

**SANTA ROSA CITY COUNCIL MINUTES
REGULAR MEETING
CITY HALL, 100 SANTA ROSA AVENUE
DECEMBER 13, 2016**

1. CALL TO ORDER AND ROLL CALL

Mayor Coursey called the meeting to order at 4:02 p.m. Council Members present: Mayor Coursey, Vice Mayor Tibbetts, Council Members Combs, Olivares, Rogers, Sawyer, and Schwedhelm.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS - NONE

3. STUDY SESSION - NONE

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

5. PROCLAMATIONS/PRESENTATIONS - NONE

6. STAFF BRIEFINGS - NONE

7. CITY MANAGER'S/CITY ATTORNEY'S REPORTS - NONE

8. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

Council Member Rogers will abstain from Item 10.1.

Vice Mayor Tibbetts will abstain from Item 10.1.

9. MAYOR'S/COUNCIL MEMBERS' REPORTS

The Mayor and Council Members made announcements and reports of interest to the Council.

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

9.1.1 Council Subcommittee Reports – None.

9.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA) – None.

9.1.3 Sonoma County Water Agency (SCWA) - Water Advisory Committee – None.

9.1.4 Association of Bay Area Governments (ABAG) – None.

9.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee – None.

9.1.6 Sonoma Clean Power Authority (SCPA) – None.

9.1.7 Sonoma County Waste Management Agency (SCWMA) – None.

9.1.8 Other – None.

10. APPROVAL OF MINUTES

10.1 November 15, 2016, Regular Meeting.

Approved as submitted with Vice Mayor Tibbetts and Council Member Rogers abstaining.

11. CONSENT ITEM

MOVED by Vice Mayor Tibbetts, seconded by Council Member Combs, and **CARRIED** unanimously to waive reading of the text and adopt Consent Items 11.1 through 11.3 as follows:

11.1 MOTION - CONTRACT AWARD - MAINTENANCE AND REPAIR OF HVAC EQUIPMENT

MOTION to approve a one-year contract with four one-year renewal options for maintenance and repair of heating, ventilating and air conditioning (HVAC) equipment to Alan Troxel, dba Troxel HVAC, a Sole Proprietor, Petaluma, California, in the total amount not to exceed \$140,000.

11.2 RESOLUTION - AUTOMATED LICENSE PLATE RECOGNITION PRIVACY AND USAGE POLICY

RESOLUTION NO. 28892 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING AN AUTOMATED LICENSE PLATE RECOGNITION USER RULES AND PRIVACY AGREEMENT POLICY

11.3 RESOLUTION - ADOPTING AMENDED CONFLICT OF INTEREST CODE

RESOLUTION NO. 28893 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING AN AMENDED CONFLICT OF INTEREST CODE FOR THE CITY OF SANTA ROSA

The time not yet being 5:00 p.m., Mayor Coursey took Report Items 13.1 – 13.2 before Item 12 – Public Comment on Non-Agenda Matters.

13. REPORT ITEMS

13.1 REPORT - EXTENSION OF PROCLAMATION OF LOCAL HOMELESS EMERGENCY

BACKGROUND: On August 9, 2016, pursuant to the authority set forth in California Government Code Sections 8630 thru 8634, Council, by Resolution No. 28839, formally proclaimed a local homeless emergency within Santa Rosa. Section 8630 requires that the Council review the need for continuing the local emergency at least every 30 days until such local emergency is terminated. On August 30, 2016, September 27, October 25, and again on November 15, Council, by Resolution Nos. 28851, 28863, 28876, and 28884 approved an extension of the declaration of local homeless emergency. In light of the continuing conditions of homelessness within the city, staff is recommending that the Council maintain the proclamation in full force and effect at this time.

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, approve an extension of Resolution No. 28839 which formally proclaimed a local homeless emergency within Santa Rosa.

Presented by Kelli Kuykendall, Program Specialist.

PUBLIC COMMENT

Colleen Fernald spoke regarding the impact of tax increase is having on the homeless; and requested that the taxes be waived for the homeless.

MOVED by Council Member Olivares, seconded by Council Member Combs and **CARRIED** unanimously to waive reading of the text and adopt:

RESOLUTION NO. 28894 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA EXTENDING A PROCLAMATION OF LOCAL HOMELESS EMERGENCY (Government Code Sections 8630 et seq.)

13.2 REPORT - COURTHOUSE SQUARE REUNIFICATION PROJECT UPDATE, EXPENDITURE REPORT, CONTINGENCY ACTION, CONSTRUCTION MANAGEMENT/INSPECTION ACTION AND BUDGET APPROPRIATION

BACKGROUND: This item will update the Council on the progress of the Courthouse Square Reunification project and provide information regarding expenditures for construction, construction management/inspection, and contingency. Extra work associated with upgrade of the electrical facilities and increased power supply to the Square are expected to result in contract completion in March 2017. Staff is working with the contractor to complete construction of the project as soon as weather and scheduling allows during these winter months. The extended duration of construction will result in increased construction management and inspection costs. Additional contract contingency is needed for increased PG&E power to the site, activation of public WiFi, and addition of decorative lights at the central green. Costs have been incurred for independent Americans with Disabilities Act review of project plans and for preservation of Asawa art panels. Council action is recommended to provide the additional authorization and budget appropriation needed to complete construction of the project and meet the community's need for an outstanding outdoor event center in the heart of Santa Rosa.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council 1) Pass a Motion, a) accepting the Courthouse Square Reunification expenditure report, which included \$144,000 for independent ADA review and preservation of Asawa art panels; b) approving additional construction contingency in the amount of \$617,000; and c) authorizing ongoing construction management and inspection expenses in an additional amount of up to \$530,000; and 2) Adopt a Resolution, authorizing an appropriation of \$1.3 million from the General Fund unassigned fund balance.

Presented by Colleen Ferguson, Deputy Director – Capital Projects Engineering.

MOVED by Council Member Coursey, seconded by Council Member Sawyer and **CARRIED** unanimously to accept the Courthouse Square Reunification expenditure report, which included \$144,000 for independent ADA review and preservation of Asawa art panels; approve additional construction contingency in the amount of \$617,000; and authorize ongoing construction management and inspection expenses in an additional amount of up to \$530,000.

MOVED by Mayor Coursey, seconded by Council Member Sawyer and **CARRIED** unanimously to waive reading of the text and adopt:

RESOLUTION NO. 28895 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING APPROPRIATION OF \$1.3 MILLION FROM THE UNASSIGNED GENERAL FUND BALANCE FOR CONSTRUCTION OF THE COURTHOUSE SQUARE REUNIFICATION PROJECT

12. PUBLIC COMMENT ON NON-AGENDA MATTERS

Colleen Fernald spoke regarding various topics.

Shelly Kappel spoke in opposition to the homeless encampments.

Rick DeLao spoke in opposition to the homeless encampments.

Ernie Barry-Federman spoke in opposition to the homeless encampments.

Peter Tscherneff spoke regarding various issues.

Kristin Enbysk spoke in opposition to the homeless encampments.

Alvin Nguyen spoke in opposition to the homeless encampments.

Herb Dickerson spoke in opposition to the homeless encampments.

Stevan Hunter spoke in opposition to the homeless encampments.

Canini spoke in opposition to the homeless encampments.

Tristan Marlock spoke regarding in regarding homeless encampments.

Sherry Glascock spoke in opposition to the homeless encampments.

Jamie McKenna spoke in opposition to the homeless encampments on Stony Point Road.

Duane DeWitt spoke regarding homelessness.

Gamal Mansour spoke in opposition to the homeless encampment.

Adam Martinez spoke in opposition to the homeless encampment.

Robert Hansen spoke regarding various topics.

14. PUBLIC HEARINGS - NONE

15. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION) - NONE

16. PUBLIC COMMENTS ON NON-AGENDA MATTERS

17. ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS – NONE.

18. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Coursey adjourned the meeting at 6:09 p.m. The next regularly scheduled meeting will take place on January 10, 2017, at a time to be set by the Mayor.

Approved on: January 10, 2017

/s/ Daisy Gomez, City Clerk