

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, OCTOBER 19, 2010
COUNCIL CHAMBER, CITY HALL, 100 SANTA ROSA AVENUE
REGULAR MEETING**

**2:45 P.M. (MAYORS CONFERENCE ROOM,
ROOM 10)**

1. CALL TO ORDER AND ROLL CALL

Mayor Gorin called the meeting to order at 2:55 p.m. Councilmembers present: Mayor Gorin, Vice Mayor Wysocky, Councilmembers Bender, Sawyer, Jacobi, and Vas Dupre. Absent: Councilmember Olivares.

Present at closed session at 2:55 p.m. were Mayor Gorin, Councilmembers Sawyer, Jacobi and Vas Dupre. Councilmember Bender arrived at 3:10 p.m. and Vice Mayor Wysocky arrived at 3:12 p.m.

2. 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.

2.1 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).

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

3:15 P.M. (COUNCIL CHAMBER)

3. STUDY SESSION -- NONE

3.1 FALL FINANCIAL UPDATE AND REVISED FIVE-YEAR FORECAST

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 2.1 and that Councilmember Olivares was absent and there was no action taken and no announcements to be made.

6. PROCLAMATIONS/PRESENTATIONS

6.1 PROCLAMATION -- WORLD POLIO DAY

6.2 PRESENTATION -- GIVE US YOUR BEST SHOT, SANTA ROSA - 2010 PHOTO CONTEST

7. STAFF BRIEFINGS -- NONE

8. APPROVAL OF MINUTES – JUNE 11, 2010; AUGUST 24, 2010; AUGUST 30, 2010 SPECIAL MEETING MINUTES; AND AUGUST 31, 2010 REGULAR MEETING MINUTES

The minutes of the June 11, 2010; August 24, 2010; August 30, 2010 Special Meeting Minutes; were approved as submitted. The August 31, 2010 regular meeting minutes were approved as amended.

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

Vice Mayor Wysocky announced he would abstain from item 10.1 regarding the CAB grant in the Junior College neighborhood due to proximity to his residence.

10. CONSENT ITEMS

PUBLIC COMMENT

Jack Osborne, spoke regarding greenhouse gases.

Mark DeBacker, spoke in support of hiring locally.

MOVED by Councilmember Sawyer, seconded by Councilmember Vas Dupre, carried 5-0-1-1 (Vice Mayor Wysocky abstaining and Councilmember Olivares absent), to adopt the motion in item 10.1 as follows:

10.1 MOTION -- COMMUNITY ADVISORY BOARD COMMUNITY IMPROVEMENT GRANT RECOMMENDATIONS (INCLUDING JC NEIGHBORHOOD ASSOCIATION PROJECT)

MOTION: TO AUTHORIZE STAFF TO WORK WITH THE ORGANIZATIONS TO COMPLETE THE RECOMMENDED GRANTS AS FOLLOWS: JC NEIGHBORHOOD ASSOCIATION: \$771 (ACCOUNT 00104)

MOVED by Vice Mayor Wysocky, seconded by Councilmember Vas Dupre, carried 6-0-1 (Councilmember Olivares absent), to adopt the motion in item 10.1, adopt and waive reading of the text of the resolution in item 10.2 and adopt and waive reading of the text of the ordinance in items 10.3 and 10.4 as follows:

10.1 MOTION -- COMMUNITY ADVISORY BOARD COMMUNITY IMPROVEMENT GRANT RECOMMENDATIONS (EXCLUDING JC NEIGHBORHOOD ASSOCIATION PROJECT)

MOTION: TO AUTHORIZE STAFF TO WORK WITH THE ORGANIZATIONS TO COMPLETE THE RECOMMENDED GRANTS AS FOLLOWS: BURBANK GARDEN NEIGHBORHOOD ASSOCIATION: \$1,000 (ACCOUNT 00105); EARLE STREET NEIGHBORHOOD: \$670 (ACCOUNT 00105); SONOMA COUNTY HISTORICAL SOCIETY: \$1,000 (ACCOUNT 00100); FRANKLIN RURAL CEMETERY: \$1,000 (ACCOUNT 00100); SKYHAWK NEIGHBORHOOD: \$950 (ACCOUNT 00100); CIELO AZUL FARM (ST. JOSEPH HEALTH SYSTEM/SONOMA COUNTY): \$1,000 (ACCOUNT 00101); VOLUNTEER CENTER OF SONOMA COUNTY – CAREER DAY AT PINER HIGH SCHOOL: \$500 (ACCOUNT 00101); GROWING A VILLAGE/CULTIVANDO UN PUEBLO: \$900 (ACCOUNT 00104); HISPANIC CHAMBER OF COMMERCE: \$1,000 (00104); SANTA ROSA TOOL LIBRARY: \$899.33 (ACCOUNT 00104); SONOMA COUNTY BOOKMOBILE: \$1,000 (ACCOUNT 00105); SLOW

FOOD SONOMA COUNTY-NORTH: \$1,000 (ACCOUNT 00105); BENNETT VALLEY VISION: \$609 (ACCOUNT 00102); DIA DE LOS MUERTOS – NEIGHBORHOOD REVITALIZATION AND SANTA ROSA JUNIOR COLLEGE: \$1,000 (ACCOUNT 00103); WRIGHT CHARTER SCHOOL: \$1,000 (ACCOUNT 00103); AND VOLUNTEER CENTER OF SONOMA COUNTY – CAREER DAY AT ELSIE ALLEN HIGH SCHOOL: \$500 (ACCOUNT 00103)

10.2 RESOLUTION -- GREENHOUSE GAS REDUCTION PROGRAM AGREEMENT FOR PROFESSIONAL SERVICES

RESOLUTION NO. 27752 ENTITLED: RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR PROFESSIONAL SERVICES WITH PACIFIC MUNICIPAL CONSULTANTS FOR PREPARATION OF THE GREENHOUSE GAS REDUCTION PROGRAM

10.3 ORDINANCE ADOPTION -- LUTHER BURBANK HOME AND GARDENS CITY CODE TEXT AMENDMENTS

ORDINANCE NO. 3955 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

10.4 ORDINANCE ADOPTION – STREET PERFORMERS PERMIT REPLACEMENT FEE

ORDINANCE NO. 3956 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA ADDING CHAPTER 6-50 STREET PERFORMERS, OF THE SANTA ROSA CITY CODE

11. REPORT ITEMS

11.1 REPORT -- SOLID WASTE ADVISORY GROUP

PUBLIC COMMENT

Brant Arthur, Climate Protection Campaign spoke in support of priorities identified by SWAG.

Steve Birdlebaugh, Sierra Club, spoke in support of this item.

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

RESOLUTION NO. 27753 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONCURRING WITH THE SONOMA CITY/COUNTY SOLID WASTE ADVISORY GROUP'S PRIORITIES AND OBJECTIVES FOR DEVELOPING A REGIONAL LONG-TERM SOLID WASTE OPTION

11.2 REPORT – PROGRESS REPORT AND UPDATE ON 2010/2011 WORK PLANS FOR COUNCIL GOALS AND STRATEGIES

PUBLIC COMMENT:

Richard Canini, spoke regarding Museum on the Square impacts on the transit mall hub.

MOVED by Councilmember Jacobi, seconded by Councilmember Vas Dupre, carried 6-0-1 (Councilmember Olivares absent), to adopt the motion in item 11.2 as follows:

MOTION RECEIVING THE PROGRESS REPORT ON THE WORK PLANS FOR THE 2009-2011 COUNCIL GOALS AND STRATEGIES

11.3 REPORT –COUNCIL EMERGING ISSUES

PUBLIC COMMENT:

Dave Zedrick, spoke in support of rezoning to Limited Light Industrial.

Mark DeBacker, spoke in support of the City of Santa Rosa becoming a certified local government.

Jennifer Watson, spoke in support of advancing the West End Neighborhood to a higher category.

Cynthia Toran, spoke in support of advancing the West End Neighborhood to a higher category.

Allen Thomas, spoke in support of advancing the West End Neighborhood to a higher category.

MOVED by Councilmember Jacobi, seconded by Councilmember Vas Dupre, carried 6-0-1 (Councilmember Olivares absent), to adopt the motion in item 11.2 as follows:

MOTION RECEIVING THE PROGRESS REPORT ON THE WORK PLANS FOR THE 2009-2011 COUNCIL GOALS AND STRATEGIES

Mayor Gorin recessed the meeting from 6:51 p.m. until 7:14 p.m.

5:00 P.M.

11.4 PUBLIC HEARING -- MODEL CODE ADOPTION -- AMENDMENTS TO BUILDING AND SAFETY CODES AND REPEAL OF CITY CODE CHAPTERS 18-34 AND 21-09

PUBLIC HEARING

The following spoke in support of this item:

Doug Hilberman, Keith Woods – North Coast Builders Exchange, Dennis Rosatti – Executive Director of Sonoma County Conservation Action, Jessica Diaz – Aid for Supervisor Zane, Steve Schofield, and Duane Starnes – Building Official for the County of Sonoma.

Mike Hilber, spoke regarding solar photovoltaic credits and asked for clarification of how to dispose of painted wood items.

Hearing no further testimony, Mayor Gorin closed the public hearing at 7:47 p.m.

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

ORDINANCE NO. 3957 ENTITLED: ORDINANCE OF THE CITY OF SANTA ROSA ADOPTING BY REFERENCE THE 2010 CALIFORNIA ADMINISTRATIVE CODE, 2010 CALIFORNIA BUILDING CODE, 2010 CALIFORNIA RESIDENTIAL CODE, 2010 CALIFORNIA GREEN BUILDING STANDARDS CODE, 2010 CALIFORNIA ELECTRICAL CODE, 2010 CALIFORNIA MECHANICAL CODE, 2010 CALIFORNIA PLUMBING CODE, 2010 CALIFORNIA HISTORICAL BUILDING CODE, 2010 CALIFORNIA EXISTING BUILDING CODE, 2010 CALIFORNIA ENERGY CODE, 2010 CALIFORNIA REFERENCED STANDARD CODE, 2009 INTERNATIONAL PROPERTY MAINTENANCE CODE

MOVED by Councilmember Sawyer, seconded by Councilmember Jacobi, carried 6-0-1 (Councilmember Olivares absent) to direct staff to prepare an ordinance for approval of Tier 2 of construction waste debris recycling and salvage.

MOVED by Vice Mayor Wysocky, seconded by Councilmember Vas Dupre, carried 5-1-1 (Councilmember Sawyer voting NO and Councilmember Olivares absent) to direct staff to

prepare an ordinance requiring pre-wiring for photovoltaic for residential only.

11.5 PUBLIC HEARING – MODEL CODE ADOPTION -- AMENDMENTS TO CALIFORNIA FIRE CODE

PUBLIC HEARING

Mark Hilber, spoke regarding weed and rubbish abatement and the associated fees.

Hearing no further testimony, Mayor Gorin closed the public hearing at 8:12 p.m.

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

ORDINANCE NO. 3958 ENTITLED: ORDINANCE OF THE CITY OF SANTA ROSA ADOPTING BY REFERENCE THE 2010 EDITION OF THE CALIFORNIA FIRE CODE

12. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

13. MAYOR'S/COUNCILMEMBERS' REPORTS

The Mayor and members of the Council made 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:

Mary Morrison, spoke in favor of televising public comment and against war.

Rachel Bell, spoke in support of televising public comment and against war.

John Jenkel, spoke in support of televising public comment, on property issues and against war.

Mike Hilber, spoke regarding the Fire Department .

17. ADJOURNMENT OF MEETING

Hearing no further business, Mayor Gorin adjourned the meeting at 8:32 p.m. The next regularly scheduled meeting will take place on November 2, 2010, at a time to be set by the Mayor.

Approved on: December 7, 2010

Gayle Petersen
Acting City Clerk