CALL TO ORDER - CLOSED SESSION
A. Roll Call

Vice Mayor Barrett; Council Members Glass, Harris, Healy, Rabbitt, and Renée; Mayor Torliatt

CLOSED SESSION – Added with Agenda Revision No. 1 – Thursday, June 11, 2009.
• CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Initiation of litigation pursuant to subdivision (c) of California Government Code §54956.9: One potential case.

PUBLIC COMMENT ON CLOSED SESSION ITEMS
Prior to adjournment into Closed Session, the public may speak up to 3 minutes on items to be addressed in Closed Session.

ADJOURN TO CLOSED SESSION

MONDAY, JUNE 15, 2009
EVENING SESSION – 7:00 P.M.

CALL TO ORDER - EVENING SESSION
A. Roll Call

Vice Mayor Barrett; Council Members Glass, Harris, Healy, Rabbitt, and Renée; Mayor Torliatt

B. Pledge of Allegiance

C. Moment of Silence

In accordance with the Americans with Disabilities Act, if you require special assistance to participate in this meeting, please contact the City Clerk’s Office at (707) 778-4360 (voice) or (707) 778-4480 (TDD). Translators, American Sign Language interpreters, and/or assistive listening devices for individuals with hearing disabilities will be available upon request. A minimum of 48 hours is needed to ensure the availability of translation services. In consideration of those with multiple chemical sensitivities or other environmental illness, it is requested that you refrain from wearing scented products. The City Clerk hereby certifies that this agenda has been posted in accordance with the requirements of the Government Code. In accordance with Government Code §54957.5, any materials of public record relating to an agenda item for a regular meeting of the City Council that are provided to a majority of the members less than 72 hours before the meeting will be made available on-line and at the City Clerk’s Office, 11 English Street, during normal business hours. Materials of public record that are distributed during the meeting shall be made available for public inspection at the meeting if prepared by the City or a member of its legislative body, or the next business day after the meeting if prepared by some other person.
AGENDA CHANGES AND DELETIONS (Changes to current agenda only.)

PROCLAMATIONS

• Canada Day Lacrosse Tournament – June 27-29, 2009
• Whitney Hall - Youth Commission
• National Dairy Month - JUNE 2009

PRESENTATION

• Annual Report from the Youth Commission

REPORT OUT OF CLOSED SESSION (Actions Taken)

PUBLIC COMMENT

Public comments are limited to 3 minutes per person. When you address the City Council, you should fill out a speaker card and submit it to the City Clerk so the order of speakers may be determined and an official record of speakers obtained. Please be ready to step forward to the microphone as soon as the previous speaker has concluded his/her comments. The public is invited to make comments on items of public interest not listed on the agenda at this time.

COUNCIL COMMENT

CITY MANAGER COMMENT

1. APPROVAL OF MINUTES

A. Approval of Minutes for Regular City Council/PCDC Meeting of Monday, May 18, 2009. – Document made available with Agenda Revision No. 1 – Thursday, June 11, 2009.

B. Approval of Minutes for Regular City Council/PCDC Meeting of Monday, June 1, 2009.

2. APPROVAL OF PROPOSED AGENDA

A. Approval of Revised Proposed Agenda for Regular City Council/PCDC Meeting of Monday, July 6, 2009. – Revised with Agenda Revision No. 1 – Thursday, June 11, 2009.

3. CONSENT CALENDAR

A. Discussion and Possible Adoption of Resolution Approving 3% Increase in the 2009-2010, 3% Petaluma Municipal Airport Hangar Rental and Tiedown Rates. (Marengo/Patterson)

B. Discussion and Possible Adoption of PCDC Resolution Approving Guidelines for the Brownfields Revolving Loan Fund Program and Authorizing Implementation. (Marengo/Zimmer)

C. Discussion and Possible Adoption of Resolution Authorizing the Fire Department to Accept an Office of Spill Prevention and Response (“OSPR”) Grant Awarding Funds Specifically to Purchase Oil Spill Supplies and Equipment Which Will Be Deployed to Protect Local Resources in the Event of an Oil Spill (Anderson/Fergus)

D. Update on Interim Security Fencing at the Hopper Street Wastewater Plant. (Ban/Scherzinger)
4. **UNFINISHED BUSINESS**

A. **Discussion and Possible Adoption of Resolution Authorizing the City Manager to Execute a Cooperative Agreement with Sonoma County to Implement the Sonoma County Energy Independence Program.** (Ban/Orr/Iribarne) – Continued from the May 18, 2009 City Council Meeting.

5. **NEW BUSINESS**

A. **Discussion and Possible Adoption of Resolution Approving a Cooperative Agreement between Caltrans and the City of Petaluma Defining the Scope of Work for the Old Redwood Highway Interchange Project.** (Marengo/Lackie)

B. **Discussion and Possible Adoption of Ordinances Amending Ordinances 2321, 2322, and 2323 N.C.S. to Change Certain Appropriations for the Operations for the City of Petaluma from July 1, 2008 to June 30, 2009 and Declaring the Urgency Thereof; To Take Effect Immediately; PCDC Resolution 2009-03 Approving Adjustments to the Petaluma Community Development Commission FY 2008-2009 Budget.** (Haas) – Wording changed to specify urgency ordinances and document provided with Revision No. 1 – Thursday, June 11, 2009.

C. **Discussion and Possible Adoption of Resolutions Adopting the Fiscal Year 2009-10 Preliminary Budget for the City of Petaluma and the PCDC and Introduction and Adoption of Ordinances Appropriating Funds for the Operation of the City of Petaluma, CA from July 1, 2009 through June 30, 2010 and Declaring the Urgency Thereof; OR Introduction (First Reading) of Ordinances Providing for Appropriations for FY 2009-2010, Adoption of Resolution Providing Temporary Appropriations of $36.2 Million Dollars for Operations to Allow for Normal City Operations Beginning July 1, 2009 and Adoption of Resolution Providing Temporary Appropriations of $3 Million Dollars for Operations of the Petaluma Community Development Commission to Allow for Normal PCDC Operations Beginning July 1, 2009.** (Brown/Haas) – Document made available with Agenda Revision No. 1 – Thursday, June 11, 2009.

D. **Discussion and Possible Adoption of Resolution to Write Off the Inter-Fund Advance Amount Between the General Fund and the Ambulance Fund as of 6/30/2009 as Uncollectible.** (Haas) – Document made available with Agenda Revision No. 1 – Thursday, June 11, 2009.

E. **Discussion and Possible Adoption of Resolution Authorizing Agreement with Fire Recovery USA to Collect Mitigation Recovery Fees for Emergency Responses Services to Non-City of Petaluma Residents.** (Anderson)

F. **Discussion and Possible Introduction (First Reading) of an Ordinance Authorizing the Expenditure of $21,900, Plus Costs and Fees, to Purchase Easements from David P. Frym and Dale E. Daniels on Sonoma County Assessor's Parcel Numbers 007-071-009 and 007-071-010 in Connection with the Petaluma River Trail Enhancement Project and Authorizing the City Manager to Execute All Required Documents.** (Marengo/Zimmer)

G. **Discussion and Possible Introduction (First Reading) of an Ordinance Amending Specified Provisions of Chapter 8.20, “Regulation of Smoking in Certain Public Places,” and Chapter 13.28, “Use Of Public Parks,” of the Petaluma Municipal
Code to Prohibit Smoking in City Parks. (Brodhun) – Revised with Agenda Revision No. 1 – Thursday, June 11, 2009.

H. **Discussion and Possible Introduction** (First Reading) of **Ordinances Consolidating the Planning Commission and Site Plan and Architectural Review Committee into a Reconstituted Planning Commission and Updating the Municipal Code, Implementing Zoning Ordinance, and SmartCode© to Reflect the Consolidation.** (Brown) – Document made available with Agenda Revision No. 1 – Thursday, June 11, 2009.

I. **Discussion and Possible Adoption of Resolutions Making Appointments to City Boards, Commissions, and Committees.** (Cooper) – Revised pages 6-8 distributed to replace missing page in List of Applicants with Agenda Revision No. 1 – Thursday, June 11, 2009.

6. **PUBLIC HEARING**

A. **Consideration and Possible Adoption of Resolutions Adopting the City of Petaluma 2009-2014 Housing Element as an Amendment to the City of Petaluma General Plan 2025 and Adopting a Negative Declaration of Environmental Impact and Statement of Overriding Considerations.** (Gaebler)

**ADJOURN**
REVISED TENTATIVE AGENDAS

All Regular Meetings include Closed Session at 6:00 p.m. unless otherwise stated.

REVISED MONDAY, JULY 6, 2009 – EVENING SESSION – 7:00 P.M.: Regular Meeting
Revised with Agenda Revision No. 1 – Thursday, June 11, 2009

CONSENT CALENDAR

Discussion and Possible Adoption of Resolution Accepting Claims and Bills for May 2009. (Haas)

Discussion and Possible Adoption of Resolution Adopting FY 2009-2010 Gann Appropriations Limit. (Haas)

Adoption (Second Reading) of Ordinances Amending Ordinances 2321, 2322, and 2323 N.C.S. to Change Certain Appropriations for the Operations for the City of Petaluma from July 1, 2008 to June 30, 2009. (Brown/Haas) – This was removed as these ordinances are urgency ordinances and do not require a second reading.

Adoption (Second Reading) of Ordinances Providing for Appropriations for FY 2009-2010 for the Operation of the City of Petaluma, CA from July 1, 2009 through June 30, 2010. (Brown/Haas)

Adoption (Second Reading) of Ordinances Consolidating the Planning Commission and Site Plan and Architectural Review Committee into a Reconstituted Planning Commission and Updating the Municipal Code, Implementing Zoning Ordinance, and SmartCode © to Reflect the Consolidation. (Brown)


Discussion and Possible Adoption of Resolution Accepting Completion of the Washington Street 16-inch Water Main and Sewer CIPP Project. (Ban/Gothard)

Discussion and Possible Adoption of Resolution Accepting Completion of the Emergency Repair of 8-inch Water Main Near Petaluma Boulevard North. (Ban/Gothard)

Discussion and Possible Adoption of Resolution Authorizing Water Resources and Conservation Department to Advertise for Bids for Construction of the C Street Pump Station Upgrade Project. (Ban/Scherzinger) – This item has been removed from the agenda.

Discussion and Possible Adoption of Resolution Approving Rate Year 4 Adjustment to the GreenWaste Recovery, Inc. Franchise Agreement and Amendment to Modify Rate Periods to Coincide with the Fiscal Year and Extend the Term of the Agreement Accordingly. (Marengo)

Discussion and Possible Adoption of Resolution Authorizing the Filing of an Application for FTA Section 5307 Funding for Vehicle Purchase and Preventative Maintenance Projects and Committing the Necessary Local Match for the Projects(s) and Stating the Assurance of the City of Petaluma to Complete the Project (Marengo/Rye)
Discussion and Possible Adoption of Resolution Approving a Cooperative Agreement between SCTA and the City of Petaluma Defining the Scope of Work for the Old Redwood Highway Interchange Project (Marengo/Lackie) – Added with Agenda Revision No. 1 – Thursday, June 11, 2009.

Discussion and Possible Adoption of Resolution Approving Authorizing Award of Contract for Janitorial Services. (Marengo/Lackie) – Added with Agenda Revision No. 1 – Thursday, June 11, 2009.

Adoption (Second Reading) of an Ordinance Authorizing the City Manager to Execute All Documents Relating to the Granting of Easement with David P. Frym and Dale E. Daniels, on Sonoma County Assessor’s Parcel Numbers 007-071-009 and 007-071-010 in Connection with the Petaluma River Trail Enhancement Project. (Marengo/Zimmer)

Discussion and Possible Adoption of Resolution Accepting Completion of the Construction Contract for the Airport Underground Storage Tank Removal Project No. C00100208. (Marengo/Zimmer)

NEW BUSINESS

Public Meeting to Hear Testimony Regarding the Annual Assessments for the Landscape Assessment Districts and the Setting of a Public Hearing and Possible Action to Adopt Resolutions Describing Improvements and Directing Preparation of Engineer’s Report; Preliminary Approval of Engineer’s Report; and Intention to Order the Levy and Collection of Assessments Pursuant to the Landscaping and Lighting Act of 1972 for Landscape Assessment Districts Fiscal Year 2009-2010. (DeNicola)

PUBLIC HEARING

Discussion and Possible Action to Rezone the 2.2-acre Vacant Property at 870 Wood Sorrel Drive to a Planned Unit District and to Adopt a Mitigated Negative Declaration for The Birches, a 21-Unit Single-Family Residential Subdivision. (Robbe)

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REVISED MONDAY, JULY 20, 2009 – EVENING SESSION – 7:00 P.M.: Regular Meeting Revised with Agenda Revision No. 1 – Thursday, June 11, 2009

CONSENT CALENDAR

Resolution Approving Assignment of the GreenWaste Recovery, Inc. Franchise Agreement to Redwood Empire Disposal. (Marengo)

Discussion and Possible Adoption of Resolution Approving the Project Budget and Authorizing Award of Contract for the American Recovery and Reinvestment Act (ARRA) of 2009 Project–Petaluma Various Street Rehabilitation. (Marengo/Zimmer)

Discussion and Possible Adoption of Resolution Awarding a Contract for the Recycled Water Booster Pump Station No. 2 Improvements. (Ban/Gothard)
**PUBLIC HEARING**

Public Hearing and Possible Action to Adopt Resolutions Ordering the Improvements and Confirming the Diagrams and Annual Assessments for Landscape Assessment Districts for Fiscal Year 2009-2010. (DeNicola)

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**REVISED MONDAY, AUGUST 3, 2009 – EVENING SESSION – 7:00 P.M.: Regular Meeting**

Revised with Agenda Revision No. 1 – Thursday, June 11, 2009

**PROCLAMATION**

ARTSonoma - The Sonoma County Arts Festival, August 29-October 4, 2009

**CONSENT CALENDAR**

Resolution Accepting Claims and Bills for June 2009. (Haas)

**PUBLIC HEARING**

Ellis Creek Facility - Annexation of City-Owned Property (74.9 acres):
A. Approve a Class 8 Categorical Exemption to CEQA;
B. General Plan Amendment to Designate APN 019-330-009 as Open Space;
C. Prezone the Subject Parcel to P.C.D. (Planned Community District Consistent with the Ellis Creek Water Recycling Facility PCD) with an Floodplain Overlay Designation; and,
D. Authorize Staff to Prepare and Submit Annexation Application Paperwork to LAFCO to Initiate and Complete the Annexation Process for the Subject Parcel; Including Detachment from County Service Area No. 40 (Fire Services) and County Serve Area No. 41 (Multiple Services).
(Ban/Tuft) – Added with Agenda Revision No. 1 – Thursday, June 11, 2009.

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**MONDAY, AUGUST 17, 2009 – EVENING SESSION – 7:00 P.M.: Regular Meeting**

**NO MEETING IS PLANNED**