



City of Santa Rosa

City Hall
100 Santa Rosa Avenue
Santa Rosa, CA 95404

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT MARCH 8, 2016

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

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 12 and 16. 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 12) 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 16.

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.

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

1. CALL TO ORDER AND ROLL CALL

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS - NONE

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.

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.

3. STUDY SESSION - NONE

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

4. REPORT, IF ANY, ON STUDY AND CLOSED SESSIONS - NONE

5. PROCLAMATIONS/PRESENTATIONS

5.1 PROCLAMATION - WOMEN'S HISTORY MONTH

Attachments [Proclamation](#)

5.2 PROCLAMATION - MULTIPLE SCLEROSIS AWARENESS WEEK

Attachments [Proclamation](#)

6. 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.

6.1 TAKE IT FROM THE TAP!

Water Department staff will provide information on a new outreach tool for the Take it from the TAP! program.

Attachments [Presentation](#)

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

8. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

9. MAYOR'S/COUNCILMEMBERS' REPORTS

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

9.1.1 Council Subcommittee Reports

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

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

9.1.4 Association of Bay Area Governments (ABAG)

9.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

9.1.6 Sonoma Clean Power Authority (SCPA)

9.1.7 Sonoma County Waste Management Agency (SCWMA)

9.1.8 Other

10. APPROVAL OF MINUTES - NONE

11. CONSENT ITEMS

- 11.1 MOTION - CONTRACT FIFTH AMENDMENT - F000321 SMOTHERS PARTS INTERNATIONAL, INC.**

RECOMMENDATION: It is recommended by the Finance and Transportation & Public Works Departments that the Council, by motion, approve the Fifth Amendment to Contract F000321 for the final available one-year contract extension to Smothers Parts International, Inc., Santa Rosa, CA in the amount of \$100,000 for a total contract amount not to exceed \$620,000. The funds for this expense are included in the Fiscal Year 2015-16 adopted budget and as a regular expenditure, funds to pay the future years' portion will be included in subsequent fiscal year budget proposals.

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

- 11.2 RESOLUTION - MEMORANDUM OF UNDERSTANDING WITH THE COUNTY OF SONOMA FOR GENERAL MAINTENANCE AND**

LANDSCAPING SERVICES

RECOMMENDATION: It is recommended by the Water Department, that the Council, by resolution, approve a Memorandum of Understanding (MOU) with the County of Sonoma for General Maintenance and Landscaping Services, appoint the City Manager or his designee to execute the MOU, and authorize the Chief Financial Officer to encumber \$122,690 of grant and Storm Water Creek Restoration funds.

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

- 11.3** ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 20-46, TITLED MEDICAL CANNABIS CULTIVATION, TO THE SANTA ROSA CITY CODE WHICH PERMITS COMMERCIAL CULTIVATION OF MEDICAL CANNABIS IN THE LIGHT INDUSTRIAL (IL), GENERAL INDUSTRIAL (IG), AND LIMITED LIGHT INDUSTRIAL (LIL) DISTRICTS WITH A CONDITIONAL USE PERMIT UNTIL SUCH TIME AS THE CITY COMPLETES ITS COMPREHENSIVE POLICY EFFORT TO REGULATE MEDICAL CANNABIS - FILE NUMBER REZ15-007

RECOMMENDATION: This ordinance, introduced at the February 23, Regular Meeting by a 6-1 vote (Council Member Coursey absent), adds Chapter 20-46 - Medical Cannabis Cultivation, to the Santa Rosa City Code.

Attachments [Ordinance](#)

12. 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 16.

13. REPORT ITEMS

13.1 REPORT - SONOMA COUNTY PROPERTY ASSESSED CLEAN ENERGY (PACE) FINANCING MARKETPLACE

BACKGROUND: The City of Santa Rosa set a greenhouse gas (GHG) emission reduction target to 25 percent below 1990 levels by 2015. Installation of water and energy efficiency improvements is one of many ways to reduce GHG emissions. In 2009, the City Council authorized the City's participation in the Sonoma County Energy Independence Program (SCEIP), which is the County's Property Assessed Clean Energy (PACE) financing program. SCEIP allows for property owners to install renewable energy sources and water and energy efficiency improvements through contractual assessments that are paid back through the property tax bill. In 2014, Sonoma County created the Sonoma County PACE Financing Marketplace (PACE Marketplace) expanding the financing options available to property owners. The PACE Marketplace integrates additional financing options from the CaliforniaFIRST, California HERO and Figtree programs into the region for water and energy efficiency upgrades and the installation of renewable energy.

RECOMMENDATION: The Council may choose one of the following options:

1. If the Council wants to offer more PACE financing options within the City boundaries, it may choose, without endorsement of any particular program, to allow operation of three additional PACE programs by adoption of the following resolutions:
 - a. Approving the Insurance and Indemnification Agreement between the City of Santa Rosa and Renewable Funding, LLC and authorizing the Mayor to sign; and Consenting to the inclusion of properties within the City's Jurisdiction in the CaliforniaFIRST Program;
 - b. Approving the Insurance and Indemnification Agreement between the City of Santa Rosa and Renovate America, Inc. and authorizing the Mayor to sign; Approving the Amendment to the Joint Powers Agreement adding City of Santa Rosa as an Associate Member of the Western Riverside Council of Governments and authorizing the Mayor to sign; and Consenting to the inclusion of properties within the City's Jurisdiction in

the California HERO Program; and
c. Approving the Insurance and Indemnification Agreement between the City of Santa Rosa and Figtree Company, Inc. and authorizing the Mayor to sign; Approving the Joint Powers Authority Associate Membership Agreement between the California Enterprise Development Authority and the City of Santa Rosa and authorizing the Mayor to sign; and Consenting to the Inclusion of properties within the City's Jurisdiction in the Figtree Program.

2. If the Council wants to offer only the California HERO Program in Santa Rosa, not as endorsement of the program but as it is the only program that offered the City indemnification from both the program administrator, Renovate America, Inc., and the Joint Powers Authority, Western Riverside Council of Governments, the Council would adopt only the following resolution:

a. Approving the Insurance and Indemnification Agreement between the City of Santa Rosa and Renovate America, Inc. and authorizing the Mayor to sign; Approving the Amendment to the Joint Powers Agreement adding City of Santa Rosa as an Associate Member of the Western Riverside Council of Governments and authorizing the Mayor to sign; and Consenting to the inclusion of properties within the City's Jurisdiction in the California HERO Program.

3. If the Council chooses not to allow additional PACE programs within the City boundaries at the time, the Council need not take action.

Attachments [Staff Report](#)
[Attachment 1](#)
[Attachment 2](#)
[Attachment 3](#)
[Attachment 4](#)
[Attachment 5](#)
[Attachment 6](#)
[Attachment 7](#)
[Attachment 8](#)
[Attachment 9](#)
[Resolution1](#)
[Resolution1 ExhibitA](#)
[Resolution1 ExhibitB](#)
[Resolution2](#)
[Resolution2 ExhibitA](#)
[Resolution2 ExhibitB](#)
[Resolution3](#)
[Resolution3 ExhibitA](#)
[Resolution3 ExhibitB](#)
[Resolution3 ExhibitC](#)
[Presentation](#)

13.2 REPORT - AMEND PUBLIC ART POLICY 000-42

BACKGROUND: The City Council adopted the Santa Rosa Public Art Master Plan on February 24, 2015. The Master Plan includes recommendations for revisions to the Public Art Policy that support the purpose, mission and projects described in the Master Plan. Amending the Policy is an essential step in the implementation the Master Plan.

The amended Public Art Policy provides clarity for the operation of the Public Art Program, and increases the effectiveness of the Art in Public Places Committee (APPC). The proposed amendment rewrites the Policy in total.

RECOMMENDATION: It is recommended by the Art in Public Places Committee and the Recreation & Parks Department that the Council, by resolution, adopt the Amended Council Policy 000-42 "Public Art", or in the alternative, adopt the Amended Council Policy 000-42 "Public Art" as revised to include Council's preferred method of appointment of members to the Art in Public Places Committee.

Attachments [Staff Report](#)

[Attachment 1 - Alternate Version 1.composition](#)

[Attachment 2 - Alternate Version 2.composition](#)

[Attachment 3 - Alternate Version 3.composition](#)

[Attachment 4 - Alternate Version 4.composition](#)

[Resolution](#)

[Exhibit A - Public Art Policy 000-42 \(Revised\)](#)

[Presentation](#)

14. 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.

14.1 PUBLIC HEARING - RESOLUTION DECLARING WEEDS AND RUBBISH IN THE SANTA ROSA CITY LIMITS A PUBLIC NUISANCE

BACKGROUND: On February 2, 2016, Council declared by resolution, weeds and rubbish as a public nuisance. The second procedure is to publish a notice for a public hearing, at which time a person or persons may voice an objection to the Weed and rubbish Abatement Program. After hearing any or all protests, the Council, by resolution, may grant or overrule any protest and authorize the Fire Department to abate the nuisances.

Chapter 9-08 of the Santa Rosa City Code requires a public hearing to hear all objections or protests to the proposed removal of weed and rubbish upon property that such a public nuisance has been declared to exist.

The City Council grants or overrules any such protests.

The City Council, then, by resolution, may authorize the Fire Department

to abate all weeds and rubbish on or upon private property within the City of Santa Rosa.

RECOMMENDATION: It is recommended by the Fire Department that Council, by resolution, over rule any protests and authorize the Fire Department to abate the nuisances

Attachments [Staff Report](#)
[Attachment 1](#)
[Resolution](#)
[Public Hearing Notice](#)
[Presentation](#)

****14.2 PUBLIC HEARING - APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVE A CONDITIONAL USE PERMIT FOR THE OAKMONT CENTRAL PARK EXPANSION, LOCATED AT 6633 OAKMONT DRIVE - FILE NO. MNP14-014**

BACKGROUND: On December 10, 2015, the Planning Commission approved, with a vote of 5-0-1-1 (Commissioner Crocker being absent and Vice-Chair Stanley recusing himself), Resolution No. 11742, the Oakmont Central Park Expansion project. The project includes the addition of four multi-use sport courts and a parking reduction. On December 18, 2015, the City Clerk received a request for Appeal. The purpose of this meeting is for the City Council to consider the expansion of recreational use and either grant the appeal or deny the appeal and approve the Conditional Use Permit.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the City Council, by resolution, deny the appeal and approve a Minor Conditional Use Permit to allow the expansion of the recreation area, including the construction of four multi-purpose sport courts and a parking reduction, at 6633 Oakmont Drive.

Attachments [Staff Report](#)

[Attachment 1- Disclosure Form](#)

[Attachment 2 - Location Map](#)

[Attachment 3A - Planning Commission Packet](#)

[Attachment 3B - Planning Commission Packet](#)

[Attachment 3C - Planning Commission Packet](#)

[Attachment 3D - Planning Commission Packet](#)

[Attachment 3E - Planning Commission Packet](#)

[Attachment 3F - Planning Commission Packet](#)

[Attachment 3G - Planning Commission Packet](#)

[Attachment 3H - Planning Commission Packet](#)

[Attachment 4 - PC Reso No. 11742 and Minutes](#)

[Attachment 6 - Applicant response to appeal](#)

[Attachment 7 - Project History](#)

[Attachment 5 - Appeal Form](#)

[Attachment 8 - Memo to Planning Commissioners](#)

[Attachment 9 - Applicant Binder Materials](#)

[Resolution](#)

[Exhibit A](#)

[Presentation](#)

15. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

- 15.1** MINOR CONTRACT AWARD MEMO - PARKING GARAGE #5 - 2015 REPAIRS. Provided for information.

Attachments [Memo](#)

- 15.2** FINAL MAP - CALISTOGA VILLAGE SUBDIVISION. Provided for information.

Attachments [Final Map](#)

16. 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.

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

18. ADJOURNMENT OF MEETING

19. UPCOMING MEETINGS

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

19.1 UPCOMING MEETINGS LIST

Attachments [List](#)

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

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



The City of Santa Rosa does not discriminate on the basis of disability in the admissions or access to, or treatment of or employment in, its programs or activities. Disability-related aids or services, including printed information in alternate formats, to enable persons with disabilities to participate in public meetings are available by contacting the City Clerk's Office at 543-3015 or cityclerk@srcity.org 48 hours prior to the meeting. TDD 543-3063

Meeting information can also be accessed via the internet at <http://srcity.org>