



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT FEBRUARY 13, 2024

2:00 P.M. - CLOSED SESSION

3:00 P.M. - STUDY SESSION

4:00 P.M. - REGULAR SESSION

**MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY
ATTENDING IN-PERSON FROM COUNCIL CHAMBER AT 100 SANTA
ROSA AVENUE (IT IS RECOMMENDED THAT SOCIAL DISTANCING BE
OBSERVED).**

THE PUBLIC CAN ALSO VIEW OR LISTEN TO THE MEETING LIVE AT:

- 1. [HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR](https://santa-rosa.legistar.com/calendar). CLICK ON THE
"IN PROGRESS" LINK TO VIEW;**
- 2. VIA ZOOM WEBINAR BY VISITING
[HTTPS://SRCITY-ORG.ZOOM.US/J/89643446933](https://srcity-org.zoom.us/j/89643446933), OR BY DIALING
877-853-5257 AND ENTERING WEBINAR ID: 896 4344 6933;**
- 3. COMCAST CHANNEL 28, AT&T U-VERSE CHANNEL 99; AND**
- 4. VIA YOUTUBE AT [HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA](https://www.youtube.com/cityofsantarosa)**

**Public Comment may be made live during the meeting In-Person from
Council Chamber or submitted in advance via email at
cc-comment@srcity.org by 5:00 p.m. the Monday before the City
Council Meeting.**

**IN THE EVENT A COUNCIL MEMBER PARTICIPATES REMOTELY BASED
ON JUST CAUSE OR EMERGENCY CIRCUMSTANCES PURSUANT TO AB
2449, THE CITY WILL ALSO ALLOW FOR PUBLIC COMMENT THROUGH
THE ZOOM LINK OR DIAL-IN NUMBER ABOVE.**

**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: Members of the public can provide comment on an Agenda Item In-Person from Council Chamber by completing a Speaker Card or signing up with the Administrator in Council Chamber.

Advanced Public Comment Via E-mail: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 5:00 p.m., the Monday prior to the Council Meeting. Identify in the subject line of your e-mail the Agenda Item Number on which you wish to comment, and provide your name and comment in the body of the e-mail. E-mail 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.

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 14) 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 up to three minutes. Speakers who do not have an opportunity to

speaking during this time will be allowed to make public comment under Agenda Item 18.

2:00 P.M.

1. CALL TO ORDER AND ROLL CALL

2. REMOTE PARTICIPATION UNDER AB 2449 (IF NEEDED)

To consider and take action on any request from a Council Member to participate in a meeting remotely due to Just Cause or Emergency Circumstances pursuant to AB 2449 (Government Code Section 549539(f)).

3. 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.

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

Name of Case: Application of the City of Santa Rosa for Approval to Construct a Public Pedestrian and Bicycle At-Grade Crossing of the Sonoma-Marin Area Rail Transit ("SMART") Track at Jennings Avenue Located in Santa Rosa, Sonoma County, State of California.
Application No.: A.15-05-014 before the California Public Utilities Commission

Attachments: [Late Correspondence \(Uploaded 02-13-2024\)](#)

3.2 CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency Designated Representatives: Maraskeshia Smith, City Manager; Alan Alton, Chief Financial Officer; Dominique Blanquie, Human Resources Director, Siara Goyer, Employee Relations Manager, and Burke Dunphy of Sloan Sakai Yeung & Wong LLP.
Employee Organizations: Santa Rosa Firefighters Association Local 1401, Firefighting (Employee Unit 2); Operating Engineers Local 3, Maintenance, Mechanics and Utility System Operators (Employee Units 3, 13 and 16); Teamsters Local Union 856, Support Services,

Professional and Technical (Employee Units 4, 6, and 7); Santa Rosa Police Officers Association, (Employee Unit 5); Service Employees International Union Local 1021, Transit and Police Civilian Technical Unit (Employee Units 8 and 14); Santa Rosa Police Management Association, Police Safety Management (Employee Unit 9); Executive Management (Employee Unit 10); Middle Management and Confidential (Employee Units 11 and 12); Santa Rosa City Attorneys' Association, Attorneys (Employee Unit 17); Santa Rosa Management Association, Miscellaneous Mid-Management (Employee Unit 18).

RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION IN THE COUNCIL CHAMBER AND VIA ZOOM.

3:00 P.M.

4. STUDY SESSION

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

4.1 HOMELESSNESS SOLUTIONS STRATEGIC PLAN (2023-2027) - YEAR ONE REPORT (2023)

On November 15, 2022, the Council approved the Homelessness Solutions Strategic Plan (Strategic Plan) for the five-year period beginning January 2023 through December 2027. The Strategic Plan provides key strategies and actions that focus on bolstering the City's response to the homelessness crises, aligning efforts with the Sonoma County Homeless Coalition (formerly Sonoma County Continuum of Care) to achieve the regional goal of "Functional Zero" homelessness by 2027. A system of care achieves "Functional Zero" when a person's experience with homelessness is rare, brief, and non-recurring. This report highlights the City's progress toward implementing year one of the five-year Strategic Plan.

Attachments: [Staff Report](#)
[Attachment 1 - Year One Implementation Plan \(2023\)](#)
[Presentation](#)

4.2 OPTIONS FOR INCREASING FUTURE COUNCIL COMPENSATION

City Council

FEBRUARY 13, 2024

It is recommended that Council conduct a study session to consider options for increasing future Council Member compensation. No action to be taken, but Council may provide direction to staff.

Attachments: [Staff Report](#)
[Attachment 1 - Cities Previously Used as Comparable Cities](#)
[Attachment 2 - North Bay Cities](#)
[Attachment 3 - Select Northern California Cities](#)
[Attachment 4 - 2023 Area Median Income Sonoma County Presentation \(Uploaded 02-13-2024\)](#)

4:00 P.M.

5. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

7. PROCLAMATIONS/PRESENTATIONS

7.1 PROCLAMATION - NATIONAL BLACK HISTORY MONTH

Attachments: [Proclamation](#)

8. STAFF BRIEFINGS

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.

8.1 COMMUNITY EMPOWERMENT PLAN UPDATE

This will be a standing item on the agenda. No action will be taken except for possible direction to staff.

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

9.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 through January 2024 as well as provide a summary of pending litigation against the City.

Attachments: [Litigation Report](#)

10. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

11. MAYOR'S/COUNCIL MEMBERS' REPORTS

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

11.1.1 Council Subcommittee Reports

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

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

11.1.4 Association of Bay Area Governments (ABAG)

**11.1.5 Sonoma County Agricultural Preservation and Open Space District
Advisory Committee**

11.1.6 Sonoma Clean Power Authority (SCPA)

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

11.1.8 Groundwater Sustainability Agency (GSA)

11.1.9 Sonoma County Homeless Coalition

11.1.10 Renewal Enterprise District (RED)

11.1.11 Public Safety Subcommittee

11.1.12 Other

12. APPROVAL OF MINUTES

12.1 January 30, 2024 Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

13. CONSENT ITEMS

13.1 RESOLUTION - MAINTENANCE AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND THE CITY OF SANTA ROSA FOR THE HIGHWAY 101 BICYCLE AND PEDESTRIAN OVERCROSSING PROJECT

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve Project Specific Maintenance Agreement No. TR04-22-HB15 between the State of California, acting through its Department of Transportation (Caltrans), and the City of Santa Rosa outlining the requirements and procedures for inspecting, evaluating, and maintaining bridges on public roads to guarantee they meet certain safety standards.

Attachments: [Staff Report](#)
[Attachment 1- Location Map](#)
[Resolution](#)
[Exhibit A- Maintenance Agreement](#)

13.2 RESOLUTION - FOURTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002144 WITH PLACEWORKS, INC. - GENERAL PLAN 2050, GHG REDUCTION STRATEGY, AND EIR

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve a Fourth Amendment to Professional Services Agreement Number F002144 with PlaceWorks Inc., Berkeley, California, to revise the scope of work, extend the time of performance, and to increase compensation in the amount of \$200,000 for total Consultant compensation not to exceed \$2,799,909, and to extend the time of performance.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A](#)

13.3 RESOLUTION - SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002672 WITH GEARY, SHEA,

O'DONNELL, GRATTAN & MITCHELL P.C. FOR CONTINUED LEGAL REPRESENTATION

RECOMMENDATION: It is recommended by the City Attorney that the Council, by resolution, approve the Second Amendment to Professional Services Agreement Number F002672 with Geary, Shea, O'Donnell, Grattan & Mitchell, P.C. increasing compensation by \$150,000, for a total contract amount not to exceed \$250,000, for continued legal representation in the matter of *Vannucci, et al. v. County of Sonoma, City of Santa Rosa, et al.*, United States District Court for the Northern District of California, Case 18-CV-01955-VC.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A](#)

13.4 ORDINANCE INTRODUCTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA CORRECTING A CLERICAL ERROR IN ORDINANCE ORD-2023-016 BY RENUMBERING THE HAZARDOUS VEGETATION AND FUELS MANAGEMENT CHAPTER WITHIN THE SANTA ROSA CITY CODE AS CHAPTER 9-32

RECOMMENDATION: It is recommended that the Council introduce an ordinance to correct a clerical error in Ordinance ORD-2023-016, which was previously adopted by Council on December 12, 2023, to renumber the Hazardous Vegetation and Fuels Management Chapter as Chapter 9-32.

Attachments: [Staff Report](#)
[Attachment 1 - ORD-2023-016](#)
[Ordinance](#)

14. 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 up to three minutes. Speakers who do not have an opportunity to speak during this time will be allowed to make public comment

under Agenda Item 18.

LATE CORRESPONDENCE

Attachments: [Late Correspondence \(Uploaded 02-13-2024\)](#)

15. REPORT ITEMS

- 15.1** REPORT - REQUEST FOR SUMMARY VACATION OF FOUR CITY RIGHTS-OF-WAY ON MIDWAY DRIVE AND HAHMAN DRIVE, ASSESSOR'S PARCEL NO. 013-043-018, 013-041-016, 013-042-006, 13-043-018 (FILE NO. VAC22-003)MONTGOMERY VILLAGE RIGHT-OF-WAY SUMMARY VACATION

BACKGROUND: On October 13, 2022, the City received an application requesting a Summary Vacation of four City rights-of-way, totaling 18,412 square feet; the application was submitted by Montgomery Village Owner LLC (property owner). The easement areas are located on the north and south sides of Midway Drive and Magowan Drive, between Farmers Lane and Hahman Drive. These areas contain parking spaces, walkways, and landscaping, which are solely maintained by the property owner.

In 1949, Montgomery Village was developed to Sonoma County standards until it was annexed to Santa Rosa in 1955. The annexation resulted in parking spaces, walkways, and landscaping areas that did not meet Santa Rosa City's standard street design.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the Summary Vacation of 18,412 square feet of public right-of-way located on the north and south sides of Midway Drive and Magowan Drive, between Farmers Lane and Hahman Drive.

Attachments: [Staff Report](#)
 [Attachment 1 – Disclosure Form](#)
 [Attachment 2 – Location Map](#)
 [Resolution](#)
 [Exhibit A – Legal Description for of Right-of-Way Vacation](#)
 [Exhibit B – Plat to Accompany Legal Description](#)
 [Exhibit C - Engineering Exhibit "A" dated December 22, 20](#)
 [Presentation](#)

**15.2 REPORT - 2024 STATE LEGISLATIVE PLATFORM (CONTINUED
FROM THE JANUARY 30, 2024, REGULAR MEETING)**

BACKGROUND: To prepare for these legislative and advocacy activities, City staff has worked with various City departments and identified state legislative priorities in the proposed 2024 state legislative platform for consideration by the City Council. The priorities focus efforts in the following core areas: Wildfire Prevention and Recovery, Hazard Mitigation and Resiliency; Administration, Human Resources and Risk Management; Governmental Transparency and Public Access; Economic Development; Environment, Climate Change and Sustainability; Water Quality and Water Supply; Land Use-Planning and Housing; Homelessness; Recreation and Parks; Public Safety and Police, Fire and Emergency Services; Transportation; Public Works and Utilities; and Public Health.

RECOMMENDATION: It is recommended by the Communications and Intergovernmental Relations Office that the Council, by two resolutions, adopt the City's 2024 State Legislative Platform.

Attachments: [Staff Report](#)
 [Resolution 1](#)
 [Resolution 2](#)
 [Exhibit A - 2024 State Legislative Platform \(Partial List\)](#)
 [Exhibit B - 2024 State Legislative Platform \(Complete\)](#)
 [Presentation](#)

16. PUBLIC HEARINGS

Public Hearing matters will begin no earlier than 5:00 p.m. or as soon

thereafter as the matters are reached on the agenda.

16.1 PUBLIC HEARING - CONSIDERATION OF AN ORDINANCE AND ASSOCIATED COMPLIANCE PROGRAM PERTAINING TO THE INSPECTION, MAINTENANCE AND REGISTRATION OF REAL PROPERTIES WHICH EXIST AS UNMAINTAINED VACANT LOTS OR WHICH CONTAIN VACANT OR ABANDONED BUILDINGS

BACKGROUND: The proposed ordinance will amend Titles 9 and 18 of the Santa Rosa City Code to repeal obsolete COVID-19 public health order regulations within Chapter 9-24, add a new Chapter 9-24 establishing a comprehensive regulatory framework for unmaintained vacant lots and properties with vacant or abandoned buildings and amend Section 18-20.302.4 of the Santa Rosa Municipal Code clarifying language regarding the definition of weeds.

The Planning and Economic Development Department is also proposing that the Council amend the City Classification and Salary Plan to add 1.0 FTE, three-year limited term Code Enforcement Officer and 2.0 FTE, three-year limited term HCS (Code Enforcement) Technicians to the Code Enforcement Section to operate a Vacant Building and Lots Program for a three-year period. The purpose of the program is to address the pressing issues associated with neglected vacant properties, including unmaintained buildings and lots and their adverse impacts on the community.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council 1) introduce an ordinance amending Titles 9 and 18 of the Santa Rosa City Code by repealing Chapter 9-24 pertaining to Administrative Enforcement of COVID-19 Public Health Orders, adding a new Chapter 9-24 pertaining to the Inspection, Maintenance and Registration of Real Properties and amending Section 18-20.302.4 and 2) approve a resolution amending the City Classification and Salary Plan to add 1.0 FTE, three-year limited term Code Enforcement Officer and 2.0 FTE, three-year limited term Housing and Community Services (Code Enforcement) Technicians to the Code Enforcement Section and appropriating \$134,148 from the General Fund reserves and 3) set an annual registration fee to recover staffing costs associated with program

implementation.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Staff Costs](#)
[Ordinance](#)
[Presentation](#)
[Public Hearing Notice](#)

**16.2 PUBLIC HEARING - SENIOR COMMUNITY CARE FACILITY ZONING
CODE TEXT AMENDMENT**

BACKGROUND: On August 3, 2023, the applicant submitted a Zoning Code Text Amendment to remove the overconcentration limitation for senior care facilities. Zoning Code Section 20-42.060 currently does not permit a community care facility/health care facility closer than 300 feet in all directions from any other community care facility. The current proposal is to exempt senior care facilities from this spacing and overconcentration limit and to allow palliative and end of life care for senior care facilities.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council introduce an ordinance amending the text of Title 20 of the Santa Rosa City Code, Section 20-42.060, Community Care and Health Care Facilities, to exempt senior care facilities from the Community Care Facility overconcentration limitation and spacing requirement, and Section 20-70.020, Definitions of Specialized Terms and Phrases, to modify the definition of Community Care Facility to allow palliative care and end of life medical treatments for senior care facilities.

Attachments: [Staff Report](#)
[Attachment 1 - Disclosure Form](#)
[Attachment 2 – Email from Department of Social Services,](#)
[Attachment 3 – State of California Health & Safety Code 15](#)
[Attachment 4 – Proposed Zoning Code Text Amendment \(](#)
[Attachment 5 – Draft Minutes of January 11, 2024 Planning](#)
[Attachment 6 – Planning Commission Resolution No. PRJ2](#)
[Public Hearing Notice](#)
[Presentation](#)

17. WRITTEN COMMUNICATIONS

- 17.1 NOTICE OF FINAL MAP - The Courtney Estates - Provided for information.

Attachments: [Notice of Submittal](#)
[Location Map](#)

18. 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 14. Each speaker will be allowed up to three minutes.

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

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](#)

City Council

FEBRUARY 13, 2024

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

****Quasi-judicial or adjudicative action, ex-parte communication disclosure is required.**

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.