



City of Santa Rosa

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

CITY COUNCIL SPECIAL MEETING NOTICE AND AGENDA DECEMBER 21, 2021

Special Meeting

10:00 A.M. (HYBRID VIA IN-PERSON AND ZOOM)

NOTICE IS HEREBY GIVEN that the Santa Rosa City Council will conduct City Council Special Meeting, beginning on Tuesday, December 21, 2021 at 10:00 a.m. utilizing a hybrid meeting platform. No other business will be considered at this Special Meeting.

PURSUANT TO GOVERNMENT CODE SECTION 54953(e) AND THE RECOMMENDATION OF THE HEALTH OFFICER OF THE COUNTY OF SONOMA, CITY COUNCIL MEMBERS WILL BE PARTICIPATING IN THIS MEETING EITHER VIA ZOOM WEBINAR OR IN-PERSON, SOCIALLY DISTANCED, IN THE COUNCIL CHAMBER AT 100 SANTA ROSA AVENUE.

MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY ATTENDING IN-PERSON FROM COUNCIL CHAMBER AT 100 SANTA ROSA AVENUE (MASKING AND SOCIAL DISTANCING REQUIREMENTS WILL BE OBSERVED), VISITING

<https://srcity-org.zoom.us/j/86176725938> OR BY DIALING 877-853-5257 AND ENTER WEBINAR ID: 861 7672 5938

**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 COMMENTS

Public Comment will be limited to the items listed on the Special Meeting agenda.

Live Public Comment: Members of the public can provide comment on an

Agenda Item In-Person from Council Chamber, by accessing the meeting through the Zoom link, or by dial-in at the time the Agenda Item is discussed during the Special City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

Advanced Public Comment:

E-mail Public Comment: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 4:00 p.m., Monday, December 20. 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 4:00 p.m., Monday, December 20.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 4:00 p.m., Monday, December 20. State your name, the Agenda Item Number(s) on which you wish to comment, and your comment. PLEASE DO NOT LEAVE YOUR PHONE NUMBER OR PERSONAL ADDRESS IN THE VOICE MESSAGE AS IT WILL BE PLAYED BACK LIVE DURING THE CITY COUNCIL 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 Special Meeting for public access. Recorded voice message public comments will be played during the meeting at the time the item is heard.

10:00 A.M. (HYBRID VIA IN-PERSON AND ZOOM)

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 REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)

Property: 976, 980 and 1004 Hearn Avenue, Santa Rosa, CA. APN's
043-191-018, 043-191-019 and 043-191-020

Agency Negotiator: Jill Scott, Real Property Negotiator

Negotiating Parties: 976 Hearn- Jose Dominguez

980 Hearn- Turnkey Deals LLC

1004 Hearn- Arthur Vincent Nelson and Timothy

Nelson

Under Negotiations: Price and terms of sale.

2.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of Case: Nicholle Vannucci, et al. v. County of Sonoma, et al.

Court Case No. USDC Northern District of California Case No.

3:18-cv-01955-VC

**RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION IN THE
COUNCIL CHAMBER AND VIA ZOOM.**

3. ANNOUNCEMENT OF ROLL CALL

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

5. REPORT ITEMS

5.1 REPORT - COUNCIL VACANCY APPOINTMENT PROCEDURE AND
SCHEDULE

BACKGROUND: Council member Jack Tibbetts has announced his resignation from the City Council effective December 21, 2021. His resignation creates a vacancy on the Council. Section 31 of the Santa Rosa City Charter provides that such vacancy may be filled either (a) by appointment by the Council within 60 days of the vacancy, or (b) by the calling of a special election.

Council must first determine which method it prefers for the filling of the vacancy. A special election would take place no earlier than June

2022. The City Clerk has received a preliminary estimate from the County of Sonoma that the cost of such special election could range between \$56,115 and \$102,878. An appointment by the Council would be governed by Council Policy No. 000-23, and would be effective upon selection of the successor. Policy No. 000-23 requires that the Council, at the earliest possible time after a vacancy occurs, adopt a schedule setting forth the time and date for: (1) submission of applications to fill the vacancy; (2) submission by the public of questions for applicant interviews; and (3) interviews of prospective candidates by the Council at a public meeting. The selection process must be completed within 60 days of the vacancy. If Council determines to proceed by way of an appointment, Council may, by motion, approve a proposed schedule and authorize related documents and procedures.

RECOMMENDATION: It is recommended by the City Attorney's Office that the Council, by motion, determine the procedure and schedule for filling the Council vacancy caused by the resignation of Council Member Jack Tibbetts.

Attachments: [Staff Report](#)
[Attachment 1 - Application Schedule](#)
[Attachment 2 - Vacancy Application](#)
[Attachment 3 - Council Policy No. 000-23](#)
[Attachment 4 - Excerpts from SRCC](#)
[Presentation](#)

6. ADJOURNMENT OF MEETING

The Open Government Ordinance (ORD-2020-018) was adopted by City Council in December 2020. This ordinance, adds Chapter 1-10 to the City Code to codify the City of Santa Rosa's commitment to embrace a culture of open government to ensure public trust, engage the community, and establish a system of transparency, public participation, and collaboration. To view a full version of the Open Government Ordinance go to <http://srcity.org/OpenGovOrdinance>. To request a paper copy of the Open Government Ordinance contact the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org.

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. If the request is received at least 7 business days prior to the City Council meeting, the copy shall be provided no later than two (2) business days prior to the City Council meeting. Meeting information can also be accessed via the internet at <http://srcity.org>

City Council

DECEMBER 21, 2021

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.