



**City Council
Regular Meeting Minutes - Draft**

Tuesday, September 4, 2018

2:30 PM

1. INTERVIEWS FOR BOARDS, COMMISSIONS AND COMMITTEES

1.1 INTERVIEWS FOR SONOMA COUNTY LIBRARY COMMISSION REPRESENTATIVES

The Council will interview applicants to fill vacancies on the following:

Sonoma County Library Commission - 1 position - Joint City of Santa Rosa/Sonoma County Representative for a four-year term to expire on August 1, 2022.

Sonoma County Library Commission - 1 position - City of Santa Rosa representative for a four-year term to expire on August 1, 2022.

Vice Mayor Rogers and Council Members conducted board interviews at 2:30 p.m.

Four applicants were present to interview for the Library Commission vacancies: Sam Mulford, David Cahill, Sharon Dezurick, and Karen Schneider.

2. CALL TO ORDER AND ROLL CALL

Vice Mayor Rogers recessed the meeting to closed session at 3:30 p.m. discuss Item 3.1 as listed on the agenda:

Present: 6 - Vice Mayor Chris Rogers, Council Member Julie Combs, Council Member Ernesto Olivares, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

Absent: 1 - Mayor Chris Coursey

3. ANNOUNCEMENT OF CLOSED SESSION ITEMS

Vice Mayor Rogers recessed the meeting to closed session at 3:30 p.m. to discuss Item 3.1.

3.1 LIABILITY CLAIM / WORKERS' COMPENSATION

(Government Code Section 54956.95)

Name of Case: Mills v. City of Santa Rosa (Workers' Compensation Appeals Board: ADJ7528799)

Vice Mayor Rogers adjourned closed session at 3:39 p.m. and reconvened the meeting to open session in the Council Chamber at 4:01 p.m.

4. STUDY SESSION - NONE.

5. ANNOUNCEMENT OF ROLL CALL

Present: 6 - Vice Mayor Chris Rogers, Council Member Julie Combs, Council Member Ernesto Olivares, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

Absent: 1 - Mayor Chris Coursey

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

7. PROCLAMATIONS/PRESENTATIONS

7.1 PROCLAMATION - SANTA ROSA SESQUICENTENNIAL CELEBRATION DAY

Council Member Sawyer read the proclamation and presented it to Karen Weeks and the Sesquicentennial team.

7.2 PROCLAMATION - CREEK-POLLUTION PREVENTION WEEK

Council Member Tibbetts read and presented the proclamation to Jennifer Piccinini, Research and Program Coordinator; Heaven Moore, Supervising Engineer; and Storm Water and Creeks team.

PUBLIC COMMENT

Duane DeWitt spoke in support of the proclamation.

8. STAFF BRIEFINGS

8.1 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.

Paul Lowenthal, Fire Marshal, provided a brief report.

David Guhin, Assistant City Manager and Planning and Economic Development Department Director, and Gabe Osburn, Deputy Director, provided a brief update and presentation.

PUBLIC COMMENT

Duane DeWitt spoke regarding the need of having an update on the Journey's End Mobile Home Park.

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

Deputy City Manager Hurtado provided a brief report on the Community Advisory Board kick-off annual Community Open House series.

10. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

11. MAYOR'S/COUNCILMEMBERS' REPORTS

Council Member Tibbetts requested a future agenda item to discuss the Community Homeless Assistance Program update and possible alternative housing options. Council Member Combs concurred with the request.

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

11.1.1 Council Subcommittee Reports

Council Member Olivares provided a brief report on the Santa Rosa Violence Prevention Partnership events.

Council Member Combs provided a brief report on the Waterways Advisory Committee.

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 Sonoma County Waste Management Agency (SCWMA)

11.1.8 Groundwater Sustainability Agency (GSA)

11.1.9 Other

11.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

- 11.2.1** Council may vote to appoint a Joint City of Santa Rosa/County of Sonoma Representative and a City of Santa Rosa Representative to the Sonoma County Library Commission each to serve a four-year term to expire on August 1, 2022.

A motion was made by Council Member Combs, seconded by Council Member Schwedhelm, to continue to a future meeting. The motion carried by the following vote:

Yes: 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

11.3 MATTERS FROM COUNCIL REGARDING FUTURE AGENDA ITEMS

11.3.1 REQUEST FOR AGENDA ITEM REGARDING NONDISCRIMINATION HOUSING ORDINANCE

BACKGROUND: At the August 21, 2018, City Council meeting, Council Member Combs requested a future agenda item to discuss a nondiscrimination housing ordinance. Council Member Tibbetts concurred with the request

PUBLIC COMMENT

Davin Cardenas spoke in support of the item.

Duane DeWitt spoke in support of the item.

Shelley Clark spoke in support of the item.

Adrienne Lauby spoke in support of the item.

Thomas Ells spoke in support of the item.

A motion was made by Council Member Combs, seconded by Council Member Tibbetts, to discuss a nondiscrimination housing ordinance at a future meeting. The motion carried by the following vote:

Yes: 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

12. APPROVAL OF MINUTES

12.1 June 5, 2018, Regular Meeting.

Approved as submitted.

13. CONSENT ITEMS

Vice Mayor Rogers recessed the meeting at 5:15 p.m. and reconvened at 5:19 p.m.

PUBLIC COMMENT

Russell Becker spoke regarding the need to support the homeless shelter.

Anita Lafollette spoke in support of using huts to house the homeless.

John Vincent spoke in support of assisting the homeless.

Duane DeWitt spoke in support of housing the homeless at a city parking garage; spoke regarding Items 13.4, 13.7, 13.8, and 13.9.

Briana Pawka spoke in support of housing the elderly, disabled, and other vulnerable people.

Candace Eliza spoke in support of immediate affordable housing.

John Solo spoke in support of housing the homeless.

Victoria Yanez spoke in support of housing the homeless.

Scott Wagner spoke regarding Items 13.8 and 13.9.

Merlin Davis spoke in opposition to Item 13.6, and in support of Item 13.8.

Thomas Ells spoke in support of Item 13.8 and huts as a shelter program; and in opposition to Item 13.1.

Michael Titone spoke in opposition to towing vehicles.

Approval of the Consent Agenda

A motion was made by Council Member Tibbetts, seconded by Council Member Schwedhelm, to waive reading of the text and adopt Consent Items 13.1, and 13.3 through 13.9. The motion carried by the following vote:

Yes: 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

13.1 MOTION - APPROVAL OF DESIGN-BUILD PROCUREMENT FOR COURTHOUSE SQUARE BOLLARDS

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, pursuant to Section 3-60.130 of the Santa Rosa City Code, approve the use of a design-build procurement for construction of crash-rated bollards at Courthouse Square as in the best interests of the City.

This Consent - Motion was approved.

13.2 MOTION AND RESOLUTION - CONTRACT AWARD - CITY OF SANTA ROSA PARKING GARAGE #9 - 2017 REPAIRS

RECOMMENDATION: It is recommended by the Transportation and

Public Works Department and Finance Department that the Council: 1) by motion, award Contract No. C01823, City of Santa Rosa Parking Garage #9 - 2017 Repairs, in the amount of \$2,180,095.00 to the lowest responsible bidder, Ashron Construction & Restoration, Inc. of Santa Clara, California, approve a 10% contract contingency, and authorize a total contract amount of \$2,398,104.50; and, 2) by resolution, approve a FY 2018/19 budget allocation of \$706,569.00 to Key 45029- Garage 9 Repairs, from the Parking Fund-1641.

A motion was made by Council Member Tibbetts, seconded by Council Member Olivares, to waive reading of the text and adopt:

RESOLUTION ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING A MIDYEAR FY 2018-19 BUDGET APPROPRIATION FOR GARAGE 9 REPAIRS

The motion failed by the following vote:

Yes: 3 - Council Member Olivares, Council Member Sawyer, and Council Member Schwedhelm

No: 3 - Vice Mayor Rogers, Council Member Combs, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

A motion was made by Council Member Combs, seconded by Vice Mayor Rogers, for staff to bring back a temporary repair or the smaller scale repairs and wait a year to bring the fuller repairs back after Council had an opportunity to address the specific plan. The motion carried by the following vote:

Yes: 5 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Schwedhelm, and Council Member Tibbetts

No: 1 - Council Member Sawyer

Absent: 1 - Mayor Coursey

- 13.3** RESOLUTION - AMENDMENT TO THE CITY CLASSIFICATION AND SALARY PLAN CREATING CLASSIFICATION TITLE OF PRINCIPAL HUMAN RESOURCES ANALYST AND RECLASSIFICATION OF TWO VACANT HUMAN RESOURCES ANALYST POSITIONS TO PRINCIPAL HUMAN RESOURCES ANALYST

RECOMMENDATION: It is recommended by the Human Resources Department that the Council, by resolution, amend the City's Classification and Salary Plan to create a new classification of Principal Human Resources Analyst and reclassifying two vacant Human Resources Analyst positions to the Principal Analyst level.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-149 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING THE CITY'S CLASSIFICATION AND SALARY PLAN CREATING THE CLASSIFICATION OF PRINCIPAL HUMAN RESOURCES ANALYST, AND RECLASSIFYING TWO VACANT HUMAN RESOURCES ANALYST POSITIONS TO THE PRINCIPAL HUMAN RESOURCES ANALYST LEVEL

- 13.4 RESOLUTION - APPROVAL OF FUNDING AGREEMENT AND SUPPLEMENT TO FUNDING AGREEMENT WITH METROPOLITAN TRANSPORTATION COMMISSION RE: DOWNTOWN STATION AREA SPECIFIC PLAN UPDATE

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by two resolutions, (1) approve the Master Funding Agreement with the Metropolitan Transportation Commission (MTC) for planning, programming, transportation, transit, land use and other projects for fiscal years 2018/2019 through 2027/2028; and(2) approve Supplement One to the Master Funding Agreement with MTC for the Downtown Station Area Specific Plan Update; and (3) authorize the Chief Financial Officer to appropriate \$800,000, with the source of funds being a \$800,000 grant from the Metropolitan Transportation Commission.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-150 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A MASTER FUNDING AGREEMENT WITH THE METROPOLITAN TRANSPORTATION COMMISSION FOR PLANNING, PROGRAMMING, TRANSPORTATION, TRANSIT, LAND USE AND OTHER PROJECTS FOR FISCAL YEARS 2018/2019 THROUGH 2027/2028, FILE NO. ST18-002

RESOLUTION NO. RES-2018-151 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING SUPPLEMENT ONE

TO THE MASTER FUNDING AGREEMENT WITH THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE DOWNTOWN STATION AREA SPECIFIC PLAN UPDATE, AND AUTHORIZING THE CHIEF FINANCIAL OFFICER TO APPROPRIATE \$800,000, WITH THE SOURCE OF FUNDS BEING A \$800,000 GRANT FROM THE METROPOLITAN TRANSPORTATION COMMISSION, FILE NO. ST18-002

13.5 RESOLUTION - MICROSOFT ENTERPRISE AGREEMENT

RECOMMENDATION: It is recommended by the Information Technology Department, that the Council, by resolution, approve a three-year Enterprise Agreement renewal with Microsoft for software licenses and support of desktops and servers, through the California Department of General Services (DGS) Cooperative Agreement #SCA-16-70-0008B, via Microsoft's Value-Added Reseller (VAR) Insight Public Sector, Inc., an Arizona Corporation, in the amount of \$863,985.66 plus a \$200,000 contingency, for a total amount of \$1,063,985.66.

This Consent - Resolution was approved.

RESOLUTION NO. RES-2018-152 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A THREE-YEAR ENTERPRISE AGREEMENT WITH MICROSOFT

13.6 RESOLUTION - APPROVAL OF SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH ROBERT HUNTER AARONSON

RECOMMENDATION: It is recommended by the City Manager's Office that the Council, by resolution, approve the Second Amendment to the Professional Services Agreement with Robert Hunter Aaronson, independent police auditor, of Palo Alto, CA, engaging his services through December 2018 and increasing compensation by \$31,000, for a total amount not to exceed \$231,000.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-153 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT NO. F001395 WITH ROBERT HUNTER AARONSON, INDEPENDENT AUDITOR, TO REVIEW THE POLICE DEPARTMENT

13.7 RESOLUTION - AUTHORIZATION FOR THE CITY OF SANTA ROSA TO JOIN THE CALIFORNIA PUBLIC FINANCE AUTHORITY JOINT EXERCISE OF POWERS AGREEMENT

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, authorize the City of Santa Rosa to join the California Public Finance Authority (CalPFA) Joint Exercise of Powers Agreement as an Additional Member to allow the issuance of tax exempt bonds by CalPFA within the City limits.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-154 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE CITY TO BECOME AN ADDITIONAL MEMBER OF THE CALIFORNIA PUBLIC FINANCE AUTHORITY

13.8 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.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-155 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA EXTENDING A PROCLAMATION OF LOCAL HOMELESS EMERGENCY (Government Code Sections 8630 et seq.)

13.9 RESOLUTION - EXTENSION OF PROCLAMATION OF EXISTENCE OF LOCAL EMERGENCY DUE TO FIRES

RECOMMENDATION: It is recommended by the City Attorney's Office that the Council, by resolution, declare that the proclamation of a state of local emergency within the City of Santa Rosa has been and remains in full force and effect without interruption.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2018-156 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA EXTENDING THE PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY DUE TO FIRES

14. PUBLIC COMMENT ON NON-AGENDA MATTERS

Idella Guidry spoke in support of the U.S. Department of Housing and Urban Development funding accessory dwelling units.

Tim Gega spoke regarding the need of affordable housing.

Gregory Fearon spoke in support of raising funds and building huts to house the homeless.

Thomas Ells spoke in support of building huts to house the homeless.

Adamaji Ijeoma Osuji spoke regarding homeless awareness.

Duane DeWitt spoke regarding the need of housing.

Bob Hansen spoke regarding his granddaughter.

Adrienne Lauby spoke in support of homeless encampments and housing the homeless in huts.

15. REPORT ITEMS

- 15.1** REPORT - APPROVE PROFESSIONAL SERVICES AGREEMENT FOR GENERAL BANKING SERVICES WITH JPMORGAN CHASE BANK, N.A.

BACKGROUND: The City contracts for several services relative to banking and other financial services, including merchant card services, institutional custody, and procurement card services. Since 2002, Wells Fargo Bank has provided general banking services to the City. In July 2017, the City contracted with PFM Asset Management LLC (PFM), to assist with the Request for Proposal (RFP) process for selecting new institutions for Comprehensive Banking Services. The RFP was

released on October 31, 2017, and eight proposals were received by the December 5, 2017 due date.

Proposals were reviewed by a committee including the Chief Financial Officer, the Deputy Director of Finance, an Administrative Technician tasked with performing Treasury duties, and representatives from PFM. Financial institution presentations were made to this group, as well as subject matter experts from various City operations.

After careful review of the submitted proposals and presentations, staff recommends that the City Council approve a five-year contract with JPMorgan Chase Bank, N.A. for general banking services.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve a five-year professional services agreement (PSA) with JPMorgan Chase Bank, N.A., San Francisco, California, for general banking services, in an amount not to exceed \$300,000.

Presented by Chuck McBride, Chief Financial Officer.

PUBLIC COMMENT

Duane DeWitt spoke in opposition to the item.

Debora Hammond spoke in opposition to the item.

Shelly Browning spoke in opposition to the item.

Judith lam spoke in opposition to the item.

Luanne Daly spoke in opposition to the item.

Thomas Ells spoke in opposition to the item.

A motion was made by Council Member Sawyer, seconded by Council Member Olivares, to waive reading of the text and adopt:

RESOLUTION NO. RES-2018-158 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AGREEMENT WITH JPMORGAN CHASE BANK, N.A., SAN FRANCISCO, CALIFORNIA, TO

PROVIDE GENERAL BANKING SERVICES

The motion carried by the following vote:

Yes: 4 - Vice Mayor Rogers, Council Member Olivares, Council Member Sawyer, and Council Member Schwedhelm

No: 2 - Council Member Combs, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

16. PUBLIC HEARINGS

16.1 PUBLIC HEARING - FY 2017-18 COMMUNITY IMPROVEMENT GRANT APPLICATIONS APPEALS

BACKGROUND: On July 31, 2017, the Community Advisory Board (CAB) received 48 Community Improvement Grant Applications, totaling \$180,237, for FY 2017-18. After reviewing each application, the CAB made final award decisions on September 27, 2017. The CAB selected nine projects for funding, totaling \$31,483. Following the funding decision, the CAB received 17 application appeals from a Mr. Eric Fraser (Appellant) on behalf of the Greater Cherry Street Neighborhood Association (GCSNA). After speaking with staff, the Appellant decided not to move forward with 12 of the 17 application appeals. The Appellant is requesting reconsideration of the remaining five applications, totaling \$16,000.

RECOMMENDATION: It is recommended by the Office of Community Engagement and the Community Advisory Board that the Council, by motion, deny all FY 2017-18 Community Improvement Grant application appeals submitted by Eric Fraser on behalf of the Greater Cherry Street Neighborhood Association.

Presented by Caluha Barnes, Director of Community Engagement and Danielle Ronshausen, Community Engagement Coordinator.

Eric Fraser, appellant, spoke.

Vice Mayor Rogers, Council Members Combs, and Tibbetts disclosed ex parte communications.

Vice Mayor Rogers opened the public hearing at 7:39 p.m.

PUBLIC COMMENT

Duane DeWitt spoke in support of the appeal.

Cindy Bishop spoke in support of the appeal.

Candace Eliza spoke regarding the need to repair the roads.

Seeing no else wishing to speak, Vice Mayor Rogers closed the public hearing at 7:45 p.m.

A motion was made by Council Member Olivares, seconded by Council Member Sawyer, to deny all FY 2017-18 Community Improvement Grant application appeals submitted by Eric Fraser on behalf of the Greater Cherry Street Neighborhood Association. The motion carried by the following vote:

Yes: 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

Absent: 1 - Mayor Coursey

17. WRITTEN COMMUNICATIONS

- 17.1 LETTER OF SUPPORT-COOPER CREEK ADDITION. Provided for information.

This item was received and filed.

18. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Roseanna Gonzalez spoke in support of building huts for the homeless.

Russell Samson spoke in support of homeless encampments and building huts on private property.

Eric Fraser spoke regarding the U.S. Department of Housing and Urban Development issuing vouchers to rent rooms.

Candace Eliza spoke regarding the difficulty of finding an affordable

place to live.

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

Hearing no further business, Vice Mayor Rogers adjourned the meeting 8:07 p.m. The next regularly scheduled meeting will take place on September 25, 2018, at a time set by the Mayor.

21. UPCOMING MEETINGS

21.1 UPCOMING MEETINGS LIST

This item was received and filed.