



MINUTES
REGULAR CITY COUNCIL MEETING, JOINT MEETING OF THE CITY COUNCIL
AND THE BOARD OF DIRECTORS OF THE
COTATI COMMUNITY REDEVELOPMENT AGENCY
WEDNESDAY MAY 11, 2011
7:00 PM REGULAR SESSION
City Council Chambers, City Hall, 201 W. Sierra Avenue

7:00 PM REGULAR SESSION

CALL TO ORDER OF REGULAR CITY COUNCIL MEETING

Mayor Orchard called the Regular session to order at 7:01 p.m.

REPORT OUT OF CLOSED SESSION

None (no closed session).

ROLL CALL

All Councilmembers present: Gilardi, and Landman, Vice Mayor Harvey and Mayor Orchard.

Staff present: Director of Administrative Services Jone Hayes, Assistant to the City Manager/Acting Community Development Director Marsha Sue Lustig, City Engineer/Director of Public Works Damien O'Bid, Police Chief Michael Parish, City Attorney Rich Rudnansky, Deputy City Clerk Tamara Taylor and City Manager Dianne Thompson.

PLEDGE OF ALLEGIANCE

1. APPROVAL OF MINUTES OF APRIL 27, 2011 REGULAR AND SPECIAL MEETINGS AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (Action)

Moved by Councilmember Gilardi, seconded by Vice Mayor Susan Harvey and passed unanimously to approve the minutes of the April 27, 2011 Regular and Special meeting minutes as presented and to waive reading of all resolutions and ordinances introduced and/or adopted under this agenda.

ANNOUNCEMENTS

The Cotati Historical Society Museum is open regularly on Saturdays from 1:00 – 4:00 p.m. and the 2nd Wednesday of each month from 5:30-8:30 p.m.

The Cotati Farmers Market, sponsored by the Cotati Chamber of Commerce, begins on Thursday June 2 and runs from 4:30 to 7:30 every Thursday afternoon from through September 15 in La Plaza Park. For additional information call 707-795-5508.

The 31st Annual Cotati Jazz Festival will take place on Saturday June 18, 2011, starting at 12:00 noon in La Plaza Park. For details see cotatijazz.com on the web or call 707-795-5508.

Applications are now being accepted for appointment to the City Council. The appointee would fulfill the remainder of the term ending in November 2012. A person is eligible for appointment to the City Council provided s/he is a United States citizen, 18 years of age or older, and a registered voter of the City of Cotati. Completed applications must be filed before 5:30 p.m. Thursday, May 12, 2011 and may be obtained from the City's website at ci.cotati.ca.us or picked up in the City Manager's office at City Hall during regular City business hours. For questions contact the Deputy City Clerk at 707-665-3622.

PROCLAMATIONS

DECLARING MAY, 2011 AS CALIFORNIA BUILDING SAFETY MONTH

Mayor Orchard announced that this proclamation would be delivered to the recipients.

RECOGNIZING THE MONTH OF MAY AS BIKE MONTH AND DECLARING MAY 12, 2011 BIKE TO WORK DAY

Sandra Lupien, Development & Outreach Director for the Sonoma County Bicycle Coalition accepted the proclamation.

DECLARING THE WEEKEND OF MAY 14-15, 2011 350 HOME AND GARDEN CHALLENGE WEEKEND IN THE CITY OF COTATI

Judith Newton and Kathryn Walker received the proclamation on behalf of iGROW.

HONORARY MAYOR

Nathaniel Carreon of Technology High School provided a verbal report to the Council.

PRESENTATION

David Rabbitt, Sonoma County Supervisor 2nd District presented a report to the Council.

Mayor Orchard recessed the meeting at 7:52 p.m. for Mr. Rabbitt's reception.

RECEPTION

A reception was held for Supervisor Rabbitt.

Mayor Orchard reconvened the meeting at 8:17 p.m.

CITY MANAGER'S REPORT

City Manager Dianne Thompson provided an update on the City Hall/Community Center men's restrooms remodeling project, the CALED Leadership Forum that was held on April 20, 2011, and economic development activities.

APPROVAL OF FINAL AGENDA

No changes.

CITIZEN BUSINESS

George Barich read and submitted an ethics complaint against Mayor Orchard.

Greg Karraker addressed the Council regarding Citizen Business and ethics complaints.

Earl Joslin requested that the Council recognize President Obama for bringing justice to Osama bin Laden and encouraged people to welcome the troops when they come home.

DIRECTION ON FUTURE AGENDA ITEMS

Council concurred to add selection of a subcommittee that would meet with the Cotati-Rohnert Park School District to an upcoming agenda.

CONSENT CALENDAR

Mayor Orchard opened the floor to public comment.

George Barich requested that the Council pull item no. 2 for discussion and noted his concerns regarding the proposal's financial impacts to the City.

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

Moved by Councilmember Landman, seconded by Councilmember Gilardi, and passed unanimously to approve item 2 on the consent calendar.

2. ADOPTION OF A RESOLUTION APPROVING FIVE CHAMBER OF COMMERCE EVENTS IN 2011 (Community Development-Planning) (Action)

Resolution No. 2011-18 entitled: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI APPROVING THE FIVE CHAMBER OF COMMERCE EVENTS IN 2011, KNOWN AS THE FARMERS MARKET, JAZZ FESTIVAL, KIDS DAY FESTIVAL AND PARADE, OKTOBERFEST, AND ELEGANT EVENING; AUTHORIZING THE TEMPORARY CLOSURE OF CERTAIN STREETS; AUTHORIZING THE USE OF AMPLIFIED LIVE ENTERTAINMENT AND THE SALES OF ALCOHOLIC BEVERAGES IN LA PLAZA PARK; AND WAIVING ALL FEES AND SUBSIDIZING STAFF TIME COSTS TO FACILITATE THESE EVENTS

REGULAR AGENDA

3. APPROPRIATION OF FUNDS AND AUTHORIZATION TO EXECUTE THE LAGUNA BYPASS SEWER – PHASE 1 DESIGN AGREEMENT (Engineering/Public Works) (Action)

City Engineer/Director of Public Works Damien O’Bid presented the staff report.

Mayor Orchard opened the floor to public comment.

The following individuals spoke regarding this item:

Neil Hancock generally supported; noted the lack of availability of the 2010 draft sewer master plan and expressed concern that the proposal is different from the one listed in the 2002 Sanitary Sewer Master Plan.

Dean Barberio generally supported; asked for clarification of the proposal.

George Barich requested that the Arthur Street roadblock be removed to increase connectivity.

Jenny Blaker summarized the history of the closure of Arthur Street and indicated that the term ‘connectivity’ refers to pedestrian access.

Linell Hardy summarized the history of the closure of Arthur Street.

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

Mr. O’Bid responded to questions about surcharging of sewer pipes, the history of Cotati’s sewer system, monitoring of the sewer system, reference of the project in the past and current Sewer Master Plans, and impacts to property owners along the line.

Discussion ensued with the Council concurring in support for the proposal.

Mr. O’Bid noted that ‘2004’ in the 2nd whereas of the resolution needs to be changed to ‘2002’.

Moved by Councilmember Gilardi, seconded by Vice Mayor Susan Harvey and passed unanimously to adopt Resolution No. 2011-19 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI MAKING AN ADDITIONAL APPROPRIATION OF FUNDS NOT TO EXCEED \$93,100 FROM THE SEWER OPERATING AND CAPITAL FUNDS, with the editorial change in the 2nd whereas (2004 changed to 2002).

4. APPROVAL OF PHASE 2 OF THE SCULPTURE PROJECT (Community Development-Planning) (Action)

Assistant to the City Manager/Acting Community Development Director Marsha Sue Lustig presented the staff report and introduced Andre Morrow of the Cotati Arts Project.

Mr. Morrow introduced Wyatt Amend, Gregory Roberts and Halle Siepman, and summarized the Cotati Arts Project (CAP) and the sculpture project. He noted that CAP will be working with an environmentally friendly cement company for the base and described the color base chosen for one of the pieces.

Mr. Roberts, chair of Art History Art History Department at Sonoma State University, described how art teacher Jan Nunn has worked with the student artists.

Student artists Halle Siepman and Wyatt Amend thanked the Council.

Council members commended the artists.

Mayor Orchard opened the floor to public comment.

George Barich expressed opposition to the sculpture project; he asked why art wasn't proposed for private property and noted concern for the City's liability.

Neil Hancock expressed support for the sculpture project and described some private property that the Design Review Committee and identified as a potential location for art.

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

Ms. Lustig responded to questions from the Council regarding staff time used for this project and liability concerns.

Discussion ensued relative to the color of the base for the sculpture entitled 'Tilted', with Council members expressing concern about issues arising from changing the base color based on the artwork, and the availability of environmentally friendly colored concrete. Council agreed to move forward with the project with the stipulation that staff review and approve the base color for 'Tilted' taking into account future artwork and environmental impact. The Council commended the Cotati Arts Project and concurred in support for the proposal.

Moved by Councilmember Landman, seconded by Vice Mayor Susan Harvey and passed unanimously to adopt Resolution No. 2011-20 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI APPROVING PLACMENT OF THREE TEMPORARY SCULPTURES, ONE PERMANENT SCULPTURE AND ONE PERMANENT BASE AT VARIOUS PUBLIC LOCATIONS (THE SCULPTURE PROJECT PHASE 2) and to

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

Mayor Orchard adjourned the Regular meeting and called to order the Regular joint meeting at 9:30 p.m.

CONSENT CALENDAR (JOINT MEETING)

Moved by Vice Mayor Harvey, seconded by Councilmember Gilardi and passed unanimously to approve item 8 on the joint consent calendar.

5. WARRANTS AND AUDITED CLAIMS April 14th, 2011 – April 27, 2011 (Administrative Services) (Action)

This motion receives and files warrants and audited claims for April 14th, 2011 – April 27, 2011.

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

Mayor Orchard adjourned the joint meeting and reconvened the Regular meeting at 9:31 p.m.

CORRESPONDENCE AND PENDING LEGISLATION (Action)

6. LETTER TO STATE SENATOR JOE SIMITIAN EXPRESSING OPPOSITION TO SB 34 WATER RESOURCES INVESTMENT ACT OF 2011

City Manager Thompson noted that this item was brought forward by Councilmember Landman.

City Engineer/Director of Public Works Damien O'Bid summarized SB 34.

Councilmember Landman expressed opposition to SB 34 and urged the Council to authorize the Mayor to write a letter in opposition to the bill. He noted that the Water Advisory Committee (WAC) also opposes the bill.

Mr. O'Bid responded to questions, noting that an analysis had not yet been done regarding the bill's potential impact to Cotati.

Discussion ensued, with the Council directing staff to draft a letter in opposition to SB 34 that related to the bill's impact to Cotati.

CITY COUNCIL REPORTS (Discussion)

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

ADJOURNMENT

Mayor Orchard adjourned the meeting at 9:50 p.m.

Respectfully submitted,

/s/Tamara Taylor, Deputy City Clerk