



AGENDA
JOINT MEETING OF THE COTATI CITY COUNCIL AND THE SUCCESSOR
AGENCY TO THE FORMER COTATI COMMUNITY REDEVELOPMENT AGENCY
City Council Chamber, City Hall 201 W. Sierra Avenue
Tuesday August 8, 2017
7:00 PM REGULAR MEETING

The Cotati City Council welcomes you to its meetings that are generally scheduled for the 2nd and 4th Tuesday of every month. Your interest and participation are encouraged and appreciated.

City Council meeting agendas, minutes and recordings are posted on the City's Meeting Portal at www.cotaticity.org. For questions about the agenda or to receive the City Council agenda by e-mail, contact the Deputy City Clerk at lberges@cotaticity.org or 707-665-3622.

Notice is hereby given that Council may discuss and/or take action on any or all of the items listed on this agenda.

Any writings or documents provided to a majority of the Cotati City Council regarding any item on this agenda will be made available for inspection in the online Meeting Portal at www.cotaticity.org and in the City Manager's office located at 201 West Sierra Avenue, Cotati, California, during the City's posted business hours.

Disabled Accommodation: Upon request, this agenda will be made available in appropriate formats to persons with disabilities as required by Section 202 of the Americans with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should contact the Deputy City Clerk at (707) 665-3622 at least 48 hours in advance of the meeting.

Rules of Decorum: To avoid distraction, the following meeting etiquette shall be enforced.

- Silence electronic devices, including cell phones.
- Audience members are advised to keep conversations to a minimum or conduct them outside the building.
- Photographs or video recordings using tri-pods or other means that would be distracting are to be taken only from the designated media area.
- The Presiding Officer shall request that the audience withhold expressions of support or opposition for speakers in the interest of time and to encourage the full expression of differing views. (*City Council Policy 2016-01 III.B.1.*)

Public Comment (Action items): Public comment on any one agenda item where the City Council will be taking some action is limited to no more than three (3) minutes per person. Action items are typically designated on the agenda title.

Public Comment (Non-Action items): Public comment on non- action agenda items shall be received during the designated portion of the agenda. Comments shall be limited to no more than three (3) minutes for all non-action agenda items.

Waiver Warning: If you challenge decisions/direction of the City Council of the City of Cotati in court, you may be limited to raising only those issues you or someone else raised at public hearing(s) described in this agenda, or in written correspondence delivered to the City of Cotati at, or prior to, the public hearing(s).

City Council meetings are conducted according to City Council Policy 2016-01: City Council Rules. This policy available for inspection in the online Meeting Portal at www.cotaticity.org and in the City Manager's office located at 201 West Sierra Avenue, Cotati, California, during the City's posted business hours.

Those wishing to address the Council are asked to complete a speaker card and give it to the Deputy City Clerk. When you are called, step to the podium and state your name and address for the record. Persons wishing to address the Council are not required to identify themselves or complete a speaker card; (Gov't. Code § 54953.3); however, this information assists the Mayor by ensuring that all persons wishing to address the Council are recognized and it assists the Deputy City Clerk in preparing the City Council meeting minutes.

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PLEDGE OF ALLEGIANCE**
- 4. APPROVAL OF MINUTES AND NOTICE OF WAIVING OF READING OF ALL RESOLUTIONS AND ORDINANCES INTRODUCED AND/OR ADOPTED UNDER THIS AGENDA (ACTION)**

A. COTATI CITY COUNCIL - REGULAR MEETING - JUL 25, 2017 7:00 PM

5. ANNOUNCEMENTS

- A. The City of Cotati has special open office hours on Monday evenings from 5:00 p.m. to 7:00 p.m. by appointment, in the Community Development Department at City Hall as part of its 'Cotati-Open for Business' program. This program provides personalized assistance and information to developers, current Cotati business owners, and those interested in starting a new business within the City.
- B. The Rohnert Park-Cotati Regional library hosts events for all ages, including art exhibits, book clubs and children's programs. All events are free and open to the public. For more information, call the library at 584-9121 or visit www.sonomalibrary.org.
- C. The Cotati Historical Society Museum is open regularly the 2nd Tuesday of each month from 5:00-7:00 p.m., Saturdays from 1:00 to 4:00 p.m., and by appointment. For more information call 707-794-0305.
- D. Citizens interested in receiving City of Cotati community alerts via text or email are encouraged to sign up at nixle.com.
- E. The City offers a variety of recreation programs for all ages. See details on the web at cotaticity.org.
- F. The annual Cotati Accordion Festival is being held Saturday August 19th and Sunday August 20th from 9:30 am to 8 pm in La Plaza Park.

6. PROCLAMATIONS

- A. PROCLAMATION OF THE CITY COUNCIL OF THE CITY OF COTATI HONORING THE 25TH ANNIVERSARY OF FRIAR TUCKS PUB**

7. APPROVAL OF FINAL AGENDA (ACTION)

8. CITIZEN BUSINESS AND PUBLIC COMMENT FOR CONSENT CALENDAR ITEMS

Any member of the public wishing to speak to the Council on any item(s) listed on the Consent Calendar or any matter(s) not listed on the agenda that are within the subject matter jurisdiction of the Council may do so at this time. Pursuant to the Brown Act, the Council is not allowed to consider issues or take action on any

item not listed on the agenda during this period. Pursuant to City Council Policy 2016-01, comments of any member of the public are normally restricted to a total of three (3) minutes in length per person for matters not on the agenda and a total of three (3) minutes per person in length for any and all items on the Consent Calendar. The Mayor may extend the time limit for a reasonable time where a disability accommodation has been requested.

9. CONSENT CALENDAR (ACTION)

A. SETTING A PUBLIC HEARING DATE FOR CONSIDERATION OF 1. OBJECTIONS TO A REPORT OF SEWER CHARGES AND PENALTIES OUTSTANDING AND 2. ADOPTION OF A RESOLUTION APPROVING ITEMIZED REPORT OF SEWER CHARGES AND PENALTIES OUTSTANDING AND 3. DIRECTING LEVYING OF ASSESSMENTS

It is recommended that the City Council adopt a resolution setting a public hearing date to approve itemized report of sewer charges and penalties outstanding and directing levying of assessment for fiscal year 2017-2018.

B. SETTING A PUBLIC HEARING DATE FOR CONSIDERATION OF OBJECTIONS TO THE OUTSTANDING BACKFLOW TESTING CHARGES AND LEVYING OF ASSESSMENTS FOR FISCAL YEAR 2017-18

It is recommended that the City Council adopt a resolution setting a Public Hearing date to receive all oral and written protests to the outstanding backflow testing charges and levying of assessments for Fiscal Year 2017-18.

C. AWARD CATOR FIELD ACCESSIBILITY IMPROVEMENTS PROJECT CONSTRUCTION CONTRACT

It is recommended that the City of Cotati City Council adopt a resolution to award the Construction Contract for the Cator Field Accessibility Improvements Project to R and C Construction and authorize the City Manager to execute said contract, as well as a construction management agreement, including needed change orders up to the authorized project budget amount.

D. GROUNDWATER SUSTAINABILITY AGENCY REPORT, SONOMA COUNTY CIVIL GRAND JURY

It is recommended that the City Council of the City of Cotati authorize the Mayor to send a response to the 2016-2017 Sonoma County Civil Grand Jury regarding the report on planning for groundwater sustainability.

E. 2017 HOLIDAY SCHEDULE FOR CITY HALL AND CITY COUNCIL MEETINGS

It is recommended that the City Council adopt a motion to implement a holiday schedule consisting of the cancellation of the December 26, 2017 Regular City Council meetings and supporting a holiday schedule for City Hall consisting of the closure of City Hall during the period of Monday December 18, 2017 through Thursday December 28, 2017.

10. DIRECTION ON FUTURE AGENDA ITEMS

11. PUBLIC HEARINGS (ACTION)

A. CANNABIS INDUSTRY BUSINESS TAX

It is recommended that the City Council adopt a resolution (1) ordering and giving notice of an election to be held on Tuesday, November 7, 2017 for the purpose of submitting to Cotati voters an ordinance adding Chapter 5.30 to the Cotati Municipal Code to impose a cannabis business tax on certain cannabis businesses operating in Cotati and amending Chapter 5.04 to impose a business license tax on certain other cannabis businesses operating in Cotati, (2) approving ballot language, (3) permitting the filing of ballot arguments, (4) directing the City Attorney to provide an impartial analysis and (5) setting initial tax rates for a three-year term, (6) introducing an ordinance amending Chapter 5.04 to require cannabis testing labs to pay the general business tax and to amend provisions governing enforcement, penalties and refunds relating to the payment of general business taxes and updating related definitions in Chapter 8.24 of the Cotati Municipal Code, (7) authorizing the Mayor to file a written argument in favor of the proposed measure on behalf of the City Council and in the event that an argument is filed against the measure, to authorize the Mayor to file a rebuttal argument on behalf of the Council.

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COTATI ADOPTING UPDATED WATER AND SEWER RATES AND SUPERSEDING THE EXISTING RATES

It is recommended that the City Council of the City of Cotati conduct a public hearing on proposed water and sewer rates, and if no majority protest occurs, then adopt a Resolution approving the proposed rates and superseding the existing rates.

C. ABATEMENT OF PUBLIC NUISANCE AT 7675 OLD REDWOOD HIGHWAY

It is recommended that the City Council direct the property owner to complete abatement of the public nuisance no later than September 8, 2017, authorize the Community Development Director to abate the public nuisance and, following abatement, schedule a second public hearing to review an itemized accounting of costs for the purposes of affixing a lien to the property tax rolls.

D. INTRODUCTION OF AN ORDINANCE AMENDING SECTION 1.20.010 OF CHAPTER 1.20 OF THE COTATI MUNICIPAL CODE TO PERMIT CODE VIOLATIONS TO BE CHARGED AND PROSECUTED AS EITHER MISDEMEANORS OR INFRACTIONS

It is recommended that the City Council introduce an ordinance amending Section 1.20.010 of the Cotati Municipal Code to permit Code violations to be charged and prosecuted as either infractions or misdemeanors.

12. REGULAR AGENDA (ACTION)

A. CITY LIGHTING PROJECT REVIEW

It is recommended that the City Council review and provide comment on the draft city lighting design.

13. CITY MANAGER'S REPORT

14. CITY COUNCIL MEMBER REPORTS

15. PUBLIC COMMENT ON NON-ACTION AGENDA ITEMS

16. INFORMATION RECEIVED AFTER THE AGENDA WAS POSTED

A. SUPPLEMENTAL INFORMATION RECEIVED AFTER THE AGENDA WAS POSTED.

It is recommended that the City Council receive supplemental information pertaining to this meeting, and which was received after the agenda was posted.

17. ADJOURNMENT

Certification of Posting of the Notice: I declare under penalty of perjury that I am employed by the City of Cotati and that I posted this notice on the bulletin boards of City Hall, Veterans' Memorial Building and the U.S. Post Office on or before August 5, 2017.

/s/ Lauren Berges, Deputy City Clerk