



**CITY OF PETALUMA, CALIFORNIA
REGULAR MEETING OF THE CITY COUNCIL & PETALUMA COMMUNITY
DEVELOPMENT SUCCESSOR AGENCY (PCDSA)**

City Hall Council Chamber
11 English Street
Petaluma, CA 94952

**DRAFT MINUTES
Monday, September 9, 2024
CLOSED SESSION 5:30 P.M.
REGULAR SESSION 6:30 P.M.**

CALL TO ORDER – CLOSED SESSION – 5:30 P.M.

Mayor McDonnell called the meeting to order at 5:30 p.m.

• ROLL CALL

PRESENT: Mayor McDonnell, Councilmember Barnacle, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs

ABSENT: Councilmember Cader Thompson

CLOSED SESSION

• CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to California Government Code section 54956.9(a)

Claimant: Garihan, Aaron

Agency Claimed Against: City of Petaluma

Workers' Compensation Claim Number: 630387

• CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9

Number of Cases: 1

Facts and circumstances that might result in litigation against the City and that are known to a potential plaintiff or plaintiffs include assertions by representatives of the National Propane Gas Association and the Western Propane Gas association that the City of Petaluma's new building electrification requirements in Chapter 17.09 of the Petaluma Municipal Code are preempted by Federal law pursuant to California Restaurant Association v. City of Berkeley (9th Cir. 2024) 89 F4th 1094.

• CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Paragraph (1) of Subdivision (d) of Section 54956.9

Number of Cases: 2

Name of Cases: Aqueous Film-Forming Foams Product Liability Litigation, Master Docket No. 2:18-mn-2873-RMG; City of Camden, et al. v. BASF Corporation, Civil Action No.: 2:24-cv-03174-RMG; City of Camden et. al. v. Tyco Fire Products LP, Civil Action No.: 2-24-cv-02321-RMG

PUBLIC COMMENT ON CLOSED SESSION ITEMS

Prior to adjournment into Closed Session, the public may speak up to three minutes on items to be addressed in Closed Session.

Mayor McDonnell opened the public comment; receiving none, he closed the public comment.

ADJOURN TO CLOSED SESSION

Council adjourned to closed session at 5:34 p.m.

CALL TO ORDER - REGULAR SESSION - 6:30 P.M.

Mayor McDonnell called the meeting back to order at 6:35 p.m.

- **ROLL CALL**

PRESENT: Mayor McDonnell, Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs

ABSENT: None

- **PLEDGE OF ALLEGIANCE**

- **MOMENT OF SILENCE**

Mayor McDonnell noted that the meeting will close in honor of Petaluma residents Lynn Imm and Peter Tatum.

AGENDA CHANGES AND DELETIONS (TO CURRENT AGENDA ONLY)

Councilmember Healy requested that the Agenda Request Memo be considered during item #2, the tentative agenda for September 16, 2024.

REPORT OUT OF CLOSED SESSION

City Attorney Eric Danly stated that there had been no action reportable per the Brown Act, however he did report that the City Council has given direction to staff to opt out of the pending settlements in the PFAS cases: City of Camden, et al. v. BASF Corporation and City of Camden et. al. v. Tyco Fire Products LP.

PROCLAMATION

- **Latino/a/e/x Heritage Month**

Ramon Meraz and Aaron Zavala, Board Members of Los Cien (Sonoma County Latino Leaders) and Magali Telles, Director of Operations at Los Cien, accepted the proclamation and made comment.

- **Petaluma Valley Little League**

Team Manager Shawn Dooley, along with members of the coaching staff and members of the team accepted the proclamation and made comment.

GENERAL PUBLIC COMMENT

During General Public Comment, the public is invited to make comments on items of public interest that are within the City Council's subject matter jurisdiction and that are not listed on the current agenda. Public comments are limited, up to three minutes per person. Depending on the number of persons wishing to address the Council, time will be allocated in equal shares totaling no more than twenty minutes, subject to the Council's discretion (Cal. Gov't. Code §54954.3(a), Petaluma City Council Rules, Policies and Procedures, III).

Mayor McDonnell opened the general public comment.

Jamie Tanner
Sandra Shand
Katherine Bobrowski
Jesse Bradman

Jodi Johnson
Kay Poland
Lorraine Grunberger
Debra Vitelli
Tim Porteous
John Robbins
Adina Flores
Maria
Ellen Obstler
Nathan Spindel
Luigi Petrigh-Dove
Victor Perez
Dave Molidor
Maria

Mayor McDonnell closed the general public comment.

Eric Danly made comments regarding the mobile home overlay issue.

COUNCIL COMMENT

Vice Mayor Shribbs
Councilmember Cader Thompson
Councilmember Barnacle
Councilmember Healy
Councilmember Nau
Councilmember Pocekay
Mayor McDonnell

CITY MANAGER COMMENT

City Manager Peggy Flynn

CONSENT CALENDAR

1. **Approved Minutes of the City Council/PCDSA Regular Meeting of August 5, 2024**
2. **Item #2 Pulled from Consent**
3. **Adopted Resolution No. 2024-104 N.C.S. Awarding a Citywide On-Call Concrete Contract**
4. **Adopted Resolution No. 2024-105 N.C.S. Authorizing the Purchase of an Asphalt Roller for the Public Works & Utilities Department through the Sourcewell Cooperative Purchasing Program in the amount of \$60,225 and Authorizing the City Manager to Execute all Documents Necessary to Complete the Purchase**
5. **Adopted Resolution No. 2024-106 N.C.S. Approving the Purchase of Transparency Adaptive Traffic Signal Timing Software from SWARCO McCain, Inc. in the Amount of \$76,252.00 and Authorizing the City Manager to Execute all Documents Necessary to Complete the Purchas**
6. **Item #6 Pulled from Consent**
7. **Adopted Resolution No. 2024-107 N.C.S. to Receive and File the City Treasurer's Quarterly Report Dated June 30, 2024**
8. **Adopted Resolution No. 2024-108 N.C.S. Accepting Claims and Bills for April, May and June 2024**

Councilmember Healy requested that items #2 and #6 be pulled from the Consent Calendar and considered separately.

Mayor McDonnell opened the public comment on items #1, 3 through 5, 7 and 8; receiving none, he closed the public comment.

Motion to adopt Consent Calendar items #1, 3 through 5, 7 and 8, made by Councilmember Barnacle, seconded by Councilmember Cader Thompson.

Vote: Carried 7-0
Yes: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No: None
Absent: None
Abstain: None
Recused: None

2. Tentative Agenda for City Council/PCDSA Regular Meeting of September 16, 2024, Significant Agenda Items for Sep-Nov 2024, and Agenda Memo Request

Mayor McDonnell opened the public comment on item #2.

Maureen Gottschall

Mike Gottschall ceded time to Maureen Gottschall

Nathan Spindel

Jessica Mozes

Mayor McDonnell closed the public comment.

Motion to approve the Tentative Agenda with the Agenda Request added, made by Councilmember Healy, seconded by Councilmember Nau.

Vote: Failed 2-5
Yes: Councilmember Healy, Councilmember Nau,
No: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
Absent: None
Abstain: None
Recused: None

Motion to approve the Tentative Agenda without the Agenda Request added, made by Councilmember Barnacle, seconded by Councilmember Cader Thompson.

Vote: Carried 6-1
Yes: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No: Councilmember Healy
Absent: None
Abstain: None
Recused: None

6. Resolution Authorizing the Purchase of a Bike Lane Sweeper for the Public Works & Utilities Department through Sourcewell Cooperative Purchasing Program in the Amount of \$180,682 and Authorizing the City Manager to Execute all Documents Necessary to Complete the Purchase

Mayor McDonnell opened the public comment on item #6.

Nickola Frye
Jessica Mozes

Mayor McDonnell closed the public comment.

Motion to Adopt Resolution No. 2024-108 N.C.S., made by Councilmember Barnacle, seconded by Councilmember Cader Thompson.

Vote: Carried 7-0
Yes: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No: None
Absent: None
Abstain: None
Recused: None

PUBLIC HEARINGS AND MATTERS FOR CONSIDERATION

9. Resolution Appointing a Voting Delegate and Alternate for the League of California Cities 2024 Annual Conference

City Clerk Caitlin Corley presented the staff report.

Mayor McDonnell opened the public comment; receiving none, he closed the public comment.

Motion to adopted Resolution No. 2024-110 N.C.S. with Janice Cader Thompson named as Voting Delegate and Mike Healy named as Alternate, made by Councilmember Healy, seconded by Councilmember Barnacle.

Vote: Carried 7-0
Yes: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No: None
Absent: None
Abstain: None
Recused: None

10. Resolution Recommending Appointments to the Mayors' and Councilmembers' Association to Fill Vacancies on the Measure O Citizens Oversight Committee

City Clerk Caitlin Corley presented the staff report.

Mayor McDonnell opened the public comment; receiving none, he closed the public comment.

Motion to Adopt Resolution No. 2024-111 N.C.S., recommending appointment of Kevin McDonnell and Gerard Giudice, made by Councilmember Barnacle, seconded by Councilmember Cader Thompson.

Vote: Carried 7-0
Yes: Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No: None
Absent: None
Abstain: None
Recused: None

11. **Introduction (First Reading) of an Ordinance of the City Council of the City of Petaluma to Amend Section 15.48.040 of the Petaluma Municipal Code Entitled “Specific Limitations on Wastewater Strength”**

Patrick Pulis, Environmental Services Supervisor, presented the staff report.

Mayor McDonnell opened the public comment; receiving none, he closed the public comment.

City Attorney Eric Danly requested that the following small change be made on page 1: “NOW THEREFORE BE IT ORDAINED by the **City** Council of the City of Petaluma, as follows:”

Motion to Introduce Ordinance No. 2896 N.C.S., with requested change, made by Councilmember Healy, seconded by Councilmember Cader Thompson.

Vote:	Carried 7-0
Yes:	Councilmember Barnacle, Councilmember Cader Thompson, Councilmember Healy, Councilmember Nau, Councilmember Pocekay, Vice Mayor Shribbs, Mayor McDonnell
No:	None
Absent:	None
Abstain:	None

Mayor McDonnell called for a short recess at 9:00 p.m.; Council reconvened at 9:10 p.m.

WORKSHOP

12. Presentation and Discussion of the Draft Policy Frameworks in order to provide a summary of the community engagement and feedback received and to receive input to inform revisions as part of the development of the Draft General Plan. This will not include the recently released Draft Land Use Framework, which will be discussed at a subsequent City Council meeting.

The Mayor announced that the item would be presented in four sections, and there would be a public comment for all sections of the presentation. Special Projects Manager Heather Hines and Ron Whitmore of Raimi and Associates presented the staff report.

Mayor McDonnell opened the public comment on the Arts Framework, the Economic Development Framework, and the Flood Resiliency Framework; receiving none, he closed the public comment. Council discussion followed.

Mayor McDonnell opened the public comment on the Governance and Implementation Framework, the Health, Equity, and Environmental Justice Framework, and the Historic Resources Framework.

John Hanania

Mayor McDonnell closed the public comment. Council discussion followed.

Mayor McDonnell opened the public comment on the Infrastructure and Utilities Framework, the Natural Environment Framework, and the Noise Framework.

John Hanania

Mayor McDonnell closed the public comment Council discussion followed.

Mayor McDonnell opened the public comment on the Parks and Recreation Framework, the Public Facilities Framework, the Safety Framework, and the Transportation Framework.

John Hanania

Mayor McDonnell closed the public comment. Council discussion followed.

ADJOURNMENT

Mayor McDonnell adjourned the meeting at 11:20 p.m. in memory of Lynn Imm, Peter Tatum, and Don Forsyth.