



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT DECEMBER 1, 2020

3:30 P.M. - CLOSED SESSION (VIDEO CONFERENCE)

4:00 P.M. - REGULAR SESSION (VIDEO CONFERENCE)

DUE TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE COUNTY OF SONOMA TO SHELTER IN PLACE TO MINIMIZE THE SPREAD OF COVID-19, THE CITY COUNCIL MEMBERS WILL BE PARTICIPATING VIA ZOOM WEBINAR.

MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/91775475227](https://srcity-org.zoom.us/j/91775475227) OR BY DIALING 877-853-5257 AND ENTER WEBINAR ID: 917 7547 5227

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 or submitted by 5:00 pm, the Monday before the City Council Meeting via e-mail at cc-comment@srcity.org, recorded voice message at 707-543-3005 or through the eComment feature at <https://santa-rosa.legistar.com>.

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:

Live Public Comment: The public accessing the meeting through the Zoom link or dial-in will be able to provide public comment on agenda items at the time an Agenda Item is discussed during the City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

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, November 16. 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. Please limit your e-mail to approximately 400 words (which is a speaking rate of 133 words per minute).

eComment: To submit an eComment, go to <https://santa-rosa.legistar.com> and click the eComment link near the agenda link. eComment period will close at 5:00 p.m., Monday November 30.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 5:00 p.m., Monday, November 30. State your name, the Agenda Item Number(s) on which you wish to comment, and your comment.

E-mail and eComment 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. Comments from the public on non-agenda items, are regularly heard under both Agenda Items 13 (first ten speakers) and 17 (any additional speakers wishing to speak on non-agenda items).

3:30 P.M. (VIDEO CONFERENCE)

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 LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: one potential case, related to claims filed by Terracon in connection with C02081 - Post Ct and Simpson PI Sewer Replacements

RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION VIA ZOOM.

3. 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. (VIDEO CONFERENCE)

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 COMMUNITY EMPOWERMENT PLAN UPDATE

This will be a standing item on the agenda. No action will be taken

except for possible direction to staff.

7.2 COVID-19 RESPONSE UPDATE

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

7.3 GLASS FIRE RECOVERY UPDATE

Staff will provide an update on the Glass Fire Recovery. No action will be taken except for possible direction to staff.

7.4 TUBBS FIRE RECOVERY UPDATE

Staff will provide an update on the Tubbs Fire Recovery. No action will be taken except for possible direction to staff.

Attachments: [Presentation \(Uploaded 12-01-2020\)](#)

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 Zero Waste Sonoma (formerly known as Sonoma County Waste Management Agency (SCWMA))

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Home Sonoma County (HSC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES - NONE.

12. CONSENT ITEMS

12.1 RESOLUTION - PROFESSIONAL SERVICES AGREEMENT WITH AECOM TECHNICAL, INC. FOR CITY FACILITY ENERGY AUDIT AND MICROGRID STUDY

RECOMMENDATION: It is recommended by the Department of Transportation and Public Works, that the Council, by resolution, approve a Professional Services Agreement with AECOM Technical Services, Inc. of Los Angeles, California, to conduct a City Facility Microgrid Study and Energy Audit for City owned structures and property, in the amount of \$254,090 and appropriate the funding for the contract from the General Fund unassigned reserves.

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

12.2 RESOLUTION - AUTHORIZING SUBMITTAL OF SUBSTANTIAL CARES ACT AMENDMENT NO. 2 TO FISCAL YEAR 2019/2020 ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND ACCEPTANCE AND APPROPRIATION OF \$1,281,401 ALLOCATED TO THE CITY OF SANTA ROSA UNDER THE THIRD ROUND OF CORONAVIRUS AID, RELIEF, AND

ECONOMIC SECURITY ACT (CARES ACT) COMMUNITY DEVELOPMENT BLOCK GRANT - CDBG-CV3

RECOMMENDATION: It is recommended by the Housing & Community Services Department that the Council, by resolution: (1) approve and authorize submittal of Substantial CARES Act Amendment No. 2 to the Fiscal Year 2019/2020 Action Plan to the U.S. Department of Housing and Urban Development's (HUD) to utilize \$1,281,401 in Coronavirus Aid, Relief, and Economic Security Act (CARES Act) Community Development Block Grant - Coronavirus (CDBG-CV3) funds for rental assistance/housing instability in response to COVID-19; and (2) authorize the City Manager to execute all amendments to the City's federal funding agreements for CDBG-CV3 along with any additional documents required by HUD to implement the CARES Act funding.

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

12.3 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA INCREASING THE COMPENSATION OF THE CITY MANAGER BY PROVIDING, EFFECTIVE JULY 7, 2019, (1) A 2.5% COST OF LIVING SALARY ADJUSTMENT AND (2) AN INCREASE TO CONTRIBUTION BY THE CITY FOR THE 2019-2020 FISCAL YEAR EQUAL TO 0.25% OF BASE WAGE TO THE CITY MANAGER'S RETIREE HEALTH SAVINGS PLAN, FOR A TOTAL CONTRIBUTION OF 0.75% OF BASE WAGE

RECOMMENDATION: This ordinance, introduced at the November 17, 2020, Regular Meeting by a (7-0-0) vote, increases the compensation of the City Manager by providing, effective July 7, 2019, (1) a 2.5% cost of living salary adjustment, and (2) increases in contribution by the City for Fiscal Year 2019-2020 in an amount equal to 0.25% of base wage to the City Manager's Retiree Health Savings Plan, for a total contribution of 0.75% of base wage.

Attachments: [Ordinance](#)

12.4 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE TO IMPLEMENT THE DOWNTOWN STATION AREA SPECIFIC PLAN - FILE NUMBER REZ20-008

RECOMMENDATION: This ordinance, introduced at the November 17, 2020, Regular Meeting by a (7-0-0) vote, amends Title 20 of the Santa Rosa City Code to implement the Downtown Station Area Specific Plan - File Number REZ20-008.

Attachments: [Ordinance Redlined \(11.17.2020\)](#)
[Ordinance](#)

12.5 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - RECLASSIFICATION OF 888 PROPERTIES LOCATED WITHIN THE BOUNDARIES OF THE DOWNTOWN STATION AREA SPECIFIC PLAN - FILE NUMBER REZ20-008

RECOMMENDATION: This ordinance, introduced at the November 17, 2020, Regular Meeting by a (7-0-0) vote, amends Title 20 of the Santa Rosa City Code to reclassify 888 properties located within the boundaries of the Downtown Area Specific Plan - File Number REZ20-008.

Attachments: [Ordinance](#)

12.6 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE TO EXTEND AND MODIFY CHAPTER 20-16, RESILIENT CITY DEVELOPMENT MEASURES, FILE NUMBER REZ20-007

RECOMMENDATION: This ordinance, introduced at the November 17, 2020, Regular Meeting by a (6-0-0-1) vote (Council Member Tibbetts recused/abstained), amends Title 20 of the Santa Rosa City Code to extend and modify Chapter 20-16, Resilient City Development Measures, to address housing needs and economic development within the City following community emergency events including fires and the

COVID-19 pandemic.

Attachments: [Ordinance](#)

- 12.7** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING PLANNED DEVELOPMENT (PD) 403 POLICY STATEMENT TO INCLUDE “COFFEE SHOP - COUNTER ORDERING” TO THE LIST OF CONDITIONALLY PERMITTED USES AT THE PARCEL LOCATED AT 4620 HIGHWAY 12 IN ORDER TO SUPPORT THE OPERATION OF A COFFEE SHOP WITH ACCESSORY DRIVE-THROUGH SERVICE AND EXTENDED HOURS OF OPERATION - APN 032-190-029 - FILE NUMBER: PRJ20 006

RECOMMENDATION: This ordinance, introduced at the November 17, 2020, Regular Meeting by a (4-3-0) vote (Council Members Olivares and Rogers, and Vice Mayor Fleming voted no), amends Policy Statement for Planned Development 403 to include “Coffee Shop - Counter Ordering” to the list of conditionally approved uses at “Parcel B”, also identified as Sonoma County Assessor’s Parcel Number 032-190-029, to support the operation of a coffee shop with accessory drive-through and extended hours of operation.

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 is normally limited to ten speakers selected randomly by the Mayor. For this meeting, e-mail and eComment 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.

Voice message recorded public comments received for non-agenda items may be played under Agenda Item 13 or at Item 17. Recorded public comments are limited to 3 minutes to mirror in-person meeting protocols.

14. REPORT ITEMS

14.1 REPORT - ORDINANCE INTRODUCTION - OPEN GOVERNMENT ORDINANCE

BACKGROUND: In 2014, then Mayor Scott Bartley convened the Mayor's Open Government Task Force to study and make recommendations to improve openness and transparency in Santa Rosa municipal government. The Task Force presented its report in December 2014. Among its recommendations was the adoption of a "Sunshine Ordinance" that would support transparency and open government through local policies that would strengthen the minimum requirements of state law.

The Sunshine Ordinance now proposed is the result of a lengthy series of meetings of the Council's Open Government Task Force Implementation Subcommittee. Those meetings provided an extensive opportunity for public participation. Among other provisions, the proposed Sunshine Ordinance would require: (1) posting of the Council's preliminary agenda twelve business days prior to any regularly-scheduled Council meeting; (2) posting of supporting documents on a rolling basis, as those documents become available; (3) posting of the Council's final agenda four business days prior to any regularly-scheduled Council meeting; (4) expansion of the contents of City Council agendas; (5) all Council agendas to be provided in English and Spanish and all Council meetings to include Spanish translation; (6) management of Council meetings to facilitate public participation; (7) enhanced procedures for the processing of public records requests and an administrative appeal process for requests not granted; (8) website posting of specified data generated by City departments; and (9) preparation of a Citizens Guidebook to support and encourage public participation.

RECOMMENDATION: It is recommended by the Open Government Task Force Implementation Subcommittee that the Council introduce an Open Government Ordinance to improve openness and transparency in Santa Rosa municipal government through the establishment of new local standards to supplement the provisions of the Ralph M. Brown Act and the Public Records Act.

Attachments: [Staff Report](#)
[Ordinance](#)
[Presentation](#)
[REVISED Presentation \(Uploaded 12-01-2020\)](#)

15. 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.

16. WRITTEN COMMUNICATIONS

- 16.1 NOTICE OF FINAL MAP - MARLOW COMMONS. Provided for information.

Attachments: [Notice of Submittal](#)
[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](#)

*Did not appear on the preliminary agenda.

**Quasi-judicial or adjudicative action.

City Council

DECEMBER 1, 2020

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.