

**SPECIAL AND CONTINUED REGULAR MEETING 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, Sonoma CA



**Monday, December 12, 2016
5:30 p.m. Special Closed Session Meeting
6:00 p.m. Continued Regular Meeting**

City Council
Laurie Gallian, Mayor
Madolyn Agrimonti, MPT
David Cook,
Gary Edwards
Rachel Hundley

AMENDED AGENDA

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

5:30 P.M. – SPECIAL MEETING - CLOSED SESSION

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 Cal. Gov't Code sec. 54956.9(d)(1)

Name of Cases: Piazza Construction v. City of Sonoma; Successor Agency to the former Sonoma Community Development Agency v. Ana J. Matosantos, et al.

6:00 P.M. – REGULAR MEETING

**RECONVENE, CALL TO ORDER & PLEDGE OF ALLEGIANCE
ROLL CALL (Edwards, Hundley, Cook, Agrimonti, Gallian)
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. MEETING DEDICATIONS

3. PRESENTATIONS

Item 3A: Proclamation Declaring December 12, 2016 as Diversity Awareness Day in the City of Sonoma

Item 3B: Proclamation Honoring David Saulius Dikinis for His Caring, Kindness, and Community Leadership in Helping Someone in Need

4. 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 4A: Waive further reading and Authorize Introduction and/or Adoption of Ordinances by Title Only. (Standard procedural action - no backup information provided)

Item 4B: Adopt a Resolution Reciting the Facts of the General Municipal Election held on November 8, 2016, declaring the Result and such Other Matters as Required by Law (City Clerk)
Staff Recommendation: Adopt the Resolution

Item 4C: Approve the Resolution Endorsing the City of Sonoma ADA Self-Evaluation, Transition Plan, and Implementation Project for the FY 2017-2018 Community Development Block Grant Funding Application (Public Works Director/City Engineer)
Staff Recommendation: Consider the adoption of a resolution endorsing the funding application for the City of Sonoma ADA Self-Evaluation, Transition Plan, and Implementation Project for the FY 2017-2018 Community Development Block Grant Funding Program.

Item 4D: Adopt a Resolution of the City Council and the City Council as Successor Agency Establishing the Regular Meeting Dates for the 2017 Calendar Year (City Clerk)
Staff Recommendation: Adopt the Resolution

Item 4E: Receive and File Report on the 2017 Local Commission and Committee Appointment List (City Clerk)
Staff Recommendation: Receive and file report.

5. 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.

INTRODUCTION OF NEW CITY MANAGER

- Introduction of Cathy Capriola, New City Manager

WORDS OF APPRECIATION & GOODBYES

- Presentation to Mayor Laurie Gallian
- Comments by Councilmembers
- Comments by the Public

SWEARING IN CEREMONY

The City Clerk will administer the Oath of Office to:

- David Cook
- Amy Harrington

RECESS – 10 Minutes

The meeting will reconvene with the new Councilmembers seated at the dais.

SELECTION OF THE MAYOR AND MAYOR PRO TEM

6. PUBLIC HEARING

Item 6A: **Discussion, Consideration and Possible Action on an Appeal of the Planning Commission’s Decision to not allow a Vehicle Entry Gate and Turnaround in Conjunction with Approval of a Use Permit to Remodel and Upgrade an Existing Eight-unit Condominium Complex at 375 West Napa Street (Planning Director)**

Staff Recommendation: In accordance with staff’s standard practice of supporting Commission decisions, the staff recommendation is to deny the appeal, thereby upholding the decision of the Planning Commission. Whatever the Council’s decision, staff will return at the following City Council meeting with a Resolution formalizing the Council’s decision.

Item 6B: **(1) Consider and Possibly Adopt an Extension of an Interim Urgency Ordinance Imposing a Moratorium on the Outdoor Cultivation of Nonmedical Marijuana, Approving the Issuance of a Gov’t Code Sec. 65858(d) Report and Making Findings that said Adoption is Exempt under CEQA Pursuant to CEQA Guidelines Section 15061, Among Other Provisions;**

(2) Consider and Possibly Adopt an Extension of an Interim Urgency Ordinance Imposing a Moratorium on the Indoor Cultivation of Nonmedical Marijuana, Except Under Certain Circumstances, Approving the Issuance of a Gov’t Code Sec. 65858(d) Report and Making Findings that the Adoption of Said Ordinance is Exempt under CEQA Pursuant to CEQA Guidelines Section 15061, Among Other Provisions;

(3) Provide Feedback and Direction to Staff Regarding the Proposed Process for Developing Permanent Regulations on the Cultivation of Nonmedical Marijuana and Related Issues (Planning Director)

Staff Recommendation: (1) Adopt the attached ordinance extending the interim moratorium on the outdoor cultivation of nonmedical marijuana; (2) Adopt the attached ordinance extending the interim moratorium on the indoor cultivation of nonmedical marijuana, except under certain circumstances. (3) Provide feedback and direction to staff regarding the proposed process for developing permanent regulations on the cultivation of nonmedical marijuana and related issues.

Item 6C: **Discussion, Consideration and Possible Action to Update City Fee Schedule Based on FY 2016-2017 Operating Budget (Finance Director)**

Staff Recommendation: Conduct Public Hearing; adopt resolution approving the updated Fee Schedule for 2016 - 2017.

7. REGULAR CALENDAR – CITY COUNCIL

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

- Item 7A:** Consideration, Discussion, and Possible Action Regarding an Appeal of Police Chief’s Denial of a *Letter of Public Convenience or Necessity* for a new Type 21 Off-Sale Retail liquor license at Easy Stop Market (Police Chief)
Staff Recommendation: Deny the appeal and uphold the Police Chief’s finding that Public Convenience or Necessity would not be served by the issuance of another Type 21 Off-Sale Retail liquor license.
- Item 7B:** Discussion, Consideration and Possible Adoption of Resolution Approving and Establishing Rules and Regulations for the Administration of the City’s Mobilehome Space Rent Protection Ordinance and Repealing Resolution No. 57-1998 (City Manager and City Attorney)
Staff Recommendation: Adopt the Resolution.
- Item 7C:** Discussion, consideration and possible action for extension of the Valley of the Moon Certified Farmers’ Market agreement for management of the Tuesday Night Farmers’ Market in the Plaza (City Manager)
Staff Recommendation: Council discretion.
- Item 7D:** Discussion, Consideration and Possible Action Approving and Consenting to the use of City Streets for the Napa to Sonoma Wine Country Half Marathon on Sunday JULY 16, 2017 (City Manager)
Staff Recommendation: Adopt the resolution approving the use of city streets, which includes the conditions recommended by the Special Events Committee members, including Police, Fire, Public Works and Planning Departments.

8. REGULAR CALENDAR – CITY COUNCIL AS THE SUCCESSOR AGENCY

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

9. COUNCILMEMBERS’ REPORTS AND COMMENTS

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

11. COMMENTS FROM THE PUBLIC

At this time, members of the public may comment on any item not appearing on the agenda

12. ADJOURNMENT

I do hereby certify that a copy of the foregoing agenda was posted on the City Hall bulletin board on December 8, 2016. Rebekah Barr, MMC, City Clerk/Executive Assistant.

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.