



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 21, 2024

3:30 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 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

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

3:30 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 LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency Designated Representatives: Maraskeshia Smith, City Manager; Alan Alton, Chief Financial Officer; Dominique Blaquie, 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 - ERITREAN INDEPENDENCE DAY

Attachments: [Proclamation](#)

7.2 PROCLAMATION - NATIONAL PUBLIC WORKS WEEK

Attachments: [Proclamation](#)

7.3 PROCLAMATION - WATER AWARENESS MONTH

Attachments: [Proclamation](#)

7.4 PRESENTATION - WATER EFFICIENCY AWARDS

Attachments: [WUE Award - Alan Ziff](#)
[WUE Award - Burbank Housing](#)
[WUE Award - Fountaingrove Dentistry](#)
[2024 Water-Use Efficiency Award Winners Video](#)

8. 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.

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 April

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

11.2 MATTERS FROM COUNCIL REGARDING FUTURE AGENDA ITEMS

This time is reserved for Council to discuss whether to place matters on a

future agenda for further discussion.

11.2.1 REQUEST FOR AGENDA ITEM REGARDING AMENDING THE VOTING PROCESS RELATED TO CITY COUNCIL APPOINTED POSITIONS

BACKGROUND: At the May 7, 2024, City Council meeting, Council Member C. Rogers requested a future agenda item to discuss amending the voting process related to City Council appointed positions including Mayor, Vice Mayor, vacant Council seats, and full Council board/commission appointments. Mayor N. Rogers concurred with the request.

11.3 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

11.3.1 APPOINTMENT OF REPRESENTATIVE AND ALTERNATE TO SONOMA COUNTY TRANSPORTATION AUTHORITY / REGIONAL CLIMATE PROTECTION AUTHORITY

The Council may, by motion, select and appoint a representative and alternate to the Sonoma County Transportation Authority / Regional Climate Protection Authority Board of Directors.

12. APPROVAL OF MINUTES

12.1 April 16, 2024, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

13. CONSENT ITEMS

13.1 RESOLUTION - APPROPRIATION OF GRANT FUNDS FOR PAYMENT OF OVERDUE WATER AND WASTEWATER CHARGES ON CUSTOMER ACCOUNTS

RECOMMENDATION: It is recommended by Santa Rosa Water that the Council, by resolution, authorize the Chief Financial Officer to appropriate \$2,038,897.06 of grant funding from the State Water Resources Control Board and apply payments to customer accounts for overdue water and wastewater charges.

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

13.2 RESOLUTION - ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017
SENATE BILL 1 TRANSPORTATION FUNDING FISCAL YEAR
2024/2025 PROJECT LIST

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, authorize the Department of Transportation and Public Works to submit the Calistoga Road Reconstruction project in the amount of \$4,596,103 to the California Transportation Commission (CTC) in order to receive Fiscal Year (FY) 2024/2025 apportionment of Senate Bill 1 (SB1) Road Maintenance and Rehabilitation Account (RMRA) funding.

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

13.3 RESOLUTION - WAIVER OF BID AND ISSUANCE OF PURCHASE
ORDER FOR ONE 2023 CHEVROLET SILVERADO MD, CRANE
BODY FROM PLATINUM CHEVROLET

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve a waiver of competitive bid and issuance of a purchase order for the purchase of one (1) 2023 Chevrolet Silverado MD, Crane Body from Platinum Chevrolet, Santa Rosa, California in the amount of \$200,303.06. This vehicle is allocated as replacement for existing asset #21902, a 2009 Ford F450 used by Transportation and Public Work Field Services Electrical Services staff.

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

13.4 RESOLUTION - WAIVER OF BID AND ISSUANCE OF BLANKET
PURCHASE ORDER TO BARNES FAMILY COMPANY DBA
PLATINUM CHEVROLET, SANTA ROSA, CALIFORNIA

RECOMMENDATION: It is recommended by the Transportation and Public Works (TPW) and Finance Departments that the Council, by resolution: 1) waive competitive bidding pursuant to Section 3-

08.100(D) of the Santa Rosa City Code; and 2) authorize Purchasing Agent to issue Purchase Orders for the purchase of 2025 Model Year and newer Chevrolet Tahoe Special Service Vehicles (SSV) to Barnes Family Company dba Platinum Chevrolet, Santa Rosa, California for an amount not to exceed \$575,000.

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

13.5 RESOLUTION - SOLE MANUFACTURE BID AWARD APPROVAL AND ISSUANCE OF A PURCHASE ORDER FOR THE PURCHASE OF THREE (3) 2024 FORD F-150 POLICE RESPONDER VEHICLES

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve issuance of a Purchase Order for the purchase of three (3) 2024 Ford F150 Police Responder vehicles with Towne Motor Company dba Towne Ford Sales, Redwood City, California for a total amount not to exceed \$159,617.56.

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

13.6 RESOLUTION - FIRST AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 169623 WITH ENVIRONMENTAL LOGISTICS, INC.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve the First Amendment to Blanket Purchase Order Number 169623 for a one-year extension and increase compensation by \$200,000 for the collection, transport, treatment, proper disposal and recycling of hazardous materials and waste management services with Environmental Logistics, Inc., Hayward, California, for a total not to exceed amount of \$299,000.

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

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 \(Uploaded 05-21-2024\)](#)

15. REPORT ITEMS

15.1 REPORT - APPROVAL OF INVESTMENT POLICY STATEMENT FOR PEMHCA SECTION 115 TRUST AND APPROPRIATION OF INITIAL FUNDING FROM OPEB INTERNAL SERVICE FUND (THIS ITEM WAS CONTINUED FROM THE APRIL 16, 2024, REGULAR MEETING)

BACKGROUND: The City currently has a Section 115 trust to pre-fund pension expenses with PFM Asset Management LLC (PFMAM) serving as Trust Administrator, and Principal Bank serving as Trustee. The City will utilize this existing agreement for the PEMHCA Trust, with a new account being created to ensure these funds are separately reported and dedicated to PEMHCA pre-funding and claims payment.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution: 1) approve the Investment Policy Statement for City of Santa Rosa Section 115 Trust Public Employees Medical and Hospital Care Act (PEMHCA) Other Post Employment Benefit (OPEB) Fund as set forth in Exhibit A; (2) authorize the Chief Financial Officer to execute necessary documents for the creation of the Internal Revenue Service Section 115 Trust (Trust); and 3) authorize an initial one time deposit of \$12,281,000 from the Trust and increase appropriations in the OPEB Fund for fiscal year 2023/24 accordingly for the purpose of pre-funding PEMHCA OPEB expenses.

Attachments: [Staff Report](#)
[Attachment 1 - Trust Agreement](#)
[Resolution](#)
[Exhibit A - Investment Policy Statement](#)
[Presentation](#)

15.2 REPORT - DIVERSITY OF CITY COUNCIL BOARDS, COMMISSIONS,

AND COMMITTEES

BACKGROUND: City Charter Section 11, Participation and Diversity in Boards and Commissions, requires that the Council issue an annual written report regarding its appointments to boards, commissions, and committees to be discussed in public session. The report shall contain, but is not limited to, the total number of appointments in a given year, the total number of applications in a given year, and relevant diversity information including geographic and ethnic diversity. Further, the report will evaluate the progress and success of increasing the diversity of appointments.

RECOMMENDATION: It is recommended by the City Clerk's Office that the Council, by motion, accept the Annual Report of Diversity of City Council Appointees for the reporting year 2023 and provide feedback to staff on future reports.

Attachments: [Staff Report](#)
[Attachment 1 - Diversity Report for 2023](#)
[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 - TEXT AMENDMENT TO THE OAKMONT PLANNED DEVELOPMENT POLICY STATEMENT

BACKGROUND: The Oakmont Planned Development zoning district (PD63-001), and associated Policy Statement, was created in 1963. The applicant, the Oakmont Village Association (OVA), seeks to amend the Policy Statement to accomplish the following: 1) include an accurate district boundary map to reflect current build-out of the community; 2) remove language in the Policy Statement that requires all new uses to submit a Use Permit application, and instead default to the City's Zoning Code for land use permitting requirements based on the underlying General Plan land use designation; and 3) define the types of land uses that would be compatible with and permitted by right on Parks & Recreation-designated properties. On March 28, 2024, the

Planning Commission held a public hearing and voted unanimously to recommend that the City Council adopt the text amendment.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council, by motion, introduce an ordinance 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.

Attachments: [Staff Report](#)
[Attachment 1 - Application](#)
[Attachment 2 - Location Map](#)
[Attachment 3 - General Plan Map](#)
[Attachment 4 - Public Correspondence](#)
[Attachment 5 - Planning Commission Minutes March 28, 2024](#)
[Attachment 6 - Planning Commission Reso. PC-2024-004 Ordinance Presentation](#)
[Public Hearing Notice](#)
[Late Correspondence \(Uploaded 05-21-2024\)](#)

16.2 PUBLIC HEARING - JOHN POL ANNEXATION PREZONING

BACKGROUND: The subject property, located at 5817 HWY 12, is currently unincorporated and adjacent to properties within the City's limits. It is currently developed with three single-family dwellings on 3.18-acres. The purpose of the annexation is to obtain City utilities to serve the existing development on site. No new development or construction is proposed at this time.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council introduce an ordinance 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: [Staff Report](#)
[Attachment 1 - Disclosure Form](#)
[Attachment 2 - Neighborhood Context Map](#)
[Attachment 3 - Annexation Map](#)
[Attachment 4 - Legal Description](#)
[Attachment 5 - Public Service Plan](#)
[Attachment 6 - Zoning Land Use Map](#)
[Attachment 7 - Assessor's Parcel Map](#)
[Attachment 8 - Planning Commission Resolution, April 11, Ordinance Presentation](#)
[Public Hearing Notice](#)

16.3 PUBLIC HEARING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 6-20 OF THE SANTA ROSA CITY CODE TITLED "REGULATION OF RETAIL TOBACCO SALES," AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE COUNTY FOR COMPLIANCE MONITORING AND ENFORCEMENT

BACKGROUND: The City Council will consider an ordinance that proposes adding Chapter 6-20 to the Santa Rosa City Code titled "Regulation of Retail Tobacco Sales" requiring all tobacco retailers to obtain a license and comply with enhanced regulations associated with tobacco sales, in particular, those targeting sales to youth. The ordinance would establish a buffer between retail locations and schools and parks, a ban on electronic tobacco smoking devices and flavored tobacco sales, and establishment of minimum package sizes and pricing. If adopted, the ordinance will impose a license fee on retailers selling tobacco products within the City limits. Staff will return to Council with a resolution to impose any such fees.

RECOMMENDATION: It is recommended by the City Manager's Office that the Council: 1) hold a public hearing to discuss regulation of retail tobacco sales; 2) introduce an ordinance adding Chapter 6-20 to the Santa Rosa City Code titled "Regulation of Retail Tobacco Sales"; and 3) by motion, authorize the City Manager to negotiate and execute an

agreement with the County of Sonoma for compliance monitoring and enforcement.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Ordinance](#)
[Public Hearing Notice](#)
[Presentation](#)
[Late Correspondence \(Uploaded 05-21-2024\)](#)

17. WRITTEN COMMUNICATIONS

- 17.1 QUARTERLY BOARDS, COMMISSIONS AND COMMITTEES ATTENDANCE REPORT. Provided for information.

Attachments: [Attendance Report](#)

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.**

City Council

MAY 21, 2024

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.

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.