



City of Santa Rosa

City Hall
100 Santa Rosa Avenue
Santa Rosa, CA 95404

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT JULY 26, 2016

4:00 P.M. - REGULAR SESSION (COUNCIL CHAMBER)

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.

Comments from the public on non-agenda items will be heard under Agenda Items 12 and 16. 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. The first public comment period on non-agenda items (Agenda Item 12) will begin no earlier than 5:00 p.m. and will be limited to ten 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 16.

To address the Council you are requested to complete a yellow Speaker Card and give it to the City Clerk. If you are unable to or do not wish to wait for the public comment portion of the agenda, you are encouraged to contact the Council or City Clerk directly by submitting your comments to 100 Santa Rosa Avenue, Room 10, Santa Rosa 95404 or cityclerk@srcity.org.

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

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.

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.

3. STUDY SESSION - NONE

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

4. REPORT, IF ANY, ON STUDY AND CLOSED SESSIONS - NONE

5. PROCLAMATIONS/PRESENTATIONS - NONE

6. 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.

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

7.1 QUARTERLY REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 within the second quarter of 2016 (04/01/2016 - 06/30/2016) as well as provide a summary of pending litigation against the City.

[Attachments](#) [Memorandum](#)
[Exhibits](#)

8. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

9. MAYOR'S/COUNCILMEMBERS' REPORTS

9.1 MAYOR'S/COUNCILMEMBERS' SUBCOMMITTEE AND LIAISON REPORTS (AND POSSIBLE COUNCIL DIRECTION TO BOARD REPRESENTATIVE ON PENDING ISSUES, IF NEEDED)

9.1.1 Council Subcommittee Reports

9.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA)

9.1.3 Sonoma County Water Agency (SCWA) - Water Advisory Committee

9.1.4 Association of Bay Area Governments (ABAG)

9.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

9.1.6 Sonoma Clean Power Authority (SCPA)

9.1.7 Sonoma County Waste Management Agency (SCWMA)

9.1.8 Other

10. APPROVAL OF MINUTES - NONE

11. CONSENT ITEMS

- 11.1 MOTION - REQUEST AUTHORIZATION TO SUBMIT GRANT APPLICATION FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) CYCLE 8 GRANT**

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, authorize the Director of Transportation and Public Works to submit a grant application to the State of California for the Highway Safety Improvement Program Cycle 8 in the amount of \$994,400 to install Flashing Yellow Turn Arrow signals throughout the city.

Attachments [Staff Report Attachment Presentation](#)

- 11.2 RESOLUTION - CITY OF SANTA ROSA AND OAKMONT VILLAGE ASSOCIATION AGREEMENT**

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve an agreement with the Oakmont Village Association for Santa Rosa CityBus to provide a deviated fixed route bus service for the Oakmont community,

and authorize the City Manager to execute the agreement.

Attachments [Staff Report](#)
[Attachment 1 - Agreement](#)
[Resolution](#)
[Exhibit A - Agreement](#)
[Presentation](#)

11.3 RESOLUTION - ACCEPTANCE OF THE 2016 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

RECOMMENDATION: It is recommended by the Police Department that the Council, by resolution, authorize the City Manager to accept the 2016 Edward Byrne Memorial Justice Assistance Grant in the amount of \$48,367.

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

11.4 ORDINANCE ADOPTION - AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA REQUIRING JUST CAUSE FOR TENANT EVICTIONS IN THE CITY OF SANTA ROSA

RECOMMENDATION: This ordinance, introduced at the July 19, 2016, Regular Meeting by a 4-2-0-1 vote (Vice Mayor Schwedhelm, Council Member Olivares voting no; Mayor Sawyer absent/recused), would require just cause for evictions in the City of Santa Rosa.

Attachments [Ordinance - Non Urgency](#)

12. 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 ten 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 16.

13. REPORT ITEMS

13.1 REPORT - 2016 CERTIFICATES OF PARTICIPATION (COURTHOUSE SQUARE PROJECT AND 2007 LEASE REFINANCING)

BACKGROUND: The Finance Department requires approval of the documents affiliated with the 2016 Certificates of Participation (Courthouse Square Project and 2007 Lease Refinancing), subject to the completion of each document once certain facts are known (e.g., the identity of leased asset; interest rates and principal amounts determined at the time of the bond sale). The resolution authorizes the Finance Department to execute and deliver the documents with such changes, insertions and omissions as it deems necessary. The proposed resolution would also rescind temporary appropriations of \$4,533,752 previously authorized with Resolution No. 27882.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve the forms of the Preliminary Official Statement which includes as an exhibit the Continuing Disclosure Certificate, Site and Facilities Lease, Lease Agreement, Trust Agreement, Escrow Deposit and Trust Agreement and Certificate Purchase Agreement in connection with the execution and delivery of 2016 Certificates of Participation (Courthouse Square Project and 2007 Lease Refinancing) (the "2016 COPs") in order to (1) finance a portion of the costs of the Courthouse Square Reunification Project costs, (2) refinance the City's outstanding Certificates of Participation (Building Acquisition Project) (the "2007 COPs") for debt service savings, (3) approve the appointment of bond counsel/disclosure counsel and financial advisor for this financing, (4) rescind appropriation of \$4,533,752 from the General Fund unassigned fund balance as authorized in Resolution No. 27882, (5) appropriate \$4,200,000 from debt proceeds into the Courthouse Square Reunification Project, and (6) direct repayment of any funds already expended as authorized under Resolution No. 28790.

Attachments [Staff Report](#)

[Attachment 1](#)

[Attachment 2](#)

[Attachment 3](#)

[Attachment 4](#)

[Attachment 5](#)

[Attachment 6](#)

[Presentation PDF](#)

[Resolution](#)

- 13.2** REPORT - APPROVAL OF MEMORANDA OF UNDERSTANDING - UNIT 2 - FIREFIGHTING REPRESENTED BY THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (IAFF) LOCAL 1401, UNIT 3 - MAINTENANCE REPRESENTED BY OPERATING ENGINEERS LOCAL 3, UNIT 8 - TRANSIT REPRESENTED BY SEIU LOCAL 1021, UNIT 9 - FIRE SAFETY MANAGEMENT REPRESENTED BY THE SANTA ROSA POLICE MANAGEMENT ASSOCIATION, UNIT 13 - MECHANICS REPRESENTED BY OPERATING ENGINEERS LOCAL 3, UNIT 14 - POLICE CIVILIAN TECHNICAL REPRESENTED BY SEIU LOCAL 1021, UNIT 16 - UTILITY SYSTEMS OPERATORS REPRESENTED BY OPERATING ENGINEERS LOCAL 3, UNIT 17 - PROFESSIONAL ATTORNEYS REPRESENTED BY THE SANTA ROSA CITY ATTORNEYS ASSOCIATION, AND UNIT 18 - MISCELLANEOUS MID-MANAGEMENT REPRESENTED BY THE SANTA ROSA MANAGEMENT ASSOCIATION

BACKGROUND: The City's representatives and representatives of the nine subject City bargaining units have met and conferred concerning successor Memoranda of Understanding and have agreed on 12 month contracts. The significant change to the new agreements is a 2.5% increase to salary for all employees in the nine units.

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, approve the Memoranda of Understanding for agreements for and on behalf of the employees in City Bargaining Units 2, 3, 8, 9, 13, 14, 16, 17 and 18, effective July 1, 2016 to June 30, 2017.

Attachments [Staff Report](#)

[Attachment Unit 2 MOU redline](#)

[Attachment Unit 3 MOU redline](#)

[Attachment Unit 8 MOU redline](#)

[Attachment Unit 9 MOU redline](#)

[Attachment Unit 13 MOU redline](#)

[Attachment Unit 14 MOU redline](#)

[Attachment Unit 16 MOU redline](#)

[Attachment Unit 17 MOU redline](#)

[Attachment Unit 18 MOU redline](#)

[Resolution Unit 2](#)

[Exhibit Unit 2 MOU final draft](#)

[Resolution Unit 3](#)

[Exhibit Unit 3 MOU final draft](#)

[Resolution Unit 8](#)

[Exhibit Unit 8 MOU final draft](#)

[Resolution Unit 9](#)

[Exhibit Unit 9 MOU final draft](#)

[Resolution Unit 13](#)

[Exhibit Unit 13 MOU final draft](#)

[Resolution Unit 14](#)

[Exhibit Unit 14 MOU final draft](#)

[Resolution Unit 16](#)

[Exhibit Unit 16 MOU final draft](#)

[Resolution Unit 17](#)

[Exhibit Unit 17 MOU final draft](#)

[Resolution Unit 18](#)

[Exhibit Unit 18 MOU final draft](#)

[Presentation](#)

- 13.3** REPORT - APPROVING WAGES, HOURS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 10 - EXECUTIVE

MANAGEMENT

BACKGROUND: City staff have traditionally provided terms equitable to other bargaining units to unrepresented Unit 10. This new document maintains that tradition. The significant change to the new document is a 2.5% increase to salary for all employees in the unit.

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, approve the Wages, Hours and Other Terms and Conditions of Employment for and on behalf of, the employees in the City's Bargaining Unit 10 -Executive Management, effective July 1, 2016 to June 30, 2017.

Attachments [Staff Report](#)
[Attachment](#)
[Resolution](#)
[Exhibit](#)
[Presentation](#)

13.4 REPORT - APPROVING WAGES, HOURS AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 11 -MIDDLE MANAGEMENT AND UNIT 12 - CONFIDENTIAL

BACKGROUND: City staff have traditionally provided terms equitable to other bargaining units to the unrepresented Unit 11 and Unit 12. This new document maintains that tradition. The significant change to the new document is a 2.5% increase to salary for all employees in the unit.

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, approve the Wages, Hours and Other Terms and Conditions of Employment for and on behalf of, the employees in the City's Bargaining Unit 11 -Middle Management and Unit 12 - Confidential, effective July 1, 2016 to June 30, 2017.

Attachments [Staff Report](#)
[Attachment](#)
[Resolution](#)
[Exhibit](#)
[Presentation](#)

13.5 REPORT - AMENDMENT TO ANTI-HARASSMENT,
ANTI-DISCRIMINATION AND ANTI-RETALIATION COUNCIL POLICY
700-03

BACKGROUND: In November 2014, Human Resources Staff met and conferred with the bargaining units as required by MMBA (Government Code §§ 3500 et seq.) One slight modification was suggested and accepted regarding employee responsibilities.

In January 2015, the draft Policy was finalized, capturing additional changes in the law that expanded the definition of “protected persons” to include City volunteers and unpaid City interns; and to reflect a change in reporting procedures if a Council member is involved in a complaint by an employee. The complaint will now be referred to the City Manager for further action.

RECOMMENDATION: It is recommended by the Human Resources Department that the Council, by resolution, adopt the revised Anti-Harassment, Anti-Discrimination and Anti-Retaliation Policy.

Attachments [Staff Report](#)
[Attachment](#)
[Resolution](#)
[Exhibit A](#)
[Presentation](#)

13.6 REPORT - EMERGENCY DECLARATIONS CONCERNING
HOMELESSNESS

BACKGROUND: On July 19, 2016, staff presented to Council three options for emergency declarations concerning homelessness, including declaration of shelter crisis, declaration of local emergency, and request for gubernatorial state of emergency proclamation, and sought direction regarding Council’s interest in pursuing these options. Council made a

motion to direct staff to take the appropriate steps to declare a homelessness emergency utilizing the three options outlined by staff. Staff has prepared the appropriate declarations and a letter to the Governor for Council consideration.

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council formally recognize a homelessness emergency through the following 1) adopt a resolution declaring a shelter crisis within Santa Rosa; 2) adopt a resolution declaring a local homeless emergency within Santa Rosa; and 3) by motion, direct the Mayor to submit a letter requesting for a gubernatorial state of emergency proclamation.

Attachments [Staff Report](#)
[Attachment 1](#)
[Resolution - Declaration of Shelter Crisis](#)
[Resolution - Declaration of Local Homeless Emergency](#)

14. PUBLIC HEARINGS - NONE

Public Hearing matters will begin no earlier than 5:00 p.m. or as soon thereafter as the matters are reached on the agenda.

15. WRITTEN COMMUNICATIONS - NONE

16. 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. Each speaker will be allowed three minutes.

17. ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS [IF NEEDED]

18. ADJOURNMENT OF MEETING

19. UPCOMING MEETINGS

This schedule is tentative and subject to change pending final publication and posting of the City Council Meeting Agenda.

19.1 UPCOMING MEETINGS LIST

Attachments [List](#)

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

****Quasi-judicial or adjudicative action.**



The City of Santa Rosa does not discriminate on the basis of disability in the admissions or access to, or treatment of or employment in, its programs or activities. Disability-related aids or services, including printed information in alternate formats, to enable persons with disabilities to participate in public meetings are available by contacting the City Clerk's Office at 543-3015 or cityclerk@srcity.org 48 hours prior to the meeting. TDD 543-3063

Meeting information can also be accessed via the internet at <http://srcity.org>