

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, OCTOBER 12, 2010
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 3:30 p.m. Councilmembers present: Mayor Gorin, Vice Mayor Wysocky, Councilmembers Bender, Sawyer, Jacobi, and Olivares. Absent: Councilmember Vas Dupre

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)

PUBLIC COMMENT ON CLOSED SESSION ITEMS

PRIOR TO ADJOURNMENT INTO CLOSED SESSION, THE PUBLIC MAY SPEAK UP TO THREE MINUTES ON ITEMS TO BE ADDRESSED IN CLOSED SESSION.

3.1 CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: 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 1021, (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. ANNOUNCEMENT OF ROLL CALL

Councilmembers 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 to discuss Item 3.1 and that there was no action taken and no announcements to be made.

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION -- DOMESTIC VIOLENCE AWARENESS MONTH

6.2 PROCLAMATION – NATIONAL DISABILITY AWARENESS MONTH

7. STAFF BRIEFINGS

7.1 UPDATE ON DEPARTMENT OF ENERGY RECOVERY ACT GRANT FUNDED PROJECTS

PUBLIC COMMENT

Colleen Fernald, spoke regarding deep green and the off gassing of vinyl siding.

8. APPROVAL OF MINUTES – NONE

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

10. CONSENT ITEMS

PUBLIC COMMENT

Jack Osborne, asked for and received clarification on the City Attorney compensation ordinance.

Gil Heramonti, spoke regarding the cost of charging stations.

Colleen Fernald, spoke regarding lobbying on behalf of herself and her children.

MOVED by Vice Mayor Wysocky, seconded by Councilmember Sawyer, carried 6-0-1 (Councilmember Vas Dupre absent), to adopt and waive reading of the text of the ordinances in items 10.1 and 10.2 as follows:

10.1 ORDINANCE – ADOPTION OF AN ORDINANCE SETTING SALARY OF CITY ATTORNEY

ORDINANCE NO. 3953 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ESTABLISHING SALARY AND OTHER COMPENSATION AND BENEFITS FOR THE CITY ATTORNEY

10.2 ORDINANCE – ADOPTION OF AN ORDINANCE ENACTING LOBBYIST REGISTRATION REQUIREMENTS

ORDINANCE NO. 3954 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA, CALIFORNIA, AMENDING THE SANTA ROSA CITY CODE BY ADDING A NEW CHAPTER 10.35 OF TITLE 10 RELATING TO THE REGULATION OF LOBBYING ACTIVITIES

11. REPORT ITEMS

11.1 REPORT -- FY 2009/10 MEASURE O ANNUAL REPORT

PUBLIC COMMENT

Jack Osborne, spoke against using Measure O funds in a fiscal crisis for non public safety expenses.

Jack Thomas, President of Local spoke regarding fire pension costs.

Steve Velasquez, thanked the Council for the care and support of Measure O.

Colleen Fernald, spoke against using Measure O Funds in a fiscal crisis for non public safety expenses.

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

MOTION: FORMALLY ACCEPTING THE FY 23009/10 MEASURE O ANNUAL REPORT

11.2 REPORT -- ACCEPTANCE OF ADDITIONAL SALARY CONCESSIONS PRESENTED BY THE SANTA ROSA FIREFIGHTERS, LOCAL 1401, ON BEHALF OF EMPLOYEES IN THE CITY'S UNIT 2 – FIREFIGHTING

PUBLIC COMMENT

Jack Osborne, spoke regarding Cost of Living Adjustments.

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

RESOLUTION NO. 27750 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TO ACCEPT ADDITIONAL SALARY CONCESSIONS PRESENTED BY THE SANTA ROSA FIREFIGHTERS, LOCAL 1401, ON BEHALF OF EMPLOYEES IN THE CITY'S UNIT 2 – FIREFIGHTING

5:00 P.M.

11.3 PUBLIC HEARING – RETAIL CENTER DESIGN GUIDELINES

PUBLIC HEARING

Hearing no testimony, Mayor Gorin closed the public hearing at 5:57 p.m.

MOVED by Councilmember Bender, seconded by Councilmember Sawyer, carried 6-0-1 (Councilmember Vas Dupre absent), to adopt and waive the reading of the text of the resolution in item 11.3 as follows:

RESOLUTION NO. 27751 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING THE CITY OF SANTA ROSA DESIGN GUIDELINES SECTION 3.3 (RETAIL CENTERS AND COMMERCIAL DISTRICTS) – FILE NO. ST08-001

11.4 PUBLIC HEARING – LUTHER BURBANK HOME AND GARDENS CITY CODE TEXT AMENDMENTS

PUBLIC HEARING

Hearing no testimony, Mayor Gorin closed the public hearing at 6:10 p.m.

MOVED by Councilmember Sawyer, seconded by Councilmember Jacobi, carried 6-0-1 (Councilmember Vas Dupre absent), to introduce and waive the reading of the text of the ordinance in item 11.4 as follows:

ORDINANCE ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING TITLE 17 AND TITLE 20 OF THE SANTA ROSA CITY CODE – AMENDMENTS REGARDING PROCESSING PROCEDURES FOR PROJECTS PROPOSED ON THE LUTHER BURBANK HOME AND GARDENS SITE – ST10-005

11.5 PUBLIC HEARING -- ADDING CHAPTER 6-50, STREET PERFORMERS, OF THE SANTA ROSA CITY CODE AND ADOPTING PERMIT REPLACEMENT FEE

PUBLIC HEARING

The following spoke in support of this item:

Aaron Milligan Green, Jason Briggs, and Mike Mathot,

Anne Seeley, asked for and received clarification on where to obtain a street performer permit.

Mayor Gorin closed public hearing at 6:41 p.m.

MOVED by Councilmember Jacobi, seconded by Councilmember Olivares, carried 6-0-1 (Councilmember Vas Dupre absent), to introduce and waive the reading of the text of the ordinance in item 11.5 as follows:

ORDINANCE ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 6-50 STREET PERFORMERS, OF THE SANTA ROSA CITY CODE

12. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

12.1 CORRESPONDENCE FROM HUGH FUTRELL CORPORATION REGARDING MUSEUM ON THE SQUARE RESIDENTIAL ACCESS TO THE TRANSIT MALL

MOVED by Vice Mayor Wysocky, seconded by Councilmember Bender, carried 5-1-1 (Councilmember Jacobi voting NO; Councilmember Vas Dupre absent), to authorize the City Manager to retain a traffic consultant to study egress issues with the transit mall at the AT&T building and return a report to the Council.

13. MAYOR'S/COUNCILMEMBERS' REPORTS

Councilmember Olivares appointed Dora Escobar to the Community Advisory Board. Members of the Council made further announcements and reports of interest to the Council.

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

The City Manager and City Attorney made further announcements and reports of interest to the Council.

15. [IF NEEDED] – ANNOUNCEMENT OF ADDITIONAL CLOSED SESSION ITEM(S), ADJOURNMENT TO CLOSED

SESSION(S), RECONVENEMENT TO OPEN SESSION, AND ANNOUNCEMENTS, IF ANY

16. PUBLIC COMMENTS ON NON-AGENDA MATTERS

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

Colleen Fernald, spoke in opposition to moving public comments on non-agenda matters to the end of the meeting.

17. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Gorin adjourned the meeting at 7:10 p.m. The next regularly scheduled meeting will take place on October 19, 2010, at a time to be set by the Mayor.

Approved on: December 7, 2010

Gayle Petersen
Acting City Clerk