



**SPECIAL AND REGULAR MEETINGS OF THE
SONOMA CITY COUNCIL
&
CONCURRENT SPECIAL MEETING OF
SONOMA CITY COUNCIL AS THE SUCCESSOR
AGENCY TO THE DISSOLVED SONOMA
COMMUNITY DEVELOPMENT AGENCY**

City Council
Joanne Sanders, Mayor
Ken Brown, Mayor Pro Tem
Steve Barbose
Laurie Gallian
Tom Rouse

**February 6, 2012
5:30 P.M.**

5:30 – 6:00 P.M. – SPECIAL JOINT MEETING WITH THE SONOMA VALLEY HEALTH CARE DISTRICT

A joint meeting of the Sonoma City Council and the Sonoma Valley Health Care District held in the Emergency Operations Center, 177 First Street West, Sonoma CA 95476. Present were Mayor Sanders and Councilmembers Brown, Barbose, Gallian and Rouse; Chair Peter Hohurst and Boardmembers Nevins, Carruth, Boerum, and Agrimonti. Also present: City Manager Kelly and City Clerk Johann; Chief Executive Officer Mather.

a. Hospital updates Council on Vision and Master Facility Plan

Mayor Sanders called the meeting to order. Chair Hohurst described the \$30 million plan for refurbishing the 83-bed hospital to make it seismically safe before the state-mandated deadline of March 2013. He said the plans call for an approximately 9,000-square-foot, two story, stone and stucco addition to the west wing of the existing hospital, just north of the current main entrance and within the on-site parking area. The addition will house a new surgical unit, a triage station and a new emergency department all of which will make the hospital seismically sound while enabling staff to better treat its existing patient base. Hohurst added the project would assist in recruiting new doctors to the area.

The public comment period was opened and closed with none received.

b. Hospital updates Council on Operations and need for Parcel Tax

Mr. Hohurst reported that they were conducting an all-mail ballot election asking the voters to extend a \$195 parcel tax to cover operating costs; the third time the hospital had sought public assistance in a decade. He said the five-year extension was necessary for the hospital to stay afloat with the funds going toward salaries, operating expenses and billing costs.

Mayor Sanders invited comments from the public. Joanne Hurley stated that as a widow, she would not support the proposed parcel tax. She stated that she paid \$600 a year for her three small lots which was more than a small winery would have to pay. She asked the Board to come up with an alternate plan to raise the needed funds.

Mayor Sanders inquired what would happen if the parcel tax was not approved by the voters. Hohurst responded that if it was a close election, they would place it back on the June ballot. Ms. Mather added that they would be required to reduce services.

c. Current services for Senior Citizens including potential opportunities for partnering

Ms. Mather reported they had launched a program with emphasis on healthcare for seniors and were planning a new "Active Aging" series of classes on balance, mental acuity, nutrition and home safety. They were finalizing plans for a new Medically Oriented Gym for seniors and staff members, which would work in tandem with their cardio-rehab service. They have been visiting and listening to the needs of local retirement communities, and have been sending out doctors and others to speak with seniors.

Clm. Brown asked if the hospital would be interested in partnering for a community swimming pool. Mayor Sanders added that pools were frequently used for therapy. Clm. Gallian suggested a wellness program and increased outreach to the community in relation to health and nutrition.

Mayor Sanders thanked the hospital for agreeing to be a medicine disposal site and commented that more work needed to be done to provide for disposal of controlled substances.

The public comment period was opened and closed with none received.

STUDY SESSION, CONTINUED:

d. Comments from Councilmembers and Board Members

Cm. Brown inquired how it was going with their providing treatment for Napa State Hospital patients. Ms. Mather stated that they treat about twenty-seven patients a month and have had no violence-related issues. Cm. Gallian stated that the hospital could expand its cafeteria's services to the public and possibly to the schools. Ms. Mather pointed out that they scored 100% in quality measures and 86.5% in patient satisfaction.

The public comment period was opened and closed with none received. The meeting was adjourned at 6:25 p.m.

6:00 P.M. – CONCURRENT REGULAR MEETING OF SONOMA CITY COUNCIL AND SPECIAL MEETING OF THE SONOMA CITY COUNCIL AS SUCCESSOR AGENCY TO THE DISSOLVED SONOMA COMMUNITY DEVELOPMENT AGENCY

Concurrent meetings held in the Community Meeting Room, 175 First Street West, Sonoma CA.

OPENING

Mayor Sanders called the meeting to order at 6:30 p.m. A. J., Helen and Anne Riebli-Appleman led the pledge of allegiance.

PRESENT: Mayor Sanders and Councilmembers Barbose, Brown, Gallian, and Rouse
ABSENT: None

ALSO PRESENT: City Manager Kelly, City Clerk Johann, City Attorney Walter and Planning Director Goodison.

1. COMMENTS FROM THE PUBLIC

Herb Golenpaul suggested that the City be the first to declare a moratorium on spending.

Deirdre Sheerin, invited everyone to an open community forum regarding the Sweetwater Spectrum development to be held February 8, 2012.

2. COUNCILMEMBERS' COMMENTS AND ANNOUNCEMENTS

Item 2A: Councilmembers' Comments and Announcements

Cm. Brown requested that the issue of water conservation be on a future agenda. He dedicated the meeting in the memory of Anna Mae 'Penny' Stallings and Jack Kellner.

Cm. Barbose reported attendance at a presentation regarding the Sonoma Gran Fondo bicycle event scheduled to take place May 12, 2012. He said they anticipate up to two thousand attendees.

Cm. Gallian stated she would participate in the Junior Gran Fondo and reported attendance at the Grange Breakfast, Relay for Life Kickoff, and an event at which Assemblymember Michael Allen spoke.

Mayor Sanders announced a vacancy on the Countywide Bicycle and Pedestrian Committee and complimented Police Chief Sackett for getting the word out quickly to residents regarding the recent attempted kidnapping.

3. CITY MANAGER COMMENTS AND ANNOUNCEMENTS INCLUDING ANNOUNCEMENTS FROM SUCCESSOR AGENCY STAFF

City Manager Kelly announced that the Council's next regular meeting would be February 22, a Wednesday, due to the President's day holiday. The meeting would begin with a Pension study session scheduled from five to seven and the regular meeting would begin at seven. Staff was planning a mid-year budget review and a review of budget and revenue options in the new post redevelopment property tax scheme. City Manager Kelly announced that in accordance with the new law, staff had set up a Successor Agency webpage which was linked on the City's homepage.

4. PRESENTATIONS

Item 4A: Recognition of Anne Appleman’s service on the Design Review Commission

Mayor Sanders thanked Anne Appleman for her service on the Design Review Commission and presented her a certificate of appreciation.

Item 4B: Recognition of Sarah Summers’ service on the Community Services and Environment Commission

Mayor Sanders stated that Sarah Summers, a Sonoma Valley High School student, was to be commended for her service on the Community Service and Environment Commission. Noting that Ms. Summers was not present, Mayor Sanders asked the City Clerk to forward the certificate of appreciation to her.

Item 4C: Presentation by Sonoma Valley Dog Owners and Guardians (SVDOG) regarding recommendations for changes to dog policies and practices

Bob Edwards, SVDOG, stated that at the suggestion of the City Council, they and Pets Lifeline held a public meeting to gather ideas from interested members of the public relating to the City’s dog policies and practices. Their broad objectives included creation of effective, efficient, fair and humane procedures for reporting, investigating and responding to specific concerns and complaints about dogs which may present a danger to public safety; promotion of canine health, safety and well-being by expanding affordable volunteer spay/neuter programs; and making the City of Sonoma more dog friendly by improving opportunities for canine socialization and exercise.

Nancy King announced various programs offered by Pets Lifeline and stated the group recommended exploration of the City contracting with Pets Lifeline to perform the dog licensing function. She said this would reduce the City’s costs and provide additional income for Pets Lifeline to promote its voluntary low-cost spay neuter programs. They also recommended making dog license applications available at veterinarian and other dog-related businesses; offering life time licenses at a higher fee; declaring a one-time license amnesty program; waiving the first year initial license fee for intact dogs if owner agrees to spay/neuter; providing online licensing and registration; and where permitted by State law, increasing fines for licensing and other dog-related violations.

Ellen Brantley spoke in support of the proposals made by Mr. Edwards and the importance of dog socialization.

Bob Edwards concluded his comments by asking the Council to consider adoption of an ordinance similar to Healdsburg’s; to label the City as a “No-Kill” City, and to raise the allowable number of dogs to four. He said his group would be willing to assist with implementation of any of the proposals.

Clm. Barbose thanked SVDOG and Pets Lifeline for putting together the proposal and stated he would like the Council to consider adopting an ordinance similar to Healdsburg’s. He said he would also like to hear from Chief Sackett at some time in the future on whether any of the proposals for outsourcing would save the City money.

Clm. Gallian asked what “no-kill City” meant. Mr. Edwards stated it was a public relations thing and noted the City did not put down many dogs.

Police Chief Sackett thanked the group for bringing forth the ideas with a reasonable approach. He explained the City’s practice in dealing with strays and stated that animals were rarely put down.

5. CONSENT CALENDAR/AGENDA ORDER – CITY COUNCIL

Item 5A: Waive Further reading and Authorize Introduction and/or Adoption of Ordinances by Title Only.

Item 5B: Approval of the Minutes of the November 7, 2011, December 19, 2011 and the January 18, 2012 City Council / CDA Meetings. (Dec. 19 minutes removed for separate consideration, see below)

5. CONSENT CALENDAR/AGENDA ORDER – CITY COUNCIL, Continued

Item 5C: Ratification Action of City Council from January 18, 2012 by approving the Resolution for a Refuse Rate Increase and Related Program Elements. (Removed from consent, see below)

Item 5D: Approval of application by Destination Races for temporary use of City streets for the Napa to Sonoma Wine Country Half Marathon on Sunday, July 15, 2012.

Item 5E: Adoption of an ordinance to regulate the placement, appearance, number, size and servicing of newsracks on the public rights-of-way.

Item 5F: Adoption of a resolution of the City Council of the City of Sonoma and the City Council as Successor Agency establishing the regular meetings of the City Council for the 2012 calendar year. (Removed from consent, see below)

Clm. Barbose removed the December 19, 2011 minutes from 5B. Herb Golenpaul removed 5C. City Manager Kelly removed 5F. It was moved by Clm. Rouse, seconded by Clm. Gallian, to approve the items remaining on the Consent Calendar. The motion carried unanimously.

Item 5B: Approval of the December 19, 2011 Minutes

Clm. Barbose presented proposed revisions to the December 19, 2011 minutes. Clm. Gallian stated she would like it added that the City Council decided that the representatives for the Sonoma Valley Fire and Rescue Authority Oversight Committee would be the Mayor and Mayor Pro Tem. There were no comments by the public. It was moved by Clm. Barbose, seconded by Clm. Brown, to approve the minutes as amended. The motion carried unanimously

Item 5C: Ratification Action of City Council from January 18, 2012 by approving the Resolution for a Refuse Rate Increase and Related Program Elements.

Herb Golenpaul stated that he called the garbage company and was told that the residential rates were the same as the commercial. Clm. Barbose responded they were not the same and there must have been some miscommunication. Attorney Walter stated that the rate structure provided in the agenda packet did not look complete and he recommended the item be carried over so that it could be clarified.

Item 5F: Adoption of a resolution of the City Council of the City of Sonoma and the City Council as Successor Agency establishing the regular meetings of the City Council for the 2012 calendar year.

City Manager Kelly reported one change to the meeting calendar to clarify that the February 22, 2012 meeting would begin at 7:00 p.m. She said this would apply to the Successor Agency meeting calendar too. It was moved by Clm. Gallian, seconded by Clm. Rouse, to approve adopt the resolution as amended. The motion carried unanimously. (Res. No. 09-2012)

6. CONSENT CALENDAR/AGENDA ORDER – CITY COUNCIL AS SUCCESSOR AGENCY

Item 6A: Approval of the Minutes of the November 7, 2011, December 19, 2011 and the January 18, 2012 City Council / CDA Meetings.

Item 6B: Adoption of a resolution of the City Council of the City of Sonoma and the City Council as Successor Agency establishing the regular meetings of the City Council for the 2012 calendar year.

Clm. Gallian removed both items for separate discussion. She moved, and Clm. Brown seconded, to approve Item 6A as amended in Item 5B above. The motion carried unanimously.

It was moved by Clm. Gallian, seconded by Clm. Barbose, to approve Item 6B with the same amendment as 5F above. The motion carried unanimously.

7. PUBLIC HEARING

Item 7A: Continued discussion, consideration and possible introduction of amendments to the Sonoma Municipal Code establishing new and modified regulations addressing live music performances and special events.

Planning Director Goodison reported that the draft ordinance had been revised to address Council's concerns expressed at the November 7, 2011 meeting which were: 1) The Council felt there should be greater certainty with respect to the issuance of a music license for a successor business; and 2) The second finding associated with the revocation of a Music Venue License was too open-ended. He reported that in consultation with the City Attorney, revisions were developed to address the concerns, which were subsequently reviewed and approved by the Planning Commission.

Clm. Barbose suggested that section 5.34.090A be reworded as follows. *"There was no pattern of substantiated violations associated with the Music Venue as operated by the predecessor business, operator, and/or licensee; and"*

Clm. Barbose asked where for-profit wedding venues fit in. Goodison responded that to be an ongoing operation it would need a use permit and the facility would have to be located within a commercial or mixed use zoning district with a large lot size. He read a portion of the applicable section 19.54.030, Temporary Use Permits, Section B5: *"Special Events. The rental or other use of property by third parties for weddings, receptions, private parties, music performances, and similar events may be approved in any zoning district provided that they do not continue for more than one day and do not occur more often than two times per year."*

Mayor Sanders expressed concern that adequate notice might not be given and a permit would lapse. Goodison stated that staff would build the noticing into their processes. Sanders suggested adding a window of opportunity for the renewal process.

The public comment period was opened and closed with none received.

It was moved by Clm. Barbose, seconded by Clm. Gallian, to introduce the ordinance amending Section 5.34 of the Sonoma Municipal Code with the revisions suggested by Council (reword section 5.34.090A and to add a grace period that does not result in forfeiture if staff failed to send notification of the need to renew the permit). Attorney Walter suggested the following language: "Notwithstanding the foregoing, said License shall not expire unless the City has given written notice to the licensee of the date of expiration and the licensee fails to renew the License within thirty (30) days of receipt of said notice." The motion carried unanimously.

8. REGULAR CALENDAR – CITY COUNCIL

Item 8A: Discussion, consideration and possible action on a proposal to amend the Municipal Code by creating a permit process for street performers.

Planning Director Goodison reported that the Cultural and Fine Arts Commission (CFAC) had, at Council's request, considered the proposal to amend the Municipal Code by creating a permit process for street performers. He said the Commission voted unanimously to recommend that the Council not pursue preparation of an ordinance. The Commission felt that although the activity was currently unregulated, there did not seem to be any problems raised by street musicians that could not be addressed under existing regulations.

Clm. Brown inquired if input from the Chamber and Visitor's Bureau had been received. Goodison responded that the matter had been referred to the Economic Development Steering Committee but not a lot of feedback from the business community had been received.

Clm. Barbose inquired what would happen if someone complained about a person standing in front of the Sebastiani Theater playing a guitar with the empty case on the sidewalk. Goodison stated that if a complaint was received, the Police Department would respond. Clm. Brown added that someone could not do that without permission from the property owner.

Mayor Sanders invited comments from the public. Herb Golenpaul commented that you could not allow just any kind of artist or speaker or foul language or anything not appropriate for children.

Council reached a unanimous concurrence to accept the CFAC recommendation and revisit the matter in the future if needed.

Item 8B: Discussion, consideration and possible action providing direction to the Mayor regarding the City's vote on appointments by the City Selection Committee at their February 9, 2012 meeting.

City Manager Kelly reported that the City Selection Committee, at its February 9, 2012 meeting, would take action to appoint a representative to the RAN Board and to submit a name to ABAG as a nominee for the S.F. Bay Conservation and Development Commission. Mayor Sanders stated that she was unable to attend the meeting and agreed to authorize Clm. Gallian to vote in her place. It was moved by Clm. Barbose, seconded by Clm. Gallian, to support Jake Mackenzie (RAN Board) and Teresa Barrett (ABAG Commission). The motion carried unanimously.

9. REGULAR CALENDAR – CITY COUNCIL AS SUCCESSOR AGENCY TO DISSOLVED SONOMA COMMUNITY DEVELOPMENT AGENCY

No items scheduled.

10. COMMENTS FROM THE PUBLIC

Herb Golenpaul stated that the budget had a lot of money going to “other” and he would like an explanation of what “other” was and how employee salaries were budgeted. Mayor Sanders stated that staff would put together the information.

Clm. Barbose questioned when Council would be making recommendations on what actions should be taken as a result of the budget deficit the City would be facing.

11. COUNCILMEMBERS' REPORTS AND FINAL REMARKS

Item 11A: Reports Regarding Committee Activities.

Clm. Brown reported on the SVCAC and Facilities Committee meetings.

Clm. Barbose reported on the Waste Management and the Waste Advisory Group meetings.

Clm. Gallian reported on the Water Agency and Transportation Agency meetings and the upcoming Cittaslow meeting.

Item 11B: Final Councilmembers' Remarks.

Clm. Brown reported a successful meeting of Citizens United for a Swimming Pool (CUSP).

Clm. Brown said he hoped CUSP was looking at operational expenses and noted the closing of the swimming pool in Fort Bragg. He announced he had volunteered to be on the board of the Sonoma Valley Parks committee.

Clm. Gallian stated that the Transportation Commission discussed the potential loss of the Safe Routes to School funding.

Mayor Sanders stated she received a resident petition opposed to demolition of the Maysonnave Cottage and that it would take someone voting in the majority to bring the matter back for further Council consideration. Referring to the lack of maintenance on the Cottage, she stated that government should abide by its own rules.

12. ADJOURNMENT

The meeting was adjourned at 8:35 p.m. in the memory of Anna Mae ‘Penny’ Stallings and Jack Kellner.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Sonoma City Council on the 22nd day of February 2012.

Gay Johann, MMC
City Clerk