



**City Council
Regular Meeting Minutes - Final**

Tuesday, February 7, 2017

2:30 PM

1. CALL TO ORDER AND ROLL CALL

Mayor Coursey called the Closed Session meeting to order at 2:36 p.m.

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

Absent: 1 - Council Member Ernesto Olivares

Council Member Olivares joined the meeting at 2:40 p.m.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

PUBLIC COMMENT

Alan Moody requested to record the meeting; spoke regarding public participation during the Closed Session meeting.

Mayor Coursey recessed the meeting to Closed Session at 2:06 p.m. to discuss Item 2.1 as listed on the agenda:

**2.1 PUBLIC EMPLOYEE APPOINTMENT
(Government Code Section 54957)**

Title: City Attorney

Mayor Coursey adjourned Closed Session at 3:55 p.m. and reconvened the meeting to open session in the Council Chamber at 4:04 p.m.

3. STUDY SESSION - NONE.

4. ANNOUNCEMENT OF ROLL CALL

Present: 7 - Mayor Chris Coursey, Vice Mayor Jack Tibbetts, Council Member Julie Combs, Council Member Ernesto Olivares, Council Member Chris Rogers, Council Member John Sawyer and Council Member Tom Schwedhelm

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

Mayor Coursey reported that the Council met in Closed Session to discuss the appointment of a new City Attorney and no action was taken.

6. PROCLAMATIONS/PRESENTATIONS - NONE.

7. STAFF BRIEFINGS - NONE.

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

City Manager McGlynn reported that Santa Rosa Officer Denise Stebler was selected at the 2016 Santa Rosa Rotary as the Police Officer of the year; that Santa Rosa Fire Engineer Jeff Brown was selected as the 2016 Firefighter of the year by the Santa Rosa Fire Department Labor/Management Team and the 2016 Santa Rosa Rotary as the Firefighter of the year; and requested that Items 14.3 and 14.4 be continued to the February 28, 2017 Regular Meeting.

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No abstentions were made.

10. MAYOR'S/COUNCILMEMBERS' REPORTS

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

The Mayor and Council Members made announcements and reports of interest to the Council.

10.1.1 Council Subcommittee Reports

Council Member Combs provided a brief report on the Housing Subcommittee.

Mayor Coursey provided a brief report on the Groundwater Sustainability Agency meeting.

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

Mayor Coursey provided a brief report; and announced that he was appointed as the board representative.

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

Council Member Schwedhelm provided a brief report; and distributed the Russian River Biological Opinion Update from February 2017.

10.1.4 Association of Bay Area Governments (ABAG)

Council Member Combs provided a brief report.

10.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

10.1.6 Sonoma Clean Power Authority (SCPA)

Council Member Rogers provided a brief reported.

10.1.7 Sonoma County Waste Management Agency (SCWMA)

10.1.8 Other

10.2 MATTERS FROM COUNCIL REGARDING FUTURE AGENDA ITEMS

10.2.1 REQUEST FOR AGENDA ITEM TO CONSIDER JOINT CITY-COUNTY TASK FORCE ON HOUSING

BACKGROUND: At the January 31, 2017, City Council meeting, Vice Mayor Tibbetts requested a future agenda item to consider the possibility of a joint City - County task force on housing comprised of members of the Council, members of the Board of Supervisors, and key staff members from Planning and Economic Development and Housing and Community Services. Council Member Rogers concurred.

A motion was made by Vice Mayor Tibbetts, seconded by Council Member Rogers, to consider at a future meeting of a Joint City-County Task Force on housing, comprised of two members of the Council, two members of the Board of Supervisors, and key staff from Planning & Economic Development and Housing & Community Services to streamline efforts. The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

11. APPROVAL OF MINUTES - NONE.

12. CONSENT ITEMS

Approval of the Consent Agenda

A motion was made by Vice Mayor Tibbetts, seconded by Council

Member Combs, to waive reading of the text and adopt the following Consent Items 12.1 through 12.5. The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

12.1

RESOLUTION - AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR FUNDING STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) IN THE AMOUNT OF \$1,542,180

RECOMMENDATION: It is recommended by the Santa Rosa Fire Department (SRFD) that the Council, by resolution, authorize staff to submit a grant application to FEMA for the Staffing for Adequate Fire and Emergency Response (SAFER) program in the total amount of \$1,542,180 for three years of cost shared salaries and benefits for six (6) FTE firefighters. The SRFD is requesting authorization to submit a grant application for the 2017 FEMA SAFER Grant. If awarded, the SRFD will seek authorization from Council to accept or deny the grant funding opportunity prior to acceptance.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2017-015 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR A STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT IN THE AMOUNT OF \$1,542,180 FOR COST SHARED FUNDING OF SIX FULL TIME EQUIVALENT (FTE) FIREFIGHTERS

12.2

RESOLUTION - PURCHASE OF PERFECTMIND TECHNOLOGY, INC. RECREATION MANAGEMENT SOFTWARE SOLUTION

RECOMMENDATION: It is recommended by the Recreation and Parks Department and the Information Technology Department that the Council, by resolution, approve the purchase of recreation management software and related installation and training services with PerfectMind Technology, Inc., of British

Columbia, Canada, for a five-year contract in an amount not to exceed \$370,240

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2017-016 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH PERFECTMIND TECHNOLOGY, INC., FOR A HOSTED RECREATION MANAGEMENT SYSTEM

12.3

ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - PREZONING 49 PROPERTIES LOCATED WITHIN THE WEST HEARN AVENUE COUNTY ISLAND - FILE NUMBER ST13-003

RECOMMENDATION: This ordinance, introduced at the January 31, 2017, Regular Meeting by a unanimous vote, amends Title 20 of the Santa Rosa City Code - Prezoning 49 properties located within the West Hearn Avenue County island.

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2017-002 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - PREZONING 49 PROPERTIES LOCATED WITHIN THE WEST HEARN AVENUE COUNTY ISLAND - FILE NUMBER ST13-003

12.4

ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - RECLASSIFICATION OF THE PROPERTIES LOCATED AT 2046 AND 2048 WEST HEARN AVENUE, ASSESSOR'S PARCEL NUMBERS 134-012-009 AND 014 - FILE NUMBER ST14-001

RECOMMENDATION: This ordinance, introduced at the January 31, 2017, Regular Meeting by a unanimous vote, amends Title 20 of the Santa Rosa City Code - reclassifying the properties located at 2046 and 2048 West Hearn Avenue, Assessor's Parcel numbers 134-012-009 and 014.

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2017-003 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - RECLASSIFICATION OF THE PROPERTIES LOCATED AT 2046 AND 2048 WEST HEARN AVENUE, ASSESSOR'S PARCEL NUMBERS 134-012-009 AND 014 - FILE NUMBER ST14-001

12.5

ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA, AMENDING SECTIONS 3-44.020, 3-44.070 AND 3-44.080 OF THE SANTA ROSA CITY CODE; REPEALING SECTIONS 3-44.160 AND 3-44.180 OF THE SANTA ROSA CITY CODE; AND ADDING SECTION 3-44.210

RECOMMENDATION: This ordinance, introduced at the January 31, 2017, Regular Meeting by a unanimous vote, amends Sections 3-44.020, 3-44.070 and 3-44.080 of the Santa Rosa City Code; repeals Sections 3-44.160 and 3-44.180 of the Santa Rosa city code; and adds section 3-44.210.

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2017-004 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA, AMENDING SECTIONS 3-44.020, 3-44.070 AND 3-44.080 OF THE SANTA ROSA CITY CODE; REPEALING SECTIONS 3-44.160 AND 3-44.180 OF THE SANTA ROSA CITY CODE; AND ADDING SECTION 3-44.210

The time not yet being 5:00 p.m., Mayor Coursey took Report Item 14.1 – Waive Early Council Agenda Policy 000-35 and 14.2 - Resolution to Safeguard the Civil Rights, Safety and Dignity of all Santa Rosa Residents before Item 13 – Public Comment on Non-Agenda items.

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

Victoria Yañez spoke regarding hate crime.

14. REPORT ITEMS

***14.1**

REPORT - WAIVE EARLY COUNCIL AGENDA POLICY 000-35 TO CONSIDER AGENDA ITEM NO. 14.2

BACKGROUND: On January 5, 1994, the City Council adopted Policy No. 000-35, titled "Early Council Agenda Policy," established procedures for the City Council's regular meetings

in compliance with the Settlement Agreement in *Sierra Club v. City of Santa Rosa*, Sonoma County Superior Court Case No. 206035. The policy includes a nine-day agenda posting requirement.

RECOMMENDATION: It is recommended by staff that the City Council consider whether to pass a motion, finding good cause for waiving the nine-day public agenda posting requirement in Early Council Agenda Policy 000-35 so that it may consider and act on Agenda Item No. 14.2 Report - Resolution of the Council of the City of Santa Rosa to Safeguard the Civil Rights, Safety and Dignity of all Santa Rosa Residents.

Presented by Sue Gallagher, Assistant City Attorney.

A motion was made by Council Member Rogers, seconded by Vice Mayor Tibbetts, to waive the nine-day public agenda posting requirement in Early Council Agenda Policy 000-35 so that it may consider and act on Agenda Item No. 14.2 Report - Resolution of the Council of the City of Santa Rosa to Safeguard the Civil Rights, Safety and Dignity of all Santa Rosa Residents. The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

***14.2**

REPORT - RESOLUTION TO SAFEGUARD THE CIVIL RIGHTS, SAFETY AND DIGNITY OF ALL SANTA ROSA RESIDENTS

BACKGROUND: On January 31, 2017, the Council voted unanimously to consider at a future meeting a resolution declaring Santa Rosa as a welcoming city, non-cooperative city, or sanctuary city. The mayor has proposed a resolution adopting a policy "to safeguard the civil rights, safety and dignity of all Santa Rosa Residents."

RECOMMENDATION: Staff recommends that the Council consider whether to adopt, by resolution, a "Welcoming City" policy entitled "Resolution to safeguard the civil rights, safety and dignity of all Santa Rosa Residents."

Presented by Linda Ross, Attorney of Renne Sloan Holtzman Sakai LLP, and Erin Morris, City Manager Fellow.

PUBLIC COMMENT

E.G. Singer spoke in support of the item.

Mariela Ventura spoke in support of the item.

Yesica Mendoza spoke in support of the item.

Millie Phillips spoke in support of the item.

Abel Enriquez spoke in support of the item.

Cynthia Strecker spoke in support of the item.

Leslie Cienega spoke in support of the item.

Hayley Cienega spoke in support of the item.

Marilyn Koenig spoke in support of the item.

Betsy Timm spoke in support of the item.

Kathleen MaCallum spoke in support of the item.

Mary Barsony spoke in support of the item.

Enrique Farce spoke in support of the item.

Brent Linday spoke in support of the item.

Anna Frattolillo spoke in support of the item.

Luis Avila Cruz spoke in support of the item.

Emilia Carbajal spoke in support of the item.

Amy McGallagher spoke on behalf of Jacob Muman in support of the item.

Gervacio Peña spoke in support of the item.

Linda James spoke in support of the item.

Jim Tulip spoke in support of the item.

Stephen Parsons spoke in support of the item.

Mattie Boselt spoke in support of the item.

Glenn Rossi spoke in opposition to the item.

Ember Keighley spoke in support of the item.

Lauren Leach spoke in support of the item.

Roberto Guevara spoke in support of the item.

Patricia Moreno spoke in support of the item.

Susan Lamont spoke in support of the item.

Lucia Roncalli Momph spoke in support of the item.

Marge Sorbi spoke in opposition to the item.

Orlean Kochlu spoke in support of the item.

Jennifer Delam spoke in opposition to the item.

Dr. Michael Hale spoke in support of the item.

Kathleen Zurga spoke in support of the item.

Chaney Delary in support of the item.

Jeanne Woods spoke in support of the item.

Magdalena Cardenas spoke in support of the item.

Alberta Sanchez spoke in support of the item.

Jazmin Gudiño spoke in support of the item.

Isabel Lopez spoke in support of the item.

Ronit Rubinera spoke in support of the item.

Courtney Cox spoke in support of the item.

Irma Garcia spoke in support of the item.

Francis Esobedo Garcia spoke in support of the item.

Dianne Monroe spoke in support of the item.

Greg Diaz Garcia spoke in support of the item.

Jeanette McFall spoke in opposition of the item.

George Uberti spoke in support of the item.

Jack Buckhorn spoke in support of the item.

Canini spoke in support of the item.

Lisa Ward spoke in support of the item.

Merlon Davis spoke in support of the item.

Eliza Dean spoke in support of the item.

Tanya Brannan spoke in support of the item.

Tom Sgouros spoke in support of the item.

Shelly Browning spoke in support of the item.

Dana Bellwether spoke in support of the item.

Thomas Ells spoke in support of the item.

Avalon Baldwin spoke in support of the item.

John Leddy spoke in support of the item.

Logan Leddy spoke in support of the item.

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

RESOLUTION NO. RES-2017-017 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TO DECLARE ITSELF AN INDIVISIBLE CITY AND SAFEGUARD THE CIVIL RIGHTS, SAFETY AND DIGNITY OF ALL SANTA ROSA RESIDENTS.

The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

A motion was made by Council Member Rogers, seconded by Council Member Combs, to approve a letter from the Mayor to support bills such as Senate Bill 54, or others that further the purposes of this resolution in the State legislature. The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

Council Member Combs requested a future agenda item to consider revising Santa Rosa Police Department Policy 428 and to consider obligations on alternatives with respect to the County jail. Vice Mayor Tibbetts concurred with the request.

14.3

REPORT - PROFESSIONAL SERVICES AGREEMENT WITH DESIGN WORKSHOP, INC., FOR ROSELAND CREEK COMMUNITY PARK MASTER PLAN, 30% AND 100% DESIGN AND ENGINEERING

BACKGROUND: The Recreation and Parks Department is seeking to complete the master planning process and provide design and engineering plans for the north section of Roseland Creek Community Park in Southwest Santa Rosa. The necessary step towards a master plan is to provide 30% preliminary design and engineering plans and a master plan graphic. This agreement also includes 100% design and engineering plans for the north section. Five proposals were received in response to an RFP and Design Workshop Inc., was recommended based on the scoring panel. Master planning and design and engineering costs of \$187,794 are funded from Zone 2 parkland dedication funds.

RECOMMENDATION: It is recommended by the Recreation and Parks Department that Council, by resolution, approve the Professional Services Agreement with Design Workshop, Inc., of Stateline, Nevada to provide a master plan, 30% and 100% design and engineering plans for Roseland Creek Community Park in the amount of \$187,794

Continued to the February 27, 2017, Regular Meeting.

14.4

REPORT - PROFESSIONAL SERVICES AGREEMENT WITH DAVID J. POWERS & ASSOCIATES, INC., FOR ENVIRONMENTAL REVIEW AND DECLARATION SERVICES FOR ROSELAND CREEK COMMUNITY PARK

BACKGROUND: The Recreation and Parks Department is seeking professional services to complete an environmental analysis and final environmental declaration, which contributes towards a future Master Plan approval. Six proposals were received and David J. Powers and Associates Inc., was recommended based on review from the scoring panel. Environmental review and declaration services costs are \$146,960 funded from Zone 2 parkland dedication funds and available in current fiscal year budget.

RECOMMENDATION: It is recommended by the

Recreation and Parks Department that Council, by resolution, approve Professional Services Agreement with David J. Powers & Associates, Inc., of San Jose, CA to provide environmental review and declaration services for Roseland Creek Community Park in the amount of \$146,960

Continued to the February 27, 2017, Regular Meeting.

Mayor Coursey recessed the meeting at 8:46 p.m. and reconvened at 9:05 p.m.

14.5

REPORT - EXTENSION OF PROCLAMATION OF LOCAL HOMELESS EMERGENCY

BACKGROUND: On August 9, 2016, pursuant to the authority set forth in California Government Code Sections 8630 thru 8634, Council, by Resolution No. 28839, formally proclaimed a local homeless emergency within Santa Rosa. Section 8630 requires that the Council review the need for continuing the local emergency at least every 30 days until such local emergency is terminated. Council has approved an extension of the proclamation of local homeless emergency on a monthly basis since the original proclamation in August. In light of the continuing conditions of homelessness within the city, staff is recommending that the Council maintain the proclamation in full force and effect at this time. If approved, this will be the seventh extension. Staff will provide an update on the efforts of First United Methodist Church to establish Safe Camping under CHAP, funding for additional rapid rehousing efforts through Catholic Charities Homeless Outreach Services Team (HOST), and expanding additional cold, wet weather shelter beds. In addition, members of the Santa Rosa Homeless Collective can provide an update of their efforts and upcoming community meeting.

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.

Presented by Kelli Kuykendall, Program Specialist, and David Gouin, Director of Housing and Community Services.

PUBLIC COMMENT

Pamela Marks spoke in opposition of CHAP and homeless encampments; and requested to amend the homeless encampments are at least a quarter mile from schools.

Herb Dickerson spoke in opposition of CHAP and homeless encampments; and requested to amend the homeless encampments are at least a quarter mile from schools.

Anita Lafollette spoke in support of preventing homelessness.

Victoria Yanez spoke regarding police treatment towards the homeless.

Kevin Sprenger spoke regarding the impact of local businesses being affected by homelessness.

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

RESOLUTION NO. RES-2017-018 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA EXTENDING A PROCLAMATION OF LOCAL HOMELESS EMERGENCY (Government Code Sections 8630 et seq.)

The motion carried by the following vote:

Yes: 7 - Mayor Coursey, Vice Mayor Tibbetts, Council Member Combs, Council Member Olivares, Council Member Rogers, Council Member Sawyer and Council Member Schwedhelm

15. PUBLIC HEARINGS - NONE.

16. WRITTEN COMMUNICATIONS - NONE.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

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

Hearing no further business, Mayor Coursey adjourned the meeting at 10:36 p.m. The next regularly scheduled meeting will take place on February 14, 2017, at a time to be set by the Mayor.

Approved on: March 7, 2017

/s/
Daisy Gomez
City Clerk