

**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, April 7, 2014

5:30 p.m. Closed Session (Special Meeting)

6:00 p.m. Regular Meeting

AGENDA



City Council

Tom Rouse, Mayor

David Cook, Mayor Pro Tem

Steve Barbose

Ken Brown

Laurie Gallian

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

5:30 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

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION, pursuant to (Paragraph (1) of subdivision (d) of Section 54956.9). Name of case: New Cingular Wireless PCS, LLC, etc. v. City of Sonoma. U.S.D.C. Nor. Cal. Case No. C-14-0692 EDL.

6:00 P.M. – REGULAR MEETING AGENDA

RECONVENE, CALL TO ORDER & PLEDGE OF ALLEGIANCE

ROLL CALL (Brown, Gallian, Barbose, Cook, Rouse)

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

Item 4A: Introduction of New City Personnel

4. PRESENTATIONS, Continued

- Item 4B:** Presentation of the Cultural and Fine Arts Commission's 2014 Student Creative Arts Awards
- Item 4C:** Children's Memorial Day Proclamation
- Item 4D:** National Crime Victims' Rights Week Proclamation
- Item 4E:** Sexual Assault Awareness Month Proclamation
- Item 4F:** Presentation on the Sonoma Valley Springboard program

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 March 17, 2014 City Council meeting.
Staff Recommendation: Approve the minutes.
- Item 5C:** Approve the Notice of Completion for the Zone 1-2 Intertie Project No. 1302 Constructed by Terracon Pipelines Inc. and Direct the City Clerk to File the Document.
Staff Recommendation: Approve the Notice of Completion.
- Item 5D:** Approve the Notice of Completion for the Traffic Signal Modifications for Napa Road-Leveroni Road/Broadway (SR12) Project No. 0922, Federal Project No. HSIPL 5114(015) Constructed by Columbia Electric, Inc. and Direct the City Clerk to File the Document.
Staff Recommendation: Approve the Notice of Completion.
- Item 5E:** Adoption of Plans and Specifications and Award of Contract to Argonaut Constructors, lowest responsible bidder, for the Church Street and Curtin Lane Water Improvements and Street Rehabilitation Project No. 1311 in the amount of \$376,105.
Staff Recommendation: Adopt the plans, accept the bids and award contract.
- Item 5F:** Acceptance of three bids and Award of Bid for the City Hall Bell Tower Repair Project to Belz Construction, Inc. of Orangevale, CA in the amount of \$106,000.
Staff Recommendation: 1. Accept the bids from Belz Construction, Inc., S.W. Allen Construction, Inc. and Thomas Anderson & Co. 2. Reject the bid from Joseph Murphy Construction, Inc. as unresponsive for the following reasons: a. Failure to submit a List of Subcontractors as required by the bid documents; and b. Failure to submit a Non-collusion Affidavit as required by the bid documents; and c. Failure to submit a Statement of Review of Insurance Requirements as required by the bid documents. 3. Award the bid for Sonoma City Hall Bell Tower Repair Project, including Alternate #1, to the low-bidder, Belz Construction, Inc. of Orangevale, CA for the total contract amount of \$106,000.

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

- Item 5G:** **Approve Support For A Grant Proposal by Sonoma Ecology Center for Nathanson Creek Preserve.**
Staff Recommendation: Support the grant proposal with the express limitation to providing in-kind services by the City including plan review and construction permit fee waiver which is anticipated to be of a minimal cost.
- Item 5H:** **Adoption of a Resolution Approving a Budget Amendment to the 2013-14 Operating Budget To Reprogram Expired 2001 Water Bond Funds.**
Staff Recommendation: Adopt the resolution approving a Budget Amendment in the Amount of \$179,239 to the FY 2013-14 Water Capital Budget for the Well 8 project.
- Item 5I:** **Adoption of a Resolution Approving an Application by Destination Races for temporary use of City streets for the Napa to Sonoma Wine Country Half Marathon on Sunday, July 20, 2014.**
Staff Recommendation: Adopt the resolution.
- Item 5J:** **Adoption of an ordinance amending Section 10.74.010 of the Sonoma Municipal Code pertaining to the operation of bicycles and similar conveyances on public sidewalks. Repeal SMC 10.56.070 and adopt 10.74.011.**
Staff Recommendation: Adopt the ordinance.
- Item 5K:** **Approval of application by On Your Mark Events for temporary use of City streets for the Hit The Road Jack event on Sunday, June 1, 2014.**
Staff Recommendation: Approve subject to conditions recommended by the Special Event Committee.

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 March 17, 2014 City Council / Successor Agency Meeting pertaining to the Successor Agency.**
Staff Recommendation: Approve the minutes.
- Item 6B:** **Adoption of a resolution approving the transfer of Governmental Purpose Property.**
Staff Recommendation: Adopt the resolution.

7. PUBLIC HEARING

- Item 7A:** **Discussion, consideration and possible action on an appeal of the Planning Commission’s determination to uphold staff interpretation associated with provisions of the Development Code pertaining to driveway cuts and non-conforming uses as applied to the property located at 639 Third Street West.**
(Planning Director)
Staff Recommendation: Uphold the decision of the Planning Commission, with direction to staff to prepare an implementing resolution for adoption at a subsequent meeting.

8. REGULAR CALENDAR – CITY COUNCIL

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

Item 8A: Discussion, consideration, and possible action on staff proposal to re-establish a Business Improvement Matching Funds program using one-time funds from the dissolution of the Sonoma Community Development Agency. (City Manager, Economic Development Program Manager)
Staff Recommendation: Approve program with one-time funding of \$50,000.

Item 8B: Discussion, consideration and possible action to adopt a resolution of support for the Sonoma County Healthy and Sustainable Food Action Plan. [Requested by Councilmember Brown] (City Manager)
Staff Recommendation: Council discretion.

9. REGULAR CALENDAR – CITY COUNCIL AS THE SUCCESSOR AGENCY

(Matters requiring discussion and/or action by the Council as the Successor Agency)

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 April 2, 2014. Gay Johann, Assistant City Manager/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.