

**SANTA ROSA CITY COUNCIL MEETING MINUTES
TUESDAY, MAY 17, 2011
COUNCIL CHAMBER, CITY HALL, 100 SANTA ROSA AVENUE
REGULAR MEETING**

**2:00 PM (MAYOR'S CONFERENCE ROOM,
ROOM 10)**

1. CALL TO ORDER AND ROLL CALL

Mayor Olivares called the meeting to order at 2:00 p.m. Council Members present: Mayor Olivares, Vice Mayor Ours, Council Members Bartley, Gorin, Sawyer, Vas Dupre and Wysocky.

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, Chris Sliz, Employee Relations Manager and Jennifer Phillips, Assistant City 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).

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

3. STUDY SESSION – [2:43:19 PM](#)

3.1 PARKING DISTRICT AND POLICY OVERVIEW

Staff provided an overview of the Parking District, including how parking interrelates with economic development in the downtown. This item will discuss the history of the Parking District, provide information regarding parking policies, and allow the Council to discuss and provide direction regarding the future direction of the City's Parking District.

PUBLIC COMMENT

Steve Birdlebaugh spoke on the cost of parking.

Anne Seeley for concerned Citizens of Santa Rosa spoke on whether the city needs another parking garage.

Wayne Boyer asked Council to consider the intangibles of parking issues such as the energy and vitality along with the tangible issues.

Paul Schwartz spoke on the costs of parking downtown and the businesses that have left because of those costs and asked the Council to look at those numbers.

4. ANNOUNCEMENT OF ROLL CALL [4:23:53 PM](#)

Council Members were present as noted above.

5. REPORT, IF ANY, ON STUDY AND CLOSED SESSION(S) [4:24:14 PM](#)

City Manager Kathy Millison announced the Parking Overview Study Session.

6. PROCLAMATIONS/PRESENTATIONS [4:24:36 PM](#)

6.1 PROCLAMATION - SANTA ROSA COMMUNITY HEALTH CENTERS 15TH ANNIVERSARY

6.2 PROCLAMATION - SMALL BUSINESS WEEK

6.3 PROCLAMATION – ROSE PARADE HONORS

7. STAFF BRIEFINGS [4:38:18 PM](#)

7.1 WATER-USE EFFICIENCY POSTER CONTEST AWARDS [4:38:39 PM](#)

Gail Chavez gave a brief overview of the Water-Use Efficiency Poster Contest followed by the Water-Use Efficiency Poster Contest awards presentation to the winning 3rd and 4th grade students.

7.2 NXLEVEL® ENTREPRENEUR COURSE [4:43:10 PM](#)

Noah Harris from the Small Business Center gave an overview of the NxLevel® Entrepreneur Course, an intensive, 12-session business development program designed to help entrepreneurs advance their skills in growing and managing their business. The course is offered through the Small Business Development Center at Santa Rosa Junior College and is an integral program to support both Santa Rosa and Sonoma County entrepreneurs in competing successfully in today's economy.

8. APPROVAL OF MINUTES – May 3, 2011, Regular Meeting Minutes [4:50:19 PM](#)

9.A MAYOR'S/COUNCILMEMBERS' REPORTS [4:51:19 PM](#)

1. STATEMENTS OF ABSTENTION BY COUNCIL MEMBERS

No statements of abstention were made.

2. REPORTS BY COUNCILMEMBERS REGARDING VARIOUS AGENCY MEETINGS ATTENDED (IF NEEDED) [4:51:28 PM](#)

- Sonoma County Transportation Authority (SCTA)
- Sonoma County Water Agency (SCWA)

- Solid Waste Advisory Group (SWAG)
- Other

9.B CITY MANAGER'S/CITY ATTORNEY'S REPORTS [5:12:29 PM](#)

10. CONSENT ITEMS [5:14:05 PM](#)

MOVED by Vice Mayor Ours, seconded by Council Member Sawyer, carried unanimously, to adopt the motion and adopt and waive reading of the text of the resolution in items 10.1 through 10.4 as follows:

10.1 RESOLUTION - WAIVER OF BIDS, SOLE SOURCE CONTRACT AWARD - PARKING ACCESS AND REVENUE CONTROL SYSTEM UPGRADE

PUBLIC COMMENT

Willard Richards spoke in favor of the waiver of bids, sole source contract award for the parking access and revenue control system upgrade.

RESOLUTION NO. 27875 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA WAIVING COMPETITIVE BIDDING AND APPROVING A SOLE SOURCE CONTRACT FOR A PARKING ACCESS AND REVENUE CONTROL SYSTEM UPGRADE IN AN AMOUNT NOT TO EXCEED \$322,407

10.2 RESOLUTION - APPROPRIATION OF ACCRUED INTEREST OF PROPOSITION 42 FUNDS FOR WEST COLLEGE AVENUE AND SUMMERFIELD ROAD OVERLAY PROJECT

RESOLUTION NO. 27876 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA APPROPRIATING ACCRUED INTEREST IN FUND 1238 – TRAFFIC CONGESTION RELIEF FUND (TCRF) (AKA PROPOSITION 42) FOR 2009 ECONOMIC STIMULUS OVERLAY AT VARIOUS LOCATIONS - WEST COLLEGE AVENUE AND SUMMERFIELD ROAD

10.3 RESOLUTION - ASSESSMENT LIEN AGAINST THE REAL PROPERTY LOCATED AT 1618 EDGEWOOD LANE

RESOLUTION NO. 27877 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA CONFIRMING THE AMOUNT OF A SPECIAL ASSESSMENT, CONFIRMING AND ORDERING THE RECOVERY OF PENALTIES AND COSTS ASSESSED AND IMPOSED BY THE ADMINISTRATIVE HEARING OFFICER FOR VIOLATIONS OF CITY CODE PROVISIONS OCCURRING ON THE PROPERTY AT 1618 EDGEWOOD LANE, SANTA ROSA, A.P.N. 010-364-002, AND ORDERING THE ASSESSMENT BE COLLECTED ON THE TAX ROLL BY THE SONOMA COUNTY TAX COLLECTOR

10.4 RESOLUTION - SUPPORTING THE INSTALLATION OF A MURAL ON THE 9TH STREET UNDERCROSSING HWY. 101 AND ASSUMING RESPONSIBILITY FOR ITS MAINTENANCE AND UPKEEP

PUBLIC COMMENT

Allen Thomas supported the installation of the 9th Street mural.

RESOLUTION NO. 27878 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA SUPPORTING THE INSTALLATION OF A MURAL ON THE 9TH STREET UNDERCROSSING OF HWY. 101 AND ASSUMING RESPONSIBILITY FOR ITS MAINTENANCE AND UPKEEP

11. REPORT ITEMS [5:18:59 PM](#)

11.1 REPORT -- ESTABLISHING A NEW LETTER OF CREDIT AND APPOINTING A NEW REMARKETING AGENT FOR THE CITY OF SANTA ROSA PENSION OBLIGATION REFUNDING BONDS SERIES 2003A

Lawrence Chiu, Finance Director, made the staff presentation and introduced Sarah Hollenbeck from Public Financial Management and Bill Madison from Jones Hall. Mr. Chiu gave an overview of the Pension Obligation Bond.

Bill Madison from Jones Hall spoke about how variable rate bonds work.

Sara Hollenbeck from Public Financial Management spoke about the pricing of the letter of credit.

Daniel Feitelberg from JP Morgan spoke about JP Morgan being the marketing agent for the bond.

PUBLIC COMMENT:

No public comment made.

Council discussion ensued.

MOVED by Council Member Bartley, seconded by Council Member Sawyer, carried unanimously, to adopt and waive reading of the text of the resolution in item 11.1 as follows:

RESOLUTION NO. 27879 ENTITLED:

RESOLUTION OF THE CITY OF SANTA ROSA APPROVING THE SUBSTITUTION OF A LETTER OF CREDIT FOR THE CITY'S 2003 VARIABLE RATE DEMAND PENSION OBLIGATION BONDS, A REIMBURSEMENT AGREEMENT, A FIRST SUPPLEMENTAL INDENTURE OF TRUST, A REMARKETING AGREEMENT AND A REOFFERING CIRCULAR, AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO

11.2 REPORT -- AIRFIELD PARK MITIGATION SITE CONSERVATION EASEMENT AND MAINTENANCE ENDOWMENT [5:42:11 PM](#)

David Montague from Public Works made the staff presentation.

PUBLIC COMMENT:

No public comment made.

Council discussion ensued.

MOVED by Council Member Sawyer, seconded by Council Member Wysocky, carried unanimously, to adopt and waive reading of the text of the resolution in item 11.2 as follows:

RESOLUTION NO. 27880 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA GRANTING A CONSERVATION EASEMENT, APPROVING A RECIPIENT AGREEMENT AND ESTABLISHING A MAINTENANCE ENDOWMENT TO MITIGATE FOR THE CONSTRUCTION OF AIRFIELD PARK

**11.3 REPORT - PROPOSITION 42
MAINTENANCE OF EFFORT [5:50:37 PM](#)**

Rick Moshier, Director of Public Works, made the staff presentation describing the requirements of Proposition 42.

PUBLIC COMMENT:

No comments made.

Council discussion ensued.

MOVED by Council Member Vas Dupre, seconded by Council Member Bartley, carried unanimously, to adopt and waive reading of the text of the resolution in item 11.3 as follows:

RESOLUTION NO. 27881 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AUTHORIZING VARIOUS FUND TRANSFERS IN ORDER TO RETAIN \$1,475,796 IN PROPOSITION 42 FUNDS

**11.4 REPORT – APPEAL OF PUBLIC
CONVENIENCE OR NECESSITY (PCN)
DETERMINATION FOR THE "OFF SALE"
ALCOHOL LICENSE FOR BEER AND
WINE FOR TOWER MARKET #[56:03:21 PM](#)**

Gillian Hayes, City Planner, made the presentation and gave a history of the project located on Farmers Lane.

PUBLIC COMMENT

Nick Battaglia, the Appellant, stated that the store would not be open 24 hours a day and they do not franchise. He stated they want to do the right thing for the community.

City Council discussion ensued.

MOVED by Council Member Wysocky, seconded by Council Member Vas Dupre, carried 4-3-0 (Mayor Olivares and Council Members Gorin and Bartley voting NO) to uphold the appeal and bring back a resolution to Council on the next consent calendar.

**11.5 REPORT – 1135 SOUTH A STREET
VACATION OF RIGHT OF WAY [6:28:23 PM](#)**

Bill Rose made the staff presentation and reported this is the first step in the vacation process.

PUBLIC COMMENT

James Bennett, owner of Good Stuff Auto, spoke on his concerns for this project but supported the efforts.

Ken Blackman spoke on behalf of the developers, Mr. Amaturro and Mr. Bone, of this project.

Mr. Amaturro and Mr. Bone showed a mock-up of the facility.

Council discussion ensued.

MOVED by Council Member Gorin, seconded by Vice Mayor Ours, carried unanimously, to adopt and waive reading of the text of the resolution in item 11.5 as follows:

RESOLUTION 27882 ENTITLED:
RESOLUTION OF INTENTION OF THE COUNCIL OF THE CITY OF SANTA ROSA TO CONSIDER VACATION OF PUBLIC RIGHT OF WAY

**11.6 REPORT – CALEPA ELECTRONIC
REPORTING GRANT
APPLICATION [6:43:42 PM](#)**

Scott Moon made the staff presentation and reported on the service.

PUBLIC COMMENT

No comments made.

MOVED by Council Member Ours, seconded by Council Member Bartley, carried unanimously, to adopt and waive reading of the text of the resolution in item 11.6 as follows:

RESOLUTION 27883 ENTITLED:
RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA AUTHORIZING THE FIRE DEPARTMENT TO APPLY FOR GRANT FUNDS FROM THE CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY FOR THE PURPOSE OF IMPLEMENTING AN ELECTRONIC REPORTING SYSTEM

**12. WRITTEN COMMUNICATIONS (AND
POSSIBLE COUNCIL ACTION) [6:46:11 PM](#)**

**12.1 WIRELESS TAX FAIRNESS ACT OF 2011 -
OPPOSITION LETTERS**

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

**OPEN SESSION, AND
ANNOUNCEMENTS, IF ANY**

**14. PUBLIC COMMENTS ON NON-AGENDA
MATTERS**

No comments made.

15. ADJOURNMENT OF MEETING [6:47:45 PM](#)

Hearing no further business, Mayor Olivares adjourned the meeting at 6:47 p.m. The next regularly scheduled meeting will take place on May 24, 2011, at a time to be set by the Mayor.

Approved on: June 28, 2011

Stephanie A. Williams
Deputy City Clerk