

# CITY OF SEBASTOPOL

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Local Flavor. Global Vision.



**CITY MANAGER**  
Jack Griffin

**CITY CLERK/PROGRAM MANAGER**  
Mary Gourley

**MAYOR**  
Sarah Glade Gurney

**CITY COUNCIL**  
Guy Wilson, Vice Mayor  
Linda Kelley  
Larry Robinson  
Kathleen Shaffer

## **MINUTES OF THE SEBASTOPOL CITY COUNCIL MEETING OF February 16, 2010**

*As approved by the City Council at their Meeting of March 2, 2010*

**CITY OF SEBASTOPOL  
CITY COUNCIL MEETING  
MINUTES OF MEETING OF February 16, 2010  
SEBASTOPOL YOUTH ANNEX, 425 Morris Street, Sebastopol, CA 95472**

The Notice of the Meeting was posted on the City Hall Bulletin Board by the City Clerk on February 11, 2010.

### **CONVENE CITY COUNCIL MEETING**

**CALL TO ORDER:** Mayor Gurney called the meeting to order at 6:03 p.m.

### **ROLL CALL**

Present: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney  
Absent: Councilmember Kelley  
Staff: City Manager Griffin, City Clerk Gourley, City Attorney McLaughlin, Administrative Services Director Puccinelli and Police Chief Weaver

Vice Mayor Wilson led the salute to the flag.

### **APPROVAL OF MINUTES OF:** February 2, 2010:

Vice Mayor Wilson moved and Councilmember Robinson seconded the motion to approve the February 2, 2010 City Council minutes as submitted.

### **VOTE:**

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney  
Noes: None  
Absent: Councilmember Kelley  
Abstain: None

### **PROCLAMATION(S)/PRESENTATION(S):**

Proclamation Honoring Jeana Moore, Founder of the Jada Bascom Foundation and Representative of the Steps To-Marrow Program. Nancy LoDolce accepted the proclamation for Jeana Moore.

**COUNCILMEMBER ANNOUNCEMENTS(s)** (This is an opportunity for any Councilmember to make a brief announcement to the community)

Councilmember Shaffer announced the following:

- The Sebastopol Area Senior Center is adopting a nursing home and has requested volunteers for one hour on one day a month to visit the nursing home.

Mayor Gurney announced the following:

- The Tourism Bureau sent an email stating that Sonoma County is the happiest place in California and is 5<sup>th</sup> in the Nation for Well Being.
- First Dine Out Sebastopol will be held tomorrow, February 17<sup>th</sup>, at GTOs from 6:00 – 8:00 pm.
- Sebastopol Walks, February 27<sup>th</sup>, walk to Railroad Square and ride the bus back to town.

**PUBLIC COMMENT(S)** (This is an opportunity for the public to address the Council on items that are not listed on the agenda. This time is set aside to receive comments from the public regarding matters of general interest not on the agenda, but related to Council business. Pursuant to the Brown Act, however, the Council cannot consider any issues or take action on any requests during this comment period. Speakers are encouraged to limit their comments to 3 minutes maximum so that all speakers have an opportunity to address the City Council

A member of the audience commented as follows:

- Spoke at the Santa Rosa School Board meeting regarding the elimination of spring sports and stated it could happen here.
- Stated 1/3 of the legislature is holding the other 2/3 hostage and the parks, schools, fire departments, public safety, etc are being closed.
- Discussed the California Majority Rule – All legislative actions on revenues or budget must be determined by majority vote.
- Discussed Haiti with Love fundraising concert at Mystic Theater and that this was an overwhelming success.

Colleen Fernald commented as follows:

Read headlines from the newspaper

Discussed PG&E ballot initiative and stated PGE does not have our best interest at heart

Discussed community choice aggregation and stated the City should be its own power source

Stated leadership is lacking

Promoting books not bombs

Requested the City Council do a resolution for a cease fire.

April Lautman, 145 West Street, discussed her personal situation with PG&E and stated she had to go without power for four days. She stated she received help from the Building Department, but that PG&E acted like they were doing a favor for her. She stated there is no local PG&E contact.

Ken MacIntire discussed the police chase through Sebastopol that involved an incident of an altercation and stabbing. He stated the chase never should have happened if the police caught the suspect in the McDonalds parking lot. He stated the chase was too fast, too dangerous and people could have gotten hurt. He stated this was a waste of public resources.

William Adams discussed the concerns he is hearing on the radiation of the meter readings that are sent to the central PG&E office and stated this is the same amount of radiation that comes from a cell phone and it is insignificant. He stated that that customers need to be educated about the smart meters.

Ed Eastland discussed the article in the Press Democrat and stated that the press provides a generalization of Sebastopol's citizens and stated that not all citizens are scared of smart meters. He stated that there are many views that make up the potpourri of this community and that not just the outspoken should be reported on. He also stated the police department does an excellent job.

Magick stated the Council's public dialogue is limited in critical thinking and debate and believe the audience should be able to hear why a Councilmember believes an idea and if other Councilmember disagree what are

those reasons. She stated the audience needs to understand why the Council is deciding how they are deciding and stated there is no lively interchange of talk or debate.

Mayor Gurney responded to public comments as follows:

Discussed her office hours when citizens can meet with her to discuss issues or the community can call any Councilmember to discuss issues.

A resolution was passed by the Council in support of the community choice aggregation.

Police Chief Weaver responded to comments regarding the police chase and the police department's policy regarding chases.

Mayor Gurney thanked the audience for reminding the Council about diversity. She also stated that the Council does debate issues and stated because of the length of the meetings, some debates may be shorter.

**CONSENT CALENDAR ITEM(S)**: The following items listed on the Consent Calendar are considered routine and action will be taken by the City Council by a single motion. A Councilmember, staff or the public may request that an item be removed from the Consent Calendar and action taken separately. In the event an item is removed, it shall be considered as the first scheduled item in the agenda. Members from the public wishing to speak on a Consent Agenda item should notify the Mayor

Vice Mayor Wilson requested Item # 1 be removed from the consent calendar.

Vice Mayor Wilson moved and Councilmember Shaffer seconded the motion to approve consent calendar item #2.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

## 2. Declaration of Surplus Equipment (Administrative Services Officer)

Councilmember Shaffer questioned the amount of revenue that may be received. City Manager Griffin stated he did not know, and discussed that some of the equipment is old and may not meet certain regulations in certain areas of California.

**City Council Action: Approved the Declaration of Surplus Equipment**

**Minute Order Number: 2010-022**

1. Waiving of Further Reading and Adoption Ordinance Number 1031, Establishing Sebastopol Municipal Code Ordinance, Chapter 8.10, entitled the Social Host Ordinance making it illegal for a person to host an event where underage drinking occurs if they are aware or reasonably should be aware that minors are consuming alcohol at the event and they have not taken all reasonable steps to prevent the underage consumption of alcohol (Police Chief/City Attorney)

Vice Mayor Wilson stated that he removed this item as he will be voting against the item and that it is a formality so that the record will duly note his vote.

Mayor Gurney opened for public comment:

Colleen Fernald stated she is in support of the ordinance, and discussed her views on the WACCO website, but that it should be made clear that this is about parties and events, not necessarily about what is done in the privacy of one's own home.

Magick stated it is clear that this is about what is done in the privacy of a home and stated she would love to see a debate on this issue. She stated it should be discussed and the audience should be able to hear the critical thinking. She questioned if this was the solution? She questioned the assumption that using discretion will happen and stated it is an assumption that every police chief will do the same. She stated the law could be used for political purposes and the consequences should be realized. She stated there is enough invasion of privacy. She stated the symptoms need to be looked at and this does not solve the problem. She stated that maybe we should move towards a different culture of teaching children how to drink in a celebratory way.

Michael Giacomelli stated this ordinance does not help at all and that it is an invasion of privacy issue. He stated this will not stop people from drinking and stated there are other solutions and other ways to deal with it.

Vice Mayor Wilson thanked Michael for speaking and recognized him as All Empire Soccer. He stated that this issue was debated two weeks ago and he has made his comments known and also spoken to the media. He stated this is a situation of when reasonable minds differ and there is a difference of opinion on how to achieve the objective. He stated the goal is to raise the awareness and consciousness and reduce and deter underage drinking. He stated this ordinance does not deter and may displace underage drinking and we may see unintended consequences. He stated he would love to be proven wrong but his concern is that this will not make a difference. He stated he would like to see resources used such as education, counseling, etc.

Councilmember Shaffer stated that she does not expect kids to quit drinking but if this saves one life it is worth it.

Mayor Gurney stated this was a major item on the last agenda and was fully vetted; the Council received public comments; and the Council deliberated. She stated she respects Vice Mayor Wilson's comments and would like to see a change in culture that the underage drinking is not an acceptable activity and this is a way to make that expression.

Councilmember Robinson moved and Councilmember Shaffer seconded the motion to Waive Further Reading and Adopt Ordinance Number 1031, Establishing Sebastopol Municipal Code Ordinance, Chapter 8.10, entitled the Social Host Ordinance making it illegal for a person to host an event where underage drinking occurs if they are aware or reasonably should be aware that minors are consuming alcohol at the event and they have not taken all reasonable steps to prevent the underage consumption of alcohol.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, and Mayor Gurney

Noes: Vice Mayor Wilson

Absent: Councilmember Kelley

Abstain: None

**City Council Action: Approved Waiving of Further Reading and Adoption of Ordinance Number 1031, Establishing Sebastopol Municipal Code Ordinance, Chapter 8.10, entitled the Social Host Ordinance making it illegal for a person to host an event where underage drinking occurs if they are aware or reasonably should be aware that minors are consuming alcohol at the event and they have not taken all reasonable steps to prevent the underage consumption of alcohol.**

**Minute Order Number: 2010-023**

Mayor Gurney requested Item #10 be moved forward on the agenda. The Council was in consensus.

#### 10. Approval of Continued Sponsorship of Dine Out Sebastopol (Mayor Gurney)

Mayor Gurney presented the staff report recommending the City Council approve continued sponsorship of the Dine Out Sebastopol program. She introduced Mickale Jones who was in attendance and Miles Evert who helped to work on the project but was not in attendance and thanked both individuals for creating this video.

Mickale Jones stated he was a senior at Analy High School and been in the video program for three years. He stated they were asked to make a video of what do you like best about Sebastopol and edited the video and showed it to the Council.

Councilmember Robinson moved and Vice Chair Wilson seconded the motion to approve continued sponsorship of the Dine Out Sebastopol program.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

City Council Action: Approved continued sponsorship of the Dine Out Sebastopol program.

Minute Order Number: 2010-024

Mayor Gurney requested Item #4 be moved forward on the agenda. The Council was in consensus.

4. Public Hearing - Annexation Review hearing to consider the annexation of six "County island" parcels, meaning the subject properties are currently located within the County of Sonoma jurisdiction; however they are surrounded by the City of Sebastopol jurisdiction. The properties being considered include the following: 601 Gravenstein Hwy North (APN 060-250-011); 595 Gravenstein Hwy North (APN 060-250-012); 545 Gravenstein Hwy North (060-250-013); 585 Gravenstein Hwy North (060-250-014); 501 Gravenstein Hwy North (060-250-059); and 913 McFarlane Avenue (060-180-015). Most of the properties proposed for annexation are developed with single-family residences, some of which are connected to City services. The properties that are not presently connected to City services will not be required to connect to City services until such time as a Planning or Building Permit is applied for. (Planning Director)

The proposed zoning of all six County island parcels is RSF-2: Single Family Residential.

The City is considering annexation of these County islands in an effort to provide a more efficient urban service delivery system comprised of sewer; water; code enforcement; police protection; and fire protection. Annexation of the islands will also serve residents by allowing them to vote on issues that impact their neighborhood and community.

Mayor Gurney requested that due to the absence of the Planning Director this item be continued to a future calendar.

Vice Mayor Wilson moved and Councilmember Shaffer seconded the motion to continue this item to the March 16, 2010 City Council Meeting.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

City Council Action: Continued item to the March 16, 2010 City Council Meeting, Sebastopol Youth Annex.

Minute Order Number: 2010-025

#### DISCUSSION AND/OR ACTION ITEM(S):

3. Continued Discussion of PG&E Smart Meter Installation and Review of Possible Actions that Could be Taken by the City Council (City Manager)

City Manager Griffin presented the staff report recommending the City Council discuss the issue among themselves and discuss any positions the City Council may wish to take or structure of a town hall meeting. He also stated that he was informed today that the Sonoma County Board of Supervisors would be conducting a large scale community meeting on this issue but that he did not have any specifics as to when, where, time, etc.

Mayor Gurney stated at the Mayors and Councilmembers Association Meeting, Mr. Jim Leddy has been working for Supervisor Carrillo to establish this community meeting which would be covered as a county wide

forum. She stated she received information today from Supervisor Carrillo's office that this may not happen until April. Mayor Gurney asked the City Attorney to clarify the City's position on this issue.

City Attorney McLaughlin stated that the City has no direct, actual authority over this subject matter as discussed in a memo that was given to the Council at the last Council meeting.

Mayor Gurney clarified the process and stated PG&E representatives spoke at the last meeting, the Council opened public comment, PG&E was requested to return to tonight's meeting and indicated that they would not return tonight. She stated that it is at the Council's discussion of what action, if any, to take tonight and requested Council comments. She stated she would open for public comment on the Council's action, not the subject matter.

Vice Mayor Wilson stated he was willing to host a Town Hall meeting on this issue; however, just having heard that Supervisor Carrillo will be conducting a County-wide forum, he would like to coordinate with that office and not dilute the attention that public meeting might get. He stated that the value of another public hearing would be dependent upon the presence of PG&E representatives who have expertise on the issues raised. He stated it was disappointing at the last meeting to not have any experts speak on the issues.

Mayor Gurney stated that Jim Leddy is coordinating with PG&E and other experts in this field to coordinate this forum.

Councilmember Shaffer stated she recommended the Town Hall meeting at the last City Council meeting and recommends the Council proceed with the town hall meeting. She stated she was disappointed at the last City Council meeting. She stated that the Council invited PG&E as guests to the meeting and stated she was disappointed in the comments, raised voices, and curse words and stated she felt uncomfortable. She requested that the audience express their views in a normal tone of voice which creates more effective communication. She stated she has conducted research on this issue and would like more answers on the effectiveness of Smart meters and requested a Town Hall meeting in Sebastopol.

Mayor Gurney clarified if Councilmember Shaffer was recommending a Town Hall meeting in advance of the County forum. Councilmember Shaffer stated it would be up to the Councilmember's schedule who is conducting the Town Hall.

Mayor Gurney provided to the Council a draft letter which she prepared to be sent to PG&E and questioned if the Council would be interested in sending this letter to PG&E.

Councilmember Robinson requested the last paragraph be deleted. He also requested that this letter be agendaized to the next meeting and that it is not appropriate to act on this letter tonight as it was not on the agenda for action and not made available to the Council or public until tonight.

City Attorney McLaughlin clarified that the title of the agenda item and substance encompasses all actions and those actions would include the possibility of consideration of sending a letter to PG&E.

Councilmember Shaffer stated she would like to edit paragraph three and stated she cannot accept the language as written. She stated she would like to see further studies and would like time to re-word this paragraph. She stated the CPU is conducting a study as well as PG&E and is not comfortable forwarding this letter as written.

Vice Mayor Wilson stated he was fine with the general wording of the letter.

Mayor Gurney opened for public comments.

Magick thanked the Mayor for the proposed letter and stated time is of the essence and stated a delay is not appropriate. She requested the letter include the issue of 400 meter readers losing their jobs, \$2.2 billion cost that will be passed on to the people; and that the meters will be running at all times. She stated she takes umbrage with Councilmember Shaffer's comments and believes it was a set up by PG&E. She stated it is a

devastation what PG&E has done and she does not like to be lectured like a child and that the audience spoke well and were courteous.

Colleen Fernald stated she supported the proposed letter and stated it is appropriate. She requested the strongest language as possible be used. She agrees that profanity is not called for but that the public should be able to share their passion in a respectful way. She stated the City should stand its ground to stay healthy and use the precautionary approach.

Dave Hubert thanked the Mayor for the letter. He stated at the last meeting the Council heard a lot of frustration. He stated the public should not stand for any additional delay and the letter just reports the comments from the last meeting and what the citizenry is concerned about and he would not like to see the paragraph stricken. He stated the Council should be concerned with the health, welfare and mental health of its citizens and fight the monopoly of PG&E. He urged the Council not to delay the motion and requested addition of a moratorium.

April Lautman discussed Sonoma County taking notes from Marin County.

Renatta supported this expression of concern of the citizens and residents of Sebastopol and encouraged a public forum. She supported PG&E's intention to conduct a study and recommended removal of the last paragraph of the letter. She stated the perspective should include that PG&E evaluate the risks at hand in context of what may arguably be greater risks. She stated this is a minor move in the right direction.

Joe Leach asked the Council if they are ready to fight PG&E. He requested the public should know the figures in respect to PG&E and stated they want to make as much capital as possible. He stated there are potential health problems and asked the Council to form a committee and condemn PG&E facilities in the Sebastopol area and make their own electric company.

James Weil stated the PUC study relates to accuracy only. He stated he supported sending the letter and requested the letter include an actual request for action to do something in support of the citizens. He recommended that the Council request the review of the health effects and a moratorium during the review. He stated the scoping memos, which gives PG&E the authority to install the meters, does not include health effects. He requested the inclusion of customer choice.

Holly Gustafson requested that the letter be broadened to include the entire County and requested that no installation be allowed until after the studies have been conducted on all aspects such as accuracy, interference, etc. She stated what PG&E is doing is unacceptable and requested the Council ask for a moratorium.

Nancy Hubert requested the letter be sent as is and that the City should request a moratorium. She discussed the green washing of smart meters and stated that the smart meters will require all electrical devices to be turned on all the time. She stated that the appliances will have to be retrofitted or else people will have to buy new appliances. She stated the only way smart meters will work is that they will require more electricity. She stated there are no studies of how these will work and supports the idea of a Sebastopol Town Hall meeting and April is too late.

Jeff Pearce stated PG&E's attendance at the last meeting was upsetting, unprofessional and they were not prepared. He stated that FCC made the decision regarding smart meters in 2005 under the last administration and stated another study needs to be completed on the health issues. He stated he supports the letter.

Jane Nielsen stated she supports the letter and is supportive of conserving as much electricity as possible. She discussed differences between having a time of use meter and smart meter.

Alan Horn stated this is a public health emergency. He stated he is in opposition to the opinion of the City Attorney that the City does not have authority or jurisdiction over this issue. He stated the Council took an oath to protect the public health and safety of its citizens and if this conflicts with the PUC's authority, then the

Council should act on it on the citizens' behalf. He encouraged the Council to send the letter and also to go to court and request an injunction.

Deborah stated she experiences severe symptoms from radiation and stated she cannot work in a commercial environment. She stated if smart meters are installed it will be scary for her as she will not know where she will be able to live. She requested a moratorium and injunction until studies show what is going on with the health effects. She requested the letter be sent in its entirety.

Sandi Maurer, EMF Safety Network, suggested Sebastopol work with the County on this issue. She stated that Jim Leddy has done an excellent job researching this issue and invited many experts in this field. She requested the Council ask for action to be taken. She stated the utility companies are not working with the citizens and requested the Council ask for deferment. She requested one Town Hall meeting.

Gale Palmer stated he appreciates the letter and would request the Council error on the side of caution. He stated the studies have demonstrated that these are dangerous.

Dave Hubert spoke again and stated everyone cares about the environment and the citizens have expressed their concerns about the health effects. He stated smart meters may be good for larger corporations but the money will be poorly spent dealing with a small City or town.

Mayor Gurney acknowledged everyone's effort to speak in a dignified way and appreciate the decorum. She stated the letter reports what the City Council has experienced in a neutral and observative way, rather than have each Councilmember take individual positions to move this message forward. She stated the letter was an attempt to record the comments that the community was not receiving the full information from PG&E and that the studies were not completed and that the subject matter is in the process of being researched and installation of meters should be deferred.

Councilmember Shaffer requested the addition of language that would include customer choice. She also requested the deletion of the listings of the organizations (WHO).

Mayor Gurney suggested adding loss of jobs and review of customer choice and providing that opportunity to the citizens.

Councilmember Robinson requested adding language that this letter reflects a wide variety of opinions in the community and understand that smart meters are an important part of the implementation of AB 32 and the long term goals of reducing the impact of climate change due to green house gas emissions. He requested the final sentence read that the public be allowed the option to opt out of smart meter installation. He stated he does not support the language regarding deferral. He stated per capita electric use for California has been constant but the overall use has grown and the community needs to find ways to reduce the demand by 80%. He stated that smart meters will reduce the need for peaker plants and the feedback is vital. He stated he does not want to see Sebastopol opposed to those goals and this would be contradicting the values of the community. He stated that not all residents share the same concerns of health, accuracy, privacy, etc. He stated that he supports the overall goal of providing feedback, but there needs to be behavioral changes built into the social fabric.

Vice Mayor Wilson discussed PG&E's support to launch an initiative that presents and raises major obstacles to Community Choice Aggregation. He stated that PG&E is a monopoly that is doing this initiative and they should be more forthcoming. He stated the long term solution is to explore energy elsewhere.

Councilmember Robinson stated there is a group in Sonoma County that is developing a CCA for Sonoma County that would generate 100-110% of electricity from renewable resources within the County. He stated Prop 16 is a huge stumbling block and stated there is a lot of reason to mistrust PG&E; however he cautioned not to associated bad actions with bad people. He stated people should have a choice and this is an important piece of the effort to reduce green house gas emissions.

Councilmember Shaffer acknowledged that there are people that do not believe that smart meters are a problem and would like this included in the letter so that everyone is represented.

Mayor Gurney restated the changes to the letter. Councilmember Robinson requested that customers be allowed to opt out. Mayor Gurney stated she would like to keep the referral language.

Vice Mayor Wilson stated he would like to see the letter reflect both the deferral and choice to opt out.

The Council took a short break to allow for the editing of the letter and it was presented to the audience for viewing.

Vice Mayor Wilson moved and Councilmember Shaffer seconded the motion to send the revised letter as shown at tonight's meeting to the California Public Utilities Commission.

VOTE:

Ayes: Councilmembers Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: Councilmember Robinson

Absent: Councilmember Kelley

Abstain: None

City Council Action: Approved the Mayor to send a letter to the California Public Utilities Commission

Minute Order Number: 2010-026

#### PUBLIC HEARING(s):

5. Public Hearing – Waiving of Further Reading and Introduction of Ordinance to consider a text amendment to Sebastopol Municipal Code Section 2.24.070 to provide that the Planning Commission's duties include advisory oversight of park policy and park development issues. The Planning Commission has conducted a Public Hearing and reviewed the proposed amendment, and has recommended its adoption (Planning Director)

City Manager Griffin presented the staff report recommending the City Council Approve Waiving of Further Reading and Introduction of Ordinance to consider a text amendment to Sebastopol Municipal Code Section 2.24.070 to provide that the Planning Commission's duties include advisory oversight of park policy and park development issues. The Planning Commission has conducted a Public Hearing and reviewed the proposed amendment, and has recommended its adoption.

Vice Mayor Wilson stated that it would like to see this implemented as soon as possible. City Attorney McLaughlin stated it would take affect 30 days after adoption.

Mayor Gurney stated the CDA and Council priorities include the expansion of the Laguna and that this is a good suggestion to allow the Planning Commission to review these projects and provide feedback to the Council and allows the Council to focus on other items.

Councilmember Shaffer stated she is excited to see this happen and would like to see ideas about Ives Park.

Mayor Gurney opened the public hearing. Hearing no comments, Mayor Gurney closed the public hearing.

Councilmember Robinson moved and Councilmember Shaffer seconded the motion to Approve Waiving of Further Reading and Introduction of Ordinance to consider a text amendment to Sebastopol Municipal Code Section 2.24.070 to provide that the Planning Commission's duties include advisory oversight of park policy and park development issues. The Planning Commission has conducted a Public Hearing and reviewed the proposed amendment, and has recommended its adoption.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

City Council Action: Approved Waiving of Further Reading and Introduction of Ordinance to consider a text amendment to Sebastopol Municipal Code Section 2.24.070 to provide that the Planning Commission's duties include advisory oversight of park policy and park development issue.

Minute Order Number: 2010-026

Mayor Gurney called for a break at 8:35 pm and reconvened the meeting at 8:45 pm.

INFORMATIONAL REPORTS (No Action Required by the City Council):

6. 2009 Annual Level of Service and Annual Planning Report – This item was continued from the February 2, 2010 City Council Meeting (Planning Director)

City Manager Griffin presented the staff report and slide show recommending the City Council review the information provided.

Vice Mayor Wilson questioned the total number of residential allocations for 2013 (243) and requested clarification on the numbers that could be carried forward each year.

City Manager Griffin explained the process and amount of additional units that could be carried forward.

Councilmember Shaffer questioned if these numbers are more for an urban area rather than a suburban area.

City Manager Griffin stated yes and discussed how issues such as Level of Service for traffic and stated that it may not work in parts of the City and stated the City may look at this during the update of the General Plan.

Councilmember Robinson stated the Council should look at how the quality of life is measured and is it measured by the flow of the automobile.

Mayor Gurney discussed the standard versus urban criteria and questioned if the Council could design the level themselves.

City Manager Griffin discussed acceptable levels of LOS and how they are defined and stated that some Cities design their LOS requirements to meet their interests.

Councilmember Shaffer concurred that cities are adopting their own standards.

Vice Mayor Wilson discussed traffic LOS and questioned if additional traffic exceeds the LOS would a CEQA be triggered and is this a barrier to certain types of larger developments.

City Manager Griffin discussed LOS for traffic and stated that although it may fail the LOS it could still be acceptable for land development and also discussed what could be done to improve street scape and poor streets and also discussed ownership by Caltrans on some City streets such as Main Street.

Mayor Gurney opened for public comment.

Tom Holt questioned the residential allocations; measure of levels of service and questioned if there are limits on what can be developed based on these allocations.

Anne Sweeney questioned who owns Main Street.

Hearing no further comments, Mayor Gurney closed the public comment.

City Manager Griffin explained the residential allocations and stated the level of development is based on the amount of allocations allowed. He stated the allocations were established with the General Plan. He answered also that Caltrans owns Main Street and the City has a dual right of way with Caltrans.

The Council was in consensus to receive the report.  
City Council Action: None Required. Accepted Report.  
Reference Order Number: 2010-027

PRESENTATION(S) None

DISCUSSION AND/OR ACTION ITEM(S) CONTINUED:

7. Mid Year Budget Adjustments (Administrative Services Director)

Administrative Services Director Puccinelli presented the staff report recommending the City Council approve the adjustments to the adopted Fiscal Year 2009-2010 City Budget.

Councilmember Robinson questioned the generator replacement and asked if money should be spent now on this item. Director Puccinelli stated that figures have been obtained and it is cheaper to rent the generators.

Councilmember Shaffer questioned the decrease in the Fire Department budget. Director Puccinelli explained this is not a decrease in the Fire Department budget, but a decrease to the General Fund.

Vice Mayor Wilson questioned the reclassification of debt service and asked how this is achieved.

Director Puccinelli stated this is a long term lease that saves the City a large outlay.

Councilmember Robinson moved and Vice Mayor Wilson seconded the motion to approve the adjustments to the adopted Fiscal Year 2009-2010 City Budget.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

City Council Action: Approved the adjustments to the adopted Fiscal Year 2009-2010 City Budget.

Minute Order Number: 2010-028

8. Consideration of Request for Stenciling on Sidewalks the Name of a Route to Promote Walking, Biking and Safety (Councilmember Shaffer)

Councilmember Shaffer presented the staff report recommending the City Council allow the stenciling of certain sidewalks with a name or symbol that denotes the name of a specific route.

Mayor Gurney questioned the size of the stencils and the frequency of putting down the stencils.

Councilmember Shaffer stated the size of the stencil would be about the size of a hand and the frequency would be about 3-4 depending on the length of the route.

Mayor Gurney questioned if the name and design are part of the contest and who will decide the winner.

Councilmember Shaffer stated that each classroom will submit a name and design and that the principal at each school will decide the winner.

Mayor Gurney questioned if this follows the Safe Routes to School.

Councilmember Shaffer stated yes and stated each school will have different colors.

Vice Mayor Wilson questioned what happens if someone does not want stenciling in front of their home and could they opt not to have it stenciled there.

Councilmember Shaffer stated that once the maps are produced, there will be outreach to the people along the routes.

Mayor Gurney opened for public comment.

Tom Holt stated this is a good idea but cautioned the art work from the safety point of view.

Hearing no further comments, Mayor Gurney closed the public comment.

Councilmember Robinson moved and Councilmember Shaffer seconded the motion to allow the stenciling of certain sidewalks with a name or symbol that denotes the name of a specific route.

VOTE:

Ayes: Councilmembers Robinson, Shaffer, Vice Mayor Wilson and Mayor Gurney

Noes: None

Absent: Councilmember Kelley

Abstain: None

City Council Action: Approved allowing the stenciling of certain sidewalks that denotes the name of a specific route.

Minute Order Number: 2010-029

#### 9. Internal City Communications in Urgent and Emergency Situations (Councilmember Shaffer)

City Manager Griffin presented the staff report recommending discuss the issue and develop a preferred notification process.

Mayor Gurney discussed the concerns with verification and validation and also the robo-call.

Councilmember Robinson suggested leaving the discretion to the City Manager to determine what rises to the level of emergency. He stated the Council should be informed in ways that they will get the information before the press or public. He suggested a phone call first, followed by a more detailed email.

Councilmember Shaffer stated she received an email from a citizen prior to being notified by the City and stated she had no idea what it was. She concurred with a phone call first.

Vice Mayor Wilson suggested that the City notify residents also when the emergency is over and everything is all clear. He also suggested looking at upgrading the City's communication capabilities.

Mayor Gurney opened for public comments.

Tom Holt discussed the robo-calls but stated this item is more of an internal issue.

The Council was in consensus to be notified by telephone first, followed by a detailed email, and then a notification once the emergency is over.

City Council Action: Approved the preferred notification process; telephone calls first, followed by a detailed email.

Minute Order Number: 2010-030

### CITY MANAGER/CITY COUNCIL REPORTS

#### 10. City Manager Reports:

City Manager Griffin discussed a citizen concern regarding the cost of contracting out to the Sheriff's department versus a City police department and discussed the costs for each and stated it is more costly to contract out. He also stated that the Police Chief has conducted outreach with this individual.

Councilmember Robinson questioned how this compares to terms of coverage. Chief Weaver stated there is less coverage through the night but the coverage is relatively close.

11. City Council Committees: There were none.

12. Council Reports:

Councilmember Shaffer discussed the petition by the League of California Cities.

Mayor Gurney presented a gift to City Manager Griffin for his one year anniversary as City Manager.

Councilmember Robinson discussed that he and Councilmember Shaffer are looking into a Car Free Day in Sebastopol and Portia Sennett has suggested the first Sunday in May.

Councilmember Robinson stated a Town Hall Meeting is being scheduled for March 25<sup>th</sup> to brain storm ways to get out of cars more.

Vice Mayor Wilson stated the Town Hall Meeting on Small Town Character of Sebastopol has been changed from March 28<sup>th</sup> to mid May.

13. Council Correspondence:

Councilmember Robinson discussed Earth Day Event, April 18<sup>th</sup>.

Mayor Gurney adjourned the Council meeting at 10:01 pm to the closed session.

CLOSED SESSION:

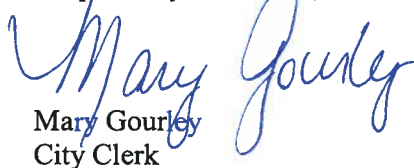
14. Public Employee Performance Evaluation – City Manager  
(Government Code Section 54957)

Mayor Gurney adjourned the closed session at 10:20 pm to the regular Council meeting.

There was no report from the closed session.

**ADJOURNMENT:** Mayor Gurney adjourned the City Council meeting of February 16th, at 10:21 pm to the next City Council meeting to be held March 2, 2010, at 6:00 pm, at the Sebastopol Youth Annex/Teen Center, 425 Morris Street, Sebastopol, Ca.

Respectfully Submitted,

  
Mary Gourley  
City Clerk