A. CONVENE, PLEDGE OF ALLEGIANCE, AND ROLL CALL

Present: Mayor MacLeamy
         Mayor Pro Tem Eklund
         Councilmember Athas
         Councilmember Kellner
         Councilmember Lucan

Absent: None

Also Present: City Manager Michael Frank, Assistant City Manager Cathy Capriola, Finance Manager Brian Cochran, Engineering Manager Julian Skinner, Accounting Supervisor Maureen Chapman, City Attorney Jeff Walter and City Clerk Sheri Hartz.

B. CLOSED SESSION ANNOUNCEMENT

A closed session was convened upon adjournment of the open session. See Minutes after Adjournment.

C. CEREMONIAL MATTERS/PRESENTATIONS

Proclamation: Margie Burke Speech Contest Winners

Students from San Jose Middle and Our Lady of Loretto Schools were present to receive the proclamations and the following five students gave recitations of their winning speeches: Ikaria Falvey, Ava Olson, Alexandra Troia, Bella Mancini and Skye Whitlock.

D. APPROVAL OF FINAL AGENDA, WAIVER OF THE READING OF ORDINANCES AND NOTICES OF INTENT

Councilmember Kellner moved, Seconded by Councilmember Lucan, to approve the Final Agenda, Waiver of the Reading of Ordinances and Notices of Intent. The motion was approved unanimously.

E. PUBLIC COMMENTS

1. Ed Shulze
2. Anita Jones
F. CONSENT CALENDAR

1. ADOPT CITY COUNCIL MINUTES OF MAY 19, 2015

The Council approved the minutes of the May 19, 2015 meeting.

2. MEASURE A GROUP 7 CONTRACT 2 - PAVEMENT REHABILITATION AWARD CONSTRUCTION CONTRACT

Council awarded a construction contract for Measure A Group 7 Contract 2 - Pavement Rehabilitation, CIP Project No. 15-001 in the amount of $474,313.49 to Telfer Highway Technologies as the lowest responsible bidder submitting the lowest responsive bid.

Mayor Pro Tem Eklund moved, Seconded by Councilmember Athas, to approve the Consent Calendar. The motion was approved unanimously.

G. UNFINISHED AND OTHER BUSINESS

No items were listed for this section.

H. PUBLIC HEARINGS

3. PUBLIC HEARING ON FY 2015/16 OPERATING AND CAPITAL BUDGETS

Consider holding a public hearing and accepting public testimony on the fiscal year 2015/16 Proposed Operating and Capital Budgets.

City Manager Frank gave the staff presentation and responded to Council questions with the assistance of Finance Manager Cochran, and stated that the budget would come back for adoption on June 23rd.

PUBLIC COMMENT: None

I. GENERAL BUSINESS

4. AWARD CONSTRUCTION CONTRACT FOR NAVE DRIVE MULTI USE PATH (MUP) AND ADOPT A RESOLUTION AMENDING CIP BUDGET

Consider 1.) Awarding the construction contract for Nave Drive Multi Use Path, CIP Project No. 15-011 for the base bid plus additive alternate bid item 2A (Substitute Wooden Split-Rail Fence) in the total amount of $617,503.00 to Maggiora & Ghilotti, Inc. as the lowest responsible bidder submitting the lowest responsive bid and 2.) Adopting a resolution amending the CIP Budget in the amount of $222,370 for the Nave Drive Multi Use Path, CIP Project No. 15-011.

Engineering Manager Skinner gave the staff report and responded to Council questions.
Mayor Pro Tem Eklund moved, Seconded by Councilmember Lucan, to approve the award of a construction contract for Nave Drive Multi Use Path, CIP Project No. 15-011 for the base bid plus additive alternate bid item 2A (Substitute Wooden Split-Rail Fence) in the total amount of $617,503.00 to Maggiora & Ghilotti, Inc. as the lowest responsible bidder submitting the lowest responsive bid, and adopting Resolution No. 28-15 amending the CIP Budget in the amount of $222,370.00 for the Nave Drive Multi Use Path, CIP Project 15-011. The motion was approved unanimously.

5. CONSIDER REVISING THE COUNCIL’S TECHNOLOGY POLICY

Consider providing direction on whether to revise Council Policy 5.05 - Technology, and, if desired, direct staff to bring a revised policy back to Council for approval and addition to the Council Policy Manual.

Councilmember Lucan gave his reasons for asking that the Council be able to access other government agencies' online content and view email messages from staff received at the novato.org email address. He received support and staff was directed to bring back a draft revised Technology Policy at a future Council meeting.

J. COMMISSIONS, COMMITTEES AND BOARDS (CCB’s) APPOINTMENTS

No appointments were made to fill vacancy/vacancies on Council Commissions, Committees or Boards.

K. COUNCILMEMBER/CITY MANAGER REPORTS

Councilmember Kellner reported that lifeline funding for pedestrian crosswalks had been discussed at the recent TAM Executive Committee meeting, and that the topic would go to the full Board later in the month for final decision. She also announced her attendance of a launch event at the Buck Institute for Novato Village, a part of Marin Villages, which would be dedicated to helping seniors remain independent in their own homes and communities.

Councilmember Lucan gave a reminder that the Novato Art, Wine and Music Festival was happening on the upcoming weekend and invited the public to attend and, if possible, volunteer.

L. WORK STUDY SESSION

No items were listed for this section.

M. ADJOURNMENT

At 8:05 p.m., the meeting was adjourned to closed session.
A. CALL TO ORDER

1. Public Comment at 901 Sherman Avenue - None

2. Recess to Closed Session at 922 Machin Avenue

B. CLOSED SESSION

1. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a): CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9

Name of cases:
MCCE Development, LLC et al.
v. City of Novato, Case No. 024679

MCCE Development, LLC et al.
v. City of Novato, Case No. 051422

City of Novato v. Daniel Morgan et al,
Case No. CV 060409

There was no action taken. Council gave direction to staff.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Novato City Council

/Sheri Hartz/
Sheri Hartz, City Clerk