



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT APRIL 9, 2019

12:30 P.M. - CLOSED SESSION (MAYOR'S CONFERENCE ROOM)

2:30 P.M. - STUDY SESSION (COUNCIL CHAMBER)

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

COUNCIL MAY RECESS DURING THE EVENING FOR A DINNER BREAK

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.

Comments from the public on non-agenda items will be heard under Agenda Items 13 and 17. 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 13) 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 17.

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.

12:30 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

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 Representatives: Gloria Hurtado, Deputy City Manager, Jon Holtzman of Renne Public Law Group, Amy Reeve, Human Resources Director, Jeremia Mills, Employee Relations Manager, Hank Schreeder, Police Chief, and Chuck McBride, Chief Financial Officer.

Employee Organizations: Santa Rosa Police Officers Association (Employee Unit 5); Public Safety Management Association (Employee Unit 9).

2.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: one potential case.

2.3 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: one potential case.

RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION IN THE COUNCIL CHAMBER

2:30 P.M. (CITY COUNCIL CHAMBER)

3. STUDY SESSION

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

**3.1 REVIEW OF FISCAL YEAR 2019-20 GENERAL FUND BUDGET
CONDITION**

It is recommended by the Finance Department that the City Council hold a Study Session to provide an opportunity for the City Council to receive information and ask questions relative to the condition of the Fiscal Year (FY) 2019-20 General Fund budget. No action is necessary.

Attachments: [Staff Report](#)
[Presentation](#)
[Presentation - REVISED \(Uploaded 4/9/2019\)](#)

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

4. ANNOUNCEMENT OF ROLL CALL

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

6. PROCLAMATIONS/PRESENTATIONS - NONE

7. 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.

7.1 FIRE RECOVERY AND REBUILD UPDATE

This will be a standing item on the agenda. No action will be taken except for possible direction to staff.

7.2 2019 EARTH DAY ONSTAGE FESTIVAL

Water Department staff will provide information on Santa Rosa's 10th annual Earth Day OnStage event, which will take place on Saturday, April 27, from 12:00 - 4:00 p.m., at Courthouse Square. Staff will provide an overview of the event and information on the activities that will take place.

Attachments: [Presentation](#)

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

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

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

10.1.1 Council Subcommittee Reports

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

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

10.1.4 Association of Bay Area Governments (ABAG)

10.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

10.1.6 Sonoma Clean Power Authority (SCPA)

10.1.7 Sonoma County Waste Management Agency (SCWMA)

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Homeless System of Care (HSC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Other

11. APPROVAL OF MINUTES - NONE

12. CONSENT ITEMS

- 12.1 RESOLUTION - SECOND AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001393 WITH SMOTHERS PARTS INTERNATIONAL, INC.**

RECOMMENDATION: It is recommended by the Finance and Transportation and Public Works Departments that the Council, by Resolution, approve the Second Amendment to General Services Agreement Number F001393 with Smothers Parts International, Inc., Santa Rosa, California, extending the term of the Agreement for one year and increasing compensation by \$253,009, for a total cumulative amount not to exceed \$651,073.47. Funds for this expense are included in the Fiscal Year 2018-19 proposed budget within the Transportation and Public Works Department. As a regular operating expenditure, the parts are expected to be included in subsequent years' budget proposals when presented to the City Council.

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

12.2 MOTION - CONTRACT AWARD - COOPER DRIVE SLOPE STABILIZATION AND DRAINAGE IMPROVEMENTS

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C01133, Cooper Drive Slope Stabilization and Drainage Improvements, in the amount of \$543,170.00 to the lowest responsive bidder, Rege Construction, Inc. of Cloverdale, CA, approve a 15% contract contingency, and authorize a total contract amount of \$624,645.50 The source of funds is the Capital Improvement Fund. No City General Fund money is included in this project.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Attachment 2](#)
[Presentation](#)

12.3 RESOLUTION - ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 SENATE BILL 1 (SB1) TRANSPORTATION FUNDING FISCAL YEAR (FY) 2019/2020 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 Sonoma Avenue Pavement Rehabilitation - Bobelaine Drive to E Street Project to the California Transportation Commission for Fiscal Year 2019/2020 apportionment of Senate Bill 1 Road Maintenance and Rehabilitation Account funding in the amount of \$2,834,676.

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

12.4 RESOLUTION - TRANSPORTATION DEVELOPMENT ACT (TDA)
ARTICLE 3 GRANT APPLICATION FOR FISCAL YEAR 2019/2020

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by Resolution: 1) request that the Metropolitan Transportation Commission allocate \$612,091 from Fiscal Year 2019/2020 Transportation Development Act Article 3 funds; 2) authorize the Director of Transportation and Public Works to file the application and other required documents to install bicycle and pedestrian enhancements on Santa Rosa Avenue between Sonoma Avenue and Maple Avenue; and, 3) authorize the Chief Financial Officer to increase appropriations in JL Key 17474 by \$612,091 of Transportation Development Act Article 3 funds for the project.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Resolution](#)
[Exhibit A](#)
[Exhibit B](#)
[Presentation](#)

12.5 RESOLUTION - PROFESSIONAL SERVICES AGREEMENT WITH
MCCAIN, INC. FOR ADVANCED TRAFFIC MANAGEMENT SYSTEM

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by Resolution, approve a Professional Services Agreement with McCain, Inc., for a traffic signal controller management system, in an amount not to exceed \$169,354.

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

- 12.6** RESOLUTION - ADOPTION OF MEMORANDUM OF UNDERSTANDING, UNIT 2 - FIREFIGHTING, REPRESENTED BY THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (IAFF), LOCAL 1401 EFFECTIVE JULY 1, 2017 THROUGH JUNE 30, 2020

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, adopt the Memorandum of Understanding for an agreement for, and on behalf of, the employees in the City's Bargaining Unit 2 - Firefighting, represented by the IAFF Local 1401, and effective July 1, 2017 to June 30, 2020.

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

- 12.7** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE, SECTIONS 20-50.040, 20-50.050, 20-52.030 AND 20-66.020 TO MODIFY PUBLIC NOTICING REQUIREMENTS - FILE NUMBER REZ19-001

RECOMMENDATION: This ordinance, introduced at the April 2, 2019 Regular Meeting by a (5-0-3) vote, amending Title 20 of the Santa Rosa City Code, sections 20-50.040, 20-50.050, 20-52.030 and 20-66.020 to modify public noticing requirements - file number rez19-001.

Attachments: [Ordinance](#)

13. 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 17.

14. REPORT ITEMS - NONE.

15. 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.

- 15.1** PUBLIC HEARING - APPEAL OF PLANNING COMMISSION DECISION TO APPROVE A CONDITIONAL USE PERMIT FOR FOX DEN INC, A CANNABIS RETAIL AND DELIVERY BUSINESS IN AN EXISTING BUILDING LOCATED AT 4036 MONTGOMERY AVE, UNIT B, SANTA ROSA, CA; ASSESSOR'S PARCEL NUMBER 013-284-012; FILE NO. CUP18-076.

BACKGROUND: On January 24, 2019, the Planning Commission approved a Conditional Use Permit for a cannabis retail dispensary and delivery for medicinal and adult use in an existing 1,773 square foot building located at 4036 Montgomery Ave, Unit B. On February 1, 2019, the Kiwi Preschool and Childcare filed an appeal of the Planning Commission's action. The grounds for the appeal are that the cannabis dispensary is an incompatible use with the Kiwi Preschool and Childcare located on the adjoining property behind the dispensary, traffic safety concerns, and that the dispensary will be detrimental to the welfare of Kiwi Preschool and Childcare.

RECOMMENDATION: The Planning Commission recommends that Council, by resolution, deny the appeal and approve a Conditional Use Permit for the proposed cannabis retail dispensary and delivery for medicinal and adult use located at 4036 Montgomery Ave, Unit B, Santa Rosa, Ca; Assessor's Parcel Number 013-284-012; File No. CUP18-076.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Attachment 2](#)
[Attachment 3](#)
[Attachment 3b](#)
[Attachment 4](#)
[Attachment 5](#)
[Attachment 6](#)
[Attachment 7](#)
[Attachment 8](#)
[Attachment 9](#)
[Attachment 10](#)
[Attachment 11](#)
[Resolution](#)
[Presentation](#)
[Presentation - REVISED \(Uploaded 4/9/2019\).pdf](#)
[Appellant Correspondence \(Uploaded 4/8/2019\)](#)
[Applicant Correspondence \(Uploaded 4/8/2019\)](#)
[Public Correspondence \(Uploaded 4/8/2019\)](#)

16. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION) - NONE.

16.1 FINAL MAP - Auberge Du Soleil II - Provided for Information

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

17. 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.

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

19. ADJOURNMENT OF MEETING

20. UPCOMING MEETINGS

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

20.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List.pdf](#)

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

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

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. Requests should be submitted as far in advance as possible, but no later than two business days before the scheduled 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.