



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT JUNE 20, 2023

MAYOR NATALIE ROGERS WILL BE PARTICIPATING IN THE MEETING VIA TELECONFERENCE FROM VIA DEL MADONNONE, 8 FLORENCE, TOSCANA, ITALY. THIS AGENDA SHALL BE POSTED AT THE LOCATION.

1:00 P.M. - CLOSED SESSION (VIA IN-PERSON AND ZOOM)

4:00 P.M. - REGULAR SESSION (VIA IN-PERSON AND ZOOM)

MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY ATTENDING IN-PERSON FROM COUNCIL CHAMBER AT 100 SANTA ROSA AVENUE (IT IS RECOMMENDED THAT SOCIAL DISTANCING BE OBSERVED), OR VIA ZOOM WEBINAR BY VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/86876779687](https://srcity-org.zoom.us/j/86876779687), OR BY DIALING 877-853-5257 AND ENTERING WEBINAR ID: 868 7677 9687

THE MEETING WILL ALSO BE LIVE STREAMED AT [HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR](https://santa-rosa.legistar.com/calendar).

CLICK ON THE "IN PROGRESS" LINK TO VIEW.

THE MEETING CAN ALSO BE VIEWED ON COMCAST CHANNEL 28, AT&T U-VERSE CHANNEL 99, AND AT [HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA](https://www.youtube.com/cityofsantarosa)

Public Comment may be made live during the meeting via Zoom, In-Person from Council Chamber, or submitted in advance by 5:00 pm, the Monday before the City Council Meeting via e-mail at cc-comment@srcity.org, or recorded voice message at 707-543-3005.

PLEASE NOTE THAT ALL E-MAILS SENT TO THE CITY COUNCIL ARE CONSIDERED TO BE PUBLIC RECORDS AND SUBJECT TO DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT.

DEADLINES AND ADDITIONAL INSTRUCTION FOR PUBLIC COMMENT ARE SET FORTH BELOW.

COUNCIL MAY RECESS DURING THE EVENING FOR BREAKS. PUBLIC HEARING MATTERS WILL BEGIN NO EARLIER THAN 5:00 P.M.

MATTERS ON THE AGENDA MAY BE TAKEN OUT OF ORDER.

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.

Live Public Comment: Members of the public can provide comment on an Agenda Item In-Person from Council Chamber by completing a Speaker Card or signing up with the Administrator in Council Chamber, by accessing the meeting through the Zoom link, or by dial-in at the time an Agenda Item is discussed during the City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

Advanced Public Comment:

E-mail Public Comment: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 5:00 p.m., Monday, June 19. Identify in the subject line of your e-mail the Agenda Item Number on which you wish to comment, provide your name in the body of the e-mail and your comment.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 5:00 p.m., Monday, June 19. State your name, the Agenda Item Number(s) on which you wish to comment,

and your comment. PLEASE DO NOT LEAVE YOUR PHONE NUMBER OR PERSONAL ADDRESS IN THE VOICE MESSAGE AS IT WILL BE PLAYED BACK LIVE DURING THE CITY COUNCIL MEETING.

E-mail public comments received by the deadline will be distributed to City Council members and uploaded to the agenda prior to the start of the City Council Meeting for public access. Recorded voice message public comments will be played during the meeting at the time the item is heard.

Non-Agenda Items are 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 twelve 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.

1:00 P.M. (VIA IN-PERSON AND ZOOM)

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 PUBLIC EMPLOYMENT (Government Code section 54957)

Title: City Attorney - Recruitment

2.2 PUBLIC EMPLOYMENT (Government Code section 54957)

Title: Interim City Attorney - Recruitment

**2.3 CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)**

Property: 625 and 637 3rd Street, APNs 009-013-011 and 009-013-012 ("Garage 5"), 500 5th Street, APN 010-053-028 ("Lot 11"), and 730 3rd Street, APN 009-072-044 ("Lot 7")

Agency Negotiator: Jill Scott, Real Property Negotiator; Stephanie Valkovic, Associate Real Property Negotiator
Negotiating Parties: Retirement Housing Foundation; the Danco Group of Companies; Freebird Development Company, LLC; Rogal Projects; Burbank Housing Development Corporation; 10 E Street, LLC
Under Negotiations: Price and terms of payment.

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

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. (VIA IN-PERSON AND ZOOM)

4. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

6. PROCLAMATIONS/PRESENTATIONS - NONE.

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

8.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 through May 2023 as well as provide a summary of pending litigation against the City.

Attachments: [Litigation Report](#)

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

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 Sonoma County Continuum of Care (CoC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES

11.1 May 23, 2023, Regular Meeting.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 RESOLUTION - RESOLUTION OF THE COUNCIL OF THE CITY OF

SANTA ROSA APPROVING A PROFESSIONAL SERVICES AGREEMENT NUMBER F001424 WITH LWP CLAIMS SOLUTIONS, INC. FOR ADMINISTRATION OF THE CITY'S SELF-INSURED WORKERS' COMPENSATION CLAIMS PROGRAM

RECOMMENDATION: It is recommended by the Human Resources Department, Risk Management Division, that the Council, by resolution, approve a Professional Services Agreement Number F001424, with LWP Claims Solutions, Inc., Sacramento, California for third party claims administration and related services for the City's worker's compensation for a period of three years, with an option for four additional one-year extensions, in an amount not to exceed \$3,448,108 for the seven years.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Professional Services Agreement](#)

12.2 RESOLUTION - FOURTH AMENDMENT TO AGREEMENT F002014 WITH LEGAL AID OF SONOMA COUNTY

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, approve a Fourth Amendment to Professional Services Agreement Number F002014 with Legal Aid of Sonoma County to increase compensation by \$111,000, including \$50,063.23 of City General Fund and \$60,936.77 of Federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) Community Development Block Grant (CDBG-CV) funds for a total amount not to exceed \$488,000, and to extend the time of performance from June 30, 2023, through June 30, 2024.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Fourth Amendment to Agreement](#)

12.3 RESOLUTION - THIRD AMENDMENT TO PROFESSIONAL SERVICE AGREEMENT NUMBER F002302 WITH BUREAU VERITAS NORTH AMERICA, INC. FOR FIRE CODE PLAN REVIEW SERVICES

RECOMMENDATION: It is recommended by the Fire and Finance Departments that the Council, by resolution, approve a Third Amendment to Professional Service Agreement Number F002302 with Bureau Veritas North America, Inc., a Delaware Corporation for Fire Code plan review services increasing compensation by \$275,000, for a total amount not to exceed \$570,000.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Third Amendment Professional Service Agreeem](#)

12.4 RESOLUTION - APPROPRIATIONS LIMIT FISCAL YEAR 2023-24

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution: (1) adopt the Article XIIIB appropriation limit for the City of Santa Rosa at \$319,856,000 for the Fiscal Year 2023-24; and (2) approve the inflation and population factors used in the calculation of the limit for Fiscal Year 2023-24.

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

12.5 RESOLUTION - APPROVAL OF THE FOURTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F001766 WITH WOOLPERT, INC.

RECOMMENDATION: It is recommended by the Water, Finance, Recreation and Parks, and Transportation and Public Works Departments that the Council, by resolution, approve the Fourth Amendment to Professional Services Agreement Number F001766 with Woolpert, Inc., to provide Cityworks software licenses and implementation services, increasing the compensation by \$367,200, for a total contract amount of \$2,323,467, and extending the performance period through June 2026.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A – Fourth Amendment to Professional Services Ac](#)

12.6 RESOLUTION - EXTENSION OF PROCLAMATION OF LOCAL

HOMELESS EMERGENCY

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.

Attachments: [Staff Report](#)
[Resolution](#)

- 12.7** ORDINANCE ADOPTION - SECOND READING - PART ONE -
-ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA
ADOPTING ZONING CODE TEXT AMENDMENT TO TITLE 20 OF
THE SANTA ROSA CITY CODE, CHAPTER 20-48, SHORT-TERM
RENTALS, TO PROVIDE ADDITIONAL TIME PERIOD TO SUBMIT
APPLICATIONS TO RENEW EXPIRED SHORT-TERM RENTAL
PERMITS ISSUED DURING FIRST YEAR OF SHORT-TERM RENTAL
ORDINANCE. FILE NUMBER REZ23-001

RECOMMENDATION: This ordinance, introduced as part of a broader package of amendments at the June 6, 2023, Regular Meeting by a 6-1-0 vote (Fleming no), amends the text of Section 20-48.040 of Title 20 of the Santa Rosa City Code, Chapter 20-48, Short-Term Rentals, to provide a 30-day grace period, following the adoption of the ordinance, to submit applications to renew expired Short-Term Rental Permits issued during the first year of the Short-Term Rental Ordinance.

On June 6, 2023, after a duly noticed public hearing, Council introduced a series of amendments to the text of Chapter 20-48, Short-Term Rentals. Council directed that (a) staff return as quickly as possible with an amendment to provide the 30-day grace period set forth in this proposed ordinance, and (b) staff return at a later date with a comprehensive ordinance setting forth the remaining amendments introduced on June 6th. The ordinance presented here is thus the first step of a two-part ordinance adoption.

Attachments: [Staff Report](#)
[Ordinance](#)
[Late Correspondence \(Uploaded 06-20-2023\)](#)

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 twelve 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.

Voice message public comments received for non-agenda items may be played under Agenda Item 13 or at Item 17. Recorded public comments are limited to three minutes to mirror in-person meeting protocols.

14. REPORT ITEMS

14.1 REPORT - INDEPENDENT POLICE AUDITOR ANNUAL REPORT

BACKGROUND: On November 30, 2021, the City entered into contract with the OIR Group to become an independent auditor of the Santa Rosa Police Department. The OIR group reports directly to the City Manager and reviews internal investigations, conducts audits of policies, practices and records, and conducts community outreach.

RECOMMENDATION: It is recommended by the Police Department that the Council receive a presentation by the OIR Group LLC (OIR) of the annual report of Santa Rosa Police Department (SRPD) oversight. This is for information and no action will be taken.

Attachments: [Staff Report](#)
[Attachment 1 – OIR Group LLC Annual Report Presentation](#)
[Presentation Revised \(Uploaded 06-20-2023\)](#)
[Late Correspondence \(Uploaded 06-20-2023\)](#)

15. 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.

15.1 PUBLIC HEARING - AMENDMENT TO CHAPTER 6-66 OF THE SANTA ROSA CITY CODE, RENT CONTROL - MOBILEHOMES, TO SET CUMULATIVE LIMIT ON RENT INCREASES FOR COMBINED CALENDAR YEARS 2023 AND 2024

BACKGROUND: In December 2022, the Council adopted an Amendment to the Mobilehome Rent Control Ordinance (Chapter 6-66) that reduced the maximum annual allowable rent increase for a mobilehome space from 100% of the Consumer Price Index (CPI) up to a 6% increase, to 70% of CPI up to a 4% increase. The Amendment took effect on January 6, 2023. Some mobilehome parks, however, had rent increases effective January 1, 2023, at 100% of CPI, which was 5.7%. Mobilehome parks with rent increases on and after January 6, 2023, applied the new reduced rate of 70% of CPI or 3.99%. Staff has been evaluating options to provide a remedy for the residents of mobilehome parks that had increases at 100% of CPI in early January 2023, and has determined that a further adjustment to the Ordinance is appropriate to provide consistency and equity in application of the Ordinance going forward.

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council introduce an ordinance amending Chapter 6-66 of the Santa Rosa City Code, Rent Control - Mobilehomes, to limit the cumulative rental increase for any mobilehome space in the combined calendar years 2023 and 2024 to the lesser of:

- (A) Four percent (4%) rent increase for 2023, plus the allowed increase in rent for 2024 under Chapter 6-66 (equal to 70% of the increase in annual CPI as of August 2023, not to exceed 4%), or
- (B) Eight percent (8%) of the rent charged for the space in 2022.

Attachments: [Staff Report](#)
[Attachment 1 - Redlines to Chapter 6-66](#)
[Ordinance](#)
[Presentation](#)
[Public Hearing Notice](#)
[Late Correspondence \(Uploaded 06-20-2023\)](#)

15.2 PUBLIC HEARING - PUBLIC HEARING ON ADOPTION OF THE CITY OF SANTA ROSA FY 2023-24 OPERATIONS & MAINTENANCE BUDGET AND CAPITAL IMPROVEMENT PROGRAM BUDGET

BACKGROUND: The City Charter specifies numerous actions to take place leading up to the City Council adopting a budget prior to the last day of June each fiscal year. City staff published a summary of the current year budget (FY 2022-23) on December 5, 2022; held a budget priorities public hearing on January 10, 2023; held a budget study session on May 9-10, 2023; published a budget summary and public hearing notice on June 5, 2023; and, made copies of the proposed budget available to the public on the City's website at www.srcity.org on June 5, 2023.

RECOMMENDATION: It is recommended by the City Manager and the Finance Department that the Council: 1) hold a Public Hearing to consider the Fiscal Year (FY) 2023-24 Operations and Maintenance Budget and the FY 2023-24 Capital Improvement Program (CIP) Budget; 2) by eight separate resolutions adopt the City (FY) 2023-24 Operations and Maintenance Budget and FY 2023-24 Capital Improvement Program Budget; and 3) by resolution amend, the Police, Fire and Violence Prevention Partnership Measure O Transaction and Use Tax Implementation Plan to adjust for Fiscal Year 2023-24 budget and forecasted budget amounts for all Measure O programs.

Attachments: [Staff Report](#)
[Attachment 1 - Proposed FY 2023-24 Operations & Maintenance](#)
[Attachment 2 - Proposed FY 2023-24 Capital Improvement](#)
[Resolution - Primary](#)
[Exhibit A - to Primary Resolution Master Professional Services](#)
[Resolution - Full-Time Equivalent Staffing Changes](#)
[Resolution - Full-Time Equivalent Staffing Parks & Recreation](#)
[Resolution - Storm Water Assessment](#)
[Resolution - Parks and Recreation Department budget](#)
[Resolution - CIP Projects 2264 and 2456](#)
[Resolution - CIP Project 2424](#)
[Resolution - CIP Project 2269](#)
[Resolution - Measure O Implementation Plan](#)
[Exhibit A - to Resolution Measure O Implementation](#)
[Public Hearing Notice](#)
[Presentation](#)
[Late Correspondence \(Uploaded 06-20-2023\)](#)

16. WRITTEN COMMUNICATIONS

16.1 QUARTERLY BOARDS, COMMISSIONS AND COMMITTEES
ATTENDANCE REPORTS - Provided for information.

Attachments: [Attendance Report](#)

16.2 NOTICE OF FINAL MAP - Acacia East - Provided for information.

Attachments: [Notice of Submittal](#)
[Location Map](#)

16.3 LEGISLATIVE UPDATE:

- Support for Assembly Bill 478 (Connolly): Insurance. Provided for information.
- Support for Senate Bill 455 (McGuire): State of emergency: mortgage servicers: written disclosure. Provided for information.
- Support for H.R. 176 (Thompson): To amend the Internal

Revenue Code of 1986 to establish a deduction for attorney fees awarded with respect to certain wildfire damages and to exclude from gross income settlement funds received with respect to such damages. Provided for information.

Attachments: [Legislative Memo](#)
[Bill Text - AB 478 Wildfires Insurance](#)
[AB 478 Letter of Support](#)
[Bill Text - SB 455 State of emergency Mortgage Servicers](#)
[SB 455 Letter of Support](#)
[Bill Text - HR 176 Internal Revenue Code](#)
[HR 176 Letter of Support](#)

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 and not able to speak under Agenda Item 13. 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: [Upcoming Meetings List](#)

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

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

City Council

JUNE 20, 2023

The Open Government Ordinance (ORD-2020-018) was adopted by City Council in December 2020. This ordinance, adds Chapter 1-10 to the City Code to codify the City of Santa Rosa's commitment to embrace a culture of open government to ensure public trust, engage the community, and establish a system of transparency, public participation, and collaboration. To view a full version of the Open Government Ordinance go to <http://srcity.org/OpenGovOrdinance>. To request a paper copy of the Open Government Ordinance contact the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org.

The City of Santa Rosa does not discriminate against individuals with disabilities in its employment, services, benefits, facilities, programs, or activities. Requests for accommodations, auxiliary aids, or services necessary to participate in a City program, service, or activity, including printed information in alternate formats, are available by contacting the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org. If the request is received at least 7 business days prior to the City Council meeting, the copy shall be provided no later than two (2) business days prior to the City Council meeting. 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.