



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT AUGUST 27, 2019

12:30 P.M. - CLOSED SESSION (MAYOR'S CONFERENCE ROOM)

2:00 P.M. - STUDY SESSION (COUNCIL CHAMBER)

4:00 P.M. - REGULAR SESSION (COUNCIL CHAMBER)

COUNCIL MAY RECESS DURING THE EVENING FOR A DINNER BREAK

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.

Comments from the public on non-agenda items will be heard under Agenda Items 13 and 17. 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. 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 ten 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.

To address the Council you are requested to complete a yellow Speaker Card and give it to the City Clerk. If you are unable to or do not wish to wait for the public comment portion of the agenda, you are encouraged to contact the Council or City Clerk directly by submitting your comments to 100 Santa Rosa Avenue, Room 10, Santa Rosa 95404 or cityclerk@srcity.org.

12:30 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

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 THREAT TO PUBLIC SERVICES OR FACILITIES (Government Code Section 54957(a))

Consultation with: Santa Rosa Police Department, Police Chief and Risk Manager.

2.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: one potential case

Robert Martin et. al. v. The City of Boise

United States Court of Appeals for the Ninth Circuit, Case No. 15-35845
Request for Amicus support for City of Boise's Petition for Writ of Certiorari to the United States Supreme Court

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

2:00 P.M. (CITY COUNCIL CHAMBER)

3. STUDY SESSION

Study Session items are items for in-depth discussion and possible direction to staff. No action will be taken.

3.1 HOUSING ALLOCATION PLAN AND COMMERCIAL LINKAGE FEE

Study session to review policy options regarding updating the Housing Allocation Plan ("HAP") and the consideration of a new Commercial Linkage Fee to increase affordable housing production.

Attachments: [Staff Report](#)
[Attachment 1 - HAP Ordinance Update White Paper](#)
[Attachment 2 - Residential Impact Fee Nexus and Feasibili](#)
[Attachment 3 - Commercial Linkage Fee Nexus & Feasibili](#)
[Presentation](#)
[Presentation \(Uploaded 8/27/2019\)](#)

4:00 P.M. (CITY COUNCIL CHAMBER)

4. ANNOUNCEMENT OF ROLL CALL

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

6. PROCLAMATIONS/PRESENTATIONS - NONE.

7. STAFF BRIEFINGS

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.

7.1 FIRE RECOVERY AND REBUILD UPDATE

This will be a standing item on the agenda. No action will be taken except for possible direction to staff.

7.2 COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY (CDBG-DR) STATUS UPDATE

Staff will provide the Council with an update on the status of CDBG-DR funds that are being allocated to the City of Santa Rosa by the California Department of Housing and Community Development (HCD).

7.3 STREETS TO CREEKS MULTI-COUNTY CAMPAIGN LAUNCH

Santa Rosa, in partnership with ten other local agencies, has teamed up to launch an impressive multi-county multi-media educational campaign to prevent pollution in the Russian River Watershed. Santa Rosa Water will provide an overview of the campaign that focuses on educating residents about one essential fact - only rain should ever go

down the storm drain. Neighborhood storm drains are an extension of local creeks and streams; any water, debris, or pollutants that make their way into a storm drain flow untreated to local creeks and eventually into the Russian River. Staff will describe the variety of outreach techniques being deployed to help our community limit pollution and be part of the solution.

Attachments: [Presentation](#)

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

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 Sonoma County Waste Management Agency (SCWMA)

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Homeless System of Care (HSC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Other

10.2 BOARD, COMMISSION AND COMMITTEE APPOINTMENTS

10.2.1 MOTION - PERSONNEL BOARD TERM ASSIGNMENTS

RECOMMENDATION: It is recommended by the City Clerk that the Council, by motion: 1) assign one At-Large appointee to fill the unscheduled vacancy with a term ending December 31, 2020, and by default, assign the remaining two At-Large appointees to the two vacancies with terms ending December 31, 2022; and 2) assign one Labor Representative appointee to fill the Labor Representative vacancy with a term ending December 31, 2020, and by default, assign the remaining appointee to the Labor Representative vacancy with a term ending December 31, 2022.

Attachments: [Staff Report](#)
[Attachment 1 - Council Policy 000-06](#)
[Attachment 2 - Personnel Board City Code Sec. 2-28](#)

11. APPROVAL OF MINUTES

11.1 August 6, 2019, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

11.2 August 13, 2019, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 MOTION - CONTRACT AWARD - ACCESSIBILITY ALTERATIONS AT HOWARTH PARK, 630 SUMMERFIELD ROAD

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C02131, Accessibility Alterations at Howarth Park, 630 Summerfield Road, in the amount of \$849,077.00 to the lowest responsible bidder, M3 Integrated Services, Inc. of Santa Rosa, California, approve a 10% contract contingency, and authorize a total contract amount of

\$933,984.70.

Attachments: [Staff Report](#)
[Attachment 1 – Location Map](#)
[Attachment 2 – Summary of Bids](#)
[Presentation](#)

12.2 RESOLUTION - FOURTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F000600 WITH IK CONSULTING, LLC

RECOMMENDATION: It is recommended by the Planning and Economic Development Department and the Information Technology Department that the Council, by resolution, 1) waive the competitive selection procedures in Council Policy 600-01 in the best interests of the City; and 2) approve a Fourth Amendment to Professional Services Agreement Number F000600 with IK Consulting, LLC, Tucson, AZ, to provide continued services for upgrading, enhancing, and supporting the Accela Civic Platform software used by the City for managing permitting, inspections, and code enforcement cases, in the amount of \$50,000, for a total contract amount of \$447,743.00.

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

12.3 RESOLUTION - SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F01622A WITH BUREAU VERITAS NORTH AMERICA, INC.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, 1) waive the competitive selection procedures in Council Policy 600-01 in the best interests of the City; and 2) approve the Second Amendment to Professional Services Agreement Number F01622A with Bureau Veritas North America, Inc., Atascadero, CA, to increase compensation by \$1,409,187 for a total amount not to exceed \$10,672,399 for the continuation of post-fire recovery and rebuild services. The increased compensation will be recovered through ongoing fee revenue.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Second Amendment to PSA](#)
[Presentation](#)

12.4 RESOLUTION - FIRST AMENDMENT TO GENERAL SERVICES AGREEMENT WITH NICK BARBIERI TRUCKING LLC DBA REDWOOD COAST FUELS

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve the First Amendment to General Services Agreement (GSA) F001818 with Nick Barbieri Trucking LLC dba Redwood Coast Fuels, Ukiah, California for the purchase and delivery of fuels to various locations throughout the City via bobtail truck to increase compensation by \$200,000, for a total amount not to exceed \$295,000.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - First Amendment to GSA](#)
[Presentation](#)

12.5 RESOLUTION - APPROVAL OF THE SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NO. F001748 WITH HROD, INC. DBA MMO PARTNERS

RECOMMENDATION: It is recommended by the City Manager's Office that the Council, by resolution, approve the Second Amendment to the Professional Services Agreement No. F001748 with HROD, Inc. dba MMO Partners of Washington, DC, increasing time of performance and compensation by \$108,000 for a total amount not to exceed \$252,000.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Second Amendment to PSA](#)
[Presentation](#)

12.6 RESOLUTION - MOVING THE CLASSIFICATION OF CHIEF ASSISTANT CITY ATTORNEY FROM UNIT 11 - MID-MANAGEMENT CONFIDENTIAL TO UNIT 10 - EXECUTIVE MANAGEMENT

RECOMMENDATION: It is recommended by the Human Resources Department and City Attorney's Office that the Council, by resolution, amend the City Classification and Salary Plan to move the classification of Chief Assistant City Attorney from Unit 11 - Mid-Management Confidential to Unit 10 - Executive Management.

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

- 12.7** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 11-26 TO THE SANTA ROSA CITY CODE, AUTHORIZING PREFERENTIAL PARKING IN DESIGNATED AREAS OF SANTA ROSA; AND RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A REVISED SCHEDULE OF PARKING USER FEES, ADDING A PERMIT RATE FOR PREFERENTIAL PARKING IN DESIGNATED AREAS OF THE WEST END OF SANTA ROSA, EFFECTIVE OCTOBER 1, 2019

RECOMMENDATION: This ordinance, introduced at the August 13, 2019, Regular Meeting by a (5-0-2) vote (Council Members Sawyer and Tibbetts absent), adds Chapter 11-26 Preferential Parking to the City Code to establish an on-street employee permit program; and by resolution, adopts a revised schedule of parking user fees, adding a permit rate for preferential parking in designated areas of the West End of Santa Rosa, effective October 1, 2019.

Attachments: [Staff Report](#)
[Ordinance](#)
[Resolution](#)
[Exhibit A](#)

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 ten 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.

14. REPORT ITEMS

14.1 REPORT - DELEGATION OF SIGNATURE AUTHORITY FOR ENVIRONMENTAL PERMITS

BACKGROUND: Environmental permits are often required during the design phase of capital improvement projects and regular maintenance activities such as maintenance of creeks, culverts, and bridges. Authorizing staff to apply for and execute these permits could reduce project design timelines and help to expedite maintenance activities on critical infrastructure.

RECOMMENDATION: It is recommended by the Transportation and Public Works and Water Departments that Council, by resolution, delegate authority to the Assistant City Manager over Transportation and Public Works and the Director of the Water Department, or their designees, to submit applications, approve and execute environmental permits with California Department of Fish and Wildlife, County of Sonoma, Regional Water Quality Control Board, State Water Resources Control Board, U.S. Army Corps of Engineers, and U.S. Environmental Protection Agency for routine operation and maintenance and for Capital Improvement Program projects.

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

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 - PLACEMENT OF ANNUAL STORM WATER ENTERPRISE CHARGES ON THE SONOMA COUNTY PROPERTY TAX ROLL

BACKGROUND: The City of Santa Rosa is required under the federal Clean Water Act to obtain and comply with a National Pollutant

Discharge Elimination System (NPDES) and Waste Discharge Requirements for Discharges from the Municipal Separate Storm Sewer Systems (Storm Water Permit). To comply with permit requirements and to control and reduce flooding, property damage, erosion, and storm water quality degradation in the City, the Council, in 1996, added Title 16 to the City Code, which created a Storm Water Enterprise and Utility ("Storm Water Enterprise") as an agency of the City. Under Title 16, the City Council is authorized to prescribe and collect charges (special assessments) for the services and facilities of the enterprise. The Council's intention to collect the Storm Water Enterprise charges on the Sonoma County Property Tax Roll was stated in Resolution 22880, which levied the annual charges.

RECOMMENDATION: It is recommended by the Water Department that Council, by resolution, adopt by 2/3 vote the Storm Water Enterprise Charge Report and approve placement of the Storm Water Enterprise charges on the Sonoma County Property Tax Roll to be collected by the Sonoma County Auditor-Controller-Treasurer-Tax Collector at the same time and in the same manner as Sonoma County property taxes are collected, unless those charges do not meet the county minimum of \$10 and/or parcel owner contact information is known to be incorrect.

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

15.2 PUBLIC HEARING - RESOLUTION AUTHORIZING FILING A GRANT APPLICATION FOR FEDERAL TRANSIT ADMINISTRATION SECTION 5310 FUNDS FOR PURCHASE OF REPLACEMENT ADA PARATRANSIT AND SENIOR COMMUNITY VEHICLES

BACKGROUND: Santa Rosa CityBus seeks to apply for Federal Transit Administration (FTA) Section 5310 funds to purchase ADA and senior community vehicles. The application requires a board resolution authorizing application along with a public hearing that verifies that there are no other non-profit agencies readily available to provide similar paratransit services to eligible individuals in our service area.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council: 1) hold a public hearing to receive public comment and to determine whether any private non-profit is readily available to provide paratransit services within the City; and, 2) by resolution, authorize the City Manager or his designee to execute and file a grant application with the California Department of Transportation (Caltrans) under Federal Transit Act Section 5310 (FTA C 9070.1G) to purchase six replacement ADA Paratransit vehicles and one Oakmont Senior Community vehicle.

Attachments: [Staff Report](#)
[Attachment 1 - Public Hearing Notice](#)
[Resolution](#)
[Presentation](#)

15.3 PUBLIC HEARING - TRANSIT ADVERTISING PROGRAM AND RATES

BACKGROUND: The Transportation and Public Works Department, Transit Division is preparing to launch an Advertising Program. The program will begin with the sale of ad space on the rear of buses and paratransit vehicles only, and in the future incorporate the sale of space on the sides of the vehicles and on bus shelters. In developing the Transit Advertising Rates, staff conducted a survey of the local advertising market and consulted with regional transit agencies that sell advertising on their facilities. The Transit Division intends to launch its Advertising Program this fall with the proposed Transit Advertising Rates.

RECOMMENDATION: It recommended by the Transportation and Public Works Department that the Council, by resolution, adopt the proposed Transit Advertising Rates and authorize the Transit Division to begin selling advertising space on the exterior of vehicles in the Santa Rosa CityBus and Paratransit fleets.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Transit Advertising Rates](#)
[Presentation](#)

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

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. 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.**

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. Requests should be submitted as far in advance as possible, but no later than two business days before the scheduled 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.