



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT MARCH 26, 2024

1:30 P.M. - CLOSED SESSION

4:00 P.M. - REGULAR SESSION

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).

THE PUBLIC CAN ALSO VIEW OR LISTEN TO THE MEETING LIVE AT:

- 1. [HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR](https://santa-rosa.legistar.com/calendar). CLICK ON THE "IN PROGRESS" LINK TO VIEW;**
- 2. VIA ZOOM WEBINAR BY VISITING [HTTPS://SRCITY-ORG.ZOOM.US/J/89643446933](https://srcity-org.zoom.us/j/89643446933), OR BY DIALING 877-853-5257 AND ENTERING WEBINAR ID: 896 4344 6933;**
- 3. COMCAST CHANNEL 28, AT&T U-VERSE CHANNEL 99; AND**
- 4. VIA YOUTUBE AT [HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA](https://www.youtube.com/cityofsantarosa)**

Public Comment may be made live during the meeting In-Person from Council Chamber or submitted in advance via email at cc-comment@srcity.org by 5:00 p.m. the Monday before the City Council Meeting.

IN THE EVENT A COUNCIL MEMBER PARTICIPATES REMOTELY BASED ON JUST CAUSE OR EMERGENCY CIRCUMSTANCES PURSUANT TO AB 2449, THE CITY WILL ALSO ALLOW FOR PUBLIC COMMENT THROUGH THE ZOOM LINK OR DIAL-IN NUMBER ABOVE.

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.

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

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 14) 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 up to three minutes. Speakers who do not have an opportunity to

speaking during this time will be allowed to make public comment under Agenda Item 18.

1:30 P.M.

1. CALL TO ORDER AND ROLL CALL

2. REMOTE PARTICIPATION UNDER AB 2449 (IF NEEDED)

To consider and take action on any request from a Council Member to participate in a meeting remotely due to Just Cause or Emergency Circumstances pursuant to AB 2449 (Government Code Section 549539(f)).

3. 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.

3.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)

Property: 625 and 637 3rd street APN's: 009-013-011 and 009-013-012
("Garage 5")

Agency Negotiators: Jill Scott, Real Property Negotiator and Stephanie Valkovic, Associate Real Property Negotiator

Negotiating Parties: Rogal Projects

Under Negotiations: Price and terms of payment.

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

Name of Case: Airport Business Center v. City of Santa Rosa, et al.
Sonoma County Superior Court Case No. SCV-272714

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

Name of Case: Application of the City of Santa Rosa for Approval to Construct a Public Pedestrian and Bicycle At-Grade Crossing of the Sonoma-Marín Area Rail Transit ("SMART") Track at Jennings Avenue Located in Santa Rosa, Sonoma County, State of California.

Application No.: A.15-05-014 before the California Public Utilities Commission

Attachments: [Late Correspondence \(Uploaded 03-26-2024\)](#)

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

Name of Case: Tomas Guerrero v. City of Santa Rosa, et al.
Sonoma County Superior Court Case No. SCV-272148

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

4. STUDY SESSION - NONE.

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

4:00 P.M.

5. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

7. PROCLAMATIONS/PRESENTATIONS - NONE.

8. 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.

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

9.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 through February 2024 as well as provide a summary of pending litigation against the City.

Attachments: [Litigation Report](#)

10. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

11. MAYOR'S/COUNCIL MEMBERS' REPORTS

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

11.1.1 Council Subcommittee Reports

11.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA)

11.1.3 Sonoma County Water Agency (SCWA) - Water Advisory Committee

11.1.4 Association of Bay Area Governments (ABAG)

11.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee

11.1.6 Sonoma Clean Power Authority (SCPA)

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

11.1.8 Groundwater Sustainability Agency (GSA)

11.1.9 Sonoma County Homeless Coalition

11.1.10 Renewal Enterprise District (RED)

11.1.11 Public Safety Subcommittee

11.1.12 Other

11.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

11.2.1 CHAIRPERSON APPOINTMENTS FOR BOARDS, COMMISSIONS, AND COMMITTEES

It is recommended by the Mayor that Council, by motion, approve

new or affirm existing Chairpersons to Council Boards, Commissions, and Committees.

Attachments: [Attachment 1 - Council Policy 000-06 Appts to Boards, Cor](#)

12. APPROVAL OF MINUTES

12.1 February 27, 2024, Regular Meeting.

Attachments: [Draft Minutes](#)

12.2 March 5, 2024, Regular Meeting.

Attachments: [Draft Minutes](#)

13. CONSENT ITEMS

13.1 MOTION - FINLEY AQUATIC CENTER SPRAY GROUND AND RENOVATION PROJECT - CONTINGENCY ACTION

RECOMMENDATION: It is recommended by the Transportation and Public Works and Recreation and Parks Departments that Council, by motion, approve construction contingency funds for the Finley Aquatic Center Spray Ground and Renovation Project, Contract No. C02336, in the amount of \$404,534, increasing the total contract amount to \$5,725,015.10.

Attachments: [Staff Report](#)
[Attachment 1 - Location Map](#)

13.2 RESOLUTION - BID AWARD APPROVAL AND ISSUANCE OF A PURCHASE ORDER FOR THE PURCHASE OF TWO (2) FORD TRANSIT X2C BODY STYLE PASSENGER VANS

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve issuance of a Purchase Order for the purchase of two (2) 2024 Ford Transit X2C Body Style Passenger Vans for the inRESPONSE Program with Towne Motor Co dba Towne Ford Sales, Redwood City, California for a total amount not to exceed \$130,153.20.

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

13.3 RESOLUTION - FIFTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F002029 WITH JESSICA RASMUSSEN

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the Fifth Amendment to Professional Services Agreement Number F002029 with Jessica Rasmussen, to continue art programming and project management services for the Public Art Program and Economic Development Division through June 30, 2024, and increase compensation in the amount of \$20,000 for a total amount not to exceed \$320,680 over the Agreement Term which began in 2019, with no impact to the General Fund.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - 5th Amendment to Professional Services F0020](#)

14. 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 up to three minutes. Speakers who do not have an opportunity to speak during this time will be allowed to make public comment under Agenda Item 18.

15. REPORT ITEMS

15.1 REPORT - SONOMA COUNTY WATER AGENCY 2024/25 WATER TRANSMISSION BUDGET AND RATE INCREASE

BACKGROUND: The City of Santa Rosa purchases approximately 90% of the water supplied to our customers from Sonoma Water. Sonoma Water is proposing to raise the wholesale rate of water by 9.88% from \$1,173.09 to \$1,289.02 per acre foot.

The Board of Public Utilities will review Sonoma Water's proposed budget and rate increase on March 21, 2024 and make a recommendation to City Council. The City Council may advise its

representative to the Water Advisory Committee (WAC) prior to a WAC vote. The WAC is an advisory board to Sonoma Water. Ultimately the Sonoma Water Board of Directors will have final authority to approve the proposed budget and rate increase.

RECOMMENDATION: It is recommended that the Council, by motion, consider Sonoma Water's 2024/25 Water Transmission Budget and proposed rate increase and provide direction to its Water Advisory Committee (WAC) representative for the WAC vote on April 8, 2024.

Attachments: [Staff Report](#)
[Attachment 1 - Sonoma County Water Agency Water Trans:
Presentation](#)

16. 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.

16.1 PUBLIC HEARING - SHARED SCOOTER SYSTEM PROGRAM ORDINANCE AMENDMENT

BACKGROUND: This ordinance will amend the existing code to allow for the shared scooter system program and to authorize the Assistant City Manager or Director of Transportation and Public Works Department to modify permit conditions related to the operation of a shared scooter system without requiring additional amendments to the ordinance.

This ordinance supports the following Council goals and priorities: 3) ensure a healthy and safe community for all, 4) promote economic and community vibrancy, and 5) build and maintain sustainable infrastructure. A shared scooter system will help to reduce vehicle miles traveled which helps the City of Santa Rosa (City) to achieve important Climate Action Plan goals. In addition, a shared scooter system supports the City's Silver Bicycle Friendly Community designation.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council introduce an ordinance to amend City Code Chapter 9-22: Bicycles, Skateboards, Roller Skates,

In-Line Skates, and Similar Devices to allow scooters to operate on public streets, public alleys, and public gutters as part of the Shared Scooter Program.

Attachments: [Staff Report](#)
[Attachment 1- Redline Changes to SRCC9-22 Ordinance](#)
[Presentation](#)
[Public Hearing Notice](#)
[Updated Presentation \(Uploaded 03-26-2024\)](#)

16.2 PUBLIC HEARING - WAYFINDING SIGN ORDINANCE AND FEE RESOLUTION

BACKGROUND: City Code Chapter 20-38, Signs, has limited standards for public/civic wayfinding and explicitly prohibits business wayfinding. On March 8, 2023, a Temporary Use Permit was approved to allow a one-year wayfinding signage pilot program for businesses located within the Railroad Square area. The proposed Zoning Code Text Amendment will allow and provide standards for public/civic wayfinding and business wayfinding, as well as various text amendments to allow for the implementation of wayfinding signage within the boundaries of both the North Santa Rosa Station Area Specific Plan and the Downtown Station Area Specific Plan. The proposed text amendment would allow the temporary Railroad Square Business Wayfinding Pilot Program to apply for a permanent Wayfinding Sign Program. On February 22, 2024, the Planning Commission held a public hearing to consider the proposed Wayfinding Sign Ordinance and voted 5-0 (with two Commissioners absent) to recommend to City Council adoption of the proposed amendments.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council: 1) introduce an ordinance amending the text of Title 20 of the Santa Rosa City Code, Chapter 20-38, Signs, to provide standards for Wayfinding Signs, and Section 20-70.020, Definitions of Specialized Terms and Phrases, to add definitions related to Wayfinding Signs; and 2) by resolution, establish Wayfinding Sign application fees.

Attachments: [Staff Report](#)
[Attachment 1 - Public Survey \(English\)](#)
[Attachment 2 - Public Survey \(Spanish\)](#)
[Attachment 3 - Cultural Heritage Board January 17 2024 D](#)
[Attachment 4 – Design Review Board January 25 2024 Dra](#)
[Attachment 5 - PC Draft Meeting Minutes 2-22-24](#)
[Attachment 6 - PC Resolution No. PC-2024-003](#)
[Attachment 7 - Railroad Square Business Wayfinding Sign](#)
[Attachment 8 - Downtown District Wayfinding Sign Program](#)
[Attachment 9 - City of Santa Rosa Fee Schedule dated Jan](#)
[Attachment 10 - Proposed Zoning Code Text Amendment](#)
[Resolution](#)
[Ordinance](#)
[Presentation](#)
[Public Hearing Notice](#)

****16.3 PUBLIC HEARING - VERIZON TELECOMMUNICATION FACILITY APPEAL**

BACKGROUND: On January 11, 2024, the Planning Commission unanimously approved a Conditional Use Permit for a wireless telecommunications tower, along with supporting ground equipment, for the property located at 244 Colgan Avenue. On January 18, 2024, the Design Review Board unanimously approved a Design Review application for the design of the proposed 69-foot tower and associated fencing. The Design Review Board included two additional conditions of approval in the resolution, 1) requiring that the chain-link fencing surrounding the equipment include brown slats, and 2) requiring that the tower be constructed as a monopole, not a monopine, with no foliage. On January 22, 2024, the City Clerk's Office received an Appeal of the Planning Commission's action, prepared by Paul-Andre Schabracq, Sidnee Cox and Kim Schroeder, requesting that the City Council deny the Conditional Use Permit for the proposed telecommunications facility. The Design Review Board's action on the design of the tower was not appealed.

RECOMMENDATION: It is recommended by the Planning Commission

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and the Planning and Economic Development Department that the Council, by resolution, deny the appeal and uphold the decision of the Planning Commission to approve a Conditional Use Permit for a wireless telecommunication tower and associated ground equipment for the property located at 244 Colgan Avenue.

Attachments: [Staff Report](#)
[Attachment 2 - Project Description & Application Materials](#)
[Attachment 3 - Neighborhood Context Map](#)
[Attachment 4 - Network Map](#)
[Attachment 5 - Plan Set](#)
[Attachment 6 - Electromagnetic Energy \(EME\) Report](#)
[Attachment 7 - RFC Compliance Report](#)
[Attachment 8 - Photo Simulations](#)
[Attachment 9 - Explanation of Best Server Plots and Capac](#)
[Attachment 10 - RF Justification](#)
[Attachment 11 - OKU Solutions FCC Compliance Letter 1-](#)
[Attachment 12 - PC Resolution No PC-2024-001](#)
[Attachment 13 - Planning Commission December 14, 2023](#)
[Attachment 14 - Planning Commission January 11, 2024, M](#)
[Attachment 15 - Design Review Board Resolution No. DRE](#)
[Attachment 16 - Design Review Board Draft January 18, 20](#)
[Attachment 17 - Appeal Form, received 1-22-24](#)
[Attachment 18 - Applicant's Preliminary Responses to Gro](#)
[Attachment 19 - Community Correspondence](#)
[Attachment 20 - Appellant Memo Supporting Appeal](#)
[Attachment 21 - Applicant's Presentation](#)
[Attachment 22 - Appellant's Presentation](#)
[Attachment 23 - Applicant's Responses to Grounds of App](#)
[Attachment 24 - Public Correspondence Received as of M](#)
[Resolution](#)
[Presentation](#)
[Public Hearing Notice](#)
[Correspondence Received by Planning Commission \(Uplo](#)
[Petition Of Opposition \(Uploaded 03-26-2024\)](#)
[Late Correspondence \(Uploaded 03-26-2024\)](#)

17. WRITTEN COMMUNICATIONS

- 17.1 NOTICE OF FINAL MAP - 3575 Mendocino Avenue Subdivision Phase II - Provided for information.

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

18. 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 14. Each speaker will be allowed up to three minutes.

19. ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS [IF NEEDED]

20. ADJOURNMENT OF MEETING

21. UPCOMING MEETINGS

This schedule is tentative and subject to change pending final publication and posting of the City Council Meeting Agenda.

21.1 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 was adopted by City Council in December 2020 (ORD-2020-018) and amended in July 2021 (ORD-2021-007). These ordinances added and amended 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 versions of the Open Government Ordinances go to <http://srcity.org/OpenGovOrdinance> and <http://srcity.org/OpenGovOrdinanceAmend>. To request paper copies of the Open Government Ordinances 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>

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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.