



**City Council
Regular Meeting Minutes - Final**

Tuesday, June 4, 2019

4:00 PM

1. CALL TO ORDER AND ROLL CALL

Vice Mayor Rogers called the meeting to order at 4:00 p.m.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS - NONE.

3. STUDY SESSION - NONE.

4. ANNOUNCEMENT OF ROLL CALL

Present: 5 - Vice Mayor Chris Rogers, Council Member Victoria Fleming, Council Member Ernesto Olivares, Council Member John Sawyer, and Council Member Jack Tibbetts

Absent: 2 - Mayor Tom Schwedhelm, and Council Member Julie Combs

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

6. PROCLAMATIONS/PRESENTATIONS - NONE.

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.

Megan Basinger, Housing and Community Services Manager, provided a brief report.

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

Jason Nutt, Acting City Manager, provided a brief report on two awards that the Northern Section of the American Planning Association (APA) California Chapter presented to the Planning and Economic Development Department; that over 200 seasonal, temporary staff are attending Recreation and Parks annual summer in service training this week; and of the Neighborfest pilot programs, the Office of Community Engagement is collaborating with our Public Safety Departments and community partners to support eight

Santa Rosa neighborhoods in hosting a block party with a focus on basic emergency preparedness and social cohesion at the neighborhood level. The first Neighborfest event is this Saturday, June 8, 2019, at Santa Rosa Charter for the Arts.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

There was no abstentions made.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

No reports were announced.

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

11. APPROVAL OF MINUTES - NONE.

12. CONSENT ITEMS

PUBLIC COMMENT

George Uberti spoke in opposition to Items 12.1, 12.2, and 12.6.

Frank Egger spoke regarding Item 12.5 and the safety concerns on Franklin Avenue.

Approval of the Consent Agenda

A motion was made by Council Member Fleming, seconded by Council Member Tibbetts, to waive reading of the text and adopt Consent Items 12.1 through 12.6. The motion carried by the following vote:

Yes: 5 - Vice Mayor Rogers, Council Member Fleming, Council Member Olivares, Council Member Sawyer, and Council Member Tibbetts

Absent: 2 - Mayor Schwedhelm, and Council Member Combs

12.1 RESOLUTION - SECOND AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001450 WITH SYAR INDUSTRIES, INC.

RECOMMENDATION: It is recommended by the Transportation and Public Works, Water, and Finance Departments, that the Council, by Resolution, approve the Second Amendment to General Services Agreement Number F001450 with Syar Industries, Inc., Napa, California for asphalt concrete, extending the term of the Agreement for one year, increasing unit prices by 6.1% and compensation by \$200,000, for a total amount not to exceed \$965,391.55.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2019-058 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE SECOND AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F001450 WITH SYAR INDUSTRIES, INC.

12.2 RESOLUTION - AUTHORIZATION OF THE EXAMINATION OF TRANSACTIONS (SALES) AND USE TAX RECORDS

RECOMMENDATION: It is recommended by the Finance Department that the City Council, by Resolution, authorize designated City of Santa Rosa officials, and the City's revenue enhancement consultant, to

examine confidential transactions (sales) and use tax records of the California Department of Tax and Fee Administration in accordance with the California Revenue and Taxation Code.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2019-059 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE EXAMINATION OF TRANSACTIONS (SALES) AND USE TAX RECORDS OF THE CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

12.3 RESOLUTION - RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF AN APPLICATION FOR FUNDING FROM THE FEDERAL TRANSIT ADMINISTRATION BUSES AND BUS FACILITIES PROGRAM FOR FISCAL YEAR 2019 AND APPROPRIATING NECESSARY MATCHING FUNDS

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by Resolution: 1) authorize the Director of Transportation and Public Works or designee to file and execute a grant application and related documents under the Federal Transit Administration Buses and Bus Facilities Program, requesting \$3,280,000 in federal funds for the purchase of replacement vehicles, bus electrification infrastructure, and customer facility rehabilitation; and 2) appropriate necessary matching funds.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2019-060 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE FILING AND EXECUTION OF AN APPLICATION FOR FUNDING FROM THE FEDERAL TRANSIT ADMINISTRATION BUSES AND BUS FACILITIES PROGRAM FOR FISCAL YEAR 2019 AND APPROPRIATING NECESSARY MATCHING FUNDS

12.4 MOTION - CONTRACT AWARD - ANNUAL SLURRY SEAL 2019

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C02251, Annual Slurry Seal 2019, in the amount of \$489,050.00 to the lowest responsive bidder, California Pavement Maintenance Company, Inc., of Sacramento, California, approve a 6% contract contingency, and authorize a total contract amount of \$518,393.00, effective July 1, 2019. Funding for this project is included in the proposed 2019/20 Capital Improvement Program Budget.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Attachment 2](#)
 [Presentation](#)

This Consent - Motion was approved.

12.5 MOTION - CONTRACT AWARD - FRANKLIN AVENUE PEDESTRIAN PATH

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C00779, Franklin Avenue Pedestrian Path, in the amount of \$293,665.50 to the lowest responsible bidder, Siri Grading and Paving, Inc. of Santa Rosa, California, approve a 15% contract contingency, and authorize a total contract amount of \$337,715.33. The source of funds is Gas Tax. No City General Fund money is included in this project.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Attachment 2](#)
 [Presentation](#)

This Consent - Motion was approved.

12.6 ORDINANCE ADOPTION SECOND READING - ORDINANCE ADDING CHAPTER 1-06 TO THE SANTA ROSA CITY CODE, AUTHORIZING THE USE OF ELECTRONIC RECORDS, AND ELECTRONIC AND DIGITAL SIGNATURES

RECOMMENDATION: This ordinance, introduced at the May 28, 2019, Regular Meeting by a (7-0-0) vote, authorizing the use of Electronic Records, and Electronic and Digital Signatures.

Attachments: [Ordinance](#)

This Consent - Ordinance was adopted.

ORDINANCE NO. ORD-2019-005 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 1-06 TO THE SANTA ROSA CITY CODE, AUTHORIZING THE USE OF ELECTRONIC RECORDS AND ELECTRONIC AND DIGITAL SIGNATURES

The time not being 5:00 p.m., Vice Mayor Rogers took Items 14.1 through 15.2 before Item 13 - Public Comment on non-agenda items.

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

Tyler Bryan Ludlow spoke regarding the need of a new and larger skate park.

Allen Thomas spoke regarding issues with BoDean Asphalt Plant.

Thomas Ells spoke regarding the impacts of the wild fire in the North Bay.

14. REPORT ITEMS

14.1 REPORT - MEASURE M (TRAFFIC RELIEF ACT FOR SONOMA COUNTY - 2004) EXPENDITURE PLAN REALLOCATION

BACKGROUND: Completion of the Hearn Avenue Interchange Improvements project continues to be a high priority for the City Council and communities in both the southwest and southeast quadrants of town. The final design of Phase 3, reconstruction of the Hearn Avenue Interchange, will be complete this Fall; however, staff continues to search for construction funds. With the release of the 2019 Better Utilizing Investments to Leverage Development (BUILD) Transportation grant and SB1 Local Partnership Program (LPP) funds, staff believe there are multiple opportunities to fund this critical regional project. Based on recent feedback from these granting sources, it is clear that the City must offer a 50/50 cost share as part of the application to receive serious consideration. In reviewing the status of the three City sponsored Measure M Local Streets Projects (LSP), the City has determined that funds could be reallocated from the Fulton Road Improvements Phase 3 project to the Hearn Avenue Interchange Phase 3 project to meet the 50/50 cost share requirement for both Measure M

and each of the upcoming funding opportunities.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, request that the Sonoma County Transportation Authority reallocate \$9.5 million in Local Streets Projects Program funds delegated through the Measure M (Traffic Relief Act for Sonoma County - 2004) expenditure plan from the Fulton Road Improvements project to the Hearn Avenue Interchange Improvements project.

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

Presented by Jason Nutt, Director of Transportation and Public Works.

PUBLIC COMMENT

Anne Seeley spoke in support of work on the Farmers Lane extension instead of Fulton Road.

A motion was made by Council Member Sawyer, seconded by Council Member Olivares, to waive reading of the text and adopt:

RESOLUTION NO. RES-2019-061 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA REQUESTING THE SONOMA COUNTY TRANSPORTATION AUTHORITY REALLOCATE \$9.5 MILLION OF MEASURE M (TRAFFIC RELIEF ACT FOR SONOMA COUNTY - 2004) FUNDS WITHIN THE LOCAL STREET PROJECTS PORTION OF THE EXPENDITURE PLAN FROM THE FULTON ROAD IMPROVEMENTS PROJECT TO THE HEARN AVENUE INTERCHANGE IMPROVEMENTS PROJECT

The motion carried by the following vote:

Yes: 5 - Vice Mayor Rogers, Council Member Fleming, Council Member Olivares, Council Member Sawyer, and Council Member Tibbetts

Absent: 2 - Mayor Schwedhelm, and Council Member Combs

14.2 REPORT - WATERWAYS ADVISORY COMMITTEE COMPOSITION

BACKGROUND: The Waterways Advisory Committee (WAC) is tasked

with reviewing and providing advisory comments on development projects, both public and private, that are located adjacent to creeks and waterways for consistency with the Santa Rosa General Plan, Zoning Code, Design Guidelines and Citywide Creek Master Plan. The WAC, which is a Council appointed committee and therefore subject to the Brown Act and quorum requirements, is comprised of nine members: two City Council members, four at-large citizen members, and one member each from the Planning Commission, Design Review Board and Board of Community Services. In recent years, obtaining a quorum of WAC members for meetings has proven difficult, and has resulted in meetings being continued, which impacts project timelines. Revising the composition of the WAC from nine members to seven would reduce the quorum requirement to four, minimizing scheduling conflicts, while maintaining a seven-member Committee consisting of one member each from the Planning Commission, Design Review Board and Board of Community Services, and four at-large citizen members, all of whom are appointed either directly or indirectly by the Council.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the City Council, by resolution, revise the composition of the Waterways Advisory Committee to a seven-member committee comprising of one member each from the Planning Commission, Design Review Board and Board of Community Services, and four at-large citizen members.

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

Presented by Jessica Jones, Supervising Planner.

Vice Mayor Rogers called the meeting to recess at 4:45 p.m. and reconvened at 5:00 p.m.

A motion was made by Council Member Olivares, seconded by Council Member Sawyer, to waive reading of the text and adopt:

RESOLUTION NO. RES-2019-062 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA REVISING THE COMPOSITION OF THE WATERWAYS ADVISORY COMMITTEE TO A SEVEN-MEMBER COMMITTEE COMPRISING OF ONE MEMBER EACH FROM THE PLANNING COMMISSION, DESIGN REVIEW BOARD AND BOARD OF COMMUNITY

SERVICES, AND FOUR AT-LARGE CITIZEN MEMBERS

The motion carried by the following vote:

Yes: 4 - Council Member Fleming, Council Member Olivares, Council Member Sawyer, and Council Member Tibbetts

No: 1 - Vice Mayor Rogers

Absent: 2 - Mayor Schwedhelm, and Council Member Combs

15. PUBLIC HEARINGS

15.1 PUBLIC HEARING - ADOPTION OF ELECTRIC VEHICLE CHARGING STATION FEE SCHEDULE FOR USE OF CITY-OWNED ELECTRIC VEHICLE CHARGING STATIONS

BACKGROUND: The City of Santa Rosa currently owns and operates ten electric vehicle (EV) charge stations (18 charging ports) at various locations, including those recently installed at Courthouse Square. All are available for public use. The existing stations were originally installed through a 2010 county-wide cooperative using American Recovery and Reinvestment Act (ARRA) Energy Efficiency and Community Block Grant (EECBG) funding, and a standardized pricing plan was created at that time. In September 2017, the County of Sonoma updated their pricing plan to meet multiple objectives related to usage data and cost recovery. In January 2018, the Shift Sonoma County Low Carbon Transportation Action Plan published by the Sonoma County Transportation Authority (SCTA) and Regional Climate Protection Authority (RCPA), recommended that EV charge station (station) pricing plans be standardized throughout the County.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department and Finance Department that the Council, by Resolution, adopt an electric vehicle charging station fee schedule for use of City-owned electric vehicle charging stations, effective July 1, 2019.

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

Presented by Zac Brand, Fleet Superintendent, Transportation and Public Works.

Seeing no one wishing to speak, Vice Mayor Rogers opened and closed the public hearing notice at 5:04 p.m.

A motion was made by Council Member Fleming, seconded by Council Member Tibbetts, to waive reading of the text and adopt:

RESOLUTION NO. RES-2019-063 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING AN ELECTRIC VEHICLE CHARGING STATION FEE SCHEDULE FOR USE OF CITY-OWNED ELECTRIC VEHICLE CHARGING STATIONS

The motion carried by the following vote:

Yes: 5 - Vice Mayor Rogers, Council Member Fleming, Council Member Olivares, Council Member Sawyer, and Council Member Tibbetts

Absent: 2 - Mayor Schwedhelm, and Council Member Combs

15.2 PUBLIC HEARING - PROPOSED NEW AND REVISED FIRE DEPARTMENT FEES

BACKGROUND: Each year, the Fire Department reviews new and/or revised fees to determine if they need to be presented to Council at a Public Hearing so public input may be part of the City Council's consideration of the fees. The new and revised fees are proposed for FY 2019-2020.

The Fire Department administers several programs including the Fire Permit and Certified Unified Program Agency (CUPA) programs. These programs are funded with permit, inspection and other fees established by Council resolution.

RECOMMENDATION: It is recommended by the Fire Department that the City Council, hold a Public Hearing to discuss updating City Fire Department fees and by Resolution, approve the proposed new and revised fees.

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

Presented by Paul Lowenthal, Assistant Fire Marshal, and Ian Hardage, Assistant Fire Marshall, Fire Department.

Vice Mayor Rogers opened the public hearing at 5:06 p.m.

PUBLIC COMMENT

George Uberti spoke in opposition to the item.

Seeing no one wishing to speak, Vice Mayor Rogers opened and closed the public hearing at 5:10 p.m.

A motion was made by Council Member Tibbetts, seconded by Council Member Olivares, to waive reading of the text and adopt:

RESOLUTION NO. RES-2019-062 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING NEW AND REVISED FIRE DEPARTMENT FEES WITHIN THE CITY'S FEE SCHEDULE

The motion carried by the following vote:

Yes: 5 - Vice Mayor Rogers, Council Member Fleming, Council Member Olivares, Council Member Sawyer, and Council Member Tibbetts

Absent: 2 - Mayor Schwedhelm, and Council Member Combs

16. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION) - 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 5:21 p.m. The next regularly scheduled meeting will take place on June 18, 2019, at a time to be set by the Mayor.

20. UPCOMING MEETINGS

20.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List](#)

This item was received and filed.

Approved on: July 9, 2019
/s/ Daisy Gomez, City Clerk