



City Council  
Regular Meeting Minutes - Draft

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Tuesday, June 5, 2018

12:00 PM

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

Mayor called the closed session to order at 12:11 p.m.

**PUBLIC COMMENT**

Duane DeWitt spoke regarding Roseland Creek and urged Council to conduct an environmental site assessment and to seek grant funding for the project.

**Present:** 5 - Mayor Chris Coursey, Vice Mayor Chris Rogers, Council Member Julie Combs, Council Member John Sawyer and Council Member Jack Tibbetts

**Absent:** 2 - Council Member Ernesto Olivares and Council Member Tom Schwedhelm

**2. ANNOUNCEMENT OF CLOSED SESSION ITEMS**

**2.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR**  
(Government Code Section 54956.8)

Property: 1370 Burbank Avenue, Santa Rosa, CA 95407 APN:  
125-252-003

Agency Negotiator: Jill Scott, Right of Way Agent  
Negotiating Parties: Jesse Mc Cafferty, Barbara Hare  
Under Negotiations: Price and terms of payment.

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

Name of Case: Government Claim Filed by PG&E

**2.3 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: unknown number of cases

Mayor Coursey adjourned the closed session at 1:45 p.m. and reconvened the meeting at 2:30 p.m.

### 3. STUDY SESSION

#### 3.1 SMALL CELL INSTALLATIONS ON CITY LIGHT POLES

Small cells are used to increase cellular capacity and improve cellular network performance. Small cells are complementary to more traditional macrocell sites, enabling carriers to fill in small gaps and transmit more data in areas where towers may not be sufficient. The macrocells provide the umbrella network, and the small cells are underneath the umbrella network to provide the capacity needed.

Staff will update council on the process and status of upcoming small cell installations on City infrastructure.

Council Member Schwedhelm joined the meeting at 2:30 p.m.

Presented by Eric McHenry, Chief Information Officer and Gabe Osborn, Deputy Director of Development Services

#### PUBLIC COMMENT

ChrQosh Monroy was called to speak in opposition to the installation of small cells; the duplicity and dishonesty of Verizon; and the affect the installations have on her property value.

Mary Edity Dahl spoke regarding not being informed at the start of the installations and not being given enough complete information about the project.

Paul McGavin spoke regarding the information on the website [mystreetmychoice.com](http://mystreetmychoice.com); provided information of other cities where they have stopped the installation of the cell towers; and provided information of the power the towers emit.

Deborah Tavares spoke regarding the information on the website [stopthecrime.net](http://stopthecrime.net); the ill effects of cell phones; and frequencies of

mind control.

Louis Tavares read from the congressional record titled The Bankruptcy of the United States by Democratic Representative, James Traficant.

Tom Sawyer spoke regarding the aesthetics of the cell towers and the watts emitted by the cell towers; stated City Council has moral and legal obligation to protect the health and welfare of the citizens of Santa Rosa even if Federal laws state otherwise.

Bill Coset thanked staff for coming out to talk to their group; requested that Council consider giving Verizon adequate coverage and not supersaturated coverage and have testing done on the exposure limits.

Danna Diamond, with Verizon, spoke on their commitment to provide reliable wireless services; the important role that wireless services has on our society; and that the majority of homes now have wireless service and with no landlines.

Radha Sharma, Senior Real Estate Manager with Verizon Wireless, spoke regarding capacity issues on the network and described how small cells address this issue.

Scott Stewart, Engineering Director for Verizon, spoke regarding concerns of the city and residents on the installation of the cell towers on city street lights.

Alex Krohn spoke regarding his health experience with living near a small cell tower exposure.

Richard Canini spoke regarding his concern on the safety of the cell towers.

Peter Tscherneff spoke regarding researching psychotronic weapons and frequencies.

**This item was received and filed.**

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

**Absent:** 1 - Council Member Ernesto Olivares

#### **4. ANNOUNCEMENT OF ROLL CALL**

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

**Absent:** 1 - Council Member Ernesto Olivares

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

City Attorney Gallagher announced that Council provided direction to staff on Items 2.1 through 2.3.

#### **6. PROCLAMATIONS/PRESENTATIONS**

##### **6.1 PROCLAMATION - MARTIN LUTHER KING FESTIVAL/JUNETEENTH DAY**

Council Member Combs read the proclamation and presented it to Nancy Rogers, Event Organizer/Chairperson for the Juneteenth Festival.

##### **PUBLIC COMMENT**

Peter Tscherneff spoke in support of the item.

#### **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.

Paul Lowenthal, Assistant Fire Marshal, provided a brief report.

Ben Horenstein, Director of Water, provided a brief report on water quality.

City Manager McGlynn, provided a brief report on the California

Transportation Foundation's Annual Emergency Response Award presented to Santa Rosa CityBus and Sonoma County Transit and presented a video.

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

City Manager McGlynn provided a brief report on the Construction Coalition 2018 Award of Excellence that was presented to the Planning and Economic Development Department; and the California Transportation Foundation's annual Emergency Response Award that was presented to Santa Rosa CityBus and Sonoma County Transit.

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

Council Member Sawyer announced that he would be abstaining from Item 11.1.

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

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

Council Member Combs requested for fire recovery and rebuild updates to Journey's End Mobile and Coddington Mobile Estates home parks; and requested that staff provide the homelessness status.

### **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**

#### **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**

**11. APPROVAL OF MINUTES**

11.1 March 6, 2018, Regular Meeting.

**Approved as submitted with Mayor Coursey and Council Member Sawyer abstaining.**

11.2 March 13, 2018, Regular Meeting.

**Approved as submitted.**

**12. CONSENT ITEMS**

Duane DeWitt spoke in opposition of Item 12.1; requested that the assets be valued and used for veterans or the homeless.

Merlin Davis spoke in opposition to Item 12.6; and spoke in opposition to the eviction on the Joe Rodota Trail.

**Approval of the Consent Agenda**

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

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

**Absent:** 1 - Council Member Olivares

12.1 RESOLUTION - APPROVAL OF ACQUISITION OF 1370 BURBANK AVENUE SANTA ROSA, APN 125-252-003 AND AUTHORIZATION FOR THE DIRECTOR OF RECREATION AND PARKS TO EXECUTE DOCUMENTS TO COMPLETE THE ACQUISITION AND TO DEMOLISH EXISTING STRUCTURES

RECOMMENDATION: It is recommended by the Recreation and Parks

Department that the Council, by resolution, approve the acquisition of 1370 Burbank Avenue, Santa Rosa, APN 125-252-003, and authorize the Director of Recreation and Parks to execute documents necessary to complete the acquisition and to demolish existing structures as determined necessary and appropriate.

**This Consent - Resolution was adopted.**

**RESOLUTION NO. RES-2018-085 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE ACQUISITION OF 1370 BURBANK AVENUE SANTA ROSA, APN 125-252-003, AUTHORIZING THE DIRECTOR OF RECREATION AND PARKS TO EXECUTE DOCUMENTS TO COMPLETE THE ACQUISITION AND AUTHORIZING DEMOLITION OF THE EXISTING STRUCTURES ON THE PROPERTY**

**12.2 MOTION - CONTRACT AWARD - ANNUAL SLURRY SEAL 2018**

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C2180, Annual Slurry Seal 2018, in the amount of \$381,404.00 to the lowest responsible bidder, Telfer Pavement Technologies, LLC of McClellan, California, approve a 10% contract contingency, and authorize a total contract amount of \$419,544.40 effective July 1, 2018. Funding for this project is included in the proposed 2018/19 Capital Improvement Program budget.

**This Consent - Motion was approved.**

**12.3 RESOLUTION - RESOLUTION AUTHORIZING THE FILING AND EXECUTION OF AN APPLICATION FOR FUNDING FROM THE FEDERAL TRANSIT ADMINISTRATION LOW OR NO EMISSION BUS DISCRETIONARY GRANT PROGRAM REQUESTING \$3,095,459, AND COMMITTING ANY NECESSARY MATCHING FUNDS**

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 designee to file and execute a grant application under the Federal Transit Administration Low or No Emission Bus Discretionary Grant Program requesting \$3,095,459 in federal funds for the purchase of electric buses, charging equipment, and installation of charging equipment, and commit any

necessary matching funds.

**This Consent - Resolution was adopted.**

**RESOLUTION NO. RES-2018-086 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 LOW OR NO EMISSION BUS DISCRETIONARY GRANT PROGRAM REQUESTING \$3,095,459 AND COMMITTING ANY NECESSARY MATCHING FUNDS**

- 12.4** RESOLUTION - APPROVAL OF MOU WITH COUNTY OF SONOMA, PROBATION FOR EXTENSION OF THE SANTA ROSA VIOLENCE PREVENTION PARTNERSHIP'S GUIDING PEOPLE SUCCESSFULLY PROGRAM

RECOMMENDATION: It is recommended by the Office of Community Engagement that the Council, by resolution, approve the Memorandum of Understanding (MOU) with County of Sonoma, Probation for extension of the Santa Rosa Violence Prevention Partnership's Guiding People Successfully Program, beginning July 1, 2018 through September 30, 2019, and authorize the City Manager or designee to approve and execute any amendments thereto, subject to approval as to form by the City Attorney.

**This Consent - Resolution was adopted.**

**RESOLUTION NO. RES-2018-087 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE MEMORANDUM OF UNDERSTANDING WITH COUNTY OF SONOMA, PROBATION DEPARTMENT FOR EXTENSION OF THE SANTA ROSA VIOLENCE PREVENTION PARTNERSHIP'S GUIDING PEOPLE SUCCESSFULLY (GPS) PROGRAM AND AUTHORIZING THE CITY MANAGER TO APPROVE AND EXECUTE ANY AMENDMENTS THERETO**

- 12.5** ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 21-01.020 AND CHAPTER 21-04 CAPITAL FACILITIES FEES, AND REPEALING CHAPTER 21-05 SOUTHWEST AREA DEVELOPMENT IMPACT FEE AND CHAPTER 21-06 SOUTHEAST AREA DEVELOPMENT IMPACT FEE

RECOMMENDATION: This ordinance, introduced at the May 22, 2018,



Regular Meeting by a unanimous vote, amends Section 21-01.020 and Chapter 21-04 Capital Facilities Fees, and Repeals Chapter 21-05 Southwest Area Development Impact Fee and Chapter 21-06 Southeast Area Development Impact Fee.

**This Consent - Ordinance was adopted.**

**ORDINANCE NO. ORD-2018-013 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 21-01.020 AND CHAPTER 21-04 CAPITAL FACILITIES FEES, AND REPEALING CHAPTER 21-05 SOUTHWEST AREA DEVELOPMENT IMPACT FEE AND CHAPTER 21- 06 SOUTHEAST AREA DEVELOPMENT IMPACT FEE**

12.6 ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CHAPTER 19-70 PARK AND RECREATION LAND AND FEES

RECOMMENDATION: This ordinance, introduced at the May 22, 2018, Regular Meeting by a unanimous vote, amends Chapter 19-70 Park And Recreation Land and Fees.

**This Consent - Ordinance was adopted.**

**ORDINANCE NO. ORD-2018-014 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CHAPTER 19-70 PARK AND RECREATION LAND AND FEES**

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

Deborah Tavares, spoke regarding the website stopthecrime.net; and the concern of not being provided with an opportunity to speak during the SoCo Rises meeting.

Peter Tscherneff spoke on various topics.

Pat Nicholson spoke on homeless and provided suggestions for shelter in downtown parks.

Bob Hansen spoke in opposition to Item 3.1.

Paul McGavin spoke on his concern of mistreatment by Council during the June 5, 2018 Study Session; and spoke in opposition to

new safety measures in Chamber.

Thomas Ells spoke on various topics.

Elizabeth Neylon spoke regarding broken pay phones and the need for another public pay phone at the Transit Mall and other various topics.

Duane DeWitt spoke on the opportunity provided in public forums for the public to address issues.

## 14. REPORT ITEMS

### 14.1 REPORT - WOOLPERT AGREEMENT TO PROVIDE CITYWORKS ENTERPRISE ASSET MANAGEMENT SOFTWARE

**BACKGROUND:** The City utilizes an enterprise asset management software product to inventory assets and manage maintenance on citywide infrastructure including the water distribution, collection and reuse systems; parks and recreation facilities; streets, street lights and signs; and parking facilities. The current software, Infor Hansen 7, has many limitations and has reached the end of its software lifecycle. The City went through a thorough competitive selection process and selected a replacement, Azteca's Cityworks (Cityworks), as the software application that meets the City's requirements and business needs at the lowest cost.

**RECOMMENDATION:** It is recommended by the Water, Finance, Recreation & Parks, Information Technology, and Transportation & Public Works Departments that the Council, by resolution, approve the Professional Services Agreement with Woolpert, Inc., to provide Cityworks software and professional services for a total contract amount not to exceed one million six hundred forty-one thousand seven hundred and eight dollars (\$1,641,708) and authorize the Mayor to sign the agreement.

Presented by Lori Urbanek, Deputy Director, Transportation and Public Works, assisted by Janine Saragoza, Department Information Technologies Supervisor, Water Dept.

**A motion was made by Council Member Tibbetts, seconded by Vice Mayor**

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**Rogers, to waive reading of the text and adopt:**

**RESOLUTION NO. RES-2018-088 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH WOOLPERT, INC. TO PROVIDE CITYWORKS SOFTWARE AS THE CITY OF SANTA ROSA'S ENTERPRISE ASSET MANAGEMENT SYSTEM**

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

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

**Absent:** 1 - Council Member Olivares

**14.2** REPORT - APPROVE REQUEST TO REVISE THE LOCAL AGENCY FORMATION COMMISSION ROSELAND ANNEXATION RESOLUTION TO CALL FOR DISSOLUTION OF THE ROSELAND FIRE PROTECTION DISTRICT

BACKGROUND: On November 29, 2016, pursuant to City Council Resolution No. 28886, the Council approved the Roseland Area Pre-Annexation Agreement with the County of Sonoma and an adopted a resolution of application to the Sonoma County Local Agency Formation Commission (LAFCO). The City submitted the resolution of application for annexation of the Roseland Area to LAFCO. The Roseland Area Annexation was approved by LAFCO on August 2, 2017 pursuant to LAFCO Resolution No. 2676, which resolution called for the Roseland Fire Protection District to be reorganized as a subsidiary district of the City within one year following the effective date of the annexation. The Roseland Annexation became effective as of November 1, 2017. It was subsequently discovered that reorganization and dissolution of the Roseland Fire Protection District was necessary to avoid changing the tax allocations within the Roseland Annexation Area in a manner inconsistent with the existing Master Tax Exchange Agreement with the County, and further to comply with the limitation that subsidiary districts have at least 70% of their territory within the jurisdictional boundary of the controlling agency. The dissolution of the Roseland Fire Protection District will result in those areas within the City boundaries to fall under the jurisdiction of Santa Rosa Fire and those areas outside the City will be attached to the Rincon Valley Fire

Protection District.

**RECOMMENDATION:** It is recommended by the Fire Department and the Finance Department that the Council, by motion, approve the proposal for revision to the Roseland Annexation Resolution.

Presented by Tony Gossner, Fire Chief, assisted by Assistant City Attorney Molly Maclean, Interim Chief Financial Officer Alan Alton, and Mark Brown with LAFCO.

#### PUBLIC COMMENT

Duane DeWitt spoke on his remembrances of the Roseland Fire Department and asked Council to keep the building as an asset.

**A motion was made by Council Member Combs, seconded by Vice Mayor Rogers, to approve the proposal for revision to the Roseland Annexation Resolution to call for the dissolution of the Roseland Fire Protection District. The motion carried by the following vote:**

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

**Absent:** 1 - Council Member Olivares

#### 14.3 REPORT - DIRECTION REGARDING THE SANTA ROSA PLAIN GROUNDWATER SUSTAINABILITY AGENCY

**BACKGROUND:** The Sustainable Groundwater Management Act (SGMA) required some groundwater basins, including the Santa Rosa Plain basin, to form Groundwater Sustainability Agencies (GSAs) to sustainably manage the groundwater basin and develop a groundwater management plan. In the Santa Rosa Plain basin, the cities of Santa Rosa, Rohnert Park, and Cotati, the Town of Windsor, Sonoma County, the Sonoma County Water Agency, the Goldridge and the Sonoma Resource Conservation Districts formed the Santa Rosa Plain GSA to comply with SGMA. Councilmember Schwedhelm currently serves on the GSA Board for the City of Santa Rosa.

The Santa Rosa Plain GSA is a self-funded agency, with the initial funding for the first two years coming from each of the member agencies of the GSA. The GSA Board is working with a rate consultant

to explore options for rates and fees to provide funding for the GSA after the first two years. The GSA Board is also considering options for administrative services.

RECOMMENDATION: It is recommended by Santa Rosa Water that the Council, by motion, consider the funding and administrative options for the Santa Rosa Plain Groundwater Sustainability Agency (GSA) and provide direction to Santa Rosa's GSA Board member.

Presented by Jennifer Burke, Deputy Director Water Department, assisted by Assistant City Attorney Molly Maclean.

#### PUBLIC COMMENT

Duane DeWitt spoke in opposition and has apprehension on fees that would affect lower income families.

Paul Brophy spoke in support of the item.

Bob Hansen spoke on concerns on addressing water problems in the county.

Thomas Ells spoke on the importance of water management.

**A motion was made by Vice Mayor Rogers, seconded by Council Member Combs, to provide Santa Rosa's Groundwater Sustainability Agency representative, Board Member Schwedhelm, the following direction: a foregoing reimbursement of initial start-up costs until the Groundwater Sustainability Plan is complete; dropping the parcel fee and parcel tax; using groundwater use as the rate-setting metric; funding the Groundwater Sustainability Agency for five years; and request for proposal for Groundwater Sustainability Agency administrative services. The motion carried by the following vote:**

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

**Absent:** 1 - Council Member Olivares

#### 15. PUBLIC HEARINGS - NONE.

#### 16. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

- 16.1** FINAL MAP- KATHRINE SUBDIVISION. Provided for information.

This item was received and filed.

**17. PUBLIC COMMENTS ON NON-AGENDA MATTERS**

**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, Mayor Coursey adjourned the meeting 7:34 p.m. The next regularly scheduled meeting will take place on June 19, 2018, at a time set by the Mayor.

**20. UPCOMING MEETINGS**

- 20.1** UPCOMING MEETINGS LIST

This item was received and filed.

Approved on:

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Stephanie Williams  
Deputy City Clerk