



City Council
Regular Meeting Minutes - Draft

Tuesday, February 27, 2024

1:30 PM

1. CALL TO ORDER AND ROLL CALL

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

Present: 5 - Mayor Natalie Rogers, Vice Mayor Mark Stapp, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Chris Rogers

Absent: 2 - Council Member Eddie Alvarez, and Council Member Dianna MacDonald

2. REMOTE PARTICIPATION UNDER AB 2449 (IF NEEDED)

3. ANNOUNCEMENT OF CLOSED SESSION ITEMS

PUBLIC COMMENT:

James Duncan spoke in favor of the Jennings Avenue rail crossing.

Mayor N. Rogers recessed the meeting to closed session at 1:36 p.m. to discuss Items 3.1, 3.2 and 3.3 as listed on the agenda.

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

Name of Case: Bay Cities Paving & Grading, Inc. v. City of Santa Rosa
Sonoma County Superior Court Case No. SCV-265333

This item was received and filed.

3.2 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-Marin 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

This item was received and filed.

3.3 CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency Designated Representatives: Maraskeshia Smith, City Manager; Alan Alton, Chief Financial Officer; Dominique Blanquie, Human Resources Director; Siara Goyer, Employee Relations Manager; and Burke Dunphy of Sloan Sakai Yeung & Wong 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); Executive Management (Employee Unit 10); Middle Management (Employee Unit 11); Confidential (Employee Unit 12); Mechanics (Employee Unit 13); City Attorney (Employee Unit 15); Santa Rosa City Attorneys' Association (Employee Unit 17), Santa Rosa Management Association (Employee Unit 18).

This item was received and filed.

Mayor N. Rogers adjourned closed session at 2:45 p.m. and reconvened the meeting to open session at 4:02 p.m.

4. STUDY SESSION - NONE.

5. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

Mayor N. Rogers announced Item 16.1 has been continued to a date uncertain.

Present: 6 - Mayor Natalie Rogers, Vice Mayor Mark Stapp, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Chris Rogers

Absent: 1 - Council Member Dianna MacDonald

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

Teresa Stricker, City Attorney, reported no reportable action taken in closed session on Items 3.1 and 3.2, and no closed session was held on Item 3.3.

No public comments were made.

7. PROCLAMATIONS/PRESENTATIONS - NONE.

8. STAFF BRIEFINGS

8.1 FEMA FLOOD RISK MAPPING PROJECT FOR THE SANTA ROSA CREEK WATERSHED

Staff will present the latest update on the Federal Emergency Management Agency (FEMA) Santa Rosa Creek Watershed Flood Risk Mapping Project. The multi-year FEMA project will map high-risk flood areas in the Watershed. No action will be taken except for possible direction to staff.

Claire Myers, Storm Water and Creeks Manager, Gabe Osburn, Director of Planning and Economic Development, and Lon Peterson, Director of Communications and Intergovernmental Relations, presented and answered questions from Council.

No public comments were made.

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

Maraskeshia Smith, City Manager, announced a reminder the police department is hosting a community meeting on March 6th from 6:00 to 8:00 p.m. at the Utility Field Office, 35 Stony Point Road, to collect feedback to incorporate into the police department's 3-year strategic plan.

No public comments were made.

10. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

Council Member Okrepkie announced his abstention from Item 13.1 due to Coordinated Project Installations being a client.

11. MAYOR'S/COUNCIL MEMBERS' REPORTS

Council Member Okrepkie provided a report on events and meetings recently attended.

Council Member Alvarez announced a meeting February 28 at 6:30 p.m. at the Head Start building in South Park and invited the community to share ideas and concerns.

Vice Mayor Stapp reported on a recent community meeting regarding illicit massage businesses in the community and announced the item will be on the agenda of the April 23 Public Safety Subcommittee meeting.

Mayor N. Rogers reported on events recently attended.

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)

Council Member C. Rogers reported on SMART ridership.

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

Vice Mayor Stapp provided a brief report.

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

Council Member Fleming provided a brief update regarding the Metropolitan Transportation Commission.

Vice Mayor Stapp reported on the recent Russian River Watershed Association meeting.

Mayor N. Rogers attended the Mayor and Council Members Association of Sonoma County Legislative Committee meeting where they received an update from the CEO of Sonoma Clean Power.

No public comments were made.

12. APPROVAL OF MINUTES

12.1 February 6, 2024, Special Meeting.

No public comments were made.

Approved as submitted.

13. CONSENT ITEMS

PUBLIC COMMENT:

Tess Caldwell spoke in opposition to Item 13.3.

Alyn Wolves spoke in opposition to Item 13.3.

Approval of the Consent Agenda

A motion was made by Vice Mayor Stapp, seconded by Council Member C. Rogers, to waive reading of the text and adopt Consent Items 13.2 through 13.6. The motion carried by the following vote:

Yes: 6 - Mayor Natalie Rogers, Vice Mayor Mark Stapp, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Chris Rogers

Absent: 1 - Council Member Dianna MacDonald

13.2 RESOLUTION - DELEGATION OF AUTHORITY TO EXECUTE PROJECT WORK ORDERS ISSUED UNDER EXISTING MASTER AGREEMENTS FOR PROFESSIONAL SERVICES

RECOMMENDATION: It is recommended by the Department of Transportation and Public Works that the Council, by resolution, delegate authority to certain staff to execute Project Work Orders issued under existing Master Professional Services Agreements (MPSA) up to an amount not-to-exceed \$500,000, with the cumulative sum of all such Project Work Orders not to exceed \$18 million for Fiscal Year 2023-2024.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2024-026 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DELEGATING AUTHORITY TO CERTAIN STAFF TO EXECUTE PROJECT WORK ORDERS ISSUED UNDER EXISTING MASTER PROFESSIONAL SERVICES AGREEMENTS TO PREQUALIFIED CONSULTANTS

- 13.3 RESOLUTION - WAIVER OF BID AND ISSUANCE OF BLANKET PURCHASE ORDER TO HANSEL FORD, SANTA ROSA, CALIFORNIA FOR REPLACEMENT FORD POLICE INTERCEPTOR UTILITY VEHICLES

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution: 1) waive competitive bidding pursuant to Section 3- 08.100(D) of the Santa Rosa City Code; and 2) approval of a Blanket Purchase Orders for the purchase of 2025 Model Year and newer Ford Police Interceptor Utility vehicles as the current fleet becomes eligible for replacement to Hansel Ford, Santa Rosa, California in an amount not to exceed \$3,500,000.

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2024-027 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA WAIVING COMPETITIVE BIDDING AND APPROVING A BLANKET PURCHASE ORDER FOR THE PURCHASE OF 2025 MODEL YEAR AND NEWER FORD POLICE INTECEPTOR UTILITY VEHICLES TO HANSEL FORD, SANTA ROSA, CALIFORNIA AS REPLACEMENT POLICE FLEET VEHICLES

- 13.4 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA CORRECTING A CLERICAL ERROR IN ORDINANCE ORD-2023-016 BY

RENUMBERING THE HAZARDOUS VEGETATION AND FUELS MANAGEMENT CHAPTER WITHIN THE SANTA ROSA CITY CODE AS CHAPTER 9-32

RECOMMENDATION: This ordinance, introduced at the February 13, 2024, Regular Meeting by a 4-0-3 vote (Fleming, N. Rogers, and C. Rogers absent), corrects a clerical error in Ordinance ORD-2023-016, adopted by Council on December 12, 2023, by renumbering Hazardous Vegetation and Fuels Management Chapter as Chapter 9-32.

This Consent - Ordinance was adopted on second reading.

ORDINANCE NO. ORD-2024-002 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA CORRECTING A CLERICAL ERROR IN ORDINANCE ORD-2023-016 BY RENUMBERING THE HAZARDOUS VEGETATION AND FUELS MANAGEMENT CHAPTER WITHIN THE SANTA ROSA CITY CODE AS CHAPTER 9-32

- 13.5 ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 9 OF THE SANTA ROSA CITY CODE BY REPEALING CHAPTER 9-24 PERTAINING TO ADMINISTRATIVE ENFORCEMENT OF COVID-19 PUBLIC HEALTH ORDERS IN ITS ENTIRETY; ADDING A NEW CHAPTER 9-24 PERTAINING TO THE INSPECTION, MAINTENANCE AND REGISTRATION OF REAL PROPERTIES WHICH EXIST AS UNMAINTAINED VACANT LOTS OR WHICH CONTAIN VACANT OR ABANDONED BUILDINGS; AND AMENDING SECTION 18-20.302.4 OF THE SANTA ROSA CITY CODE

RECOMMENDATION: This ordinance, introduced at the February 13, 2023, Regular Meeting by a 5-0-2 vote (Fleming and C. Rogers absent), seeks to amend Titles 9 and 18 of the Santa Rosa City Code. This involves streamlining the code by repealing the outdated Chapter 9-24 (which contains obsolescent COVID-19 public health order regulations) and replacing it with a new Chapter 9-24 establishing a comprehensive regulatory framework for unmaintained vacant lots and properties with vacant or abandoned buildings. Lastly, the ordinance amends Section 18-20.302.4 by proposing clarifying language regarding the definition of "weeds."

This Consent - Ordinance was adopted on second reading.

ORDINANCE NO. ORD-2024-003 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 9 OF THE SANTA ROSA CITY CODE BY REPEALING CHAPTER 9-24 PERTAINING TO ADMINISTRATIVE ENFORCEMENT OF COVID-19 PUBLIC HEALTH ORDERS IN ITS ENTIRETY; ADDING A NEW CHAPTER 9-24 PERTAINING TO THE INSPECTION, MAINTENANCE AND REGISTRATION OF REAL PROPERTIES WHICH EXIST AS UNMAINTAINED VACANT LOTS OR WHICH CONTAIN VACANT OR ABANDONED BUILDINGS; AND AMENDING SECTION 18-20.302.4 OF THE SANTA ROSA CITY CODE

- 13.6** ORDINANCE ADOPTION SECOND READING - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A ZONING CODE TEXT AMENDMENT TO TITLE 20 OF THE SANTA ROSA CITY CODE, SECTION 20-42.060, COMMUNITY CARE AND HEALTH CARE FACILITIES, TO EXEMPT SENIOR CARE FACILITIES FROM THE COMMUNITY CARE FACILITY OVERCONCENTRATION LIMITATION AND SPACING REQUIREMENT, AND SECTION 20-70.020, GLOSSARY, TO MODIFY THE DEFINITION OF COMMUNITY CARE FACILITY TO ALLOW PALLIATIVE CARE AND END OF LIFE MEDICAL TREATMENTS FOR SENIOR CARE FACILITIES- FILE NUMBER PRJ23-016

RECOMMENDATION: This ordinance, introduced at the February 13, 2024, Regular Meeting by a 5-0-2 vote (Fleming and C. Rogers absent), amends the text of Title 20 of the Santa Rosa City Code, Section 20-42.060, Community Care and Health Care Facilities, to exempt senior care facilities from the Community Care Facility overconcentration limitation and spacing requirement, and Section 20-70.020, Definitions of Specialized Terms and Phrases, to modify the definition of Community Care Facility to allow palliative care and end of life medical treatments for senior care facilities.

This Consent - Ordinance was adopted on second reading.

ORDINANCE NO. ORD-2024-004 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A ZONING CODE TEXT AMENDMENT TO TITLE 20 OF THE SANTA ROSA CITY CODE, SECTION 20-42.060, COMMUNITY CARE AND HEALTH CARE FACILITIES, TO EXEMPT SENIOR CARE FACILITIES FROM THE COMMUNITY CARE FACILITY OVERCONCENTRATION LIMITATION AND SPACING REQUIREMENT, AND SECTION 20-70.020, GLOSSARY, TO MODIFY THE DEFINITION OF COMMUNITY CARE FACILITY TO ALLOW PALLIATIVE

CARE AND END OF LIFE MEDICAL TREATMENTS FOR SENIOR CARE FACILITIES-FILE NUMBER PRJ23-016

13.1 RESOLUTION - APPROVAL OF SECOND AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 166103 WITH COORDINATED PROJECT INSTALLATIONS, INC. FOR OFFICE FURNITURE INSTALLATION, RELOCATION, AND DELIVERY SERVICES

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve a Second Amendment to Blanket Purchase Order Number 166103 with Coordinated Project Installations, Inc., Santa Rosa, California, to extend the term for one year with an 11.47% increase in unit cost, and increase compensation in the amount of \$75,000, for a total not to exceed amount of \$174,000.

A motion was made by Vice Mayor Stapp, seconded by Council Member C. Rogers, to waive reading of the text and adopt Consent Item 13.1. The motion carried by the following vote:

RESOLUTION NO. RES-2024-028 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE SECOND AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 166103 WITH COORDINATED PROJECT INSTALLATIONS, INC., FOR OFFICE FURNITURE INSTALLATION, RELOCATION, AND DELIVERY SERVICES

Yes: 5 - Mayor Natalie Rogers, Vice Mayor Mark Stapp, Council Member Eddie Alvarez, Council Member Victoria Fleming, and Council Member Chris Rogers

Absent: 1 - Council Member Dianna MacDonald

Recused: 1 - Council Member Jeff Okrepkie

The time not being 5:00 p.m. Mayor N. Rogers announced Public Comment on Non-Agenda Matters will not be taken until after 5:00 p.m.

14. PUBLIC COMMENT ON NON-AGENDA MATTERS

LATE CORRESPONDENCE

This item was received and filed.

15. REPORT ITEMS - NONE.

16. PUBLIC HEARINGS

Mayor N. Rogers announced Item 16.1 has been continued to a date uncertain.

****16.1 PUBLIC HEARING - BUNYA BUNYA TREE REMOVAL APPEAL (THIS ITEM HAS BEEN CONTINUED TO A DATE UNCERTAIN)**

BACKGROUND: The Salvation Army (appellant) submitted an application to remove a Bunya Bunya tree in September 2022, which was denied by the Director and appealed to the Planning Commission. On September 14, 2023, the Planning Commission voted 5-2 to uphold the Director's decision. On September 25, 2023, an Appeal Form was received pursuant to City Code Chapter 17-24, the appellant submitted the subject Appeal application, appealing the Planning Commission's decision.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council, by resolution, deny the Appeal and uphold the Planning Commission's denial of a Tree Permit to remove an approximately 125-foot Araucaria Bidwillii (Bunya Bunya tree) located at 1080 2nd Street.

This item was continued to a date uncertain.

17. WRITTEN COMMUNICATIONS - NONE.

The time not being 5:00 p.m. Mayor N. Rogers recessed the meeting at 4:41 p.m. and reconvened at 5:02 p.m.

Present: 6 - Mayor Natalie Rogers, Vice Mayor Mark Stapp, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Chris Rogers

Absent: 1 - Council Member Dianna MacDonald

18. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Alyn Wolves spoke in support of a ceasefire resolution.

Jason Sweeney spoke in support of a ceasefire resolution.

Jesse Christensen spoke in support of a ceasefire resolution.

Miles Saruis-Wilburn spoke in support of a ceasefire resolution.

Gary Huntsman spoke in support of a ceasefire resolution.

Tarik Kanaana spoke in support of a ceasefire resolution.

Brie Perkins spoke in support of a ceasefire resolution.

Jen Miller spoke in support of a ceasefire resolution.

Stan Roodman spoke in opposition to a ceasefire resolution.

Roberta spoke in opposition to a ceasefire resolution.

Summer Abdel spoke in support of a ceasefire resolution.

Tess Caldwell spoke in support of a ceasefire resolution.

Elizabeth Neylon spoke in support of a ceasefire resolution.

Therese Mughannam spoke in support of a ceasefire resolution.

Susan Lamont spoke in support of a ceasefire resolution.

In Hui Lee spoke in support of a ceasefire resolution.

Zoe Kessler spoke in support of a ceasefire resolution.

Andrew Engdahl spoke in support of a ceasefire resolution.

Larry Hendel spoke in support of a ceasefire resolution.

Maribi Mendoza spoke in support of a ceasefire resolution.

Giovani Contreras spoke in support of a ceasefire resolution.

Vera Tabib spoke in support of a ceasefire resolution.

Jordan spoke in support of a ceasefire resolution.

Mark Rudow spoke in opposition to a ceasefire resolution.

Julia Rapkin spoke in support of a ceasefire resolution.

Ari Vinion spoke in support of a ceasefire resolution.

Devanshi spoke in support of a cease fire resolution.

Seth spoke in support of a ceasefire resolution.

Michael Titone spoke in support of a ceasefire resolution.

Johanna James spoke in support of a ceasefire resolution.

Thomas spoke in support of a ceasefire resolution.

Rachel Marcus spoke in support of a ceasefire resolution.

June spoke in support of a ceasefire resolution.

Christy Lubin spoke in support of a ceasefire resolution.

Unknown speaker spoke in favor of a ceasefire resolution.

Atilla Nagi spoke in support of a ceasefire resolution.

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

Mayor N. Rogers adjourned the meeting at 6:18 p.m. in honor of former Sonoma County Supervisor Janet Nicholas. The next regularly scheduled meeting will be held on March 5, 2024, at a time

set by the Mayor.

21. UPCOMING MEETINGS

21.1 UPCOMING MEETINGS LIST

This item was received and filed.

Approved on:

Rhonda Bolla
Deputy City Clerk