

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



*Community Meeting Room, 177 First Street West*  
**Monday, July 16, 2012**  
**5:00 p.m. Closed Session (Special Meeting)**  
**6:00 p.m. Regular Session**

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**AGENDA**

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

Be Courteous - **TURN OFF** your cell phones and pagers while the meeting is in session.

**5:00 P.M. – SPECIAL MEETING - CLOSED SESSION AGENDA**

**1. CALL TO ORDER**

The Mayor will open the meeting and take public testimony on closed session items only. The Council will then recess into closed session.

**2. CLOSED SESSION**

**A: PUBLIC EMPLOYEE PERFORMANCE EVALUATION**, pursuant to Government Code §54957. Title: City Manager.

**B: CONFERENCE WITH LABOR NEGOTIATORS.** Agency representatives: City Manager & City Attorney. Employee Organization: City of Sonoma Employees' Association (SEIU 1020). Pursuant to Government Code §54957.6.

**6:00 P.M. – REGULAR MEETING AGENDA**

**RECONVENE, CALL TO ORDER & PLEDGE OF ALLEGIANCE**

**ROLL CALL** (Gallian, Barbose, Rouse, Brown, Sanders)

**REPORT ON CLOSED SESSION**

**1. COMMENTS FROM THE PUBLIC**

*At this time, members of the public may comment on any item not appearing on the agenda. It is recommended that you keep your comments to three minutes or less. Under State Law, matters presented under this item cannot be discussed or acted upon by the City Council at this time. For items appearing on the agenda, the public will be invited to make comments at the time the item comes up for Council consideration. Upon being acknowledged by the Mayor, please step to the podium and speak into the microphone. Begin by stating and spelling your name.*

**2. COUNCILMEMBERS' COMMENTS AND ANNOUNCEMENTS**

**Item 2A: Councilmembers' Comments and Announcements**

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

#### 4. PRESENTATIONS – None Scheduled

#### 5. CONSENT CALENDAR/AGENDA ORDER – CITY COUNCIL

*All items listed on the Consent Calendar are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Council, staff, or public request specific items to be removed for separate action. At this time Council may decide to change the order of the agenda.*

**Item 5A:** Waive Further reading and Authorize Introduction and/or Adoption of Ordinances by Title Only. (Standard procedural action - no backup information provided)

**Item 5B:** Approval of the Minutes of the June 25 and July 2, 2012 Meetings.  
Staff Recommendation: Approve the minutes.

**Item 5C:** Approval of City co-sponsorship and Water Conservation funding for Dri-Water pilot project for Cittaslow Pollinator Pal Sunflower Project.  
Staff Recommendation: Approve City co-sponsorship of program and use of funds from the Water Conservation fund for the Pollinator Pal Sunflower Dri-Water Project.

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

*All items listed on the Consent Calendar are considered to be routine and will be acted upon by a single motion. There will be no separate discussion of these items unless members of the Council, staff, or public request specific items to be removed for separate action. At this time Council may decide to change the order of the agenda.*

**Item 6A:** Approval of the portions of the Minutes of the June 25 and July 2, 2012 City Council / Successor Agency Meetings pertaining to the Successor Agency.  
Staff Recommendation: Approve the minutes.

#### 7. PUBLIC HEARING – None Scheduled.

#### 8. REGULAR CALENDAR – CITY COUNCIL

*(Matters requiring discussion and/or action by the Council)*

**Item 8A:** Discussion, consideration and possible action on parameters of a draft ordinance for a countywide Single Use Carryout Bag Ban being considered by the Sonoma County Waste Management Agency. (City Manager)  
Staff Recommendation: Discuss, consider and provide direction regarding the preferred ordinance method (regional or jurisdictional), and any other applicable feedback regarding the draft ordinance.

**Item 8B:** Discussion and consideration of the Draft Phase II Stormwater Permit and Authorization for City Manager to Sign Comment Letters. (Public Works Director and Stormwater Coordinator)  
Staff Recommendation: Receive presentation and authorize City Manager to sign comment letters.

**Item 8C:** Discussion, consideration and possible action on the potential use of a City-owned property located at Fifth Street West/West MacArthur Street as a dog park, requested by Mayor Sanders. (Planning Director)  
Staff Recommendation: Council discretion.

**8. REGULAR CALENDAR – CITY COUNCIL, Continued**

**Item 8D:** Discussion, consideration and possible action regarding formation of a City Donation and Sponsorship Program similar to that of the City of American Canyon, requested by Mayor Sanders. (City Clerk)  
Staff Recommendation: Council discretion.

**Item 8E:** Discussion, consideration and possible action on a City Council appointment to the Sonoma Tourism Improvement District Corporation Board of Directors, requested by Mayor Pro Tem Brown and Councilmember Gallian. (City Manager)  
Staff Recommendation: Council discretion.

**Item 8F:** Discussion, consideration and possible action regarding designation of the voting delegate and alternate for the 2012 League of California Cities Annual Conference. (City Manager)  
Staff Recommendation: Designate a Voting Delegate and up to two Alternates.

**9. REGULAR CALENDAR – CITY COUNCIL AS THE SUCCESSOR AGENCY**

*(Matters requiring discussion and/or action by the Council)*

**10. COUNCILMEMBERS’ REPORTS AND FINAL REMARKS**

**Item 10A:** Reports Regarding Committee Activities.

**Item 10B:** Final Councilmembers’ Remarks.

**11. COMMENTS FROM THE PUBLIC**

**12. ADJOURNMENT**

I do hereby certify that a copy of the foregoing agenda was posted on the City Hall bulletin board on July 10, 2012. GAY JOHANN, CITY CLERK

***Copies of all staff reports and documents subject to disclosure that relate to any item of business referred to on the agenda are normally available for public inspection the Wednesday before each regularly scheduled meeting at City Hall, located at No. 1 The Plaza, Sonoma CA. Any documents subject to disclosure that are provided to all, or a majority of all, of the members of the City Council regarding any item on this agenda after the agenda has been distributed will be made available for inspection at the City Clerk’s office, No. 1 The Plaza, Sonoma CA during regular business hours.***

***If you challenge the action of the City Council in court, you may be limited to raising only those issues you or someone else raised at the public hearing described on the agenda, or in written correspondence delivered to the City Clerk, at or prior to the public hearing.***

***In accordance with the Americans With Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk (707) 933-2216. Notification 48-hours before the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.***



**City of Sonoma**  
**City Council**  
Agenda Item Summary

**City Council Agenda Item: 5B**

**Meeting Date: 07/16/2012**

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**Department**

Administration

**Staff Contact**

Gay Johann, City Clerk

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**Agenda Item Title**

Approval of the Minutes of the June 25 and July 2, 2012 Meetings.

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**Summary**

The minutes have been prepared for Council review and approval.

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**Recommended Council Action**

Approve the minutes.

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**Alternative Actions**

Correct or amend the minutes prior to approval.

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**Financial Impact**

N/A

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
- No Action Required
- Action Requested

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**Attachments:**

Minutes

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

*Community Meeting Room, 177 First Street West  
Sonoma CA 95476*



**Monday, June 25, 2012**

**6:00 p.m.**

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**MINUTES**

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

**OPENING**

Mayor Sanders called the meeting to order at 6:00 p.m. David Cook led the Pledge of Allegiance.

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

ALSO PRESENT: City Manager Kelly, Assistant City Manager Giovanatto, City Clerk Johann, Planning Director Goodison, Development Services Director Wirick, Police Chief Sackett, Fire Chief Garcia, Accountant Williams, and Public Works Director Bates.

**1. COMMENTS FROM THE PUBLIC**

There were no comments from the public.

**2. BUDGET WORKSHOP**

**Item 2A: Discussion, consideration and possible action regarding Fiscal Year 2012-13 Budgetary Allocations for Community and Recreational Service Providers (Tier 1 Non-Profits)**

Mayor Sanders announced that ownership of property within five hundred feet of the Sonoma Community Center created a conflict of interest for her and she was required to recuse. She stepped down from the dais and left the room.

City Manager Kelly reported that as a placeholder, the draft budget included the same allocations as the 2011-12 City Council approved Grant amounts [\$123,200]. The 2011-12 Council-approved budget allocation represented a 12% reduction from the 2012-11 grant amounts and was consistent with the reductions taken by City departments due to the City's fiscal situation since 2008-09.

Mayor Pro Tem Brown invited comments from the public regarding funding for the Community Center. Sonoma Community Center Executive Director Castrone presented a request for

\$50,000. She stated they had increased their level of services and provided a description of their programs and activities.

It was moved by Clm. Gallian, seconded by Clm. Barbose to allocate the same amount to the Sonoma Community Center as last year, \$26,400. The motion carried with the following vote: AYES: Barbose, Rouse, Gallian. NOES: Brown. ABSENT: Sanders. Mayor Pro Tem Brown noted that the City had already given the Community Center a lot of money.

Mayor Sanders returned to the dais. She pointed out that the proposed budget included one fourth of the normal amount for street repairs and maintenance.

Boys and Girls Club of Sonoma Valley Board President Marchelle Carleton described their ongoing programs and presented a request for \$58,000.

Sonoma Ecology Center Executive Director Richard Dale and Program Manager Mark Newhouser described their programs and outreach efforts and presented a request for \$22,000.

Vintage House Senior Center Executive Director Cynthia Scarborough, noting the passage of Measure J, requested funding in the amount of \$30,000.

David Cook stated that due to the financial uncertainties of the City, he would recommend that the City Council stick with last year's level of funding for the nonprofits.

It was moved by Clm. Rouse, seconded by Clm. Gallian to fund the nonprofits at last year's level (Boys & Girls Club = \$51,040; Ecology Center = \$19,360; Vintage House = \$26,400). Mayor Pro Tem Brown stated that he had always been a staunch supporter of funding for nonprofits; however, things had changed and now he would only support funding for the Boys and Girls Club.

Mayor Sanders stated she would not support the motion. She agreed that the nonprofits provided important services but she had concerns about the rest of the budget especially the level of funding for street maintenance.

The motion carried three to two, Mayor Sanders and Mayor Pro Tem Brown dissented. Clm. Brown asked that the minutes reflect that he supported funding for the Boys and Girls Club but could not support the motion overall.

**Item 2B: Discussion, consideration, and possible direction to staff regarding the 2012/13 Draft City Operating Budget.**

City Manager Kelly reported the General Fund budget for 2012-13 represented a significant change from past budgets due to the following issues: dissolution of redevelopment, loss of low to moderate housing set-aside funding, addition of Measure J sales tax, the new Successor Agency budget, the new streets/pavement management budget, the first full year of the Fire Services Contract, and the contingency plan needed to address the uncertainties with the Recognized Obligation Payment Schedule (ROPS) of the former Sonoma Community Development Agency (CDA). She stated that the General Fund operating budget was balanced at this time; however, due to the ROPS issues which were yet to be determined, the budget should be considered an interim budget until the uncertainties with the enforceable obligations of the former CDA were resolved.

City Manager Kelly presented a Power Point presentation providing financial background and history, information regarding the impacts of the dissolution of the redevelopment agency, creation of the Tourism Improvement District and passage of Measure J. The draft budget included \$12,936,065 in expenditures offset by \$12,936,065 in revenues.

CIm. Rouse noted that street maintenance was a big issue and inquired if there were other sources of funding available. Public Works Director Bates stated that staff had been researching a program through the One Bay Plan. City Manager Kelly stated that staff would continue to research legislation being proposed by Senator Wolk regarding infrastructure financing districts. Assistant City Manager Giovanatto pointed out that funds from Gas Tax, Metropolitan Transportation Commission (MTC), and Community Development Block Grants (CDBG) were no longer available.

Mayor Sanders asked the two Chiefs if they could make cuts to their budgets or take them back to last year's level. Fire Chief Garcia stated they had cut their budget by \$100,000 by eliminating the Training Officer position. The increase in the budget was due to the transfer of Medic positions from non-safety to safety status. He pointed out that the City received 100% of the revenue from Emergency Medical Service (EMS).

Police Chief Sackett stated that part of his budget increase was a result of County employees coming off of a three year mandatory time off requirement resulting in the budget reflecting their full salaries for the first time in as many years. He reported that no employees had received raises and the one section of the budget over which he had control (supplies) had been reduced 7%. Chief Sackett pointed out that the County was continuing to pay for the School Resource Officer. He said the only way to significantly reduce his budget would be to reduce staff. Mayor Sanders inquired about the recent change to his position. Chief Sackett stated that this past year he had been assigned oversight of the Valley Substation. He added that the amount of time he spent on Valley issues was probably less than 5%.

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

It was moved by CIm. Gallian, seconded by CIm. Rouse, to direct staff to bring back the budget on the Consent Calendar for adoption at the July 2, 2012 meeting. Mayor Sanders stated she would not be voting in favor because she did not feel the budget addressed the intentions of the voters when they passed Measure J regarding road priorities. The motion carried four to one, Sanders dissented.

**Item 2C:      Discussion, Consideration and Possible Action on Approval of Continuing Appropriations for 2012-13 until an Operating Budget is Approved.**

City Manager Kelly stated that there would be a small gap before the budget was adopted and staff recommended adoption of a budget continuation resolution.

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

It was moved by CIm. Barbose, seconded by CIm. Brown, to adopt the Resolution No. 25-2012 entitled A Resolution of the City of Sonoma Adopting a Continuing Appropriations Budget for Fiscal Year 2012-13. The motion carried unanimously.

<b>3.      COUNCILMEMBER COMMENTS</b>
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Clm. Brown and Clm. Gallian expressed appreciation for the volunteers who cleaned up the cemeteries.

Clm. Brown dedicated the meeting in the memory of Jim Parks.

**4. ADJOURNMENT**

The meeting was adjourned at 8:40 p.m. in the memory of Jim Parks.

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

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Gay Johann, MMC  
City Clerk

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

*Community Meeting Room, 177 First Street West*

**Monday, July 2, 2012**

**5:00 p.m. Closed Session (Special Meeting)**

**6:00 p.m. Regular Session**

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**MINUTES**



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

**5:00 P.M. – SPECIAL MEETING - CLOSED SESSION**

**1. CALL TO ORDER**

At 5:00 p.m., Mayor Sanders called the meeting to order. No one from the public was present to provide public testimony on closed session items. The Council recessed into closed session with all members present. City Manager Kelly and City Attorney Walter were also present.

**2. CLOSED SESSION**

**Item 2A: PUBLIC EMPLOYEE PERFORMANCE EVALUATION**, pursuant to Government Code §54957. Title: City Manager.

**Item 2B: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION.** Significant exposure to litigation pursuant to Cal. Gov't Code section 54956.9(b): One potential case involving the claims of the County of Sonoma that the County's cities are liable for the costs of closing and monitoring the closure of the County's central landfill.

**Item 2C: CONFERENCE WITH REAL PROPERTY NEGOTIATORS**, pursuant to Government Code §54956.8. Property: Sebastiani Theater, 476 First Street East, Sonoma. Agency Negotiators: Councilmember Barbose, City Attorney Walter & City Manager Kelly. Negotiating Parties: Sebastiani Building Investors, Inc. Under Negotiation: Price and terms of lease.

**REGULAR MEETING**

The City Council reconvened in open session and Mayor Sanders called the meeting to order at 6:10 p.m. A group of Boy Scouts & City Historian George McKale 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, Public Works Director Bates, Water Conservation Inspector Toohey, and Water Efficiency Coordinator Brett.

**REPORT ON CLOSED SESSION** - Mayor Sanders stated that no reportable action had been taken while in Closed Session.

**1. COMMENTS FROM THE PUBLIC - None were received.**

**2. COUNCILMEMBERS' COMMENTS AND ANNOUNCEMENTS**

**Item 2A: Councilmembers' Comments and Announcements**

Cm. Brown invited everyone to attend and participate in the 4<sup>th</sup> of July events.

Cm. Gallian reported attendance at the 100<sup>th</sup> birthday party of Rosanna Staben, a Bee Keeping Workshop at Sonoma Garden Park, and the ribbon cutting for the Petaluma Adobe State Park.

Cm. Barbose announced that supporters had raised enough funds to keep Annadel and Sugarloaf Ridge State Parks open for another year.

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

City Manager Kelly announced that the Oversight Board would meet July 11, 2012 to consider the potential impacts of AB 1484. She also announced that the July 3, 2012 Tuesday night Farmers Market would not be held because of Independence Day celebrations on Wednesday.

**4. PRESENTATIONS**

**Item 4A: Presentation of the Cultural and Fine Arts Commission's Student Creative Arts 2012 Award to Esmeralda Chavez.**

Lisa Carlsson, Cultural and Fine Arts Commissioner, presented a certificate and \$2,000 check to Esmeralda Chavez, recipient of the 2012 Student Creative Arts Award. Mayor Sanders congratulated Ms. Chavez.

**Item 4B: Presentation of 2011-2012 Sonoma Valley Water Conservation Program and program activities for 2012-2013**

Water Conservation Inspector Toohey and Water Efficiency Coordinator Brett provided a status report regarding the Sonoma Valley Water Conservation Program.

**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 June 18, 2012 Meeting.**

**Item 5C: Adoption of Resolutions Calling the General Municipal Election to be held November 6, 2012, Requesting the Sonoma County Board of Supervisors to Consolidate the Municipal Election with the Statewide General Election, and Adopting Regulations Pertaining to Candidate's Statements. (Res. No. 26-2012, 27-2012, 28-2012)**

- Item 5D:** Approval of a resolution declaring the results of the June 5, 2012 Special Municipal Election. (Res. No. 29-2012)
- Item 5E:** Approval and ratification of the appointment of Ryan Wilbanks as the Youth Representative on the Community Services and Environment Commission for a two-year term.
- Item 5F:** Approval and ratification of the appointment of Gabriel Lanusse to the Community Services and Environment Commission for a two-year term.
- Item 5G:** Approval and Ratification of the Appointment of Micaelia Randolph to the Design Review Commission for a two-year term.
- Item 5H:** Approval and Ratification of the Reappointment of George McKale as City Historian for a two-year term.
- Item 5I:** Approval of City non-financial co-sponsorship of the annual Amistad Awards, in conjunction with Nuestra Voz and the Consulate General of Mexico, requested by Mayor Pro Tem Brown. Removed from Consent, see below.
- Item 5J:** Adoption of an ordinance approved by the electorate at the June 5, 2012 Special Municipal Election imposing a City retail transactions and use tax for a five-year period to be administered by the State Board of Equalization. Adopted Ordinance Number 04-2012 imposing a one-half of one percent City retail transactions and use tax for a five-year period to be administered by the State Board of Equalization. The tax will take effect October 1, 2012.
- Item 5K:** Adoption of a resolution approving and authorizing the execution of agreements with the State Board of Equalization for implementation and administration of a local transaction and use tax. (Res. No. 30-2012)
- Item 5L:** Approve the use of City streets by the Sonoma Community Center for the City Party on Tuesday, July 31, 2012. Approved closure of Spain Street from First Street West to First Street East and waived fees.
- Item 5M:** Adoption of resolution adopting Fiscal Year 2012-13 City Operating Budget. (Res. No. 31-2012)

Clm. Gallian removed Item 5I from the Consent Calendar. City Manager Kelly announced that the resolution in Item 5D had been updated with the official election results received from the Registrar of Voters office.

It was moved by Clm. Barbose, seconded by Clm. Gallian, to approve the Consent Calendar except for Item 5I. The motion carried unanimously except that Mayor Sanders voted no on Item 5M due to her concern that the budget did not provide sufficient funding for roads.

- Item 5I:** Approval of City non-financial co-sponsorship of the annual Amistad Awards, in conjunction with Nuestra Voz and the Consulate General of Mexico, requested by Mayor Pro Tem Brown.

Clm. Gallian stated that she would recuse on this item because she had been selected to be a recipient of one of the Amistad awards this year. It was moved by Clm. Rouse, seconded by Clm. Brown to approve the item. The motion carried unanimously with Clm. Gallian abstaining.

<b>6. CONSENT CALENDAR/AGENDA ORDER – CITY COUNCIL AS SUCCESSOR AGENCY</b>
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**Item 6A: Approval of the portions of the Minutes of the June 18, 2012 City Council / Successor Agency Meetings pertaining to the Successor Agency.**

It was moved by Clm. Gallian, seconded by Clm. Rouse, to approve the Consent Calendar. The motion carried unanimously.

**7. PUBLIC HEARING**

**Item 7A: Discussion, consideration and possible introduction and first reading of an ordinance amending the Public Art Ordinance, Chapter 19.51 of the Sonoma Municipal Code.**

City Manager Kelly reported that upon conclusion of the May 21, 2012 study session with the Cultural and Fine Arts Commission (CFAC), Council directed that staff agendize the proposed amendments to the Public Art Ordinance. She stated that the amendments being proposed would 1) narrow the definitions of public development projects that were eligible for the funding contribution; and 2) provide the City Council with the sole discretion regarding whether to apply the up-to-1% contribution to a project and clarify the point in the process whereby the percentage would be calculated. The proposed effective date for the amendments was retroactive to January 1, 2011 to account for former Sonoma Community Development Agency bond projects.

City Manager Kelly stated that if the changes were not made, the General Fund would be hit with the cost for public art and it was not something the General Fund could sustain. The Department of Finance (DOF) did not uphold the City's request for use of bond funds for public development projects and staff did not feel it appropriate to request DOF to approve bond funds for public art.

Mayor Sanders opened the public hearing. CFAC Chair Simmel presented objections to the proposed amendments, which, he stated were a slap in the face to the commission, the arts and the citizens of Sonoma. He noted that the commission had been told that \$17,600 had been deposited into the Public Art Fund for the Library project and questioned how that money could be taken back by the City. Simmel strongly urged the Council to consider a temporary only change to the ordinance.

CFAC member Cravens stated that public art demonstrated how we feel about ourselves and our City. She urged the Council to make the changes temporary and not do away with funding for public art altogether. Seeing there were no additional comments, Mayor Sanders closed the public hearing.

Clm. Barbose inquired about Mr. Simmel's comment regarding the transfer of funds. City Manager Kelly stated she was not aware of that and added that whatever had transpired the City could not enter into any new contracts using redevelopment money after February 2012.

Clm. Brown stated that the library renovation project had been around for quite a while and he questioned why the public art element had not been realized. City Manager Kelly stated that staff followed the ordinance as it was written and kept the CFAC informed through the process.

Mayor Sanders inquired when was CFAC notified. City Manager Kelly stated that per the guidelines the fund transfers were to have occurred at the end of the project.

Clm. Gallian asked if the Council could temporarily suspend the ordinance. City Attorney Walter explained that an ordinance must be changed by an ordinance and that the Council had to the power, if it so desired to reverse its decision at a future date. He added it was also possible to include a sunset clause in the ordinance. Regarding the reported previous set aside of funds; he commented the redevelopment funds could not now be spent.

Clm. Barbose stated that he was leaning toward a suspension of the regulations and wanted to find a way to fund the library public art project. Clm. Rouse agreed. Clm. Gallian agreed with the suspension. It was moved by Clm. Rouse, seconded by Clm. Brown, to table the subject and bring it back at a later date. The motion carried unanimously. Clm. Barbose asked that the question of whether special projects funds could be used for public art at the library be brought back.

Mayor Sanders stated that the Council must be able to change course and noted that the City was facing a whole new set of financial circumstances than when it adopted the public art ordinance. She questioned spending any General Fund money on public art when the budget for street improvements had been cut by 75%.

**8. REGULAR CALENDAR – CITY COUNCIL – No items were on the agenda**

**9. REGULAR CALENDAR – CITY COUNCIL AS THE SUCCESSOR AGENCY - No items were on the agenda**

**10. COUNCILMEMBERS’ REPORTS AND FINAL REMARKS**

**Item 10A: Reports Regarding Committee Activities.**

Clm. Barbose reported on the Sonoma County Waste Management Agency meeting.

Clm. Gallian reported on the Ag and Open Space District meeting.

**Item 10B: Final Councilmembers’ Remarks.**

Clm. Gallian wished all a Happy 4<sup>th</sup> of July and Clm. Brown reminded people to make donations to the Volunteer Firefighters Association.

**11. COMMENTS FROM THE PUBLIC**

**12. ADJOURNMENT**

The meeting was adjourned at 7:34 p.m.

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

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Gay Johann, MMC

City Clerk



City of Sonoma  
City Council  
Agenda Item Summary

City Council Agenda Item: 5C

Meeting Date: 07/16/2012

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**Department**

Public Works

**Staff Contact**

Milenka Bates, Public Works

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**Agenda Item Title**

Approval of City co-sponsorship and Water Conservation funding for Dri-Water pilot project for Cittaslow Pollinator Pal Sunflower Project

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**Summary**

As part of the Cittaslow USA Pollinator Pals project, Cittaslow Sonoma Valley will be planting 18 wine barrels of sunflowers in the City of Sonoma with a total of 60 barrels planted in Sonoma Valley. Each barrel will have 3, 5-gallon pots of blooming sunflowers inside during the months of August - September. Two of the barrels will be placed on City maintained landscape at Napa and Broadway. As part of learning about new products and technology, the City Water Conservation Program is proposing to team with Cittaslow and as a pilot, use a product called Dri-Water for irrigating the planters. The City would co-sponsor the project and provide sufficient tubes of Dri-water for the 18 barrels within the City. The cost would be approximately \$475.00, and the funding for the pilot project would come from the Water Conservation Fund. For more information on Dri-Water refer to the company's web-site at [www.driwater.com](http://www.driwater.com).

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**Recommended Council Action**

Approve City co-sponsorship of program and use of funds from the Water Conservation fund for the Pollinator Pal Sunflower Dri-Water Project.

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**Alternative Actions**

Council Discretion

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**Financial Impact**

The cost to provide Dri-Water to the 18 wine barrels for two months is approximately \$475.00; this includes a 35% discount from the vendor. There are sufficient funds in the Water Enterprise Conservation fund to cover the expense.

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
  - No Action Required
  - Action Requested
- 

**Attachments:**

Pollinator Pal Press Release

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cc: Alana Coburn via email: [alana@cittaslowusa.org](mailto:alana@cittaslowusa.org)

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*For more information:*

Alana Coburn, Project Coordinator  
(408) 406-1441, [alana@cittaslowusa.org](mailto:alana@cittaslowusa.org)

### **Pollinator Pals Gearing Up for The Great Sunflower Project in Sonoma Valley**

**Sonoma, CA, June 26, 2012** – The Cittaslow Pollinator Pals are gearing up to bring The Great Sunflower Project to Sonoma Valley this August.

It's not just the bees that are a 'buzzin' in Craig Scarborough's backyard vineyard in Glen Ellen these days. Craig's skill saw is also buzzing as it cuts 30 donated wine barrels into the 60 half-barrel planters that will soon be the focal points of a bee-related project sponsored by Cittaslow (literally, slow city) in the Sonoma Valley. By early September they will be in place, full of yellow and black sunflowers, at 20 sites from Oakmont to Carneros.

"It's all part of a collaborative project that draws attention to the importance of pollinators to our food crops and to our daily diet here in Sonoma Valley and elsewhere in the United States," said Alana Coburn, one of the project's co-Chairs. "For the past two years our Pollinator Pals team has worked to educate valley residents about bees and other pollinators. We have put on workshops and trainings, sold honey ice cream, and even featured performances by our own local bee dancers. This year, as one of several activities focusing on bees, Pollinator Pals is partnering with The Great Sunflower Project, a 4 year old bee count initiated and led by scientists at San Francisco State University. Barrels full of sunflowers will be placed at key locations to promote awareness of the importance of bees to our ecosystem. The sites will also be the locations for the project's late-season bee counts that will occur in September when the 'Lemon Queen' sunflowers bloom most profusely."

"Sunflowers and late blooming plants are very important to the bees," says Shelley Arrowsmith, a local beekeeper and one of the organizers of the project. "Once the blackberry bloom is over in June, there is very little native forage for bees in Sonoma Valley. That is when the sunflowers and other late blooming plants in private gardens become vital to the survival of many species of pollinators. Last year we showed people how to plant their gardens in a bee-friendly way. This year we will invite them to also participate in our sunflower bee counts, and to see first-hand how the bees harvest nectar and pollen from sunflowers and other garden plants."

"So far the project has been a classic grass roots effort, which is typical of a Cittaslow project," said Sonoma Valley founder, Virginia Hubbell. "Building community through volunteerism, a concern for the food chain, and working sustainably through re-use and recycling, are all part of the ethic that is promoted by Cittaslow."

The project is already up and running. Over a dozen volunteers from all over the valley meet weekly. All of the project's 30 wine barrels have been donated, as have the 200 five-gallon pots needed for planting and the raw materials for innovative, low-tech watering

systems that will be used at each site. The project's sunflower seeds are germinating in a greenhouse at Arrowsmith Farms in East Schellville, and will soon be moved to shade-houses at Sonoma Ecology Center's Garden Park on 7<sup>th</sup> Street East in Sonoma. There they will grow and mature until transferred to display sites around the valley.

The Great Sunflower Project's public activities will be held through September. In addition to the sunflower displays and local bee counts, the Pollinator Pals will also have a booth at the Vintage Festival, September 28-30, where they will once again feature "Cittaslow Honey Ice Cream!" This delicious ice cream is custom made by Three Twins Ice Cream from locally sourced organic dairy products.

Now *that* should be something to look forward to!

If you are interested in learning more, or want to join the Cittaslow Pollinator Pals Garden Group, email [TheBuzz@CittaslowUSA.org](mailto:TheBuzz@CittaslowUSA.org). And, while they last, 'Lemon Queen' sunflower seeds are also available *free* to backyard gardeners who request them - - but move fast because there is a limited supply and they should be planted before June 30!

### **About Pollinator Pals**

The mission of Cittaslow Pollinator Pals is to bring public attention to the importance of bees and other pollinators to our supply of fresh food in the Sonoma Valley, and to educate the public about the rapid decline that has been occurring in bee populations in recent years.

###



**City of Sonoma**  
**City Council/Successor Agency**  
Agenda Item Summary

**City Council Agenda Item: 6A**

**Meeting Date: 07/16/2012**

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**Department**

Administration

**Staff Contact**

Gay Johann, City Clerk

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**Agenda Item Title**

Approval of the portions of the Minutes of the June 25 and July 2, 2012 City Council / Successor Agency Meetings pertaining to the Successor Agency.

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**Summary**

The minutes have been prepared for Council review and approval.

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**Recommended Council Action**

Approve the minutes.

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**Alternative Actions**

Correct or amend the minutes prior to approval.

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**Financial Impact**

N/A

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
- No Action Required
- Action Requested

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**Attachments:**

See Agenda Item 5B for the minutes

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City of Sonoma  
**City Council**  
Agenda Item Summary

City Council Agenda Item: 8A

Meeting Date: 7/16/12

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**Department**

Administration

**Staff Contact**

Linda Kelly, City Manager

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**Agenda Item Title**

Discussion, consideration and possible action on parameters of a draft ordinance for a countywide Single Use Carryout Bag Ban being considered by the Sonoma County Waste Management Agency

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**Summary**

The Sonoma County Waste Management Agency (SCWMA) has been studying a single use carryout bag ordinance. All 10 SCWMA members (all the cities and the County) have expressed support for the project's continued work.

The draft ordinance includes provisions for banning the point of sale distribution of single-use plastic bags, and imposition of a \$.10 fee for sale of paper bags. Any retail establishment that sold merchandise, clothing, food or personal items would be included, while restaurants would be exempt. Special types of bags, such as those used to segregate produce or merchandise to avoid contamination, would also not be affected by the ban.

The ordinance method, either regionally by SCWMA, or as a model ordinance adopted by the member jurisdictions individually, also has yet to be determined. The regional method provides the greatest consistency across jurisdictional boundaries, and minimizes expense and risk to the member jurisdictions, as the expense of the project including litigation would be borne by SCWMA. A model ordinance would provide the adopting members with individual control, but would require them to bear significant expense and exposure to risk.

The attached materials from Henry Mikus, Executive Director, SCWMA, provide more information.

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**Recommended Council Action**

Discuss, consider and provide direction regarding the preferred ordinance method (regional or jurisdictional), and any other applicable feedback regarding the draft ordinance.

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**Alternative Actions**

Postpone discussion.

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**Financial Impact**

The financial impact of the various ordinance approaches is summarized in the attached Analysis from SCWMA. It is estimated that the financial impact to the City of Sonoma is decreased through a Countywide ordinance in which the staff costs, enforcement and liability are carried by SCWMA.

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable – Environmental

Review would occur once an ordinance approach is approved.

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**Status**

- Approved/Certified
  - No Action Required
  - Action Requested
- 

**Attachments:**

- Summary
- Analysis of Carryout Bag Ordinance

Draft Ordinance

PowerPoint Presentation

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**cc:** Henry Mikus, Executive Director, Sonoma County Waste Management Agency  
Jennifer Yankovich, Executive Director, Sonoma Valley Chamber of Commerce  
Laurie Decker, Economic Development Manager, Sonoma Valley ED Partnership

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## **Summary:**

### **Analysis of Carryout Bag Ordinance: Type and Provisions**

Date: May 29, 2012

To: SCWMA Member Jurisdictions

From: Henry Mikus, SCWMA Executive Director

On behalf of its 10 member jurisdictions (the 9 cities plus the unincorporated areas of Sonoma County) the Sonoma County Waste Management Agency (SCWMA) has been engaged in studying and developing a single-use carryout bag ordinance. All 10 SCWMA members have expressed support for the project's continued work. Most recently, SCWMA conducted numerous "stakeholder meetings" to explain the project to our community and solicit public comment. This input was then used to develop an initial draft ordinance, which is now being distributed to our member jurisdictions for their comments.

The draft ordinance includes provisions for banning the point of sale distribution of single-use plastic bags, and imposition of a \$.10 fee for sale of paper bags. Any retail establishment that sold merchandise, clothing, food or personal items would be included, while restaurants would be exempt. Special types of bags, such as those used to segregate food or merchandise to avoid contamination, would also not be affected by the ban.

The ordinance method, either done regionally by SCWMA, or as a model ordinance adopted by the member jurisdictions individually, also has yet to be determined. The regional method provides the greatest consistency across jurisdictional boundaries, and minimizes expense and risk to the member jurisdictions, as the expense of the project including litigation would be borne by SCWMA. A model ordinance would provide the adopting members with individual control, but would require them to bear significant expense and exposure to risk.

Some member jurisdictions prefer the model route because they would not relinquish control. However, other members prefer the regional approach because they are unwilling to expend their own funds and because of their exposure to risk.

The enforcement mechanism also requires further discussion. Some jurisdictions are reluctant to allowing enforcement action within their boundaries by others. However, steps can be taken, by adoption of a separate SCWMA administrative enforcement ordinance that could in turn be adopted by individual members, that would allow member jurisdictions to conduct their own enforcement activities on a regional ban.



## **Analysis of Carryout Bag Ordinance: Type and Provisions**

Date: May 29, 2012  
To: SCWMA Member Jurisdictions  
From: Henry Mikus, SCWMA Executive Director

### **Purpose of Ordinance:**

A carryout bag reduction ordinance under consideration by the Sonoma County Waste Management Agency (SCWMA) is primarily concerned with reducing the amount of waste associated with carryout bags through prohibition of plastic carryout bags and the imposition of a \$0.10-\$0.25 minimum charge on recycled content paper bags. The expected result is a switch in consumer behavior to using reusable carryout bags and/or declining to use any carryout bag for the transport of goods from the point of sale to the point of use.

There are a number of potential ancillary benefits to such actions including reduced maintenance associated with landfill and recycling center equipment, reduced litter, reduced environmental impact associated with the resource extraction and manufacture of carryout bags not designed for multiple reuse, and reduced harm to wildlife.

### **Current Project Progress:**

All ten SCWMA member jurisdictions have indicated support, in varying degrees, for this project. During this recent Spring, a series of stakeholder meetings were held throughout our membership area, where numerous options for inclusion in an ordinance were presented and discussed. At these meetings public commentary was solicited and received. Utilizing input from these meetings, plus examples of successful ordinances in effect elsewhere, a draft ordinance has been developed. The SCWMA Board has asked staff to return to our member jurisdictions for commentary and input. Also under evaluation is which type of ordinance, regional (applying to Sonoma County's 9 cities plus the unincorporated county areas) or model, should be utilized, as there is some divergent opinion among our member jurisdictions as to which path is the preferred method of implementation. Some members prefer the model ordinance because they would retain some control, with concerns about the enforcement method a part of this sentiment. However, other members favor the regional method because the reduced expense and risk this method would provide for them. The grocery industry has indicated quite strongly that they prefer the regional approach.

### **Summary of Draft Ordinance:**

The SCWMA Board directed staff to prepare a preliminary draft ordinance to generate a policy discussion on how inclusive or limited a ban should be. This draft was created using ordinances from other jurisdictions in the state that have not been challenged. Following is a brief description of the preliminary draft ordinance.

Any retail establishment that sold merchandise, clothing, food or personal items would be prohibited from providing a single-use bag to the customer at the point of sale for the purpose of transporting the merchandise out of the establishment. The retail establishment, however, would be able to provide a recycled paper bag for sale to the customer at no less than 10 cents per bag. This cost would increase to 25 cents per bag a year after the ordinance initially took effect. A restaurant or other business that receives 90% of its revenue from the sale of prepared food would be exempt from this prohibition. Certain types of bags also would be exempt. These would include bags used to transport produce, bulk food or meat from the department or area in a store to the point of sale, bags to hold prescription medication dispensed from a pharmacy, and bags used to segregate food or merchandise that could damage or contaminate other food or merchandise when placed together in a reusable bag or recycled paper bag.

#### Commentary on Ordinance Details:

The ordinance would apply at point of sale to carry-out single-use bags at retail establishments. Food service providers would not be included, and so-called “produce” or “meat” bags would also not be included, in order to avoid any possible concern over food contamination issues.

Implementing a ban on plastic bags while allowing the use of paper bags for a fee has been the most successful route for avoiding challenge on environmental grounds. The fee on paper bags would be retained by the merchants, and would not be income to SCWMA or any other local government. SCWMA has received some information from merchants that the 10-cent fee per bag nearly covers their expense. Also, the commercial sector, whether individual merchants or trade associations, has been clear that regional consistency is vital to their support.

#### Ordinance Type:

Regarding the potential type of local carryout bag waste reduction ordinance, three options were initially under consideration:

- A single, countywide ordinance enacted by the SCWMA
- A model ordinance adopted separately by each member jurisdiction, if they desire
- An individual member jurisdiction ordinance tailored to the individual jurisdiction, if they desire.

At this point in the project’s progress, either the regional or model ordinance types are considered viable.

The countywide, model, and individual ordinance approaches were examined in terms of level of effort (staff time and/or direct costs) to the SCWMA, level of effort to the member jurisdictions, consistency of ordinances within Sonoma County, and amount of risk via exposure to legal challenge.

#### Countywide SCWMA Ordinance

The SCWMA is composed of all nine incorporated cities and the unincorporated County of Sonoma resulting in a jurisdictional boundary of the entirety of Sonoma County. As a Joint Powers Agency, the SCWMA has the ability to exercise the powers common to its members,

all of which have the ability to adopt ordinances.

Adopting a countywide carryout bag waste reduction ordinance would have the greatest level of effort required of the SCWMA. The SCWMA would be responsible for entering into an agreement with a consultant to prepare a California Environmental Quality Act (CEQA) document analyzing the environmental impacts on this project, use SCWMA staff and legal counsel to prepare the ordinance for adoption, defend the ordinance from legal challenge, and to enforce the ordinance in the event of non-compliance.

On the subject of enforcement, the SCWMA would also need to adopt an administrative citation ordinance in order to issue monetary administrative citations. In the alternative, it is possible for each jurisdiction that wants to do their own enforcement to adopt the Agency's adopted ordinance in order to use their own enforcement mechanisms.

A countywide carryout bag ordinance requires the least level of effort, expense, and risk, of the three options, for the member jurisdictions.

	SCWMA Countywide	Model	Individual
Expenditure of SCWMA Funds	Greatest	Less	Least
Expenditure of Member Funds	Least	Greater	Greatest
Likelihood of Consistency	Greatest	Equal – to – Less	Least
Main Impediments	Unanimous vote on consultant cost AND adoption, concern about jurisdictional sovereignty	Unanimous vote on consultant cost, cost to members, unlikely to be adopted uniformly	Cost to members, unlikely to be adopted uniformly

A countywide carryout bag ordinance would ensure the most consistency of the ordinance's provisions through the entire county. This issue is of great importance to businesses which have stores in multiple jurisdictions. The single most consistent comment received from the commercial sector on an ordinance has been support for regional consistency.

As a SCWMA ordinance, it is the SCWMA's responsibility to defend an ordinance from legal challenge, and the SCWMA is prepared to vigorously defend such an ordinance without requesting monetary or legal assistance from its member jurisdictions. A legal challenge delivered to a member jurisdiction would not be valid under a SCWMA regional ordinance.

SCWMA Model Ordinance

The second method would be for the SCWMA to draft an ordinance which would be uniformly adopted throughout Sonoma County via individual actions by SCWMA member jurisdictions.

This approach would involve a lesser level of effort on the part of SCWMA staff and legal counsel, as the SCWMA would only be responsible for creating a draft model ordinance, hiring a consultant to create a CEQA document for the project, certifying the CEQA document, and defending the basic, common CEQA document from legal challenge. The level of effort for

ordinance implementation would be shifted to member jurisdiction staff and legal counsel.

Member jurisdiction staff would be responsible for reviewing the ordinance for adoption, preparing any necessary CEQA documents, enforcing the ordinance, and defending their ordinance from legal challenge. Thus a model ordinance shifts the risk of litigation to the member jurisdictions. The SCWMA would continue to defend any legal challenge to the basic CEQA document prepared to examine the environmental impacts on a countywide basis. However, the risk related to any subsequent CEQA document and adoption of the ordinance by a member jurisdiction would be borne by the member jurisdictions. There is precedent from the primary litigant for these types of ordinances to target jurisdictions which do not have the resources or staff to defend their ordinance from a legal challenge as a means to nullify an ordinance. It would not be the SCWMA's responsibility to reimburse or provide in-kind services to the member jurisdictions to complete those tasks.

The single biggest negative to using a model ordinance approach exists because some member jurisdictions have indicated they would not participate if this project required use of member jurisdiction funds. Thus it is possible the model ordinance route would result in ordinances to be in effect in some jurisdictions, but not in others.

If the model ordinance could be adopted uniformly by all member jurisdictions, there is a negligible impact on consistency. However, a member jurisdiction may chose to slightly alter the parameters of the model ordinance or choose not to adopt the ordinance altogether, which would have a negative effect on the ordinance's consistency.

#### Individual Member Jurisdiction Ordinances

Some of our member jurisdictions have expressed an interest in proceeding with non-uniform, individual single-use bag ordinances, but only in the event no action occurs to enact either a regional or model ordinance. Reasons cited have been the large individual expense and effort, the high level of risk to legal challenge involved, and the lack of consistency. However, if agreement between all cannot be reached on either the regional agency route, or use of a model ordinance, this may become the only option for any jurisdiction that wishes to continue. This is a scenario to which multi-jurisdictional businesses and business groups have expressed opposition, and it is likely that other supporters of the countywide model would oppose this approach.

#### **Conclusions:**

The countywide, SCWMA ordinance involves the least cost overall and the least risk of legal exposure to the member jurisdictions, and the greatest potential for countywide consistency of the three options. However, there are some concerns from member jurisdictions of the SCWMA encroaching on their territorial sovereignty, particularly related to enforcement. Given this item requires unanimous support of the SCWMA's member jurisdictions, there is also concern that one vote of opposition at the time of ordinance adoption could result in the unnecessary expenditure of SCWMA funds for this project.

If there is no consensus on the countywide approach, the next logical approach would be the model ordinance. There would be no conflict regarding enforcement, as each jurisdiction would be responsible for enforcing their ordinance. However, given there have been some

jurisdictions expressing their reservations to expend any funds to complete this project, it is very likely the ordinance would not be adopted uniformly throughout the county, resulting in diminished consistency. The only real benefit to this approach over the individual ordinance approach would be that some, but not all, of the CEQA costs would be borne by the SCWMA.

DRAFT

**SONOMA COUNTY WASTE MANAGEMENT AGENCY**

**ORDINANCE NO. 2012- 1**

**AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SONOMA COUNTY WASTE MANAGEMENT AGENCY ESTABLISHING A WASTE REDUCTION PROGRAM FOR CARRYOUT BAGS**

**THE BOARD OF DIRECTORS OF THE SONOMA COUNTY WASTE MANAGEMENT AGENCY DOES ORDAIN AS FOLLOWS:**

SECTION 1.

**“GENERAL PROVISIONS**

**Title.**

This Ordinance is known and may be cited as the Waste Reduction Program for Carryout Bags.

**Purpose and Intent.**

It is the intent of the Sonoma County Waste Management Agency (“Agency”), a ten member joint powers agency established pursuant to California Government Code Section 6500, in adopting this Ordinance to exercise the members’ common powers and pursuant to Section 14 of the Joint Powers Agreement, to adopt regulations promoting a uniform program for reducing waste by decreasing the use of single use carryout bags.

**Defined Terms and Phrases.**

For the purposes of this Ordinance, the words, terms and phrases as defined herein shall be construed as hereinafter set forth, unless it is apparent from the context that a different meaning is intended:

- A. “Customer” means any Person obtaining goods from a Retail Establishment.
- B. “Nonprofit Charitable Reuser” means a charitable organization, as defined in Section 501(c)(3) of the Internal Revenue Code, or a distinct operating unit or division of the charitable organization, that reuses and recycles donated goods or materials and receives more than fifty percent (50%) of its revenues from the handling and sale of those donated goods or materials.
- C. “Person” means any natural person, firm, corporation, partnership, or other organization or group however organized.

- D. "Prepared Food" means foods or beverages which are prepared on the premises by cooking, chopping, slicing, mixing, freezing, or squeezing, and which require no further preparation to be consumed. Prepared Food does not include any raw or uncooked meat product.
- E. "Recycled Paper Bag" means a paper bag provided at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting food or merchandise out of the establishment that contains no old growth fiber and a minimum of forty percent (40%) Post-consumer Recycled Material; is one hundred percent (100%) recyclable; and has printed in a highly visible manner on the outside of the bag the words "Reusable" and "Recyclable," the name and location of the manufacturer, and the percentage of Post-consumer Recycled content.
- F. "Post-consumer Recycled Material" means a material that would otherwise be destined for solid waste disposal, having completed its intended end use and product life cycle. Post-consumer Recycled Material does not include materials and byproducts generated from, and commonly reused within, an original manufacturing and fabrication process.
- G. "Public Eating Establishment" means a restaurant, take-out food establishment, or any other business that receives ninety percent (90%) or more of its revenue from the sale of Prepared Food to be eaten on or off its premises.
- H. "Retail Establishment" means any commercial establishment that sells perishable or nonperishable goods including, but not limited to, clothing, food, and personal items directly to the Customer; and is located within or doing business within the geographical limits of the County of Sonoma, including the nine incorporated cities and town. Retail Establishment does not include Public Eating Establishments or Nonprofit Charitable Reusers.
- I. "Reusable Bag" means either a bag made of cloth or other machine washable fabric that has handles, or a durable plastic bag with handles that is at least 2.25 mil thick and is specifically designed and manufactured for multiple reuse. A Reusable Bag provided by a Retail Establishment shall be designed and manufactured to withstand repeated uses over a period of time; made from a material that can be cleaned and disinfected; and shall not contain lead, cadmium, or any other heavy metal in toxic amounts.
- J. "Single-Use Carryout Bag" means a bag, other than a Reusable Bag, provided at the check stand, cash register, point of sale or other point of departure for the purpose of transporting food or merchandise out of the establishment. Single-Use Carryout Bags do not include bags without handles provided to the Customer (1) to transport produce, bulk food or meat from a produce, bulk food or meat department within a store to the point of sale; (2) to hold prescription medication dispensed from a pharmacy; or (3) to segregate food or merchandise that could damage or

contaminate other food or merchandise when placed together in a Reusable Bag or Recycled Paper Bag.

### **Single-Use Carryout Bags.**

- A. On and after July 1, 2013, no Retail Establishment shall provide a Single-Use Carryout Bag to a Customer at the check stand, cash register, point of sale or other point of departure for the purpose of transporting food or merchandise out of the establishment except as provided in this Ordinance.
- B. On and after July 1, 2013, a Retail Establishment may make available for sale to a Customer a Recycled Paper Bag for a minimum charge of ten cents (\$0.10).
- C. On and after July 1, 2014, a Retail Establishment may make available for sale to a Customer a Recycled Paper Bag for a minimum charge of twenty-five cents (\$0.25).
- D. Notwithstanding this Section, no Retail Establishment may make available for sale a Recycled Paper Bag unless the amount of the sale of the Recycled Paper Bag is separately itemized on the sales receipt.

### **Recordkeeping and Inspection.**

Every Retail Establishment shall keep complete and accurate record or documents of the purchase and sale of any Recycled Paper Bag by the Retail Establishment, for a minimum period of three (3) years from the date of purchase and sale, which record shall be available for inspection at no cost to the Agency during regular business hours by any Agency employee or contractor authorized to enforce this Ordinance. Unless an alternative location or method of review is mutually agreed upon, the records or documents shall be available at the Retail Establishment address. The provision of false information including incomplete records or documents to the Agency shall be a violation of this Ordinance.

### **Enforcement.**

The Executive Director of the Agency, or his or her designee, shall have primary responsibility for enforcement of this Ordinance. The Executive Director is authorized to make all necessary and reasonable rules and regulations with respect to the enforcement of this Ordinance. All such rules and regulations shall be consistent with the provisions of this Ordinance.

Anyone violating or failing to comply with any provision of this Ordinance shall be guilty of an infraction. The Agency may seek legal, injunctive, administrative or other equitable relief to enforce this Ordinance. The remedies and penalties provided in this Section are cumulative and not exclusive and nothing in this Section shall preclude the Agency from pursuing any other remedies provided by

law. In addition to any relief available to the Agency, the Agency shall be entitled to recover reasonable attorneys' fees and costs incurred in the enforcement of this Ordinance.

**Penalties.**

Violations of this Ordinance shall be punishable as follows:

First Violation: \$100

Second Violation within one year of the First Violation: \$200

Third and subsequent Violation(s) within one year of the First Violation: \$500

Each violation of this Ordinance or each day a violation exists shall be considered a separate offense.

**Severance.**

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or in any manner in conflict with the laws of the United States or the State of California, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Directors of the Sonoma County Waste Management Agency hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or in any manner in conflict with the laws of the United States or the State of California.

SECTION 2. A summary of this Ordinance shall be printed and published twice in the Santa Rosa Press Democrat, a newspaper of general circulation, printed and published in the City of Santa Rosa, County of Sonoma.

SECTION 3. This Ordinance shall be effective on July 1, 2013. A summary of this Ordinance shall, within fifteen (15) days after passage, be published with the names of the Directors voting for and against it.

**INTRODUCED** at a regular meeting of the Board of Directors of the Sonoma County Waste Management Agency on the \_\_\_ day of \_\_\_\_\_, 2012, and

**PASSED AND ADOPTED** this \_\_\_ day of \_\_\_\_\_, 2012, by the following vote:

AYES: Directors: \_\_\_\_\_

NOES: Directors: \_\_\_\_\_

ABSENT: Directors: \_\_\_\_\_

ABSTAIN: Directors: \_\_\_\_\_

\_\_\_\_\_  
CHAIR

ATTEST:

\_\_\_\_\_  
AGENCY CLERK



# SINGLE USE CARRYOUT BAG WASTE REDUCTION ORDINANCE



# Project Update

- **All 10 member jurisdictions** have said they wish the project to move forward.
- **Agency has held 9 *Stakeholder Meetings*** to explain the project and get public input.

Input has been overwhelmingly positive.



# Project Update



- ***A Draft Ordinance has been created*** based on public comments, and using other jurisdictions' successful efforts as a model.
- It is presented today for review and comment.

# Project Update



## □ Ordinances passed in nearly 50 jurisdictions

Jurisdiction	Restriction	CEQA	Date approved	Status
City/County of San Francisco	Ban on plastic bags, fee on paper (expanded 2/2012)	Cat-Ex	Apr-07	In effect, expanded effort litigated
City of Oakland	Ban on plastic bags	Cat-Ex	Jul-07	Litigated, not in effect
City of Malibu	Ban on plastic bags	Cat-Ex	May-08	In effect
City of Manhattan Beach	Ban on plastic bags	Neg Dec	Jul-08	Litigated to Supreme Court, ruled in favor of MB (7/14/2011)
Town of Fairfax	Ban on plastic bags	Cat-Ex	Nov-08	Litigated, became voter initiative, in effect
City of Palo Alto	Ban on plastic bags in large grocery stores	Neg Dec	Mar-09	In effect, litigation threatened if ban is extended unless EIR performed
County of Los Angeles	Ban on plastic, fee on paper bags	EIR	Nov-10	In effect
City of San Jose	Ban on plastic, fee on paper bags for all retail stores	EIR	Dec-10	Ordinance adopted, will go into effect January 1, 2012, Prop 26 aspect litigated

# Project Update (Continued)



## □ Ordinances passed in nearly 50 jurisdictions

Jurisdiction	Restriction	CEQA	Date approved	Status
County of Marin	Ban on plastic, fee on paper bags	Cat-Ex	Jan-11	Litigated, Marin County Superior Court ruled in favor of Marin County. Plaintiff stated an intent to appeal.
City of Santa Monica	Ban on plastic, fee on paper bags	EIR	Jan-11	Ordinance adopted, went into effect September 1, 2011
City of Calabasas	Ban on plastic, fee on paper bags	EIR	Feb-11	Ordinance adopted, went into effect July 1, 2011 in large stores, January 1, 2012 in smaller stores
County of Santa Clara	Ban on plastic, fee on paper bags	Neg Dec	Apr-11	Ordinance adopted, will go into effect January 1, 2012
City of Long Beach	Ban on plastic, fee on paper bags	Addendum	May-11	Ordinance adopted with Addendum to LA County EIR.
County of Santa Cruz	Ban on plastic, fee on paper bags	Neg Dec	Sep-11	Ordinance adopted, will go into effect March 2012, litigated

# Project Update (Continued)



## □ Ordinances passed in nearly 50 jurisdictions

Jurisdiction	Restriction	CEQA	Date approved	Status
City of Pasadena	Ban on plastic, fee on paper bags	LA County EIR	Nov-11	Ordinance adopted, will go into effect July, 1, 2013
City of Monterey	Ban on plastic, fee on paper bags	Neg Dec	Dec-11	Ordinance adopted, in effect six months after final passage and adoption
City of Sunnyvale	Ban on plastic, fee on paper bags	EIR	Dec-11	Ordinance adopted, will go into effect June 20, 2012
San Luis Obispo IWMA	Ban on plastic, fee on paper bags	Cat-Ex	Jan-12	Ordinance adopted, will go into effect September 1, 2012, litigated
County of Alameda	Ban on plastic, fee on paper bags	EIR	Jan-12	Ordinance adopted, will go into effect January 1, 2013
City of Millbrae	Ban on plastic, fee on paper bags	Neg Dec	Feb-12	Ordinance adopted, will go into effect September 1, 2012

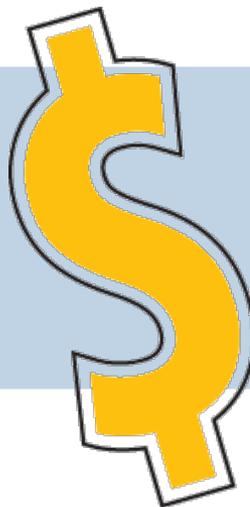
# Brief Ordinance Description



- Involves single-use bags at point of sale
- Ban on plastic
- Fee on paper, \$.10 per bag initially, money goes to merchant



**\$.10 fee  
per  
paper bag**



**to merchant**

# Brief Ordinance Description

- Ordinance covers all retail establishments
- **NOT** restaurants
- **NOT** produce or meat bags



# Method of Ordinance

- **Regional ordinance** by Sonoma County Waste Management Agency (SCWMA)
  - Consistent across boundaries (supported by grocers)
  - SCWMA bears expense and defends challenges
  - Jurisdictions relinquish control
- **Model ordinance** individual jurisdictions adopt
  - Jurisdictions bear expense and risk
  - Consistency among jurisdictions may suffer
- **Draft ordinance will serve either method**

# Method Barriers



- Some members hesitant to give up control; *favor Model* method
- Some members cannot afford expense or risk; *favor Regional* method
- SCWMA would like resolution in order to avoid project expense if consensus cannot be reached



# Enforcement

- SCWMA would have enforcement responsibility under Regional ordinance.
- Some jurisdictions do not wish to give up enforcement ability within their boundaries. It may be possible for jurisdictions to adopt the Agency's ordinance in order to do their own enforcement.
- Agency may adopt an Administrative Citation ordinance enabling Agency to issue citations for jurisdictions who want Agency enforcement.
- It is contemplated community self-policing will keep needed enforcement actions to a minimal level.

# Follow-up contacts:

- ❑ [henry.mikus@sonoma-county.org](mailto:henry.mikus@sonoma-county.org)
- ❑ 707.565.3788
- ❑ [patrick.carter@sonoma-county.org](mailto:patrick.carter@sonoma-county.org)
- ❑ 707.565.3687





City of Sonoma  
City Council  
Agenda Item Summary

City Council Agenda Item: 8B

Meeting Date: 07/16/12

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**Department**

Public Works

**Staff Contact**

Public Works Director, Bates and Stormwater Coordinator,  
Atkins

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**Agenda Item Title**

Discussion and consideration of the Draft Phase II Stormwater Permit and Authorization for City Manager to Sign Comment Letters

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**Summary**

The purpose of this report is to inform Council of the reissuance of the Phase II Stormwater Permit and actions being taken by staff to comment to the State Water Resources Control Board (SWRCB) on the draft permit as well as to make Council aware of the coordination efforts taking place with other area jurisdictions and local and state organizations. Due to the fiscal impact to public agencies and stakeholders, City staff has met with other public agencies to “pool” its efforts to provide comments on the Draft Permit. Comments are with the public agencies’ perspectives in mind and most specifically, the ability to implement this unfunded mandate from the State.

When compared to the first draft from June 2011, the second (current) draft permit contains substantial revisions that reduce estimated permit implementation costs. However, when compared to the existing Phase II Permit, the cost to implement the new requirements through the City’s own stormwater program will increase. Staff will provide the City Council a full analysis of the fiscal and staffing impacts after the permit is adopted. However, it is estimated that City stormwater implementation costs could increase as follows:

- Annual staff cost increase: \$16,000 to \$89,000.
- Average annual cost increase for consultant services, water quality monitoring, outfall assessment and monitoring, training, and other permit implementation: \$15,000 to \$60,000.
- Over the five year permit term, costs to implement the draft permit are estimated to exceed \$753,000.
- The alternatives to obtaining coverage under the revised Phase II Permit include adopting the City of Santa Rosa’s Phase I permit, or joining a regional approach (i.e. jointly apply with the other Phase II jurisdictions in Sonoma County or MNSSSA). At this time it is unknown what the cost benefit would be for these approaches.

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**Recommended Council Action**

Receive update, provide feedback to staff if desired, and authorize City Manager to sign comment letters.

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**Alternative Actions**

Do not authorize City Manager to sign comment letters.

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**Financial Impact**

Costs associated with the regional letters are within the normal workload of staff.

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
- No Action Required
- Action Requested

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**Attachments:**

1. Draft CASQA letter

2. Draft SCC letter
3. BASMAA letter

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**cc:**

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## SUPPLEMENTAL REPORT

### PRESENTATION OF DRAFT PHASE II STORMWATER PERMIT AND AUTHORIZE CITY MANAGER TO SIGN COMMENT LETTERS

*For the City Council Meeting of July 16, 2011*

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#### **PURPOSE**

The purpose of this report is to inform Council of the reissuance of the Phase II Stormwater Permit and actions being taken by staff to comment to the State Water Resources Control Board (SWRCB) on the draft permit as well as to make Council aware of the coordination efforts taking place with other area jurisdictions and local and state organizations. Due to the fiscal impact to public agencies and stakeholders, City staff has met with other public agencies to “pool” its efforts to provide comments on the Draft Permit. Comments are with the public agencies’ perspectives in mind and most specifically, the ability to implement this unfunded mandate from the State.

#### **BACKGROUND**

In 2003, the City of Sonoma (City) was required by State mandate to obtain coverage under the California State Water Resources control Board (State Board) National Pollutant Discharge Elimination System (NPDES) Statewide Phase II Small Municipal Separate Storm Sewer Systems (MS4) General Permit (Phase II Permit). The Phase II Permit regulates stormwater discharges to water of the United States from small municipally-owned stormwater conveyance systems (Small MS4s). The City currently works to protect water quality and prevent stormwater pollution by implementing the Phase II Permit through its local stormwater program and through its participation in the Marin, Napa, Sonoma, Solano, Stormwater Association (MNSSA) and North Bay Watershed Association (NBWA).

In June, 2011, the (SWRCB) issued a Notice of Opportunity for Public Comment (Notice) pertaining to the Draft NPDES Phase II Permit (Draft Permit). The permit was the reissuance of the original Phase II Permit (Order No. 2003-005-DWQ). In July, 2011, The City Council ratified a decision to join the Statewide Stormwater Coalition (SSC) and authorized the City Manager to sign a letter based on the California Stormwater Quality Association (CASQA) comments. The SWRCB has since responded to the comments, significantly revised the draft permit, and stated that the draft permit is not an unfunded mandate because the local agency has the authority to charge a fee.

#### **SUMMARY**

The SWRCB issued a revised Notice pertaining to the draft permit. The Notice was issued on May 18, 2012, and allows for a 66 day review period ending July 23, 2012.

##### Timeline:

July 23, 2012	Comments on the draft permit due to Water Board
August 8, 2012	Water Board Hearing (public comment opportunity)
October, 2012	Water Board will hold permit adoption hearing
February 2013	If adopted in October, permit will become effective

August 2013

Deadline to submit Notice of Intent (permit application)

The draft Phase II Permit and all of the accompanying permit documents are available on the State water Board website: [www.waterboards.ca.gov/phaseIIpermit](http://www.waterboards.ca.gov/phaseIIpermit).

When compared to the first draft from June 2011, the second (current) draft permit contains substantial revisions that reduce estimated permit implementation costs. However, when compared to the existing Phase II Permit, the cost to implement the new requirements through the City's own stormwater program will increase. Staff will provide the City Council a full analysis of the fiscal and staffing impacts after the permit is adopted. However, it is estimated that City stormwater costs could increase as follows:

- Annual staff cost increase: \$16,000 to \$89,000.
- Average annual cost increase for consultant services, water quality monitoring, outfall assessment and monitoring, training, and other permit implementation: \$15,000 to \$60,000.
- Over the five year permit term, costs to implement the draft permit are estimated to exceed \$753,000.
- The alternatives to obtaining coverage under the revised Phase II Permit include adopting the City of Santa Rosa's Phase I permit, or joining a regional approach (i.e. jointly apply with the other Phase II jurisdictions in Sonoma County or MNSSSA).

Staff has conducted an initial review of the draft permit. The draft permit significantly expands upon existing stormwater requirements, and adds four major new programs:

1. Program Management
2. Receiving Water Monitoring
3. Program Effectiveness Assessment and Improvement
4. Total Maximum Daily Load Compliance Requirements.

The changes within the permit will have a significant impact upon City resources and operations in order to comply. The draft permit is more prescriptive, requires additional reporting, and employs more expensive and tighter regulations. Staff is still working to fully understand resource impacts, it is conceivable the program could quadruple the current Stormwater budget resources, including requiring a full time equivalent (FTE) employee to manage the stormwater program. For example, the draft permit expands the Illicit Discharge Detection and Elimination Program element of the stormwater program by requiring the Permittee to conduct outfall field sampling to detect illicit discharges. Staff has conducted an initial review of the permit requirements and estimates the City could have to spend as much as \$6,000 in year one of the permit and nearly \$60,000 in year two compared to our current expenditure of approximately \$500 per year on illicit discharge (including staff time). In addition, projects that create and/or replace more than 2,500 square feet of impervious surface are proposed be regulated, which could increase the costs associated with development.

Staff is working on a number of fronts to prepare comments on the draft permit by the July 23rd deadline. This includes participating in the Phase II subcommittee of the California Stormwater Quality Association (CASQA) as well as participating in a regional collaboration with other area communities that will be impacted by these regulations. Our primary concerns are:

- The cost of compliance is excessive and the new permit requirements are unfunded mandates by the State as they expand beyond Federal EPA stormwater regulations.
- Proposition 218 limits the City's ability to raise dedicated revenues to fund the program; as such the City will have to find new revenue to comply.
- Should the City be unable to comply fully with the permit, the City is potentially open to State fines and third party lawsuits.

Lastly, staff continues to participate with other Phase II permittee's across the State in a state wide coalition (SSC) to jointly present comments to the State Water Resource Control Board and send a consistent message to state legislators.

### **Options**

If the draft permit is adopted the City may want to consider a regional approach to implementing the permit. Some options to consider are as follows:

- Work with the Regional Board to adopt the City of Santa Rosa Phase I Permit.
- Take a regional approach and become co-permittees with other Sonoma County Phase II jurisdictions (Sonoma County Parks, and the City of Petaluma).
- Take a regional approach and become co-permittees with MNSSSA.

At this time it is unknown what the cost benefit would be for these approaches.

### **Conclusion**

Staff will continue to update Council on the draft permit reissuance and our efforts to impact the outcome of the final permit. Staff recommends that Council authorize the City Manager to sign a letter in support of the CASQA and SSC comments which would send a strong and consolidated message to the State Board that significant modifications to the draft storm water permit are necessary. In addition, staff recommends that Council authorize the City Manager to sign a letter in support of the BASMAA letter dated June 29, 2012, which requests language be removed from the Fact Sheet that does not shield municipalities from citizen suits. The CASQA letter is currently being prepared by CASQA members and will be finalized by July 23, 2012, and the SCC letter is currently being reviewed by SCC members and will be finalized on July 23, 2012.



California Stormwater Quality Association™

*Dedicated to the Advancement of Stormwater Quality Management, Science and Regulation*

July 23, 2012

Jeanine Townsend, Clerk to the Board  
State Water Resources Control Board  
1001 I Street, 24<sup>th</sup> Floor  
Sacramento, CA 95814

**Subject: Comment Letter – 2<sup>nd</sup> Draft Phase II Small General Permit**

Dear Ms. Townsend and Members of the Board:

The California Stormwater Quality Association (CASQA) appreciates the opportunity to provide comments on the subject of the 2<sup>nd</sup> Draft Phase II Small General Permit (draft Phase II permit). As you are aware, CASQA is a statewide association with active membership from representatives of the Phase I and Phase II stormwater community. As a result, we have extensive experience in the development and implementation of stormwater management programs to protect water quality and have been actively engaged with the State Water Board staff during the development of the Draft Phase II permit. Nonetheless, CASQA's Phase II subcommittee has thoroughly reviewed the draft Phase II permit and developed comments and recommendations contained herein. The Phase II subcommittee includes a broad representation of Phase II traditional, non-traditional, new and existing designees.

We would like to acknowledge and thank State Water Board staff for conducting additional meetings and conference calls to discuss revisions to the first draft Phase II permit. The discussions translated into many mutually beneficial revisions in the 2<sup>nd</sup> draft Phase II permit. The result is a permit that is more practical, cost effective while still protective of water quality and technically feasible.

While the revisions have resulted in a more practical permit, several significant challenges for the Phase II community remain including the liability presented in the current receiving water limitation language and the cumulative impact of the compressed nature of requirement deadlines.

Our overarching comments are summarized below and our specific comments and requests for clarification are included in the attached table (Attachment A).

**Comment #1: Receiving Water Limitation Language**

As currently written, Phase II permittees will not be able to comply with the Receiving Water Limitations Provision (Provision D) Furthermore CASQA would submit that the provision is contrary to Board policy (WQ 99-05). Multiple constituents in stormwater runoff on occasion may be higher than receiving water quality standards before it is discharged into the receiving waters, and may create the potential for the runoff to cause or contribute to exceedances in the receiving water itself. Previously, MS4s have presumed that permit language like that expressed in Provision D in conjunction with Board Policy (WQ 99-05) established an iterative management approach as a basis for compliance.

However, contrary to the State Water Board's stated intent and the understanding of CASQA, on July 13, 2011, the Ninth Circuit Court of Appeals issued an opinion in *Natural Resources Defense Council, Inc., et al., v. County of Los Angeles, Los Angeles County Flood Control District, et al.* (NRDC v. County of LA) that because the iterative process paragraph did not explicitly state that a party who was implementing the iterative process was not in violation of the permit, a party whose discharge "causes or contributes" to an exceedance of a water quality standard is in violation of the permit, even though that party is implementing the iterative process in good faith.

As a result of the court's decision, if the draft language is not changed, all discharges to receiving waters must meet water quality standards to avoid being in violation of permit terms. Although an important goal, it is not reasonable to expect Phase II permittees to be able to meet this instantaneous goal. Unless this language is changed, Phase IIs will be vulnerable to enforcement actions by the state and third party citizen suits regardless of current or future enforcement policy(ies) of the State or Regional Water Boards. For example, the City of Stockton was engaged in the iterative process per the terms of its Permit, but was nonetheless challenged by a third-party on the basis of the Receiving Water Limitations language. There is no regulatory benefit to imposing a permit provision that results in potential instantaneous non-compliance for the Permittee.

*Recommendation: Direct staff to revise the Receiving Water Limitation Language as provided in Attachment B.*

**Comment #2: Timeline**

Several elements of the timeline remain unrealistic. Individually, the requirements and associated timeline may be feasible, but collectively, the comprehensive and ramped-up nature of the requirements makes compliance difficult, if not infeasible for Phase II permittees. Notably, many significant milestones are required in the second year including, but not limited to:

- Developing and implementing receiving water monitoring program

- Completing and submitting a Program Effectiveness Assessment and Improvement Plan
- Developing and implementing a comprehensive stormwater public education and outreach program
- Inventorying all outfalls and map associated drainage areas
- Inventorying of permittee-owned or operated facilities that may impact stormwater
- Assessing and prioritizing all catch basins
- Submitting a landscape design and maintenance program to reduce water, pesticides, herbicides and fertilizers
- Requiring new development projects that create or replace 5,000 sq ft of impervious cover to implement low impact development runoff standards
- Implementing an O&M Verification Program for regulated new development projects

Phase II Permittees request some relief and spacing of significant milestone requirements within the implementation timeline. These small communities need adequate time to obtain the resources and expertise needed to ramp up their stormwater programs to meet new permit requirements.

*Recommendation: Direct State Water Board staff to incorporate the revised timeline recommendations made in Attachment A.*

**Comment #3: Maximum Extent Technically Feasible**

[possibly insert language from CASQA legal review]

CASQA appreciates the opportunity to provide our comments and ask that the Board consider them and our suggested revisions. If you have any questions, please contact CASQA Phase II Subcommittee lead Rebecca Winer-Skonovd at (530) 753-6400 or CASQA Executive Director Geoff Brosseau at (650) 365-8620.

Sincerely,

Richard Boon, Chair  
California Stormwater Quality Association

Cc: Eric Berntsen, State Water Board  
Ali Dunn, State Water Board  
Christine Sotelo, State Water Board  
CASQA Phase II Subcommittee

CASQA Executive Program Committee and Board of Directors

Attachments

- A. Detailed comment table
- B. CASQA Proposed Language for Receiving Water Limitation Provision
- C. Suggested changes to Post-Construction Provision in track changes format

**SSC Membership Distribution  
Draft Letter on the 2<sup>nd</sup> Draft Permit  
7/3/2012**

Dear Ms. Townsend:

On behalf of [insert number that sign] public entities statewide (“Statewide Stormwater Coalition” or “Coalition”), we hereby submit comments to the second draft of the Phase II Permit for small Municipal Separate Storm Sewer Systems (“MS4s”).

**The Coalition supports efforts to maintain and improve water quality in California. We appreciate that the State Board redrafted the Phase II permit and responded to some of our concerns. However, major concerns remain.**

Best Best & Krieger has submitted a separate letter (**Attachment A**) detailing legal problems with the second draft. The California Stormwater Quality Association (CASQA) commented separately on technical issues. The Coalition joins with these comments as well as the joint letter from the California League of Cities, California State Association of Counties and the Regional Council of Rural Counties, and adds the following:

- The permit imposes compliance at a cost which is not feasible;
- The permit’s receiving water limitations leave permittees uncertain about how to comply and vulnerable to legal challenge;
- The process for implementing the permit is unclear, and leaves permittees vulnerable to legal challenge;
- Several parts of the permit are over-specific and are redundant with other State regulations; which hampers permittees’ legal ability to effectively protect water quality, and (again) makes them vulnerable to legal challenge;
- The State Board lacks the legal authority in some cases to require certain provisions within the permit.

**The Coalition’s number one concern: COST OF COMPLIANCE.**

*The second draft Permit imposes unacceptable costs on permittees at a time of widespread economic distress.*

The second draft permit includes approximately 46 major task elements and 128 tasks for traditional MS4s. Of these 128 tasks, 117 or 91% are required to be

implemented completed by the end of the third year of the permit term. A chart of these task elements, tasks and time frames is included as **Attachment B**.

If these requirements stand, individual permittees will have to hire staff or consultants to perform them. Although a *statewide* study from 7 years ago says the cost is acceptable and that some individuals have said they are “willing to pay” for clean water, this study was completed prior to the recent economic downturn. In fact, local public entities continue to lose sources of revenue to the State. The abolishment of redevelopment agencies is the most devastating recent example. The State’s economy remains stagnant. Proposition 218, court decisions and political realities continue to erode public entities’ real-life ability to enact fees or taxes to pay for regulatory programs. What matters, is the true fiscal ability for MS4s to comply with the stringent permit requirements. Further, these greatly expanded requirements have not been proven to have a clear nexus to provide improved water quality.

All of these constraints are magnified for **small MS4s**. Compared to a Phase I municipality like Los Angeles County, the relative cost for a small MS4 to retool for the proposed Phase II permit is daunting in real and political terms. Every budgetary decision is subject to intense public scrutiny and criticism. Each required task forces cities to make a direct choice between public safety and less immediate public needs.

The State Board in Order WQ 2000-11 has acknowledged that the cost of compliance is a relevant factor in determining MEP. As the State Board’s Office of Chief Counsel has stated, “BMPs should have a cost that bears a reasonable relationship to the pollution control benefits to be achieved.” The Coalition believes that the costs of the BMPs in the draft permit do not bear a reasonable relationship to the pollution control benefits to be achieved and thus exceed the MEP standard.

### **The Coalition’s number two concern: RECEIVING WATER LIMITATION LANGUAGE.**

*Language in the second draft permit does not clearly allow permittees to comply with water quality standards over time by using best management practices supplemented by the iterative process.*

The current permit language exposes Permittees to enforcement actions and lawsuits even if the discharger is fully implementing its stormwater program. If the water into which a Permittee discharges is not meeting water quality criteria, the discharger could be liable, regardless of all its other costly efforts to reduce pollutants in its discharges. It is generally acknowledged that there is no feasible way at this time to meet water quality criteria for certain pollutants such as copper and zinc. Nevertheless, the State Board has not used its discretion to allow dischargers to comply with water quality criteria over time through the

iterative process. By failing to use its discretion to draft permits based upon achieving compliance through the iterative process, the State Board has left local governments vulnerable not only to enforcement, but also to third party lawsuits that will cost millions of dollars to resolve, over and above the millions already being spent on the stormwater program.

To correct this problem, the State Board should substitute receiving water limitations language proposed by CASQA, as emphasized in the Best, Best & Krieger letter:

*“Except as provided in this Section D, discharges from the MS4 for which a Permittee is responsible shall not cause or contribute to an exceedance of water quality standards contained in a Statewide Water Quality Control Plan, the California Toxics Rule (CTR), or in the applicable Regional Water Board Basin Plan.”*

*"If a Permittee is found to have discharges from its MS4 causing or contributing to an exceedance of an applicable water quality standard or causing a condition of nuisance in the receiving water, the Permittee shall be deemed in compliance with this Section D and this Order, unless it fails to implement the requirements of this Section D or as otherwise covered by a provision of this Order specifically addressing the constituent in question, as applicable."*

### **The Coalition's number three concern: UNCERTAIN PERMIT TERMS.**

*The second draft permit allows regional board discretion in permit requirements creating uncertainty for permittees regulated by the Order.*

Although the second draft permit claims to be prescriptive and clear, it contains open-ended terms and provisions for interpretation by the Executive Officer of Regional Boards.

For example, the second draft permit contains open-ended terms related to public outreach, post construction standards and water quality monitoring:

- Permittees could be required to implement costly community based social marketing education and outreach strategies if required by their local regional board's executive officer. However, no criteria are provided to determine how or when this determination would be made.
- Permittees which discharge to an Area of Special Biological Significance, have a Total Maximum Daily Load or have been a water body that is impaired and is 303(d) listed are required to meet with their local regional board after permit adoption to determine water quality monitoring requirements.

The true impact of these programs cannot be known until after the permit is adopted.

Along these same lines, the Central Coast MS4s have been “carved-out” and are required to implement post-construction standards that exceed those required for other permittees. This “carve-out” is inappropriate given the nature of a general permit which is to be one permit of general application. The uncertainty is further magnified by the fact the Central Coast Regional Board has not yet acted upon the post-construction standards. Comments from the California Stormwater Quality Association to the Central Coast Regional Water Quality Control Board concerning the Central Coast specific post-construction standards indicate the requirements are unreasonable, infeasible for many projects and are not cost-effective. Even more importantly, the more restrictive numeric standards have not been shown to have a water quality benefit.

The extreme nature of the proposed Central Coast post construction numeric standards further compounds the difficulty for Central Coast MS4s to comply with the full terms of this permit. Central Coast MS4s should be subject to the same post-construction standards as all other Phase II MS4s under the draft Phase II Permit. Especially since the more restrictive numeric standard has not been shown to provide water quality benefit for its more onerous and costly burden.

Another area of uncertainty in the second draft permit is the intent and purpose of the Guidance Document that is to be submitted at the time a Permittee files its Notice of Intent. Coalition members spent years and tens of thousands of dollars each to prepare and begin implementing storm water management plans. The second draft permit, in particular findings 30-33 and Section E.1.b, says permittees won't submit these plans to Regional Boards anymore, however a Guidance Document that identifies overall planning and all permit requirements along with the responsible implementing parties is required. This raises several questions for permittees.

First, what is the nature and legal status of a “storm water program guidance document?” Second, will interested members of the public accept that they have no legal opportunity for comment on these “guidance documents?” Third, exactly what is the Regional Board Executive Officer's authority regarding review and modification to these documents? Finally, what process would a permittee use to question a regional executive officer's determination in the event of a disagreement?

Unless these questions are resolved through changes to the second draft permit now, they will recur again and again for permittees in the political process and in expensive court challenges. Consequently, the Board should revise the second draft permit as proposed in the letter from Best, Best & Krieger.

Specifically, permittees should be able to request that the Regional Board Executive Officer allow continuation of existing best management practices in lieu of the requirements of the second draft permit. If the State Board intends to allow the Regional Board Executive Officer to unilaterally decide whether to continue a current program, permittees should be allowed to petition (afforded an appeal process for) these decisions to the State Board.

**The Coalition's number four concern: OVER-SPECIFICITY.**

*Over-specific requirements in the second draft permit will hamper permittees in achieving water quality improvement.*

The Best Best & Krieger letter demonstrates that several portions of the second draft permit have no legal basis or constitute State mandates over and above Federal Clean Water Act requirements. As stated above, the Coalition joins in these comments. The Coalition has an additional, practical concern: these provisions are so specific that the strict compliance required of permittees will sacrifice real-world water quality gains.

Here are some examples:

- The Program Management Element requires that permittees have available all of a large menu of enforcement tools. These tools must be used and their use documented in a specified manner—without regard to whether it is effective to do so in the particular jurisdiction or circumstance.
- More specifically, task Element E.6.c requires Permittees to develop and implement an Enforcement Response Plan by year 3. However, task element E.6.a, requires Permittees to have adequate legal authority to address over 10 specific elements in controlling pollutant discharges by year 2. Because implementing task E.6.a is likely to require Permittees to update their ordinances or other regulatory mechanisms, it seems redundant to require an Enforcement Response Plan to reiterate the regulatory mechanisms develop in E.6.a. Further the purpose of the Enforcement Response Plan is unclear given that it is never required as a submittal to the state in an annual report. Instead task E.6.c requires a report summarizing all enforcement activities.
- If required by the Executive Officer of a Regional Board, the permittee will be required to implement detailed Community-Based Social Marketing requirements—without regard to whether these strategies work in the particular community. Further it is unclear the basis on which an Executive Officer will make that determination.
- All permittees are required, at a minimum, to provide storm water education to school-age children, with a suggested curriculum named.

However permittees have no legal authority to impose curriculum on schools. Further the curriculum suggested as limited if any direct stormwater quality educational pieces.

- The staff of all permittees must be repeatedly trained and certified to detailed standards; interestingly, third-party plan reviewers need only be “trained.” Specifically, requiring all plan reviewers and inspectors to be QSD/QSP qualified is excessive.
- Section E.12.j, which requires permittees to update their general plan and specific plans, does not align with California local land use authorities. Unless state law is amended to require the inclusion of certain considerations in planning, zoning and building laws, the State Board lacks legal authority to compel dischargers to amend their general plan or other planning documents in any particular way.

Whether or not over-specific permit requirements make water-quality improvement sense, permittees will be obligated to strictly comply with them on pain of enforcement action by the regional board or litigation by interested members of the public.

For all of the reasons identified by the Best, Best & Krieger letter, as well as these additional practical reasons, the Board should:

- Revise the receiving water language;
- Revise language to align with the federal Clean Water Act;
- Eliminate over-specific requirements;
- Allow Central Coast MS4s to comply with the general order post-construction standards;
- Provide clear guidance to regional board executive officers for direction to Permittees and enforcement of the Order.

Very sincerely,

[Add signatories]



# B A S M A A

Alameda Countywide  
Clean Water Program

Contra Costa  
Clean Water Program

Fairfield-Suisun  
Urban Runoff  
Management Program

Marin County  
Stormwater Pollution  
Prevention Program

Napa County  
Stormwater Pollution  
Prevention Program

San Mateo Countywide  
Water Pollution  
Prevention Program

Santa Clara Valley  
Urban Runoff Pollution  
Prevention Program

Sonoma County  
Water Agency

Vallejo Sanitation  
and Flood  
Control District

June 29, 2012

Jeanine Townsend, Clerk to the Board  
State Water Resources Control Board

Subject: Comment Letter – 2nd Draft Phase II Small MS4 General Permit

I am writing with respect to an issue arising from the State Water Board's 2<sup>nd</sup> Draft Phase II Small MS4 General Permit and, more specifically, the Fact Sheet, circulated with it. The third paragraph of Section XI of the Fact Sheet contains unnecessary and potentially misleading language that is inaccurate and inconsistent with other Water Board-issued MS4 permits, including the current draft Caltrans permit and its fact sheet, and should therefore be deleted in its entirety.

The Fact Sheet misreads the Ninth Circuit's decision in *NRDC vs. County of Los Angeles, et al.* by ignoring the fact that the iterative process provision at issue there, unlike here (or in the draft Caltrans permit), was not integrated into the permit's Receiving Water Limitations. The Ninth Circuit did not analyze nor reach a decision on whether or not an iterative process provision that was part and parcel of Receiving Waters Limitation language itself, would form an effective safe harbor assuming that a permittee was dutifully complying with it.

Since the State Water Board already recognizes that, under the Ninth Circuit's decision in *Defenders v. Browner*, including in an MS4 permit a requirement to go beyond Congress's maximum extent practicable standard is discretionary on its part, it necessarily follows that a Water Board-created MS4 permit provision, such as one requiring an MS4 permittee not to cause or contribute to an exceedance of an applicable water quality standard, can legally be constructed to include within it a safe harbor (or partial safe harbor) if the State so desires. Although the Fact Sheet's third paragraph, if left intact, poses a significant problem in this regard, the draft permit's actual Receiving Waters Limitations language (and that in the draft Caltrans permit) currently would achieve this desirable result as drafted.

The approach recommended above is fully consistent with longstanding State Water Board policy regarding MS4 permitting, including precedential Orders WQ 91-03, 98-01, and 99-05. To the contrary, if the third paragraph of Section XI of the Fact Sheet is left intact, it will represent a seismic shift in policy, create an inconsistency issue with the Caltrans permit, and, most importantly undermine the core of the Water Boards' cooperative partnership with local governments – large and small – relative to stormwater management and the achievement of water quality standards.

We therefore request State Water Board staff be directed to make this change in the language of the Fact Sheet.

Sincerely yours,

James Scanlin, Chair – Bay Area Stormwater Management Agencies Association

Bay Area

Stormwater Management

Agencies Association

P.O. Box 2385

Menlo Park, CA 94026

510.622.2326

info@basmaa.org



*City of Sonoma*  
**City Council**  
**Agenda Item Summary**

**City Council Agenda Item: 8C**

**Meeting Date: 07/16/2012**

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**Department**

Planning

**Staff Contact**

David Goodison, Planning Director

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**Agenda Item Title**

Discussion, consideration and possible action on the potential use of a City-owned property located at Fifth Street West/West MacArthur Street as a dog park, requested by Mayor Sanders.

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**Summary**

Earlier this year, the Mayor held a preliminary discussion with Bob Edwards of the Sonoma Valley Dog Owners and Guardians (SVD OG) about the feasibility of making use of a vacant City-owned property located at the northeast corner of Fifth Street West and West MacArthur Street as a dog park. This property, which is comprised of two parcels, has an area of approximately one-half acre (see attached map). Donated to the City by the Cuneo family as an unrestricted gift, it has a General Plan land use designation of "Park." The property features a natural drainage swale and is undeveloped. Neighbouring properties on the north and east have a residential zoning and compatibility issues (including parking availability) would need to be investigated if the dog park concept is pursued.

In the course of discussing this site, Mr. Edwards raised a number of questions about the property and it became clear that the level of staff effort required to address them would require Council approval. With respect to the basic concept, there are few details to report to the City Council at this time. For example, it is not clear to staff whether the SVD OG is proposing to fund any required improvements or ongoing maintenance. No doubt these questions are easily be answered, but first it necessary to determine whether the City Council wishes to devote staff resources to this issue. In the event that the City Council does support investigating this issue, staff recommends that the matter be referred to the Community Services and Environment Commission as it would seem to fall within their purview in that that a City park facility (albeit one that is undeveloped at this time) is being considered. (Note: the City has a 10,000-square foot dog park located on the Police Station/Field of Dreams property that has been in place since 1999. The dog park is leased to the Sonoma Dog Park Association for operations and maintenance.)

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**Recommended Council Action**

Council discretion.

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**Alternative Actions**

Council discretion.

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**Financial Impact**

If the City Council directs staff to investigate this issue, the initial research and reporting would be undertaken as part of the normal work program of the Planning Department. If a specific course of action is developed with respect to establishing a new dog park, cost estimates would be developed as part of the analysis. The City does not have the funding or staff capacity to fund, build, and manage a new dog park absent outside organization assistance or grant funding.

---

**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
  - No Action Required
  - Action Requested
- 

**Attachments:**

1. Fifth Street property location map

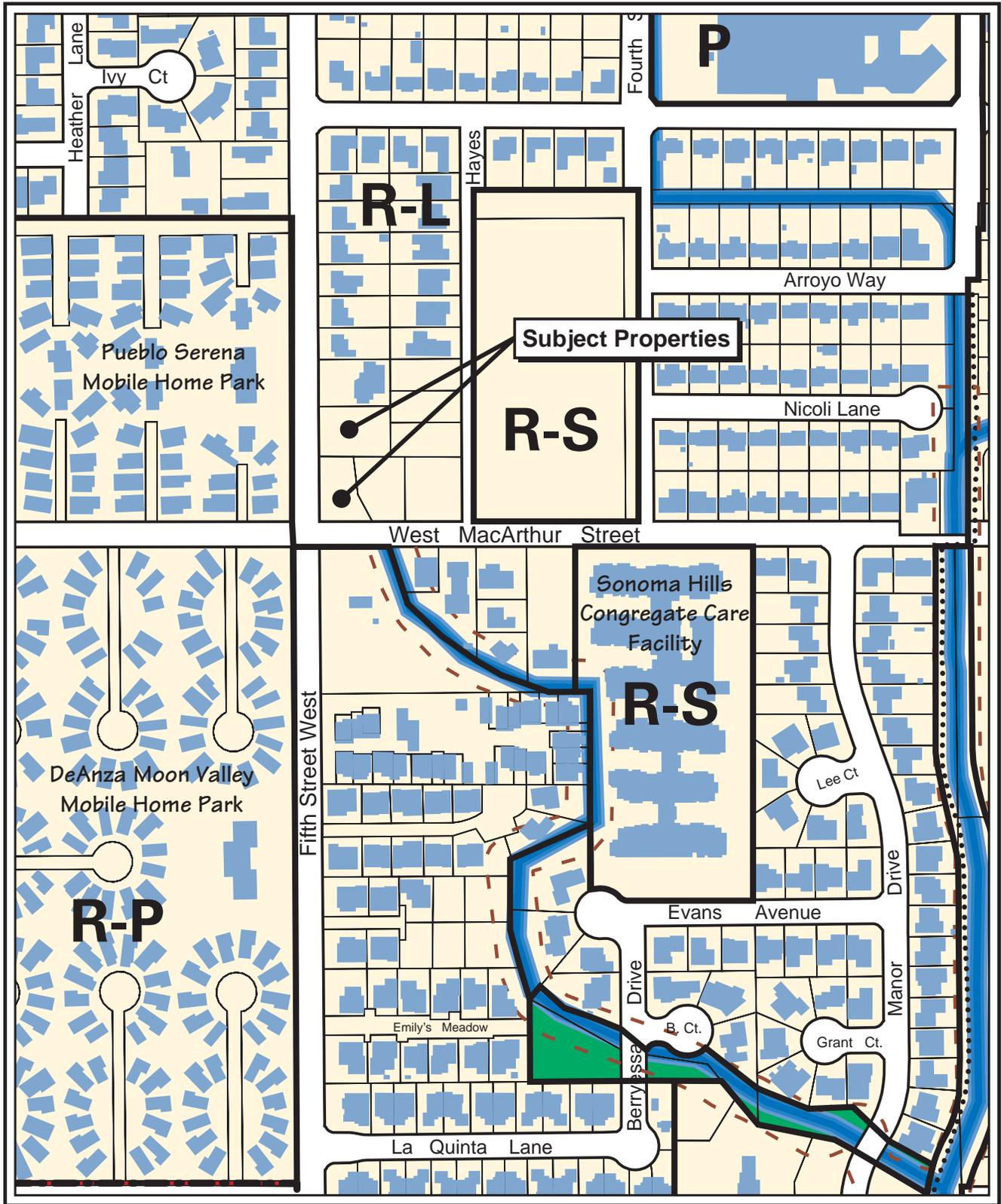
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**cc:**

Bob Edwards, SVDOG

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Location Map  
*Sebastiani/Cuneo Park Dedication*





City of Sonoma  
**City Council**  
**Agenda Item Summary**

**City Council Agenda Item: 8D**

**Meeting Date: 7/16/12**

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**Department**

Administration

**Staff Contact**

Gay Johann, City Clerk

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**Agenda Item Title**

Discussion, consideration and possible action regarding formation of a City Donation and Sponsorship Program similar to that of the City of American Canyon, requested by Mayor Sanders.

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**Summary**

Mayor Sanders placed this item on the agenda to find out if there is interest and/or support among Councilmembers in the formation of a City Donation and Sponsorship Program similar to the program created by the City of American Canyon in 2011. American Canyon's goal was to encourage donations and sponsorship to help fund City events and programs as an alternative to downsizing or eliminating programs or services as a result of the economic downturn. Their City Council adopted a Donation and Sponsorship Policy, authorized production of a brochure listing the varied opportunities available to community benefactors. Their Parks and Recreation Department assumed administration of the program.

American Canyon reports having received \$1,500 in cash contributions in 2011 and \$750 to date this year as a result of their Donation and Sponsorship Policy. Staff was unable to obtain information regarding any in-kind contributions that may have been received. Communications received from both American Canyon staff and Councilmembers indicated their belief that the program would be more successful if more staff time could be devoted to outreach to the community.

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**Recommended Council Action**

Council discretion.

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**Alternative Actions**

Council discretion.

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**Financial Impact**

The financial impacts of implementing this program are unknown at this time. American Canyon spent \$1500 to print full-color brochures.

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**Environmental Review****Status**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

- Approved/Certified
  - No Action Required
  - Action Requested
- 

**Attachments:**

1. American Canyon Donation & Sponsorship Policy
  2. American Canyon Gift & Dedication Brochure
  3. Communications from American Canyon Councilmembers
  4. Newspaper article about the launch of American Canyon's program
- 

cc:

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CITY OF AMERICAN CANYON  
DONATION AND SPONSORSHIP POLICY

POLICY AND PURPOSE:

The purpose of this policy is to provide criteria for determining the appropriateness of sponsorship, donation or advertising arrangements between the City and a company, organization or individual.

Whenever feasible the City shall actively seek donations and/or sponsorships for City events, programs and facilities. These activities shall be undertaken to the fullest extent possible under the following procedures, to support City operations.

DEFINITIONS:

City Program – Those activities and events financed primarily with general or other City funds or grant monies received by the City, and planned, organized and conducted by the City.

Donations/Gifts – Funds, equipment, materials or services given to the City with no expectation of recognition or consideration in return. The City may choose to provide recognition to donors. Such recognition shall be solely determined, controlled and prescribed by the City. Examples of such recognition may include, but are not limited to letters of appreciation, certificates of commendation, or invitation to a City Event. Donors may choose to remain anonymous.

Gift Catalog – A document listing items and services that groups or individuals may wish to donate to the City of American Canyon.

In-Kind Contribution – A contribution of an item, object or service other than cash, which would serve a useful purpose in the provision of City services. Examples of in-kind contributions may include equipment, materials or services.

Limitations – Sponsorships will not be considered that promote illegal activities or that constitute a violation of the law. Sponsorships must be congruent with the overall strategic, mission, vision and values of the City of American Canyon. Benefits provided to a sponsor must not violate City Policy or the City Sign Ordinance.

Memorial – A physical feature intended to honor a deceased person.

Park and Facility Naming Policy – See City of American Canyon Resolution 2007-168

Sponsor – A company, organization or individual who provides the City with funding or in-kind contribution in support for a program, activity or facility in the form of a Sponsorship, and who expects recognition in return.

Sponsorship Agreement – A negotiated agreement between the City and a company/organization where the City makes a Sponsorship opportunity available and enters into

an agreement with the company/organization to pay a fee in cash, products, services or a combination thereof, for recognition rights. The Sponsorship Agreement shall establish the terms of the gift including the amount, the facility or program being offered, the use of the gift, and the duration of any naming rights associated with the gift. The Agreement will be subject to this policy and the approval of the City Manager and the City Attorney's Office.

PROCEDURE:

The Parks and Recreation Department will serve as the initial point of contact whenever an individual, company or group wants to provide a donation or sponsorship. After determining that the paperwork is complete, donations of less than \$1,000 can be accepted by Parks and Recreation Staff without committee input provided the donation is consistent with the spirit of the policy. All donations must be processed by the Finance Department with notification to the City Manager. The City Manager will notify the Parks & Community Services Commission and the City Council of every donation.

Donations/Sponsorships of \$1,000 or greater will be forwarded to the Donation/Sponsorship Committee. The committee will be comprised of the Parks and Recreation Director, the Community Development Director and one member of the Parks and Community Services Commission. The committee shall be responsible for reviewing and recommending action for each request.

Applications in excess of \$50,000 or those identified as unique and/or requiring additional review by the Donation/Sponsorship Committee will be forwarded to a Review Committee. The City Council Finance Committee shall serve as the Review Committee. The Review Committee will evaluate the proposals forwarded to them and make a recommendation to the City Council for final consideration.

Except for applications forwarded to the Review Committee, the decision of the Sponsorship Committee is final. Regardless of the amount, all donations and sponsorships must be reported to the City Manager, who will in turn notify the Parks and Community Services Commission and City Council on a regular basis.

Upon approval of a sponsorship application, the sponsorship opportunity may be renewed annually without further review unless there are significant changes to the event, program, facility, or nature of sponsorship.

A Donation/Sponsorship Proposal must be completed on a City approved form and submitted as described above for review. The proposal must include the following:

1. Detailed discussion of the program, project or event
2. Name, address, email address and telephone number of the agency, group or individual, including contact person
3. Specific notification that the donor wishes to remain anonymous
4. Whether the donation is for a designated or undesignated use
5. Item, funds or service being provided by sponsor (if applicable)
6. Estimated monetary value of the fund or service being provided
7. Type of recognition requested (if applicable)

8. Cost to the City, if any, to administer the program

### SPONSORS OF CITY PROGRAMS

All proposed sponsors must receive prior approval from the Sponsorship Committee, and if applicable, the Review Committee and City Council. Depending on the complexity or dollar value involved in a sponsorship, the City Manager may recommend that staff develop either a Memorandum of Understanding or a more formal Sponsorship Agreement.

The Sponsorship Agreement will include the terms of the sponsorship, including any expectation of a significant return or recognition. The City Manager may include renewal conditions to a Sponsorship Agreement at the City's option.

### DONATIONS

All Donations for events, activities or facilities must be in accordance with the City's existing practices for receiving donations. Donors may be recognized within the guidelines of this policy.

### MEMORIAL

Requests for Memorials will be presented directly to the Review Committee.

### GIFT CATALOG

The Parks and Community Services Commission, with assistance from City staff will be responsible for preparation of the City's Gift Catalog. Their review and recommendation will be presented to the City Council annually at the first City Council Meeting in September.

### RECORD KEEPING

All Donations in cash shall be recorded with the Finance Department and deposited. Unaccepted Donations will be returned to the Donor.

The Finance Department shall maintain records that provide an audit trail for the receipt of all Sponsorships and Donations. The record will include the name, type, contact name if a company, amount, and disposition.

Notification of every donation/sponsorship/volunteer service will be forwarded to the City Manager. The City Manager will notify the Parks and Community Services Commission and the City Council on a regular basis of any gift.

The City cannot guarantee the tax deductibility of a Donation, but may provide the donating party with a letter of acknowledgement and a statement of the City's intended use.

Gifts and Dedications for



American Canyon

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# Dear Community Benefactor:

Public resources are especially scarce with the current economic climate. This publication provides an opportunity for American Canyon residents, businesses and non-profit organizations to be personally involved in maintaining the special character of our community through their contributions.

The intent of this program is to give you an opportunity to support the projects and facilities of greatest interest. No gift is too small. A gift can be made in memory of a loved one, in the name of the donor, or remain anonymous.

Please use this guide to help you choose a tax deductible gift to donate to the community. The guide also offers many volunteer opportunities to individuals and organizations.

If you wish to discuss your gift or to volunteer your services, please call the City Manager's Office at 707-647-5305.

Tax Status of City: City hereby confirms that CITY is an organization described in Section 501(c)(3) of the Internal Revenue Code, to which contributions are deductible for Federal income tax purposes to the extent provided in Section 170 and all other applicable sections of the Code. Please check with your tax advisor.

# Park Enhancements

Gifts to the parks can range from a memorial park bench or specific piece of play equipment all the way to major park improvements. Following is a list of suggested items and the approximate cost of each item. The number in parenthesis denotes how many of each item are requested overall.



## Benches, Tables & Equipment

- Park Bench with Back (10) - \$450
- Picnic Table, 8 ft, (10) - \$750
- Litter Receptacle (20) - \$300
- Family Sized BBQ Grill (5) - \$375
- Accessible Drinking Fountain (4) - \$500
- Heavy Duty Bike Rack (4)- \$275
- Shade Structure (2) - \$7,000



## Early Childhood Play Equipment

Dinosaur Adventure Mates (4) - \$1,000

Cruisin' Mates – Fire Chief's Car, Race Car, Police Car, Taxi (4) - \$775 each

Preschool Picnic Table (5) - \$550

Play Structures (2) - \$13,000 – \$20,000



## Dog Park

Drinking Fountain for dogs and people - \$500

Dog Play and Agility Equipment - \$250 - \$2,000

Park Bench with Back (4) - \$450

Mutt Mitts and Dispensers (10) - \$300

Physical Improvements (grading, drainage, turf, irrigation) - \$20,000

Addition of a Westside Dog Park - \$75,000

Pet Memorial Grove - \$25,000

# Park Enhancements

## Bocce Court At Veteran's Park

Pergola (4) \$2,500 each  
Bocce Equipment (8 sets) \$50 - \$250



## Skate Park

Clear Back Panels (20) \$500 each  
Service Road \$15,000  
Skate Park Webcam \$5,000



## Tree And Flower Donations

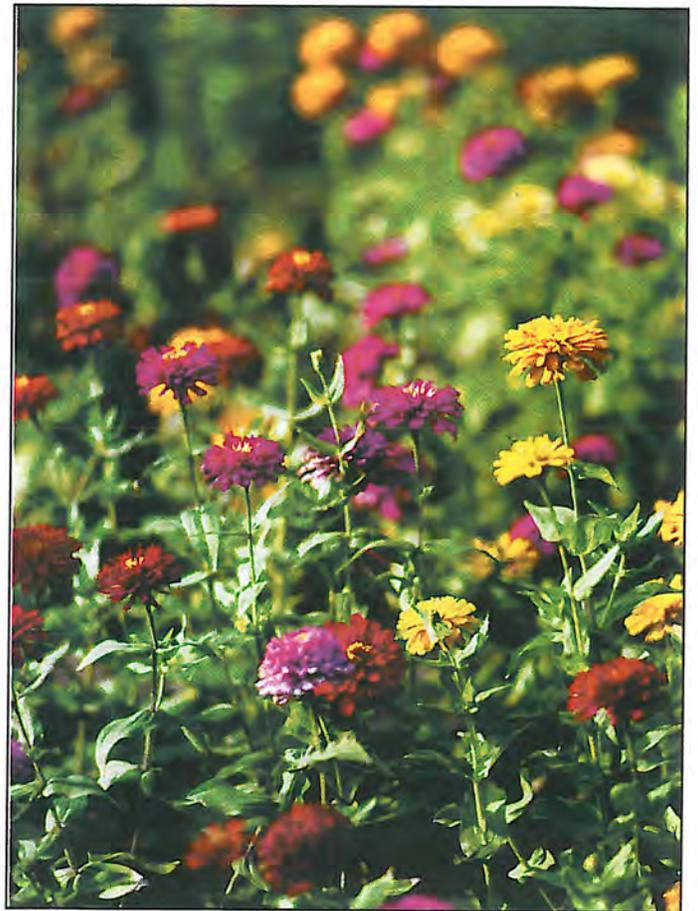
Native and ornamental trees can be planted at most City parks or the Memorial Grove. Tree selection and location is arranged between the donor and Parks and Recreation Staff. The tree must be over 6' or have a stock diameter of 2". The City will purchase and plant the tree. Parks and Recreation Staff have the final decision on the location of the tree, however, all efforts will be made to place it in a location agreeable to donor.

A marker can be located next to the tree in memory of a loved one or a special event.

Tree and plaque - \$300

A variety of annual and perennial flowers are needed for park gardens on a yearly basis. A lump sum amount can be donated for the flowers or donor can purchase flowers directly with direction of the Park and Recreation Department.

Flower costs range from \$150 - \$300 per year depending on the location and area covered.



# Charitable Donations



The City of American Canyon is grateful for all the community involvement and support that we receive. Gifts can be made to the City in many different ways. A contribution can be made for a specific purpose or for general use. Gifts can be large or small. Each and every gift is appreciated.

All gifts, unless anonymous will be recognized and publicized annually in the following categories:

Platinum	Over \$10,000
Gold	\$5,000 - \$10,000
Silver	\$1,000 - \$5,000
Bronze	\$100 - \$1,000
Patron	Up to \$100

If you wish to contribute to a specific project or item, the total cost or a portion of the cost may be donated.

Some of the items listed may be available for Naming Rights and will be subject to the City of American Canyon Naming Rights Policy.



# Community Wide Donations

## Specific Projects

- Wifi at City Parks - \$50,000
- Trees to screen City Corporation Yard at Wetlands Edge (10) - \$900 ea
- Underwrite concert or cultural event at American Canyon High School Performing Arts Theatre - \$1,000 - \$10,000
- Paint for the Post Office on Crawford Way - \$500
- Trees within easement along frontage of PG&E Substation (10) - \$500 ea
- Graffiti abatement supplies fund - \$500
- Bike Rodeo - \$50 - \$500  
A program for children to learn about bicycle safety, bicycle maintenance, safe riding practices and theft prevention
- K-9 Program - \$1,500 per year  
Provides for the care, feeding and training of the Police Department K-9
- Pavement crosswalk lighting for traffic calming, 2 locations - \$50,000 each
- At Risk Youth Scholarship Fund - \$50 - \$200  
The At Risk Scholarship Fund allows for participation by youth who are otherwise unable to participate due to financial hardship
- DARE program - \$25 - \$1,000
- Fire Explorer Program - \$25 - \$1,000
- Lift for decorating City holiday tree - \$500
- Decorative lighting for City Hall during Holiday season - \$15,000
- 9/11 Memorial at Public Safety Building - up to \$25,000

# Recreation Programs

## Phillip West Aquatic Center

- Pool Dome - \$70,000 - \$80,000-Permanent Naming Rights
- Resurfacing of Large Pool - \$35,000 - \$45,000
- Pool Dome – Naming Rights - \$10,000 per season
- Deck Chairs (50) - \$150 each
- Pool Equipment (lane lines, lane line reel, pool covers, guard deck chairs and umbrellas) \$ 200 – \$2,000
- Pool Safety & Training Equipment (CPR manikins, lifeguard tubes, rescue equipment bags, boards, resuscitation bags, AED supplies, toddler platform) - \$100 – \$2,000
- Pool Instructional Equipment(fins, swim lesson toys, water aerobics dumb bells, pull buoys, kick boards) - \$10 - \$800
- Sponsor a Summer Lifeguard (10) - \$2,500 each

## Youth Sponsorship Opportunities

- Summer Day Camp Field Trip, 3 per year - \$500 each
- Summer Day Camp Tee Shirts for 100 children - \$2,000
- Presentation at Summer Day Camp (Reptile Show or Other Educational Program), 3 per year - \$250 - \$500 each
- Community Special Event (e.g. Halloween Party, Easter Egg Hunt, Grandparent's Day) \$100 - \$1,000
- Teen Trip (e.g. San Francisco Zoo, Discovery Kingdom) 3 per year, \$250 - \$500 each
- Basketballs or Volleyballs (20)- \$20 each
- Contribute to a Recreation Program Scholarship Fund  
(The scholarship fund allows for participation by children who are otherwise unable because of financial hardship) \$50 - \$200

## Community Outreach

- Printing of Recreation Summer Program Guide - \$3,500
- Community Advisory Network (phone calling system used to inform the City residents of special events or announcements) \$750 per month
- Printing of the next Gifts and Dedications for American Canyon Guide \$200 - \$2,000

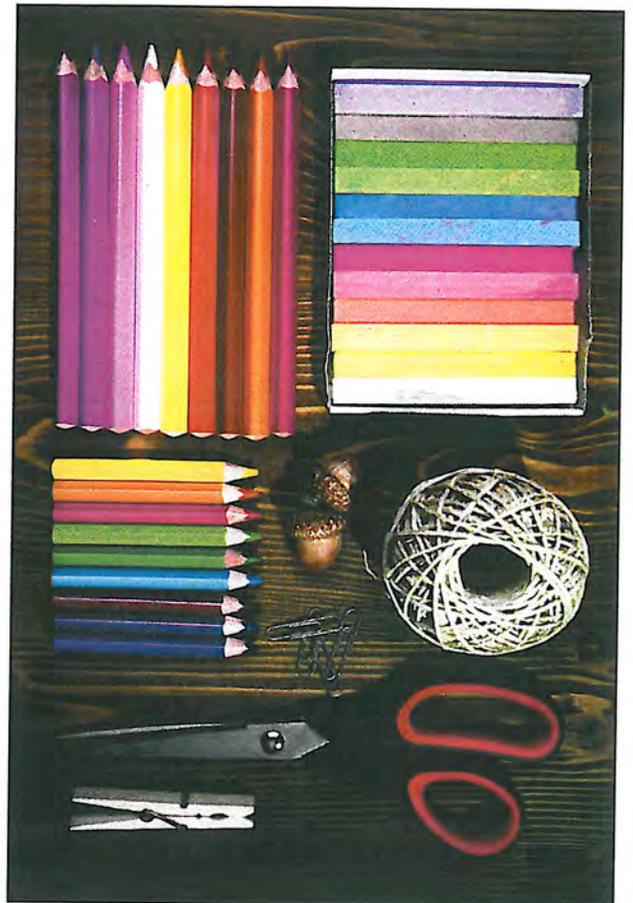


### Sponsorship Of Special Events

- Field Trips (e.g. Performing Arts Event in San Francisco, Giants Game, etc) - \$100 - \$1,000
- Community Recognition Ball - \$100 - \$5,000
- 4th of July Parade - \$100 - \$2,500
- Easter Eggstravaganza - \$50 - \$1,500
- Halloween Hoot - \$50 - \$2,000
- Turkey Trot - \$50 - \$1,000
- Festival of Lights - \$50 - \$1,000
- 5K Run - \$50 - \$1,000
- National Night Out - \$150 - \$500
- Veteran's Day - \$500
- September 11th Ceremony (Patriot Day) - \$500
- Memorial Day - \$500
- Sponsorship of Weekly Farmer's Market

### Senior Sponsorship Opportunities

- Senior Citizen Appreciation Dinner - \$100 - \$500
- Senior Resource Faire - \$100 - \$500
- Musical or Dance Program, 4 per year - \$100 - \$500
- Educational Program - \$100 - \$500
- Arts & Craft Supplies - \$100 - \$500
- Laptop Computers to Assist with Registration  
(2) \$500 each



# Volunteer Opportunities

The City of American Canyon is fortunate to have a dedicated and caring community of volunteers who serve on advisory boards, commissions and at special events. As economic conditions continue to tighten, volunteers become even more vital to the community. Following is a list of some of the volunteer opportunities within the City. Please contact the City Manager's Office at 707-647-5305 for more information.



## Volunteer Gardeners

- Spring garden preparation
- Flower garden planting
- Weekly weeding and flower deadheading
- Fall garden clean-up

Please call Parks & Recreation at 707-648-7275

## Skills, Services & Materials

Do you have a special skill? Carpenter, singer, roofer, painter, brick mason, gardener, actor? We can use you!!

- Beautification of the Corporation Yard (painting, replacing ceiling tiles and baseboards, replace toilet, seal windows)
- Beautification of the Wastewater Treatment Plant (painting, landscaping, cleaning out storage containers)
- Landscaping at the Green Island Pump Station
- Musical Talent or Performer at various City programs
- Recreational Programs



### Special Event Volunteers

- Memorial Day
- Veteran's Day
- September 11th Ceremony (Patriot Day)
- Fourth of July Festival
- Volunteer Recognition Ball

### Youth Volunteer Opportunities

- Children's Recreation Program Aide
- Sports Program Aide
- Memorial Day
- Veteran's Day
- September 11th Ceremony (Patriot Day)
- Fourth of July Festival
- Volunteer Recognition Ball
- Honorary Position Appointed by the City Council
- Parks and Community Services Commission
- Open Space Advisory Committee

### Attention Boy Scouts/Girl Scouts And Youth Organizations!

Consider satisfying your service requirements by volunteering for a City Project. Please contact the City Manager's Office at 707-647-5305.



# Volunteer Opportunities

## Adopt A Park Program

Your group can adopt a park by volunteering at a particular park at least four times over a 12 month period

Identify a park you would like to adopt and the type of project you would like to complete. For more information, call the Parks and Recreation Department at 707-648-7275

Request an application form

Once the "adoption" is approved, you're ready to start!

Consider a location by your business, home or the meeting place of your service organization. Following are some of the City's parks available for adoption. Please see the City's Website at <http://www.cityofamericancanyon.org/> for a complete list.

**Bedford & Kensington Cul de Sac** –  
323 Bedford Lane

**Community Park I** – 1400 Rio Grande Dr.  
(South of Rio Del Mar)

**Community Park II** – 20 Benton Way  
(Donaldson & Benton Way)

**Danrose Sports Course** – 785 Danrose Dr.

**Elliott Park** – 2234 Elliott Drive  
(South of American Canyon Road)

**Gadwall Park** – 161 Gadwall Street

**Kimberly Park** – 600 Kimberly Dr.  
(West of Elliott Dr.)

**Linwood Park** – 285 Linwood Lane  
(Behind Senior Multi Use Center)

**Little League Complex** –  
280 Napa Junction Road (Hess Road)

**Main Street Park** – 5050 Main Street

**Melvin Park** – 19 Melvin Road

**Montecarlo Park** – 54 Montecarlo Way  
(LaVigne Development)

**Northampton Park** – 242 Northampton Dr.  
(American Canyon Rd & Northampton Dr.)

**Nottingham & Bentley Cul de Sac** – 270  
Nottingham Lane

**Pelleria Park** – 54 Pelleria Dr.  
(LaVigne Development)

**Shenandoah Park** – 100 Sonoma Creek Way

**Silver Oak Park** – 485 Silver Oak Dr.

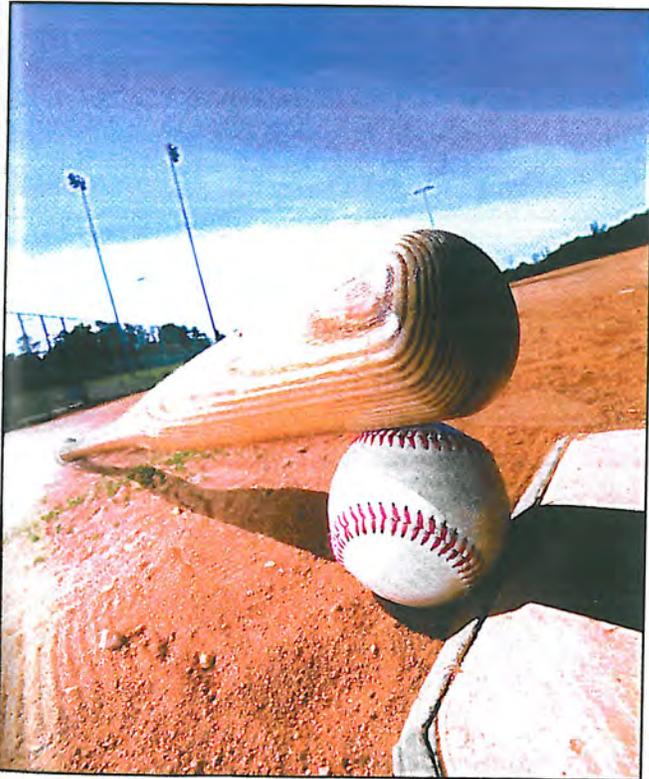
**Skate Park** – 100 Benton Way  
(Behind Gymnasium)

**Via Bellagio Park** – 100 Via Bellagio  
(LaVigne Development)

**Veteran's Memorial Park** – 2801 Broadway



# Park Capital Improvements



## Kimberly Park Expansion (projects can be phased)

- Site preparation \$2,000,000
- Construction of soccer field \$1,000,000
- Construction of restrooms \$100,000
- Snack Bar \$50,000
- Landscaping \$250,000

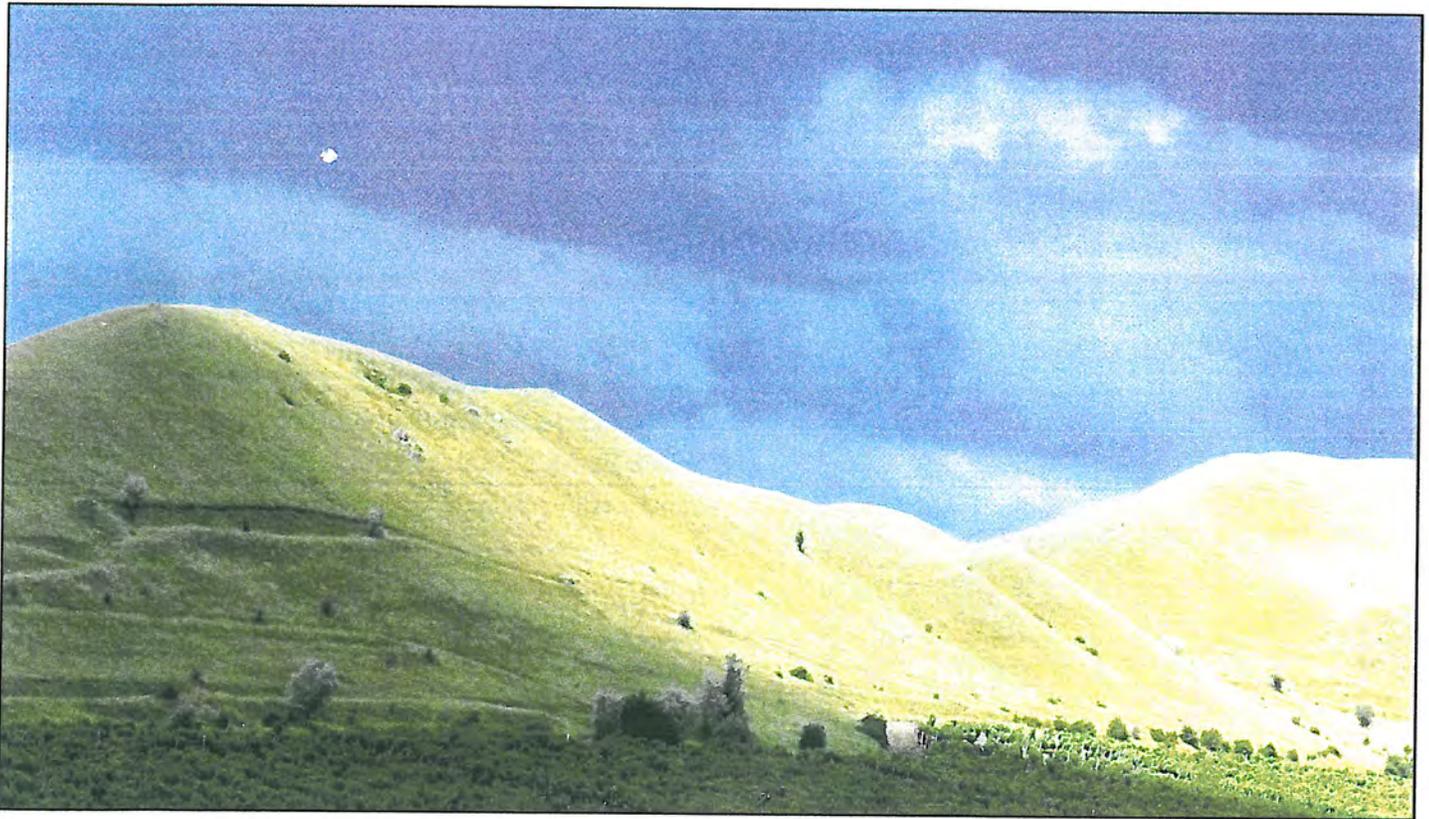
## Little League Complex Improvements

- Pave the road \$100,000
- Driveway from Hess Road \$75,000
- Lighting \$100,000
- Construction of restrooms \$50,000
- Batting Cage \$10,000
- Irrigation Improvements \$50,000
- Fencing \$25,000

## Wetlands Wildlife Viewing Platforms

- 4 Areas Planned, \$25,000 each

September, 2011



Leon Garcia	Mayor
Joan Bennett	Vice Mayor
Cindy Coffey	Councilmember
Mark Joseph	Councilmember
Belia Ramos Bennett	Councilmember

City of American Canyon  
4381 Broadway  
American Canyon, CA 94503  
707-647-5305  
[gifts@cityofamericancanyon.org](mailto:gifts@cityofamericancanyon.org)

## Gay Johann

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**From:** bennettjoanie@gmail.com on behalf of Joan Bennett <joanie@sunset.net>  
**Sent:** Saturday, July 07, 2012 10:21 AM  
**To:** Gay Johann  
**Subject:** Re: Your Gift & Dedication Program

Good Moning Gay:

In regards to your request about input of our American Canyon Gift Catalog, I think it has been a success. It is the first time we have tried something like this and it is a bit slow about catching on, but people are responding. They are especially wanting to do something for someone who has passed away. As an example, a few people have purchased and dedicated a sitting bench along our trails to the river. Planting trees is also a good way to remember someone. Picnic benches are good. I definitely think it was worth the cost of the catalog and will prove even more so over time. I hope this helps.  
joan

## Gay Johann

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**From:** Mark Joseph <electmarkjoseph@gmail.com>  
**Sent:** Monday, July 09, 2012 1:03 PM  
**To:** Gay Johann  
**Cc:** Dana Shigley  
**Subject:** Re: Your Gift & Dedication Program

Gay: I believe the idea of a gift catalog is a good one, and our staff did a great job producing the document that you received. The catalog does not sell itself, however, so I think to be truly effective, it also needs to be a tool used in combination with an outreach effort. For example, taking it to the local service clubs and encouraging them to take on one or two of the projects as a fund raiser could enhance the effectiveness of the program.

I hope this helps. I'm sure you have also talked to staff to get some of their "hands on" views, which is also important.

Good luck, no matter which way you go!  
mj



73°

## American Canyon launches community catalog for civic giving

SEPTEMBER 08, 2011 12:00 AM • MICHAEL WATERSON

Would you like to leave a legacy, say a tree or garden planted in your memory?

Maybe you'd just like your name on a park bench or to donate for playground equipment for a city park or a youth program, or just make a contribution to your city in general.

Now there's a catalog for that.

American Canyon City Councilmembers got a preview of the new community gift catalog Tuesday, a publication that will offer citizens, organizations and businesses ways to donate to the city and sponsor a variety of items: park benches and playground equipment, new trees and flower gardens, special events, recreation programs and much more.

It's a guide to civic giving.

The idea for a catalog began last spring when staff and city council, in the middle of a three-year austerity program, were looking for ways to increase donations and contributions to the city to help ease budget cuts.

"Public resources are especially scarce in the current economic climate," reads the opening of the catalog's introductory letter. The letter goes on to remind benefactors that gifts to the community may be tax deductible.

Catalog headings include: park enhancements; recreation programs; community wide donations; volunteer opportunities and park capital improvements.

In the area of park enhancements, gifts can range from amenities such as grills, bike racks and picnic tables, all the way to major improvements like grading, turf and irrigation.

Memorial groves can be dedicated on city property with the approval of the city's parks and recreation and public works departments.

Youth sponsorship opportunities include field trips to the San Francisco Zoo, Discovery Kingdom, a San Francisco Giants game or simply a new basketball or volleyball. Alternately, givers may wish to contribute to a recreation program scholarship fund.

Some of the items are expensive: listed under the heading "recreation programs," a pool dome for the Phillip West Aquatic Center runs \$70,000-\$80,000, while Little League

complex improvements and Kimberly Park expansion are estimated at \$250,000 and \$500,000 respectively.

There was some concern among councilmembers that the public might not understand what the catalog was for.

“This is a rather new concept,” said Councilmember Belia Ramos Bennett.

She suggested calling it, “Giving to American Canyon” instead of “City of American Canyon Community Gift Catalog.”

Mark Joseph wanted to be sure that givers could donate a portion of the requested amount — they can. Small donations will be gratefully accepted for big-ticket items and need not be designated for any, specific project.

Councilmember Cindy Coffey questioned the wisdom of printing 2,000 hard copies at a cost of \$1,500 instead of just placing the catalog on the web. The current plan calls for an online copy as well as printed copies to be distributed with the American Canyon Eagle.

But Mayor Leon Garcia said there was value to handing out “tangible” copies.

The printed copies are to be printed by the Napa Valley Register in response to a request for proposal.

Coffey also wanted to know how much time would be involved in updating the online version — “negligible” according to City Manager Rich Ramirez — as well as accounting and other staff time.

Ramirez suggested that if staff time became significant the catalog would be fulfilling its purpose, but that costs could be revisited.

Vice Mayor Joan Bennett, while in favor the catalog, felt some items were a little expensive. She cited the examples of \$750 for a picnic table and \$300 for planting a tree.

“They’re probably right, it just seems expensive,” the vice mayor said.

Ramirez said because items must be built and installed to city standards, prices on some items might be more than do-it-yourself projects. City Clerk Rebekah Barr said costs came from parks and recreation and public works.

Ramirez said staff hopes to have the catalog in circulation later this month.



City of Sonoma  
**City Council**  
**Agenda Item Summary**

**City Council Agenda Item: 8E**

**Meeting Date: 7/16/12**

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**Department**

Administration

**Staff Contact**

Linda Kelly, City Manager

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**Agenda Item Title**

Discussion, consideration and possible action on a City Council appointment to the Sonoma Tourism Improvement District Corporation Board of Directors, requested by Mayor Pro Tem Brown and Councilmember Gallian

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**Summary**

The Agreement between the City of Sonoma and the Sonoma Tourism Improvement District Corporation (STIDC) for Implementation of the Management District Plan of the Sonoma Tourism Improvement District was approved by the City Council on June 18, 2012. The STIDC is in the process of formation as a nonprofit. The agreement states:

*Board Representation.* The City Council may, in its sole and unfettered discretion, at any time during the term of this Agreement appoint one member to the Organization's board of directors as a voting or non-voting member of the board. The member may be a councilmember, city manager, or a designee appointed by the City Council to serve on the board. If the City Council is denied the right provided in this paragraph, the City may terminate this Agreement immediately.

Mayor Pro Tem Brown and Councilmember Gallian have requested discussion, consideration and possible action on a City Council appointment to the STIDC Board. The appointment may be a Councilmember, City staff or a community member. The City Council has sole discretion on the term of the appointment.

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**Recommended Council Action**

Council discretion.

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**Alternative Actions**

Postpone item or take no action.

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**Financial Impact**

No financial impact related to an appointment to the STIDC Board.

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
  - No Action Required
  - Action Requested
- 

**Attachments:**

None

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**cc:** Bill Blum, MacArthur Place

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**City of Sonoma  
City Council**  
Agenda Item Summary

**City Council Agenda Item: 8F**

**Meeting Date: 07/16/2012**

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**Department**

Administration

**Staff Contact**

Linda Kelly, City Manager

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**Agenda Item Title**

Discussion, consideration and possible action regarding designation of the voting delegate and alternate for the 2012 League of California Cities Annual Conference.

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**Summary**

The League of California Cities 2012 Annual Conference will be held September 5-7, 2012 in San Diego. An important part of the Annual Conference is the Annual Business Meeting scheduled for noon on Friday September 7. At that meeting, representatives (delegates) from each city consider and take action on resolutions that establish League policy. In order for the City of Sonoma to cast a vote at the September 7 Annual Business Meeting, the City Council must designate a Voting Delegate and up to two Alternates. The deadline to provide these designations to the League is August 15.

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**Recommended Council Action**

Designate a Voting Delegate and up to two Alternates.

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**Alternative Actions**

Council discretion.

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**Financial Impact**

n/a

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**Environmental Review**

- Environmental Impact Report
- Negative Declaration
- Exempt
- Not Applicable

**Status**

- Approved/Certified
- No Action Required
- Action Requested

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Attachment: Notice from the League.

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CC:

**Council Action Advised by August 3, 2012**

May 3, 2012



**TO: Mayors, City Managers and City Clerks**

**RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES  
League of California Cities Annual Conference – September 5 - 7, San Diego**

The League's 2012 Annual Conference is scheduled for September 5 - 7 in San Diego. An important part of the Annual Conference is the Annual Business Meeting (*at the General Assembly*), scheduled for noon on Friday, September 7, at the San Diego Convention Center. At this meeting, the League membership considers and takes action on resolutions that establish League policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote in the event that the designated voting delegate is unable to serve in that capacity.

**Please complete the attached Voting Delegate form and return it to the League's office no later than Wednesday, August 15, 2012. This will allow us time to establish voting delegate/alternates' records prior to the conference.**

Please note the following procedures that are intended to ensure the integrity of the voting process at the Annual Business Meeting.

- **Action by Council Required.** Consistent with League bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates must be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
- **Conference Registration Required.** The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. To register for the conference, please go to our website: [www.cacities.org](http://www.cacities.org). In order to cast a vote, at least one person must be present at the Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up

-over-

the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.

- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but *only* between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may *not* transfer the voting card to another city official.
- **Seating Protocol during General Assembly.** At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the San Diego Convention Center, will be open at the following times: Wednesday, September 5, 9:00 a.m. – 6:30 p.m.; Thursday, September 6, 7:00 a.m. – 4:00 p.m.; and September 7, 7:30–10:00 a.m. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but not during a roll call vote, should one be undertaken.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to the League office by Wednesday, August 15. If you have questions, please call Mary McCullough at (916) 658-8247.

Attachments:

- 2012 Annual Conference Voting Procedures
- Voting Delegate/Alternate Form



1400 K Street, Suite 400 • Sacramento, California 95814  
Phone: 916.658.8200 Fax: 916.658.8240  
www.cacities.org

## Annual Conference Voting Procedures 2012 Annual Conference

1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to League policy.
2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the League Credentials Committee.
3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
4. **Signing Initiated Resolution Petitions.** Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
5. **Voting.** To cast the city's vote, a city official must have in his or her possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
6. **Voting Area at Business Meeting.** At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
7. **Resolving Disputes.** In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



City of Sonoma  
City Council  
Agenda Item Summary

**Agenda Item:** 10A  
**Meeting Date:** 07/16/2012

<b>Department</b> Administration	<b>Staff Contact</b> Mayor and Council Members
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**Agenda Item Title**

Council Members Report on Committee Activities.

**Summary**

Council members will report on activities, if any, of the various committees to which they are assigned.

MAYOR SANDERS	MPT. BROWN	CLM. BARBOSE	CLM. GALLIAN	CLM. ROUSE
ABAG Alternate	AB939 Local Task Force	City Facilities Committee	ABAG Delegate	City Audit Committee
LOCC North Bay Division Liaison, Alternate	Cemetery Subcommittee	Community Choice Aggregation Focus Grp.	Cemetery Subcommittee	Community Dev. Agency Loan Subcommittee
Sonoma County Mayors & Clm. Assoc. BOD	Cittaslow Sonoma Valley Advisory Council, Alt.	North Bay Watershed Association	Cittaslow Sonoma Valley Advisory Council	LOCC North Bay Division Liaison
Sonoma County M & C Assoc. Legislative Committee	City Facilities Committee	Sonoma Community Center Subcommittee	City Audit Committee	Sonoma County M & C Assoc. Legislative Committee, Alt.
Sonoma Disaster Council	Sonoma Community Center Subcommittee	Sonoma County Transportation Authority, Alt.	Sonoma County Transportation Authority	Sonoma Valley Citizens Advisory Comm. Alt.
Sonoma Housing Corporation	Sonoma County Health Action, Alternate	(SCTA) Regional Climate Protection Authority, Alt.	(SCTA) Regional Climate Protection Authority	S.V. Economic Development Steering Committee, Alt.
S.V.C. Sanitation District BOD	Sonoma County Mayors & Clm. Assoc. BOD	Sonoma County Waste Management Agency	LOCC North Bay Division, LOCC E-Board, Alternate (M & C Appointment)	
S.V. Economic Development Steering Committee	Sonoma Disaster Council, Alternate	Sonoma County/City Solid Waste Advisory Group (SWAG)	Sonoma County/City Solid Waste Advisory Group (SWAG), Alt.	
S.V. Fire & Rescue Authority Oversight Committee	Sonoma Housing Corporation	VOM Water District Ad Hoc Committee	Sonoma County Ag Preservation and Open Space Advisory Committee (M & C Appointment)	
S. V. Library Advisory Committee	S. V. Citizens Advisory Commission	Water Advisory Committee, Alternate	VOM Water District Ad Hoc Committee	
Successor Agency Oversight Board	S.V.C. Sanitation District BOD, Alt.		Water Advisory Committee	
	S.V. Fire & Rescue Authority Oversight Committee			
	S. V. Library Advisory Committee, Alternate			
	Substance Abuse Prevention Coalition			

**Recommended Council Action** – Receive Reports

**Attachments:** None