



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT NOVEMBER 14, 2023

12:30 P.M. - CLOSED SESSION (VIA IN-PERSON AND ZOOM)

1:30 P.M. - BOARD INTERVIEWS (VIA IN-PERSON AND ZOOM)

2:00 P.M. - STUDY SESSION (VIA IN-PERSON AND ZOOM)

4:00 P.M. - REGULAR SESSION (VIA IN-PERSON AND ZOOM)

**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.**

**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.

**IN THE EVENT A COUNCIL MEMBER PARTICIPATES PURSUANT TO
AB2449, THE CITY WILL ADHERE TO THE REQUIREMENTS OF THAT
PROVISION.**

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 14) 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 18.

12:30 P.M. (VIA IN-PERSON AND ZOOM)

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

Name of Case: Bilingual Broadcasting Foundation, Inc.
City of Santa Rosa Administrative Enforcement Order

2.2 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 Jenica D. Maldonado of Atkinson, Andelson, Loya, Ruud & Romo.

Employee Organization: Santa Rosa Firefighters Association Local 1401, Firefighting (Employee Unit 2).

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

1:30 P.M. (VIA IN-PERSON AND ZOOM)

3. INTERVIEWS FOR BOARDS, COMMISSIONS AND COMMITTEES

3.1 INTERVIEWS FOR THE PUBLIC FINANCING AUTHORITY

The Council will interview applicants to fill the following vacancies:

One position - Joint City of Santa Rosa/Sonoma County Representative.

Attachments: [Staff Report](#)
[Attachment 1 - Resolution forming the PFA](#)
[Attachment 2 - Appointment Policy](#)
[Attachment 3 - Applications on File](#)
[Attachment 4 - Interview Order](#)

2:00 P.M. (VIA IN-PERSON AND ZOOM)

4. STUDY SESSION

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

4.1 PARKS CAPITAL IMPROVEMENTS FUNDING AND PRIORITIZATION

It is recommended by the Recreation and Parks Department that the Council hold a Study Session to receive information, discuss, and provide input on the Parks Capital Improvement Projects (CIP) funding and prioritization process. No action will be taken except for possible direction to staff.

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

4.2 TOBACCO RETAIL LICENSE ORDINANCE

During the Fiscal Year 2023-24 Council Goal Setting Workshop, staff was asked to research and develop a tobacco retail license ordinance similar to one adopted by the City of Petaluma in 2021. This Study Session will highlight the rationale for considering a Tobacco Retail License, provide an overview of Petaluma's ordinance and similar ordinances in other Sonoma County cities and present a framework for a Santa Rosa potential ordinance. No action will be taken except for possible direction to staff.

Attachments: [Staff Report](#)
[Presentation](#)
[Late Correspondence \(Uploaded 11-14-2023\)](#)

4:00 P.M. (VIA IN-PERSON AND ZOOM)

5. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

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

7. PROCLAMATIONS/PRESENTATIONS - NONE.

8. STAFF BRIEFINGS

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.

8.1 COMMUNITY EMPOWERMENT PLAN UPDATE

This will be a standing item on the agenda. No action will be taken except for possible direction to staff.

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

9.1 REPORT OF SETTLEMENTS AND ACTIVE LITIGATION

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

Attachments: [Litigation Report](#)

10. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

11. MAYOR'S/COUNCIL MEMBERS' REPORTS

**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)

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

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 Continuum of Care (CoC)

11.1.10 Renewal Enterprise District (RED)

11.1.11 Public Safety Subcommittee

11.1.12 Other

11.2 BOARD, COMMISSION & COMMITTEE APPOINTMENTS

11.2.1 PUBLIC FINANCING AUTHORITY APPOINTMENTS

It is recommended by the Planning and Economic Development Department and the City Clerk's Office, that the Council, by motion, make an appointment of the (1) Joint City of Santa Rosa/Sonoma County Board of Supervisors representative on the Public Financing Authority.

Attachments: [County Staff Report \(Uploaded 11-14-2023\)](#)

12. APPROVAL OF MINUTES

12.1 October 24, 2023, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

13. CONSENT ITEMS

13.1 RESOLUTION - MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF SANTA ROSA AND COUNTY OF SONOMA FOR AN UNLIMITED RIDES PILOT PROGRAM FOR EMPLOYEES

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution: 1) approve a Memorandum of Understanding (MOU) between the City of Santa Rosa and the County of Sonoma for a reciprocal unlimited rides pilot program for employees on Santa Rosa CityBus and Sonoma County Transit; and 2) authorize the City Manager or designee to execute the MOU and any future amendments, subject to approval as to form by the City Attorney.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - MOU Between City of Santa Rosa and County of Sonoma](#)

13.2 RESOLUTION - FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH MUNISERVICES, LLC/AVENU INSIGHTS & ANALYTICS, LLC FOR REVENUE AUDIT AND CONSULTING SERVICES

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution: 1) approve a First Amendment to Professional Services Agreement Number F002076A with MuniServices, LLC, now operating as Avenu Insights & Analytics, LLC, a Limited Liability Company, Centreville, Virginia to extend the term of the Agreement by two-years and to increase compensation by \$853,020 for a total not to exceed amount under the contract of \$1,453,020; and 2) authorize the City Manager to execute any agreement related to the vendor's corporate name change. The purpose of this agreement is to provide revenue auditing and consulting services to the City.

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

13.3 RESOLUTION - APPROVAL OF FOURTH AMENDMENT TO GENERAL SERVICE AGREEMENT F002035 FOR ONE YEAR EXTENSION, INCREASE IN COMPENSATION, AND INCREASE OF SCOPE OF SERVICES WITH BRIGHTVIEW LANDSCAPE SERVICES, INC. DBA SIGNATURE COAST HOLDINGS, LLC

RECOMMENDATION: It is recommended by the Recreation and Parks and Finance Departments that the Council, by resolution, approve and authorize the City Manager to negotiate and execute a Fourth Amendment to General Service Agreement Number F002035 with BrightView Landscape Services, Inc. dba Signature Coast Holdings, LLC, Napa, California for 1) a one-year extension of mowing services and increase in compensation in the amount of \$1,238,981.18; 2) an increased scope of services for landscape maintenance of various medians, roadways and city facilities for one year in the amount of \$1,149,999.84; 3) an increase in scope of services and compensation in the amount of \$45,630 to include Tax District funded roadway landscaping maintenance; and 4) ratification of weed abatement, roadside work and tree trimming services performed in the amount of \$138,155.05. Cumulative value not to exceed \$6,899,691.10, plus \$138,155.05 ratification plus a contingency of \$4,000.16.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Fourth Amendment to General Services Agreeen](#)

13.4 RESOLUTION - INFILL INFRASTRUCTURE GRANT FUNDS; ACCEPTANCE OF A REVISED AWARD AMOUNT, APPROVAL OF A BUDGET REVISION, AND AUTHORIZATION FOR THE HOUSING AND COMMUNITY SERVICES DIRECTOR TO EXECUTE PROGRAM AND AWARD DOCUMENTS

RECOMMENDATION: It is recommended by the Housing and Community Services and Recreation and Parks Departments that the Council, by resolution: 1) accept and appropriate a revised award from the State of California Department of Housing and Community Development's Infill Infrastructure Grant funds for the 2022 Santa Rosa

Qualified Infill Area in the amount of \$19,652,636, reduced from \$20,651,354 due to a direct grant award to the Bennett Valley Apartments project; 2) approve a budget revision to reduce the appropriation in the Housing and Community Services Department budget to reflect this revised award amount, transfer \$7,407,551 into the Recreation and Parks Department budget for improvements to Martin Luther King Jr. Park; and 3) authorize the Director of Housing and Community Services to execute a Standard Agreement, program and award documents for projects funded by the grant, and any additional documents for administration of the grant and related projects and programs.

Attachments: [Staff Report](#)
[Attachment 1 - Award Letter Dated September 6, 2023](#)
[Resolution](#)

13.5 RESOLUTION - OPERATING AGREEMENT FOR SAFE PARKING PROGRAM CATHOLIC CHARITIES OF THE DIOCESE OF SANTA ROSA EXTENDING TERM FROM DECEMBER 31, 2023 TO JUNE 30, 2025

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution: 1) approve and authorize the City Manager to negotiate and execute an Operating Agreement for the Safe Parking Program with Catholic Charities of the Diocese of Santa Rosa in the amount of \$1,949,739 in funds previously appropriated to Homeless Services for an eighteen-month period (January 1, 2024 to June 30, 2025); and 2) authorize the Director of Housing and Community Services to execute the Operating Agreement.

Attachments: [Staff Report](#)
[Resolution](#)
[Exhibit A - Operating Agreement for the Safe Parking Prog](#)

13.6 RESOLUTION - EXTENSION OF PROCLAMATION OF LOCAL HOMELESS EMERGENCY

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution,

approve an extension of Resolution No. 28839 which formally proclaimed a local homeless emergency within Santa Rosa.

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

13.7 ORDINANCE ADOPTION SECOND READING- ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING CHAPTER 14-21 OF THE SANTA ROSA CITY CODE, WATER WASTE REGULATIONS, TO INCLUDE ADMINISTRATIVE FINES AND CLARIFY ENFORCEMENT AND APPEALS PROCESS

RECOMMENDATION: This ordinance, introduced at the October 24, 2023, Regular Meeting by a 5-0-2 vote (MacDonald and Fleming absent), amends Chapter 14-21 Water Waste Regulations of the Santa Rosa City Code to add refinement to the definition of what is considered waste, creates a new administrative fine for violations of the Water Waste Regulations, adds an exception process, adds an appeal process, and clarifies non-substantive language.

Attachments: [Ordinance](#)

14. 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 18.

LATE CORRESPONDENCE

Attachments: [Late Correspondence \(Uploaded 11-14-2023\)](#)

15. REPORT ITEMS

15.1 REPORT - RESILIENT CITY DEVELOPMENT MEASURES
ORDINANCE EXTENSIONS

BACKGROUND: The Resilient City (-RC) Combining District was created on October 24, 2017, through an Urgency Ordinance. The

Resilient City Development Measures were adopted as an Ordinance on May 22, 2018. This Zoning Code Text Amendment would amend the expiration date of both ordinances from December 31, 2023 to December 31, 2024. A one-year extension is requested to allow staff time to complete a comprehensive update and recommendations to Council for codification of the Resilient City Development Measures and -RC Combining District into appropriate sections of the Zoning Code, with no sunset date.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council introduce an ordinance amending Title 20 of the Santa Rosa City Code to extend the expiration date of Zoning Code Chapter 20-16, Resilient City Development Measures, and Zoning Code Section 20-28.100, Resilient City (-RC) Combining District, by one year, from December 31, 2023 to December 31, 2024.

Attachments: [Staff Report](#)
 [Attachment 1 - CC ORD-2021-012](#)
 [Attachment 2 - CC RES-2023-034](#)
 [Ordinance](#)
 [Presentation](#)

16. 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.

17. WRITTEN COMMUNICATIONS

17.1 STATE LEGISLATIVE UPDATE:

- Signature Request for AB 246 (Papan): Related to perfluoroalkyl and polyfluoroalkyl substances (PFAS) - starting January 1, 2025, would ban the use of PFAS substances in feminine hygiene products. Provided for information.
- Signature Request for AB 727 (Weber): Related to perfluoroalkyl and polyfluoroalkyl substances (PFAS) - starting January 1, 2026, would ban the use of PFAS substances in the sale of cleaning products;

starting January 1, 2028, would ban the use of PFAS substances in floor sealer or floor finish. Provided for information.

Attachments: [Legislative Memo](#)
[Bill Text - AB-246](#)
[Signature Request AB 246](#)
[Bill Text - AB-727](#)
[Signature Request AB 727](#)

17.2 NOTICE OF FINAL MAP - Kerry Ranch 1 - Provided for information.

Attachments: [Notice of Submittal](#)
[Location Map](#)

18. 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 14. Each speaker will be allowed up to three minutes.

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

21. UPCOMING MEETINGS

This schedule is tentative and subject to change pending final publication and posting of the City Council Meeting Agenda.

21.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List](#)

***Did not appear on the preliminary agenda.**

****Quasi-judicial or adjudicative action, ex-parte communication disclosure is required.**

City Council

NOVEMBER 14, 2023

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.