

**SANTA ROSA CITY COUNCIL MEETING MINUTES  
TUESDAY, JANUARY 12, 2010  
COUNCIL CHAMBER, CITY HALL, 100 SANTA ROSA AVENUE  
REGULAR MEETING**

**2:00 P.M. (MAYORS CONFERENCE ROOM,  
ROOM 10)**

**1. CALL TO ORDER AND ROLL CALL**

Mayor Gorin called the meeting to order at 2:00 p.m. Councilmembers present: Mayor Gorin, Vice Mayor Wysocky, Councilmembers Bender, Sawyer, Vas Dupre and Olivares. Councilmember Jacobi absent.

**2.1 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).

**2.2 CONFERENCE WITH LEGAL COUNSEL –  
EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

City of Santa Rosa v. Sonoma County Water Agency, et al., Sonoma County Superior Court Case Number SCV – 245844

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

**2:30 P.M. (CITY COUNCIL CHAMBER)**

**3. STUDY SESSION**

Mayor Gorin reconvened the meeting at 2:49 p.m. Councilmembers present: Mayor Gorin, Vice Mayor Wysocky, Councilmembers Bender, Sawyer, Olivares and Vas Dupre. Councilmember Jacobi was absent.

**3.1 REVIEW OF FY 2010/11 BUDGET DEFICIT  
REDUCTION ITEMS [2:49:29 PM](#)**

The budget team, comprised of Finance Director Dave Heath, Budget and Financial Analyst Jean Gill, and Principal Financial Analyst Brian Cochran review proposed FY 2010/11 budget deficit reduction options with the Council as well as how the current budget reduction options tie into the overall deficit reduction strategy to be advanced as part of the 2010/11 budget. Each department head gave an overview of how the across-the-board reductions would be applied in their respective departments and what the related service impacts would be. The reductions totaled approximately \$6.6 million.

**PUBLIC COMMENT**

Mike Casey, Assistant City Attorney, spoke of the staff losses suffered by the department to date with no commensurate reduction in workload which is causing work to not be done in time and clerical work to be dispersed among the lawyers.

Juan Hernandez spoke in support of retaining the Neighborhood Revitalization Program (NRP).

Donna Zapata also requested that the NRP not be cut.

Hector Velasquez spoke regarding the NRP's partnership with Wells Fargo to provide small financial business literacy programs, and requested that it not be cut.

Mayor Gorin recessed the meeting from 4:46 p.m. until 4:55 p.m.

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

**4. ANNOUNCEMENT OF ROLL CALL**

Councilmembers were present as noted above, with Councilmember Jacobi absent. Teen Council member Rena Wang was also in attendance.

**5. REPORT, IF ANY, ON STUDY AND  
CLOSED SESSION(S) [4:55:31 PM](#)**

City Manager Kolin reported that the Council had met in study session to discuss budget deficit reduction options.

City Attorney Fowler announced that the Council had met in closed session to discuss Items 2.1 and 2.2 as listed on the agenda and that no action had been taken and there were no announcements to be made.

## **6. PROCLAMATIONS/PRESENTATIONS**

### **6.1 PROCLAMATION – MARTIN LUTHER KING DAY OF SERVICE [4:57:04 PM](#)**

Councilmember Vas Dupre read and presented the Martin Luther King Day of Service Proclamation to Reverend Lee Turner, Community Baptist Church, Jim Bray, Sonoma County Volunteer Center, and Alistair Bleifuss, Environmental Specialist. Those accepting described the activities taking place throughout the community on the Day of Service commemorating Dr. King.

### **6.2 PROCLAMATION – THANKING JEFF KOLIN FOR YEARS OF SERVICE [5:06:28 PM](#)**

Mayor Gorin read and presented a proclamation honoring and thanking Jeff Kolin for his nine years of service to the City of Santa Rosa and highlighted the many achievements which had taken place under his leadership.

## **7. STAFF BRIEFINGS**

### **7.1 GEYSERS RECHARGE PROJECT [5:22:32 PM](#)**

Dan Carlson, Deputy Director - Utilities Operations, made the presentation. The Geysers Recharge Project had recently begun its seventh year of continuous operation and reached a milestone by delivering 25 billion gallons of recycled water to the Geysers steam fields. Mr. Carlson briefed the Council on the current and future status of the project. In 2005 they collected \$250,000 in lieu of a letter of credit from Calpine. They put those funds in a reserve in the event any emergency repairs to the pipeline are required.

### **8. APPROVAL OF MINUTES – DECEMBER 1, 2009 AND DECEMBER 8, 2009 REGULAR MEETING MINUTES [5:41:37 PM](#)**

The minutes of the December 1, 2009 and December 8, 2009 Regular Meeting were approved as submitted.

## **9. STATEMENTS OF ABSTENTION BY**

## **COUNCILMEMBERS [5:41:54 PM](#)**

There were no statements of abstention made.

### **10. CONSENT ITEMS [5:42:05 PM](#)**

City Manager Kolin announced item 10.3 had been pulled from the agenda pending changes to the item.

#### **PUBLIC COMMENT [5:44:33 PM](#)**

Jack Osborne cautioned against the risk of default on item 10.1, and asked for and received clarification on items 10.2 and 10.3.

City Manager Kolin responded that the affordable housing fee deferrals have never defaulted in the past and the funding has been secured to an extent sufficient to assure payment.

Councilmember Sawyer explained that since the subcommittee has met and satisfied questions on the extension of the garbage contract he will no longer need to abstain on Item 10.5.

MOVED by Vice Mayor Wysocky, seconded by Councilmember Bender, carried 6-0-1 (Councilmember Jacobi absent), to adopt and waive reading of the text of the resolutions in items 10.1, 10.2 and 10.4 and adopt and waive reading of the text of the ordinances in items 10.5 and 10.6 as follows:

#### **10.1 RESOLUTION -- AGREEMENT FOR DEFERRAL OF PAYMENT OF CERTAIN DEVELOPMENT RELATED FEES FOR AMOROSA II; BURBANK HOUSING DEVELOPMENT CORPORATION - 2740 DUTTON MEADOW**

**RESOLUTION NO. 27558 ENTITLED:**  
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AN AGREEMENT FOR DEFERRAL OF PAYMENT OF CERTAIN DEVELOPMENT RELATED FEES FOR AMOROSA II PROJECT – BURBANK HOUSING DEVELOPMENT CORPORATION

#### **10.2 RESOLUTION -- AMENDMENT OF THE BUDGET DEFICIT REDUCTION MEASURE DATED 12/1/09**

**RESOLUTION NO. 27559 ENTITLED:**  
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING THE CHANGE TO THE CITY CLASSIFICATION AND SALARY PLAN DATED DECEMBER 1, 2009, AND AUTHORIZING THE CITY MANAGER TO IMPLEMENT THE CHANGE

**10.3 RESOLUTIONS -- TRANSPORTATION FUND FOR CLEAN AIR/CALIFORNIA ENERGY COMMISSION AB 118 PROJECT PROPOSAL**

This item was pulled pending changes to the staff report.

**10.4 RESOLUTION -- TRANSPORTATION ENHANCEMENT PROGRAM – SIXTH STREET BICYCLE AND PEDESTRIAN LINKAGE**

**RESOLUTION NO. 27560 ENTITLED:** RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE FILING OF AN APPLICATION FOR FEDERAL TRANSPORTATION ENHANCEMENT PROGRAM FUNDING FOR THE SIXTH STREET BICYCLE AND PEDESTRIAN LINKAGE PROJECT AND COMMITTING THE LOCAL MATCH AND STATING THE ASSURANCE OF THE CITY TO COMPLETE THE PROJECT

**10.5 ORDINANCE ADOPTION – ESTABLISHING SALARY OF INTERIM CITY MANAGER**

**ORDINANCE NO. 3932 ENTITLED:** ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SALARY AND OTHER COMPENSATION AND BENEFITS FOR THE INTERIM CITY MANAGER

**10.6 ORDINANCE ADOPTION – SUPERIOR DESIGN TEXT AMENDMENTS**

**ORDINANCE NO. 3933 ENTITLED:** ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 20-52.030 (J) OF TITLE 20 OF THE SANTA ROSA CITY CODE (THE ZONING CODE) RELATING TO FINDINGS FOR DESIGN REVIEW APPROVAL – FILE NUMBER ST09-015

**11. REPORT ITEMS**

**11.1 PUBLIC HEARING – CITY-INITIATED REZONING OF 904 & 909 BROOKWOOD AVENUE 5:51:27 PM**

Erin Morris, Senior Planner, made the staff presentation. On August 27, 2009, The Planning Commission adopted a resolution (5-1-1) recommending rezoning of the site located at 5245 Sonoma Highway from R-1-6-SR Single Family Residential with Scenic Road combining district to the R-3-18-SR Multi-Family Residential with Scenic Road combining district. The rezoning would

achieve consistency with the site's Medium Density Residential General Plan land use designation, implementing General Plan Policy H-C-4 which calls for rezoning of Medium and Medium High Density sites of two acres or more concurrent with adoption of the Housing Element to facilitate the development of higher density sites. The Planning Commission and Community Development Department recommended rezoning 5245 Sonoma Highway to the R-3-18-SR Multi-Family Residential with Scenic Road combining district.

**PUBLIC HEARING 5:56:54 PM**

Jack Osborne was opposed to filling a currently vacant site used for fairgrounds overflow parking with R-3-18 multi-family housing, particularly given the adverse impacts to fairgrounds parking and potentially on fair attendance.

Martin Fridley also objected to the rezoning due to the impacts on fairgrounds parking.

Gale Brownell spoke in favor of the rezoning as it complies with state law and allows land zoned and ready for development to meet the housing needs of the City. She noted there had been no objections to the rezoning by the Fair Board, but doubted the value of the rezoning for affordable housing if the fairgrounds didn't plan to sell the property for housing development. She encouraged finding an additional site as well.

Marlene Dehlinger, Accountable Development Coalition, noted the requirement for a certified housing element and the need to identify appropriate sites for affordable housing. She supported the rezoning as a means to have the City's housing element certified.

Paula Cook, Community Housing Sonoma County and Sonoma County Housing Coalition, also urged adoption of the rezoning, noting the value of affordable housing on the east side of the city and the proximity of services this site affords.

Steve Birdlebaugh spoke in support of the rezoning in 11.1 and 11.2, noting that rezoning doesn't guarantee that housing would be built on these sites, and that there is a need for affordable housing.

David Grabill echoed the previous statements in support, but since the fairgrounds site is unlikely to be developed for housing he felt it should not be counted.

John Lowry, Burbank Housing, spoke in support of the rezoning of both parcels, noting the need to

designate land for multi-family housing, and the need for affordable housing, especially on the east side.

Hearing no further testimony, Mayor Gorin closed the hearing at [6:14:03 PM](#).

Ms. Morris said the County Fair Board had come forward opposing the rezoning, but noted this is being done to achieve compliance with the 2035 long term plan.

MOVED by Councilmember Sawyer, seconded by Councilmember Olivares, carried 6-0-1 (Councilmember Jacobi absent) to introduce and waive reading of the text of the ordinance in item 11.1 as follows:

**ORDINANCE ENTITLED:** ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE – RECLASSIFICATION OF PROPERTY LOCATED AT 904 AND 909 BROOKWOOD AVENUE TO THE R-3-18 MULTI-FAMILY RESIDENTIAL DISTRICT – FILE NUMBER REZ08-019

**PRESENTATION TO JEFF KOLIN FROM ASSEMBLY MEMBER NOREEN EVANS** [6:25:14 PM](#)

Ed Sheffield, Field Representative for Assembly Member Noreen Evans, presented City Manager Kolin with a resolution from Assembly Members Noreen Evans and Wes Chesbro and Senator Patricia Wiggins commending his contribution to the City of Santa Rosa during his tenure as City Manager.

#### **11.2 PUBLIC HEARING -- CITY-INITIATED REZONING OF 5245 SONOMA HIGHWAY** [6:30:37 PM](#)

Erin Morris, Senior Planner, made the staff presentation. On August 27, 2009, The Planning Commission adopted a resolution (5-1-1) recommending rezoning of the site located at 5245 Sonoma Highway from R-1-6-SR Single Family Residential with Scenic Road combining district to the R-3-18-SR Multi-Family Residential with Scenic Road combining district. The rezoning would achieve consistency with the site's Medium Density Residential General Plan land use designation, implementing General Plan Policy H-C-4 which calls for rezoning of Medium and Medium High Density sites of two acres or more concurrent with adoption of the Housing Element to facilitate the development of higher density sites. The Planning Commission and Community Development

Department recommended the rezoning of 5245 Sonoma Highway to the R-3-18-SR Multi-Family Residential with Scenic Road combining district. She displayed a map of the area and outlined the public outreach, noting the property owner does not oppose the rezoning.

**PUBLIC HEARING** [6:36:33 PM](#)

Jack Osborne opposed to the use of the site for this density level as it was inconsistent with the neighborhood and is a sloped lot.

Tim Hansel, said he was speaking on behalf of over 40 residents who do not want the property rezoned and referred to an earlier petition in opposition. He felt this would degrade the neighborhood and increase crime, traffic, and emergency response times. He felt low income housing was important but should make use of existing areas and not degrade green spaces.

Gale Brownell praised the City's achievement with respect to regional housing needs, but noted the need to find sites on the east side of the City. She supported the rezoning.

Judith Arbunic, a 30-year resident of the area, noted that with the apartments and townhomes and low income housing come traffic and noise impacts. She recommended keeping it low density.

Robin Maybury spoke in opposition, saying there is a high vacancy rate in the city for apartments, and suggested rezoning 4420 Sonoma Highway for this purpose instead as it is closer to town and more convenient to transit.

Paula Cook spoke in support, particularly noting the housing needs of those with disabilities and the benefits this provides with proximity to transit and shopping.

Dr. Marjan Kaveh said she and her husband decided to buy a smaller house in a nicer neighborhood rather than a bigger house in a worse neighborhood, said that had they known that it would be zoned for anything but single family housing they would not have bought there. She opposed the rezoning.

Shuylla Weiss was concerned about the impacts to the Highway 12 scenic corridor, noting traffic impacts at the intersection of Highway 12 and Calistoga Road for development already occurring. She was opposed to the rezoning.

Peter Davis was also opposed based upon the cumulative impacts of development that is already

occurring, and also based upon the traffic impacts at Highway 12 and Calistoga.

Hearing no further testimony, Mayor Gorin closed the public hearing at [6:58:45 PM](#).

MOVED by Councilmember Vas Dupre, seconded by Councilmember Bender, carried 6-0-1 (Councilmember Jacobi absent) to introduce and waive reading of the text of the ordinance in item 11.2 as follows:

**ORDINANCE ENTITLED:** ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 20 OF THE SANTA ROSA CITY CODE – RECLASSIFICATION OF PROPERTY LOCATED AT 5245 SONOMA HIGHWAY TO THE R-3-18-SR MULTI-FAMILY RESIDENTIAL DISTRICT WITH SCENIC ROAD COMBINING DISTRICT – FILE NUMBER REZ08-018

**12. PUBLIC COMMENTS ON NON-AGENDA MATTERS [7:12:59 PM](#)**

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

Jack Osborne stated that compensation could not be approved in closed session and opined that directing labor negotiations in closed session constituted such approval.

**13. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)**

**13.1 MEASURE O CITIZEN OVERSIGHT COMMITTEE ANNUAL REPORT**

**13.2 2009 ATTENDANCE REPORT – BOARD OF COMMUNITY SERVICES**

**14. MAYOR'S/COUNCILMEMBERS' REPORTS**

The Mayor and members of the Council made announcements and reports of interest to the Council.

Mayor Gorin and Councilmember Olivares agreed to serve as the subcommittee to interview and recommend executive recruiting firms.

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

The City Manager and City Attorney made further announcements and reports 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**

There were no further announcements made.

**17. ADJOURNMENT OF MEETING**

Hearing no further business, Mayor Gorin adjourned the meeting at 7:33 p.m. in recognition of City Manager Kolin's contributions to the City of Santa Rosa. The next regularly scheduled meeting will take place on January 26, 2010, at a time to be set by the Mayor.

Approved on February 9, 2010

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Susan Stoneman  
City Clerk