



City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT MAY 8, 2018

3:00 P.M. - CLOSED SESSION (MAYOR'S CONFERENCE ROOM)

4:00 P.M. - REGULAR SESSION (COUNCIL CHAMBER)

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.

Comments from the public on non-agenda items will be heard under Agenda Items 13 and 17. 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. 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 ten speakers selected randomly by the Mayor. Each speaker will be allowed 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.

To address the Council you are requested to complete a yellow Speaker Card and give it to the City Clerk. If you are unable to or do not wish to wait for the public comment portion of the agenda, you are encouraged to contact the Council or City Clerk directly by submitting your comments to 100 Santa Rosa Avenue, Room 10, Santa Rosa 95404 or cityclerk@srcity.org.

3:00 P.M. (MAYOR'S CONFERENCE ROOM, ROOM 10)

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: In the Matter of Kaiser Sand and Gravel and BoDean Company, Inc.

Court Case No. Office of Administrative Hearings, OAH Case Nos. 2017020051 and 2017030963

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

3. STUDY SESSION - NONE.

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

4:00 P.M. (CITY COUNCIL CHAMBER)

4. ANNOUNCEMENT OF ROLL CALL

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

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - COMMUNITY ACTION MONTH

Attachments: [Proclamation](#)

6.2 PROCLAMATION - PEACE OFFICER'S MEMORIAL DAY

Attachments: [Proclamation](#)

7. 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.

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.

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

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

10. MAYOR'S/COUNCILMEMBERS' REPORTS

**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 - NONE.

12. CONSENT ITEMS

**12.1 MOTION - FARE-FREE CITYBUS SERVICE FOR IRONMAN SANTA
ROSA**

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, approve fare-free operations on Santa Rosa CityBus on Saturday, May 12, 2018, given

anticipated service disruptions due to the IRONMAN Santa Rosa event, and to promote use of transit as a means to reduce traffic congestion associated with the event.

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

- 12.2** RESOLUTION - AMENDMENT NO. 1 TO MEASURE M
COOPERATIVE FUNDING AGREEMENT NO. M70106-05 WITH THE
SONOMA COUNTY TRANSPORTATION AUTHORITY (SCTA) FOR
THE SANTA ROSA CREEK TRAIL - DUTTON AVENUE ACCESS
(WEST SIDE) PROJECT

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve Amendment No.1 to Measure M Cooperative Funding Agreement No. M70106-05 between the Sonoma County Transportation Authority (SCTA) and the City of Santa Rosa for the Santa Rosa Creek Trail - Dutton Avenue Access (west side) project.

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

- 12.3** RESOLUTION - APPROVAL OF GENERAL SERVICES AGREEMENT -
TREE CARE SERVICES

RECOMMENDATION: It is recommended by the Finance, Recreation and Parks, Parking, Transportation and Public Works, and Water Departments that the Council, by resolution, approve a one-year General Services Agreement, No. F001690, with four (4) one-year renewal options for tree care services to Arboricultural Specialties, Inc., Berkeley, CA, in an amount not to exceed \$600,000.

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

- 12.4** RESOLUTION - REVISION OF AUTOMATED LICENSE PLATE

RECOGNITION PRIVACY AND USAGE POLICY

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve amended Council Policy 400-04, Automated License Plate Recognition User Rules and Privacy Agreement Policy, to reflect recent case law, to exempt automated license plate data from public disclosure and to address occupancy data collection.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Resolution](#)
 [Exhibit A](#)
 [Presentation](#)

- 12.5** ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE - ADDING SECTIONS 20-16.060 THROUGH 20-16.090 TO CHAPTER 20-16, RESILIENT CITY DEVELOPMENT MEASURES, TO ADDRESS HOUSING NEEDS AND ECONOMIC DEVELOPMENT WITHIN THE CITY OF SANTA ROSA FOLLOWING THE TUBBS AND NUNS FIRES OF OCTOBER 2017 - FILE NUMBER REZ17-013

RECOMMENDATION: This ordinance, introduced at the May 1, 2018, Regular Meeting by a 5-2 vote (Vice Mayor Rogers and Council Member Combs voting No), adds Sections 20-16.060 through 20-16.090 to Chapter 20-16, Resilient City Development Measures, to address housing needs and economic development within the City of Santa Rosa following the Tubbs and Nuns fires of October 2017 - File Number REZ17-013.

Attachments: [Ordinance](#)

- 12.6** ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE BY RECLASSIFYING THE PROPERTIES LOCATED AT 376, 380, 386 AND 414 YOLANDA AVENUE TO THE IL (LIGHT INDUSTRIAL) ZONING DISTRICT, FILE NO. REZ17-011

RECOMMENDATION: This ordinance, introduced at the May 1, 2018,

Regular Meeting by a unanimous vote, amends Title 20 of the Santa Rosa City Code by reclassifying the properties located at 376, 380, 386 and 414 Yolanda Avenue to the IL (Light Industrial) Zoning District, File No. REZ17-011.

Attachments: [Ordinance](#)

- 12.7** ORDINANCE ADOPTION - ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA PREZONING THE PROPERTIES LOCATED AT 43, 77, AND 91 MIDDLE RINCON ROAD AND 4785, 4801, 4847, AND 4865 HIGHWAY 12 TO THE R-1-6 (SINGLE-FAMILY RESIDENTIAL) AND CG (GENERAL COMMERCIAL) ZONING DISTRICTS; ASSESSOR'S PARCEL NUMBERS 182-540-020, -021, -022, -023, -024, -025, -026, -027, -028; FILE NO. ANX17-003

RECOMMENDATION: This ordinance, introduced at the May 1, 2018, Regular Meeting by a unanimous vote, prezones the properties located at 43, 77, and 91 Middle Rincon Road and 4785, 4801, 4847, and 4865 Highway 12 to the R-1-6 (Single-Family Residential) and CG (General Commercial) Zoning Districts; Assessor's Parcel Numbers 182-540-020, -021, -022, -023, -024, -025, -026, -027, -028; File No. ANX17-003.

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 ten speakers selected randomly by the Mayor. Each speaker will be allowed 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.

14. REPORT ITEMS

- 14.1** REPORT - URGENCY ORDINANCES - RESILIENT CITY (-RC) COMBINING DISTRICT

BACKGROUND: Beginning on the evening of October 8, 2017, and continuing for days thereafter, a series of wildfire events damaged or

destroyed thousands of residential and commercial structures within the City of Santa Rosa. On October 13, 2017, the City Council ratified a proclamation of local emergency in the City of Santa Rosa. To facilitate and expedite the reconstruction process, on October 24, 2017, the Council adopted an urgency ordinance establishing the Resilient City (-RC) Combining Zoning District, to be applied to the base zoning of each property most severely impacted by the Fires.

As field surveys and new information became available, twenty-one additional properties with destroyed or damaged structures were identified outside of the -RC Combining Zoning District boundaries. As a result, an urgency ordinance was prepared to add the -RC District to the base zoning district for these properties.

Also proposed is an urgency ordinance to amend Section 20-28.100, -RC Combining District, to add the option for applying residential small lot development standards for parcels less than 6,000 square-feet and within the -RC Combining District.

The proposed urgency ordinances would be effective immediately upon enactment. Under the City Charter, five affirmative votes are necessary to adopt an urgency ordinance.

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council 1) adopt an urgency ordinance amending Title 20 of the Santa Rosa City Code, adding residential small lot development standards to the Resilient City (-RC) Combining District; and 2) adopt an urgency ordinance reclassifying twenty-one additional properties, directly impacted by the Tubbs and Nuns Fires of October 2017, to the Resilient City (-RC) Combining District.

Attachments: [Staff Report](#)
 [Attachment 1 – Letter from Curt Nichols, dated April 2, 201](#)
 [Attachment 2 - Community Correspondence](#)
 [Urgency Ordinance 1 - RC Combining District APNs](#)
 [Urgency Ordinance 2 - RC Combining District Small Lots](#)
 [Presentation](#)

**14.2 REPORT - AMENDMENT OF COUNCIL POLICY 000-15 - POLICY
STATEMENT TAX-EXEMPT REVENUE BOND REQUESTS**

BACKGROUND: At the direction of the California Debt Limit Allocation Committee (“CDLAC”) and the City’s outside bond counsel, Jones Hall, the City must adopt updated bond issuance procedures and post-issuance compliance procedures to be eligible to receive bond allocations for multifamily rental housing and certain other purposes. The policies guide the process of issuing private activity bonds and ensuring post-issuance compliance including a description of the fee structure, application and approval process, and monitoring and compliance practices.

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution, amend Council Policy 000-15 - Policy Statement Tax-Exempt Bond Requests.

Attachments: [Staff Report](#)
 [Attachment 1](#)
 [Resolution](#)
 [Exhibit A](#)
 [Presentation](#)

14.3 REPORT - PARKING CITATION PAYMENT PLAN FEES

BACKGROUND: The California Vehicle Code was amended by Assembly Bill 503 (AB 503) which goes into effect July 1, 2018. AB 503 requires agencies to offer a parking citation payment plan to indigent people prior to sending an indigent person’s delinquent parking penalties to the Department of Motor Vehicles (DMV) registration hold program. The City of Santa Rosa is taking the necessary steps to

create a payment plan that complies with AB 503 to continue utilizing the DMV registration hold program.

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, adopt the revised Schedule of Parking Fines and Penalties to: (1) establish processing fees for parking citation payment plans, and (2) comply with Assembly Bill 503.

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

14.4 REPORT - URGENCY ORDINANCE AMENDING SECTION 10-44.040 OF THE SANTA ROSA CITY CODE TO EXTEND THE TEMPORARY PROHIBITION ON RENTAL HOUSING PRICE GOUGING THROUGH DECEMBER 4, 2018

BACKGROUND: Beginning on the evening of October 8, 2017 and continuing for days thereafter, a series of wildfire events damaged or destroyed thousands of residential and commercial structures within the City of Santa Rosa. Soon thereafter, City officials were alerted to price gouging in rental housing within the City. To address this issue, the Council adopted Urgency Ordinance ORD-2017-020 adding Chapter 10-44 to the City Code. The Ordinance established a temporary prohibition on rental housing price gouging as well as temporary restrictions on tenant evictions. By its own terms, the Ordinance remained in effect until April 18, 2018.

This urgency ordinance would amend Section 10-44.040 to extend the term of the prohibition on rental housing price gouging and the restrictions on tenant evictions through December 4, 2018. Under the City Charter, five affirmative votes are necessary to adopt an urgency ordinance

RECOMMENDATION: Pursuant to Council request, it is recommended by the City Attorney that the Council consider adoption of an urgency ordinance to amend Section 10-44.040 of the Santa Rosa City Code, to

extend the term of the City's prohibition on rental housing price gouging through December 4, 2018.

Attachments: [Staff Report](#)
[Ordinance](#)
[Presentation \(Added 5.8.18\)](#)

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** QUARTERLY BOARDS, COMMISSIONS AND COMMITTEES
ATTENDANCE REPORT - Provided for information.

Attachments: [Report](#)

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. Each speaker will be allowed 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: [List](#)

*Did not appear on the preliminary agenda.

**Quasi-judicial or adjudicative action.

City Council

MAY 8, 2018

The City of Santa Rosa does not discriminate on the basis of disability in the admissions or access to, or treatment of or employment in, its programs or activities. Disability-related aids or services, including printed information in alternate formats, to enable persons with disabilities to participate in public meetings are available by contacting the City Clerk Office at 543-3015 or cityclerk@srcity.org one week prior to the meeting. TDD 543-3063

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.