

**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**

**Monday, May 20, 2013**



**5:00 p.m. Joint Meeting With The  
Sonoma Valley Health Care District  
EOC – 175 First Street West  
(Special Meeting)**

City Council  
Ken Brown, Mayor  
Tom Rouse, Mayor Pro Tem  
Steve Barbose  
David Cook  
Laurie Gallian

**6:00 p.m. Regular Session  
Community Meeting Room, 177 First Street West**

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**MINUTES**

**Joint Meeting With The Sonoma Valley Health Care District**

**1. Call to order and introductions**

Mayor Brown called the meeting to order. Present were: Mayor Brown and Councilmembers Barbose, Cook and Gallian. Hospital Board Members Hohurst, and Carruth, Nevins. Absent were: Councilmember Rouse and Boardmembers Boerum and Hirsch. Also Present: City Clerk Johann, Planning Director Goodison, and Hospital CEO Mather.

**2. Discussion of items of mutual interest**

Hospital CEO Mather reported that the Board's major focus had been the hospital expansion and remodel project and development of a strategic plan. They anticipate completion of the expansion by the middle of November and had raised \$10 million of the \$11 million needed to fully fund the project. Boardmember Hohurst reported that they were looking at the end of Perkins Street or the Carnelli property as possible locations for additional medical offices. Mather spoke on the potential impact of the Affordable Care Act and noted that Sonoma Valley had a high percentage of Medicare patients and at least 9,000 in capitation.

Mayor Brown inquired how the contract to provide medical care for inmates of Napa State Hospital was going. Mather responded that it was going fine and they had not had any instances, which required calling the Police. She said they averaged about thirty patients a month.

CIm. Barbose inquired if the hospital had any plans for an exercise program. Mather explained they would be setting up a wellness center next door to Parkpoint Fitness Center.

CIm. Gallian inquired about transportation issues. Mather responded that there was a bus stop at the hospital and noted that the majority of their patients drove themselves to appointments.

CIm. Cook confirmed that the hospital was a Safe Medicine Disposal site.

**3. Comments from the Public. – There were no comments from the public.**

**6:00 P.M. – REGULAR MEETING**

Mayor Brown called the meeting to order at 6:00 p.m. Public Works Director Takasugi led the Pledge of Allegiance.

PRESENT: Mayor Brown and Councilmembers Barbose, Gallian, and Cook  
ABSENT: Rouse

ALSO PRESENT: City Clerk/Assistant to the City Manager Johann, City Attorney Walter, Planning Director Goodison, Public Works Director Takasugi, Stormwater Coordinator Atkins, and Maintenance Worker Pegg.

## 1. COMMENTS FROM THE PUBLIC

Darryl Ponsican made statements regarding the negative impacts leafblowers had on his life and urged the City Council to take action to ban them.

Anthony Fernandez made statements in support of fluoridation of the County's water supply.

## 2. COUNCILMEMBERS' COMMENTS AND ANNOUNCEMENTS

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

Cllm. Gallian reported attendance at the Chamber Mixer held at the Depot Park Museum and at the Springs Alliance meeting held at the Grange.

Cllm. Cook announced his May 29 office hour at City Hall.

Mayor Brown reported participation in the Historic Racecar Motorcade from Sonoma Raceway to Sebastiani Winery; he dropped in on the Gran Fondo bicycle event in the Plaza, and presented certificates of recognition to Valerie Brown and Harriet Derwingson at the Sonoma Valley Hospital Foundation 2013 Pulse Award ceremony.

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

There were no announcements.

## 4. PRESENTATIONS

### **Item 4A: Recognition of Gerry Simmel's service on the Cultural and Fine Arts Commission.**

Mayor Brown presented Gerry Simmel a Certificate of Appreciation for his service on the Cultural and Fine Arts Commission 2007-2013.

### **Item 4B: Presentation of Fiscal Year 2011-2012 Annual Stormwater Report and Program Activities.**

Maintenance Worker Pegg presented the annual Stormwater Report. Highlights of the report included:

- Over 1,250 K-12 Students Participated in Sonoma Ecology Center's Watershed Education Program.
- The City teamed with Sonoma Community Center to complete a Rainwater Harvesting Demonstration Project at 276 E. Napa Street.
- Stormwater Coordinator Wendy Atkins made educational presentations at Sonoma Ecology Center's Sustainability Day Workshop.
- 394 Volunteers attended 10 Creek Clean-Up Events. They removed 1700 lbs. of garbage and 280 lbs. of recyclables from the Creeks.
- Staff began an inventory and inspection of all stormwater outfalls in Sonoma.
- Staff conducted 113 Construction Site Inspections to ensure that all Erosion Control Measures were in place and functioning.
- Staff removed 7 tons of debris from municipal storm drains.
- 230 tons of debris were swept from gutters and streets.
- Through collaboration with San Francisco Estuary Partnership, 34 Trash Capture Devices were installed in August 2012. Each device prevents solid waste from entering the Stormwater System.

Cllm. Barbose inquired if staff had identified any problems with old sewer laterals leaking into the storm drains. Pegg responded they were in the process of locating maps of the old lines to research if there could be some leaks. Cllm. Barbose and Mayor Brown complimented Pegg on his presentation.

**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 May 6, 2013 Meeting.
- Item 5C:** Authorization to execute memorandums of agreement in order to participate and qualify for funding in the County-wide Greenhouse Gas Reduction Implementation Program.
- Item 5D:** Second Reading and adoption of an ordinance amending Chapter 10.48 of the Sonoma Municipal Code relating to the regulation of parking on City streets. (Ord. No. 01-2013)
- Item 5E:** Adoption of a resolution establishing parking regulations on City streets and for Electric Charging Stations. (Removed from Consent, see below)
- Item 5F:** Adoption of a resolution establishing a schedule of parking fines and penalties. (Res. No. 19-2013)

Clm. Cook removed Consent Item 5E. The public comment period opened and closed with none received. It was moved by Clm. Gallian, seconded by Clm. Barbose, to approve the Consent Calendar except for Item 5E. The motion carried unanimously, Rouse absent.

- Item 5E:** Adoption of a resolution establishing parking regulations on City streets and for Electric Charging Stations.

Clm. Cook inquired if the proposed four hour parking limit for the Electric Charging Stations was adequate. City Clerk Johann responded that four hours was the Statewide average according to Police Chief Sackett. It was moved by Clm. Cook, seconded by Clm. Gallian, to adopt the resolution entitled A Resolution of the City Council of the City of Sonoma Establishing Parking Regulations on City Streets and For Electric Charging Stations. (Res. No. 18-2013) The motion carried unanimously, Rouse absent.

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

- Item 6A:** Approval of the portions of the Minutes of the May 6, 2013 City Council / Successor Agency Meeting pertaining to the Successor Agency.

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

**7. PUBLIC HEARING – None Scheduled**

**8. REGULAR CALENDAR – CITY COUNCIL**

- Item 8A:** Discussion and possible action regarding the new NPDES Permit, including consideration of a resolution authorizing the City Manager to apply for coverage under the State Water Resources Control Board's Phase II Small Municipal Separate Storm Sewer Systems (MS4) General Permit.

Stormwater Coordinator Atkins reported that on February 5, 2013, the State Water Resources Control Board adopted Order No. 2013-0001-DWQ National Pollutant Discharge Elimination System (NPDES) General Permit No. CAS000004 Waste Discharge Requirements (WDRs) for Storm Water Discharges from Small Municipal Separate Storm Sewer Systems (MS4) (General Permit). The U.S. Environmental Protection Agency (EPA), under the Clean Water Act, required local governments to obtain coverage under a National Pollutant Discharge Elimination System (NPDES) permit in order to discharge stormwater from small municipally-owned stormwater conveyance systems to waters of the United States. Atkins stated that in California, the U.S. EPA delegated NPDES permitting authority to the California State Water Resources Control Board. In the Bay Area, the San Francisco Bay Regional Water Quality Control Board was the Phase II Permit local enforcement authority. All California municipalities with a population of less than 100,000 were covered by the Phase II permit.

Atkins stated that staff was recommending adoption of a resolution authorizing the City Manager to apply for coverage under the State's MS4 General Permit. She added that current budget and staffing levels were not sufficient to meet the requirements of the permit and staff would be requesting additional resources for the FY 2013/14 budget cycle.

**Item 8A: NPDES Permit, Continued**

Clm. Barbose inquired if staff had been successful in seeking reconsideration of some of the unfunded mandates. Atkins responded that the State had not considered the requirements to be a higher level of service and noted that Federal mandates and requirements for which agencies can charge a fee were also exempt.

The public comment period was opened and closed with none received. It was moved by Clm. Gallian, seconded by Clm. Barbose, to adopt the resolution entitled A Resolution of the City Council of the City of Sonoma Authorizing the city Manager to Apply for Coverage Under the State Water Resources Control Board's Phase II Small Municipal Separate Storm Sewer Systems (MS4) General Permit (Res. No. 20-2013). The motion carried unanimously, Rouse absent.

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

**Item 8B: Discussion, Consideration and Possible Action on a Resolution Authorizing the City Manager to file an Application for Funding Assigned to the Metropolitan Transportation Committee, Committing Necessary Matching Funds, and Stating the Assurance to Complete the Rehabilitation of Various Streets in Sonoma.**

Public Works Director Takusuki reported that with the dissolution of redevelopment the Napa Road Rehabilitation Project, in addition to numerous other CDA-TAB Projects, had been put on hold until an alternative funding source was identified. In May of 2011, the Metropolitan Transportation Commission (MTC) approved the One Bay Area Grant (OBAG). OBAG established program commitments and policies for investing roughly \$800 million over the four-year Cycle 2 period (FYs 2012-13 through 2015-16), funded through continuations of the current surface transportation legislation known as Moving Ahead for Progress in the 21st Century Act (MAP-21). Working in conjunction with MTC, the Sonoma County Transportation Authority (SCTA) released its Call for Projects under OBAG on October 8, 2012 to program projects for fiscal years 2013-14, 2014-15, and 2015-16. The City submitted a grant application by the November 30, 2012 due date for the Napa Road Rehabilitation Project titled "Rehabilitation of Various Streets in Sonoma" and had been awarded \$250,000 in grant proceeds. The City's cost share to complete the project would be \$298,000 and will be included in the 2013/14 budget. Takusuki added that the project was anticipated to get underway in 2015.

There were no Council comments and the public comment period was opened and closed with none received. It was moved by Clm. Gallian, seconded by Clm. Barbose, to adopt the resolution entitled A Resolution Authorizing the City Manager to File An Application For Funding Assigned to the Metropolitan Transportation Commission, Committing Necessary Matching Funds, and Stating the Assurance to Complete the Project. (Res. No. 21-2013). The motion carried unanimously, Rouse absent.

**Item 8C: Discussion, consideration, and possible direction to staff concerning a request for proposals for the re-use and renovation of the Maysonnave Cottage.**

Planning Director Goodison reported that on January 7, 2013 the City Council reviewed a series of options developed by the Facilities Committee concerning the Maysonnave Cottage. The options included: 1) Demolition; 2) subdividing the property and selling off a parcel encompassing the cottage so that it might be used as a residence; and 3) circulating a request for proposals (RFP) inviting suggestions for the re-use and renovation of the cottage. After discussing the matter, the City Council voted 3-2 to direct staff to proceed with option #3. As directed by the Council, staff developed a draft RFP for the City Council's consideration. Goodison added that in conducting additional research while preparing the RFP, staff concluded that some basic property improvements would be required in order to successfully solicit proposals for the re-use and upgrade of the cottage. The improvements were as follows: 1) upgrade (and underground) the electrical service to the property; 2) create an accessible sidewalk connection to First Street East; and 3) demolish the barn.

Clm. Barbose questioned the need for the City to spend money. Goodison explained that staff felt it would be necessary to encourage the submittal of proposals. He assured the Council that no money would be spent prior to acceptance of a proposal or award of a contract.

Clm. Cook stated that he previously voted against demolition of the cottage and that he did not want to include relocation as an option at this time.

**Item 8C:      Maysonnave Cottage, Continued**

Mayor Brown invited comments from the public. Patricia Culinan suggested that the RFP include language referring to the Secretary of Interior Standards and that the setting of the cottage was also important.

CIm. Cook stated that demolition and relocation were the same thing to him and he urged the Council to remove the option of relocation from the RFP. CIm. Barbose did not feel the same and pointed out the successful relocation and preservation of the Marcy House. Mayor Brown agreed with Barbose and CIm. Gallian added that the City was trying to cast the net as wide as possible to attract proposals.

CIm. Cook stated the property had become a security risk and suggested the addition of motion detector lighting. Mayor Brown agreed about the need for security lighting. It was moved by CIm. Barbose, seconded by CIm. Gallian, to direct staff to circulate the RFP as drafted. The motion carried three to one, Cook dissented and Rouse was absent.

**Item 8D:      Discussion, consideration and possible action authorizing Councilmember Cook to use best judgment based on information presented when voting at meetings of the Mayors' and Councilmembers' Association of Sonoma County Legislative Committee meetings.**

City Clerk/Assistant to the City Manager Johann reported the Legislative Committee, established by the Mayors' and Councilmembers' Association of Sonoma County, consisted of a Mayor or Councilmember from each of the member cities, chosen by their respective City Councils. Its duties were to review pending legislative and policy matters, which have the potential to affect California cities, and to determine an appropriate response on behalf of the Association. In some instances, the Committee would send letters of support or opposition. Councilmember Cook serves as the City's representative on the Legislative Committee. Mayor Pro Tem Rouse is the Alternate. Johann stated that typically, when Councilmembers, sitting as members of outside boards, were asked to vote on an issue; they placed the issue on a City Council agenda in advance of the meeting at which the vote would be taken in order to obtain direction on how their vote should be cast on behalf of the City. She stated that frequently Councilmember Cook, as the City's representative on the Sonoma County Legislative Committee, was called upon to vote on an issue without having had enough advance notice to obtain direction from the City Council. For this reason, Councilmember Cook was requesting authorization to vote using his own discretion at the Legislative Committee meetings.

The public comment period was opened and closed with none received. CIm. Gallian stated that as a League of Cities Boardmember she received updates on pending issues through the League's Division representative and was aware that items moved quickly through the process at times. She stated that she was comfortable with granting the requested authorization and added that it was a right and a privilege for those who serve on the Legislative Committee. CIm. Barbose and Mayor Brown agreed.

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

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

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

CIm. Barbose reported attendance at the final meeting of the Sonoma Waste Advisory Group (SWAG).

CIm. Cook announced that the Friends of the Library raised \$10,000 at their recent used book sale.

Mayor Brown reported attendance at the Disaster Council and Sonoma Valley Fire and Rescue Authority meetings.

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

CIm. Gallian said thank you to all the Veterans and invited all to the Memorial Day Observance on May 27.

**11. COMMENTS FROM THE PUBLIC**

Anthony Fernandez left his contact information with the City Clerk.

**12. ADJOURNMENT**

The meeting was adjourned at 7: 09 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 3<sup>rd</sup> day of June 2013.

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Gay Johann, MMC  
City Clerk/Assistant to the City Manager