live cable feeds and asked to do a video demonstration of live cable feeds. He indicated that the webcasting contract should be put out for request for proposals and discussed the dog park group and the Historical Society's tentatively proposed use of space at City Hall.

Mayor Gilardi clarified that the cable company could not provide live feed at the same time that the City Council meets.

Ann Rock of Cotati asked when the graffiti cross-walk would be removed from Page Street.

Dave Charlston of Cotati indicated that he had reported a leaking fire hydrant to both the City's Department of Public Works and the Rancho Adobe Fire District. He asked if the city could remove and replace the dry cypress trees in Delano Park, and asked that graffiti be removed from the fences that border Delano Park.

Adrienne Lauby discussed parking issues for the site of the proposed medical cannabis dispensary, the City's animal control (leash) law and the accessibility issues of pedestrian and bicycle plan.

Michelle Berman of Cotati discussed enforcement of the leash law and indicated her belief that the police are not enforcing the law for the problem dogs. She believes that the law should either be enforced or amended. She discussed the graffiti crosswalk on Page street and noted that perhaps a legitimate crosswalk should be placed in that location.

City Manager Thompson noted that the City would look into the trees, leaking hydrant and graffiti.

Assistant to the City Manager Marsha Sue Lustig explained that Redwood Empire Disposal is required to notify the City and residents of any changes to policy or practice and that staff would contact the company regarding citizens' concerns.

### **PRESENTATION BY THE CITY OF SANTA ROSA ON THE SUBREGIONAL WASTEWATER TREATMENT AND WATER RECYCLING SYSTEM**

Dan Carlson, Deputy Director of Operations with the City of Santa Rosa Utilities Department and Manager of the Laguna subregional wastewater facility, updated the Council on current operation, anticipated 2008-2009 budget and future issues and responded to questions from the Council.

### **CONSENT CALENDAR**

Councilmember Orchard indicated that she would abstain from voting on item 4 because her property was (mistakenly) placed on the list.

Mayor Gilardi opened the floor to public comment regarding items listed in the Consent Calendar to pull for discussion.

There being no one wishing to speak, Mayor Gilardi closed the public comment period.

**Moved** by Councilmember Fox, seconded by Councilmember Minnis and passed unanimously to approve items 2, 3 and 5 on the Consent Calendar as noted below.

**Moved** by Councilmember Fox, seconded by Councilmember Minnis and passed 4-0-1 (Councilmember Orchard abstaining) to approve item 4 on the Consent Calendar as noted below.

#### **2. REJECT CLAIM FOR DAMAGES AGAINST THE CITY OF COTATI—LUISA FURTADO (*Action*)**

Motion rejecting the claim of Luisa Furtado and directing staff to forward the claim to the Redwood Empire Municipal Insurance Fund (REMIF).

#### **3. ADOPTION OF AN ORDINANCE ADOPTING AMENDMENTS TO THE CALIFORNIA BUILDING AND FIRE CODES (*Action*)**

Ordinance Number 815 entitled: AN ORDINANCE OF THE COUNCIL OF THE CITY OF COTATI AMENDING CHAPTER 14.04 REPEALING TITLE 14 OF THE COTATI

MUNICIPAL CODE IN ITS ENTIRETY AND, ADDING A NEW TITLE 14 ADOPTING BY REFERENCE THE FOLLOWING CODES: 2007 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE, CALIFORNIA CODE OF REGULATIONS TITLE 24, PART 1 - 2007 CALIFORNIA ADMINISTRATIVE CODE; PART 2 - 2007 CALIFORNIA BUILDING CODE BASED ON THE 2006 INTERNATIONAL BUILDING CODE; PART 3 - 2007 CALIFORNIA ELECTRICAL CODE BASED ON THE 2005 NATIONAL ELECTRICAL CODE; PART 4 - 2007 CALIFORNIA MECHANICAL CODE BASED ON THE 2006 UNIFORM MECHANICAL CODE; PART 5 - 2007 CALIFORNIA PLUMBING CODE BASED ON THE 2006 UNIFORM PLUMBING CODE; PART 6 - 2007 CALIFORNIA ENERGY CODE; PART 9 - 2007 CALIFORNIA FIRE CODE, BASED ON THE 2006 EDITION OF THE INTERNATIONAL FIRE CODE; PART 10 - 2007 CALIFORNIA EXISTING BUILDING CODE BASED ON THE 2006 INTERNATIONAL EXISTING BUILDING CODE; PART 12 - 2007 CALIFORNIA REFERENCED STANDARDS CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE, 2006 EDITION; APPENDIX CHAPTERS 1 (ADMINISTRATION), J (GRADING) AMENDED BY DELETING J103.2 EXCEPTIONS 1 H (SIGNS) AND I (PATIO COVERS) OF THE CALIFORNIA BUILDING CODE; APPENDIX CHAPTER 1 (ADMINISTRATION) AND APPENDIX CHAPTER A (CODE STANDARD 6-2) OF THE CALIFORNIA MECHANICAL CODE; AND APPENDIX CHAPTER 1 (ADMINISTRATION) OF THE CALIFORNIA PLUMBING CODE AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL; THE 2006 EDITION OF THE UNIFORM SWIMMING POOL, SPA AND HOT TUB CODE, PUBLISHED BY THE INTERNATIONAL ASSOCIATION OF PLUMBING AND MECHANICAL OFFICIALS

**4. SETTING A DATE FOR A PUBLIC PROTEST HEARING FOR WEED ABATEMENT (*Action*)**

Resolution Number 08-08 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI DECLARING NOXIOUS WEEDS IN THE CITY OF COTATI TO BE A PUBLIC NUISANCE AND ORDERING THEIR ABATEMENT AND FURTHER DECLARING SUCH NUISANCE TO BE A SEASONAL AND RECURRENT NUISANCE SUBJECT TO ABATEMENT UNDER GOVERNMENT CODE SECTION 39562.1, AND SETTING DATE FOR PROTEST HEARING

**5. AUTHORIZING AN APPLICATION TO CALIFORNIA DEBT LIMIT ALLOCATION COMMITTEE FOR A BOND ALLOCATION TO PERMIT ISSUANCE OF QUALIFIED MORTGAGE CREDIT CERTIFICATES THROUGHOUT SONOMA COUNTY (*Action*)**

Resolution Number 08-09 entitled: RESOLUTION OF THE CITY OF COTATI AUTHORIZING THE SONOMA COUNTY COMMUNITY DEVELOPMENT COMMISSION'S APPLICATION TO THE CALIFORNIA DEBT LIMIT ALLOCATION COMMISSION TO PERMIT ISSUANCE OF QUALIFIED MORTGAGE CREDIT CERTIFICATES THROUGHOUT SONOMA COUNTY

## **PUBLIC HEARING**

**6. ADOPTION OF RESOLUTIONS APPROVING A MITIGATED NEGATIVE DECLARATION, TENTATIVE MAP AND DESIGN REVIEW FOR A TWO LOT SUBDIVISION FOR THE PROPERTY LOCATED AT 301 VALPARAISO AVENUE (Action)**

This item was continued to April 23, 2008.

## **REGULAR AGENDA**

**7. ADOPTION OF A RESOLUTION SUPPORTING EXTENDED PRODUCER RESPONSIBILITY (Action)**

Assistant to the City Manager Marsha Sue Lustig presented the staff report.

Mayor Gilardi opened the floor to public comment.

There being no one wishing to speak, Mayor Gilardi closed the public comment period.

**Moved** by Councilmember Orchard, seconded by Councilmember Minnis, and passed unanimously to adopt Resolution No. 08-10 entitled: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI SUPPORTING EXTENDED PRODUCER RESPONSIBILITY

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

Mayor Gilardi adjourned to the joint meeting at 8:17 p.m.

Members present: Fox, Guardino, Minnis, Orchard and Mayor Gilardi

Staff present: Hayes, Rudnansky, Taylor, Thompson

## **CONSENT CALENDAR**

Mayor/Chair Gilardi opened the floor to public comment regarding items listed in the Consent Calendar to pull for discussion.

There being no one wishing to speak, Mayor/Chair Gilardi closed the public comment period.

**Moved** by Member Minnis, seconded by Vice Chair/Mayor Guardino and passed unanimously to approve items 8 and 9 on the Consent Calendar as noted below.

**8. WARRANTS AND AUDITED CLAIMS (Action)**

Motion to receive and file Warrants and Audited Claims for March 14<sup>th</sup>, 2008 through March 26<sup>th</sup>, 2008.

**9. RESOLUTION APPOINTING CITY ATTORNEY AND APPROVING AND AUTHORIZING EXECUTION OF CITY ATTORNEY CONTRACT (Continued from March 26, 2008) (Action)**

Resolution No. 08-11 and CRA-199 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI APPOINTING CITY ATTORNEY, APPOINTING ASSISTANT CITY ATTORNEY AND AUTHORIZING CITY MANAGER TO EXECUTE AGREEMENT FOR LEGAL SERVICES

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

Mayor Gilardi adjourned the joint meeting at 8:19 p.m.

**CITY COUNCIL REPORTS AND COMMENTS (Discussion)**

Councilmembers reported on recent and upcoming activities, including reports from meetings attended at City expense.

**ADJOURNMENT**

Mayor Gilardi adjourned the meeting at 8:20 p.m. In memory of Michael Whitmore.

Respectfully submitted,

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Deputy City Clerk

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