



**City Council  
Regular Meeting Minutes - Final**

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Tuesday, August 21, 2018

1:30 PM

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**1. CALL TO ORDER AND ROLL CALL**

Vice Mayor Rogers called the meeting to order at 1:30 p.m.

**Present:** 5 - Vice Mayor Chris Rogers, Council Member Julie Combs, Council Member Ernesto Olivares, Council Member John Sawyer, and Council Member Tom Schwedhelm

**Absent:** 2 - Mayor Chris Coursey, and Council Member Jack Tibbetts

**2. ANNOUNCEMENT OF CLOSED SESSION ITEMS**

PUBLIC COMMENT

Duane DeWitt spoke regarding the bargaining unit meeting; in support of a wage freeze moratorium; and in support of social equity for veterans.

Vice Mayor Rogers recessed the meeting to closed session at 1:35 p.m. to discuss Items 2.1 through 2.4:

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

Name of Case: Timothy Aboudara, Jr. et al. v. City of Santa Rosa  
Court Case No. USDC Northern District of CA 3:17-cv-01661-HSG

**2.2 CONFERENCE WITH LABOR NEGOTIATORS**  
(Government Code Section 54957.6)

Agency Designated Representatives: Gloria Hurtado, Deputy City Manager, Jeremia Mills, Employee Relations Manager, Art Hartinger of Renne Public Law Group, Anthony Gossner, Fire Chief and Chuck McBride, Chief Financial Officer.

Employee Organizations: Santa Rosa Firefighters Association - Local 1401 (representing City Employee Unit 2).

**2.3 CONFERENCE WITH LABOR NEGOTIATORS**

(Government Code Section 54957.6)

Agency Designated Representatives: Gloria Hurtado, Deputy City Manager, Jeremia Mills, Employee Relations Manager, Art Hartinger of Renne Public Law Group, and Chuck McBride, Chief Financial Officer.

Employee Organizations: Santa Rosa Police Officers Association (Employee Unit 5).

**2.4 PUBLIC EMPLOYEE - EVALUATION OF PERFORMANCE**  
(Government Code section 54957(b))

Title: City Attorney

Vice Mayor Rogers adjourned the closed session at 3:40 p.m. and reconvened the meeting at 4:00 p.m.

**3. STUDY SESSION - NONE.**

**4. ANNOUNCEMENT OF ROLL CALL**

**Present:** 6 - Vice Mayor Chris Rogers, Council Member Julie Combs, Council Member Ernesto Olivares, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

**Absent:** 1 - Mayor Chris Coursey

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

City Attorney Gallagher announced that Council provided direction for Items 2.1, 2.2, and 2.4; that Item 2.3 was not discussed and will be continued to a future meeting.

**6. PROCLAMATIONS/PRESENTATIONS**

**6.1 PROCLAMATION - WOMEN'S EQUALITY DAY**

**Attachments:** [Proclamation](#)

Council Member Combs read and presented the proclamation to Janice Blalock, First District Commissioner on the Status of Women.

**7. STAFF BRIEFINGS**

**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.

David Guhin, Assistant City Manager and Planning and Economic Development Director, provided a brief report.

Ben Horenstein, Water Director, provided a brief report.

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

Deputy City Manager Hurtado announced that the Office of Community Engagement's Violence Prevention Partnership is offering a seminar titled, Tipping the Scale: Building Authentic Relationships for Resilient Communities.

## **9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS**

There were no abstentions made.

## **10. MAYOR'S/COUNCILMEMBERS' REPORTS**

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

Council Member Combs requested a future agenda item to discuss a nondiscrimination housing ordinance. Council Member Tibbetts concurred with the request.

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

#### **10.1.1 Council Subcommittee Reports**

Vice Mayor Rogers provided a brief report on the Long Term Financial Policy and Audit Subcommittee.

#### **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 Other**

Vice Mayor Rogers provided a brief report on the Mayors and Councilmembers Legislative Task Force.

**11. APPROVAL OF MINUTES**

11.1 May 22, 2018, Regular Meeting.

Attachments: [Draft Minutes](#)

Approved as submitted.

**12. CONSENT ITEMS**

**Approval of the Consent Agenda**

**A motion was made by Council Member Sawyer, seconded by Council Member Combs, to waive reading of the text and adopt Consent Items. The motion carried by the following vote:**

**Yes:** 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

**Absent:** 1 - Mayor Coursey

12.1 MOTION - APPROVE BALANCE FROM COMMUNITY PROMOTION FUNDS TO SANTA ROSA'S SESQUICENTENNIAL

RECOMMENDATION: It is recommended by the Community Promotions Fund Committee and City Manager's Office that the Council, by motion, direct the balance of funds from the FY 2018/19 Community Promotion Funds, an amount not to exceed \$3,050, to use for in-kind services for the Sesquicentennial Celebration.

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

**This Consent - Motion was approved.**

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

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, authorize the Director of Transportation and Public Works, or his designated representative, to file a claim for Transportation Development Act (TDA) Article IV and State Transit Assistance (STA) funds to the Metropolitan Transportation Commission (MTC) for Fiscal Year 2018/2019 in the estimated amount of \$8,897,539.

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

**This Consent - Resolution was adopted.**

**RESOLUTION NO. RES-2018-145 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 2018/2019 IN THE ESTIMATED AMOUNT OF \$8,897,539**

**12.3 RESOLUTION - RESOLUTION AUTHORIZING PROJECT LIST FOR  
THE FY 18/19 STATE OF GOOD REPAIR (SGR) FUNDING IN THE  
AMOUNT OF \$28,791**

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, authorize a list of projects for \$28,791 in State of Good Repair (SGR) funding from the California Department of Transportation.

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

**This Consent - Resolution was adopted.**

**RESOLUTION NO. RES-2018-146 ENTITLED: RESOLUTION OF THE**

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**COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE FY 18/19  
PROJECT LIST FOR THE STATE OF GOOD REPAIR (SGR) PROJECT IN  
THE AMOUNT OF \$28,791**

The time not being 5:00 p.m., Mayor Coursey took Report Items 14.1, 14.2 and 14.3 before Item 13 - Public Comment on non-agenda items.

**13. PUBLIC COMMENT ON NON-AGENDA MATTERS**

Duane DeWitt spoke regarding misappropriation of property at 1370 Burbank Avenue; provided information of the vandalizing taking place at 1370 Burbank Avenue; and invited the Council to participate in preserving Roseland Creek.

Bob Hansen requested for personal assistance to help gain custody of granddaughter.

**14. REPORT ITEMS**

**14.1 REPORT - COUNCIL DIRECTION TO VOTING DELEGATE FOR LEAGUE OF CALIFORNIA CITIES 2018 ANNUAL CONFERENCE REGARDING COUNCIL POSITION ON THE RESOLUTIONS COMING BEFORE THE LEAGUE GENERAL ASSEMBLY**

BACKGROUND: Policy development is a vital and ongoing process within the League of California Cities for determining legislative and program strategies for important issues facing cities throughout California. Policies are submitted for consideration by the General Assembly at the Annual Conference to be voted on by delegates from the cities. Each member city has one Voting Delegate at the General Assembly, which will be held in Long Beach on September 12-14, 2018.

There are two separate issues that have been submitted by resolution to the General Resolutions Committee for recommendation and voting at the General Assembly. These are (1) Preparation of a ballot measure and/or constitutional amendment that would further strengthen local democracy and authority and (2) Supporting the repeal of preemption in California food and agriculture code 11501.1 that prevents local governments from regulating pesticides.

RECOMMENDATION: It is recommended by the City Manager's Office that the Council, by motion, consider taking a position on each

individual resolution to provide direction to its Voting Delegate for the meeting of the League General Assembly.

**Attachments:** [Staff Report](#)  
[Attachment 1](#)  
[Presentation](#)

Presented by Nicole Trupiano, City Manager Fellow.

**A motion was made by Council Member Olivares, seconded by Council Member Sawyer, that the voting delegate support each resolution at the meeting of the League General Assembly. The motion carried by the following vote:**

**Yes:** 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

**Absent:** 1 - Mayor Coursey

**14.2** REPORT - REQUEST FOR SUMMARY VACATION OF 8,941 SQUARE FEET OF PUBLIC RIGHT-OF-WAY, A PORTION OF THE KAWANA TERRACE RIGHT-OF-WAY, FORMERLY KAWANA SPRINGS ROAD, FOR THE KAWANA SPRINGS APARTMENT HOMES PROJECT, LOCATED DIRECTLY SOUTH OF APN 044-370-002 - FILE NO. VAC18-001

**BACKGROUND:** Application for a summary vacation of public right-of-way as part of the approved 120-unit Kawana Springs Homes Apartments project.

**RECOMMENDATION:** It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve a summary vacation of 8,941 square feet of the Kawana Terrace public right-of-way.

**Attachments:** [Staff Report](#)  
[Attachment 1 - Disclosure Form](#)  
[Attachment 2 - Location and Neighborhood Context Map](#)  
[Attachment 3 - Detailed Kawana Terrace Location Map](#)  
[Attachment 4 - Approved Apartment Project Description](#)  
[Attachment 5 - Approved Apartment Plan](#)  
[Attachment 6 - Proposed ROW Vacation Map](#)  
[Attachment 7 - Appraisal](#)  
[Attachment 8 - Resolution 17-960](#)  
[Attachment 9 - Resolution 17-961](#)  
[Resolution](#)  
[Exhibit A](#)  
[Exhibit B](#)  
[Exhibit C](#)  
[Presentation](#)

Presented by Gary Broad, Planning Consultant, and Patrick Streeter, Senior Planner, Planning and Economic Development Department.

**A motion was made by Council Member Schwedhelm, seconded by Council Member Combs, to waive reading of the text and adopt:**

**RESOLUTION NO. RES-2018-147 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA FOR SUMMARY VACATION OF 8,941 SQUARE FEET OF PUBLIC RIGHT-OF-WAY, A PORTION OF THE KAWANA TERRACE RIGHT-OF-WAY, FORMERLY KAWANA SPRINGS ROAD, FOR THE KAWANA SPRINGS APARTMENT HOMES PROJECT, LOCATED DIRECTLY SOUTH OF APN 044-370-002 - FILE NO. VAC18-001**

**The motion carried by the following vote:**

**Yes:** 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

**Absent:** 1 - Mayor Coursey

**14.3 REPORT - CONTRACT EXTENSION - TENTH AMENDMENT TO F000799 GOLDEN GATE LANDSCAPE MANAGEMENT SYSTEMS INC, SANTA ROSA, CALIFORNIA**

BACKGROUND: Landscape services, initially provided by Recreation & Parks, were outsourced as part of the 2009-10 budget savings strategies. Landscape services are required throughout various City of Santa Rosa locations, and the current Agreement is due to expire August 30, 2018. Approval of the tenth amendment will provide ongoing services while allowing City staff the additional time needed to measure



deliverables being provided to address non-glyphosate, organic weed control methods within a new solicitation, ensure the Russian River-Friendly Landscape Guidelines compliance where applicable, provide for cost impact analysis, and solicit industry through a well-developed Request for Proposals(RFP) process. The Contractor will continue to only use Organic Material Review Institute (OMRI) approved products for weed control. No Glyphosate will be utilized.

RECOMMENDATION: It is recommended by the Finance and Recreation & Parks Departments that the Council, by resolution, approve the Tenth Amendment to General Services Agreement (GSA) F000799 for a one-year contract extension for landscape services with Golden Gate Landscape Management, Inc., Santa Rosa, California, with no increase to service rates, in the total amount not to exceed \$549,789.84 bringing the total Agreement amount not to exceed \$2,579,337.18.

**Attachments:**    [Staff Report](#)  
                          [Resolution](#)  
                          [Exhibit A](#)  
                          [Presentation](#)  
                          [Resolution \(Redlined\)](#)  
                          [Resolution \(Revised\)](#)  
                          [Exhibit A \(Final\)](#)

Presented by Caluha Barnes, Acting Recreation and Parks Director, and Chuck McBride, Chief Financial Officer.

#### PUBLIC COMMENT

Anne Seeley spoke regarding the need of clarification on the staff report.

Thomas Ells spoke in support of using organic chemicals and to continue to monitor.

**A motion was made by Council Member Sawyer, seconded by Council Member Combs, to waive reading of the text and adopt as amended to exclude glyphosate:**

**RESOLUTION NO. RES-2018-148 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE TENTH AMENDMENT TO GENERAL SERVICES (GSA) AGREEMENT F000799 WITH**

**GOLDEN GATE LANDSCAPE MANAGEMENT, INC.**

**The motion carried by the following vote:**

**Yes:** 6 - Vice Mayor Rogers, Council Member Combs, Council Member Olivares, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

**Absent:** 1 - Mayor Coursey

**15. PUBLIC HEARINGS - NONE.**

**16. WRITTEN COMMUNICATIONS - NONE.**

**17. PUBLIC COMMENTS ON NON-AGENDA MATTERS - NONE.**

**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**

Hearing no further business, Vice Mayor Rogers adjourned the meeting at 5:11 p.m. The next regularly scheduled meeting will take place on September 4, 2018, at a time set by the Mayor.

**20. UPCOMING MEETINGS**

**20.1 UPCOMING MEETINGS LIST**

Attachments: [List](#)

**This item was received and filed.**

Approved on: October 30, 2018

/s/ Daisy Gomez, City Clerk