



City of Santa Rosa

City Hall, Council
Chamber
100 Santa Rosa Avenue
Santa Rosa, CA 95404

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT MAY 18, 2021

**CLOSED SESSION (VIDEO CONFERENCE) - WILL BE HEARD AT ITEM 18
ON THE AGENDA**

12:00 P.M. - STUDY SESSION (VIDEO CONFERENCE)

4:00 P.M. - REGULAR SESSION (VIDEO CONFERENCE)

**DUE TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS
N-25-20 AND N-29-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF
THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE
COUNTY OF SONOMA TO SHELTER IN PLACE TO MINIMIZE THE
SPREAD OF COVID-19, THE CITY COUNCIL MEMBERS WILL BE
PARTICIPATING VIA ZOOM WEBINAR.**

**MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY
VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/91775475227](https://srcity-org.zoom.us/j/91775475227) OR BY
DIALING 877-853-5257 AND ENTER WEBINAR ID: 917 7547 5227**

**THE MEETING WILL ALSO BE LIVE STREAMED AT
[HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR](https://santa-rosa.legistar.com/calendar).
CLICK ON THE "IN PROGRESS" LINK TO VIEW.
THE MEETING CAN ALSO BE VIEWED ON COMCAST CHANNEL 28,
AT&T U-VERSE CHANNEL 99, AND AT
[HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA](https://www.youtube.com/cityofsantarosa)**

Public Comment may be made live during the meeting via Zoom or submitted by 5:00 pm, the Monday before the City Council Meeting via e-mail at cc-comment@srcity.org, recorded voice message at 707-543-3005 or through the eComment feature at <https://santa-rosa.legistar.com>. Please note that all e-mails sent to the City Council are considered to be public records and subject to disclosure under the California Public Records Act.

DEADLINES AND ADDITIONAL INSTRUCTION FOR PUBLIC COMMENT ARE SET FORTH BELOW.

COUNCIL MAY RECESS DURING THE EVENING FOR BREAKS.

PUBLIC HEARING MATTERS WILL BEGIN NO EARLIER THAN 5:00 P.M.

MATTERS ON THE AGENDA MAY BE TAKEN OUT OF ORDER.

PUBLIC COMMENTS:

Except for public hearing items, comments from the public will be allowed on all agenda items at the time each item is called. Comments on public hearing items may be made when the hearing is opened.

Live Public Comment: The public accessing the meeting through the Zoom link or dial-in will be able to provide public comment on agenda items at the time an Agenda Item is discussed during the City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

E-mail Public Comment: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 5:00 p.m., Monday, May 17. Identify in the subject line of your e-mail the Agenda Item Number on which you wish to comment, provide your name in the body of the e-mail and your comment. Please limit your e-mail to approximately 400 words (which is a speaking rate of 133 words per minute). Please note that all e-mails sent to the City Council are considered to be public records and subject to disclosure under the California Public Records Act.

eComment: To submit an eComment, go to <https://santa-rosa.legistar.com> and click the eComment link near the agenda link. eComment period will close at 5:00 p.m., Monday May 17.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707 543-3005 by 5:00 p.m., Monday, May 17. State your name, the Agenda Item Number(s) on which you wish to comment, and your comment. PLEASE DO NOT LEAVE YOUR PHONE NUMBER OR PERSONAL ADDRESS IN THE VOICE MESSAGE AS IT WILL BE PLAYED BACK LIVE DURING THE CITY COUNCIL MEETING.

E-mail and eComment public comments received by the deadline will be distributed to City Council members and uploaded to the agenda prior to the start of the City Council Meeting for public access. Recorded voice message public comments will be played during the meeting at the time the item is heard.

Non-Agenda Items are the time when any person may address the Council on matters not listed on this agenda, but which are within the subject matter jurisdiction of the Council. The first public comment period on non-agenda items (Agenda Item 13) will begin no earlier than 5:00 p.m. and will be limited to twelve speakers selected randomly by the Mayor. Each speaker will be allowed three minutes. Speakers who do not have an opportunity to speak during this time will be allowed to make public comment under Agenda Item 17.

12:00 P.M. (VIDEO CONFERENCE)

1. CALL TO ORDER AND ROLL CALL

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

Following the announcement of Closed Session items and prior to recess into Closed Session, the public may speak up to three minutes on items to be addressed in Closed Session.

Please note that today's closed session items will be heard at agenda Item 18.

2.1 PUBLIC EMPLOYMENT (Government Code section 54957)

Title: City Manager

2.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of Case: County of Sonoma, City of Santa Rosa, et al. v. Pacific Gas and Electric Company, et al.

Sonoma County Superior Court Case No. SCV-26739

2.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of Cases: In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Order No. R1-2020-0012 California State Water Resources Control Board, Water Quality Petition A-XXXX (not yet assigned, filed Sept. 18, 2020); and In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Resolution No. R1-2018-0025 California State Water Resources Control Board Water Quality Petition No. A-2605.

12:00 P.M. (VIDEO CONFERENCE)

3. STUDY SESSION

Study Session items are items for in-depth discussion and possible direction to staff. No action will be taken.

3.1 REVIEW OF FISCAL YEAR 2021-22 OPERATIONS AND MAINTENANCE BUDGET AND CAPITAL IMPROVEMENT PROGRAM BUDGET

Session intended to provide City Council the opportunity to receive information, and to ask questions related to the City's overall financial stability and the proposed Fiscal Year (FY), 2021-22 Operations and Maintenance Budget and the Capital Improvement Program budget. No action is required.

Attachments: [Staff Report](#)
[Attachment 1 - Public Comment](#)
[Presentation \(Uploaded 5-13-2021\)](#)
[Revised Presentation \(Uploaded 5-18-2021\)](#)
[Late Correspondence - Public Comment \(Uploaded 5-18-2021\)](#)
[Full Time Equivalent by Department \(Uploaded 5-19-2021\)](#)
[CalPERS Funding History \(Uploaded 5-19-2021\)](#)

RECESS THE STUDY SESSION TO WEDNESDAY, MAY 19, 2021, AT 10:00 A.M. VIA ZOOM (IF NEEDED) AND RECONVENE TO THE COUNCIL'S REGULAR SESSION.

4:00 P.M. (VIDEO CONFERENCE)

4. ANNOUNCEMENT OF ROLL CALL

5. REPORT, IF ANY, ON STUDY AND CLOSED SESSIONS

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - WATER AWARENESS MONTH

Attachments: [Water Awareness Month](#)

6.2 PRESENTATION - WATER USE EFFICIENCY AWARDS

Attachments: [WUE Award UC Master Gardener Program](#)
[WUE Award Mr. and Mrs. Maricle](#)
[WUE Award Ann Baker Landscape Architecture](#)

7. STAFF BRIEFINGS - NONE.

This time is reserved for City staff to provide a five-minute briefing to the Council on departmental issues of interest. No action will be taken on these matters except to possibly place a particular item on a future agenda for Council consideration.

8. CITY MANAGER'S/CITY ATTORNEY'S REPORTS

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

10.1 MAYOR'S/COUNCIL MEMBERS' SUBCOMMITTEE AND LIAISON REPORTS (AND POSSIBLE COUNCIL DIRECTION TO BOARD REPRESENTATIVE ON PENDING ISSUES, IF NEEDED)

10.1.1 Council Subcommittee Reports

10.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA)

10.1.3 Sonoma County Water Agency (SCWA) - Water Advisory Committee

10.1.4 Association of Bay Area Governments (ABAG)

10.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

10.1.6 Sonoma Clean Power Authority (SCPA)

10.1.7 Zero Waste Sonoma (formerly known as Sonoma County Waste Management Agency (SCWMA))

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Home Sonoma County (HSC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES

11.1 April 27, 2021, Regular Meeting.

Attachments: [Draft Minutes](#)

11.2 April 20, 2021, Special Meeting.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 RESOLUTION - ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE SANTA ROSA FIRE CHIEF REGARDING COMPLIANCE WITH SECTIONS 13146.2 AND 13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE

RECOMMENDATION: It is recommended by the Fire Department that the Council, by resolution, acknowledge receipt of reports for 2019 and for 2020 made by the Santa Rosa Fire Chief regarding the inspection of certain occupancies required to receive annual inspections pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code.

Attachments: [Staff Report](#)
[Resolution](#)
[Presentation](#)

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

This is the time when any person may address the Council on matters not listed on this agenda, but which are within the subject matter jurisdiction of the Council. This public comment period will begin no earlier than 5:00 p.m. and will be limited to twelve speakers selected randomly by the Mayor. Each speaker will be allowed three minutes. Speakers who do not have an opportunity to speak during this time will be allowed to make public comment under Agenda Item 17.

Voice message public comments received for non-agenda items may be played under Agenda Item 13 or at Item 17. Recorded public comments are limited to 3 minutes to mirror in-person meeting protocols.

14. REPORT ITEMS

14.1 REPORT - RESOLUTION REQUESTING COMMUNITY-WIDE 20% REDUCTION OF WATER USE THROUGH VOLUNTARY WATER CONSERVATION MEASURES

BACKGROUND: Santa Rosa Water is requesting that the Council adopt a resolution requesting water customers voluntarily reduce their

water use by 20%. The Russian River Watershed is experiencing record low rainfall and extremely dry conditions for the second year in a row. Santa Rosa Water purchases approximately 95% of our water supply from Sonoma Water. Sonoma Water's two reservoirs, Lake Mendocino and Lake Sonoma, are at the lowest levels ever recorded for this time of year. On May 3, 2021 the Water Advisory Committee to Sonoma Water adopted a resolution requesting the Sonoma Water Contractors voluntarily reduce water use by 20% over 2020 levels. Santa Rosa Water continues to participate in a regional outreach campaign to increase water use efficiency awareness and help customers achieve water savings.

RECOMMENDATION: It is recommended by the Board of Public Utilities and Santa Rosa Water that the Council, by resolution, request water customers reduce their water use by 20% through voluntary conservation measures.

Attachments: [Staff Report](#)
[Attachment 1 - WAC Resolution Draft](#)
[Attachment 1 REVISED WAC Conservation Resolution D](#)
[Resolution](#)
[Presentation](#)
[Revised Presentation \(Uploaded 5-17-2021\)](#)

***14.2** REPORT - MOTION, RESOLUTION AND URGENCY ORDINANCE --
APPOINTMENT OF INTERIM CITY MANAGER AND
ESTABLISHMENT OF COMPENSATION

BACKGROUND: At the end of March, City Manager Sean McGlynn announced his resignation from the City of Santa Rosa to become the City Manager for the City of Escondido.

The City Council seeks to appoint an Interim City Manager to fill the position temporarily while the City conducts a recruitment for a new permanent City Manager. The recruitment process can take up to six months from the time it is initiated. Based on this timing, there is a need for the City Council to hire an Interim City Manager. The City Council seeks to hire the Interim City Manager promptly so as to ensure a smooth transition and uninterrupted City operations.

RECOMMENDATION: It is recommended that the Council: 1) by motion, find good cause, under the Early Agenda Policy and the Open Government Ordinance, to consider this item, notwithstanding that the item did not appear on the preliminary agenda; 2) by resolution, appoint Jeffrey Kolin to the position of Interim City Manager; and 3) adopt an urgency ordinance establishing the compensation of the Interim City Manager at the amount of \$117.95 per hour. Under the City Charter, five affirmative votes are necessary to adopt an urgency ordinance.

Attachments: [Staff Report \(uploaded 5/14/2021\)](#)
[Resolution \(uploaded 5/14/2021\)](#)
[Urgency Ordinance \(uploaded 5/14/2021\)](#)
[Presentation \(Uploaded 5-18-2021\)](#)

15. PUBLIC HEARINGS - NONE.

Public Hearing matters will begin no earlier than 5:00 p.m. or as soon thereafter as the matters are reached on the agenda.

16. WRITTEN COMMUNICATIONS - NONE.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

This is the time when any person may address the Council on matters not listed on this agenda, but which are within the subject matter jurisdiction of the Council and not able to speak under Agenda Item 13. Each speaker will be allowed three minutes.

18. ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS [IF NEEDED]

19. REPORT, IF ANY, ON STUDY AND CLOSED SESSIONS

20. ADJOURNMENT OF MEETING

21. UPCOMING MEETINGS

This schedule is tentative and subject to change pending final publication and posting of the City Council Meeting Agenda.

21.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List](#)

***Did not appear on the preliminary agenda.**

****Quasi-judicial or adjudicative action.**

The Open Government Ordinance (ORD-2020-018) was adopted by City Council in December 2020. This ordinance, adds Chapter 1-10 to the City Code to codify the City of Santa Rosa's commitment to embrace a culture of open government to ensure public trust, engage the community, and establish a system of transparency, public participation, and collaboration. To view a full version of the Open Government Ordinance go to <http://srcity.org/OpenGovOrdinance>. To request a paper copy of the Open Government Ordinance contact the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org.

The City of Santa Rosa does not discriminate against individuals with disabilities in its employment, services, benefits, facilities, programs, or activities. Requests for accommodations, auxiliary aids, or services necessary to participate in a City program, service, or activity, including printed information in alternate formats, are available by contacting the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org. If the request is received at least 7 business days prior to the City Council meeting, the copy shall be provided no later than two (2) business days prior to the City Council meeting. Meeting information can also be accessed via the internet at <http://srcity.org>

Any writings or documents provided to a majority of the City Council prior to this meeting regarding any item on this agenda, excluding closed session items, are available for public review in the City Clerk's Office, Room 10, City Hall, 100 Santa Rosa Ave, during normal business hours.