



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 22, 2023

3:00 P.M. - CLOSED SESSION (VIA IN-PERSON AND ZOOM)

4:00 P.M. - REGULAR SESSION (VIA IN-PERSON AND ZOOM)

MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY ATTENDING IN-PERSON FROM COUNCIL CHAMBER AT 100 SANTA ROSA AVENUE (IT IS RECOMMENDED THAT SOCIAL DISTANCING BE OBSERVED), OR VIA ZOOM WEBINAR BY VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/86876779687](https://srcity-org.zoom.us/j/86876779687), OR BY DIALING 877-853-5257 AND ENTERING WEBINAR ID: 868 7677 9687

**THE MEETING WILL ALSO BE LIVE STREAMED AT [HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR](https://santa-rosa.legistar.com/calendar).
CLICK ON THE "IN PROGRESS" LINK TO VIEW.**

**THE MEETING CAN ALSO BE VIEWED ON COMCAST CHANNEL 28,
AT&T U-VERSE CHANNEL 99, AND AT
[HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA](https://www.youtube.com/cityofsantarosa)**

Public Comment may be made live during the meeting via Zoom, In-Person from Council Chamber, or submitted in advance by 5:00 pm, the Monday before the City Council Meeting via e-mail at cc-comment@srcity.org, or recorded voice message at 707-543-3005.

PLEASE NOTE THAT ALL E-MAILS SENT TO THE CITY COUNCIL ARE CONSIDERED TO BE PUBLIC RECORDS AND SUBJECT TO DISCLOSURE UNDER THE CALIFORNIA PUBLIC RECORDS ACT.

DEADLINES AND ADDITIONAL INSTRUCTION FOR PUBLIC COMMENT ARE SET FORTH BELOW.

**COUNCIL MAY RECESS DURING THE EVENING FOR BREAKS.
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.

Live Public Comment: Members of the public can provide comment on an Agenda Item In-Person from Council Chamber by completing a Speaker Card or signing up with the Administrator in Council Chamber, by accessing the meeting through the Zoom link, or by dial-in at the time an Agenda Item is discussed during the City Council Meeting. Go to <https://srcity.org/virtualparticipation> for more information.

Advanced Public Comment:

E-mail Public Comment: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 5:00 p.m., Monday, August 21. Identify in the subject line of your e-mail the Agenda Item Number on which you wish to comment, provide your name in the body of the e-mail and your comment.

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 5:00 p.m., Monday, August 21. State your name, the Agenda Item Number(s) on which you wish to comment, and your comment. PLEASE DO NOT LEAVE YOUR PHONE NUMBER OR PERSONAL ADDRESS IN THE VOICE MESSAGE AS IT WILL BE PLAYED BACK LIVE DURING THE CITY COUNCIL MEETING.

E-mail public comments received by the deadline will be distributed to City Council members and uploaded to the agenda prior to the start of the City Council Meeting for public access. Recorded voice message public comments will be played during the meeting at the time the item is heard.

Non-Agenda Items are 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 twelve 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.

3:00 P.M. (VIA IN-PERSON AND ZOOM)

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 CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency Designated Representatives: Maraskeshia Smith, City Manager; Alan Alton, Chief Financial Officer; and Dominique Blanquie, Human Resources Director.

Employee Organizations: Santa Rosa Firefighters Association Local 1401, Firefighting (Employee Unit 2); Operating Engineers Local 3, Maintenance, Mechanics and Utility System Operators (Employee Units 3, 13 and 16); Teamsters Local Union 856, Support Services, Professional and Technical (Employee Units 4, 6, and 7); Santa Rosa Police Officers Association, (Employee Unit 5); Service Employees International Union Local 1021, Transit and Police Civilian Technical Unit (Employee Units 8 and 14); Santa Rosa Police Management Association, Police Safety Management (Employee Unit 9); Executive Management (Employee Unit 10); Middle Management and Confidential (Employee Units 11 and 12); Santa Rosa City Attorneys' Association, Attorneys (Employee Unit 17); Santa Rosa Management Association, Miscellaneous Mid-Management (Employee Unit 18).

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

4:00 P.M. (VIA IN-PERSON AND ZOOM)

3. STUDY SESSION - NONE.

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

4. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - WOMEN'S EQUALITY DAY, AUGUST 26, 2023

Attachments: [Proclamation](#)

7. STAFF BRIEFINGS - NONE.

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.

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 Zero Waste Sonoma (formerly known as Sonoma County Waste Management Agency (SCWMA))

10.1.8 Groundwater Sustainability Agency (GSA)

10.1.9 Sonoma County Continuum of Care (CoC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES

11.1 August 8, 2023, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 RESOLUTION - THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT NUMBER F002259 WITH BEST BEST & KRIEGER LLP FOR REAL ESTATE LEGAL SERVICES

RECOMMENDATION: It is recommended by the City Attorney and the Transportation and Public Works Department that the Council, by resolution, approve the Third Amendment to Professional Services Agreement Number F002259 with Best Best & Krieger LLP to extend services and to increase compensation by \$100,000 for a total contract amount not to exceed \$400,000 for continued legal advice relating to real estate matters.

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

12.2 RESOLUTION - SANTA ROSA TOURISM BUSINESS IMPROVEMENT AREA 2023 ANNUAL REPORT AND 2024 WORK PLAN

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution: 1) accept the 2023 Annual Report for the Santa Rosa Tourism Business Improvement Area; 2) approve the continuation of the annual assessment on Santa Rosa lodging businesses; and 3) adopt the 2024 Work Plan for the Santa Rosa Tourism Business Improvement Area.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A](#)
[Exhibit A - Revised \(Uploaded 08-22-2023\)](#)

12.3 RESOLUTION - RATIFICATION OF GRANT APPLICATION SUBMITTAL, ACCEPTANCE AND APPROPRIATION OF CALIFORNIA OFFICE OF EMERGENCY SERVICES EMERGENCY OPERATIONS CENTER GRANT PROGRAM FOR THE RENOVATION AND SEISMIC RETROFIT OF 55 STONY POINT ROAD FOR USE AS AN EMERGENCY OPERATIONS CENTER

RECOMMENDATION: It is recommended by the Fire Department that the Council, by resolution: 1) ratify City staff's submittal of an application to the Fiscal Year 2022 California Governor's Office of Emergency Services' Emergency Operations Center (EOC) Grant Program (Grant) for retrofitting and upgrading the City's facilities located at 55 Stony Point Road as an EOC in the amount of \$1,333,334; 2) appropriate a required 25% in local matching funds \$333,334 from the general fund reserves to a project key to be established by the Chief Financial Officer; 3) authorize the City Manager, or designee, to accept the grant award and execute all agreements, related award documents and any amendments thereto required for such grant funds; and 4) appropriate the grant funds received to a project key to be established by the Chief Financial Officer.

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

12.4 ORDINANCE ADOPTION - SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA REPEALING AND REPLACING CHAPTER 11.22 OF THE SANTA ROSA MUNICIPAL CODE SECTION 11-22 - CAMPING ON PUBLIC STREETS AND PUBLIC PROPERTY

RECOMMENDATION: This ordinance, introduced at the August 8, 2023 Regular Meeting by a 7-0-0 vote, repeals and replaces Chapter 11-22 of the Santa Rosa City Code (Camping on Public Streets and Public Property) to: 1) eliminate a blanket ban on camping on public property to align with *Martin v. City of Boise*, a 2019 decision by the United States Court of Appeals for the Ninth Circuit; and 2) establish standards for camping on public or private property that protect the health and safety of the community.

Attachments: [Ordinance](#)
[Ordinance Redlined](#)
[Ordinance Final](#)
[Late Correspondence \(Uploaded 08-22-2023\)](#)

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 twelve 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.

Voice message public comments received for non-agenda items may be played under Agenda Item 13 or at Item 17. Recorded public comments are limited to three minutes to mirror in-person meeting protocols.

14. REPORT ITEMS

14.1 REPORT - INVESTMENT POLICY UPDATE

BACKGROUND: The Council Policy No. 000-26 - Statement of Investment Policy was adopted by Resolution No. 17133 in January

1985. It has gone to City Council fifteen times since then to update and amend the policy. PFM Asset Management met with the Chief Financial Officer and the Budget Team to discuss proposed changes. The Budget Team then held a meeting to collaborate with other stakeholders in the Parks & Recreation and Water Departments and Housing Authority to review and discuss the proposed changes. There was an overall consensus to move forward with the revisions.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, amend Council Policy No. 000-26-Statement of Investment Policy, as revised.

Attachments: [Staff Report](#)
[Attachment 1 - Statement of Investment Policy - Redline Policy](#)
[Resolution](#)
[Exhibit A](#)
[Presentation](#)

14.2 REPORT - GRANT APPLICATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE GRANT (SAFER) FOR FUNDING FOR THE HIRING OF TWELVE (12) FIREFIGHTERS FOR HIGH DEMAND SERVICE AREAS

BACKGROUND: The SAFER grant program intends to improve or restore local fire department's staffing and deployment capabilities so they may more effectively respond to emergencies. Grant funds are available for two activities: Hiring firefighters or the recruitment and retention of volunteer firefighters. SRFD is requesting funding to hire 12 firefighters to address high service demand areas of the City, adding an additional four on-duty firefighters daily.

RECOMMENDATION: It is recommended by the Fire Department that Council, by resolution: 1) authorize staff to submit a grant application to FEMA for the Staffing for Adequate Fire and Emergency Response Grant (SAFER) in the total amount of \$7,084,440 for the hiring of twelve (12) firefighters for response in high demand areas; 2) authorize the Fire Chief or his designee to accept the grant award and approve and execute all documents and agreements related to the grant, subject to

approval as to form by the City Attorney; and 3) authorize the Chief Financial Officer to appropriate funds into the project account by the amount of the grant award.

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

14.3 REPORT - FY 2023-24 BUDGET AMENDMENT - INCREASE APPROPRIATIONS TO CONSTRUCT A MODERN IRRIGATION SUPPLY SYSTEM FOR THE BENNETT VALLEY GOLF COURSE (BVGC) AND DELEGATE AUTHORITY FOR ISSUANCE OF A DESIGN-BUILD REQUEST FOR PROPOSALS TO DESIGN AND CONSTRUCT THE BVGC IRRIGATION SUPPLY SYSTEM PROJECT

BACKGROUND: The BVGC is a 150-acre, 18-hole golf course with a driving range, pro shop, course restroom, maintenance shops and yards, and restaurant with banquet rooms. The golf course is a par 72, 6,500-yard course from the championship level tees and was built in 1969 on heavy clay soil.

Staff recommends that Council appropriate \$2 million from the unassigned General Fund reserves for environmental review, design, and construction of a modern irrigation supply system for the Bennett Valley Golf Course (BVGC). Appropriation of funds is the first critical step towards a full replacement of the aging irrigation system infrastructure. Staff also recommends that Council delegate authority to the City Manager or designee to determine whether a design-build procurement, rather than a traditional design-bid-build procurement, is in the best interests of the City. Where the City Manager or designee make that determination, staff also recommends that Council delegate authority to the City Manager or designee to issue the design-build request for proposal. The contract that staff recommends that the City award for this project, whether it be utilizing a design-build or traditional design-bid-build delivery method, will return to Council for review and approval.

RECOMMENDATION: It is recommended, by the Recreation and Parks and the Transportation and Public Works Departments, that the

Council, by resolution: 1) increase appropriations in the Bennett Valley Golf Course (BVGC) Operations Fund in the amount of \$2,000,000 from the unassigned General Fund reserves for environmental review, design and construction of a modern irrigation supply system at BVGC; and 2) delegate authority to the City Manager or designee to determine whether a design-build procurement is in the best interests of the City and to issue the design-build request for proposal for the Project.

Attachments: [Staff Report](#)
[Attachment 1 – National Golf Foundation Capital Projects e](#)
[Resolution](#)
[Presentation](#)
[Revised Presentation \(Uploaded 08-22-2023\)](#)

14.4 REPORT - DIVERSITY OF CITY COUNCIL BOARDS, COMMISSIONS, AND COMMITTEES

BACKGROUND: City Charter Section 11, Participation and Diversity in Boards and Commissions, requires that the Council issue an annual written report, to be discussed in public session, regarding its appointments to boards, commissions, and committees. The report shall contain, but is not limited to, the total number of appointments in a given year, the total number applications in a given year, and relevant diversity information including geographic and ethnic diversity.

RECOMMENDATION: It is recommended by the City Clerk's Office that the Council, by motion, accept the Annual Report of Diversity of City Council Appointees for the reporting year 2022 and provide feedback to staff on future reports.

Attachments: [Staff Report](#)
[Attachment 1 - 2022 Diversity Report](#)
[Attachment 2 - SEED Definitions Overview](#)
[Presentation](#)

14.5 REPORT - APPOINTMENT OF CITY ATTORNEY, APPROVAL OF CITY ATTORNEY EMPLOYMENT AGREEMENT AND INTRODUCTION OF ORDINANCE SETTING CITY ATTORNEY SALARY

BACKGROUND: After a nationwide recruitment, selection process and candidate interviews, the City Council intends to appoint Teresa Stricker as the City Attorney. Council reached satisfactory terms and conditions for an employment contract.

The City Charter requires that the compensation for the salary of the City Attorney be established by ordinance. The Council will also introduce an ordinance establishing the salary of the City Attorney subject to the terms of the Employment Agreement.

RECOMMENDATION: It is recommended that the Council, by resolution, appoint Teresa Stricker to the position of City Attorney and approve the Employment Agreement - City Attorney. It is further recommended that the Council introduce an ordinance for first reading only, waiving full reading of the text, establishing the salary of the City Attorney in the amount of \$24,500 per month or \$294,000 annually effective November 6, 2023.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A](#)
[Ordinance](#)
[Presentation](#)
[Revised Presentation \(Uploaded 08-22-2023\)](#)
[Exhibit A - Revised \(Uploaded 08-22-2023\)](#)

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 - MANNER OF COLLECTION

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, adopted in 1996, which levied the annual charges. The amount of the annual charges of the Storm Water Enterprise for fiscal year 2023-24 were adopted by the Santa Rosa City Council on June 20, 2023. This action only considers the manner in which the annual charges will be collected and not the amount of the fee.

RECOMMENDATION: It is recommended by Santa Rosa Water that the 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 – Storm Water Enterprise Charge Report](#)
[Resolution](#)
[Presentation](#)
[Public Hearing Notice](#)

16. WRITTEN COMMUNICATIONS

16.1 STATE LEGISLATIVE UPDATE

- Support for ACA 1 (Aguiar-Curry) - Local government financing: affordable housing and public infrastructure: voter approval. Provided for information.
- Opposition to AB 698 (Essayli) - Would prohibit state agencies and local governments from adopting or enforcing a rule,

regulation, resolution, or ordinance that directly or indirectly results in prohibiting the use of gas stoves in residential and nonresidential buildings. Provided for information.

- Support for SB 470 (Alvarado-Gil) - Urban Water Community Drought Relief program: Small Community Drought Relief program: high fire hazard and very high fire hazard severity zones. Provided for information.

Attachments: [State Legislative Memo](#)
[Bill Text - ACA 1 Local government financing - affordable h](#)
[ACA 1 - Letter of Support](#)
[Bill Text - AB 698 Energy - gas stoves](#)
[AB 698 - Letter of Opposition](#)
[Bill Text - SB 470 Water - Urban Water Community Drough](#)
[SB 470 - Letter Of Support](#)

- 16.2** NOTICE OF FINAL MAP - Montecito Townhomes Subdivision -
Provided for information.

Attachments: [Notice of Submittal](#)
[Location Map](#)

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 and not able to speak under Agenda Item 13. 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, ex-parte communication disclosure is required.**

The Open Government Ordinance (ORD-2020-018) was adopted by City Council in December 2020. This ordinance, adds Chapter 1-10 to the City Code to codify the City of Santa Rosa's commitment to embrace a culture of open government to ensure public trust, engage the community, and establish a system of transparency, public participation, and collaboration. To view a full version of the Open Government Ordinance go to <http://srcity.org/OpenGovOrdinance>. To request a paper copy of the Open Government Ordinance contact the City Clerk's Office at 707-543-3015 (TTY Relay at 711) or cityclerk@srcity.org.

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. If the request is received at least 7 business days prior to the City Council meeting, the copy shall be provided no later than two (2) business days prior to the City Council 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.