

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, NOVEMBER 16, 2010
COUNCIL CHAMBER, CITY HALL, 100 SANTA ROSA AVENUE
REGULAR MEETING**

**3:00 P.M. (MAYORS CONFERENCE ROOM,
ROOM 10)**

1. CALL TO ORDER AND ROLL CALL

Mayor Gorin called the meeting to order at 3:00 p.m. Councilmember's present: Mayor Gorin, Vice Mayor Wysocky, Councilmember's Bender, Jacobi, Vas Dupre and Olivares. Councilmember Sawyer absent.

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 AT 3:15

3:30 P.M. (CITY COUNCIL CHAMBER)

3. STUDY SESSION [3:27:16 PM](#)

3.1 FY 2011/12 BUDGET PROCESS AND CALENDAR

Anne Seeley, spoke regarding cutting salaries for employees who earn \$100,000 or more.

4. ANNOUNCEMENT OF ROLL CALL
[4:00:43 PM](#)

Councilmembers were present as noted above with Councilmember Jacobi absent from the closed session. Teen Councilmember Alison Berk was also in attendance.

5. REPORT, IF ANY, ON STUDY AND CLOSED SESSION(S) [4:01:22 PM](#)

City Attorney Fowler announced that the Council had met in Closed Session on Item 2.1 as listed on the agenda and that there had been no action taken and there were no announcements to be made.

Moved by Councilmember Bender, seconded by Councilmember Olivares, carried 6-0-1 (Councilmember Sawyer absent) to add item 11.2 as an urgency item to the agenda.

6.1 PROCLAMATIONS/PRESENTATIONS
[4:02:21 PM](#)

6.1 UTILITIES DEPARTMENT 25th ANNIVERSARY

7. STAFF BRIEFINGS - NONE

8. APPROVAL OF MINUTES – NONE [4:12:23 PM](#)

9. STATEMENTS OF ABSTENTION BY COUNCILMEMBERS

No statements of abstention were made.

10. CONSENT ITEMS [4:12:29 PM](#)

PUBLIC COMMENT

Jack Osborne, asked for and received clarification regarding item 10.1.

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

***10.1 RESOLUTION -- MEMORANDUM OF UNDERSTANDING IN SUPPORT OF THE RETROFIT BAY AREA PROGRAM**

RESOLUTION NO. 27765 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING THE CITY MANAGER TO SIGN THE MEMORANDUM OF UNDERSTANDING IN SUPPORT OF THE RETROFIT BAY AREA PROGRAM

MOVED by Vice Mayor Wysocky, seconded by Councilmember Olivares carried 5-0-1-1 (Councilmember Sawyer absent and Mayor Gorin abstaining), to adopt and waive reading of the text of the ordinance in item 10.2 as follows:

10.2 ORDINANCE ADOPTION – VEHICLES AND TRAFFIC CODE REVISION

ORDINANCE NO. 3959 ENTITLED: ORDINANCE OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING SECTION 11-20.020 OF THE SANTA ROSA CITY CODE, REVISING YELLOW ZONE RESTRICTIONS

11. REPORT ITEMS

11.1 REPORT -- ADOPTION OF MOUS FOR THE CITY'S UNIT 3 – MAINTENANCE AND UNIT 16 – UTILITIES SYSTEMS OPERATORS REPRESENTED BY OPERATING ENGINEERS LOCAL 3
[4:15:24 PM](#)

PUBLIC COMMENT

Jack Osborne, spoke regarding salary concessions.

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

RESOLUTION NO. 27766 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF

OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 3 – MAINTENANCE REPRESENTED BY OPERATING ENGINEERS LOCAL 3 FOR A ONE YEAR CONTRACT 2010-2011

RESOLUTION NO. 27767 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA ADOPTING A MEMORANDUM OF UNDERSTANDING FOR AND ON BEHALF OF THE EMPLOYEES IN THE CITY OF SANTA ROSA'S UNIT 16 – UTILITIES SYSTEMS OPERATORS REPRESENTED BY OPERATING ENGINEERS LOCAL 3 FOR A ONE YEAR CONTRACT 2010-2011

MOVED by Councilmember Bender, seconded by Councilmember Olivares, carried 6-0-1 (Councilmember Sawyer absent) to add item 11.2 as an urgency item.

11.2 REPORT -- REPORT - ACCEPTANCE OF SALARY CONCESSION PRESENTED BY THE SANTA ROSA MANAGEMENT ASSOCIATION, ON BEHALF OF EMPLOYEES IN THE CITY'S UNIT 18 – MISCELLANEOUS MID-MANAGEMENT
[4:25:34 PM](#)

PUBLIC COMMENT:

Jack Osborne, spoke regarding mid management concessions.

MOVED by Councilmember Olivares, seconded by Councilmember Bender, 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. 27768 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TO ACCEPT SALARY CONCESSION PRESENTED BY THE SANTA ROSA MANAGEMENT ASSOCIATION ON BEHALF OF EMPLOYEES IN THE CITY'S UNIT 18 – MISCELLANEOUS MID-MANAGEMENT

11.3 REPORT -- REQUEST TO TERMINATE THE EXISTING MEMORANDUM OF OPTION TO PURCHASE BETWEEN THE HOUSING AUTHORITY OF THE CITY OF SANTA ROSA AND THE CITY OF SANTA ROSA FOR 983 SONOMA AVENUE

(BROOKWOOD HOMELESS SHELTER)
[4:34:12 PM](#)

PUBLIC COMMENT:

Jack Osborne, asked for and received clarification on this item.

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

RESOLUTION NO. 27769 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TERMINATING THE EXISTING MEMORANDUM OF OPTION TO PURCHASE BETWEEN THE HOUSING AUTHORITY OF THE CITY OF SANTA ROSA AND THE CITY OF SANTA ROSA FOR 983 SONOMA AVENUE (BROOKWOOD HOMELESS SHELTER)

Mayor Gorin reordered the agenda as follows:

13. MAYOR'S/COUNCILMEMBERS' REPORTS
[4:43:53 PM](#)

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

5:00 P.M.

11.4 PUBLIC HEARING – MITIGATED NEGATIVE DECLARATION – STREAMSIDE DRIVE CREEK PATH ALONG SANTA ROSA CREEK FROM STREAMSIDE DRIVE TO MISSION CIRCLE
[5:04:06 PM](#)

PUBLIC HEARING

Ken Robbins, spoke regarding homeless issues.

Hearing no further testimony, Mayor Gorin closed the public hearing at 5:18 p.m.

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

RESOLUTION NO. 27770 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROVING AND ADOPTING

A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PLAN FOR THE STREAMSIDE DRIVE CREEK PATH PROJECT, APPROVING THE PROJECT, AND AUTHORIZING THE PUBLIC WORKS DEPARTMENT TO PROCEED WITH FINAL DESIGN, RIGHT-OF-WAY ACQUISITION, AND BIDDING

11.5 PUBLIC HEARING – DENSITY BONUS ORDINANCE [5:21:12 PM](#)

PUBLIC HEARING

Wally Schilpp spoke in opposition to Planning Commission recommendations.

Virginia Martinet spoke in opposition to allowing three story buildings near single family dwellings.

David Grabill spoke in support of Council approving the Planning Commission recommendations.

Anne Seeley spoke in opposition to renewability of site concessions.

Hearing no further testimony, Mayor Gorin closed the public hearing at 6:09 p.m.

MOVED by Councilmember Bender, seconded by Councilmember Vas Dupre carried 6-0-1 (Councilmember Sawyer absent), to introduce and waive 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 REPEALING EXISTING CITY CODE CHAPTER 20-31 (RESIDENTIAL DENSITY BONUSES, INCENTIVES, AND CONCESSIONS) AND ADDING CITY CODE CHAPTER 20-31 (DENSITY BONUS AND OTHER DEVELOPER INCENTIVES) WITH REVISED PROVISIONS IMPLEMENTING THE STATE DENSITY BONUS LAW (GOVERNMENT CODE SECTION 65915)

12. WRITTEN COMMUNICATIONS (AND POSSIBLE COUNCIL ACTION)

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

Rachel Bell spoke against war and property issues regarding John Henkel.

John Henkel spoke regarding seizure of his property.

17. ADJOURNMENT OF MEETING [6:57:47 PM](#)

Hearing no further business, Mayor Gorin adjourned the meeting at 6:57 p.m. The next regularly scheduled meeting will take place on November 30, 2010, at a time to be set by the Mayor.

Approved on: December 7, 2010

Gayle Petersen
Acting City Clerk