

**SANTA ROSA CITY COUNCIL MINUTES
REGULAR MEETING
CITY HALL, 100 SANTA ROSA AVENUE
DECEMBER 15, 2015**

1. CALL TO ORDER AND ROLL CALL

Mayor Sawyer called the meeting to order at 1:45 p.m. Council Members present: Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Combs, Coursey, and Olivares. Council Member Wysocky arrived at 1:50 p.m. Council Member Carlstrom was absent.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

Mayor Sawyer recessed the meeting to closed session at 1:45 p.m. to discuss Items 2.1 and Item 2.2 as listed on the agenda.

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

Name of Case: City of Santa Rosa; and Successor Agency to the Redevelopment Agency of the City of Santa Rosa v. Michael Cohen, Director of the California Department of Finance; David E. Sundstrom, County of Sonoma Auditor Controller

Court Case No. Sacramento County Superior Court Case No.: 34-2014-80001759

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

Name of Case: Rafael Mateos-Sandoval and Simeon Avendano Ruiz v. County of Sonoma, et al.

Court Case No.: Northern District of California Court Case No. CV 11 5817 THE

Mayor Sawyer recessed the Closed Sessions and reconvened to open session in the Mayor's Conference Room.

3. INTERVIEWS FOR BOARDS, COMMISSIONS AND COMMITTEES

3.1 INTERVIEWS FOR HOUSING AUTHORITY TENANT COMMISSIONERS

The Council interviewed five applicants for two at-large Housing Authority Tenant Commissioner positions to serve two-year terms expiring December 31, 2017

Mayor Sawyer reconvened the meeting in the Council Chamber at 3:07 p.m.

5. ANNOUNCEMENT OF ROLL CALL

Deputy City Clerk Stephanie Williams announced that all Council Members were present with the exception of Council Member Carlstrom.

4. STUDY SESSION

**4.1 REVIEW OF SONOMA COUNTY COMMUNITY AND LOCAL LAW ENFORCEMENT
TASK FORCE RECOMMENDATIONS**

In December 2013, the Sonoma County Board of Supervisors adopted the Community and Local Law Enforcement Task Force Charter following the death of Andy Lopez. The Task Force was comprised of 21 members appointed by the Board of Supervisors, the Sheriff, the District Attorney and the Mayor of Santa Rosa with the intention of facilitating community healing. The Task Force developed recommendations aimed at Community Engagement and Healing; Community Policing; and Law Enforcement Accountability.

The recommendations take the entire county into consideration; given that, not all are applicable to the City of Santa Rosa and the Santa Rosa Police Department. Staff will review the applicable recommendations and discuss the efforts being undertaken by the Santa Rosa Police Department.

Presented by Chief of Police Hank Schreeder.

No action was taken.

Council Member Wysocky requested a future agenda item to discuss review of past decisions to cancel a City Council Meeting and limit public access during a City Council meeting. Council Member Combs concurred.

PUBLIC COMMENT

Richard Canini requested use of the overhead projector. He spoke on the issue of American Policing, mental health issues, the school resource officers and various related topics.

Cactus Pete spoke on various topics.

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

Assistant City Attorney Rawlings reported that the Council met in closed session with its legal counsel regarding existing litigation as listed on the agenda and there was no action to report.

City Manager McGlynn reported Council conducted a study session on review of Sonoma County Community and Local Law Enforcement Task Force recommendations

7. PROCLAMATIONS/PRESENTATIONS

7.1 PROCLAMATION – BILL TURNER, 2015 LAW ENFORCEMENT VOLUNTEER OF THE YEAR

Vice Mayor Schwedhelm presented the proclamation to Bill Turner.

8. STAFF BRIEFINGS – NONE.

9. CITY MANAGER'S/CITY ATTORNEY'S REPORTS – NONE.

10. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

Council Member Olivares left the meeting at 4:33 p.m.

11. MAYOR'S/COUNCILMEMBERS' REPORTS

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

Council Member Wysocky announced appointment of Cerena Burns to the Community Advisory Board.

Council Member Wysocky requested a future agenda item to discuss a letter of support for H.R. 1217 – The King-Thompson Public Safety and Second Amendment Rights Protection Act. Council Member Coursey concurred.

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

11.1.1 Council Subcommittee Reports – None.

11.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA) – Council Member Coursey provided a report.

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

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

11.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee – Council Member Wysocky provided a report.

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

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

11.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

11.2.1 Council may vote to make appointments to the following board:

Housing Authority – Two Tenant Commissioners to serve two-year terms to expire December 2017.

Following a vote by ballot, the Council **APPOINTED** Delia Gaitan and Fran Bolduc to serve two-year terms to expire December 2017.

12. APPROVAL OF MINUTES

12.1 December 1, 2015, Regular Meeting

Approved as corrected to indicate a vote of 5-0-1-1 (Vice Mayor Schwedhelm, Council Members Carlstrom, Coursey, Olivares, Wysocky voting yes; Mayor Sawyer absent/recused; Council Member Combs absent) for Item 15.1.

13. CONSENT ITEMS

PUBLIC COMMENT

Richard Canini spoke in support of Item 13.8.

MOVED by Vice Mayor Schwedhelm, seconded by Council Member Combs and **CARRIED** 5-0-2 (Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Combs, Coursey, Wysocky voting yes; Council Members Carlstrom, Olivares absent) to waive reading of the text and adopt Consent Items 13.1 through 13.8 as follows:

13.1 MOTION - CONTRACT EXTENSION - TOWING AND ROAD SERVICES

MOTION, TO APPROVE THE FIRST AMENDMENT TO CONTRACT F000658 FOR TOWIN GAND ROAD SERVICES TO CREAMS DISMANTLING INC., DBA CREAMS

TOWING, SANTA ROSA, CALIFORNIA, IN THE AMOUNT OF \$40,000 FOR A TOTAL CONTRACT AMOUNT OF \$120,000.

13.2 RESOLUTION - FIRE STATION 5 - CONTINGENCY INCREASE

RESOLUTION NO. 28720 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN INCREASE IN THE CONSTRUCTION CONTRACT CONTINGENCY, AND AUTHORIZING THE APPROPRIATION OF \$150,000 FROM FIRE DEPARTMENT MEASURE O FUNDS, FOR FIRE STATION 5

13.3 RESOLUTION - TRANSPORTATION DEVELOPMENT ACT (TDA) ARTICLE IV AND STATE TRANSIT ASSISTANCE (STA) CLAIM SUBMITTAL

RESOLUTION NO. 28721 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE FILING OF A FUNDING CLAIM WITH THE METROPOLITAN TRANSPORTATION COMMISSION FOR ALLOCATION OF TRANSPORTATION DEVELOPMENT ACT ARTICLE IV / STATE TRANSIT ASSISTANCE FUNDS FOR FISCAL YEAR 2015/2016 IN THE AMOUNT OF \$7,359,617

13.4 RESOLUTION - JOINT PURCHASE OF BUSES

RESOLUTION NO. 28722 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE JOINT PURCHASE OF FOUR 40-FOOT LOW-FLOOR TRANSIT BUSES FROM NEW FLYER OF AMERICA INC., MANITOBA, CANADA NOT TO EXCEED \$1,996,128

13.5 RESOLUTION - CALIFORNIA TRANSIT SECURITY GRANT PROGRAM AND CALIFORNIA TRANSIT ASSISTANCE FUND FUNDING

RESOLUTION NO. 28723 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE FILING OF A GRANT FUNDING CLAIM WITH THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES TO RECEIVE FUNDING FROM THE CALIFORNIA TRANSIT SECURITY GRANT PROGRAM AND CALIFORNIA TRANSIT ASSISTANCE FUND FOR THE FISCAL YEARS 2013/2014 AND 2014/2015 IN THE AMOUNT OF \$50,223

13.6 ORDINANCE ADOPTION - REAL PROPERTY LEASES

ORDINANCE NO. 4057 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 1-34 TO THE SANTA ROSA CITY CODE ENTITLED "REAL PROPERTY LEASES"

13.7 RESOLUTION - YOUTH COMMUNITY PARK VINEYARD LEASE

RESOLUTION NO. 28724 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A LEASE WITH HARVEST MOON VINEYARDS AND INVESTMENTS LLC FOR THE YOUTH COMMUNITY PARK VINEYARD AND AUTHORIZING THE DIRECTOR OF RECREATION & PARKS TO EXECUTE THE LEASE

13.8 RESOLUTION - LEASE OF OFFICE AREA AT 3480 PARKER HILL ROAD TO SONOMA COUNTY VET CONNECT, INC

RESOLUTION NO. 28725 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE LEASE AGREEMENT FOR OFFICE AREA LOCATED AT 3480 PARKER HILL ROAD WITH SONOMA COUNTY VET CONNECT, INC., AND AUTHORIZING THE DIRECTOR OF RECREATION & PARKS TO EXECUTE THE LEASE AGREEMENT

14. PUBLIC COMMENT ON NON-AGENDA MATTERS

Anne Seeley spoke on the difficulty hearing staff making presentations at the staff table and the difficulty seeing street signs at night.

Duane De Witt invited the Council to the Lions Club Christmas dinner on December 25 and on the Sonoma County Housing Convention report from 2003.

15. REPORT ITEMS

15.1 REPORT - APPROVAL OF THE 2016 AMGEN TOUR OF CALIFORNIA HOST CITY AGREEMENT

BACKGROUND: AEG, owner and producer of the Amgen Tour of California (Tour), has asked Santa Rosa to host the Saturday, May 21, 2016, Stage Seven Start and Finish of the 2016 Men’s Tour, and Stage Three Start and Finish of the 2016 Women’s Tour. Host city obligations for a men’s and women’s stage start and finish in one day are substantially concurrent and similar to obligations committed to for the previous seven of the past ten Tours in which the City of Santa Rosa has participated. In addition to infrastructure and general production costs, part of the Tour hosting obligations require the City to enter into other agreements such as facility rental agreements in individual amounts that do not exceed \$100,000. The cost to produce the 2016 seventh stage of the men’s Tour and third stage of the women’s Tour is estimated not to exceed \$350,000. All funds to produce the event are raised through private donations and City and County Tourism Business Improvement Area assessment funds. No General Fund monies are used for expenses related to the production of the Tour.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the 2016 Amgen Tour of California Host City Agreement and authorize the City Manager, or designee, to approve and execute necessary contracts and agreements, including rental agreements, in individual amounts that do not exceed \$100,000 related to the Stage Seven Start and Finish of the men’s race and Stage Three Start and Finish of the women’s race of the 2016 Amgen Tour of California.

Presented by Raissa de la Rosa, Economic Development and Marketing Coordinator, Police Lt. Paul Henry, and David Guhin, Director of Water and Interim Director of Community Development.

PUBLIC COMMENT – None.

MOVED by Council Member Wysocky, seconded by Council Member Combs, and **CARRIED** 5-0-2 (Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Combs, Coursey, Wysocky voting yes; Council Members Carlstrom, Olivares absent) to waive reading of the text and adopt:

RESOLUTION NO. 28726 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APROVING THE 2016 AMGEN TOUR OF CALIFORNIA CITY PARTICIPATION AGREEMENT, AND AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO APPROVE AND EXECUTE NECESSARY CONTRACTS AND AGREEMENTS, INCLUDING RENTAL AGREEMENTS, IN INDIVIDUAL AMOUNTS THAT DO NOT EXCEED \$100,000 RELATED TO THE STAGE SEVEN START AND FINISH OF THE MEN’S RACE AND STAGE THREE START AND FINISH OF THE WOMEN’S RACE OF THE 2016 AMGEN TOUR OF CALIFORNIA

15.2 REPORT - COMPLETE STREETS POLICY

BACKGROUND: Complete streets are those designed to serve all users. While Santa Rosa’s General Plan 2035 contains policies envisioning complete streets, an adopted policy will meet eligibility requirements for One Bay Area Grant funding available from the Metropolitan Transportation Commission.

RECOMMENDATION: It is recommended by the Planning and Economic Development and Transportation and Public Works Departments that the Council, by resolution, adopt a Complete Streets Policy.

Presented by Lisa Kranz, Supervising Planner.

PUBLIC COMMENT – None.

MOVED by Council Member Schwedhelm, seconded by Council Member Carlstrom, and **CARRIED** 5-0-2 (Mayor Sawyer, Vice Mayor Coursey, Council Members Carlstrom, Schwedhelm, Wysocky voting yes; Council Members Combs, Olivares absent) to waive reading of the text and adopt:

RESOLUTION NO. 28726 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A COMPLETE STREETS POLICY

16. PUBLIC HEARINGS

16.1 PUBLIC HEARING - APPEAL - THE SHOPS AT AUSTIN CREEK - 5171, 5173 SONOMA HWY, ASSESSOR’S PARCEL NOS. 183-410-058, -060 FILE NO. MJP13-006

City Manager McGlynn announced the applicant had withdrawn the appeal and the hearing was not conducted nor scheduled for a future date.

17. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

17.1 MARIN/SONOMA MOSQUITO & VECTOR CONTROL DISTRICT MANAGER’S REPORT FOR OCTOBER 2015. Provided for information.

17.2 WORK PLAN UPDATE - Provided for information

18. PUBLIC COMMENTS ON NON-AGENDA MATTERS – NONE.

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

20. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Sawyer adjourned the meeting at 5:47 p.m. The next regularly scheduled meeting will take place on January 5, 2016, at a time to be set by the Mayor.

Approved on:

Stephanie A. Williams, Deputy City Clerk