



**SANTA ROSA CITY COUNCIL
AGENDA AND SUMMARY REPORT
REGULAR MEETING
CITY HALL, 100 SANTA ROSA
AVENUE
SEPTEMBER 17, 2013**

1:30 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

Agenda 

1. CALL TO ORDER AND ROLL CALL

2. ANNOUNCEMENT OF CLOSED SESSION ITEM(S)
 - 2.1 PUBLIC COMMENT ON CLOSED SESSION ITEMS Prior to recess into Closed Session, the public may speak up to three minutes on items to be addressed in Closed Session.

 - 2.2 RECESS TO CLOSED SESSION IN MAYOR'S CONFERENCE ROOM

 - 2.3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: City Manager

 - 2.4 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957) Title: City Attorney

 - 2.5 CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6) Agency Designated Representatives: Fran Elm, Human Resources Director, Chris Sliz, Employee Relations Manager and Carol Stevens of Burke, Williams & Sorensen, LLP. Employee Organizations: Santa Rosa Firefighters Association - Local 1401 (representing City Employee Unit 2); Operating Engineers Local 3, Maintenance and Utility System Operators (Employee Units 3 and 16); Santa Rosa City Employees Association (Employee Units 4, 6, 7); Santa Rosa Police Officers Association, (Employee Unit 5); Service Employees International Union Local 1021, (Employee Units 8 and 14); Public

Safety Management Association (Employee Unit 9); Santa Rosa City Attorneys' Association (Employee Unit 17), Santa Rosa Management Association (Employee Unit 18).

2.6 CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6) Agency Designated Representatives: Kathleen Millison, City Manager and Jennifer Phillips, Assistant City Manager. Unrepresented Executive Management, Middle Management, and Confidential Employees (Employee Units 10, 11 and 12).

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

3. STUDY SESSION - NONE Study Session items are items for in-depth discussion and possible direction to staff. No action may be taken.

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

PUBLIC COMMENTS ON AGENDA ITEMS: 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.

PUBLIC COMMENTS ON NON-AGENDA ITEMS: Comments from the public on non-agenda items will be heard under Agenda Item 15.

4. ANNOUNCEMENT OF ROLL CALL

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

5. REPORT, IF ANY, ON STUDY AND CLOSED SESSION(S)

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - FALL PREVENTION AWARENESS WEEK

TO ITS REPRESENTATIVES ON PENDING ISSUES BEFORE SUCH
BOARDS (IF NEEDED)

- a) Sonoma County Transportation Authority/Regional Climate Protection (SCTA/RCPA)
- b) Sonoma County Water Agency (SCWA) - Water Advisory Committee
- c) Association of Bay Area Governments (ABAG)
- d) Sonoma County Agricultural Preservation and Open Space District Advisory Committee
- e) Sonoma Clean Power Authority (SCPA)
- f) Other

9.4 COUNCIL DIRECTION TO LEAGUE OF CALIFORNIA CITIES DELEGATE
REGARDING COUNCIL POSITION ON RESOLUTION NO. 2 COMING
BEFORE THE LEAGUE GENERAL ASSEMBLY

BACKGROUND: The resolution is: Resolution calling upon the Governor and Legislature to enter into discussions with the League and California Police Chiefs' Association representatives to identify and enact strategies that will ensure the success of public safety realignment from a local municipal law enforcement perspective.

RECOMMENDATION: It is recommended by the City Manager's Office, that the Council, by motion, consider taking a position on the resolution to provide direction to its Voting Delegate for the meeting of the League General Assembly.

Staff Report 

September 13, 2013 letter to Public Safety Policy Committee (uploaded 9/13/2013)



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

11. CONSENT ITEMS

11.1 MOTION - REMOVAL OF TWO METERED PARKING SPACES AGREEMENT - PG&E


RECOMMENDATION: It is recommended by the Economic Development and Housing Department that the Council, by motion, approve an agreement with Pacific Gas & Electric Company for removal of two metered parking spaces and accept compensation in the amount of \$24,796.53.

Staff Report 

11.2 RESOLUTION - APPROVAL OF LEAVE OF ABSENCE FOR VICE MAYOR CARLSTROM

RECOMMENDATION: It is recommended by the City Attorney that the Council, by resolution, grant permission to Vice Mayor Carlstrom for a sixty (60) day leave of absence after expiration of a thirty (30) day absence and direct that any extension of the leave of absence shall require further Council authorization.

Staff Report 

Resolution - Revised (uploaded 9/17/2013) 

12. REPORT ITEMS

12.1 REPORT - ORDINANCE AMENDING CHAPTER 11-22 OF THE CITY CODE, HUMAN HABITATION OF VEHICLES AND CAMPERS, CAMPING

BACKGROUND: The City currently has an ordinance that prohibits camping on public streets and public property. Initially adopted in 1994, the ordinance was essentially amended twice in the latter part of 2011 as a result of issues

related to the Occupy Santa Rosa movement and camping at City Hall. The definition of human habitation and the provisions prohibiting the use of vehicles on public streets for human habitation were retained. The proposed amendment will eliminate provisions of the ordinance which have been challenged in Santa Rosa, the County and other jurisdictions regarding sleeping in vehicles. The proposed ordinance will still allow the Police Department to address the community's expectation regarding illegal camping on public streets.

RECOMMENDATION: It is recommended by the City Attorney and the Police Department that the City Council introduce an ordinance amending Chapter 11-22 Human Habitation of Vehicles and Campers, Camping of the Santa Rosa City Code.

Staff Report 


Ordinance 

12.2**REPORT - APPEAL OF A PUBLIC CONVENIENCE OR NECESSITY DETERMINATION FOR AN OFF-SALE ALCOHOL LICENSE FOR WILIBEES AT 700 3RD STREET

BACKGROUND: On May 20, 2013, a PCN application was filed by Vikram Badhan on behalf of Wilibeas in order to apply for an off-sale alcohol license for beer wine and distilled spirit sales (Type 21 license) at 700 3rd Street. On July 18, 2013, based on statistical information reported by the California Department of Alcoholic Beverage Control (ABC) and information provided by the Santa Rosa Police Department regarding crime issues in the area, the Community Development Director determined that public convenience or necessity would not be served by the issuance of a license for the sale of beer, wine and distilled spirits. On July 29, 2013, the applicant filed an appeal of the Director's determination.

RECOMMENDATION: It is recommended by the Community Development Department that the Council, by resolution, deny the appeal and uphold the Community Development Director's determination that the Public Convenience or Necessity would not be served by the issuance of a Type 21 ABC license for Wilibeas located at 700 3rd Street.

Staff Report 

Resolution 

Power Point Presentation 

12.3 REPORT - REVIEW COUNCIL POLICY 000-40, LEGISLATIVE ADVOCACY

BACKGROUND: On April 9, 2013 Council amended Policy 000-40, Legislative Advocacy to (1) merge the Council Policy and Legislative Principles and Priorities into one document; (2) incorporate the Council's current priorities, goals and objectives as legislative priorities; and (3) reflect the Council's current procedure for responding to State and Federal legislation. Council is reviewing the policy.

RECOMMENDATION: Provided as information. Council may provide direction.

Staff Report 

13. PUBLIC HEARINGS - NONE

14. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

14.1 SANTA ROSA CREEK TRAIL - STREAMSIDE TO MISSION - MINOR CONTRACT AWARD MEMO

Minor Contract Award Memo 

15. **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 is allowed three minutes. To address the Council you are requested to complete the yellow Speaker's 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 emailing your information to cityclerk@srcity.org or by telephoning the Council and City Manager's Office at 707-543-3010.

16. [IF NEEDED] - ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEM(S), RECESS TO CLOSED SESSION(S) IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS, IF ANY

17. ADJOURNMENT OF MEETING

*Did not appear on the preliminary agenda. **Quasi-judicial or adjudicative action.

UPCOMING MEETINGS LIST

List 



Any writings or documents provided to a majority of the City Council prior to this meeting regarding any item on this agenda are available for public review in the City Clerk's Office, City Hall, Room 10, 100 Santa Rosa Avenue, during normal business hours.

The City of Santa Rosa does not discriminate on the basis of disability in the admissions or access to, or treatment of or employment in, its programs or activities. Disability-related aids or services, including printed information in alternate formats, to enable persons with disabilities to participate in public meetings are available by contacting the City Clerk Office at 543-3015 or cityclerk@srcity.org one week prior to the meeting. TDD 543-3063
Meeting information can also be accessed via the internet at <http://srcity.org>