



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 14, 2023

3:30 P.M. - BOARD INTERVIEWS (HYBRID VIA IN-PERSON AND ZOOM)

4:00 P.M. - REGULAR SESSION (HYBRID VIA IN-PERSON AND ZOOM)

**PURSUANT TO GOVERNMENT CODE SECTION 54953(e) AND THE
RECOMMENDATION OF THE HEALTH OFFICER OF THE COUNTY OF
SONOMA, CITY COUNCIL MEMBERS WILL BE PARTICIPATING IN THIS
MEETING EITHER VIA ZOOM WEBINAR OR IN-PERSON, SOCIALLY
DISTANCED, IN THE COUNCIL CHAMBER AT 100 SANTA ROSA AVENUE.**

**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), VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/86876779687](https://srcity-org.zoom.us/j/86876779687),
OR BY**

DIALING 877-853-5257 AND ENTER WEBINAR ID: 868 7677 9687

**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,
In-Person from Council Chamber, or submitted in advance by 5:00 pm,
the Monday before the City Council Meeting via e-mail at
cc-comment@srcity.org, or recorded voice message at 707-543-3005.**

**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 signing up with the Administrator in Council Chamber (in lieu of Speaker Card), by accessing the meeting through the Zoom link, or by dial-in at the time an Agenda Item is discussed during the City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

Advanced Public Comment:

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, February 13. 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.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 5:00 p.m., Monday, February 13. 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 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 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 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. (HYBRID VIA IN-PERSON AND ZOOM)

1. CALL TO ORDER AND ROLL CALL

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS - NONE.

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. INTERVIEWS FOR BOARDS, COMMISSIONS AND COMMITTEES

3.1 INTERVIEWS FOR HOUSING AUTHORITY VACANCIES

The Council will interview applicants for the Housing Authority to fill three At-Large vacancies, each to serve a 4-year term expiring December 31, 2026.

Attachments: [Staff Report](#)
[Attachment 1 - Notice of Availability of Applications](#)
[Attachment 2 - Council Policy 000-06](#)
[Attachment 3 - Housing Authority Resolution 1601](#)

4:00 P.M. (HYBRID VIA IN-PERSON AND ZOOM)

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 - NONE.

7. PROCLAMATIONS/PRESENTATIONS - NONE.

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 Continuum of Care (CoC)

11.1.10 Renewal Enterprise District (RED)

11.1.11 Public Safety Subcommittee

11.1.12 Other

11.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

Council may vote to make appointments to fill the following vacancies on the Housing Authority:

(3) At-large positions, each to serve a 4-year term set to expire on December 31, 2026

12. APPROVAL OF MINUTES

12.1 November 15, 2022, Regular Meeting.

Attachments: [Draft Minutes](#)

12.2 November 29, 2022, Regular Meeting.

Attachments: [Draft Minutes](#)

12.3 December 6, 2022, Regular Meeting.

Attachments: [Draft Minutes](#)

13. CONSENT ITEMS

13.1 MOTION - AUTHORITY TO ISSUE DESIGN-BUILD REQUEST FOR PROPOSALS FOR THE FULTON ROAD RIPARIAN HABITAT MITIGATION PROJECT (CEQA EXEMPT)

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, approve the use of Design-Build procurement method as in the best interest of the City and authorize issuance of a Design-Build Request for Proposals for the Fulton Road Riparian Habitat Mitigation Project.

Attachments: [Staff Report](#)

13.2 RESOLUTION - AMENDED COUNCIL POLICY 000-47 "COMMUNITY PROMOTION FUNDS" (CEQA EXEMPT)

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, adopt the Amended Council Policy 000-47 "Community Promotion Funds."

Attachments: [Staff Report](#)
[Attachment 1 - Original Policy 000-47](#)
[Attachment 2 - Redline Edits to Policy 000-47](#)
[Attachment 3 - Final Policy 000-47](#)
[Resolution](#)
[Exhibit A - Amended Council Policy 000-47 "Community Pr](#)

13.3 RESOLUTION - APPROVAL - SECOND AMENDMENT TO GENERAL SERVICES AGREEMENT F002071 TO EXTEND THE TERM OF THE CONTRACT AND INCREASE COMPENSATION WITH MATRIX HG, INC. FOR HVAC MAINTENANCE SERVICES (CEQA EXEMPT)

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve the Second Amendment to General Services Agreement Number F002071 with Matrix HG, Inc., Concord, California for HVAC maintenance services, for an additional one-year term and increase compensation in the amount of \$65,806.22, for a total amount not to exceed \$235,624.63.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Second Amendment to GSA F002071](#)

- 13.4** RESOLUTION - APPROVAL OF AMENDMENT TO BLANKET PURCHASE ORDER 166149 WITH SMOTHERS PARTS INTERNATIONAL, INC., SANTA ROSA, CALIFORNIA, FOR THE PURCHASE OF AUTOMOTIVE PARTS AND SUPPLIES (CEQA EXEMPT)

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve an amendment to Blanket Purchase Order 166149 with Smothers Parts International, Inc., Santa Rosa, California, for the purchase of automotive parts and supplies, to increase compensation, in the amount of \$350,000 for a total amount not to exceed of \$447,000.

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

- 13.5** RESOLUTION - SPEED LIMITS ON CROSS CREEK ROAD (CEQA EXEMPT)

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, establish a speed limit of 25 miles per hour on Cross Creek Road between Thomas Lake Harris Drive and Cross Creek Circle North, and establish a speed limit of 30 miles per hour on Cross Creek Road between Cross Creek Circle North and Riebli Road.

Attachments: [Staff Report](#)
[Attachment 1 - Vicinity Maps](#)
[Resolution](#)

- 13.6** ORDINANCE ADOPTION - SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA PREZONING THE PROPERTIES LOCATED AT 4646 BADGER ROAD AND 999 MIDDLE RINCON ROAD, ALSO IDENTIFIED AS ASSESSOR'S PARCEL NOS. 182-120-034 AND 182-120-035, RESPECTIVELY, TO THE R-1-6 (SINGLE-FAMILY RESIDENTIAL) ZONING DISTRICT; FILE NO. ANX21-001

RECOMMENDATION: This ordinance, introduced at the January 24, 2023, Regular Meeting by a 6-0-1 vote (Okrepkie abstained), will prezone the properties located at 4646 Badger Road and 999 Middle Rincon Road to the R-1-6 (Single-Family Residential) zoning district.

Attachments: [Ordinance](#)

- 13.7** ORDINANCE ADOPTION - SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA PREZONING THE PROPERTY LOCATED AT 1600 MANZANITA AVENUE, ALSO IDENTIFIED AS ASSESSOR'S PARCEL NO. 181-030-005, TO THE RR-40-SR (RURAL RESIDENTIAL SCENIC ROAD COMBINING DISTRICT) ZONING DISTRICT; FILE NO. ANX21-002

RECOMMENDATION: This ordinance, introduced at the January 24, 2023, Regular Meeting by a 6-0-1 vote (Okrepkie abstained), will prezone a property located at 1600 Manzanita Avenue (Assessor's Parcel No. 181-030-005) as Very Low Density RR-40-SR (Rural Residential Scenic Road Combining District) Zoning District.

Attachments: [Ordinance](#)

- 13.8** RESOLUTION - MAKING REQUIRED MONTHLY FINDINGS AND AUTHORIZING THE CONTINUED USE OF TELECONFERENCING FOR PUBLIC MEETINGS OF THE CITY COUNCIL AND ALL THE CITY'S BOARDS, COMMISSIONS, AND COMMITTEES PURSUANT TO ASSEMBLY BILL 361 UNTIL SUCH TIME THAT THE STATE AND COUNTY DECLARATIONS OF PUBLIC HEALTH EMERGENCY ARE LIFTED

RECOMMENDATION: It is recommended by the City Attorney that the Council, by resolution, make required monthly findings and authorize the continued use of teleconferencing for public meetings of the City Council and all the City's boards, commissions, and committees pursuant to Assembly Bill 361 until such time that the state and county declarations of public health emergency are lifted.

Attachments: [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 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.

Voice message public comments received for non-agenda items may be played under Agenda Item 14 or at Item 18. Recorded public comments are limited to three minutes to mirror in-person meeting protocols.

15. REPORT ITEMS

- 15.1** **REPORT - RESOLUTION MAKING REQUIRED FINDINGS AND APPROVING THE HIRING OF JEFFREY BERK, RETIRED ANNUITANT, AS A TEMPORARY EMPLOYEE TO SERVE AS PART-TIME ACTING CHIEF ASSISTANT CITY ATTORNEY FOR A PERIOD OF LIMITED DURATION (This item was continued from the January 24, 2023, Regular Meeting)**

BACKGROUND: Jeffrey Berk retired from his position as Chief Assistant City Attorney as of January 4, 2023. The City is currently conducting an open recruitment for his replacement. It is anticipated that the recruitment could take four to six months. There are critical issues and projects pending which will need to be addressed while the recruitment for a permanent replacement is underway. Mr. Berk has the specialized knowledge and skills to address those critical issues and projects. Existing staff resources are not otherwise sufficient to undertake that work. To ensure a smooth transition and uninterrupted City operations, it is recommended that Mr. Berk return as a Temporary Employee to serve in the position of part-time Acting Chief Assistant City Attorney pursuant to the provisions of Government Code sections 7522.56, 21221(h), and 21224. In particular, Government Code section 21221(h) permits the hiring of a CalPERS retired annuitant to a vacant position while a recruitment for a permanent placement is underway and Government Code section 7522.56 permits the hiring of a CalPERS retired annuitant when specialized skills are needed in performing work

of limited duration. The appointment will also be made in compliance with the City's Use of City Temporary Employees Policy and Hiring Annuitants Policy.

During his employment as Acting Chief Assistant City Attorney, it is recommended that Mr. Berk receive compensation at the rate of \$101.46 per hour with no other benefit, incentive, compensation in lieu of benefit, or other form of compensation paid.

RECOMMENDATION: It is recommended by the City Attorney's Office and Human Resources Department that the Council, by resolution, approve Jeffrey Berk to be hired as a Temporary Employee to the position of part-time Acting Chief Assistant City Attorney for a limited period from February 21, 2023 through February 20, 2024, or until the permanent full-time position is filled, whichever is sooner, and certify the appointment is necessary to fill the critically needed Chief Assistant City Attorney position.

Attachments: [Staff Report](#)
 [Resolution](#)
 [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 - GENERAL PLAN AMENDMENT (WINTER PACKAGE) HOUSING ELEMENT UPDATE (2023-2031) AND CEQA ADDENDUM TO 2035 GENERAL PLAN ENVIRONMENTAL IMPACT REPORT

BACKGROUND: Public hearing and recommended approval of a General Plan Amendment (Winter Package) for the City of Santa Rosa's 2023-2031 (6th cycle) Housing Element Update. The Housing Element includes a housing needs assessment, evaluation of the existing housing element, housing site inventory analysis, fair housing assessment, potential and actual government constraints analysis, analysis of the Growth Management Ordinance, and housing implementation goals, policies, and programs to support housing

production, housing affordability, and housing for special needs populations, among other topics.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council hold a public hearing, provide comments, and by two separate resolutions: 1) adopt an Addendum to the 2035 General Plan Environmental Impact Report; and 2) adopt a General Plan Amendment as part of the Winter General Plan Amendment Package to update the Housing Element of the General Plan for the period of 2023-2031.

Attachments: [Staff Report](#)
[Attachment 1 - HCD Letter Nov 1 2022](#)
[Attachment 2 - HCD Comment Letter Matrix](#)
[Attachment 3 - Planning Commission Resolution](#)
[Attachment 4 - 2023-2031 Housing Element](#)
[Attachment 5 - Planning Commission Correspondence](#)
[Attachment 6 - Public Correspondence](#)
[Resolution 1 - Addendum Adoption](#)
[Exhibit A - 2023 Addendum to the General Plan EIR for the](#)
[Resolution 2 - Housing Element Adoption](#)
[Exhibit A - Draft 2023-2031 Housing Element](#)
[Presentation](#)
[Public Hearing Notice](#)
[Late Correspondence \(Uploaded 02-14-2023\)](#)

17. WRITTEN COMMUNICATIONS - NONE.

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 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.**

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.