

**SANTA ROSA CITY COUNCIL MINUTES
REGULAR MEETING
CITY HALL, 100 SANTA ROSA AVENUE
SEPTEMBER 13, 2016**

1. CALL TO ORDER AND ROLL CALL

Mayor Sawyer called the meeting to order at 2:03 p.m. Council Members present: Mayor Sawyer, Vice Mayor Schwedhelm, Council Members Coursey, Olivares, and Wysocky. Council Member Carlstrom arrived at 2:18 p.m. Council Member Combs arrived at 2:23 p.m.

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

Mayor Sawyer recessed the meeting to closed session at 2:03 p.m. to discuss Item 2.1 as listed on the agenda and Item 2.2 was continued to the next regular meeting:

2.1 CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)

Agency Designated Representatives: Rhonda McKinnon, Interim Human Resources Director, and Jon Holtzman of Renne Sloan Holtzman Sakai, LLP.

Employee Organizations: Santa Rosa Firefighters Association - Local 1401 (representing City Employee Unit 2)

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

Name of Case: Seth McDonald v. State of California, City of Santa Rosa, et al.

Sonoma County Superior Court Case No.: SCV-256495

Mayor Sawyer adjourned closed session at 3:32 p.m. and reconvened the meeting to open session in the Council Chamber at 4:05 p.m.

3. STUDY SESSION – NONE.

4. ANNOUNCEMENT OF ROLL CALL

City Clerk Gomez announced that all Council Members were present.

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

Mayor Sawyer reported that the Council met in closed session regarding Item 2.1 as listed on the agenda; Item 2.2 was continued to the next Closed Session meeting; and there was no action to report.

Interim City Attorney Stricker reported that the Council met in closed session regarding Item 2.1 as listed on the agenda and direction was given to the Local 1401 negotiator.

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - NATIONAL LATINO HERITAGE MONTH

Mayor Sawyer read the proclamation and presented it to Linda Garcia, Latino Service Providers, Latino Service Providers.

6.2 PROCLAMATION - RUSSIAN RIVER CLEANUP DAY

Council Member Carlstrom read the proclamation and presented it to Bob Legge, with Russian River Keepers.

6.3 PROCLAMATION - 8TH ANNUAL GANG PREVENTION AWARENESS WEEK

Council Member Olivares read the proclamation and presented it to Jason Carter, Program Manager, Violence Prevention Partnership.

7. STAFF BRIEFINGS

7.1 PROCESS IMPROVEMENT ACTION PLAN UPDATE - CITIZEN ACCESS

Planning and Economic Development updated the Council on recent process improvements focused on expanding community access to services through increased counter hours and enhanced web features.

Presented by Raissa De La Rosa, Acting Economic Development Manager and Brian Tickner, Information Technology Project Manager.

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

City Manager McGlynn reported on League of California Cities, City Managers Department Australian Exchange Program allowing California managers to attend conferences of the Local Government Australia in Queensland.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

Vice Mayor Schwedhelm announced that he will be abstaining from Item 11.2.

Council Member Wysocky announced that he will be abstaining from Item 11.2.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

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

Council Member Olivares announced the appointment of Lisa Puentes to the Art in Public Places Committee.

Vice Mayor Schwedhelm announced the appointment of Monica Bryant to the Art in Public Places Committee.

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 – Council Member Wysocky provided a brief report on the Downtown Subcommittee. Mayor Sawyer provided a brief report on the Economic Development Subcommittee.

10.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA) – Council Member Coursey provided a brief report.

10.1.3 Sonoma County Water Agency (SCWA) - Water Advisory Committee – None.

10.1.4 Association of Bay Area Governments (ABAG) – Council Member Combs provided a brief report.

10.1.5 Sonoma County Agricultural Preservation and Open Space District Advisory Committee – None.

10.1.6 Sonoma Clean Power Authority (SCPA) – None.

10.1.7 Sonoma County Waste Management Agency (SCWMA) – None.

10.1.8 Other

11. APPROVAL OF MINUTES

11.1 July 19, 2016, Regular Meeting.

Approved as submitted.

11.2 July 26, 2016, Regular Meeting.

Approved as submitted. Vice Mayor Schwedhelm and Council Member Wysocky abstained.

Interim City Attorney Stricker announced that City Manager McGlynn left the meeting at this time due to a conflict to Consent Item 12.7 and that Deputy City Manager Hurtado would continue the meeting.

12. CONSENT ITEMS

MOVED by Vice Mayor Schwedhelm, seconded by Council Member Olivares, and **CARRIED** unanimously to waive reading of the text and adopt Consent Items 12.1 – through 12.7 as follows:

12.1 MOTION - COOPERATIVE PURCHASE - POLICE DEPARTMENT COMMUNICATION INFRASTRUCTURE EQUIPMENT

MOTION to approve the cooperative purchase and award of a purchase order for Motorola communication infrastructure equipment to Motorola Solutions Corporation of San Diego, California in an amount not to exceed \$224,203.71.

12.2 MOTION - FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT - LAND LOGISTICS, INC.

MOTION to approve the First Amendment to the Professional Services Agreement with Land Logistics, Inc., located in Davis, California, for contract planning services, adding an additional amount of \$100,000, for a total contracted amount not to exceed \$200,000, and extending the term of the contract to September 30, 2017.

12.3 MOTION - APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN CITY OF SANTA ROSA AND COUNTY OF SONOMA FOR USE OF SOCOALERT SYSTEM

MOTION to approve the Memorandum of Understanding between the City of Santa Rosa and County of Sonoma for use of the SoCoAlert system.

12.4 RESOLUTION - ASSESSMENT LIEN AGAINST THE REAL PROPERTY LOCATED AT 5316 GOLD DRIVE

RESOLUTION NO. 28854 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONFIRMING THE AMOUNT OF A SPECIAL ASSESSMENT, CONFIRMING AND ORDERING THE RECOVERY OF PENALTIES AND COSTS ASSESSED AND IMPOSED BY THE ADMINISTRATIVE HEARING OFFICER FOR VIOLATIONS OF CITY CODE PROVISIONS OCCURRING ON THE PROPERTY AT 5316 GOLD DRIVE, SANTA ROSA, A.P.N. 153-201-024, AND ORDERING THE ASSESSMENT BE COLLECTED ON THE TAX ROLL BY THE SONOMA COUNTY TAX COLLECTOR

12.5 RESOLUTION - ASSESSMENT LIEN AGAINST THE REAL PROPERTY LOCATED AT 1850 W. 3RD STREET

RESOLUTION NO. 28855 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONFIRMING THE AMOUNT OF A SPECIAL ASSESSMENT, CONFIRMING AND ORDERING THE RECOVERY OF PENALTIES AND COSTS ASSESSED AND IMPOSED BY THE ADMINISTRATIVE HEARING OFFICER FOR VIOLATIONS OF CITY CODE PROVISIONS OCCURRING ON THE PROPERTY AT 1850 W. 3rd STREET, SANTA ROSA, A.P.N. 146-100-071, AND ORDERING THE ASSESSMENT BE COLLECTED ON THE TAX ROLL BY THE SONOMA COUNTY TAX COLLECTOR

12.6 RESOLUTION - ASSESSMENT LIEN AGAINST THE REAL PROPERTY LOCATED AT 50 CHARRO DRIVE

RESOLUTION NO. 28856 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONFIRMING THE AMOUNT OF A SPECIAL ASSESSMENT, CONFIRMING AND ORDERING THE RECOVERY OF PENALTIES AND COSTS ASSESSED AND IMPOSED BY THE ADMINISTRATIVE HEARING OFFICER FOR VIOLATIONS OF CITY CODE PROVISIONS OCCURRING ON THE PROPERTY AT 50 CHARRO DRIVE, SANTA ROSA, A.P.N. 038-202-008, AND ORDERING THE ASSESSMENT BE COLLECTED ON THE TAX ROLL BY THE SONOMA COUNTY TAX COLLECTOR

12.7 ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SALARY AND OTHER COMPENSATION AND BENEFITS FOR THE CITY MANAGER

ORDINANCE NO. 4073 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SALARY AND OTHER COMPENSATION AND BENEFITS FOR THE CITY MANAGER

The time not yet being 5:00 p.m., Mayor Sawyer took Report Item 14.1 before Agenda Item 13 – Public Comment on Non-Agenda Items.

14. REPORT ITEMS

14.1 REPORT - COURTHOUSE SQUARE REUNIFICATION PROJECT UPDATE, EXPENDITURE REPORT, ROSENBERG FAMILY RECOGNITION AND SIDE STREET NAMING

BACKGROUND: Council approved a revised master plan and awarded a contract for construction of the Courthouse Square Reunification project on April 19, 2016. Construction commenced on May 23. This item will update the Council on the progress of the Courthouse Square Reunification project and provide information regarding expenditures for construction, construction management/inspection, and contingency.

Action is needed regarding two historic plaques from the Rosenberg Fountain area of the Square and placement of a new plaque. Action is also needed to name the streets being constructed on the east and west sides of the Square.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, (1) accept the Courthouse Square Reunification expenditure report and (2) authorize the plaque containing the name of Landscape Architect Leland H. Noel to be given to his daughter Pamela Noel; and by, two separate resolutions, (1) authorize replacement of a Rosenberg plaque in the Square, and (2) name the side streets.

Presented by Colleen Ferguson, Deputy Director Engineering, and Steve Dittmer, Supervising Engineer.

City Manager McGlynn returned to the meeting at this time.

PUBLIC COMMENT

Kristin Kiefer spoke on the support to retain the old Courthouse Square street names.

Natalie Balfour spoke on the support to retain the old Courthouse Square street names.

Duane DeWitt spoke on the support to renaming of Courthouse Square Reunification.

Canini spoke on the costs of the Courthouse Square Reunification.

MOVED by Council Member Wysocky, seconded by Council Member Combs, and **CARRIED** unanimously to waive the reading of the text and adopt:

RESOLUTION NO. 28857 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING PLACEMENT OF A NEW PLAQUE RECOGNIZING THE ROSENBERG FAMILY CONTRIBUTION TO COURTHOUSE SQUARE

MOVED by Council Member Wysocky, seconded by Council Member Combs, and **CARRIED** unanimously to waive the reading of the text and adopt:

RESOLUTION NO. 28858 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONFIRMING THE NAME OF THE PLAZA AND STREETS BETWEEN THIRD AND FOURTH STREETS BEING CONSTRUCTED BY COURTHOUSE SQUARE REUNIFICATION PROJECT

MOVED by Council Member Wysocky, seconded by Council Member Combs, and **CARRIED** unanimously to: (1) accept the Courthouse Square Reunification expenditure report and (2) authorize the plaque containing the name of Landscape Architect Leland H. Noel to be given to his daughter Pamela Noel.

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

Canini spoke regarding a description clarification to Resolution No. 28480.

Teri Shore spoke to request Mayor Sawyer and Council Members to support Ballot Measure K.

Michael Hilber spoke on weed abatement.

Duane DeWitt spoke on local Veteran's Day event and various topics.

Elizabeth Neylon spoke on various topics.

Marlina Martarano spoke on misinformation to referendum petition on rent stabilization ordinance.

14.2 REPORT - CALTRANS COOPERATIVE AGREEMENT NO. 04-2617 APPROVAL US HIGHWAY 101 - BICYCLE AND PEDESTRIAN BRIDGE

BACKGROUND: The Project Initial Document (PID) will be completed in September 2016. The PID evaluated design variations and developed project evaluation documentation for Caltrans' review and approval.

Once the PID is complete, a Cooperative Agreement with Caltrans for the Project Approval and Environmental Documentation (PA&ED) phase is required to continue project development activities. Caltrans would provide Independent Quality Assurance

and be the lead for environmental clearance under this new Cooperative Agreement No. 04-2617.

On June 15, 2016, the City Council, by Resolution No. 28801, approved the Budget for the City of Santa Rosa for Fiscal Year 2016-17, which included \$500,000 for the preparation of US Highway 101 - Bicycle and Pedestrian Bridge Project Approval and Environmental Documentation (PA&ED).

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve a no cost Cooperative Agreement No.04-2617 between the State of California and the City of Santa Rosa authorizing Caltrans to provide Independent Quality Assurance for the Project Approval and Environmental Document (PA&ED) phase for the US Highway 101 - Bicycle and Pedestrian Bridge.

Presented by Dave Montague, Supervising Engineer.

PUBLIC COMMENT

Anne Seeley, with Concerned Citizens for Santa Rosa, spoke on support to the item.

MOVED by Council Member Coursey, seconded by Council Member Wysocky, and **CARRIED** unanimously to waive the reading of the text and adopt:

RESOLUTION NO. 28859 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING COOPERATIVE AGREEMENT BETWEEN THE STATE OF CALIFORNIA AND THE CITY OF SANTA ROSA AUTHORIZING CALTRANS TO PROVIDE INDEPENDENT QUALITY ASSURANCE AND ENVIRONMENTAL DOCUMENT WORK FOR THE US HIGHWAY 101 PEDESTRIAN AND BICYCLE OVERCROSSING PROJECT

14.3 **REPORT - COUNCIL DIRECTION TO VOTING DELEGATE FOR LEAGUE OF CALIFORNIA CITIES 2016 ANNUAL CONFERENCE REGARDING COUNCIL POSITION ON THE RESOLUTION COMING BEFORE THE LEAGUE GENERAL ASSEMBLY**

BACKGROUND: Policy development is a vital and ongoing process within the League of California Cities for determining legislative and program strategies for important issues facing cities throughout California. Policies are submitted for consideration by the General Assembly at the Annual Conference to be voted on by delegates from the cities. Each member city has one Voting Delegate at the General Assembly, which will be held in Long Beach on October 5 - 7, 2016.

This year, one resolution has been introduced for consideration by the Annual Conference: Resolution committing the League of California Cities to supporting Vision Zero, Toward Zero Deaths, and other programs or initiatives to make safety a top priority for transportation projects and policy formulation, while encouraging cities to pursue similar initiatives.

RECOMMENDATION: It is recommended by the City Manager's Office that the Council, by motion, consider taking a position on the resolution to provide direction to its Voting Delegate for the meeting of the League General Assembly.

Presented by Joey Hejnowicz, City Manager Fellow.

MOVED by Council Member Olivares, seconded by Council Member Combs, and **CARRIED** unanimously to direct voting delegates to not support the resolution committing to supporting Vision Zero, Toward Zero Deaths, and other programs or

initiatives to make safety a top priority for transportation projects and policy formulation, while encouraging cities to pursue similar initiatives.

Mayor Sawyer left the meeting at 6:14 p.m.

15. PUBLIC HEARINGS – NONE.

16. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

16.1 LETTER OF SUPPORT - SB 879 (BEALL) AFFORDABLE HOUSING BOND ACT OF 2018. For Council action. – Approved as submitted, with nothing further to add.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

Linda R. Picton spoke on various topics.

18. ANNOUNCEMENT OF CONTINUED CLOSED SESSION ITEMS, RECESS TO CLOSED SESSION IN THE MAYOR'S CONFERENCE ROOM, RECONVENE TO OPEN SESSION, AND ANNOUNCEMENTS – NONE.

19. ADJOURNMENT OF MEETING

Hearing no further business, Vice Mayor Schwedhelm adjourned the meeting at 6:18 p.m. The next regularly scheduled meeting will take place on September 20, 2016, at a time to be set by the Mayor.

Approved on: October 11, 2016

/s/ Daisy Gomez, City Clerk