



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT AUGUST 29, 2017

2:00 P.M. - CLOSED SESSION (MAYOR'S CONFERENCE ROOM)

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 13 and 17. 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 13) 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 17.

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.

2:00 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

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.

RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION IN THE COUNCIL CHAMBER

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. (CITY COUNCIL CHAMBER)

4. ANNOUNCEMENT OF ROLL CALL

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

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - 2017 EMPLOYEE FUND DRIVE

Attachments: [Proclamation](#)

7. STAFF BRIEFINGS - NONE.

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.

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

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

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)

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 Sonoma County Waste Management Agency (SCWMA)

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Other

11. APPROVAL OF MINUTES

11.1 August 8, 2017, Regular Meeting.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 RESOLUTION - COMMUNITY CRIME PREVENTION ASSOCIATES CONTRACT EXTENSION

RECOMMENDATION: It is recommended by the Office of Community Engagement that the Council, by Resolution: 1) extend the term for the Community Crime Prevention Associates contract from September 1, 2017 through February 28, 2018 to allow time for completion of the new Santa Rosa Violence Prevention Partnership's Strategic Plan for the period of 2017-2022 and approve the corresponding increase in funding, and 2) authorize the City Manager or designee to approve and execute the amendment with Community Crime Prevention Associates, subject to approval as to form by the City Attorney.

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

12.2 RESOLUTION - MEASURE O CYCLE VIII CHOICE GRANT PROGRAM EXTENSION

RECOMMENDATION: It is recommended by the Office of Community Engagement that the Council, by resolution: 1) extend the term for Cycle VIII of the CHOICE grant program from September 1, 2017 through December 31, 2017 to allow time for completion of the new Santa Rosa Violence Prevention Partnership's Strategic Plan for the period of 2017-2022 and approve the corresponding increase in funding, and 2) authorize the City Manager or designee to approve and execute the amendments with CHOICE Cycle VIII funded agencies, subject to approval as to form by the City Attorney.

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

12.3 RESOLUTION - CONTRACT AMENDMENT 2 - DIESEL AND UNLEADED GAS WITH DELIVERY

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve the Second Amendment to General Services Agreement (GSA) #F000649 with Ramos Oil Company, Inc., Sacramento, California, to exercise the final one-year extension option of the Agreement and increase contract compensation by \$360,000, for a total amount not to exceed \$805,000.

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

12.4 RESOLUTION - EXTEND TERM OF FRANCHISE AGREEMENT FOR

TOW VENDOR OPERATORS FOR A SECOND ONE-YEAR EXTENSION

RECOMMENDATION: It is recommended by the Police Department that the Council, by resolution, pursuant to Chapter 6-84.010 of the Santa Rosa City Code, extend the term of the Franchise Agreements for Tow Vendor Operators for a second, one-year extension.

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

12.5 RESOLUTION - AUTHORIZING SUBMITTAL OF AN OUTDOOR ENVIRONMENTAL EDUCATION FACILITIES GRANT APPLICATION TO THE NATURAL RESOURCES AGENCY OF THE DEPARTMENT OF PARKS AND RECREATION FOR THE IMPROVEMENT OF A PLACE TO PLAY COMMUNITY PARK

RECOMMENDATION: It is recommended by the Recreation and Parks Department that the Council, by resolution, authorize the submittal of an application to the Natural Resources Agency of the California Department of Parks and Recreation, Outdoor Environmental Education Facilities Grant for the improvement of A Place to Play Community Park in the amount of \$500,000 and further authorize the Director of Recreation and Parks to act as the designated position to submit the application, execute a grant agreement and any amendments, subject to approval as to from by City Attorney, and administer the grant, and to authorize the Chief Financial Officer to increase appropriations in revenue and expenditures by the approved grant award.

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

12.6 MOTION - CONTRACT AWARD - PAVEMENT PREVENTIVE MAINTENANCE 2017

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C02122, Pavement Preventive Maintenance 2017, applying slurry seal coating to five arterial and collector streets, in the amount of \$888,748.80 to the lowest responsible bidder, Argonaut Constructors, Inc. of Santa Rosa, California, approve a 15% contract contingency, and authorize a total contract amount of \$1,022,061.12.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Attachment 2](#)
[Presentation](#)

12.7 RESOLUTION - CONTRACT - ADD FUNDS - MAINTENANCE AND REPAIR OF HVAC EQUIPMENT

RECOMMENDATION: It is recommended by the Water, Transportation and Public Works and Finance Departments that the Council, by resolution, (1) approve the Second Amendment to General Services Agreement (GSA) #F001312 with Alan Troxel, dba Troxel HVAC, Petaluma, California, to add funding to the contract term in the amount of \$200,000, for a total amount not to exceed of \$389,000 which includes \$29,800 in unpaid invoices for miscellaneous repair services performed in excess of the approved not to exceed amount for the period of February 2017 and May 2017 through August 2017 and (2) amend the fiscal year (FY) 2017-18 adopted General Fund Budget in the Transportation and Public Works Department appropriating an additional \$200,000 from the General Fund unassigned fund balance.

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

12.8 RESOLUTION - SUBMITTAL OF BP SOLAR CLASS ACTION SETTLEMENT CLAIMS

RECOMMENDATION: It is recommended by Santa Rosa Water and Recreation & Parks Department staff that the Council, by resolution,

approve the submittal of settlement claims in the BP Solar International, Inc. class action litigation and authorize the Water Department Director and the Recreation & Parks Director, or their designee, to sign the claim forms on behalf of the City.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Attachment 2](#)
[Resolution](#)
[Presentation](#)

12.9 RESOLUTION - THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F001128 WITH THE SANTA ROSA CHAMBER OF COMMERCE

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve a Third Amendment to Professional Services Agreement number F001128 with the Santa Rosa Chamber of Commerce for downtown services for the remainder of the 5-year contract established on March 7, 2016 for a total of \$113,760, with a not to exceed amount of \$190,160.

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

12.10 RESOLUTION - AMENDMENT TO SAMUEL L. JONES HALL HOMELESS SHELTER AGREEMENT

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, approve the First Amendment to Agreement for the Operation and Use of the Samuel L. Jones Hall Homeless Shelter Year-Round and Winter Shelter Programs with Catholic Charities of the Diocese of Santa Rosa, per Council direction at its meeting on July 11, 2017 to consolidate these programs into a 188-bed year-round housing-focused shelter, and increase the total compensation under the agreement from

\$572,803 to \$1,069,714, utilizing \$496,911 of the \$600,000 approved as part of the Fiscal Year 2017/2018 budget for the expansion of Housing First homeless services.

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

12.11 RESOLUTION - ASSESSMENT LIEN AGAINST THE REAL PROPERTY LOCATED AT 1350 & 1352 PAGE COURT, SANTA ROSA, CA 95407

RECOMMENDATION: It is recommended by the Department of Housing and Community Services that the Council, by resolution, approve the special assessment lien in the amount of \$1,793.00 against the property located at 1350 & 1352 Page Court for violations of the City Code that remain uncorrected by the responsible parties, Steven Mc Donald, and authorize recording of a lien and placing the assessment on the property tax roll for collection.

Attachments: [Staff Report](#)
[Attachment 1 - Administrative Enforcement Order](#)
[Attachment 2 - Cert Of Service](#)
[Attachment 3 - Case File Photographs](#)
[Attachment 4 - Property Detail Report](#)
[Attachment 5 - Vicinity Map](#)
[Resolution](#)
[Presentation](#)

12.12 ORDINANCE ADOPTION - APPROVING A REZONING REQUEST TO ALLOW A MODIFICATION TO THE COURTSIDE VILLAGE POLICY STATEMENT TO ALLOW A DENSITY TRANSFER FOR THE DEVELOPMENT OF THE PARK LANE II APARTMENTS, LOCATED AT 1001 DOUBLES DRIVE, ASSESSOR'S PARCEL NO. 035-690-103, FILE NO. MJP14-010

RECOMMENDATION: This ordinance, introduced at the August 15, 2017, Regular Meeting by a 6-0-1 vote (Council Member Combs

absent), rezones a modification to the Courtside Village Policy Statement to allow a density transfer for the development of the Park Lane II Apartments, located at 1001 Doubles Drive, Assessor's Parcel No. 035-690-103, File No. MJ14-010.

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 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 17.

14. REPORT ITEMS

14.1 REPORT - RESOLUTION APPROVING SOLID WASTE COLLECTION SERVICES AGREEMENT BETWEEN THE CITY OF SANTA ROSA AND RECOLOGY

BACKGROUND: The City and North Bay Corporation have had an exclusive franchise agreement in place for the collection of solid waste, organic waste and recyclable materials since 2003. The agreement was last amended in 2010 and expires on December 31, 2017.

In September, 2016, City staff held two public meetings to receive public input and feedback regarding collection services in the City. The public expressed a desire for improved recycling and diversions rates, the need for education and outreach from the new collection services provider, improved customer service, and a preference for the selection of a quality services provider rather than the selection of the least expensive provider.

On October 20, 2016, the City issued a request for proposals (RFP) for collection services providers for the award of an exclusive franchise agreement in the City of Santa Rosa to commence on January 1, 2018.

RECOMMENDATION: It is recommended by the City Manager's Office that the Council, by resolution, approve the Solid Waste Collection Services Agreement between the City of Santa Rosa and Recology.

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

14.2 REPORT - RESOLUTION - CALIFORNIA VOTING RIGHTS ACT

BACKGROUND: The Southwest Voter Registration Education Project (the "Education Project"), through its attorney Kevin Shenkman, has submitted a certified letter challenging the City's at-large election of council members. The Education Project alleges that racially polarized voting within the City has combined with the City's at-large election system to impair the ability of Latino voters to elect candidates of their choice or to influence the outcome of an election. The Education Project thus alleges that the City's at-large election system may violate the California Voting Rights Act, and it threatens litigation if the City does not voluntarily transition to a district-based election system. Attorney Shenkman has submitted similar claims against cities, counties and school districts throughout California. The City Attorney recommends that the Council give direction as to the appropriate response to the allegations.

RECOMMENDATION: It is recommended by the City Attorney that Council state its intent to respond to a legal challenge, brought under the California Voting Rights Act, to Santa Rosa's at-large voting system. Council action may be by: 1) Motion directing staff to research and defend against claims that the City's at-large election system violates the California Voting Rights Act; 2) Resolution stating Council's intent to place a measure on the ballot in June 2018, or as soon thereafter as is practical, proposing an amendment to the City Charter to transition the City to a district-based election system, and directing staff to undertake associated actions; 3) Resolution stating Council's intent to transition to district-based elections by ordinance adopted pursuant to Elections Code Section 10010 and Government Code Section 34886, and

directing staff to undertake associated actions; or 4) Motion directing staff to seek declaratory relief in Superior Court.

Attachments: [Staff Report](#)
[Attachment 1](#)
[Resolution 1](#)
[Exhibit A Res 1](#)
[Resolution 2](#)
[Exhibit A Res 2](#)
[Presentation](#)

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 - NONE.

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: [List](#)

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

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

City Council

AUGUST 29, 2017

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 Office at 543-3015 or cityclerk@srcity.org one week prior to the meeting. TDD 543-3063

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.