

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, JULY 28, 2009
COUNCIL CHAMBER, CITY HALL, 100 SANTA ROSA AVENUE
REGULAR MEETING**

**3:30 P.M. (MAYORS CONFERENCE ROOM,
ROOM 10)**

1. CALL TO ORDER AND ROLL CALL

Mayor Gorin called the meeting to order at 3:40 p.m. in the Mayors Conference Room. Councilmembers present: Mayor Gorin, Vice Mayor Vas Dupre, Councilmembers Bender, Sawyer, Jacobi, Olivares and Wysocky.

2. STUDY SESSION -- NONE

3. ANNOUNCEMENT OF CLOSED SESSION ITEM(S) AND ADJOURNMENT TO CLOSED SESSION(S) IN MAYOR'S CONFERENCE ROOM (ROOM 10, CITY HALL)

3.1 CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Greg Scoles, Deputy City Manager, Fran Elm, Human Resources Director and Chris Sliz, Employee Relations Manager.

Employee Organizations: Santa Rosa Firefighters Association – Local 1401 (representing City Employee Unit 2); Operating Engineers Local 3, Maintenance and Utility System Operators (Employee Units 3 and 16); Santa Rosa City Employees Association (Employee Units 4, 6, 7); Santa Rosa Police Officers Association, (Employee Unit 5); Service Employees International Union Local 707, (Employee Units 8 and 14); Public Safety Management Association (Employee Unit 9); Santa Rosa City Attorneys' Association (Employee Unit 17), Santa Rosa Management Association (Employee Unit 18).

Unrepresented Executive Management, Middle Management, and Confidential Employees (Employee Units 10, 11 and 12).

3.2 CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: 2607 Santa Rosa Avenue (APN 043-102-025)
Agency Negotiator: Josh Maresca, Right-of-Way Agent

Negotiating Parties: Sentinel Cremation Societies
Under Negotiation: Price and terms of payment

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

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

4. ANNOUNCEMENT OF ROLL CALL

Mayor Gorin reconvened the meeting in the Council Chamber at 4:09 p.m. Members of the Council were present as noted above.

5. REPORT, IF ANY, ON STUDY AND CLOSED SESSION(S)

City Attorney Fowler announced that the Council had met in closed session regarding Items 3.1 and 3.2 as listed on the agenda and that there was no action taken and no announcements to be made.

6. PROCLAMATIONS/PRESENTATIONS -- NONE

7 STAFF BRIEFINGS

7.1 NEW GASOLINE HYBRID ELECTRIC BUSES [4:11:05 PM](#)

Mona Babauta, Deputy Director – Transit, briefed the Council on the four new gasoline-electric hybrid buses. This brings the fleet of hybrid buses up to eight, all fully funded through grant funds. Staff estimated that approximately \$72,000 would be saved on fuel expenditures and emissions would be reduced by 29 tons compared to standard diesel buses.

8. APPROVAL OF MINUTES – JUNE 23, 2009 MEETING MINUTES

The minutes of the June 23, 2009 regular meeting were approved as submitted.

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

There were no statements of abstention made.

10. CONSENT ITEMS [4:17:01 PM](#)

Mayor Gorin announced that Item 10.2 would be removed from the consent calendar at the request of a Council member.

PUBLIC COMMENT

Jack Osborne asked for and received clarification on Items 10.1, 10.2 and 10.3; with respect to Item 10.2 requested that the contract for convention and visitor bureau services be put out to bid.

Duane DeWitt, cautioned against approval of Item 10.1, Community Choice Aggregators, and requested installation of better bus shelters.

Richard Canini spoke in support of the savings achieved with hybrid buses, requesting the funds be used to increase bus services.

MOVED by Vice Mayor Vas Dupre, seconded by Councilmember Jacobi, carried unanimously, to adopt and waive reading of the text of the motion in item 10.1 and the resolutions in items 10.3 and 10.4 as follows:

10.1 MOTION -- COMMUNITY CHOICE AGGREGATOR (CCA) NON-DISCLOSURE AGREEMENT

MOTION: ASKING COUNCIL TO AFFIRM ITS DIRECTION TO INVESTIGATE THE FEASIBILITY OF CCA AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE COMMUNITY CHOICE AGGREGATOR NON-DISCLOSURE AGREEMENT.

10.3 RESOLUTION -- AUTHORIZATION FOR FILING FY 2009 APPLICATION FOR FEDERAL TRANSIT GRANT FUNDING

RESOLUTION NO. 27450 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE CITY TO FILE FY 2009 APPLICATIONS FOR FTA SECTION 5307 PROGRAM FUNDING FOR OPERATING ASSISTANCE, PREVENTIVE MAINTENANCE, BUS PURCHASES, BUS STOP AND SECURITY ENHANCEMENTS

10.4 RESOLUTION -- ACCEPTANCE OF 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS FOR POLICE

RESOLUTION NO. 27451 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH

THE COUNTY OF SONOMA AS APPLICANT/FISCAL AGENT FOR THE 2009 RECOVERY ACT JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AND ACCEPTING THE GRANT

10.2 MOTION -- PROFESSIONAL SERVICES AGREEMENT WITH THE SANTA ROSA CHAMBER OF COMMERCE FOR CONVENTION AND VISITORS BUREAU SERVICES [4:35:35 PM](#)

Nancy Manchester, Housing Program Specialist, noted that the funding for the contract this year was cut by \$20,000. She outlined the professional services agreement with the Chamber of Commerce for the provision of convention and visitor bureau services, which promotes tourism and indirectly provides revenue to the City through transient occupancy tax revenues.

Sue Nelson, Santa Rosa Chamber of Commerce, responded to questions regarding the \$27,000 expenditure for promotions through Travel Zoo, which was reflected as an income and expense. The Travel Zoo promotion is in partnership with the hotels and had resulted in \$314,000 in room bookings.

PUBLIC COMMENT

Duane DeWitt recommended that next year this contract be put out to bid.

Richard Canini asked that the item be pulled to take a better look at the accounting.

MOVED by Vice Mayor Vas Dupre, seconded by Councilmember Sawyer, carried 6-1 (Councilmember Wysocky voting NO), to adopt and waive reading of the text of the motion in item 10. as follows:

MOTION: AUTHORIZING THE AGREEMENT FOR PROFESSIONAL SERVICES WITH SANTA ROSA CHAMBER OF COMMERCE FOR CONVENTION & VISITORS BUREAU SERVICES FOR FISCAL YEAR 2009/2010 IN THE AMOUNT OF \$334,912.

11. PUBLIC COMMENTS ON NON-AGENDA MATTERS [5:02:42 PM](#)

The following people made comments concerning items not on the agenda.

Duane DeWitt advocated for parks in Roseland.

Jack Osborne spoke regarding greenhouse gases.

Gene DeBolt, Christian Science Church, submitted a letter requesting that measures be taken to improve access to their church during the Wednesday Night Market season next year.

Kenneth Foster said that traffic calming devices installed for the Humboldt Avenue Bike Boulevard were having the opposite effect-- that lack of sidewalks and the roundabout were creating a dangerous situation. He stated that cyclists were riding down the center of the street impeding other forms of traffic.

Patricia Foster requested posting of the rules and more information on the City's website. She suggested a cycling safety course, noting cyclists' disregard for traffic laws, and issuing citations for violations. She suggested that the trial period include all aspects of the plan, including the elimination of left turn movements in order to get a true analysis of the impacts.

Robert Edmonds spoke regarding the downtown enforcement team, commonly referred to as the bike cops. He said he works with several police accountability groups that have received frequent reports of abuse, and that he has been threatened for observing their activities. He spoke out against the tasing of a 17 year old male in possession of marijuana who had attempted to flee when stopped.

Aaron Smith said he has seen the enforcement team hassling young people hanging out downtown. He also objected to the tasing and recommended a citizen oversight panel.

Russell Nayler said he had also been tased and spoke against tasers.

Tanya Brannan spoke of taser incidents, resulting in one death, and objected to the tasing of a child downtown. She requested a ban on tasers and a public hearing on the use of tasers.

Anne Seeley, Concerned Citizens for Santa Rosa, spoke in support of the City's efforts to reduce greenhouse gases, and asked that staff presentations be made to inform the public of items of interest on the consent agenda.

Barbara Milton spoke in support of hybrid buses and the bike improvements, and explained that riding down the center of the driving lane was a safety issue for cyclists who have take up the full driving lane in order to be safe due to the potential opening of car doors.

Elizabeth Neylon spoke against police brutality and war.

Colleen Fernald warned of seismic activity brought on by recharging the geysers and suggested incinerating waste instead. She also spoke against war.

12. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

12.1 REQUEST FOR FEE WAIVER FOR SPECIAL EVENT APPLICATION – DIA DE LOS MUERTOS CELEBRATION [5:47:32 PM](#)

PUBLIC COMMENT

Duane DeWitt was supportive of celebrating cultural holidays and asked that they not be charged for staff time for events.

MOVED BY COUNCILMEMBER WYSOCKY, SECONDED BY COUNCILMEMBER BENDER, CARRIED UNANIMOUSLY, TO WAIVE THE SPECIAL EVENT PERMIT FEE FOR THE DIA DE LOS MUERTOS CELEBRATION.

12.2 LIVABLE PLACES UPDATE – JUNE 2009

12.3 LOCAL GOVERNMENT COMMISSION REPORTS – JUNE 2009

13. MAYOR'S/COUNCILMEMBERS' REPORTS

13.1 SONOMA COUNTY MAYOR'S AND COUNCILMEMBERS' ASSOCIATION AND CITY SELECTION COMMITTEE APPOINTMENTS [5:55:35 PM](#)

MOVED BY VICE MAYOR VAS DUPRE, SECONDED BY COUNCILMEMBER WYSOCKY, CARRIED UNANIMOUSLY, TO SUPPORT REAPPOINTMENT OF COUNCILMEMBER JACOBI TO THE ABAG REGIONAL PLANNING COMMITTEE.

The Mayor and members of the Council made further announcements and reported on items of interest to the Council.

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

The City Manager and City Attorney made further announcements and reported on items of interest to the Council.

15. [IF NEEDED] – ANNOUNCEMENT OF ADDITIONAL CLOSED SESSION

**ITEMS(S), ADJOURNMENT TO CLOSED
SESSION(S), RECONVENE TO OPEN
SESSION, AND ANNOUNCEMENTS, IF
ANY**

17. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Gorin adjourned the meeting at 6:29 p.m. in the memory of Tom Konicek. The next regularly scheduled meeting will take place on August 4, 2009, at a time to be set by the Mayor.

Approved on: August 18, 2009

Susan Stoneman
City Clerk