



**City Council
Regular Meeting Minutes - Draft**

Tuesday, May 18, 2021

12:00 PM

1. CALL TO ORDER AND ROLL CALL

Mayor Rogers called the meeting to order at 12:00 p.m. and announced Council will adjourn to Closed Session Items 2.1, 2.2, and 2.3 at the end of the Regular meeting under Item 18.

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

Absent: 1 - Council Member Jack Tibbetts

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

2.1 PUBLIC EMPLOYMENT (Government Code section 54957)

Title: City Manager

This Item was received and Filed under Item 18.

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

Name of Case: County of Sonoma, City of Santa Rosa, et al. v. Pacific Gas and Electric Company, et al.

Sonoma County Superior Court Case No. SCV-26739

This Item was received and Filed under Item 18.

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

Name of Cases: In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Order No. R1-2020-0012 California State Water Resources Control Board, Water Quality Petition A-XXXX (not yet assigned, filed Sept. 18, 2020); and In the Matter of the City of Santa Rosa's Petition for Review of Action and Failure to Act by the California Regional Water Quality Control Board, North Coast Region, in Adopting Resolution No. R1-2018-0025

California State Water Resources Control Board Water Quality Petition No. A-2605.

This Item was received and Filed under Item 18.

3. STUDY SESSION

3.1 REVIEW OF FISCAL YEAR 2021-22 OPERATIONS AND MAINTENANCE BUDGET AND CAPITAL IMPROVEMENT PROGRAM BUDGET

Session intended to provide City Council the opportunity to receive information, and to ask questions related to the City's overall financial stability and the proposed Fiscal Year (FY), 2021-22 Operations and Maintenance Budget and the Capital Improvement Program budget. No action is required.

City Manager Sean McGlynn introduced the item for presentation, thanked staff for their work, and outlined General Fund additional needs requests, General Fund reduction proposals, Real Property Transfer Tax, and support for Homeless Services and Affordable Housing.

Jan Mazyk, Chief Financial Officer, presented an overview of the FY 22 Citywide Expenditures Budget and answered questions from Council.

Jason Nutt, Assistant City Manager, presented information on Full-time Equivalent positions by Department and answered questions from Council.

Scott Westrope, Fire Chief, presented the Fire Department budget and answered questions from the Council.

Jim Arend, Administrative Services Officer, presented cost escalations, the FY 21-22 General Fund Proposed budget, and answered questions from Council.

Fire Chief Scott Westrope presented information on unfunded additional needs requests and answered questions from Council.

Police Chief Ray Navarro provided an introduction, information on cost escalations related to uncontrollable and controllable costs, the department FY 2021-22 general fund proposed budget, one time funding and answered questions from Council.

Mayor Rogers recessed the meeting at 2:11 p.m. and reconvened the meeting at 2:15 p.m.

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

Absent: 1 - Council Member Jack Tibbetts

Jason Nutt, Assistant City Manager, presented Transportation and Public Works budget cost escalations for uncontrollable and controllable costs, unfunded additional needs requests, the 2021-22 proposed budget, and answered questions from Council.

Jennifer Burke, Director of Water, presented storm water and water cost escalations regarding controllable and uncontrollable costs and answered questions from Council

Clare Hartman, Assistant City Manager, introduced the Team who will be presenting the Portfolio budget.

Jason Parrish, Administrative Services Officer, and Magali Telles, Deputy Director Community Engagement, presented Recreation and Community Engagement unfunded additional needs request and answered questions from Council.

Clare Hartman, Interim Assistant City Manager, presented information cost escalations on uncontrollable and uncontrollable costs, one time funding, and the proposed budget and answered questions from Council.

Mayor Rogers recessed/continued the budget study session at 3:33 p.m. to reconvene on Wednesday, May 19, 2021, at 10:00 a.m. and announced the Regular meeting of the Council will reconvene from recess at 4:00 p.m.

4. ANNOUNCEMENT OF ROLL CALL

Present: 5 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member John Sawyer, and Council Member Tom Schwedhelm

Absent: 2 - Council Member Victoria Fleming, and Council Member Jack Tibbetts

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

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - WATER AWARENESS MONTH

Council Member Schwedhelm read the proclamation. Claire Nordlie, Sustainability Coordinator, accepted.

6.2 PRESENTATION - WATER USE EFFICIENCY AWARDS

Council Member Sawyer presented the landscape architecture award to Ann Baker. Ann Baker made comments of thanks.

Council Member Sawyer presented an award to the UC Master Gardner Program and the award Mr. & Mrs. Miracle for going above and beyond to conserve water.

PUBLIC COMMENT

Leslie Hart made comment of thanks for the award for the UC Master Gardner Program.

7. STAFF BRIEFINGS - NONE.

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

No reports were provided.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

No statements of abstention were made.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

Vice Mayor Rogers announced her appointment of Henry Huang to Cultural Heritage Board.

Mayor Rogers announced he formed a Homelessness Ad Hoc Committee and appointed Council Member Schwedhlem and Vice Mayor Rogers to the Committee.

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

Council Member Schwedhelm provided a brief report on the Waterways Advisory Committee meeting.

Council Member Sawyer provided a brief report on the Economic Development Subcommittee meeting.

Mayor Rogers provided a brief report on the Climate Action Subcommittee meeting.

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

Mayor Rogers provided a brief report on the Sonoma County Transportation Authority/Regional Climate Protection Authority meeting.

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

11. APPROVAL OF MINUTES

11.1 April 27, 2021, Regular Meeting.

Approved as submitted.

11.2 April 20, 2021, Special Meeting.

Approved as submitted noting Council Member Sawyer's attendance at the meeting.

12. CONSENT ITEMS

No public comments were made.

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

12.1 RESOLUTION - ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE SANTA ROSA FIRE CHIEF REGARDING COMPLIANCE WITH SECTIONS 13146.2 AND 13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE

RECOMMENDATION: It is recommended by the Fire Department that the Council, by resolution, acknowledge receipt of reports for 2019 and for 2020 made by the Santa Rosa Fire Chief regarding the inspection of certain occupancies required to receive annual inspections pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2021-097 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ACKNOWLEDGING RECEIPT OF REPORTS FOR 2019 AND 2020 MADE BY THE FIRE CHIEF OF THE SANTA ROSA FIRE DEPARTMENT REGARDING THE INSPECTION OF CERTAIN OCCUPANCIES REQUIRED TO RECEIVE ANNUAL INSPECTIONS IN SUCH OCCUPANCIES PURSUANT TO SECTIONS 13146.2 AND 13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE

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

14. REPORT ITEMS

14.1 REPORT - RESOLUTION REQUESTING COMMUNITY-WIDE 20% REDUCTION OF WATER USE THROUGH VOLUNTARY WATER CONSERVATION MEASURES

BACKGROUND: Santa Rosa Water is requesting that the Council adopt a resolution requesting water customers voluntarily reduce their water use by 20%. The Russian River Watershed is experiencing record low rainfall and extremely dry conditions for the second year in a row. Santa Rosa Water purchases approximately 95% of our water supply from Sonoma Water. Sonoma Water's two reservoirs, Lake Mendocino and Lake Sonoma, are at the lowest levels ever recorded for this time of year. On May 3, 2021 the Water Advisory Committee to Sonoma Water adopted a resolution requesting the Sonoma Water Contractors voluntarily reduce water use by 20% over 2020 levels. Santa Rosa Water continues to participate in a regional outreach campaign to increase water use efficiency awareness and help customers achieve water savings.

RECOMMENDATION: It is recommended by the Board of Public Utilities and Santa Rosa Water that the Council, by resolution, request water customers reduce their water use by 20% through voluntary conservation measures.

Jennifer Burke, Director of Water, and Peter Martin, Deputy Director of Water, presented and answered questions from Council.

PUBLIC COMMENT

No public comments were made.

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

RESOLUTION NO. RES-2021-098 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA REQUESTING CUSTOMERS REDUCE WATER USE BY 20% THROUGH VOLUNTARY CONSERVATION MEASURES

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

***14.2 REPORT - MOTION, RESOLUTION AND URGENCY ORDINANCE -- APPOINTMENT OF INTERIM CITY MANAGER AND ESTABLISHMENT OF COMPENSATION**

BACKGROUND: At the end of March, City Manager Sean McGlynn announced his resignation from the City of Santa Rosa to become the City Manager for the City of Escondido.

The City Council seeks to appoint an Interim City Manager to fill the position temporarily while the City conducts a recruitment for a new permanent City Manager. The recruitment process can take up to six months from the time it is initiated. Based on this timing, there is a need for the City Council to hire an Interim City Manager. The City Council seeks to hire the Interim City Manager promptly so as to ensure a smooth transition and uninterrupted City operations.

RECOMMENDATION: It is recommended that the Council: 1) by motion, find good cause, under the Early Agenda Policy and the Open Government Ordinance, to consider this item, notwithstanding that the item did not appear on the preliminary agenda; 2) by resolution, appoint Jeffrey Kolin to the position of Interim City Manager; and 3) adopt an urgency ordinance establishing the compensation of the Interim City Manager at the amount of \$117.95 per hour. Under the City Charter, five affirmative votes are necessary to adopt an urgency ordinance.

City Attorney Gallagher informed Council that Item 14.2 was added after the publication of the preliminary agenda and requested that City Council make findings of good cause due to exceptional circumstances beyond the control of the City Council, to consider and to take action on this item.

A motion was made by Vice Mayor Rogers, seconded by Council Member Alvarez, to make finding of good cause to add this item to the agenda.

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

Amy Reeve, Human Resources Director, and Sue Gallagher, City Attorney, presented and answered questions from Council.

PUBLIC COMMENT

No public comments were made.

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

RESOLUTION NO. RES-2021-085 ENTITLED: RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AT-WILL EMPLOYMENT AGREEMENT BETWEEN THE CITY OF SANTA ROSA AND JEFF KOLIN FOR THE POSITION OF INTERIM CITY MANAGER AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT

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 waive reading of the text and adopt as amended

ORDINANCE NO. ORD-2021-003 ENTITLED: URGENCY ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING HOURLY RATE FOR THE INTERIM CITY MANAGER

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

Mr. Kolin made comments of thanks to the Council and is looking forward to joining the team and working with staff.

15. PUBLIC HEARINGS - NONE.

16. WRITTEN COMMUNICATIONS - NONE.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Kathleen spoke on the homeless services needed, asked for the sweeps of the encampments to stop, and for funding for transitional villages.

Gregory Fearon spoke on the hard work Council has been doing and valuing public input, and asked when public comment would be made on the budget study session.

Adrienne Lauby, President of SAVS and CoFounder of Homeless Action, spoke in on the need for a variety of parking programs and services to help the homeless.

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]

PUBLIC COMMENT

No public comment was provided.

Mayor Rogers recessed the meeting to Closed Session at 5:18 p.m.

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

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

Absent: 1 - Council Member Jack Tibbetts

City Attorney Gallagher reported Council met in closed session on Items 2.1, 2.2 and 2.3 and provided direction to staff on those items.

20. ADJOURNMENT OF MEETING

Mayor Rogers recessed/adjourned the Regular meeting at 6:34 p.m. to reconvene to the Budget Study Session at 10:00 a.m. on Wednesday, May 19, 2021.

21. UPCOMING MEETINGS

21.1 UPCOMING MEETINGS LIST

Approved on:

Stephanie A. Williams
City Clerk