



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

City Hall Council Chambers
11 English Street
Petaluma, CA 94952

**MINUTES
Monday, December 05, 2022
CLOSED SESSION 5:30 P.M. / REGULAR SESSION 6:30 P.M.**

CLOSED SESSION - 5:30 P.M.

CALL TO ORDER

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

- **ROLL CALL**

PRESENT: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember Healy, Councilmember King, Councilmember McDonnell, Vice Mayor Pocekay
ABSENT: None

CLOSED SESSION

- **PUBLIC EMPLOYEE PERFORMANCE EVALUATION:** Pursuant to Paragraph (1) of Subdivision (b) of California Government Code Section 54957. Title: City Attorney, City Manager

Mayor Barrett announced the Closed Session item.

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 Barrett opened public comment on the Closed Session item.

Paul G.

Mayor Barrett closed public comment.

ADJOURN TO CLOSED SESSION

Mayor Barrett adjourned the meeting to closed session at 5:35 p.m.

CALL TO ORDER

Mayor Barrett called the meeting to order at 6:50 p.m.

- **ROLL CALL**

PRESENT: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember Healy, Councilmember King, Councilmember McDonnell, Vice Mayor Pocekay
ABSENT: None

- **PLEDGE OF ALLEGIANCE**
- **MOMENT OF SILENCE**, held in memory of Josh Baccei and Lucy Kortum

AGENDA CHANGES AND DELETIONS (TO CURRENT AGENDA ONLY)

Mayor Barrett confirmed there were no changes or deletions to the current agenda.

REPORT OUT OF CLOSED SESSION

Mayor Barrett announced there was no reportable action taken at Closed Session.

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).

Tony Lee
Taryn Obaid
Darren Racusen
Laurie Schroeder
Michael Shapiro
Peter Tscherneff

Mayor Barrett opened public comment.

Peter Tscherneff
Peter Howley
Bob Hansen
Michael Shapiro
Laurie Schroeder
Katherine Bobrowski
Diana Kingsbury
Paul G
Darren Racusen
Chad Bolla
Taryn Obaid

Mayor Barrett closed public comment.

COUNCIL COMMENT

Councilmember King
Councilmember McDonnell
Vice Mayor Pocekay
Councilmember Healy
Councilmember Barnacle
Mayor Barrett

CITY MANAGER COMMENT

City Manager Peggy Flynn

CONSENT CALENDAR

Mayor Barrett invited Assistant City Manager, Brian Cochran, to provide an oral report of the salary and benefits included in the employment agreement for Item 5 on the Consent Calendar, as required by the Brown Act and note a revision to Page 3 of the BID item (Item 6).

Assistant City Manager, Brian Cochran, announced, Government Code Section 54953(c)(3), part of the Brown Act, provides that prior to taking final action on an employment agreement, the legislative body shall orally report a summary of the salary, salary schedules, or compensation paid in the form of fringe benefits of a local agency executive during the open meeting in which the final action is to be taken. Accordingly, key changes contained in the amended agreement are as follows: Salary: The annual salary is \$164,883; Administrative Leave: An increase to Ms. Sawyer's administrative leave allowance from 80 hours per fiscal year to 96 hours; Miscellaneous Benefit Language Clean-Up: The amended agreement trues up various portions of the benefits document with current City policy and practice, such as modifications to the holiday schedule, updating the City's health insurance contribution, etc. He further announced that a typo was found on Page 3 of the staff report for Item 6. The hearing date should read December 19, 2022, as noted elsewhere throughout the report and associated resolution, and that the revision was posted online with the agenda report.

Councilmember King and Councilmember Healy announced their recusals from Item 6 due to conflicts of interest.

Councilmember Healy asked for Item 5 to be pulled from the Consent Calendar.

1. Tentative Agenda for the City Council/PCDSA Regular Meeting of December 19, 2022 – REVISED 11/30/22
2. Resolution Making Required Findings and Authorizing the City Manager to Implement Teleconferenced Public Meetings for the City Council and All City Subordinate Bodies Pursuant to Assembly Bill 361 and Finding This Item is Not a "Project" Pursuant to CEQA Guidelines Section 15378(b)(5)
3. Adoption (Second Reading) of Ordinances Amending Ordinances 2812, 2813, 2816, 2817 N.C.S. to Change Certain Appropriations for the Operations of the City of Petaluma from July 1, 2022 to June 30, 2023 and Finding the Environmental Analysis for Compliance with CEQA Was Already Completed With Each Adjustment, Transfer, and Encumbrance and This Action is Not a "Project" Pursuant to CEQA Guidelines Section 15378(b)(5)
4. Resolution Approving the Lease to Own (1) New Toro Groundskeeper 5910 Amount of \$163,541.06 from Turf Star Western, Hayward, CA and Authorizing the City Manager to Execute all Documents Necessary to Complete the Lease and Finding This Item is Not a "Project" Pursuant to CEQA Guidelines Section 15061(b)(3) and 15301
7. Resolution Authorizing the Updated Water Recycling Funding Program Grant Application and Authorizing the City Manager to Execute Amendment No. 1 to the Professional Services Agreement for Integrated Water Master Plan and Recycled Water Facilities Planning Studies and to Execute Financial Assistance Applications and Grant Agreements with the California State Resources Control Board's Water Recycling Funding Program, and Finding This Action is Exempt in Accordance with CEQA Guidelines Section 15262
8. Resolution Accepting Completion of the SRJC 12-Inch Water Main and Maria – Leghorn Recycled Water Main Extension Projects by Michael Paul Company, and Finding This Action is Within the Petaluma Water Recycling Expansion Program EIR State Clearinghouse #2007052146
9. Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Grindline Skateparks, Inc. for the Skate Park Design and Site Analysis Project, and Finding This Action is Not a "Project" Pursuant to CEQA Guidelines Section 15378(b)(5)

10. Resolution Accepting the Fiscal Year 2022 Annual Development Impact Fee Report Pursuant to Assembly Bill 1600 and Finding This Action is Not a "Project" Pursuant to Public Resources Code sections 21065 and 21080 and CEQA Guidelines Sections 15378 and 15061(b)(3)

Mayor Barrett opened public comment, receiving none, she closed public comment.

Motion to adopt the Consent Calendar (Resolution Nos. 2022-183 N.C.S. authorizing teleconference meetings; 2022-184 N.C.S. approving the lease to own of one new Toro Groundmaster; 2022-185 N.C.S. authorizing the Updated Water Recycling Funding Program grant application; 2022-186 N.C.S. accepting completion of the SRJC 12-inch water main and Maria-Leghorn Recycled Water Main Extension projects; 2022-187 N.C.S. authorizing a professional services agreement with Grindline Skateparks Inc.; 2022-188 N.C.S. accepting the FY22 Annual Development Impact Fee Report; and adoption of Ordinance Nos. 2826, 2827, 2828, and 2829 N.C.S. changing certain appropriations), made by Councilmember McDonnell, seconded by Councilmember Fischer.

Vote: Carried 7-0
Yes: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember Healy, Councilmember King, Councilmember McDonnell, Vice Mayor Pocekay
No: None
Absent: None
Recused: None

5. Resolution Approving an Amended and Restated Agreement for At-Will Employment of the City Clerk and Finding that this Item is not a "Project" Pursuant to CEQA Guidelines Section 15378(b)(2)

Councilmember Healy expressed opposition to the compensation changes presented in Item 5.

Motion to adopt Resolution No. 2022-190 N.C.S., made by Vice Mayor Pocekay, seconded by Councilmember Barnacle.

Vote: Carried 6-1
Yes: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember King, Councilmember McDonnell, Vice Mayor Pocekay
No: Councilmember Healy
Absent: None
Recused: None

6. Resolution to Approve the 2023 Downtown Petaluma Business Improvement District Annual Report and Related Budget; Declaring the Intention to Levy the 2023 Annual Assessment; and Setting a Public Hearing on the Proposed 2023 Annual Assessment; and Finding This Action is Not a "Project" Pursuant to CEQA Guidelines Section 15378(b)(5) – REVISED 12/5/2022

Motion to adopt Resolution No. 2022-189 N.C.S., made by Councilmember McDonnell, seconded by Councilmember Barnacle.

Vote: Carried 5-0
Yes: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember McDonnell, Vice Mayor Pocekay
No: None
Absent: None
Recused: Councilmember Healy, Councilmember King

PUBLIC HEARINGS AND MATTERS FOR CONSIDERATION

11. Public Hearing and Introduction of an Ordinance approving a Zoning Text Amendment of Implementing Zoning Ordinance Section 11.040 (Alternatives to On-Site Parking) and associated references in

Section 11.030 (Off-Street Parking – General Regulations) and Section 11.065 (Power of the Zoning Administrator (Director) to Modify Requirements) and Finding that this Action is Exempt from CEQA Pursuant to CEQA Guidelines Sections 15305 and 15601(b)(3)

Planning Manager, Andrew Trippel, presented the staff report.

Councilmembers asked questions of staff.

Mayor Barrett opened the public hearing.

Darren Racusen

John Shribbs

Mayor Barrett closed the public hearing.

Motion to introduce (first reading) Ordinance No. 2830 N.C.S., made by Councilmember Barnacle, seconded by Councilmember Fischer.

Vote: Carried 7-0

Yes: Mayor Barrett, Councilmember Barnacle, Councilmember Fischer, Councilmember Healy, Councilmember King, Councilmember McDonnell, Vice Mayor Pocekay

No: None

Absent: None

Recused: None

ADJOURNMENT

Mayor Barrett adjourned the meeting at 8:52 p.m., in memory of Josh Baccei and Lucy Kortum.