



City of Santa Rosa

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

City Council Regular Meeting Minutes - Final

Tuesday, February 2, 2021

3:00 PM

1. CALL TO ORDER AND ROLL CALL

Mayor Rogers called the meeting to order at 3:00 p.m.

Present: 6 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, and Council Member Tom Schwedhelm

Absent: 1 - Council Member Jack Tibbetts

2. ANNOUNCEMENT OF CLOSED SESSION ITEMS - NONE.

3. STUDY SESSION

3.1 BENNETT VALLEY GOLF COURSE COMPLEX STUDY SESSION

It is recommended by the Transportation and Public Works Department and Real Estate Services that the Council hold a Study Session to receive information, ask questions, discuss and provide feedback and direction to staff regarding the future of the Bennett Valley Golf Course Complex.

Attachments: [Staff Report](#)
[Presentation](#)
[Late Correspondence \(Uploaded 2-2-2021\)](#)
[Late Correspondence \(Uploaded 2-4-2021\)](#)

Jill Scott, Real Estate Manager; Jen Santos, Deputy Director - Parks; Brian Hutcherson and Dough Main, CBRE Consulting Team, presented and answered questions from Council.

Assistant City Manager Jason Nutt answered questions from Council.

PUBLIC COMMENT

Steve Urbanek spoke in support of the existing operations at Bennett Valley Golf Course as a community asset, asked if Howarth and Finley parks are self supporting and stated he would like to see

more information from the current operator.

Luke Lindenbusch, Generation Housing, spoke in support of the process to identify the future of Bennett Valley Golf Course and encouraged the City to use a holistic approach to leverage public land.

Dan Galvin spoke on the popularity of the Bennett Valley Golf Course and in support of existing operations.

Gregory Fearon, Treasurer of Bennett Valley Golf Club, spoke on the history of the golf course and the error of looking at it as an enterprise fund.

Jim spoke on the presentation not being focused on how to make the golf course more profitable, the number of rounds currently played at the course, and for Council to consider how to protect the resource and improve the profitability of this asset in the community.

Brennen spoke in support of continuing the existing use of the golf course as an asset in the community.

Louis Capuano, President of Bennett Valley Golf Club, spoke on the club membership making up a significant amount of rounds played at the course, the course being voted as one of the best courses in the County and the course losing accreditation if it is lowered to a 9 or 12 hole course.

William Brooks submitted comment in opposition to closing the golf course and felt it is the best municipal course in the state.

Ed, Handicap Chairman for the North Bay Golf Club, submitted comment in support of keeping the course open.

Kenneth F. submitted comment in opposition to the golf course closing.

Paul Verder submitted comment in opposition to the course closing or turned into 9 or 12-hole course.

Tom submitted comment in support of the existing operations.

Council Member Tibbetts joined the meeting at 4:21 p.m.

Council provided direction to staff to pursue a contract for a consultant to perform a highest and best use (feasibility) analysis for the golf course and to bring back to Council action at a future meeting.

This item was received and filed.

4. ANNOUNCEMENT OF ROLL CALL

Present: 7 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

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

No report was provided.

6. PROCLAMATIONS/PRESENTATIONS - NONE.

7. STAFF BRIEFINGS

7.1 COVID-19 RESPONSE UPDATE

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

No report provided.

7.2 COMMUNITY EMPOWERMENT PLAN UPDATE

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

No report provided.

7.3 GLASS FIRE RECOVERY UPDATE

Staff will provide an update on the Glass Fire Recovery. No action will

be taken except for possible direction to staff.

Paul Lowenthal, Assistant Fire Marshall, provided a brief report on behalf of the Glass Fire Task Force; the deadline for right of entries and debris removal has been extended to February 15, 2021; and that the Watershed Task Force reported no significant issues after recent rain event.

PUBLIC COMMENT

Duane De Witt submitted comment on Items 7.1 and 7.2 requesting the City work with County to post information to the bulletin boards related to these items.

This item was received and filed.

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

City Attorney Gallagher provided an update on recent developments on eviction protections related to COVID-19, and reported a tentative ruling was found in the City's favor in the All-Electric Reach Code litigation, noting a final ruling has not yet been received.

PUBLIC COMMENT

Gregory Fearon spoke reporting the Board of Supervisors published their staff report eight days prior to the meeting.

9. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

No statements of abstention were made.

10. MAYOR'S/COUNCIL MEMBERS' REPORTS

Vice Mayor Rogers announced her appointment of Jeff Holton to the Planning Commission, Michael Burch to the Design Review Board, and Alvin Hamilton to the Cultural Heritage Board.

Council Member Tibbetts announced his appointment of Kristin Kiefer to the Art in Public Places Committee.

Mayor Rogers announced his appointment of Anna Stevens to the

General Plan Community Advisory Committee, he corrected his BPU Liaison Subcommittee appointments by adding Council Member Sawyer to the Subcommittee, and reported he represented on the MTC Blue Ribbon Commission for small transit operators.

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 Schwedhelm provided a brief report on the Water Advisory Committee and the Violence Prevention Partnership Subcommittee.

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)

Attachments: [Late Correspondence \(Uploaded 2-2-2021\)](#)

10.1.11 Public Safety Subcommittee

Council Member Fleming provided a brief report.

10.1.12 Other

10.2 SONOMA COUNTY MAYORS' AND COUNCIL MEMBERS' ASSOCIATION / CITY SELECTION COMMITTEE

City Attorney Gallagher reported Council needed to make a correction to action taken at the January 26, 2021, Regular meeting that made appointments to the Association of Bay Area Governments Executive Board.

- *10.2.1** The City Council will, by motion, provide corrective direction to the Mayor regarding letters of interest received for appointment to the following vacancies, which will be made by the Board of Directors of the Sonoma County Mayors' and Councilmembers' Association at its meeting on February 11, 2021:

1. Association of Bay Area Governments (ABAG) Executive Board, two positions, to fill vacated terms of Jake Mackenzie (June 2021) (Rohnert Park) (**MEMBER**) and Michael Carnacchi (June 2021) (Sebastopol) (**ALTERNATE**). Term would expire June 2021.
 - Letter received from Susan Adams (Rohnert Park) - Seeking Member position
 - Letter received from Dennis Pocekay (Petaluma) - Seeking Member position
 - Letter received from Ariel Kelley (Healdsburg) - Seeking Member or Alternate position

Attachments: [ABAG - Letters of Interest](#)

A motion was made by Council Member Fleming, seconded by Council Member Alvarez, to recommend Ariel Kelley to the Member position, and Susan Adams to the Alternate position. The motion failed by the following vote:

Yes: 3 - Vice Mayor Rogers, Council Member Alvarez, and Council Member Fleming

No: 4 - Mayor Rogers, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

A motion was made by Council Member Tibbetts, seconded by Council Member Schwedhelm, to recommend Susan Adams to the Member position, and Ariel Kelley to the Alternate position. The motion carried by the following vote:

Yes: 6 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

No: 1 - Council Member Fleming

Mayor Rogers recessed the meeting at 5:42 p.m. and reconvened the meeting at 5:52 p.m.

Present: 7 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

11. APPROVAL OF MINUTES

11.1 July 7, 2020, Regular Meeting Minutes.

Attachments: [Draft Minutes](#)

Approved as submitted.

12. CONSENT ITEMS

PUBLIC COMMENT

No public comment was provided.

A motion was made by Vice Mayor Rogers, seconded by Council Member Sawyer, to waive reading of the text and adopt Consent Item 12.1. The motion carried by the following vote:

Present: 7 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, Council Member Tom Schwedhelm, and Council Member Jack Tibbetts

12.1 RESOLUTION - CITY OF SANTA ROSA AND OAKMONT VILLAGE ASSOCIATION AGREEMENT FOR CITYBUS ROUTE 16

RECOMMENDATION: It is recommended by the Transportation and Public Works Department that the Council, by resolution, approve an agreement for three years with the Oakmont Village Association for Santa Rosa CityBus to provide a deviated fixed route bus service for the Oakmont community, and authorize the City Manager to execute the agreement and related documents.

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

This Consent - Resolution was adopted.

RESOLUTION NO. RES-2021-023 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AGREEMENT BETWEEN THE CITY OF SANTA ROSA AND THE OAKMONT VILLAGE ASSOCIATION TO PROVIDE CITYBUS DEVIATED FIXED ROUTE BUS SERVICES FOR THE OAKMONT COMMUNITY AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT AND RELATED DOCUMENTS

13. PUBLIC COMMENT ON NON-AGENDA MATTERS

Ken Kreischer spoke on Council meeting's housekeeping language regarding being respectful and the recent public comment made by Council Member Fleming from the Public Safety Subcommittee.

Alex Krohn submitted comment on the dangers of placing small cell towers in front of homes.

Duane De Witt submitted comment on his concern that taxpayers are being burdened with new buildings being built in downtown and for the City to use the AT&T building for government offices.

Joanna Mekay submitted comment on the policy being drafted by staff regarding local control on small cell tower placement.

14. REPORT ITEMS

14.1 REPORT - 2021 FEDERAL LEGISLATIVE PLATFORM

BACKGROUND: The 2021 federal legislative session is now underway. To be best positioned to respond to what is anticipated to be a very active session, City staff have identified federal legislative priorities in a proposed 2021 federal platform for consideration by the City Council. Defined priorities, approved by the City Council, will help communicate the City's federal legislative and project priorities to the California Congressional Delegation, Congress, and federal agencies.

RECOMMENDATION: It is recommended by the Communications & Intergovernmental Relations Office that the Council, by resolution, adopt the City's 2021 Federal Legislative Platform.

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

Adriane Mertens, Chief Communications & Intergovernmental Relations Officer; and John O'Donnell and Kyriakos Pagonis, MMO Partners, presented and answered questions from Council.

PUBLIC COMMENT

Duane De Witt submitted comment asking for a copy of the legislative platform be posted in the bulletin board at city hall.

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

RESOLUTION NO. RES-2021-024 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING THE 2021 CITY OF SANTA ROSA FEDERAL LEGISLATIVE PLATFORM

The motion carried by the following vote:

Yes: 6 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, and Council Member Schwedhelm

Absent: 1 - Council Member Tibbetts

Mayor Rogers recessed the meeting at 7:05 p.m. and reconvened the meeting at 7:10 p.m.

Present: 6 - Mayor Chris Rogers, Vice Mayor Natalie Rogers, Council Member Eddie Alvarez, Council Member Victoria Fleming, Council Member John Sawyer, and Council Member Tom Schwedhelm

Absent: 1 - Council Member Jack Tibbetts

- 14.2** **REPORT - URGENCY ORDINANCE ADDING CHAPTER 10-47 TO THE SANTA ROSA CITY CODE TO ENACT EMPLOYER REQUIREMENT TO PROVIDE COVID RELATED PAID SICK LEAVE BENEFITS THROUGH MARCH 31, 2021, REPLACING EXPIRED CITY ORDINANCE ORD-2020-006**

BACKGROUND: In response to the COVID-19 public health emergency and local, state and national emergency orders, Congress enacted the Emergency Paid Sick Leave Act requiring certain employers provide employees COVID-related paid sick leave in March 2020. On July 7, 2020, Council adopted urgency ordinance ORD-2020-006 adding Chapter 10-47 to the Santa Rosa City Code to address some of the gaps in the federal law. Both the federal law and City ordinance expired December 31, 2020. This new urgency ordinance would replace the expired Chapter 10-47 and require that employers provide COVID-related paid sick leave benefits similar to those previously required by federal law and the now expired City ordinance. This new urgency ordinance would be effective upon adoption through March 31, 2021. Under the City Charter, five affirmative votes are necessary to adopt an urgency ordinance.

RECOMMENDATION: It is recommended by the Economic Development Subcommittee that Council adopt an urgency ordinance to require employers to provide COVID-related paid sick leave benefits through March 31, 2021, to replace the expired ORD-2020-006 previously adopted by Council.

Attachments: [Staff Report](#)
 [Attachment 1 - ORD-2020-006](#)
 [Attachment 2 - Redline Chapter 10-47](#)
 [Urgency Ordinance](#)
 [Ordinance Revised 2/2/2021 \(Redlined\)](#)
 [Ordinance Revised 2/2/2021 \(Final\)](#)
 [Presentation](#)
 [Late Correspondence \(Uploaded 2-2-2021\)](#)
 [Late Correspondence \(Uploaded 2-4-2021\)](#)

Raissa De La Rosa, Economic Development Division Director, and Jeff Berk, Chief Assistant City Attorney, presented and answered questions from Council.

PUBLIC COMMENT

Peter Rumble, Santa Rosa Metro Chamber of Commerce, spoke in support of the ordinance, stated the Chamber will help spread the information, expressed appreciation for the Council on hearing input and getting additional advice from tax

counsel.

Ananda Sweet, Santa Rosa Metro Chamber of Commerce, spoke echoing Mr. Rumble's comments and expressed concerns with some of the language in the ordinance.

Jack Buckhorn, Executive Director North Bay Labor Council, spoke on his appreciation of the work Council has done, the language that sets a floor and opens the door for employers to be successful, asked for language to be created requiring posting of the ordinance at businesses, and he is willing to help with distribution of notice.

Marty Bennett spoke on the noticing requirements in Section 10-45.080 in the City's minimum wage law and the importance of translating the notice for posting online and in the workplace.

Maddy Hirshfield spoke echoing the comments of previous speakers and thanked City Council and staff for the time that was put into the ordinance and the importance of noticing so people know their rights.

A motion was made by Council Member Sawyer, seconded by Council Member Fleming, to adopt as amended:

ORDINANCE NO. ORD-2021-001 ENTITLED: URGENCY ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 10-47 TO THE SANTA ROSA CITY CODE TO EXTEND CITY REQUIREMENTS THAT EMPLOYERS PROVIDE COVID RELATED PAID SICK LEAVE BENEFITS THROUGH MARCH 31, 2021, REPLACING EXPIRED CITY ORDINANCE ORD-2020-006

The motion carried by the following vote:

Yes: 7 - Mayor Rogers, Vice Mayor Rogers, Council Member Alvarez, Council Member Fleming, Council Member Sawyer, Council Member Schwedhelm, and Council Member Tibbetts

15. PUBLIC HEARINGS - NONE.

16. WRITTEN COMMUNICATIONS - NONE.

17. PUBLIC COMMENTS ON NON-AGENDA MATTERS

None.

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

Hearing no further business, Mayor Rogers adjourned the meeting at 8:17 p.m. The next regularly scheduled meeting will take place on February 9, 2021, at a time to be set by the Mayor.

20. UPCOMING MEETINGS

20.1 UPCOMING MEETINGS LIST

Attachments: [Upcoming Meetings List](#)

Approved on: April 27, 2021

/s/ Stephanie A. Williams, City Clerk