



City of Santa Rosa

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

City Council Regular Meeting Minutes - Final

Tuesday, July 11, 2023

3:30 PM

1. CALL TO ORDER AND ROLL CALL

Mayor N. Rogers called the meeting to order at 4:11 p.m.

Present: 5 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Mark Stapp

Absent: 2 - Council Member Eddie Alvarez, and Council Member Chris Rogers

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS

No public comments were made.

Mayor N. Rogers recessed the meeting to closed session at 4:13 p.m. to discuss Item 2.1 as listed on the agenda.

2.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: one potential case

This item was received and filed.

Mayor N. Rogers adjourned closed session at 4:25 p.m. and reconvened the meeting to open session at 4:26 p.m.

3. STUDY SESSION - NONE.

4. ANNOUNCEMENT OF ROLL CALL (IF NEEDED)

Present: 5 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Victoria Fleming, Council Member Jeff Okrepkie, and Council Member Mark Stapp

Absent: 2 - Council Member Eddie Alvarez, and Council Member Chris Rogers

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

Sue Gallagher, City Attorney, reported on Item 2.1 that Council discussed and received information on the item and no final action was taken.

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION - ALAN SILOW

Attachments: [Proclamation](#)

Council Member Stapp read and presented the proclamation to Alan Silow.

Alan Silow provided a brief comment related to the proclamation and the importance of making a difference in the community he serves through his years at the Santa Rosa Symphony.

No public comments were made.

6.2 PROCLAMATION - PARKS MAKE LIFE BETTER MONTH

Attachments: [Proclamation](#)

Council Member Fleming read and presented the proclamation to Jen Santos, Deputy Director - Parks.

Jen Santos, Deputy Director - Parks, provided a brief comment.

No public comments were made.

7. STAFF BRIEFINGS

7.1 COMMUNITY EMPOWERMENT PLAN UPDATE

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

Lon Peterson, Chief Communications and Intergovernmental Relations Officer, provided a brief report on recruitment efforts.

This item was received and filed.

7.2 PARK A MONTH PROGRAM UPDATE

Parks and Recreation Department staff will present a brief update on the Park a Month Program. No action will be taken except for possible direction to staff.

Attachments: [Presentation](#)
[Late Correspondence \(Uploaded 07-17-2023\)](#)

Jen Santos, Deputy Director - Parks, presented and answered questions from Council.

This item was received and filed.

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 June 2023 as well as provide a summary of pending litigation against the City.

Attachments: [Litigation Report](#)

Sue Gallagher, City Attorney, reported the settlement in Pelayo vs. Utility Partners of America, as reported at the last meeting and now published on the settlement list attached to the agenda, has been affirmed by the Courts, and there are 26 pending litigation cases.

No public comments were made.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

None.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

Council Member Alvarez joined the meeting at 5:01 p.m, and Council Member Rogers joined at 5:02 p.m.

Present: 7 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, Council Member Chris Rogers, and Council Member Mark Stapp

Mayor N. Rogers reported that Congressman Thompson and Congressman Jared Huffman announced that the City of Santa Rosa received a \$10 million grant from the Bi-Partisan Infrastructure Law to put new American-built buses on the road and improve transit services.

Council Member Stapp provided a brief report on recent community events attended.

Council Member Okrepkie provided a brief report on events recently attended.

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 C. Rogers provided a brief report on the Climate Action Subcommittee.

Mayor N. Rogers announced that Council Member Okrepkie will be the chair of the Public Safety Subcommittee.

10.1.2 Sonoma County Transportation Authority/Regional Climate Protection Authority (SCTA/RCPA)

Council Member C. Rogers provided a brief report.

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

Council Member Stapp provided a brief report.

10.1.6 Sonoma Clean Power Authority (SCPA)

Council Member C. Rogers provided a brief report.

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 Continuum of Care (CoC)

10.1.10 Renewal Enterprise District (RED)

10.1.11 Public Safety Subcommittee

10.1.12 Other

11. APPROVAL OF MINUTES

No public comments were made.

11.1 June 6, 2023, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

Approved as submitted.

11.2 June 20, 2023, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

Approved as submitted.

12. CONSENT ITEMS

Megan Basinger, Housing and Community Services Director, answered questions related to Items 12.1 and 12.17.

John Cregan, Police Chief and Dan Marincik, Police Captain, answered questions related to Item 12.5.

PUBLIC COMMENT:

JoAnn Jones spoke in support of Item 12.17 and expressed gratitude for Council's work on this item.

Tom LaPenna spoke in support of Item 12.17 and suggested the removal of the in-place transfer component.

Margaret DeMatteo, Legal Aid of Sonoma County, spoke in support of Item 12.17.

Approval of the Consent Agenda

A motion was made by Vice Mayor MacDonald, seconded by Council Member Alvarez, to waive reading of the text and adopt Consent Items 12.1 through 12.9, with amendments to Item 12.7, and Items 12.11 through 12.17.

The motion carried by the following vote:

Yes: 7 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, Council Member Chris Rogers, and Council Member Mark Stapp

12.1 MOTION - AUTHORITY TO ISSUE DESIGN-BUILD REQUEST FOR PROPOSALS FOR SAMUEL L. JONES HALL HOMELESS SHELTER PHASE 2 IMPROVEMENTS

RECOMMENDATION: It is recommended by the Transportation and Public Works Department and the Housing and Community Services Department that the Council, by motion, approve the use of the Design-Build procurement method as in the best interest of the City and authorize issuance of a Request for Proposals for the Samuel L. Jones Hall Homeless Shelter Phase 2 Improvements project.

Attachments: [Staff Report](#)

This Consent - Motion was approved.

12.2 MOTION - CONTRACT AWARD FOR SANTA ROSA PAVEMENT MAINTENANCE 2023

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by motion, award Contract No. C02424, Santa Rosa Pavement Maintenance 2023, in the amount of \$2,698,573 to the lowest responsible bidder, Pavement Coating Co. of Sacramento, California, approve a 10% contract contingency, and authorize a total contract amount of \$2,968,430.30.

Attachments: [Staff Report](#)
[Attachment 1 - Location Map](#)
[Attachment 2 - Summary of Bids](#)

This Consent - Motion was approved.

12.3 RESOLUTION - APPROVAL PROFESSIONAL SERVICES AGREEMENT NUMBER F002619 FOR FEDERAL LEGISLATIVE ADVOCACY SERVICES WITH HROD, INC. DBA MMO PARTNERS

RECOMMENDATION: It is recommended by the Communications & Intergovernmental Relations Office that the Council, by resolution, approve the Professional Services Agreement Number F002619 with HROD, Inc. dba MMO Partners of Washington, D.C., for a five-year contract, an annual rate of compensation of \$117,600 for a total amount not to exceed \$588,000 for federal legislative advocacy efforts, including policy development and funding for the Council's federal legislative priorities.

Attachments: [Staff Report](#)
 [Resolution](#)
 [Exhibit A](#)
 [Late Correspondence \(Uploaded 07-17-2023\)](#)

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-112 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A PROFESSIONAL SERVICES AGREEMENT NUMBER F002619 WITH HROD, INC. DBA MMO PARTNERS

12.4 RESOLUTION - ACCEPTANCE AND APPROPRIATION OF THE STATE OF CALIFORNIA'S BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY ENCAMPMENT RESOLUTION FUNDING GRANT OF \$3.88 MILLION

RECOMMENDATION: It is recommended by the Housing and Community Services Department that the Council, by resolution: 1) accept and appropriate the State of California's Business, Consumer Services and Housing Agency (BCSH) Encampment Resolution Funding (ERF) Program grant in the amount of \$3,883,032.30 to provide comprehensive services for individuals residing in encampments in the Southwest and Southeast areas of the City; 2) authorize the City Manager to execute a Standard Agreement with BCSH and any related documents require to secure the award and participate in the program; and 3) authorize the Director of Housing and Community Services to execute any necessary additional agreements and/or any related documents for projects funded by the grant.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-113 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ACCEPTING AND APPROPRIATING THE STATE OF CALIFORNIA'S BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY (BCSH) ENCAMPMENT RESOLUTION FUNDING GRANT IN THE AMOUNT OF \$3,833,032.30; AUTHORIZING THE CITY MANAGER TO EXECUTE A STANDARD AGREEMENT WITH BCSH; AND AUTHORIZING THE DIRECTOR OF HOUSING AND COMMUNITY SERVICES TO EXECUTE AGREEMENTS AND ANY RELATED DOCUMENTS FOR THE PROJECTS FUNDED BY THE GRANT

12.5 RESOLUTION - COOPERATIVE PURCHASE OF ONE MOBILE HOSTAGE NEGOTIATION UNIT FROM LDV, INC.

RECOMMENDATION: It is recommended by the Police Department that the Council, by resolution: 1) approve the purchase of one Ford E-450 Cutaway Base SD chassis and selected components for use as a mobile hostage negotiation unit from LDV, Inc., Burlington, Wisconsin in an amount not to exceed \$313,520.19; 2) approve the use of cooperative purchasing through the Houston-Galveston Area Council (H-GAC) Contract Number AM10-20; and 3) delegate authority to the City Manager or designee to execute any purchase orders agreements, amendments, or any other documents necessary to facilitate the purchase.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-114 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER FOR ONE FORD E-450 CUTAWAY BASE SD CHASSIS AND SELECTED COMPONENTS FOR USE AS A MOBILE HOSTAGE NEGOTIATION UNIT FROM LDV, INC. UNDER A HOUSTON-GALVESTON AREA COUNCIL (H-GAC) COOPERATIVE AGREEMENT (CONTRACT NUMBER AM10-20) IN AN AMOUNT NOT TO EXCEED \$313,520.19 UTILIZING FUNDING AWARDED FROM THE DEPARTMENT OF HEALTH CARE SERVICES GRANT

12.6 RESOLUTION - COOPERATIVE PURCHASE OF FIVE REPLACEMENT TRANSIT AND PARATRANSIT CUTAWAY VEHICLES

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution: 1) approve the Assignment to Purchase Agreement for the purchase of five replacement transit and paratransit cutaway vehicles under the CalACT-MBTA Joint Procurement Cooperative Contract No. 20-01 from Creative Bus Sales, Inc.; 2) authorize the Purchasing Agent to issue a purchase order to Creative Bus Sales, Inc. for the purchase for a total not to exceed \$1,023,437; and 3) authorize the Assistant City Manager

to execute all documents necessary to effect the purchase, subject to approval as to form by the City Attorney.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-115 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A COOPERATIVE PURCHASE UNDER THE CALACT-MBTA JOINT PROCUREMENT COOPERATIVE CONTRACT NO. 20-01 OF FIVE REPLACEMENT CUTAWAY VEHICLES FROM CREATIVE BUS SALES, INC. FOR A TOTAL AMOUNT NOT TO EXCEED \$1,023.437

12.7 RESOLUTION - ACCEPTANCE AND APPROPRIATION OF GRANT FUNDS FROM CALIFORNIA STATE LIBRARY TARGETED STATE GRANTS FOR CONSTRUCTION OF THE PERMANENT LIBRARY WITHIN THE HEARN COMMUNITY HUB PROJECT

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution: 1) accept a grant award from the California State Library Targeted State Grants for construction of the new permanent library within the Hearn Community Hub project in the amount of \$5,000,000; 2) authorize the Assistant City Manager, or designee, to execute all related documents required for receiving such funds; and 3) authorize the Chief Financial Officer to increase appropriations to account number 17662 by the amount of the grant award.

Attachments: [Staff Report](#)
 [Staff Report Redlined \(Uploaded 07-11-2023\)](#)
 [Staff Report Final \(Uploaded 07-11-2023\)](#)
 [Resolution](#)
 [Resolution Redlined \(Uploaded 07-11-2023\)](#)
 [Resolution Final \(Uploaded 07-11-2023\)](#)
 [Late Correspondence \(Uploaded 07-17-2023\)](#)

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-116 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ACCEPTING A GRANT AWARD FROM THE CALIFORNIA STATE LIBRARY TARGETED STATE GRANT; AUTHORIZE THE ASSISTANT CITY MANAGER, OR DESIGNEE, TO EXECUTE REQUIRED DOCUMENTS; AND AUTHORIZE THE CHIEF

FINANCIAL OFFICER TO APPROPRIATE GRANT FUNDS (AS AMENDED)

12.8 RESOLUTION - SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F002544 WITH KIMZIN CREATIVE LLC FOR ASSISTANCE WITH THE CITY'S PUBLIC ART PROGRAM

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the Second Amendment to Professional Services Agreement Number F002544 with Kimzin Creative LLC, to extend arts and equity consulting services for the Public Art Program through December 31, 2024, and increase compensation in the amount of \$66,000 for a total amount not to exceed \$156,000.

Attachments: [Staff Report](#)
 [Resolution](#)
 [Exhibit A - Second Amendment to PSA F002544](#)

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-117 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE SECOND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT NUMBER F002544 WITH KIMZIN CREATIVE LLC

12.9 RESOLUTION - FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F002578 WITH DAVID TAUSSIG AND ASSOCIATES, INC., DBA DTA

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the First Amendment to Professional Services Agreement Number F002578 with David Taussig and Associates, Inc., dba DTA, Newport Beach, California, to extend Enhanced Infrastructure Financing District services for the City of Santa Rosa through December 31, 2024, increase compensation in the amount of \$102,000 for a total amount not to exceed \$151,500, and update the original scope of work.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-118 ENTITLED: RESOLUTION OF THE

COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT NO. F002578 WITH DAVID TAUSSIG AND ASSOCIATES, INC., DBA DTA

- 12.10 RESOLUTION - THIRD AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT F002334 WITH BELINDA M. FERNANDEZ, DBA STUDIO B (THIS ITEM HAS BEEN CONTINUED TO A DATE UNCERTAIN)**

RECOMMENDATION: It is recommended by the Planning and Economic Development Department that the Council, by resolution, approve the Third Amendment to Professional Services Agreement Number F002334 with Belinda M. Fernandez, DBA Studio B, to extend visitor focused marketing and brand management services for the Economic Development Division through June 30, 2026, increase compensation in the amount of \$210,000 over three years at \$70,000 per fiscal year for a total amount not to exceed \$462,000, and update the original scope of work.

This item was continued to a date uncertain.

- 12.11 RESOLUTION - AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 165561 WITH EMERGENCY EQUIPMENT MANAGEMENT, INC.**

RECOMMENDATION: It is recommended by the Fire and Finance Departments that the Council, by resolution, approve an Amendment to Blanket Purchase Order Number 165561 with Emergency Equipment Management, Inc., Petaluma, California, for Class B uniforms, to extend for a one-year period with a 5% increase in unit price, and increase compensation by \$30,000 for a total cumulative not to exceed amount of \$104,000.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-119 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 165561 WITH EMERGENCY EQUIPMENT MANAGEMENT, INC.

- 12.12 RESOLUTION - RESOLUTION OF THE COUNCIL OF THE CITY OF**

SANTA ROSA AMENDMENT TO PURCHASE ORDER 164812 FOR ZOOM - THREE YEAR EXTENSION UNDER THE NASPO VALUEPOINT MASTER COOPERATIVE AGREEMENT AR2472 AND STATE OF CALIFORNIA PARTICIPATING ADDENDUM 7-17-70-40-05

RECOMMENDATION: It is recommended by the Information Technology (IT) and Finance Departments that the Council, by resolution, approve a Second Amendment to Blanket Purchase Order 164812 for a three-year extension under the current pricing from NASPO Valuepoint Master Cooperative Agreement AR2472 and State of California Participating Addendum Number 7-17-70-40-05 for Zoom licensing to Carahsoft, Inc., Reston, VA in the amount of \$155,895.30, plus a contingency amount of \$10,000, for a total not to exceed \$165,895.30, and a not to exceed a cumulative value of \$265,895.30.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-120 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A SECOND AMENDMENT TO PURCHASE ORDER NUMBER 164812 FOR ZOOM - THREE YEAR EXTENSION UNDER THE NASPO VALUEPOINT MASTER COOPERATIVE AGREEMENT AR2472 AND STATE OF CALIFORNIA PARTICIPATING ADDENDUM 7-17-70-40-05

12.13 RESOLUTION - THIRD AMENDMENT TO GENERAL SERVICES AGREEMENT NUMBER F000599 FOR ONE-YEAR EXTENSION WITH ACCELA, INC. FOR PLANNING AND DEVELOPMENT RELATED SERVICES

RECOMMENDATION: It is recommended by the Information Technology and Finance Departments, that the Council, by resolution, approve a Third Amendment to General Services Agreement Number F000599 with Accela, Inc., San Ramon, CA, for management of development-related permitting, inspections, and code enforcement services, data, and processes for a one-year extension, for a total renewal amount of \$171,348.85, and a total cumulative contract amount of \$1,774,741.81.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-121 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING A THIRD AMENDMENT TO AGREEMENT NUMBER F000599 WITH ACCELA, INC., SAN RAMON, CA, FOR A ONE-YEAR EXTENSION

12.14 RESOLUTION - APPROVAL OF AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 166038 WITH KONE INC. FOR ELEVATOR AND LIFT MAINTENANCE

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve an Amendment to Blanket Purchase Order Number 166038 for elevator and wheelchair lift maintenance with KONE Inc., Moline, Illinois, to increase compensation in the amount of \$75,000, for a total not to exceed amount of \$174,000.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-122 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 166038 WITH KONE INC. FOR ELEVATOR AND LIFT MAINTENANCE

12.15 RESOLUTION - APPROVAL OF AMENDMENT TO BLANKET PURCHASE ORDER 166742 WITH DAY MANAGEMENT CORPORATION, DBA DAY WIRELESS SYSTEMS, FOR MAINTENANCE, REPAIR, AND INSPECTION SERVICES FOR EXISTING COMMUNICATIONS EQUIPMENT

RECOMMENDATION: It is recommended by the Finance Department that the Council, by resolution, approve an amendment to Blanket Purchase Order Number 166742 with Day Management Corporation (DBA) Day Wireless Systems, Milwaukie, Oregon, for the maintenance, repair, and inspection services for existing communications equipment, to extend the term for one year with a 3% unit price increase, and increase compensation in the amount of \$123,000 for a total not to exceed amount of \$267,150.

Attachments: [Staff Report](#)
 [Attachment 1 - Cost Proposal](#)
 [Resolution](#)

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-123 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE AMENDMENT TO BLANKET PURCHASE ORDER NUMBER 166742 WITH DAY MANAGEMENT CORPORATION (DBA) DAY WIRELESS SYSTEMS, FOR MAINTENANCE, REPAIR, AND INSPECTION SERVICES FOR EXISTING COMMUNICATIONS EQUIPMENT

- 12.16** **RESOLUTION - APPOINTMENT OF INTERIM CITY ATTORNEY, ESTABLISHMENT OF COMPENSATION AND APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH BURKE, WILLIAMS, & SORENSEN, LLP**

RECOMMENDATION: It is recommended that the Council, by resolution: 1) appoint the law firm of Burke, Williams, & Sorensen, LLP to the office of Interim City Attorney; 2) approve a Professional Services Agreement with Burke, Williams, & Sorensen, LLP which designates Samantha W. Zutler as Interim City Attorney; and 3) introduce an ordinance to establish the compensation for the Interim City Attorney.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2023-124 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPOINTING AN INTERIM CITY ATTORNEY AND APPROVAL OF PROFESSIONAL SERVICES AGREEMENT WITH BURKE, WILLIAMS & SORENSEN, LLP

This Ordinance was introduced.

ORDINANCE ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SALARY AND OTHER COMPENSATION AND BENEFITS FOR THE LAW FIRM OF BURKE, WILLIAMS & SORENSEN, LLP AS INTERIM CITY ATTORNEY

- 12.17** **ORDINANCE ADOPTION - SECOND READING -ORDINANCE OF THE**

COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 6 OF THE SANTA ROSA CITY CODE CHAPTER 6-66 - RENT CONTROL - MOBILEHOMES TO SET CUMULATIVE LIMIT ON RENT INCREASES FOR COMBINED CALENDAR YEARS 2023 AND 2024

RECOMMENDATION: This ordinance, introduced at the June 20, 2023, Regular Meeting by a 7-0-0 vote, amends Title 6 of the Santa Rosa City Code Chapter 6-66 - Rent Control Mobilehomes, to set a cumulative limit on rent increases for combined calendar years 2023 and 2024.

Attachments: [Ordinance](#)
 [Ordinance - Redline \(Revised\)](#)
 [Ordinance - Final \(Revised\)](#)
 [Late Correspondence \(Uploaded 07-11-2023\)](#)
 [Late Correspondence \(Uploaded 07-17-2023\)](#)

This Consent - Ordinance was adopted on second reading.

ORDINANCE NO. ORD-2023-009 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 6 OF THE SANTA ROSA CITY CODE CHAPTER 6-66 - RENT CONTROL - MOBILEHOMES TO SET CUMULATIVE LIMIT ON RENT INCREASES FOR COMBINED CALENDAR YEARS 2023 AND 2024

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

Nathan Coogan spoke regarding concerns at Tanglewood Park and the need for dogs off-leash signage.

Eris Weaver, Sonoma County Bicycle Coalition, spoke in support of the newly completed 2-way protected cycle track on Armory and encouraged more of these cycle tracks in other higher traffic roads.

LATE CORRESPONDENCE

Attachments: [Late Correspondence \(Uploaded 07-11-2023\)](#)

14. REPORT ITEMS - NONE.

15. PUBLIC HEARINGS

****15.1** PUBLIC HEARING - TIERRA DE ROSAS APPEAL (EXT22-0019)

BACKGROUND: On March 23, 2023, the Planning Commission approved the Tierra de Rosas (fka Roseland Village) Tentative Map

Extension Request, by voting 5 ayes, 0 noes, and 2 absent. Tierra de Rosas tentative map would subdivide a 7.41-acre site into five lots with 175 multi-family units, including 75 affordable units, a 25,000-square-foot civic building, a 5,000-square-foot marketplace, and a 1-acre public plaza. The Planning Commission approval extended the period for filing the final map by one year, extending from December 25, 2022, to December 25, 2023. On March 30, 2023, the City Clerk received an appeal of the Planning Commission's decision stating that the project violated the recorded easement for parking and circulation.

RECOMMENDATION: It is recommended by the Planning Commission and the Planning and Economic Development Department that the Council, by resolution, deny the appeal and uphold the decision of the Planning Commission to approve a one-year time extension for the Tierra de Rosas Tentative Map to subdivide two parcels of approximately 7.41-acres into five lots at 665 and 883 Sebastopol Road.

Attachments: [Staff Report](#)
 [Attachment 1 - Disclosure Form](#)
 [Attachment 2 - Location Map](#)
 [Attachment 3 - Neighborhood Context Map](#)
 [Attachment 4 - Project Description](#)
 [Attachment 5 - Approved Tentative Map and Development Plans](#)
 [Attachment 6 - Tentative Map Resolution - City Council RES-2019-085](#)
 [Attachment 7 - Density Bonus Resolution - City Council RES-2019-086](#)
 [Attachment 8 - DAC Report](#)
 [Attachment 9 - Final Traffic Impact Study](#)
 [Attachment 10 - Mitote Food Park DRB - RESOLUTION 20-1009](#)
 [Attachment 11 - Casa Roseland Resolution City Council - RES-2021-138](#)
 [Attachment 12 - Extension Resolution PC-2023-007](#)
 [Attachment 13 - Appeal Form](#)
 [Attachment 14 - City Council Appeal Staff Report 2019-06-25](#)
 [Attachment 15 - County Counsel Legal Opinion](#)
 [Attachment 16 - County Counsel and Appellant Correspondence](#)
 [Attachment 17 - Superior Court of the State of California Sonoma County Verified Complaint](#)
 [Attachment 18 - Recorded Easement](#)
 [Attachment 19 - Appellant's Address to City Council Resolution](#)
 [Exhibit A and DAC Report Presentation](#)
 [Public Hearing Notice](#)
 [Late Correspondence \(Uploaded 07-11-2023\)](#)

There were no ex-parte disclosures by City Council.

Christian Candelaria, City Planner, and Amy Nicholson, Supervising Planner presented and answered questions from Council.

Karen Weeks, Chair of the Planning Commission, provided a brief summary of Planning Commission past action on this item.

John Paulsen, Appellant, presented.

Mayor N. Rogers opened the public hearing at 6:04 p.m.

Robert Nellessen, spoke in support of the appeal.

Satnam Walia, owner at 921 Sebastopol Road, spoke regarding parking concerns in this area for local businesses.

Ramon Meraz spoke in support of housing production in this area.

Joshua Shipper, Generation Housing, spoke in support of upholding the Planning Commission's decision and denying the appeal.

Margaret DeMatteo, Legal Aid Sonoma County, spoke in support of housing production in this area, upholding the Planning Commission's decision and denying the appeal.

Eris Weaver, Sonoma County Bicycle Coalition, spoke in support of other modes of transportation to reduce parking needs.

Mayor N. Rogers closed the public hearing at 6:19 p.m.

A motion was made by Council Member Alvarez, seconded by Council Member Fleming, to waive reading of the text and adopt

RESOLUTION NO. RES-2023-125 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA DENYING AN APPEAL AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION APPROVING A ONE-YEAR EXTENSION OF TIME FOR THE TENTATIVE MAP FOR THE TIERRA DE ROSAS FORMERLY KNOWN AS ROSELAND VILLAGE NEIGHBORHOOD CENTER SUBDIVISION LOCATED AT 665 AND 883 SEBASTOPOL ROAD, ASSESSOR'S PARCEL NUMBERS 125-111-037

AND 125-101-031, FILE NUMBER EXT22-0019

The motion carried by the following vote:

Yes: 7 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, Council Member Chris Rogers, and Council Member Mark Stapp

15.2 PUBLIC HEARING - A RESOLUTION OF NECESSITY FOR THE ACQUISITION BY EMINENT DOMAIN OF TEMPORARY EASEMENT AND FEE SIMPLE INTERESTS IN PORTIONS OF REAL PROPERTY COMMONLY KNOWN AS 1975 CLEVELAND AVENUE, APN 012-490-052, FOR THE HIGHWAY 101 BICYCLE AND PEDESTRIAN OVERCROSSING PROJECT

BACKGROUND: In line with the Council's goals to build and maintain sustainable infrastructure, acquisition of the above-described property interests will help facilitate closure of a gap in east-west bicycle and pedestrian travel caused by U.S. Highway 101 (Hwy 101) in the Santa Rosa Junior College (SRJC) area. The proposed bicycle & pedestrian overcrossing will facilitate bicyclists and pedestrians safely crossing over Hwy 101 while reducing vehicle and pedestrian conflict on College Avenue and Steele Lane and providing more opportunities for alternative transportation.

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council conduct a public hearing and adopt a Resolution of Necessity, by a two-thirds vote, declaring the necessity of acquisition, by eminent domain, of a fee simple interest (709 square feet) and a temporary construction easement interest (3,495 square feet) (collectively, the "Subject Property") in portions of certain real property, more particularly described as Assessor Parcel No. 012-490-052, for the Highway 101 Bicycle and Pedestrian Overcrossing Project ("Project") in the City of Santa Rosa, Sonoma County, California.

Attachments: [Staff Report](#)
 [Resolution](#)
 [Exhibit A - Legal Definitions](#)
 [Presentation](#)
 [Late Correspondence \(Uploaded 07-11-2023\)](#)

The City Clerk noted for the record that a proof of mailing of the

notice of the hearing to the affected property owner was mailed on June 14, 2023 and again on June 20, 2023.

Jill Scott, Real Estate Manager, and Adam Abel, Assistant City Attorney presented answered questions from Council.

Mayor N. Rogers opened the public hearing at 6:41 p.m.

Eric Weaver, Sonoma County Bicycle Coalition, spoke in support of Item 15.2.

Mayor N. Rogers closed the public hearing at 6:43 p.m.

A motion was made by Council Member C. Rogers, seconded by Council Member Okrepkie, to waive reading of the text and adopt

RESOLUTION NO. RES-2023-126 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A RESOLUTION OF NECESSITY FOR THE ACQUISITION BY EMINENT DOMAIN OF TEMPORARY EASEMENT AND FEE SIMPLE INTERESTS IN PORTIONS OF REAL PROPERTY, COMMONLY KNOWN AS 1975 CLEVELAND AVENUE AND MORE PARTICULARLY DESCRIBED AS ASSESSOR PARCEL NUMBER 012-490-052, FOR THE HIGHWAY 101 BICYCLE AND PEDESTRIAN OVERCROSSING PROJECT

The motion carried by the following vote:

Yes: 7 - Mayor Natalie Rogers, Vice Mayor Dianna MacDonald, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member Jeff Okrepkie, Council Member Chris Rogers, and Council Member Mark Stapp

16. WRITTEN COMMUNICATIONS - NONE.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

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

Mayor N. Rogers adjourned the meeting at 6:45 p.m. The next

regularly scheduled meeting will be held on July 25, 2023.

20. UPCOMING MEETINGS

20.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List](#)

Approved on: July 25, 2023

/s/ Dina Manis, City Clerk