



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT DECEMBER 12, 2023

2:00 P.M. - CLOSED SESSION

3:00 P.M. - STUDY 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/86876779687](https://srcity-org.zoom.us/j/86876779687), OR BY DIALING 877-853-5257 AND ENTERING WEBINAR ID: 868 7677 9687;**
- 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 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 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 17.

2:00 P.M.

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; 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, 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).

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

Name of Case: Bruce Baxter v. City of Santa Rosa, et al.
Sonoma County Superior Court Case No. SCV-272128

2.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(THIS ITEM IS BEING CONTINUED TO A DATE UNCERTAIN.)

(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

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

3:00 P.M.

3. STUDY SESSION

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

- 3.1 COUNCIL COMPENSATION IN ACCORDANCE WITH THE PROVISIONS OF SECTION 4 OF THE SANTA ROSA CITY CHARTER AND SB 329 (THIS ITEM IS BEING CONTINUED A DATE UNCERTAIN.)**

It is recommended that Council conduct a study session to consider a future increase in Council Member compensation in accordance with the provisions of Section 4 of the Santa Rosa City Charter and Senate Bill 329. No action to be taken, but Council may provide direction to staff.

- 3.2 DRAFT ECONOMIC DEVELOPMENT STRATEGIC ACTION PLAN**

Pursuant to the Council's economic and community vibrancy goal to sustain and develop a diverse and thriving economy that benefits Santa Rosa residents and businesses and contributes to the community's economic health while preserving historical and cultural integrity, a strategic action plan has been developed. The plan focuses on objectives and tactics around business and workforce retention, expansion, and attraction, including resiliency and community investment, physical infrastructure, and access and opportunity.

Attachments: [Staff Report](#)
[Attachment 1 - Draft Economic Development Strategic Plan Presentation](#)

4:00 P.M.

4. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

6. PROCLAMATIONS/PRESENTATIONS - NONE.

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

8.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

The City Attorney will report on settlements over \$50,000 through November 2023 as well as provide a summary of pending litigation against the City.

Attachments: [Litigation Report](#)

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 Homeless Coalition

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES

11.1 November 28, 2023, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

11.2 December 5, 2023 Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

12. CONSENT ITEMS

12.1 RESOLUTION - PARTNERSHIP AGREEMENT FOR FIRST RESPONDER ADVANCED LIFE SUPPORT SERVICES BETWEEN THE CITY OF SANTA ROSA AND THE SONOMA COUNTY FIRE DISTRICT (THIS ITEM IS BEING CONTINUED TO THE JANUARY 9, 2024 REGULAR MEETING.)

RECOMMENDATION: It is recommended by the Fire Department that the Council, by resolution, approve the City Manager to authorize and execute a Partnership Agreement with Sonoma County Fire District for First Responder Advanced Life Support Services, for the City to receive annual funding in the amount of \$1,500,000 and future funding for Emergency Medical Service system enhancements within the City of Santa Rosa.

12.2 RESOLUTION - FIRST AMENDMENT TO PROFESSIONAL

SERVICES AGREEMENT - EBA ENGINEERING - FOR LIMITED
PHASE 1 ENVIRONMENTAL SITE ASSESSMENT SERVICES

RECOMMENDATION: It is recommended by Real Estate Services that the Council, by resolution, approve a First Amendment to Professional Services Agreement Number F002657 with EBA Engineering, of Santa Rosa, California to increase compensation under the Agreement for City-wide on-call Limited Phase 1 Environmental Site Assessments by \$250,000.00, for a total amount not to exceed \$349,000.00.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - First Amendment to PSA F002657](#)

12.3 RESOLUTION - PROFESSIONAL SERVICES AGREEMENT WITH
CALLANDER ASSOCIATES LANDSCAPE ARCHITECTURE, INC. TO
PROVIDE LANDSCAPE ARCHITECTURAL DESIGN AND
ENGINEERING SERVICES TO PREPARE A MASTER PLAN
AMENDMENT AND CONSTRUCTION DOCUMENTS FOR
IMPROVEMENTS TO MARTIN LUTHER KING JR. NEIGHBORHOOD
PARK AND ADJACENT PEDESTRIAN AND BIKE TRAIL

RECOMMENDATION: It is recommended by the Recreation and Parks Department that the Council, by resolution, approve a Professional Services Agreement with Callander Associates Landscape Architecture, Inc., Gold River, California, to provide landscape architectural design and engineering services to prepare a master plan amendment and construction documents for improvements to Martin Luther King Jr. Neighborhood Park and adjacent pedestrian and bike trail in an amount not to exceed \$860,076.00.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Professional Services Agreement](#)

12.4 RESOLUTION - AMENDMENT TO THE CITY CLASSIFICATION AND
SALARY PLAN TO ADD 12.0 FTE FIREFIGHTER POSITIONS IN THE
FIRE DEPARTMENT PER THE FEMA SAFER GRANT AWARD

RECOMMENDATION: It is recommended by the Human Resources and

Fire Department that the Council, by resolution, amend the City's Classification and Salary Plan to add 12.0 FTE firefighter positions per the FEMA SAFER grant award.

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

12.5 ORDINANCE ADOPTION SECOND READING- ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 9-30 TO TITLE 9 HEALTH AND SAFETY OF THE SANTA ROSA CITY CODE PERTAINING TO HAZARDOUS VEGETATION AND FUELS MANAGEMENT

RECOMMENDATION: This ordinance, introduced at the December 5, 2023, Regular Meeting by a 7-0-0 vote, requires landowners to maintain defensible space in the City's Wildland-Urban Interface Fire Area (WUIFA), requires the removal of dead trees and hazardous vegetation, and limits certain mulch under specific conditions from areas affected by wildfires and within the WUIFA.

Attachments: [Ordinance](#)

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 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 17.

LATE CORRESPONDENCE

Attachments: [Late Correspondence \(Uploaded 12-12-2023\)](#)

14. REPORT ITEMS

14.1 REPORT - DECLARATION OF MULTIPLE CITY OWNED PARCELS AS EXEMPT AND NON-EXEMPT SURPLUS

BACKGROUND: The City owns approximately 1400 pieces of real property. Many are pieces of right of way (ROW) that are left over

(unused) from City projects. Real Estate Services has been working to catalogue these parcels and now that cataloging is complete, staff (Citywide, including Planning and Housing) has reviewed and analyzed 50 of the parcels using specific criteria to determine the operational necessity and potential future use of each parcel. The twenty parcels in this action have been fully reviewed by Staff from many departments to understand how they were acquired and what their current or future use is; each meet the surplus criteria (i.e., no further necessary or operational use for the parcel as reviewed by internal City departments, the parcel is not deeded for a specific public purpose that would restrict disposition of it in any way, etc.).

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by sixteen (16) resolutions, declare certain City owned parcels as exempt and non-exempt surplus, authorize and direct the City Manager or their designee to submit Notices of Availability for non-exempt parcels, convey exempt parcels to an adjacent property owner by bid procedure as set out in Council Policy 000-10, and take all necessary action to fully comply with the Surplus Lands Act.

Attachments: [Staff Report](#)
[Resolution 1 - Exempt - 0 Russell Avenue, APN 015-101-0](#)
[Resolution 2 - Exempt - 0 Russell Avenue, APN 015-101-0](#)
[Resolution 3 - Exempt - 0 Russell Avenue, APN 015-101-0](#)
[Resolution 4 - Exempt - 0 Parktrail Drive, APN 049-552-01](#)
[Resolution 5 - Exempt - 0 San Miguel Road, APN 148-031](#)
[Resolution 6 - Exempt - 0 Coffey Lane, APN 058-033-014](#)
[Resolution 7 - Exempt - 0 Maria Luz W Court, APN 035-36](#)
[Resolution 8 - Exempt - 1038 Stony Point Road, APN 125-](#)
[Resolution 9 - Exempt - 1120 Stony Point Road, APN 125-](#)
[Resolution 10 - Exempt - 1136 Stony Point Road, APN 125](#)
[Resolution 11 - Exempt - 1200 Stony Point Road, APN 125](#)
[Resolution 12 - Exempt - 547 A Street, APN 010-031-011](#)
[Resolution 13 - Exempt - 0 Maple Avenue, APN 009-321-0](#)
[Resolution 14 - Non-Exempt - 1942 Rose Avenue, APN 12](#)
[Resolution 15 - Non-Exempt - 752 Oak Street APN 009-32](#)
[Resolution 16 - Non-Exempt - 5 Parcels on Stony Point Ro](#)
[Presentation](#)

14.2 REPORT - ARPA SPENDING PLAN UPDATE

BACKGROUND: This item provides an update on ARPA programs, since the approval of the ARPA Spending Plan by the City Council in February 2022 and suggests modifications to the 2022 ARPA spending plan. In addition, staff seeks approval to shift funding between programs to address funding needs and ensure ARPA funds are spent during the period of performance.

RECOMMENDATION: It is recommended by the City Manager's Office and the Finance Department that the Council receive an update of the American Rescue Plan Act (ARPA) Spending Plan, and by Resolution: 1) approve a change in the Spending Plan, moving budget totaling \$2,000,000, from the Samuel Jones Hall Capital Projects Program to the Hearn Community Hub project; and 2) authorize the City Manager to shift funding between programs as needed, not to exceed \$500,000 without returning to Council, to comply with federal regulations ensuring all ARPA funds are expended within the period of performance.

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

15. PUBLIC HEARINGS - NONE.

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. WRITTEN COMMUNICATIONS

16.1 Federal Legislative Update

Support Letter/Co-Sponsor Request for H.R. 5863 (Steube): The Federal Disaster Tax Relief Act of 2023.

Attachments: [Written Communications](#)
[Bill Text - HR 5863 Federal Disaster Tax Relief Act of 2023](#)
[Letter of Support - HR 5863 - City of Santa Rosa](#)

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 up to 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](#)

City Council

DECEMBER 12, 2023

***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.