

AGENDA TITLE:

Continue Adoption of Ordinance No. 1205 –An Ordinance of the City Council of the City of Sausalito Amending Titles 1, 2 10 and 11 of the Sausalito Municipal Code to: Correct Errors, Clarify Ambiguities, and to Modify Various Sections for Increased Effectiveness (ZOA 10-038) and order use of a quarter page ad for publication

RECOMMENDED MOTION:

Continue Adoption of Ordinance No. 1205 –An Ordinance of the City Council of the City of Sausalito Amending Titles 1, 2 10 and 11 of the Sausalito Municipal Code to: Correct Errors, Clarify Ambiguities, and to Modify Various Sections for Increased Effectiveness (ZOA 10-038) and order use of a quarter page ad for publication

BACKGROUND and **SUMMARY**

On December 6, the City Council held a public hearing on the introduction of an ordinance amending Titles 1, 2 10 and 11 of the Sausalito Municipal Code to: correct errors, clarify ambiguities, and to modify various sections for increased effectiveness. Following Council discussion and public input, minor revisions were made. It is routine for Council to adopt ordinances at the next City Council meeting and, therefore, the adoption of the ordinance was continued to January 10.

The California Government Code establishes requirements for publication of ordinances. Specifically, Section 36933 requires that the entire ordinance be published in a newspaper of general circulation within 15 days after adoption of the ordinance. Alternatively, Section 36933 allows for publication of a summary of the ordinance – the summary has to be published at least 5 days prior to adoption of the ordinance and again within 15 days after adoption of the ordinance. A certified copy of the full ordinance has to be available in the City Clerk's office at the time of the publication. Finally, if a fair and accurate summary cannot be created the City Council can order publication by a ¼ page display ad. The ad has to be published 5 days before and within 15 days after adoption of the ordinance.

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In working with the Marin Scope, the following estimates have been calculated:

Full publication of the ordinance (one time)	\$6,700
Summary publication (published twice)	\$2,050
Quarter page ad (published twice)	\$ 914

The City Clerk has determined that it is not feasible to create a fair and accurate summary. Therefore, staff is recommending publication by display advertisement. As required by the Government Code, in order to opt for the quarter page ad, Council must order the use of a quarter page ad.

STAFF RECOMMENDATIONS

Continue the adoption of Ordinance No. 1205 to a date uncertain (allowing for staff to coordinate with the Marin Scope in publishing a quarter page ad and publishing at within the five days prior to a Council meeting) and order staff to publish the ordinance with the use of a quarter page ad.

ATTACHMENTS

none

PREPARED BY:

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SUBMITTED BY:

Adam W. Politzer City Manager **REVIEWED BY:**

Mary Wagner City Attorney