FAREWELL RECEPTION FOR COUNCIL MEMBER JOSH FRYDAY

At 5:30 p.m., the City Council and members of the community congratulated Councilmember Fryday on his new job and thanked him for his service.

A. CONVENE, PLEDGE OF ALLEGIANCE, AND ROLL CALL

The Mayor continued the meeting with the Pledge of Allegiance.

COUNCIL PRESENT: Mayor Eric Lucan, Mayor Pro Tempore Denise Athas, Councilmember Pam Drew, Councilmember Pat Eklund, and Councilmember Josh Fryday

STAFF PRESENT: Acting City Manager/ Police Chief Adam McGill, City Attorney Jeff Walter, Assistant City Clerk Theresa Brown, City Clerk Terrie Gillen, Assistant City Manager Russ Thompson, Assistant City Manager Michael Antwine, Public Works Director Chris Blunk, Community Development Director Vicki Parker, Planning Manager Steve Marshall, Planner Vivek Damodaran, and Management Analyst Laura McDowell

B. CLOSED SESSION ANNOUNCEMENT

Mayor Lucan also announced that the City Council gave staff direction on the closed session item and introduced Adam McGill as the appointed Acting City Manager.

C. CEREMONIAL MATTERS/PRESENTATIONS

C.1. Ceremonial Matter - Recognizing Novato Proud Award Recipients - Madeline and Clint Kellner

The City Council presented Mr. Kellner and former Councilmember Madeline Kellner a Novato Proud Certificate. They shared their experience participating in the Peace Corps.
C.2. Ceremonial Matter - Recognizing Novato Proud Business Award Recipient – Ultragenyx

Dr. Emil Kakkis, CEO with Ultragenyx, was presented with the certificate of recognition.

C.3. Ceremonial Matter - Proclamation recognizing Ashley Leonard for her outstanding service to the community

Ms. Leonard received her proclamation in recognition of her work for a new capital improvement project to enhance bicycle and pedestrian conditions at the intersection of Novato Boulevard and Sutro Avenue/ San Marin Drive.

C.4. Ceremonial Matter - Proclamation recognizing Josh Fryday for his dedicated service on the Novato City Council and commitment fostering community engagement

Councilmember Fryday received his proclamation and thanked the community and staff.

C.5. Presentation - Economic Development Advisory Commission's (EDAC) Annual Report

Rick Wells, Chair of the EDAC, presented Council with information about its members, responsibilities, economic vitality, activities, and accomplishments for the city.

C.6. Presentation - Novato Citizens Finance Advisory/Oversight Committee's Annual Report

Tim O'Connor, Vice Chair, spoke to Council about the Committee's activities and shared concerns such as stagnation of fiscal sustainability and staff turnover.

D. APPROVAL OF THE FINAL AGENDA

COUNCIL ACTION: Upon motion by Councilmember Eklund and seconded by Mayor Pro Tem Athas, the City Council voted 5-0 via roll call to approve the Final Agenda.

AYES: EKLUND, ATHAS, DREW, FRYDAY, LUCAN
NOES: None.

Motion carried.

E. REPORTS FROM THE CITY COUNCIL & CITY MANAGER

E.1. Reports from the City Manager and City Council

Earlier in the evening, Acting City Manager McGill announced news of the Hill Recreation Project, also known as “The Hub.” Members of the City Council reported on meetings they attended and issues of concern.
E.2. Proposed Agenda Item - Mayor Eric Lucan: Discuss and possibly take action to endorse the County of Marin’s "Amazon to Reuse Boxes" Initiative

Mayor Lucan introduced his proposed item and invited Carolyn Lund to speak more on this topic.

COUNCIL ACTION: Upon motion by Mayor Lucan and seconded by Councilmember Drew, the City Council voted 5-0 via roll call to move this item forward as a support letter to approve at a future Council meeting.

AYES: LUCAN, DREW, EKLUND, FRYDAY, ATHAS
NOES: None.

Motion carried.

F. PUBLIC COMMENT

There was one public comment regarding the legislative items on the consent calendar.

G. CONSENT CALENDAR

COUNCIL ACTION: Upon motion by Councilmember Eklund and seconded by Mayor Pro Tem Athas, the City Council voted 5-0 via roll call to move the Consent Calendar with the acknowledgement of the corrected minutes on G-5 and recognize that G-17 had been moved to September 10.

AYES: EKLUND, ATHAS, DREW, FRYDAY, LUCAN
NOES: None.

Motion carried.

G.1. Waive reading and authorize introductions and/or adoption of ordinances by title only
(This is a standard procedural action to waive any readings of an ordinance on this agenda, so that the City Council does not have to read the ordinance in its entirety.)

G.2. Approve the minutes of the City Council closed session meeting of July 9, 2019

G.3. Approve the minutes of the City Council meeting of July 9, 2019

G.4. Approve the minutes of the City Council closed session meeting of July 23, 2019
G.5. Approve the minutes of the Joint City Council/ City Council as Successor Agency to Dissolved Redevelopment Agency meeting of July 23, 2019

The City Council approved the corrected version of these minutes.

G.6. 1. Adopt a resolution approving the Tentative Agreement with SEIU 1021 Mid Managers (Unit C) and General Employees (Unit D) and amend the Tentative Agreement with Unit H, and

2. Adopt a resolution approving the Tentative Agreements and the Compensation Resolutions with the Professional Engineers (Unit E), the Confidential employees (Units F), and Exempt Management employees (Unit G) for the period of July 1, 2019 through June 30, 2021

The City Council adopted Resolution No. 2019-059 regarding Units C, D, and H.

The City Council adopted Resolution No. 2019-060 regarding Units E, F, and G.

G.7. Authorize the Mayor to sign a letter of opposition to Assembly Bill 516 (Chiu) – Authority to Remove Vehicles in accordance with the League of California Cities’ position of opposition

G.8. Authorize the Mayor to sign a letter of opposition unless amended for Assembly Bill 1763 (Chiu) - Density Bonus: 100% Affordable Housing in accordance with the League of California Cities’ position of oppose unless amended.

G.9. Authorize the Mayor to sign a letter opposing Senate Bill 266 (Leyva) - Public Employees’ Retirement System: disallowed compensation: benefit adjustments in accordance with the League of California Cities’ position of opposition

G.10. Authorize the Mayor to sign a letter of support for Senate Bill 344 (McGuire) - UUT Prepaid Mobile Telephony Collection in accordance with the League of California Cities’ position of support

G.11. Authorize the Mayor to sign letter of opposition for Senate Bill 542 (Stern) – Workers’ Compensation in accordance with the League of California Cities’ position of opposition
G.12. Authorize the Mayor to sign a letter of opposition unless amended for Senate Bill 592 (Wiener) – Housing Accountability Act in accordance with the League of California Cities’ position of opposition unless amended.


G.14. Adopt a resolution to (1) approve the Final Map of the Bahia Heights subdivision (located on Misty Road (APN 143-272-07) off of Topaz Drive within the Bahia neighborhood); (2) authorize the City Manager to execute the Subdivision Improvement Agreement and the Open Space Easement Agreement; and (3) modify City Council Resolution No. 2018-020 for the Bahia Heights Development.

The City Council adopted Resolution No. 2019-061.

G.15. Adopt a resolution approving the plans and specifications for the Lamont Avenue Class 2 Bicycle Lanes (CIP Project Number 16-013), authorizing advertisement of bids, and finding that the project is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Section 15304, Minor Alterations to Land, subsections (a) and (h).

The City Council adopted Resolution No. 2019-062.

G.16. Authorize the City Manager to sign an Agreement with Coastland Civil Engineering, Inc. to continue private development engineering services for an additional fiscal year, ending on June 30, 2020.

G.17. Approve an Encroachment Agreement for the private use and maintenance of city Parcel A located at the corner of Gum Tree Court and Eucalyptus Avenue, authorize the City Engineer to execute same, and find that the agreement is not a project as defined under CEQA.

This item was moved to the City Council meeting of September 10.

H. UNFINISHED AND OTHER BUSINESS

There were no agenda items for this section.
I. PUBLIC HEARING

I.1. Hold a public hearing and introduce an ordinance amending Novato Municipal Code Section 19.34.030 (Accessory Dwelling Units) to comply with revisions to California Government Code Section 65852.2, clarify zoning language, waive an owner occupancy requirement for nonprofit 501(c)(3) corporations, and find the amendments to be exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to Government Code Section 21080.17 and CEQA Guidelines Section 15282(h)

Planner Vivek Damodaran requested the City Council to introduce this ordinance, so that the City would be in compliance with changes to State law. Thereafter, he and Planning Manager Steve Marshall responded to questions from the Council.

There were comments and questions from three members of the public. One of the speakers was Viola Morris with Lifehouse, and Lifehouse was the applicant involved in the exemption of the owner occupancy waiver. A Councilmember asked Ms. Morris questions.

**COUNCIL ACTION:** Upon motion by Councilmember Eklund and seconded by Councilmember Drew, the City Council voted 5-0 via roll call that since this item wasn’t time sensitive, to table this item to another meeting, so that Council could meet with staff to ask questions, express concerns, and suggest changes.

**AYES:** EKLUND, DREW, FRYDAY, ATHAS, LUCAN
**NOES:** None.

*Motion carried.*

J. GENERAL BUSINESS

J.1. Consider, discuss and possibly introduce an ordinance accelerating the State of California schedule increasing the minimum wage in the City of Novato and finding that the introduction and adoption of the ordinance is exempt under CEQA Guidelines section 15061(b)(3)

Assistant City Manager Russ Thompson gave a presentation to the Council showing various wage options and possible actions the Council could take this evening. Afterwards, Councilmember Eklund presented to Council additional options for Council consideration for discussion later that evening. Then questions and answers between Council and staff ensued.

With regard to public comments, the City Council heard from over 40 speakers. Many speakers, who were business owners, were either concerned about the accelerated minimum wage and/or were opposed to it. However, there were other speakers, who advocated for an accelerated minimum wage.
After public comment, the City Council and staff engrossed themselves in the discussion on what options were appropriate for the City to pursue. The discussion included what was the appropriate incremental amount to increase minimum wage, when to start implementing the minimum wage, how many employees defined small business and large business, how other cities handled this matter, and what CPI to use. Council gave staff direction, including bringing this item back to the Council on September 24 with a draft ordinance for introduction and hoping to adopt it on October 8.

K. COMMISSIONS, COMMITTEES AND BOARDS (CCB’S) APPOINTMENTS

There were no agenda items for this section.

L. WORK STUDY SESSION

There were no agenda items for this section.

M. ADJOURNMENT

The City Council adjourned its meeting in memory of Walter and Barbara Baum at 12:15 a.m.

I HEREBY CERTIFY that the foregoing minutes were duly and adopted at the Novato Joint City Council/ City Council as Successor Agency of the Dissolved Redevelopment Agency regular meeting of September 24, 2019.

/Terrie Gillen/

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Terrie Gillen, CMC
City Clerk