



## **City of Santa Rosa**

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

### **CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT JUNE 4, 2024**

**2:00 P.M. - CLOSED 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](mailto: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](mailto: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 54953(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)

People of the State of California and City of Santa Rosa v. Jorge Luis Calderon Caballero, et al.

Sonoma County Superior Court Case No. SCV-273655

**3.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: one potential case (Claim of Jennifer Martin)

**3.3 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 (representing City Employee Unit 2); Operating Engineers Local 3, Maintenance and Utility System Operators (Employee Units 3 and

16); Santa Rosa City Employees Association (Employee Units 4, 6, 7); Santa Rosa Police Officers Association, (Employee Unit 5); Service Employees International Union Local 1021, (Employee Units 8 and 14); Public Safety Management Association (Employee Unit 9); Executive Management (Employee Unit 10); Middle Management (Employee Unit 11); Confidential (Employee Unit 12); Mechanics (Employee Unit 13); City Attorney (Employee Unit 15); Santa Rosa City Attorneys' Association (Employee Unit 17), Santa Rosa Management Association (Employee Unit 18).

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

**4:00 P.M.**

**4. STUDY SESSION - NONE.**

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

**5. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)**

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

**7. PROCLAMATIONS/PRESENTATIONS**

**7.1 PROCLAMATION - NATIONAL WILDFIRE AWARENESS 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**

**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 May 7, 2024, Regular Meeting Minutes.**

**Attachments:** [Draft Minutes](#)

**12.2** May 8, 2024, Regular Meeting Minutes.

**Attachments:** [Draft Minutes](#)

### **13. CONSENT ITEMS**

**13.1** RESOLUTION - BLANKET PURCHASE ORDER 164204A INCREASE IN COMPENSATION FOR ONE-YEAR EXTENSION WITH GEOTAB USA, INC

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, increase compensation for Blanket Purchase Order 164204A with Geotab USA, Inc., Las Vegas, Nevada for vehicle telematic equipment and data support services under the Department of General Services Cooperative Contract 1-19-58-69 by \$175,000, for a total amount not to exceed \$600,000.

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

**13.2** RESOLUTION - AMENDMENT TO THE FISCAL YEAR 2023-24 ADOPTED BUDGET AND APPROPRIATION OF \$263,000 FROM THE GENERAL FUND RESERVE TO PAY FOR THE SETTLEMENT AGREEMENT BETWEEN THE CITY OF SANTA ROSA AND MEADOWGREEN NO. 2 HOMEOWNERS ASSOCIATION

RECOMMENDATION: It is recommended by the City Attorney's Office and Santa Rosa Water that the Council, by resolution, amend the Fiscal Year 2023-24 adopted budget, increasing appropriations in the amount of \$263,000 from the General Fund unassigned reserves to fund the City's settlement with Meadowgreen No. 2 Homeowners Association.

**Attachments:** [Staff Report](#)  
[Attachment 1 – Settlement Agreement](#)  
[Resolution](#)

**13.3** RESOLUTION - GENERAL MUNICIPAL ELECTION - NOVEMBER 5, 2024: CALLING THE ELECTION, REQUESTING CONSOLIDATION WITH THE STATEWIDE GENERAL ELECTION AND ADOPTING

## REGULATIONS PERTAINING TO CANDIDATE STATEMENTS

RECOMMENDATION: It is recommended by the City Clerk that the Council, by two resolutions: 1) call and request to consolidate the November 5, 2024, General Municipal Election for the elective offices for Council Districts 1, 3, 5, and 7 with the Statewide General Election; and 2) adopt regulations pertaining to candidate statements as required by Elections Code Section 13307 and 13308.

**Attachments:**    [Staff Report](#)  
                              [Attachment 1 - Election Calendar](#)  
                              [Resolution 1 - Calling of the Election](#)  
                              [Resolution 2 - Candidate Statement Regulations](#)

### 13.4      RESOLUTION - EXTENSION OF PROCLAMATION OF LOCAL HOMELESS EMERGENCY

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, approve an extension of Resolution No. 28839 which formally proclaimed a local homeless emergency within Santa Rosa.

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

### 13.5      ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A TEXT AMENDMENT TO THE OAKMONT PLANNED DEVELOPMENT (PD63-001) POLICY STATEMENT INCLUDING MODIFICATIONS TO 1) UPDATE THE BOUNDARY MAPS, 2) DEFAULT TO THE CITY'S ZONING CODE FOR LAND USE PERMITTING REQUIREMENTS CONSISTENT WITH THE GENERAL PLAN LAND USE DESIGNATION, AND 3) ESTABLISH COMPATIBLE USES WITH THE PARKS AND RECREATION LAND USE DESIGNATION - FILE NUMBER REZ23-002

RECOMMENDATION: This ordinance, introduced at the May 21, 2024, Regular Meeting by a 6-0-1 vote (C. Rogers absent), adopts a text amendment to the Oakmont Planned Development (PD63-001) Policy Statement that includes modifications to 1) update the boundary maps,

2) default to the City's Zoning Code for land use permitting requirements consistent with the General Plan land use designation, and 3) establish compatible uses with the Parks and Recreation land use designation.

**Attachments:** [Ordinance](#)

- 13.6** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA PREZONING THE PROPERTY LOCATED AT 5817 HIGHWAY 12 TO THE RURAL RESIDENTIAL-SCENIC ROAD-RESILIENT CITY (RR-20-SR-RC) ZONING DISTRICT, ASSESSOR'S PARCEL NUMBER 031-090-041 - FILE NUMBER ANX23-001

RECOMMENDATION: This ordinance, introduced at the May 21, 2024, Regular Meeting by a 6-0-1 vote (C. Rogers absent), adopts a prezoning to amend the Zoning Map for the property located at 5817 HWY 12 to the Rural Residential-Scenic Road-Resilient City (RR-20-SR-RC) zoning district, consistent with the Very Low Density Residential General Plan land use designation.

**Attachments:** [Ordinance](#)

- 13.7** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CHAPTER 6 OF THE SANTA ROSA MUNICIPAL CODE AND ADDING A NEW CHAPTER 6-20 ENTITLED "REGULATION OF RETAIL TOBACCO SALES"

RECOMMENDATION: This ordinance, introduced at the May 21, 2024, Regular Meeting by a 4-1-1-1 vote (N. Rogers no, C. Rogers absent, E. Alvarez recused), adds Chapter 6-20 to the Santa Rosa City Code titled "Regulation of Retail Tobacco Sales" and authorizes the City Manager to impose a license fee on retailers selling tobacco products within the City limits.

**Attachments:** [Ordinance](#)  
[Late Correspondence \(Uploaded 06-04-2024\)](#)

## 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.

## 15. REPORT ITEMS

### 15.1 REPORT - POLICE DEPARTMENT ANNUAL MILITARY EQUIPMENT REPORT

BACKGROUND: The passage of Assembly Bill 481 added several new statutes to the Government Code (GC § 7070-7075). These statutes require any state or local law enforcement agency that uses or wants to acquire “military equipment” as defined in the statute to create a written policy detailing the acquisition and use of the equipment which is adopted by ordinance.

RECOMMENDATION: It is recommended by the Police Department that the Council, by resolution: 1) approve the Santa Rosa Police Department Annual Military Equipment Report which complies with the requirements of AB 481; 2) review Ordinance No. ORD-2022-007; and 3) renew Ordinance No. ORD-2022-007, codified as Chapter 2-38 of the Santa Rosa City Code per California Assembly Bill No. 481.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Ordinance](#)  
[Attachment 2 - Policy](#)  
[Resolution](#)  
[Exhibit A -SRPD Annual Military Equipment Report](#)  
[Presentation](#)  
[Redline Resolution \(Uploaded 06-04-2024\)](#)  
[Final Resolution \(Uploaded 06-04-2024\)](#)

### 15.2 REPORT - INDEPENDENT POLICE AUDITOR ANNUAL REPORT

BACKGROUND: On November 30, 2021, the City entered into contract with the OIR Group to become an independent auditor of the Santa Rosa Police Department. The OIR group reports directly to the City Manager and reviews internal investigations, conducts audits of policies, practices, and records, and conducts community outreach.

RECOMMENDATION: It is recommended by the City Manager that the Council receive a presentation by the OIR Group LLC of the annual report of Santa Rosa Police Department oversight. This is for information and no action will be taken.

**Attachments:**    [Staff Report](#)  
                              [Attachment 1 - Annual Report](#)  
                              [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 - BUNYA BUNYA TREE REMOVAL APPEAL (THIS ITEM WAS CONTINUED FROM THE FEBRUARY 27, 2024, REGULAR MEETING)**

BACKGROUND: The Salvation Army (appellant) submitted an application to remove a Bunya Bunya tree in September 2022, which was denied by the Director of Planning and Economic Development and appealed to the Planning Commission. On September 14, 2023, the Planning Commission voted 5-2 to uphold the Director's decision. On September 25, 2023, an Appeal Form was received pursuant to City Code Chapter 17-24, the appellant submitted the subject Appeal application, appealing the Planning Commission's decision.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council, by resolution, deny the Appeal and uphold the Planning Commission's denial of a Tree Permit to remove an approximately 125-foot tall Araucaria Bidwillii (Bunya Bunya tree) located at 1080 2nd Street.

**Attachments:**    [Staff Report](#)  
[Attachment 1 - Disclosure Form](#)  
[Attachment 2 - Appeal Application](#)  
[Attachment 3 - 2023 Denial Letter & Tree Application](#)  
[Attachment 4 - Arborist Report, prepared by Sandborn Tree](#)  
[Attachment 5 - Arborist Report, prepared by Vintage Tree \(](#)  
[Attachment 6 - Tree Ordinance \(City Code Chapter 17-24\)](#)  
[Attachment 7 - 2019 Denial Letter and related correspondence](#)  
[Attachment 8 - 2008 Denial Letter](#)  
[Attachment 9 - 1999 Council and Planning Commission minutes](#)  
[Attachment 10 - Policy Statement](#)  
[Attachment 11 - Location & Neighborhood Context Map](#)  
[Attachment 12 - Public Correspondence](#)  
[Attachment 13 - Request for more information](#)  
[Attachment 14 - Risk Assessment, dated August 24, 2023](#)  
[Attachment 15 - Bunya Pine Risk Response September 1,](#)  
[Attachment 16 - Arborist Response \(Frey, September 8, 20](#)  
[Attachment 17 - Planning Commission Minutes](#)  
[Attachment 18 - Planning Commission Resolution No PC-2](#)  
[Attachment 19 - Public Correspondence](#)  
[Resolution](#)  
[Public Hearing Notice](#)  
[Staff Presentation](#)  
[Appellant Presentation](#)

## 17. WRITTEN COMMUNICATIONS

### 17.1 FEDERAL AND STATE LEGISLATIVE UPDATE

- State Bill -- Support Letter for AB 2515 (Papan): Prohibits a person from manufacturing, distributing, selling, or offering for sale a menstrual product that contains regulated perfluoroalkyl or polyfluoroalkyl substances (PFAS). Provided for information.
- Federal Bill - Support Letter for H.R. 7944 (Curtis): Enacts the Water Systems PFAS Liability Act which would ensure that water and wastewater systems and ratepayers are shielded from liability

from PFAS in our water systems. Provided for information.

- Federal Bill - Support Letter for H.R. 7849 (Thompson): This bill would enact the Disaster Resiliency and Coverage Act of 2024. The bill would provide pre-disaster mitigation grants and tax incentives for households to reduce the risk of real property damage due to natural disasters, including floods, hurricanes, and wildfires. Provided for information.
- Federal Bill - Support Letter for S. 3830 (Padilla): Enact the Low-Income Household Water Assistance Program (LIHWAP) Establishment Act. Provided for information.
- Federal Bill - Support Letter for Appropriations Request: Request Senator Butler support effort to fund the authorization of the LIHWAP program. Provided for information.

**Attachments:** [Memorandum](#)  
[AB 2515 Letter of Support](#)  
[AB 2515 Bill Text](#)  
[HR 7944 Letter of Support](#)  
[HR 7944 Bill Text](#)  
[HR 7849 Letter of Support](#)  
[HR 7849 Bill Text](#)  
[S 3830 Letter of Support](#)  
[S. 3830 Bill Text](#)  
[LIHWAP Continued Funding Support Letter](#)

## **18. 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 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](#)

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

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

The Open Government Ordinance was adopted by City Council in December 2020 (ORD-2020-018) and amended in July 2021 (ORD-2021-007). These ordinances added and amended 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 versions of the Open Government Ordinances go to <http://srcity.org/OpenGovOrdinance> and <http://srcity.org/OpenGovOrdinanceAmend>. To request paper copies of the Open Government Ordinances contact the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or [cityclerk@srcity.org](mailto: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](mailto: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.*