

**SANTA ROSA CITY COUNCIL MINUTES
REGULAR MEETING
CITY HALL, 100 SANTA ROSA AVENUE
FEBRUARY 12, 2013**

1. CALL TO ORDER AND ROLL CALL

Mayor Bartley called the meeting to order at 2:45 p.m. Council Members present: Mayor Bartley, Vice Mayor Carlstrom, Council Members Combs, Ours, Swinth and Wysocky. Council Member Olivares was absent.

2. INTERVIEWS FOR BOARDS/COMMISSIONS/COMMITTEES

- Bicycle and Pedestrian Advisory Board – The City Council conducted interviews for one Senior Community representative to fill the remainder of a two-year term expiring December 2014. The City Council received ten applications and six applicants were present to interview: Linda Adrian, James Pedgrift, Julius Orth, Dusty Rhodes, and Zachary Rounds.
- Board of Building Regulation Appeals – The City Council conducted an interview for the Architect designated position to fill a four-year term expiring in December 2016. Council received one application and one applicant was present to interview: David Carpenter.

3:00 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

3. ANNOUNCEMENT OF CLOSED SESSION ITEMS

3.1 PUBLIC COMMENT ON CLOSED SESSION ITEMS - NONE

3.2 RECESS TO CLOSED SESSION IN MAYOR'S CONFERENCE ROOM

The Mayor recessed the meeting to Closed Session at 3:00 p.m.

3.3 CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representatives: Fran Elm, Human Resources Director, Chris Sliz, Employee Relations Manager and Jennifer Phillips, Assistant City Manager.

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); Santa Rosa City Attorneys' Association (Employee Unit 17), Santa Rosa Management Association (Employee Unit 18).

3.4 CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representative: Kathleen Millison, City Manager. Unrepresented Executive Management, Middle Management, and Confidential Employees (Employee Units 10, 11 and 12).

**3.5 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
(Subdivision (a) of Government Code Section 54956.9)**

Name of Case: Building Industry Association of the Bay Area, f/k/a Home Builders Association of Northern California, Inc. v. City of Santa Rosa, et al., Sonoma County Superior Court Case No. SCV-244441

3.6 RECESS CLOSED SESSIONS AND RECONVENE TO OPEN SESSION IN THE COUNCIL CHAMBER

Mayor Bartley reconvened the meeting to open session in the Council Chamber at 3:30 p.m.

3:30 P.M. (CITY COUNCIL CHAMBER)

4. STUDY SESSION

4.1 MID-YEAR FINANCIAL UPDATE

The purpose of the study session is to update the Council on the status of General Fund finances midway through the 2012/13 fiscal year.

Six months of actual FY 2012/13 data, along with a projection for the remainder of the year will be provided. An economic outlook will be presented that discusses current and projected trends that will affect this fiscal year and beyond.

Additionally, an update of the General Fund Five-Year Forecast will be provided. New revenue, expenditure and reserve projections for fiscal years 2012/13 through 2016/17 will be discussed.

Lawrence Chiu, Chief Financial Officer, and Jean Gill, Budget and Financial Analyst Manager, provided the Council with a mid-year financial update.

Mr. Chiu answered questions from the Council regarding general fund expenditures and then gave a presentation on General Fund 5-year forecast and a Moody's Rating Review.

Mr. Chiu answered questions from Council.

PUBLIC COMMENT

Richard Canini spoke on the transient occupancy tax.

Peter Tscherneff spoke on various topics.

4:00 P.M. (CITY COUNCIL CHAMBER)

5. ANNOUNCEMENT OF ROLL CALL

Deputy City Clerk Williams announced that all members of the Council present with the exception of Member Olivares.

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

City Attorney Fowler reported that the Council met in closed session regarding Items 3.3, 3.4

and 3.5 and no action was taken during the closed session.

City Manager Millison reported on the study session regarding Mid-Year Financial Update.

7. PROCLAMATIONS/PRESENTATIONS

7.1 PROCLAMATION - BLACK HISTORY MONTH

Vice Mayor Carlstrom read and presented the proclamation to Leticia Hanke-Ryshkov, President of the North Bay Black Chamber accepted the proclamation.

7.2 PRESENTATION - HUD CERTIFICATE OF RECOGNITION - 2012 HOUSING CHOICE VOUCHER PROGRAM HIGH PERFORMER

Carmelita Howard, Economic Development and Housing Manager, presented the Certificate of Recognition to the City Council. Emilio Gonzalez, Housing Authority Chair, spoke on his experience as a participant in the voucher program. Kim Valedex from the Veteran's Administration Clinic spoke on the partnerships that have been developed to help homeless veterans in the community.

8. STAFF BRIEFINGS

8.1 BUDGET PRIORITIES DINE EVENT UPDATE

Georgia Pedgrift, Community Engagement Coordinator, and Kate Goldfine, Administrative Analyst, gave an update on the priorities from the public that came out during the November 30, 2012, DINE event to discuss budget priorities.

9. APPROVAL OF MINUTES – January 28, 2013, Special Meeting and January 29, 2013, Regular Meeting

The Council approved the January 28, 2013, Special Meeting Minutes and the January 29, 2013, Regular Meeting Minutes as submitted.

10. MAYOR'S/COUNCILMEMBERS' REPORTS

10.1 STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

10.2 MAYOR /COUNCILMEMBERS' REPORTS

The Mayor and members of the Council made announcements and reports of interest to the Council.

Council Member Combs announced her appointment of George Steffensen to the Board of Public Utilities and Flora Lee Ganzler to the Cultural Heritage Board.

Council Member Ours announced his submission of his letter of interest to North Coast Railroad Authority.

10.3 REPORTS BY MAYOR/COUNCILMEMBERS REGARDING VARIOUS AGENCY MEETINGS ATTENDED AND POSSIBLE COUNCIL DIRECTION TO ITS REPRESENTATIVES ON PENDING ISSUES BEFORE SUCH BOARDS (IF NEEDED)

- a) Sonoma County Transportation Authority (SCTA) – None.
- b) Sonoma County Water Agency (SCWA) – Water Advisory Committee – None.
- c) Solid Waste Advisory Group (SWAG) – None.
- d) Association of Bay Area Governments (ABAG) – None.
- e) Other – None.

10.4 APPOINTMENTS TO BOARDS/COMMISSONS/COMMITTEES

- a) Bicycle and Pedestrian Advisory Board – One Vacancy for Senior Community Representative

Following a vote by ballot, James Pedgrift was appointed to fill the remainder of a four-year term expiring in December 2014.

- b) Board of Building Regulation Appeals – One Vacancy for Architect Position

It was MOVED by Council Member Wysocky, seconded by Vice Mayor Carlstrom and carried 6-0-1 (Council Member Olivares absent) to appoint David Carpenter to the Board of Building Regulation Appeals for a term expiring in December 2016.

10.5 LETTERS OF INTEREST FOR APPOINTMENT BY THE CITY SELECTION COMMITTEE

The City Council will provide direction to the Mayor regarding letters of interest received for appointment to the following vacancies. The appointments will be made by the City Selection Committee at its February 28, 2013 meeting.

- a) AIRPORT LAND USE COMMISSION
 - Jake Ours, City of Santa Rosa
- b) BAY AREA AIR QUALITY MANAGEMENT DISTRICT
 - Teresa Barrett, City of Petaluma

It was MOVED by Vice Mayor Carlstrom, seconded by Council Member Swinth and carried 6-0-1 (Council Member Olivares absent) to provide direction to Mayor Bartley to support appointment of Santa Rosa Council Member Jake Ours to the Airport Land Use Commission and Petaluma Council Member Teresa Barrett to the Bay Area Air Quality Management District.

- c) GOLDEN GATE BRIDGE, HIGHWAY & TRANSPORTATION DISTRICT
 - Gina Belforte, City of Rohnert Park
 - Gabe Kearney, City of Petaluma

It was MOVED by Vice Mayor Carlstrom to support appointment of Petaluma Council Member Gabe Kearney to the Commission.

It was MOVED by Council Member Wysocky, seconded by Council Member Combs and carried 6-0-1 (Member Olivares absent) to support appointment of Rohnert Park Council Member Gina Belforte to the Commission.

d) LOCAL AGENCY FORMATION COMMISSION

- Teresa Barrett, City of Petaluma

It was MOVED by Council Member Wysocky, seconded by Council Member Combs and carried 6-0-1 (Member Olivares absent) to support appointment of Petaluma Council Member Teresa Barrett to the Commission.

Council Member Ours asked for support from the Council for appointment to the Rail Authority Commission.

It was MOVED by Council Member Swinth, seconded by Council Member Combs and carried 6-0-1 (Member Olivares absent) to support appointment of Council Member Ours to the Commission.

10.6 LETTERS OF INTEREST FOR APPOINTMENT BY THE SONOMA COUNTY MAYORS' AND COUNCILMEMBERS' ASSOCIATION

The City Council will provide direction to the Mayor regarding letters of interest received for appointment to the following vacancies. The appointments will be made by the Sonoma County Mayors' and Councilmembers' Association Board of Directors at its February 28, 2013 meeting.

PUBLIC COMMENT

Peter Tscherneff spoke on various topics.

a) ABAG EXECUTIVE BOARD:

- Jake Mackenzie, City of Rohnert Park

It was MOVED by Council Member Combs, carried by Council Member Swinth and carried 6-0-1 (Member Olivares absent) to support appointment of Rohnert Park Council Member Jake Mackenzie to the ABAG Executive Board.

b) ABAG REGIONAL PLANNING COMMITTEE:

- Julie Combs, City of Santa Rosa

It was MOVED by Council Member Wysocky, seconded by Vice Mayor Carlstrom and carried 6-0-1 (Member Olivares absent) to support appointment of Council Member Combs to the ABAG Regional Planning Committee

c) REMOTE ACCESS NETWORK BOARD

- Pam Stafford, City of Rohnert Park

It was MOVED by Vice Mayor Carlstrom, seconded by Council Member Swinth and carried 6-0-1 (Member Olivares absent) to support appointment of Rohnert Park Mayor Pam Stafford to the Remote Access Network Board.

d) SONOMA COUNTY AGRICULTURAL PRESERVATION & OPEN SPACE DISTRICT:

- Erin Carlstrom, City of Santa Rosa
- John Dell'Osso, City of Cotati
- Gary Wysocky, City of Santa Rosa

It was MOVED by Council Member Combs, seconded by Council Member Swinth and carried 6-0-1 (Member Olivares absent) to support appointment of Vice Mayor Carlstrom and Council Member Wysocky to the Sonoma County Agricultural Preservation and Open Space District.

It was MOVED by Council Member Swinth, seconded by Vice Mayor Carlstrom and carried 6-0-1 (Member Olivares absent) to give Mayor Bartley the discretion to vote further on behalf of the Council in the event of a run-off between candidates at the Mayors and Council Members' Association meeting on February 28, 2013.

e) SONOMA MARIN AREA RAIL TRANSIT COMMISSION:

- Debora Fudge, Town of Windsor

It was MOVED by Council Member Wysocky, seconded by Vice Mayor Carlstrom and carried 6-0-1 (Member Olivares absent) to support appointment of Windsor Council Member Debora Fudge to the Sonoma Marin Area Rail Transit Commission.

It was MOVED by Council Member Swinth, seconded by Vice Mayor Carlstrom and carried 6-0-1 (Member Olivares absent) to add the Letter of Interest submitted by Susan Harvey and to support her appointment to the Sonoma County Child Care Planning Council.

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

City Manager Millison reported Santa Rosa will be the finish line for the 2013 Amgen Tour of California.

12. CONSENT ITEMS

PUBLIC COMMENT

Peter Tscherneff spoke on Item 12.2, weeds and rubbish and asked council to consider planting cactus.

MOVED by Vice Mayor Carlstrom, seconded by Council Member Swinth and carried 6-0-1 (Member Olivares absent) to waive reading of the text and adopt Items 12.1 through 12.5 as follows:

12.1 MOTION - AGREEMENT WITH THE COUNTY OF SONOMA FOR COMPUTER ACCESS FOR COUNTY CLERK/RECORDER/ASSESSOR INFORMATION

MOTION TO EXECUTE AN AGREEMENT WITH THE COUNTY OF SONOMA FOR COMPUTERIZED ACCESS BY CITY STAFF TO PUBLIC INFORMATION MAINTAINED BY THE CLERK/RECORDER/ ASSESSOR'S OFFICE INCLUDING

RECORDED PROPERTY TITLE AND EASEMENT DEEDS, LAND DESCRIPTIONS AND MAPS.

12.2 RESOLUTION - DECLARING WEEDS AND RUBBISH IN THE CITY OF SANTA ROSA A PUBLIC NUISANCE

RESOLUTIO NO. 28235 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DECLARING WEEDS AND RUBBISH UPON OR IN FRONT OF CERTAIN PROPERTIES WITHIN THE CITY OF SANTA ROSA TO BE A PUBLIC NUISANCE AND DIRECTING THE SANTA ROSA FIRE DEPARTMENT TO GIVE NOTICE.

12.3 RESOLUTION - 6TH STREET/STATE ROUTE (SR) 101 FREEWAY MAINTENANCE AGREEMENT WITH CALTRANS

RESOLUTIO NO. 28236 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AND AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND CITY OF SANTA ROSA ENTITLED "FREEWAY MAINTENANCE AGREEMENT WITH CITY OF SANTA ROSA" RELATING TO STATE HIGHWAY ROUTE 101.

12.4 RESOLUTION - SPEED LIMITS ON HOEN FRONTAGE ROAD, HIDDEN VALLEY DRIVE, AND RANGE AVENUE

RESOLUTIO NO. 28237 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SPEED LIMITS ON HOEN FRONTAGE ROAD, HIDDEN VALLEY DRIVE, AND RANGE AVENUE.

12.5 RESOLUTION - QUITCLAIM SEWER EASEMENT ACROSS RINCON VALLEY UNION SCHOOL DISTRICT PROPERTY LOCATED AT 900 YULUPA AVENUE

RESOLUTIO NO. 28238 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE QUITCLAIM OF AN EASEMENT ACROSS THE RINCON VALLEY UNION SCHOOL DISTRICT PROPERTY LOCATED AT 900 YULUPA AVENUE.

13. PUBLIC HEARINGS

13.1 PUBLIC HEARING – FY 2013/14 BUDGET PRIORITIES

BACKGROUND: The City Charter, Section 28(a), provides that the City Council hold a public hearing each year for the purpose of soliciting oral and written comments on budget priorities for the next fiscal year. This hearing has been noticed and scheduled in order to receive public input and to comply with the requirements of the Charter. The budget year to be addressed at this hearing is the 2013/14 fiscal year.

RECOMMENDATION: The City Council should consider written and oral comments presented at the public hearing for future budget deliberations. No action is necessary.

Jean Gill, Budget and Financial Analyst Manager, gave the presentation and reported the online budget comment form had been corrected on the city's website.

PUBLIC HEARING

Mayor Bartley opened the public hearing at 5:43 p.m.

Peter Tscherneff asked for clarification on the term CAFR and spoke on various topics.

Larry Hall spoke on the Visionary Program and Paratransit.

Linda Proulx spoke on the Southeast Greenway Campaign.

Bob Gaiser spoke on the Southeast Greenway Campaign.

Jack Swearngen spoke on tennis courts and local parks improvements.

Justin Mann spoke on park improvements and maintenance.

Doug Millar spoke on general fund revenues.

Jenny Bard spoke on the 2013 Neighborhood Alliance goals.

Gary Helfrich from the Sonoma County Bicycle Coalition spoke on Safe Routes to School and other CIP priorities.

Mayor Bartley closed the public hearing at 6:09 p.m.

No action was taken by the Council.

13.2 PUBLIC HEARING – REQUEST FROM BURBANK HOUSING DEVELOPMENT CORPORATION THAT THE CITY DECLARE ITS INTENTION TO ISSUE TAX-EXEMPT MULTIFAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$4,300,000 TO ASSIST FINANCING THE ACQUISITION AND REHABILITATION OF GRAY’S MEADOWS

THIS ITEM WAS WITHDRAWN BY THE APPLICANT.

14. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

15. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Peter Tscherneff spoke on various topics.

Pat Baskervill spoke on the topic of self evident truth and the homeless population.

Zac Britton spoke on the meaning of government and government transparency.

Doug Millar spoke on various topics.

16. [IF NEEDED] – ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEM(S), RECESS TO CLOSED SESSION(S) IN THE MAYOR’S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS, IF ANY - NONE

17. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Bartley adjourned the meeting at 6:25 p.m. The next regularly scheduled meeting will take place on February 26, 2013, at a time to be set by the Mayor.

Approved on: March 5, 2013

/s/ Stephanie A. Williams, Deputy City Clerk