



City of Santa Rosa

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

City Council Regular Meeting Minutes - Final

Tuesday, July 13, 2021

12:30 PM

REVISED

1. CALL TO ORDER AND ROLL CALL

Mayor Rogers called the meeting to order at 12:30 p.m.

Present: 7 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

There were no public comments made.

Mayor Rogers recessed the meeting to Closed Session at 12:33 p.m.

2.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: 741 3rd Street and 758 4th Street APN's APN 009-014-016, 009-014-017 & 009-072-044

Agency Negotiator: Jill Scott, Real Property Manager

Negotiating Parties: County of Sonoma

Under Negotiations: Price and terms of sale.

This item was received and filed.

2.2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Properties: 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 - James C Harris and Carol A Harris, Trust, Timothy Paul Nelson, Kelly T. Suacci and Kerri A Olhiser

1004 Hearn - Nelson Arthur Nelson
Under Negotiations: Price and terms of sale.

This item was received and filed.

Mayor Rogers recessed closed session at 3:24 p.m. and reconvened to study session at 3:30 p.m.

Present: 6 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

Absent: 1 - Council Member Victoria Fleming

Council Member Fleming joined the meeting at 3:38 p.m.

3. STUDY SESSION

3.1 ONE-TIME MONIES

Staff will present an overview of the eligible uses of American Rescue Plan Act (ARPA) funds and recommended projects for the remaining PG&E settlement funds.

Attachments: [Staff Report](#)
[Presentation](#)
[REVISED Presentation \(Uploaded 7-13-2021\)](#)
[Late Correspondence \(Uploaded 7-13-2021\)](#)
[Late Correspondence \(Uploaded 7-15-2021\)](#)

Jan Mazyck, Chief Financial Officer, presented and answered questions from Council.

PUBLIC COMMENT

Jim Scally, Coffey Park resident, spoke thanking Santa Rosa firemen for their work on the fires.

Steve Rahmn, President of Coffey Strong, spoke in support to fund the fire recovery corridor.

Michelle spoke in support of using ARPA funds to build a Boys and Girls Club on the 800 Block of Sebastopol Road in Roseland.

Gregory Fearon spoke on the importance of integrating the City's

funds by working with the schools and the County.

Alex Krohn spoke in support of a broadband infrastructure.

Shirley Cheal spoke regarding safe parking and providing wrap around services.

Angie Dillon Shore, First 5 Sonoma County, spoke in support of families with young kids, baby bonds, and for providing relief funding for childcare.

Gerardo submitted comment regarding a street light post on his property.

The following spoke in support of using PG&E settlement funds for the Hopper Avenue corridor repairs, residential street repairs, and vegetation restoration:

Linda Garcia
Stacy Hageman
Joe
Sherri Sharpe
Denise M., Coffey Park resident,
Teresa Mora, Coffey Park resident
Pamela Van Helsema
Kate H
Bill McKee, Coffey Park resident
Barbara Barrett
Diane Green
Maureen R., Coffey Park resident
Paul Goodman, Coffey Park resident
Phila Cole
Russ
Eric Cole
Von, Coffey Park resident
Wendy
Karen and Ed, Coffey Park residents

Russell
Tom, Coffey Park resident
Danelle, Coffey Park resident
Sean Coleman-Smith, Coffey Park resident
Daniel
Hal Stone
Mary Lopez
Sue, Coffey Park resident
Annie Barber, Coffey Park resident
Jacqueline
Constance
Jamie, Coffey Park resident
Alan, Coffey Park resident
Michael
Ed, Coffey Park resident
Gabriella
Deb
Tracy
Tom
Heather
Steven
Deborah Fraiser
Jerry
Travis Anderson
Jeff Okrepie
Tom & Michelle, Coffey Park residents
Karen, Coffey Park resident
Janet R., Coffey Park resident
Veronica D.
Cecelia
Kelli Moore, Coffey Park resident
Norma
Cara
Dale and Sandi, Coffey Park residents
Jessica, Coffey Park resident
Karen
Richard Lane, Coffey Park resident

Dwayne, Coffey Park resident
Susanna, Coffey Park resident
Dave Bailey
Matt, Coffey Park resident
Sonia
Coleen Doyle, Coffey Park resident
Nick, Coffey Park resident
Calen Johnson
Kathy Porter
John, Coffee Park resident
Allysa
Shannon Peck
Monty
Melanie Grossman, Coffey Park resident
Becca

This item was received and filed.

3.2 HARASSMENT PREVENTION POLICY REVIEW

Staff will present a review of the City's Harassment, Discrimination and Retaliation Prohibition and Prevention Policy.

Attachments: [Staff Report](#)
 [Attachment 1 - Policy 700-03](#)
 [Attachment 2 - Code of Conduct Policy 000-51](#)
 [Presentation](#)

This item was continued to a future meeting.

Mayor Rogers recessed the meeting at 7:10 p.m. and reconvened the meeting at 7:40 p.m.

15. PUBLIC HEARINGS

Present: 7 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

15.1 PUBLIC HEARING - 1900 BRUSH CREEK RD APPEAL

BACKGROUND: Appeal of Planning Commission's March 25, 2021, decision to deny an appeal of Planning Director determinations made during Planning review of Building Permit application B20-6871

concerning (1) the proposed project's compliance with subject parcel's Final Map and required building setbacks, and (2) compliance with City's Tree Ordinance tree removal requirements.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, deny the appeal and uphold the decision of the Planning Commission and determinations made by the Planning Director during Planning review of Building Permit B20-6871.

Attachments: [Staff Report](#)
[Attachment 1 - Neighborhood Context and Location Map](#)
[Attachment 2 - Proposed Site Plan](#)
[Attachment 3 - CC-Appeal-04-05-2021](#)
[Attachment 4 - Building Permit Application B20-6871](#)
[Attachment 5 - Tree removal documentation](#)
[Attachment 6 - Tree Mitigation Request](#)
[Attachment 7 - PC Appeal and Amended Appeal Application-Update 03-18-2021](#)
[Attachment 8 - PC Reso 12049-signed](#)
[Attachment 9 - Appellant Correspondence Redacted-Update 03-18-2021](#)
[Attachment 10 - Code Enforcement Correspondence-Update 03-18-202](#)
[Attachment 11 - Planning Correspondence-Update 03-18-202](#)
[Attachment 12 - Property Owner Correspondence Redacted-Update 03-18-202](#)
[Attachment 13 - Late Correspondence thru 06-08-2021](#)
[Resolution](#)
[Resolution Revised \(Redline\)](#)
[Resolution Revised \(Final\)](#)
[Presentation](#)
[Appellant Presentation \(Uploaded 7-13-2021\)](#)
[Late Correspondence \(Uploaded 7-13-2021\)](#)
[Late Correspondence \(Uploaded 7-15-2021\)](#)

The following Ex parte communications were made by the Council Members:

Council Member Sawyer spoke with his Planning Commission appointee and had nothing new to report.

Council Member Fleming spoke with constituents involved and had nothing new to report.

Mayor Rogers communicated with his Planning Commissioner and had nothing new to report.

Andrew Trippel, Acting Supervising Planner, and Bill Rose,

Supervising Planner, presented and answered questions from Council.

Jesse Oswald, Chief Building Official, was available to answer questions from Council.

Karen Weeks, Planning Commission Chair, provided an overview of the Commission's deliberation process for approval of the permit.

Rose Zoia, legal counsel for the Applicant, made a presentation on their behalf.

Tony Cabrera, Cabrera & Associates and representing the Applicant, provided information on the Applicant's experience over the last year.

Kathleen Parnell, Appellant, presented information to the Council and asked that the appeal be upheld.

Chris Skelton, Appellant Representative, presented additional information and asked that the appeal be upheld.

Tony Cabrera responded on behalf of the applicant stating staff correctly applied the codes and policies correctly.

Mayor Rogers opened the public hearing at 8:45 p.m.

Dr. Casey Carter spoke on being disappointed the tree was removed and asked questions about contracting licenses and permits.

Mayor Rogers closed the public hearing at 8:48 p.m.

On a motion by Council Member Alvarez, seconded by Council Member Schwedhelm, to waive reading of the text and adopt

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING AN APPEAL AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION AND PLANNING DIRECTOR DETERMINATIONS MADE

**DURING PLANNING REVIEW OF BUILDING PERMIT APPLICATION
B20-6871 CONCERNING COMPLIANCE WITH CITY'S TREE ORDINANCE
TREE REMOVAL REQUIREMENTS LOCATED AT 1900 BRUSH CREEK RD.,
ASSESSOR'S PARCEL NUMBER 182-140-056, FILE NUMBER ST20-003**

On a substitute motion was made by Council Member Fleming, seconded by Council Member Tibbetts, to uphold the appeal and direct staff to implement the mitigation fee and to waive reading of the text and adopt as amended

RESOLUTION NO. RES-2021-126 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA UPHOLDING AN APPEAL OF THE DECISION OF THE PLANNING COMMISSION AND PLANNING DIRECTOR DETERMINATIONS MADE DURING PLANNING REVIEW OF BUILDING PERMIT APPLICATION B20-6871 CONCERNING COMPLIANCE WITH CITY'S TREE ORDINANCE TREE REMOVAL REQUIREMENTS LOCATED AT 1900 BRUSH CREEK RD., ASSESSOR'S PARCEL NUMBER 182-140-056, FILE NUMBER ST20-003

The substitute motion carried by the following vote:

Yes: 4 - Mayor Rogers, Council Member Alvarez, Council Member Fleming, and Council Member Tibbetts

No: 3 - Vice Mayor Rogers, Council Member Sawyer, and Council Member Schwedhelm

**15.2 PUBLIC HEARING - CUP19-117 - ALTERNATIVE EAST
(DISPENSARY) APPEAL - 2300 BETHARDS AVENUE, SUITE A**

BACKGROUND: On February 25, 2021, the Planning Commission continued the item before opening a Public Hearing to a date certain of March 25, 2021, to allow members of the Public to review the Agenda packet. The determination by the Planning Commission, as recommended by Staff was due to a deficiency in Public Noticing for the Project where only one onsite sign was installed instead of two, as well as Public Correspondence that was sent as Late Correspondence to the Commission.

On March 25, 2021, the Planning Commission held a duly noticed public hearing where the Commission reviewed the Conditional Use Permit (CUP19-117) and received a presentation from Staff, a presentation from the applicant team, heard public comments, and

made findings for the approval of the Conditional Use Permit. An appeal to the Commission's decision was filed by Elizabeth S. Hutton on behalf of Protect Our Neighborhoods with the City Clerk's Office on April 5, 2021.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that Council, by resolution, deny the appeal and approve the Conditional Use Permit for the Project.

Attachments: [Staff Report](#)
 [Attachment 1 - Disclosure Form](#)
 [Attachment 2 - Location Map](#)
 [Attachment 3 - Project Narrative](#)
 [Attachment 4 - Site Plan](#)
 [Attachment 5 - Floor Plan as of 3.25.21](#)
 [Attachment 6 - Building Photos](#)
 [Attachment 7 - Odor Mitigation Feasibility](#)
 [Attachment 8 - Trip Generation Estimate](#)
 [Attachment 9 - Delivery Regulations](#)
 [Attachment 10 - Distance to Schools Graphic](#)
 [Attachment 11a - Public Correspondence](#)
 [Attachment 11b - Public Correspondence](#)
 [Attachment 11c - Public Correspondence](#)
 [Attachment 11d - Public Correspondence](#)
 [Attachment 11e - Public Correspondence](#)
 [Attachment 11f - Public Correspondence](#)
 [Attachment 12 - Neighborhood Petition](#)
 [Attachment 13 - Appeal Statement](#)
 [Attachment 14 - Applicant Appeal Response](#)
 [Attachment 15 - W-Trans Resonse to the Appeal](#)
 [Attachment 16 - Planning Commission Resolution 12050](#)
 [Resolution](#)
 [Exhibit A - Engineering Development Services Exhibit A.pdf](#)
 [Presentation - Staff](#)
 [Presentation - Appellant](#)
 [Late Correspondence \(Uploaded 7-7-20221\)](#)
 [Additional Petitions \(Uploaded 7-7-2021\)](#)
 [REVISED Presentation - Appellant \(Uploaded 7-13-2021\)](#)
 [Late Correspondence \(Uploaded 7-13-2021\)](#)
 [Late Correspondence \(Uploaded 7-15-2021\)](#)

There were no Ex Parte Communications made by Council Members.

Adam Ross, Project Planner, presented and answered questions from Council.

Mayor Rogers recessed the meeting at 9:23 and reconvened the meeting at 9:32 p.m.

Present: 6 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

Absent: 1 - Council Member Eddie Alvarez

Elizabeth Hutton, on behalf of the Appellant, presented information noting the Applicant representative, Nick Caston, has not filed as a lobbyist and for Council to uphold the appeal.

Nick Caston addressed the Council on why he has not registered as a lobbyist to speak on this item by citing Council Ordinance No. 3954, Subsection H.

Karen Weeks, Planning Commission Chair, provided an overview of the Commission's deliberation process for approval of the permit.

Nick Caston, representing the applicant, had no additional information to provide to the Council and was available to answer questions from the Council.

Elizabeth Hutton, on behalf of an association of concerned Bennett Valley neighbors, presented information on concerns of traffic and parking issues, CEQA issues, public comments, and a petition submitted to the Planning Commission for consideration.

Nick Caston, representing the Applicant, provided rebuttal remarks addressing traffic impacts concerns, the public comments heard and acted on in good faith by the Applicant, and the CEQA exemption applied.

Mayor Rogers opened the public hearing at 10:04 p.m.

Ann spoke on the Planning Commission making a decision without review of a petition submitted, and against the approval of the permit.

The following people spoke on traffic and safety concerns and in opposition to the approval of the permit:

Bob
Mora Jacobson
Allan Hardcastle
John Pearson
Kellie
L
Tamara Blass
Amy Bolten
Brianna
Gail Cafferata
Christina Ayton

Eric spoke in support of the approval of the permit.

Spencer, GM Alternatives, spoke in support of approval of the permit.

Seeing no one else wishing to speak, Mayor Rogers closed the public hearing at 10:35 p.m.

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

RESOLUTION NO. RES-2021-127 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING AN APPEAL AND APPROVING A CONDITIONAL USE PERMIT AND SITE PLAN DATED MARCH 25, 2021, FOR ALTERNATIVES EAST TO OPERATE A CANNABIS RETAIL FACILITY WITH DELIVERY SERVICE WITHIN A 2,449-SQUARE FOOT TENANT SPACE, LOCATED AT 2300 BETHARDS DRIVE, SUITE A, ASSESSOR'S PARCEL NO. 147-061-015, FILE NO. PRJ19-047

The motion carried by the following vote:

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

Recused: 1 - Council Member Alvarez

Mayor Rogers announced Agenda Items 3.2, 7.1, 7.2 and 7.3 will be continued to the next available meeting.

ANNOUNCEMENT OF ROLL CALL - NONE.

6. PROCLAMATIONS/PRESENTATIONS - NONE.

7. STAFF BRIEFINGS

7.1 COMMUNITY EMPOWERMENT PLAN UPDATE

This will be a standing item on the agenda. No action will be taken except for possible direction to staff.

This item was continued to the next available meeting.

7.2 GLASS FIRE RECOVERY UPDATE

Staff will provide an update on the Glass Fire Recovery. No action will be taken except for possible direction to staff.

This item was continued to the next available meeting.

7.3 STORM WATER AND CREEKS PROGRAM UPDATE

Staff will update Council on work undertaken by the Storm Water and Creeks Team in the 2020/2021 fiscal year, as well as current programs. The Council may discuss this item and give direction to staff.

Attachments: [Presentation](#)

This item was continued to the next available meeting.

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

No reports were provided.

8.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 through June

2021 as well as provide a summary of pending litigation against the City.

Attachments: [Report of Settlements and Litigation](#)

This item was received and filed.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

Council Member Fleming announced she will be abstaining from Consent Items 12.3 through 12.5 as she was not present at the meeting for the first reading of those items.

Council Member Tibbetts announced he will be abstaining from Items 11.2 11.4 12.4 and 12.5 as he was not present at the meeting for the first reading of those items.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

Council Member Schwedhelm announced his appointment of Steve Rahm as his North representative on Community Advisory Board and thanked Cecile Querubin for her service on the board.

10.1 MAYOR'S/COUNCIL MEMBERS' 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 Zero Waste Sonoma (formerly known as Sonoma County Waste Management Agency (SCWMA))

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Home Sonoma County (HSC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

10.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

No public comments were made.

10.2.1 Council may vote to make appointments to the following boards:

- Board of Building Regulations Appeals - (4) positions
- Bicycle and Pedestrian Advisory Board - (1) Senior Community Representative and (1) Disabled Community Representative
- Personnel Board - (2) At-large, (1) term ending 12/31/2024, the other to fill remaining term of vacant seat ending 12/31/2022; and (1) Labor Representative, with term ending 12/31/2024

A motion was made by Council Member Schwedhelm, seconded by Council Member Sawyer, to appointment David Cooper, Ken Coker, and Richard Yahn on the Board of Building Regulation Appeals.

The motion carried by the following vote:

Yes: 6 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, and Council Member Schwedhelm

Absent: 1 - Council Member Tibbetts

A motion was made by Council Member Sawyer, seconded by Vice Mayor Rogers, to appoint Paul Schwartz as the Senior representative on the Bicycle & Pedestrian Advisory Board.

The motion carried by the following vote:

Yes: 6 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, and Council Member Schwedhelm

Recused: 1 - Council Member Tibbetts

A motion was made by Council Member Schwedhelm, seconded by Vice Mayor Rogers, to appoint Frank Panza and David Parks as At-Large

representatives on the Personnel Board.

The motion carried by the following vote:

Yes: 5 - Mayor Rogers, Vice Mayor Rogers, Council Member Fleming, Council Member Sawyer, and Council Member Schwedhelm

No: 1 - Council Member Alvarez

Abstain: 1 - Council Member Tibbetts

A motion was made by Vice Mayor Rogers, seconded by Council Member Alvarez, to appoint Lisa Maldonado as the Labor representative on the Personnel Board.

The motion carried by the following vote:

Yes: 4 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, and Council Member Fleming

No: 2 - Council Member Sawyer, and Council Member Schwedhelm

Abstain: 1 - Council Member Tibbetts

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

City Attorney Sue Gallagher reported Council met in closed session on Item 2.1 regarding property located at 741 3rd Street and 758 4th Street and gave direction to real property negotiator and on Item 2.2 regarding property located at 976, 980, and 1004 Hearn Ave. and gave direction to real property negotiator.

11. APPROVAL OF MINUTES

Council Member Tibbetts abstained from approving Item 11.2 and 11.4 due to his absence from the meeting.

No public comments were made.

11.1 December 8, 2020, Regular Meeting.

Attachments: [Draft Minutes](#)

This item was approved as submitted.

11.2 May 12-13, 2021, Special Meeting.

Attachments: [Draft Minutes](#)

This item was approved as submitted.

11.3 May 18, 2021, Regular Meeting.

Attachments: [Draft Minutes](#)

This item was approved as submitted.

11.4 May 19, 2021, Special Meeting.

Attachments: [Draft Minutes](#)

This item was approved as submitted.

11.5 May 25, 2021, Regular Meeting.

Attachments: [Draft Minutes](#)

This item was approved as submitted.

12. CONSENT ITEMS

PUBLIC COMMENT

Kevin Conway submitted comment in support of Item 12.4.

Caroline submitted comment in support on Item 12.4.

Royalynn submitted comment in support of Item 12.4.

Jennifer LaPorta submitted comment in support of Item 12.4 and in opposition to the 5G rollout.

Tom LaPorta submitted comment in support of Item 12.4 and asked Council to direct staff to draft an ordinance on macro towers.

Richard Boyd submitted comment on his concerns on the adoption of the ordinance in Item 12.4.

Mary Dahl submitted comment on Item 12.4 and her concerns on exposure to RFRs.

Kathryn Dodd submitted comment on behalf of the Alliance of Nurses, in support of adoption of Item 12.4 and asked Council to

direct staff to start working on a macro tower ordinance.

Sidnee Cox submitted comment in support of adoption of Item 12.4 and in support of a municipal fiber network.

Sandra G submitted comment in support of 12.4 and for staff to draft an ordinance related to macro towers.

Hanna Borris, Verizon Wireless, spoke thanking Council and staff for their work on Item 12.4. and asked for changes to the ordinance.

12.1 MOTION - CONTRACT AWARD - PAVEMENT PREVENTIVE MAINTENANCE 2021

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C02357, Pavement Preventive Maintenance 2021, in the amount of \$818,007.00 to the lowest responsible bidder, Sierra Nevada Construction, Inc. of Sparks, Nevada, approve a 10% contract contingency, and authorize a total contract amount of \$899,807.70.

Attachments: [Staff Report](#)
 [Attachment 1 - Location Map](#)
 [Attachment 2 - Summary of Bids](#)
 [Presentation](#)

A motion was made by Vice Mayor Rogers, seconded by Council Member Schwedhelm, to approve Consent Item 12.1. The motion carried by the following vote:

Yes: 6 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, and Council Member Schwedhelm

Absent: 1 - Council Member Tibbetts

12.2 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 Corporation for software licenses and support of desktops and servers, utilizing the County of Riverside's Cooperative Master Enterprise Agreement with Microsoft Corporation (#8084445) and the County of Riverside's

Licensing Solution Provider Agreement (# PSA-0001524) with Dell Marketing, L.P., under which Dell Marketing, L.P. is the Microsoft's Value-Added Reseller (VAR) for the City, in an amount of \$1,187,598.60 plus a \$400,000 contingency, for a total not-to-exceed amount of \$1,587,598.60.

Attachments: [Staff Report](#)
[Attachment 1 - Riverside Coop with Microsoft](#)
[Attachment 2 – Riverside Licensing Solution Provider Agreement and Amendment](#)
[Attachment 3 - Quote](#)
[Resolution](#)
[Exhibit A - Microsoft Enterprise Agreement](#)
[Presentation](#)

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

RESOLUTION NO. RES-2021-128 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A THREE-YEAR ENTERPRISE AGREEMENT WITH MICROSOFT CORPORATION

The motion carried by the following vote:

Yes: 7 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

A motion was made by Vice Mayor Rogers, seconded by Council Member Schwedhelm, to waive reading of the text and adopt Consent Items 12.3 through 12.5. The motion carried by the following vote:

Yes: 5 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Sawyer, and Council Member Schwedhelm

Abstain: 2 - Council Member Fleming, and Council Member Tibbetts

12.3 ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTIONS 15-16.030 AND 15-16.050 OF TITLE 15 OF THE SANTA ROSA CITY CODE ADOPTING SEWER DEMAND FEE

RECOMMENDATION: This ordinance, introduced at the June 29, 2021, Regular Meeting by a 5-0-2 vote (Council Members Fleming and Tibbetts absent), amends Sections 15-16.030 and 15-16.050 of Title 15 of the Santa Rosa City Code adopting sewer demand fees.

Attachments: [Ordinance](#)

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2021-005 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTIONS 15-16.030 AND 15-16.050 OF TITLE 15 OF THE SANTA ROSA CITY CODE ADOPTING SEWER DEMAND FEE

12.4 ORDINANCE ADOPTION - AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 13-06 TO TITLE 13 STREETS, SIDEWALKS AND PUBLIC PLACES OF THE SANTA ROSA CITY CODE PERTAINING TO WIRELESS FACILITIES IN PUBLIC RIGHTS-OF-WAY

RECOMMENDATION: This ordinance, introduced at the June 29, 2021, Regular Meeting by 5-0-2 vote (Council Members Fleming and Tibbetts absent), regulates wireless facilities in public rights-of-way.

Attachments: [Ordinance](#)
 [Late Correspondence \(Uploaded 7-13-2021\)](#)

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2021-006 ENTITLED: AN ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 13-06 TO TITLE 13 STREETS, SIDEWALKS AND PUBLIC PLACES OF THE SANTA ROSA CITY CODE PERTAINING TO WIRELESS FACILITIES IN PUBLIC RIGHTS-OF-WAY

12.5 ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 1-10.030 OF THE SANTA ROSA CITY CODE AND POSTPONING THE EFFECTIVE DATE OF CHAPTER 1-10 "OPEN GOVERNMENT" OF THE SANTA ROSA CITY CODE TO JANUARY 1, 2022

RECOMMENDATION: This ordinance, introduced at the June 29, 2021, Regular Meeting by 5-0-2 vote (Council Members Fleming and Tibbetts absent), amends section 1-10.030 of the Santa Rosa City Code and postpones the effective date of Chapter 1-10 "Open Government" of the Santa Rosa City Code to January 1, 2022.

Attachments: [Ordinance](#)

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2021-007 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 1 10.030 OF THE SANTA ROSA CITY CODE AND POSTPONING THE EFFECTIVE DATE OF CHAPTER 1-10 OF THE SANTA ROSA CITY CODE "OPEN GOVERNMENT" TO JANUARY 1, 2022

13. PUBLIC COMMENT ON NON-AGENDA MATTERS - NONE.

14. REPORT ITEMS - NONE.

16. WRITTEN COMMUNICATIONS

No public comments were made.

16.1 NOTICE OF FINAL MAP - KERRY RANCH 1 - Provided for information.

Attachments: [City Council Notice of Submittal of Final Map - Kerry Ranch 1 Final Map](#)

This item was received and filed.

16.2 NOTICE OF FINAL MAP - GROVE VILLAGE - Provided for information.

Attachments: [City Council Notice of Submittal of Final Map Final Map](#)

This item was received and filed.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Art submitted comment on his concern with the increase in fireworks in the city and not having enough police to enforce the no fireworks ordinance.

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 Rogers adjourned the meeting at 11:28 p.m. The next regularly scheduled meeting will be held on July 20, 2021, at a time to be set by the Mayor.

20. UPCOMING MEETINGS

20.1 UPCOMING MEETINGS LIST

City Council

Regular Meeting Minutes - Final

July 13, 2021

Attachments: [Upcoming Meetings List](#)

Approved on: September 28, 2021

/s/ Stephanie A. Williams, City Clerk