

DRAFT

Subject to approval.



**MINUTES
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
SEPTEMBER 24, 2008
7:00 PM
City Council Chambers, City Hall, 201 W. Sierra Avenue**

7:00 PM (REGULAR SESSION)

CALL TO ORDER OF REGULAR CITY COUNCIL MEETING

Mayor Gilardi called the regular meeting to order at 7:00 p.m.

ROLL CALL

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

Staff present: Hayes, Lustig, 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 SEPTEMBER 10, 2008 REGULAR MEETING AND
NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND
ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA
(Action)**

Moved by Councilmember Orchard seconded by Councilmember Minnis and passed unanimously to approve the minutes of the September 10, 2008 regular meeting as presented.

APPROVAL OF FINAL AGENDA

No changes.

CITY MANAGER'S REPORT

None.

CITIZEN BUSINESS

Chris Diaz, president of the Cotati Police Officer Association invited the Council candidates to a candidates' night sponsored by the Cotati Police Officers' Association and the Cotati Police Management Association on October 14 at 5:30 p.m. in the Police Facility Community Room.

DRAFT

Subject to approval.

Eric Kirchmann of Cotati requested that Council issue a proclamation commending the organizers of the Accordion Festival.

Michelle Berman of Cotati announced that KRCB radio station was hosting a pledge drive and urged people to contribute.

Adrienne Lauby of Cotati requested items 3 and 7 be pulled from the Consent Calendar for discussion. She discussed current economic events and indicated opposition to using taxpayers' money to bail out the mortgage industry. She encouraged citizens to contact their representatives about the situation.

George Barich of Cotati requested that the Council reconsider his suggestion made at the September 10 Council meeting that citizen volunteers be utilized for representation on committees such as Solar Sonoma County.

Robert Coleman-Senghor of Cotati addressed the Council regarding resources at Sonoma State University. He encouraged Cotati to participate in the Sonoma State University Academic Senate. He suggested that the City explore new ways for businesses to pay fees

Linda Skoko announced that Patricia Waters would be teaching art at Charles Street Village tomorrow and at She recommended that a suggestion box for citizens' ideas about the City.

COUNCILMEMBER DIRECTION ON FUTURE AGENDA ITEMS (*Discussion*)

Councilmember Minnis requested that hiring practices of the City be placed on the agenda; she noted that she had requested this previously.

ORAL AND WRITTEN COMMUNICATIONS

ANNOUNCEMENTS

The October 8, 2008 City Council meeting has been cancelled; the next regular City Council meeting is scheduled for Wednesday, October 22, 2008.

The League of Women Voters and the Cotati Chamber of Commerce Cotati City will co-sponsor a City Council Candidates' Forum on Wednesday October 1 at 7:00 p.m. in the Cotati Room at the Ray Miller Community Center at 216 E. School Street, behind City Hall.

The Cotati Oktoberfest will take place on Saturday, September 27 from noon to 6:00 p.m. in La Plaza Park. This annual event is sponsored by the Cotati Chamber of Commerce. The cost is \$20 in advance or \$25 at entry for adults; \$10 for children 12 and under. Enjoy German food, music, singers, dancers, plus beer or root beer in a souvenir beer stein!

DRAFT

Subject to approval.

A Police Department K-9 Memorial Motorcycle Run and Family Fundraising event is scheduled for Sunday, September 28. For more information and to sign up go to www.ci.cotati.ca.us or call the Police Department at 792-4611.

The full Fall/Winter Recreation Schedule can be viewed on the city's website at www.ci.cotati.ca.us To request a paper copy please feel free to call the Recreation Department at 792-4600 ext. 669.

Councilmember Minnis announced that there is a position open in the Recreation Department.

DOG FOCUS GROUP UPDATE

City Manager Dianne Thompson provided an update on the efforts of the Dog Focus Group.

2. PROCLAMATIONS

Mayor Gilardi waived reading of the text and announced the following proclamations:

DECLARING SEPTEMBER 27, 2008 'RUSSIAN RIVER CLEANUP DAY'

DECLARING SEPTEMBER 2008 'WHO NAMED AMERICA YOUTH EDUCATION MONTH'

CONSENT CALENDAR

Items 3 and 7 were pulled from the Consent Calendar for discussion.

Councilmember Orchard recused herself from Item 5.

Moved by Councilmember Fox, seconded by Councilmember Minnis, and passed 4-0-1 (Councilmember Orchard abstaining) to approve item 5 on the Consent Calendar.

Moved by Councilmember Fox, seconded by Councilmember Orchard, and passed unanimously to approve items 4 and 6 on the Consent Calendar.

3. AUTHORIZATION OF THE WAIVER OF COMMUNITY DEVELOPMENT DEPARTMENT FEES ASSOCIATED WITH THE ISSUANCE OF A LIMITED TERM PERMIT FOR FUNDRAISER BENEFITING THE CITY OF COTATI. (Community Development-Planning) (Action)

City Manager Dianne Thompson presented the staff report.

Mayor Gilardi opened the floor to public comments.

Adrienne Lauby of Cotati expressed concern about insurance, notification of neighbors and waiving fees when the budget is tight.

DRAFT

Subject to approval.

George Barich of Cotati indicated agreement with Ms. Lauby regarding the budget and waiving fees. He asked the Council to consider whether waiving the fees are justified given the amount of money the K-9 fund has collected.

John Moore of Cotati spoke in support of waiving the fees.

Michelle Berman of Cotati expressed concern that money is being raised for a K-9 without Council direction. She indicated opposition to the waiving of fees.

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

Discussion ensued relative to insurance that is paid by the applicant and staff volunteering to review the permit. Council concurred in support.

Moved by Councilmember Orchard, seconded by Councilmember Minnis, and passed unanimously to waive fees in the amount of \$1,205.00 required by the Community Development Department for the review and issuance of a Limited Term Permit benefiting the City of Cotati.

4. APPROVAL OF AMENDMENT TO CONTRACT FOR CITYWIDE LANDSCAPE MAINTENANCE WITH TRUGREEN LANDCARE (Public Works/Engineering) (Action)

Motion approving amendment dated September 30, 2008 for a city-wide Landscape Maintenance contract with TruGreen Landcare and authorizes the City Manager to execute the Amendment.

5. APPROVAL OF A ONE-YEAR EXTENSION OF THE LASKER KNOLLS TENTATIVE MAP, USE PERMIT AND DESIGN REVIEW APPROVALS ALLOWING A 6-LOT SUBDIVISION ON THE PROPERTY LOCATED AT 65 LASKER LANE. (P/A #28/03; APN 144-470-007) (Community Development-Planning) (Action)

Motion approving the request to extend the Lasker Knolls Tentative Map, Use Permit and Design Review approvals for a period of two years to expire November 21, 2010.

6. AUTHORIZATION OF THE WAIVER OF COMMUNITY DEVELOPMENT DEPARTMENT FEES ASSOCIATED WITH THE CONSTRUCTION OF A FENCE ALONG THE REAR OF DWELLINGS 004 THROUGH 007 OF THE ALTMAN ACRES SUBDIVISION (Community Development-Planning) (Action)

Motion waiving fees in the amount of \$2,871.70 required by the Community Development Department for the review and construction of a fence along the rear of dwellings 004 through 007 of the Altman Acres Subdivision.

DRAFT

Subject to approval.

7. APPROVAL OF A RESOLUTION DIRECTING STAFF TO APPLY FOR A FOCUS PRIORITY DEVELOPMENT AREA DESIGNATION FOR THE DOWNTOWN SPECIFIC PLAN AREA (City Manager's Office) (Action)

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

Mayor Gilardi opened the public comment period.

Adrienne Lauby of Cotati spoke in support of the proposal and requested additional updates of the Downtown Specific Plan status.

Robert Coleman-Senghor of Cotati asked that a discussion take place about how this grant affects the Downtown Specific Plan.

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

Ms. Lustig responded to questions, noting that the Priority Development Area designation would position the City to apply for grants. The designation is dependent upon the adoption of the Downtown Specific Plan.

Council concurred in support. Mayor Gilardi requested an update regarding the status of the Downtown Specific Plan.

Moved by Vice Mayor Guardino, seconded by Councilmember Fox and passed unanimously to adopt Resolution No. 08-69 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI APPROVING AN APPLICATION FOR A PRIORITY DEVELOPMENT AREA DESIGNATION FOR THE DOWNTOWN SPECIFIC PLAN AREA UNDER THE FOCUS PROGRAM

REGULAR AGENDA

8. APPROVAL OF DEMONSTRATION GARDEN PROJECT PHASE I (City Manager's Office) (Action)

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

Representatives of Sustainable Living Designs presented a summary of the design plans.

Mayor Gilardi opened the public comment period.

Adrienne Lauby of Cotati asked why there is no composting and whether the garden information be available on the website.

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

Ms. Lustig responded that the demonstration garden information would be on the website. The existing lawn would be composted. Composting won't be a feature at this site, although it featured at future demonstration garden sites.

DRAFT

Subject to approval.

Moved by Councilmember Orchard, seconded by Vice Mayor Guardino, and passed unanimously to approve the Demonstration Garden Project Phase I.

9. LETTERS OF INTEREST FOR APPOINTMENT TO MAYORS' AND COUNCILMEMBERS' ASSOCIATION COMMITTEE: ASSOCIATION OF BAY AREA GOVERNMENTS (ABAG) REGIONAL PLANNING COMMITTEE (City Manager) (Action)

Mayor Gilardi announced that a letter of interest had been received from Santa Rosa Councilmember Veronica Jacobi.

City Manager Dianne Thompson presented the staff report.

Mayor Gilardi opened the public comment period.

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

Council concurred to support Veronica Jacobi.

Moved by Councilmember Fox seconded by Councilmember Orchard, and passed unanimously to support its choice from those Sonoma County Councilmembers who have submitted letters of interest in appointment to Association Of Bay Area Governments (ABAG) Regional Planning Committee.

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

Mayor Gilardi adjourned the regular meeting and called the joint meeting to order at 8:08 p.m.

CONSENT CALENDAR

Moved by Councilmember Orchard, seconded by Councilmember Minnis and passed unanimously to approve items 10 and 11 on the Consent Calendar.

10. WARRANTS AND AUDITED CLAIMS FOR AUGUST 28TH, 2008 – SEPTEMBER 9TH, 2008 (Administrative Services) (Action)

Motion to receive and file warrants and audited claims for August 28th, 2008 – September 9th, 2008.

11. RECEIVE AND FILE CITY INVESTMENT REPORT FOR QUARTER ENDING JUNE 30, 2008 (Administrative Services) (Action)

Motion to receive and file the City Investment Report for quarter ending June 30, 2008.

DRAFT

Subject to approval.

PUBLIC HEARING

12. ADOPTION OF ORDINANCE NO. 816 SUPERSEDING ORDINANCES NO. 575, NO. 584 AND NO. 602 AMENDING THE CITY OF COTATI MUNICIPAL CODE AND ESTABLISHING A CITY PURCHASING PROCEDURE AND AN ALTERNATE PROCEDURE FOR PUBLIC PROJECTS AND ADOPTING BY REFERENCE CERTAIN PORTIONS OF THE CALIFORNIA PUBLIC CONTRACT CODE (Administrative Services) (Action)

Director of Administrative Services Jone Hayes presented the staff report.

Mayor Gilardi opened the public hearing.

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

Discussion ensued relative to a suggestion by Councilmember Minnis to add a clause to the policy to effect that the contractor will not give the same goods or services at a lower price to anyone else as a low-price guarantee.

City Attorney Rich Rudnansky responded, noting that such a clause could be reviewed for incorporation into individual contracts.

Council concurred in support for the item and City Attorney Rudnansky's suggestion to review the low-price guarantee for individual contracts.

Moved by Councilmember Orchard, seconded by Councilmember Minnis, and passed unanimously to adopt Ordinance No. 816 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COTATI, SUPERSEDING ORDINANCE NOs. 575, NO. 584 AND NO. 602, AMENDING THE CITY OF COTATI MUNICIPAL CODE ESTABLISHING A CITY PURCHASING PROCEDURE AND AN ALTERNATIVE PROCEDURE FOR PUBLIC PROJECTS

REGULAR AGENDA

13. ADOPTION OF A RESOLUTION ESTABLISHING A CITY PURCHASING POLICY (Administrative Services) (Action)

Director of Administrative Services Jone Hayes presented the staff report.

Mayor Gilardi opened the public hearing.

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

Moved by Vice Mayor Guardino, seconded by Councilmember Orchard and passed unanimously to adopt Resolution No. 08-70 and CRA-207 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI, ESTABLISHING A PURCHASING POLICY

DRAFT

Subject to approval.

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

Mayor Gilardi adjourned the joint meeting and reconvened the regular meeting at 8:22 p.m.

CITY COUNCIL REPORTS AND COMMENTS

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

ADJOURNMENT OF REGULAR CITY COUNCIL MEETING

Mayor Gilardi adjourned the regular meeting at 8:23 p.m.

Respectfully submitted,

Deputy City Clerk