



# City of Santa Rosa

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

## CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT - FINAL-REVISED AUGUST 8, 2023

**COUNCIL MEMBER CHRIS ROGERS WILL BE PARTICIPATING IN THE MEETING VIA TELECONFERENCE FROM 1704 N. LUMINA AVE. UNIT 6F, WRIGHTSVILLE BEACH, NC 28480. THIS AGENDA SHALL BE POSTED AT THE LOCATION.**

**2:30 P.M. - CLOSED SESSION (VIA IN-PERSON AND ZOOM)**

**3:00 P.M. - BOARD INTERVIEWS (VIA IN-PERSON AND ZOOM)**

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

**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), OR VIA ZOOM WEBINAR BY VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/86876779687](https://srcity-org.zoom.us/j/86876779687), OR BY DIALING 877-853-5257 AND ENTERING 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](mailto: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 completing a Speaker Card or signing up with the Administrator in Council Chamber, 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](mailto:cc-comment@srcity.org) by 5:00 p.m., Monday, August 7. 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, August 7. 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.

## **2:30 P.M. (VIA IN-PERSON AND ZOOM)**

### **1. CALL TO ORDER AND ROLL CALL**

### **2. 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.

#### **\*2.1 CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)**

Agency Designated Representative: Mayor Natalie Rogers  
Unrepresented Employee: City Attorney

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

## **3:00 P.M. (VIA IN-PERSON AND ZOOM)**

### **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 one Tenant Commissioner At-Large vacancy and one Tenant Commissioner Senior vacancy, each to serve a two-year term expiring two years from the date of their appointments.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Notice of Availability of Applications](#)  
[Attachment 2 - Council Policy 000-06](#)  
[Attachment 3 - Housing Authority Resolution 1724](#)

#### **4. STUDY SESSION - NONE.**

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

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

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

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

#### **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**

##### **9.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION**

The City Attorney will report on settlements over \$50,000 through July 2023 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 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**

**11.2.1 Council may vote to make appointments to the following board:**

- Housing Authority - One Tenant Commissioner At-Large

Representative and one Tenant Commissioner Senior Representative, with terms ending two years from the date of appointment.

**11.2.2** Council may vote to make appointments to the following board:

- Board of Building Regulation Appeals - Six vacancies on the board. Incumbents may serve a four-year term expiring December 31, 2026 and new appointments will serve a two-year term expiring December 31, 2024.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Notice of Application Availability](#)  
[Attachment 2 - Council Policy 000-06](#)  
[Attachment 3 - BOBRA City Code](#)

## 12. APPROVAL OF MINUTES

**12.1** July 22, 2023 Special Meeting Minutes.

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

**12.2** July 25, 2023 Regular Meeting Minutes.

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

## 13. CONSENT ITEMS

**13.1** RESOLUTION - APPROVAL OF GRANT OF EASEMENT TO, AND ACCEPTANCE OF QUITCLAIM OF EASEMENT INTERESTS FROM, PG&E AND AT&T, AND SUMMARY VACATION OF A PORTION OF PUBLIC UTILITY EASEMENT ALONG FOUNTAINGROVE PARKWAY

RECOMMENDATION: It is recommended by the Fire Department, Transportation and Public Works Department and Real Estate Services that the Council, by two separate resolutions: 1) approve (a) a grant of easement to Pacific Gas and Electric Company ("PG&E") and Pacific Bell Telephone Company, doing business as AT&T California ("AT&T") over a portion of City owned property located on Fountaingrove Parkway, Santa Rosa, APN 173-670-035 ("Property"), (b) acceptance of quitclaim deeds from PG&E and AT&T with respect to existing utility easements over the Property, and (c) summarily vacating approximately

1,086 square feet of an unused public utility easement; and 2) authorize the Assistant City Manager to execute the Easement Deed, certificates of acceptance with respect to the Quitclaim Deeds and any additional documents necessary to accomplish these actions, subject to approval as to form by the City Attorney, in connection with the Fire Station 5 Resiliency and Relocation Project.

**Attachments:**    [Staff Report](#)  
                              [Resolution 1](#)  
                              [Exhibit A - Easement Deed](#)  
                              [Resolution 2](#)  
                              [Exhibit A - Vacation of Public Utility Easement](#)

**13.2**      RESOLUTION - THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F002334 WITH BELINDA M. FERNANDEZ, DBA STUDIO B (**THIS ITEM WAS CONTINUED FROM THE JULY 11, 2023 REGULAR MEETING**)

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the Third Amendment to Professional Services Agreement Number F002334 with Belinda M. Fernandez, DBA Studio B, to extend visitor focused marketing and brand management services for the Economic Development Division through June 30, 2024, increase compensation in the amount of \$70,000 for a total amount not to exceed \$322,000, and update the original scope of work.

**Attachments:**    [Staff Report](#)  
                              [Resolution](#)  
                              [Exhibit A -Third Amendment to Professional Services Agre](#)

**13.3**      RESOLUTION - FIRST AMENDMENT TO SOFTWARE SUBSCRIPTION SERVICE AGREEMENT F002367 WITH PERMITROCKET SOFTWARE, LLC (DBA "EPERMITHUB")

RECOMMENDATION: It is recommended by the Planning and Economic Development and Information Technology Departments that the Council, by resolution, approve the First Amendment to Software Subscription Service Agreement F002367 with PermitRocket, LLC, dba "ePermitHub," ("First Amendment") for a two-year extension of

electronic plan review software and add an option for additional support and configuration services, for a total amount of \$93,250, and a total cumulative contract amount of \$192,456.66.

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

**13.4** RESOLUTION - RATIFICATION AND AUTHORIZATION OF INCREASED COMPENSATION FOR CONTINUED COOPERATIVE PURCHASE OF COMPUTER AND SERVER EQUIPMENT FROM DELL MARKETING L.P.

RECOMMENDATION: It is recommended by the Information Technology and Finance Departments that the Council, by resolution, authorize the City's continued purchase of computer and server equipment from Dell Marketing L.P. utilizing a cooperative purchase approach under the Minnesota National Association of State Procurement Officials (NASPO) Agreement(s) No. 23004 and associated California Participating Addenda with an increase in compensation in an amount not to exceed \$2,000,000 for a total not-to-exceed amount of \$5,016,358.79, as follows: (1) ratify purchases dating back to August 1, 2022 in an amount not to exceed \$387,452.42; (2) approve and authorize the City Manager, Purchasing Agent or designee to continue to utilize NASPO Agreement(s) No. 23004 and California Participating Addenda No. 7-15-70-34-003 (expires October 31, 2023) and any successor California Participating Addendum in an amount not-to-exceed \$1,612,547.58 for the purchase of such computer and software equipment through June 30, 2025.

**Attachments:** [Staff Report](#)  
[Attachment 1 - NASPO Master Agreement No. 23004](#)  
[Resolution](#)

**13.5** RESOLUTION - APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH SLOAN SAKAI YEUNG & WONG LLP

RECOMMENDATION: It is recommended by the Human Resources Department and City Attorney's Office that Council, by resolution, approve a Professional Services Agreement with Sloan Sakai Yeung &

Wong LLP for specialized labor relations and employment law services in an amount of \$500,000.

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

**13.6 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](#)

**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 - NONE.**

**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 - REPEALING AND REPLACING CHAPTER 11-22 OF THE SANTA ROSA CITY CODE (CAMPING ON PUBLIC STREETS AND PUBLIC PROPERTY) - CAMPING ORDINANCE**

**BACKGROUND:** Chapter 11-22 of the Santa Rosa City Code - Camping on Public Streets and Public Property (Camping Ordinance) was adopted by Council in 1994 and applies to camping on public and private property within the Santa Rosa city limits. The current Camping Ordinance prohibits camping on public property and conflicts with *Martin v. City of Boise (Martin)*, a 2019 decision by the United States Court of Appeals for the Ninth Circuit that prohibits cities from criminally enforcing camping restrictions on public property if they do not have enough shelter beds available for the homeless population. The update to the Camping Ordinance will eliminate the City's current blanket ban on camping on public property and establish camping standards that are protective of the public health and safety of all Santa Rosa residents.

**RECOMMENDATION:** It is recommended by the Housing and Community Services Department that Council introduce an ordinance repealing and replacing Chapter 11-22 of the Santa Rosa City Code (Camping on Public Streets and Public Property) to: 1) eliminate a blanket ban on camping on public property to align with *Martin v. City of Boise*, a 2019 decision by the United States Court of Appeals for the Ninth Circuit; and 2) establish standards for camping on public or private property that protect the health and safety of the community.

**Attachments:** [Staff Report](#)  
[Ordinance](#)  
[Presentation](#)  
[Public Hearing Notice](#)  
[Late Correspondence \(Uploaded 08-08-2023\)](#)

**16.2 PUBLIC HEARING - RESOLUTION AUTHORIZING A GRANT APPLICATION FOR FTA SECTION 5310 FUNDS FOR PURCHASE OF REPLACEMENT ADA PARATRANSIT VEHICLES**

**BACKGROUND:** This FTA Section 5310 Grant Application for Americans With Disabilities Act (ADA) Accessible Vehicles is for the acquisition of replacement paratransit vehicles that have reached their useful life expectancy. The California Department of Transportation (Caltrans) requires that public agencies hold a public hearing to allow

local non-profits to comment on both their ability to provide ADA complementary paratransit service and the City's interest in submitting a Section 5310 - Enhanced Mobility of Seniors and Individuals with Disabilities Program grant application.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council: 1) hold a public hearing to receive public comment and to determine whether any private non-profit is readily available to provide paratransit services within the City; and 2) by resolution, authorize the City Manager or designee to execute and file a grant application with the California Department of Transportation under Federal Transit Act Section 5310 - Enhanced Mobility of Seniors and Individuals with Disabilities Program to purchase replacement ADA Paratransit cutaway vehicles.

**Attachments:** [Staff Report](#)  
[Resolution](#)  
[Presentation](#)  
[Public Hearing Notice](#)

**\*\*16.3** PUBLIC HEARING - 1650 W STEELE LANE APARTMENTS APPEAL

BACKGROUND: On January 25, 2023, the Zoning Administrator approved the 1650 W Steele Lane Apartments Project (the Project), which proposes to construct a 36-unit multifamily residential development located at 1650 W Steele Lane. The project included three Planning approvals including an Addendum to a previously certified EIR, a Minor Conditional Use Permit, and Minor Design Review. On February 6, 2023, an appeal of that action was received, which requires City Council review and action. On May 23rd, 2023, the Council elected to continue the item to a date uncertain.

RECOMMENDATION: It is recommended by the Zoning Administrator and the Planning and Economic Development Department that the Council, by three resolutions, deny the appeal and uphold the decision of the Zoning Administrator to 1) adopt an Addendum to the certified North Santa Rosa Station Area Specific Plan Environmental Impact Report, 2) approve a Minor Conditional Use Permit, and 3) approve Minor Design Review for the 1650 W Steele Lane Apartments Project

located at 1650 W Steele Lane.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Disclosure Form](#)  
[Attachment 2 - Conditional Use Permit Narrative](#)  
[Attachment 3 - Density Bonus Project Narrative and Cost F](#)  
[Attachment 4 - Zoning Administrator Plan Set](#)  
[Attachment 5 - Addendum to North Santa Rosa Station Are](#)  
[Attachment 6 - Civil Submittal](#)  
[Attachment 7 - Consideration of Design Review Board's Co](#)  
[Attachment 8 - Climate Action Plan Checklist](#)  
[Attachment 9 - Traffic Study and Parking Program Descript](#)  
[Attachment 10 - Public Comments received prior to July 25](#)  
[Attachment 11 - Applicant's Attorney Presentation](#)  
[Attachment 12 - Appeal Application - Charles M Shulz Crea](#)  
[Attachment 13 - Appellant Presentation](#)  
[Attachment 14 - City Council Plan Set](#)  
[Attachment 15 - Applicant's Attorney Memo](#)  
[Attachment 16 - Zoning Administrator Resolution No. ZA-2](#)  
[Attachment 17 - Zoning Administrator Resolution No. ZA-2](#)  
[Attachment 18 - Birds Eye View with Rendering](#)  
[Attachment 19 - HCD Letter of Support and Technical Assi](#)  
[Attachment 20 - Appellant Disclosure](#)  
[Resolution 1 - Addendum to the North Santa Rosa Station](#)  
[Exhibit A](#)  
[Resolution 2 - Minor Conditional Use Permit](#)  
[Resolution 3 - Minor Design Review](#)  
[Exhibit A](#)  
[Presentation](#)  
[Public Hearing Notice](#)  
[Location Map](#)  
[Attachment 19 \(Revised\) - HCD Letter of Support and Tech](#)  
[Late Correspondence \(Uploaded 08-08-2023\)](#)

## 17. WRITTEN COMMUNICATIONS

- 17.1 NOTICE OF FINAL MAP - Schellinger-Burbank Subdivision - Provided for information.

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

- 17.2 STATE LEGISLATIVE UPDATE:

- Support for AB 1657 (Wicks) -- The Affordable Housing Bond Act of 2024. Provided for information.

**Attachments:** [State Legislative Memo](#)  
[Bill Text - AB-1657 The Affordable Housing Bond Act of 20](#)  
[AB-1657 Letter of Support](#)

## 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, ex-parte communication disclosure is required.**

**City Council**

**- FINAL-REVISED**

**AUGUST 8, 2023**

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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](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.*