

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, AUGUST 4, 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

[4:02:23 PM](#)

Mayor Gorin called the meeting to order at 4:02 p.m. Councilmembers present: Mayor Gorin, Vice Mayor Vas Dupre, Councilmembers Bender, Jacobi, Olivares and Wysocky. Absent: Councilmember Sawyer.

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 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

Members of the Council were present as noted above.

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

[4:02:57 PM](#) Information briefing and conference with labor negotiators. No action taken.

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION -- ARTS COUNCIL OF SONOMA COUNTY [4:04:07 PM](#)

Marc Richardson, Director of Recreation and Parks, accepted the proclamation on behalf of Arts Council.

6.2 PROCLAMATION/PRESENTATION – GANG PREVENTION AWARENESS WEEK

[4:07:15 PM](#)

Tom Bieri, Executive Director – SAY (gangprevention.srcity.org); and Sharon Liddell, Superintendent - Santa Rosa City Schools received proclamation.

Richard Lopez – Double Punches weighed in Councilmember Olivares at 171 lbs. and Walter Collins – CEO/President of United Way of the Wine Country at 172 lbs. in advance of August 9, 2009 boxing event between Councilmember Olivares and Walter Collins.

Duane DeWitt, spoke in favor of Gang Prevention especially graffiti efforts and showed picture of Sunset Avenue graffiti.

Peter Tscherneff spoke on gang awareness.

7. STAFF BRIEFINGS -- NONE

8. APPROVAL OF MINUTES -- NONE

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

10. CONSENT ITEMS

Items 10.2 and 10.3 were continued to the

August 11, 2009 regular meeting. Item 11.1 was continued to the August 25, 2009 regular meeting. Item 10.1 was removed from consent for discussion.

MOVED by Vice Mayor Vas Dupre, seconded by Olivares, carried 6-0-1 (Councilmember Sawyer absent), to adopt and waive reading of the text of the resolutions in items 10.4 and 10.5 as follows:

PUBLIC COMMENT [4:27:09 PM](#)

Jack Osborne objected to the laying off of city staff and then contracting out the same services in item 10.1; asked for and received clarification on item 10.4 and asked for and received clarification on item 10.5

10.1 MOTION – CONTRACT AWARD – LANDSCAPE SERVICES

Mayor Gorin removed this item from the consent calendar to be considered separately.

10.2 MOTION – CONTRACT AWARD – CENTRAL LIBRARY BUILDING AND STEELE LANE COMMUNITY CENTER ROOF REPLACEMENTS

Continued to August 11, 2009

10.3 RESOLUTION -- CENTRAL PARKING ANNUAL BENEFIT ASSESSMENT DISTRICT BUDGET

Continued to August 11, 2009

10.4 RESOLUTION – ACCEPTING GRANT FROM TARGET FOR NATIONAL NIGHT OUT CELEBRATION

RESOLUTION NO. 27452 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ACCEPTING GRANT FROM TARGET FOR NATIONAL NIGHT OUT CELEBRATION

10.5 RESOLUTION -- POSITION ELIMINATION RECONCILIATION

RESOLUTION NO. 27453 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING THE CITY CLASSIFICATION AND SALARY PLAN BY ELIMINATING, ADDING, OR EXTENDING THE TERMINATION DATE OF CERTAIN GENERAL FUND POSITIONS

10.1 MOTION – CONTRACT AWARD – LANDSCAPE SERVICES [4:31:51 PM](#)

Jim Wright, Purchasing Agent, presented an update to Council regarding the Windsor branch of TruGreen Landcare and provided and reviewed an itemized handout addressing each of the Operating Engineers Local Union No. 3 concerns. Staff provided clarification regarding the ability to change the contract by written agreement, what types of services are provided by the contract, and whether suspicious behaviors in the parks would be reported to the police department.

Don Dietrich spoke in opposition to awarding the contract to TruGreen.

Scott Enbysk spoke in opposition to awarding the contract to TruGreen.

Duane DeWitt suggested continuing this item to review opposition packet provided by Don Dietrich and offering time for student interns or gang members to get gainful employment with City.

Peter Tscherneff spoke in opposition to hiring TruGreen and suggested using out of work local gardeners and community gardens.

Brian Garcia Branch Sales Manager of Tru Green clarified the various employee checks that are performed for each new hire, advised of monthly safety meetings, weekly tailgate meetings and that 79% of employees are Santa Rosa residents. If contract is approved they will continue in their efforts to hire Santa Rosa residents.

MOVED by Vice Mayor Vas Dupre, seconded by Councilmember Olivares, carried 6-0-1 (Councilmember Sawyer absent), to adopt and waive reading of the text of the motion in item 10.1 as follows:

MOTION: AUTHORIZES THE AWARD OF A THREE-YEAR TERM CONTRACT, WITH TWO ONE-YEAR EXTENSION OPTIONS FOR RECREATION & PARKS LANDSCAPE SERVICES, TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, TRUGREEN LANDCARE, WINDSOR, CALIFORNIA, IN THE TOTAL AMOUNT OF \$1,259,782.11.

11. REPORT ITEMS

11.1 REPORT – PARKING FINE INCREASES

Continued to August 25, 2009.

11.2 PUBLIC HEARING – PLACEMENT OF ANNUAL STORM WATER ENTERPRISE CHARGES ON THE GENERAL TAX ROLL
[5:36:52 PM](#)

Elizabeth Smith, Accountant in the Finance Department made the presentation regarding collection by the County of annual storm water charges with a cost savings to the City of \$10,000.

PUBLIC COMMENT

John Jenkel spoke against storm water going into wastewater system. Received clarification that storm water doesn't go into waste water system.

Hearing no further testimony, Mayor Gorin closed the public hearing at [5:37:29 PM](#).

MOVED by Councilmember Olivares, seconded by Vice Mayor Vas Dupre, carried 6-0-1 (Councilmember Sawyer absent), to adopt and waive reading of the text of the resolution in item 11.2 as follows:

RESOLUTION NO. 27454 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AND ADOPTING A REPORT AND ORDERING THAT ANNUAL CHARGES OF THE CITY'S STORM WATER ENTERPRISE CHARGES BE COLLECTED ON THE TAX ROLL

12. PUBLIC COMMENTS ON NON-AGENDA MATTERS [5:36:52 PM](#)

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

Duane Dewitt shared an article in the San Francisco Examiner regarding the taser incident involving a 17 year old boy by Santa Rosa Police, asked for and received clarification on the brevity of Council minutes since the inception of meetings being videoed, the Integrated Transportation and Land Use Modeling by Dr. Shoup, and open space issues not addressed in General Plan for the Roseland area.

Peter Tcherneff spoke in favor of hiring local youth instead of contracting out services.

Elizabeth Neylon, 911 Truth Campaign spoke about litigation involving John Jenkel.

Robert Edmonds corrected statement he made last week to the Council about the Police Department's downtown enforcement team, refuted Caroline Fowler's statement of July 28, and quoted portions

of the report from the District Attorney's office regarding the tasing of Elliott Robbins.

Elliott Robbins spoke against extreme aggressiveness of police officer(s).

Carl Patrick spoke in support of Elliott Roberts and claimed police violated civil rights.

Colleen Fernald spoke against war and sang song in favor of cease fire.

Richard Canini spoke in favor of using local businesses for landscaping and expressed concern about certain routes where City buses are bottoming out.

John Jenkel spoke about the CalPine pipeline.

13. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

14. MAYOR'S/COUNCILMEMBERS' REPORTS
[6:14:28 PM](#)

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

Councilmember Olivares reported that he was elected President of the North Bay Mayors and Councilmember's Association.

15. CITY MANAGER'S/CITY ATTORNEY'S REPORTS [6:26:57 PM](#)

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

16. [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 [6:36:11 PM](#)

Hearing no further business, Mayor Gorin adjourned the meeting at 6:36 p.m. The next regularly scheduled meeting will take place on August 11, 2009, at a time to be set by the Mayor.

Approved on: September 15, 2009

Sandi Bliss
Deputy City Clerk