

City of Santa Rosa

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

CITY COUNCIL REGULAR MEETING AGENDA AND SUMMARY REPORT JULY 21, 2020

12:30 P.M. - CLOSED SESSION (VIDEO CONFERENCE)

1:00 P.M. - STUDY SESSION (VIDEO CONFERENCE)

4:00 P.M. - REGULAR SESSION (VIDEO CONFERENCE)

DUE TO THE PROVISIONS OF THE GOVERNOR'S EXECUTIVE ORDERS N-25-20 AND N-29-20 WHICH SUSPEND CERTAIN REQUIREMENTS OF THE BROWN ACT, AND THE ORDER OF THE HEALTH OFFICER OF THE COUNTY OF SONOMA TO SHELTER IN PLACE TO MINIMIZE THE SPREAD OF COVID-19, THE CITY COUNCIL MEMBERS WILL BE PARTICIPATING VIA ZOOM WEBINAR.

MEMBERS OF THE PUBLIC CAN PARTICIPATE IN THE MEETING BY VISITING HTTPS://SRCITY-ORG.ZOOM.US/J/91358340461 OR BY DIALING 877-853-5257 AND ENTER WEBINAR ID: 913 5834 0461

THE MEETING WILL BE LIVE STREAMED AT
HTTPS://SANTA-ROSA.LEGISTAR.COM/CALENDAR.
CLICK ON THE "IN PROGRESS" LINK TO VIEW.
THE MEETING CAN ALSO BE VIEWED ON COMCAST CHANNEL 28,
AT&T U-VERSE CHANNEL 99, AND AT
HTTPS://WWW.YOUTUBE.COM/CITYOFSANTAROSA

Public Comment may be submitted by 5:00 pm, the Monday before the City Council Meeting via e-mail at cc-comment@srcity.org, recorded voice message at 707-543-3005, and through the eComment feature at https://santa-rosa.legistar.com. E-mail public comments and eComments will be read into record (up to 3 minutes each) during the meeting. Recorded voice message public comments (up to 3 minutes each) will be played at the time that Agenda Item is discussed during the City Council Meeting.

DEADLINES AND ADDITIONAL INSTRUCTION FOR PUBLIC COMMENT ARE SET FORTH BELOW.

COUNCIL MAY RECESS DURING THE EVENING FOR BREAK(S). PUBLIC HEARING MATTERS WILL BEGIN NO EARLIER THAN 5:00 P.M.

MATTERS ON THE AGENDA MAY BE TAKEN OUT OF ORDER

PUBLIC COMMENTS:

Live Public Comment: The public accessing the meeting through the Zoom link or dial-in will be able to provide public comment on agenda items at the time an Agenda Item is discussed during the City Council Meeting. Go to https://srcity.org/virtualparticipation for more information.

E-mail Public Comment: To submit an e-mailed public comment to the City Council, please send to: cc-comment@srcity.org by 5:00 p.m., Monday, July 20, 2020. Identify in the subject line of your e-mail the Agenda Item Number on which you wish to comment, provide your name in the body of the e-mail and your comment. Please limit your e-mail to approximately 400 words (which is a speaking rate of 133 words per minute).

Recorded Voice Message Public Comment: To submit a voice message public comment, please call 707-543-3005 by 5:00 p.m., Monday, July 20, 2020.. State your name, the Agenda Item Number(s) on which you wish to comment, and your comment. Recordings will be limited to 3 minutes.

eComment: To submit an eComment, go to https://santa-rosa.legistar.com and click the eComment link near the agenda link. eComment period will close at 5:00 p.m., Monday, July 20, 2020.

E-mail comments, recorded voice message comments, and eComments will be read into record or played (up to 3 minutes each) at the time that Agenda Item is discussed during the City Council Meeting.

Recorded public comments on public hearing items may be played at the time when the hearing is opened.

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. Comments from the public on non-agenda items, are regularly heard under both Agenda Items 13 (first ten speakers) and 17 (any additional speakers wishing to speak on non-agenda items).

For this meeting, e-mail and recorded public comments, and eComments on non-agenda items may only be heard under Agenda Item 17.

12:30 P.M. (VIDEO CONFERENCE)

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 - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: one potential case (Claim of Argelio Giron)

RECESS CLOSED SESSION(S) AND RECONVENE TO OPEN SESSION VIA VIDEO CONFERENCE.

1:00 P.M. (VIDEO CONFERENCE)

3. STUDY SESSION

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

3.1 US HIGHWAY 101 - BICYCLE AND PEDESTRIAN BRIDGE OVERCROSSING

The US Highway 101 - Bicycle and Pedestrian Overcrossing project would construct a 17-foot wide bicycle/pedestrian Americans with Disabilities Act (ADA) compliant Class I shared-use bridge over US

Highway 101, south of Steele Lane and north of College Avenue. This study session is provided for the Council's information and no action will be taken. The Council will have the opportunity to ask questions, discuss, and provide feedback to staff and the City's Environmental Consultant.

<u>Attachments:</u> Staff Report

Attachment - IS/MND

Presentation

3.2 WIRELESS SMALL CELL DEPLOYMENT ON CITY OWNED STREET LIGHTS AND JOINT UTILITY POLES

The purpose of this study session is to provide an update regarding the current and future deployment of wireless small cell facilities within the City limits, as well as potential future modifications to cellular facility codes and polices intended to address community concerns.

Attachments: Staff Report

Presentation

Public Correspondence

Late Public Correspondence (Uploaded 7-20-2020).pdf

4:00 P.M. (VIDEO CONFERENCE)

- 4. ANNOUNCEMENT OF ROLL CALL
- 5. REPORT, IF ANY, ON STUDY AND CLOSED SESSIONS
- 6. PROCLAMATIONS/PRESENTATIONS NONE.

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.

7.2 COVID-19 RESPONSE UPDATE

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

7.3 COMMUNITY EMPOWERMENT PLAN 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 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 Home Sonoma County (HSC)
 - 10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES - NONE.

12. CONSENT ITEMS

12.1 MOTION - AUTHORITY TO ISSUE DESIGN-BUILD REQUEST FOR PROPOSALS FOR SAM JONES HALL, 4020 FINLEY AVENUE

RECOMMENDATION: It is recommended by the Department of Transportation and Public Works that the Council, by motion, pursuant to Section 3-60.130 of the Santa Rosa City Code, approve use of the Design-Build procurement method for an expedited, shelter expansion at Sam Jones Hall, 4020 Finley Avenue as in the best interests of the City.

<u>Attachments:</u> Staff Report

Attachment - Map

Presentation

12.2 MOTION - RECEIVE GENERAL PLAN ANNUAL REVIEW 2019 REPORT

RECOMMENDATION: It is recommended by the Planning and Economic Development Department and the Planning Commission that the Council, by motion, receive the General Plan Annual Review 2019, Growth Management Program, and Inclusionary Housing Ordinance Report.

Attachments: Staff Report

Attachment 1 - 2019 General Plan Annual Review Report.r

Presentation

12.3 RESOLUTION - AUTHORIZING THE CHIEF OF POLICE, OR DESIGNEE, TO ACCEPT GRANT FUNDING FROM THE STATE OF CALIFORNIA ALCOHOLIC BEVERAGE CONTROL GRANT ASSISTANCE PROGRAM IN THE AMOUNT OF \$46,722 AND EXECUTE RELATED DOCUMENTS; AND AUTHORIZE THE CHIEF

FINANCIAL OFFICER TO ESTABLISH A PROJECT KEY AND APPROPRIATE \$46,722 INTO SUCH ACCOUNT

RECOMMENDATION: It is recommended by the Police Department that the Council, by resolution, authorize the Chief of Police, or designee, to accept the grant award from the California Department of Alcoholic Beverage Control available annually as part of the Alcohol Policing Partnership in the amount of \$46,722 and approve and execute all related award documents required for receiving such funds pursuant to the terms and conditions of the California Department of Alcoholic Beverage Control.

Attachments: Staff Report

Resolution Presentation

12.4 RESOLUTION - APPROVAL OF TWO ANTENNA SITE LEASE AGREEMENTS WITH SBA TOWERS V, LLC AND BETHLEHEM TOWER AFFORDABLE LP

RECOMMENDATION: It is recommended by the Police Department that the Council, by two separate resolutions, approve and authorize the City Manager to execute, subject to approval as to form by the City Attorney: 1) an Antenna Site Agreement with SBA Towers V, LLC for a term of five (5) years with the option to automatically renew for four (4) additional terms of five (5) years at two thousand five hundred dollars (\$2,500.00) a month with a five percent (5%) yearly increase; and 2) an Antenna Site Lease Agreement with Bethlehem Towers Affordable LP for a term of sixty (60) calendar months with the option to automatically renew for one (60) calendar month term followed by an automatic month-to-month lease at two thousand five hundred dollars (\$2,500.00) a month with a five percent (5%) yearly increase.

Attachments: Staff Report

Resolution 1 - SBC Towers Site Agreement

Exhibit A - SBA Towers Antenna Site Agreement

Resolution 2 - Bethlehem Towers Site Agreement

Exhibit A - Bethlehem Towers Angenna Site Agreement

Presentation

12.5 RESOLUTION - AWARD OF BLANKET PURCHASE ORDER AND 3-YEAR EQUIPMENT STANDARDIZATION FOR THE PURCHASE OF EQUIPMENT FOR PREVIOUSLY PURCHASED 2020 FORD POLICE INTERCEPTOR SUVS

RECOMMENDATION: It is recommended by the Transportation and Public Works and Finance Departments that the Council, by resolution, approve 1) an award of a Blanket Purchase Order in an amount not to exceed \$275,000 to Strommel Inc., dba Lehr Auto Electric, Sacramento, California to provide equipment to be used in 2020 Ford Police Interceptor SUVs previously purchased by the City; and 2) a three-year standardization of such equipment from manufacturers Havis, Setina, and/or Whelen. No local bidder responded to the Invitation for Bids.

<u>Attachments:</u> Staff Report

Resolution

Exhibit A - Bid Response

Presentation

12.6 RESOLUTION - APPROVING THE PROJECT LIST FOR THE FISCAL YEAR 2020-21 STATE OF GOOD REPAIR PROGRAM

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve the SB1 State of Good Repair Project List for Fiscal Year 2020-21 for preventative maintenance, and authorize the Director of Transportation and Public Works or his designee to request the City's allocated Fiscal Year 2020-21 State of Good Repair funding in the amount of \$25,473 from the California Department of Transportation.

Attachments: Staff Report

Resolution
Exhibit A
Presentation

12.7 RESOLUTION - ADOPTION OF AN EXTENSION AGREEMENT EXTENDING THE MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 2 - FIREFIGHTING, REPRESENTED BY THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS (IAFF), LOCAL 1401 EFFECTIVE

JULY 1, 2020 THROUGH DECEMBER 31, 2020

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, adopt the Extension Agreement Between the City of Santa Rosa and Santa Rosa Fire Fighters, Local 1401 for and on Behalf of the Employees in the City's Unit #2 - Fire Fighters, extending the Memorandum of Understanding by one year and effective July 1, 2020 through June 30, 2021.

<u>Attachments:</u> <u>Staff Report</u>

Resolution
Exhibit A
Presentation

12.8 RESOLUTION - ADOPTION OF AN EXTENSION AGREEMENT EXTENDING THE MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 9 - POLICE SAFETY MANAGEMENT, REPRESENTED BY THE SANTA ROSA POLICE MANAGEMENT ASSOCIATION EFFECTIVE JULY 1, 2020 THROUGH DECEMBER 31, 2020

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, adopt the Extension Agreement Between the City of Santa Rosa and Santa Rosa Police Management Association for and on Behalf of the Employees in the City's Unit #9 - Police Safety Management, extending the Memorandum of Understanding by six months and effective July 1, 2020 through December 31, 2020.

<u>Attachments:</u> Staff Report

Resolution
Exhibit A
Presentation

12.9 RESOLUTION - ADOPTION OF AN EXTENSION AGREEMENT EXTENDING THE MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 9 - FIRE SAFETY MANAGEMENT, REPRESENTED BY THE SANTA ROSA POLICE MANAGEMENT ASSOCIATION EFFECTIVE

JULY 1, 2020 THROUGH JUNE 30, 2021

RECOMMENDATION: It is recommended by the Human Resources Department and the City Manager's Office that the Council, by resolution, adopt the Extension Agreement Between the City of Santa Rosa and Santa Rosa Police Management Association for and on Behalf of the Employees in the City's Unit #9 - Fire Safety Management, extending the Memorandum of Understanding by one year and effective July 1, 2020 through June 30, 2021.

Attachments: Staff Report

Resolution
Exhibit A
Presentation

12.10 RESOLUTION - TERMINATION OF PROCLAMATION OF LOCAL EMERGENCY DUE TO THE 2017 TUBBS FIRE

RECOMMENDATION: It is recommended by the City Attorney's Office that the Council, by resolution, terminate the Proclamation of Existence of a Local Emergency, first proclaimed on October 9, 2017 and extended since that time, relating to the 2017 wildfires.

Attachments: Staff Report

Attachment 1 - RES-2017-201

Resolution - Termination of Tubbs Emergency

Presentation

12.11 RESOLUTION - TERMINATION OF PROCLAMATION OF LOCAL EMERGENCY DUE TO THE 2019 KINCADE FIRE

RECOMMENDATION: It is recommended by the City Attorney's Office that the Council, by resolution, terminate the Proclamation of Existence of a Local Emergency, first proclaimed on October 27, 2019 and extended since that time relating to the 2019 Kincade Fire.

Attachments: Staff Report

Attachment 2 - RES-2019-157

Resolution - Termination of Kincade Emergency

Presentation

12.12 RESOLUTION - EXTENSION OF PROCLAMATION OF EXISTENCE OF A LOCAL EMERGENCY RELATING TO THE THREAT TO COMMUNITY HEALTH POSED BY COVID-19

RECOMMENDATION: It is recommended by the City Attorney's Office that the Council, by resolution, declare that the proclamation of a state of local emergency within the City of Santa Rosa has been and remains in full force and effect without interruption.

Attachments: Resolution

12.13 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 Presentation

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 is normally limited to ten speakers selected randomly by the Mayor. For this meeting, e-mail and recorded public comments, and eComments received for non-agenda items may be played under Agenda Item 17. E-mail and recorded public comments, and eComments are limited to 3 minutes to mirror regular meeting protocols.

14. REPORT ITEMS

14.1 REPORT - FISCAL YEAR-END APPROPRIATION FOR COVID-19 AND PG&E PSPS RELATED EXPENDITURES

BACKGROUND: When emergencies occur, especially those requiring a declaration of local emergency, staff will open certain unique project

accounts against which departments charge expenditures related to the emergency. These project accounts do not have appropriations to offset the expenditures, creating a negative balance, and negative balances must be corrected during the fiscal year-end process.

Based on the City's experiences with the Tubbs Fire, staff uses unique project accounts to pay for emergency expenditures. This practice makes it easier to isolate emergency-related expenditures for potential reimbursement documentation. However, due to the unforeseen nature of emergencies, these projects do not have budget appropriations, and the expenditures result in negative balances. These negative balances must be fixed during the year-end close process.

This item requests an appropriation of \$1.885 million from the General Fund reserves to offset unbudgeted emergency costs due to the COVID-19 pandemic and six PG&E PSPS events. The COVID-19 related expenditures, totaling approximately \$1.75 million of these expenditures, are expenditures the City will seek reimbursement for under the FEMA Public Assistance program.

RECOMMENDATION: It is recommended by the Finance Department that the City Council, by resolution, increase appropriations from the General Fund reserves to offset negative account balances related to the City's response to PG&E's Public Safety Power Shutoff (PSPS) events and the COVID-19 pandemic.

Attachments: Staff Report

Resolution Presentation

14.2 REPORT - REVENUE BALLOT MEASURE

BACKGROUND: Over the years the City has asked the voters to approve additional Transaction and Use Taxes to augment City services, or to provide additional revenue in times of financial crisis. General tax measures require approval by a simple majority of voters, and may be used for any service provided by the City through its General Fund. Special taxes require a two-thirds majority approval from the voters, and may only be used for specified purposes. The revenue

generated by special taxes go to Special Revenue Funds and are completely separate from the General Fund. Here are the three tax measures approved by voters that are currently in place:

- In 2004, voters approved a special public safety tax to pay for additional Police, Fire, and Violence Prevention (Gang Prevention) services. This tax is scheduled to end in 2025.
- In 2010, during the Great Recession, voters approved a general tax to maintain City services in light of extensive budget reductions. This tax was extended in 2016, and will now expire in 2027.
- After the 2017 Tubbs fire, a general tax was approved by voters in 2018 to help build back reserves and continue services as the City's structural deficit continued to grow. This measure is also set to expire in 2025.

RECOMMENDATION: It is recommended by the Finance Department that the City Council (1) introduce an ordinance to add chapter 3-30 to the Santa Rosa City Code consolidating and extending the City's two general quarter-cent Transaction and Use Taxes into one half cent Transaction and Use Tax, and (2) approve a resolution ordering the submission of a ballot measure to seek voter approval of that ordinance at the November 3, 2020, General Municipal Election and directing related actions.

<u>Attachments:</u> Staff Report

Resolution
Ordinance
Presentation

REVISED Presentation (Uploaded 7-20-2020)

15. PUBLIC HEARINGS

Public Hearing matters will begin no earlier than 5:00 p.m. or as soon thereafter as the matters are reached on the agenda.

15.1 PUBLIC HEARING - SANTA ROSA FIRE DEPARTMENT ANNUAL WEED ABATEMENT PROGRAM REPORT

BACKGROUND: Santa Rosa City Code section, Chapter 9.08 requires a public hearing to hear objections to the cost of weeds and/or rubbish abatement. The City Council grants or overrules such protests.

The City Council, by resolution, may confirm the itemized report of the costs of abatement. The City Council authorizes the Santa Rosa Fire Department, County Auditor and Tax Collector to enact a special assessment as a lien upon respective parcels subject to the Weed and Rubbish Abatement Program.

RECOMMENDATION: It is recommended by the Santa Rosa Fire Department that the Council, by resolution, confirm the itemized report of the Fire Department of the cost of weed and rubbish abatement as provided for in Sections 9-08.020, 9-08.080, and 9-08.090 of the Santa Rosa City Code.

<u>Attachments:</u> Staff Report

<u>Attachment 1 - Weed Abatement Summary</u>

Resolution

Exhibit A - Unpaid Weed Abatement Report

<u>Presentation</u>

16. WRITTEN COMMUNICATIONS - NONE.

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. E-mail and recorded public comments, and eComments are limited to 3 minutes to mirror normal meeting protocols.

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

<u>Attachments:</u> <u>Upcoming Meetings List</u>

*Did not appear on the preliminary agenda.

**Quasi-judicial or adjudicative action.

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. Requests should be submitted as far in advance as possible, but no later than two business days before the scheduled 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.