

**SANTA ROSA CITY COUNCIL MINUTES
REGULAR MEETING
CITY HALL, 100 SANTA ROSA AVENUE
NOVEMBER 18, 2014**

1. CALL TO ORDER AND ROLL CALL

Mayor Bartley called the regular meeting to order at 2:32 p.m. in the Mayor's Conference Room. Council Members present: Mayor Bartley, Vice Mayor Swinth, Council Members Carlstrom, Combs, Olivares, and Wysocky. Council Member Ours arrived at 3:05 p.m.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

2.1 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Government Code Section 54956.9)

Name of Case: Mateos-Sandoval, et al. v. County of Sonoma, et al. Court Case No. USDC Northern District of California, CV 11 5817 THE

Mayor Bartley adjourned closed session at 3:05 p.m. and reconvened the meeting to open session in the Council Chamber at 3:09 p.m.

3. STUDY SESSION

3.1 DRAFT PUBLIC ART MASTER PLAN

BACKGROUND: In 2012, the Public Art Program in the Recreation and Parks Department was awarded an Our Town Grant from the National Endowment for the Arts to develop a Public Art Master Plan. Todd W. Bressi, a public art consultant from Philadelphia, was contracted to develop the plan.

The draft plan includes recommendations related to where to install new projects, what types of projects should be supported, how and when to partner with other organizations, and how to restructure the Art in Public Places Committee (APPC) to improve effectiveness. Public Art Master Plan recommendations will be reflected and implemented through future amendments to the Public Art Policy.

The planning process included broad community engagement and public participation through surveys, interviews, meetings, lectures, and workshops. To inform other boards and commissions of the development of this plan, staff presented the draft to the Design Review Board, Board of Community Services, Planning Commission and Cultural Heritage Board to gather feedback. This report is provided as information only.

Presenter: Tara Thompson, Public Arts Coordinator, and Todd Bressi, Public Art Consultant

PUBLIC COMMENT

Anne Seeley spoke regarding commitments made to artists in other communities.

No action was taken by the Council.

Mayor Bartley recessed the meeting at 3:56 p.m. and reconvened the meeting at 4:04 p.m. All Council Members were present.

4. ANNOUNCEMENT OF ROLL CALL

City Clerk Griffin announced that all Council members were present. Teen Council

Member Taylor Wang was also in attendance from 4:00 p.m. to 5:00 p.m.

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

City Attorney Fowler reported the Council met in closed session with its legal counsel regarding Item 2.1 and by a vote of 4-2-1 (Mayor Bartley, Vice Mayor Swinth, Council Members Carlstrom and Olivares voting yes; Council Members Combs and Wysocky voting no; Council Member Ours absent) authorized the request for certification of an issue and to petition the Ninth Circuit Court of Appeal for appeal and review of the court's order on partial motions for summary judgment.

City Attorney Fowler reported that the Council conducted a study session regarding the Draft Public Art Master Plan.

6. PROCLAMATIONS/PRESENTATIONS - NONE

7. STAFF BRIEFINGS - NONE

8. APPROVAL OF MINUTES

8.1 November 4, 2014, Regular Meeting

Approved as submitted.

9. MAYOR'S/COUNCILMEMBERS' REPORTS

The Mayor, members of the Council made comments, announcements and reports of interest to the Council. Teen Council Member Wang also provided a report.

At the request of Council Member Carlstrom, Tony Gossner, Fire Chief, reported on the Fire Department's hosting of the United States Naval War College's International Program.

9.1 STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

9.2 MAYOR'S/COUNCILMEMBERS' REPORTS

9.2.1 Council Subcommittee Reports – None.

9.3 REPORTS REGARDING AGENCY MEETINGS ATTENDED AND POSSIBLE COUNCIL DIRECTION TO REPRESENTATIVES ON PENDING ISSUES BEFORE SUCH BOARDS (IF NEEDED)

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

9.3.2 Sonoma County Water Agency (SCWA) - Water Advisory Committee – Council Member Carlstrom provided a drought update.

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

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

9.3.5 Sonoma Clean Power Authority (SCPA) – Council Member Wysocky provided a report.

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

PUBLIC COMMENT

Deborah spoke regarding the drought and primary water.

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

City Manager McGlynn reported on a presentation by Creative Sonoma, the promotion of Detective Rob Reynolds and Jeneane Kucker to Police Sergeant, the designation of the City's Section 8 Program as a High Performing Agency, and the Fire Department's participation with other agencies in search and rescue exercises.

11. CONSENT ITEMS

PUBLIC COMMENT

Duane DeWitt questioned who would be appointed to the Deputy City Manager position and what the salary would be.

City Manager McGlynn responded to questions raised under public comment.

MOVED by Vice-Mayor Swinth, seconded by Council Member Olivares, and **CARRIED** unanimously to waive reading of the text and adopt Consent Item 11.1 as follows:

11.1 RESOLUTION - AMENDMENT TO THE CITY CLASSIFICATION AND SALARY PLAN TO RECLASSIFY ASSISTANT CITY MANAGER IN THE CITY MANAGER'S OFFICE TO DEPUTY CITY MANAGER

RESOLUTION NO. 28579 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TO AMEND THE CLASSIFICATION AND SALARY PLAN TO DELETE ONE ASSISTANT CITY MANAGER AND REINSTATE ONE DEPUTY CITY MANAGER IN THE CITY MANAGER'S OFFICE

12. REPORT ITEMS

12.1 REPORT - SONOMA COUNTY ROAD TAX MEASURE (This item was continued from the October 14, 2014, Regular Meeting)

BACKGROUND: The County of Sonoma voted on August 12, 2014 to place a one-quarter of one percent general sales tax measure on the March 3, 2015 ballot along with an Advisory Measure specifying the manner in which the sales tax is proposed to be spent. Santa Rosa, as directed by the City Council at a staff briefing, advised the County that the City wished to allocate ten percent (10%) of the City's share of the revenues to Transit.

As a result of polling results, the County elected to place the measure on the ballot as a general sales tax measure which only requires a majority vote with a companion advisory measure instead of a special sales tax which would require a two thirds vote. On October 28, 2014, the Board of Supervisors voted 5-0 to rescind the prior resolution and adopted a new resolution setting an election for June 2015. The Board further decided to pursue only a general tax measure with no companion advisory measure and to reduce the term of the tax from 20 years to 5 years.

RECOMMENDATION: It is recommended by the City Attorney and the Director of Transportation and Public Works that the Council discuss the proposed Sonoma County General Tax for Roads and by motion provide staff with direction, if any.

Presenters: Colleen Ferguson, Deputy Director Engineering, and Mary Booher, Sonoma County Administrator's Office

PUBLIC COMMENT

Duane DeWitt spoke in opposition to increases in sales tax and the lack of voter support for increased sales tax and encouraged the Council to dig deeper into the County's proposal and provide a wide range of information to the public.

Willard Richards spoke regarding the past use of gas tax for roads, the need to help the public understand that it is the best source of revenue for roads, and factors to consider in deciding the City's share of the tax.

Deborah spoke regarding crumbling roads, mismanagement of funds, and the impacts of the City's Climate Action Plan.

Steve Birdleough, Friends of SMART, spoke in support of the City and County developing a working relationship regarding the sales tax.

Lacinda Moore spoke in support of alternate methods of transit for residents and students.

MOVED by Council Member Carlstrom, seconded by Council Member Combs, and **CARRIED** unanimously to direct staff to: study a City sales tax measure; study point of sale revenue figures based on Measure M revenues; do study, outreach and investigation with respect to gas tax, average daily travel models, and license fee models; request polling data from the County; and create a subcommittee to negotiate the ultimate terms for the sales tax measure.

12.2 REPORT - JUILLIARD PARK MASTER PLAN AMENDMENT CHURCH OF ONE TREE SITE ADDING A FENCE

BACKGROUND: The Recreation and Parks Department desires to increase use of the Church of One Tree and protect the building. The Church of One Tree site abuts Juilliard Park. The Master Plan for Juilliard Park was established in 1932, and was most recently amended on February 11, 2014. The Church of One Tree (Church) was placed on the site adjacent to Juilliard Park in 1957, and the building was used as the Ripley Memorial Museum from 1970 to 1998. The building was designated by City Council as a Landmark in 1998. The building has been restored and also modified to comply with the Americans with Disabilities Act.

The Recreation and Parks Department is tasked with increasing use and generating revenue at the Church. Ongoing issues at the exterior of the building and the entryways, including vandalism, graffiti, discarded drug paraphernalia and illegal encampments, have made it difficult to rent and program the facility. Santa Rosa Police Department staff has suggested that the Recreation and Parks Department install a fence in order to increase control over the site. The installation of a fence with gates - on the south side within Juilliard Park and on the north side on the Church site - will protect the building and provide a safe and clean environment for customers.

A motion to recommend approval of the fence was approved by the Board of Community Services on July 23, 2014. A resolution to approve the fence design, with conditions, was approved by the Cultural Heritage Board on November 5, 2014.

RECOMMENDATION: It is recommended by the Department of Recreation and Parks that the Council, by resolution, approve the Juilliard Park Master Plan Amendment, adding a fence to enclose the Church of One Tree.

Presenter: Kelley Magnuson, Deputy Director of Recreation

PUBLIC COMMENT

Ray Killion spoke in opposition to the installation of the fence and in support of retaining

park access from Sonoma Avenue, regarding the congregation of people creating a nuisance near the PG&E substation, and in support of keeping the park available to the public rather than paying customers.

Jack Cabot spoke in opposition to the installation of the fence and maintaining the pathways to allow neighbors to put eyes on the park.

Bob Wishard, Julliard Park Neighborhood Watch, spoke in opposition to the fence and regarding the involvement of the neighborhood watch in the cleanup of Julliard Park and the past use of criminal arrests and restraining orders to keep lawbreakers from using the park.

Floyd W. Fox spoke in opposition to the fence and regarding language in the park deed that restricts park use to the general public and the Council resolution establishing the Church of One Tree as a historical landmark.

Jim Macken spoke in opposition to blocking the Church of One Tree from the park and in support of dealing with the issues within the park.

Edward Collins spoke in opposition to the fence and its design in that it blocks public access, will invite miscreants to hang out, and violates the Julliard Park deed and spirit of the public park, and stated the City cannot use categorical exemptions under CEQA.

Jennifer Collins spoke in opposition to the fence because it would exclude the neighbors from using the park and sends bad message that public is not welcome and regarding the lack of signage with contact information for the church, and the need to design a proper lighting plan and surveillance system, use docents, and clean up Prince Memorial Greenway and the fish park.

Duane DeWitt spoke regarding his history with the church, in opposition to fencing off the redwood grove, and in support of using security guards and human contact.

Lacinda Moore spoke in support of new restrooms and not locking off the church and examining how private events are managed at Luther Burbank Home & Gardens, keeping the park accessible; putting up signage encouraging use; opening the church with docents when it is not rented, allocating more money to parks.

Matt Martin, Executive Director of SAY, spoke in support of using the Homeless Outreach Street Teams to engage homeless persons on creeks and working together with these resources to address issues at Julliard Park.

Cat Cvengros, Chair of Board of Community Services, spoke regarding the board's discussion of the use of the church as a revenue generator and the board's decision to approve the fence because it protects the church and encouraged the Council to look at other ways to address the issues raised such as collaboration with local providers, an upstream solution, and use of additional police.

Anne Seeley spoke regarding the need by the Recreation and Parks Department to generate revenue.

MOVED by Council Member Combs, seconded by Council Member Wysocky, and **CARRIED** unanimously to not amend the Julliard Park Master Plan.

Council Member Combs requested a future agenda item to discuss an alternative plan to include one park maintenance worker to attend specifically to Julliard Park, the Church of One Tree, and Prince Memorial Greenway Park. Council Member Wysocky concurred with the request.

Mayor Bartley recessed the meeting at 7:02 p.m. and reconvened the meeting at 7:37 p.m. All Council Members were present.

12.3 REPORT - FISCAL YEAR 2013-14 MEASURE O ANNUAL REPORT

BACKGROUND: Ordinance No. 3680 added Chapter 3-26 to the Santa Rosa City

Code establishing a special transactions and use tax. The special tax measure, known as Measure O, increased sales tax by a quarter percent to fund specific Police, Fire, and Gang Prevention/Intervention programs, as set forth in the Ordinance.

The tax revenues generated by Measure O are split between Fire (40%), Police (40%) and Gang Prevention/Intervention Programs (20%), with these revenues spent in accordance with an Implementation Plan which was adopted by the City Council.

The ordinance also established a Citizen Oversight Committee, with members appointed by the City Council, to ensure the proper use of the Measure O funds. Each year, an Annual Report is prepared by City staff, reviewed by the Citizen Oversight Committee and presented to the City Council reporting on expenditures and activities during the past fiscal year.

RECOMMENDATION: It is recommended by the Finance, Police, Fire, and Recreation and Parks Departments, the City Manager's Office and the Measure O Citizen Oversight Committee, that the Council, by motion, accept the Measure O Annual Report for FY 2013-14.

Presenters: Deborah Lauchner, Chief Financial Officer; Hank Schreeder, Acting Police Chief; Tony Gossner, Fire Chief; Serena Lienau, Program Analyst; Kelley Magnuson, Deputy Director of Recreation; and Jane Bender, Chair of the Measure O Citizens Oversight Committee

PUBLIC COMMENT

Toni Abraham, Prevention Program Manager for Social Advocates for Youth, spoke regarding the services provided through the Esperanza Prevention Program and the tattoo removal program using Measure O funding.

Tyler Jones spoke regarding positive impacts from his participation in the Clean Slate tattoo removal program offered by Social Advocates for Youth.

MOVED by Council Member Olivares, seconded by Council Member Ours, and **CARRIED** unanimously to accept the Measure O Annual Report for Fiscal Year 2013-14.

13. PUBLIC HEARINGS

13.1 PUBLIC HEARING - JENNINGS AVENUE PEDESTRIAN AND BICYCLE RAIL CROSSING DRAFT ENVIRONMENTAL IMPACT REPORT

BACKGROUND: On November 12, 2013, a Notice of Preparation of the Draft Environmental Impact Report (EIR) for the Jennings Avenue Pedestrian and Bicycle Rail Crossing project was issued. On October 17, 2014, the Jennings Avenue Pedestrian and Bicycle Rail Crossing Draft EIR was released for public review. The 45-day comment period is scheduled to end on December 1, 2014. The Council will hold a public hearing on the Draft EIR to elicit public comments and to provide comments on the Draft EIR

RECOMMENDATION: It is recommended by the Community Development and Transportation and Public Works Departments that Council hold a public hearing regarding the Jennings Avenue Pedestrian and Bicycle Rail Crossing Draft Environmental Impact Report.

Presenters: Jessica Jones, Senior Planner and Brian Bacciarini, GHD, Inc.

PUBLIC HEARING

Mayor Bartley opened the public hearing at 8:41 p.m.

Willard Richards, speaking as a member of the Sonoma County Transportation and Land Use Coalition, spoke the need for the EIR to place greater emphasis on resistance to cutting of the fence and fence maintenance if the over-crossing is constructed and suggested the EIR consider additional parking at the cul-de-sac end of W. 7th Street between Adams street and the tracks as mitigation for the closure of W. 7th Street.

James Duncan spoke regarding the CPUC's requirement to eliminate a crossing to allow the at-grade crossing at Jennings and questioned whether the crossing is considered to be un-inventoried crossing by the CPUC.

Johanna James spoke regarding the EIR should explore barrier issues created by an overcrossing.

Carol Dean spoke in opposition to closing crossings at W. 7th or W. 8th streets due to impacts of vehicle traffic on other trees, access to the Deturk Round Barn and potential blockage of emergency vehicle access.

Lana Russell-Hurd, Greenbelt Alliance of the North Bay, spoke in support of an at-grade crossing at Jennings to improve pedestrian and cyclist access to the SMART station.

Jack Swearingen, Friends of SMART, spoke in support of an at-grade crossing at Jennings.

Mike Montague, Vice President of Railroad Square Association, spoke in opposition to an at-grade crossing due to safety concerns and in support of a rail overcrossing at Jennings.

Steve Birdlebough spoke regarding the need to examine a future vehicular crossing at Jennings and whether that will necessitate closure of another crossing.

Seeing on one else wishing to speak, Mayor Bartley closed the public hearing at 9:03 p.m.

Council Members provided the following questions and comments on the Draft Environmental Impact Report:

Council Member Ours questioned whether one or two crossings would be required to close and whether the quiet notification zone is sufficient.

Vice Mayor Swinth questioned whether someone on staff is communicating with the CPUC regarding the impacts of closing crossings, stated a desire to see additional visuals of the Jennings over-crossing, questioned when the cost differences between the alternatives would be brought before the Council, and questioned how the crossing closures and increased density around the SMART stations affect the surrounding residents and businesses.

Council Member Wysocky questioned whether there are any point of references for un-inventoried crossings, the location of the CPUC regulation that requires closure of a crossing if one is added, and the geographic area for such closures and whether crossing closures in Rohnert Park would satisfy the CPUC requirement.

Vice Mayor Swinth questioned whether a state legislator or federal representative should be involved in discussions with the CPUC.

Council Member Carlstrom questioned when staff will know whether one or two closures are required and offered the following comments regarding specific impacts

and mitigation analyses:

- GG-C-1: The mitigation measure will pose significant impacts to direct bicycle and pedestrian travel and traffic on Wilson Street.
- LU-1 and LU-2: Any of the at-grade crossing closures are going to continue to divide the community and the east-west connectivity of downtown.
- TR-1: The mitigation is not adequate and she does not see any viable mitigation that is less than significant except for the over-crossing.
- TR-4: The mitigation raises the same concerns about traffic on Wilson
- TR-C-1: This comment will be provided in writing.

Council Member Carlstrom requested the Planning Commission have an opportunity to review the DEIR.

Council Member Combs questioned why the crossing, which has been in existence for some time, is treated as a new crossing instead of an existing crossing, whether there will a 3rd Street or 4th Street crossing in the future, the distance along the track for crossing closures and why other closures in the County do not count, how close crossings have to be to be considered as one crossing and whether the crossings at 6th, 7th and 8th are considered one crossing, and whether the speed of the train between the two stations is considered a factor in the EIR, stated concerns regarding the underestimation of noise and potential skateboard use at Jennings, and questioned whether suicide falls or falling objects from the overcrossing are considered under criteria TR-2.

Mayor Bartley requested an explanation of the limitations of technologies noted in the first sentence on page 2-6, more discussion regarding the inherent problems with a pedestrian-only at-grade crossing and greater visualization of the over-crossing from Jennings and Dutton avenues, questioned whether the over-crossing clears fire access to the adjacent business complex, questioned the reduction of the street width to 24' for a street with access to an office complex, and questioned the reference to the potential Historic North Railroad District.

No action was taken by the Council.

****13.2 PUBLIC HEARING - RECONSIDER THE CITY COUNCIL'S DECISION TO GRANT AN APPEAL AND REVERSE THE PLANNING COMMISSION'S DECISION TO ADOPT A MITIGATED NEGATIVE DECLARATION AND APPROVE A TENTATIVE PARCEL MAP, AND TO DENY A GENERAL PLAN AMENDMENT AND A REQUEST TO REZONE FOR CALISTOGA COTTAGES, A 4-LOT SUBDIVISION LOCATED AT 408 CALISTOGA ROAD, APN 153-430-032. FILE NO. MJP13-007**

BACKGROUND: On September 16, 2014, a motion to deny an appeal and approve Calistoga Cottages, a four lot subdivision at 408 Calistoga Road failed 3-4 and staff was instructed to bring a resolution granting the appeal and denying the Calistoga Cottages subdivision to a future meeting.

On September 23, 2014, Council Member Wysocky requested the Council reconsider its position to grant the appeal and deny the Calistoga Cottages subdivision stating the project warranted additional consideration due to information provided late in the discussion at the September 16, 2014 meeting. Council voted in favor of the reconsideration 4-2, with one Council member absent.

RECOMMENDATION: It is at the discretion of the Council to reconsider its position regarding Calistoga Cottages and either:

- grant the appeal and deny the Calistoga Cottages subdivision by overturning

the Planning Commission's action to adopt a Mitigated Negative Declaration and approve a Tentative Parcel Map; and to deny a General Plan Amendment from Very Low Density Residential (0.2-2.0 units per acre) to Low Density Residential (2.0-8.0 units per acre) and Rezone from the RR-40 (Rural Residential) zoning district to the R-1-6 (Single Family Residential) zoning district for Calistoga Cottages, a 4-lot subdivision located at 408 Calistoga; or

- deny the appeal and approve the Calistoga Cottages subdivision by adopting a Mitigated Negative Declaration for the proposed project, approving a General Plan Amendment from Very Low Density Residential (0.2-2.0 units per acre) to Low Density Residential (2.0-8.0 units per acre) and Rezoning from the RR-40 (Rural Residential) zoning district to the R-1-6 (Single Family Residential) zoning district for the property located at 408 Calistoga Road, and approving a Tentative Parcel Map for a 4-lot subdivision located at that site.

Ex parte disclosures:

- Council Member Combs had telephone calls with the appellant and a meeting on site with the applicant.
- Council Member Wysocky met with the applicants and some of the neighbors and toured the site.
- Vice Mayor Swinth had a telephone call with the appellant and a meeting with the applicant.

Presenter: Susie Murray, City Planner and Clare Hartman, Deputy Director of Planning Patti Cisco, Chair of the Planning Commission, discussed the Planning Commission's review and recommended approval of the Mitigated Negative Declaration, Tentative Map, and General Plan Amendment

PUBLIC HEARING

Appellant Paul Bussard made a presentation in support of the appeal.

Project Applicant Jeff Komar, Real Equity Partners, LLC, made a presentation in support of the project.

Appellant Paul Bussard provided a rebuttal in support of the appeal.

Mayor Bartley opened the public hearing at 9:58 p.m.

Karine Villeggiante spoke in support of granting the appeal.

Becky Thurber Kahlman spoke in support of granting the appeal.

Paul Kruetzfeldt spoke in support of granting the appeal.

Karen Grandall spoke in support of granting the appeal.

Charlene Bornstein spoke in support of granting the appeal.

Benjamin Kuhlman spoke in support of granting the appeal.

Candace Denley spoke in support of granting the appeal.

Seeing no one else wishing to speak, Mayor Bartley closed the public hearing at 10:12 p.m.

MOVED by Council Member Wysocky, seconded by Council Member Olivares, and **CARRIED** 5-2 (Mayor Bartley, Council Members Combs, Olivares, Ours and Wysocky voting yes; Vice Mayor Swinth and Council Member Carlstrom voting no) to waive reading of the text and adopt:

RESOLUTION NO. 28580 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING AN APPEAL AND ADOPTING A MITIGATED NEGATIVE DECLARATION FOR A GENERAL PLAN AMENDMENT FROM VERY LOW DENSITY RESIDENTIAL TO LOW DENSITY RESIDENTIAL, REZONING FROM THE RR-40 ZONING DISTRICT TO THE R-1-6 ZONING DISTRICT, AND A TENTATIVE PARCEL MAP TO SUBDIVIDE ONE PARCEL INTO FOUR LOTS FOR THE PROPERTY LOCATED AT 408 CALISTOGA ROAD, ASSESSOR'S PARCEL NUMBER 153-430-032, FILE NO. MJP13-007

MOVED by Council Member Wysocky, seconded by Council Member Olivares, and **CARRIED** 5-2 (Mayor Bartley, Council Members Combs, Olivares, Ours and Wysocky voting yes; Vice Mayor Swinth and Council Member Carlstrom voting no) to waive reading of the text and adopt:

RESOLUTION NO. 28581 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING THE APPEAL OF THE PLANNING COMMISSION RECOMMENDATION AND APPROVING A GENERAL PLAN AMENDMENT FROM VERY LOW DENSITY RESIDENTIAL (0.2 UNITS PER ACRE) TO LOW DENSITY RESIDENTIAL (2.0-8.0 UNITS PER ACRE) FOR THE PROPERTY LOCATED AT 408 CALISTOGA ROAD – ASSESSOR'S PARCEL NUMBER 153-430-032; FILE NUMBER MJP13-007

MOVED by Council Member Wysocky, seconded by Council Member Olivares, and **CARRIED** 5-2 (Mayor Bartley, Council Members Combs, Olivares, Ours and Wysocky voting yes; Vice Mayor Swinth and Council Member Carlstrom voting no) to waive reading of the text and adopt:

ORDINANCE ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING THE APPEAL OF THE PLANNING COMMISSION RECOMMENDATION AND AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - RECLASSIFICATION OF PROPERTY LOCATED AT 408 CALISTOGA ROAD TO THE R-1-6 DISTRICT - CALISTOGA COTTAGES - FILE NUMBER MJP13-007

MOVED by Council Member Wysocky, seconded by Council Member Combs, and **CARRIED** 5-2 (Mayor Bartley, Council Members Combs, Olivares, Ours and Wysocky voting yes; Vice Mayor Swinth and Council Member Carlstrom voting no) to waive reading of the text and adopt the following resolution as amended to include conditions requiring hand trenching around the existing oak trees, an onsite arborist, and screening along the shared property line if requested by the adjacent residents:

RESOLUTION NO. 28582 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING AN APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVING A TENTATIVE PARCEL MAP TO SUBDIVIDE A 0.99-ACRE PARCEL LOCATED AT 408 CALISTOGA ROAD INTO FOUR SINGLE FAMILY RESIDENTIAL LOTS FOR CALISTOGA COTTAGES – FILE NO. MJP13-007

MOVED by Council Member Wysocky and seconded by Council Member Combs to direct the City Manager to have the Traffic Engineer study a speed table on Monteverde Drive.

14. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

14.1 FREE TRANSIT FARE CONCEPT - Provided for information.

14.2 LETTER TO SONOMA COUNTY BOARD OF SUPERVISORS REGARDING AB 2470 - CALIFORNIA SEED LAW - Provided for information.

15. **PUBLIC COMMENTS ON NON-AGENDA MATTERS – NONE.**
16. **ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS**
17. **ADJOURNMENT OF MEETING**

Hearing no further business, Mayor Bartley adjourned the meeting at 10:31 p.m. The next regularly scheduled meeting will take place on December 2, 2014, at a time to be set by the Mayor.

Approved on: December 2, 2014

/s/ Terri A. Griffin, City Clerk