



**CITY OF ROHNERT PARK CONCURRENT MEETING MINUTES FOR:
City Council
Community Development Commission
Rohnert Park Financing Authority**

**May 27, 2008
Tuesday**

The Concurrent Meetings of the City of Rohnert Park for the City Council, the Community Development Commission and the Rohnert Park Financing Authority met this date for a Regular Meeting to commence at 6:00 p.m. at the Rohnert Park City Hall, 6750 Commerce Boulevard, Rohnert Park, with Mayor Mackenzie presiding.

DEMONSTRATION OF NEW SPLIT-BODY COLLECTION VEHICLE BY ROHNERT PARK DISPOSAL: Steve McCaffrey, Rohnert Park Disposal, demonstrated to Council Members, staff, and members of the public the new split-body collection vehicle.

REGULAR MEETING

Call to Order: Mayor Mackenzie called the Regular Meeting to order at 6:16 p.m.

Roll Call: Breeze, Smith, Stafford, Vidak-Martinez, Mackenzie

Staff present for all or part of the Regular Meeting: City Manager Donley, Assistant City Attorney Atencio, Assistant City Manager Schwarz, Director of Administrative Services Lipitz, Director of Public Works/City Engineer Jenkins, Director of Public Safety Bullard, Director of Community Development Bendorff, Management Analyst Babonis, Deputy City Engineer Barnes, Management Analyst Tacata, Deputy City Clerk Griffin, and Videographer Beltz.

PLEDGE OF ALLEGIANCE:

Danielle Gardner-Stockton and K.C. McNaughton, students, Thomas Page Elementary School, led the Pledge of Allegiance. Mayor Mackenzie **PRESENTED** Danielle with a card and a pen.

1. MAYOR'S PRESENTATIONS:

Mayor's Presentation of Resolution No. 2008-66 Congratulating Sara Choi and Wishing Her Every Success as She Competes for the Miss California Title: Mayor Mackenzie **READ AND PRESENTED** Ms. Choi with Resolution No. 2008-66. Ms. Choi played a violin piece by Pablo de Sarasate.

Mayor's Presentation of Proclamations and Awards to Russian River Watershed Association Student Video Contest Winners: Cari Olin, Sonoma County Water Agency (SCWA) Programs Specialist, shared introductory comments, and the three winning videos were played for Council and the audience.

Third Place, Bret Smith, Casa Grande High School, "Don't Waste Water: The Little Jimmy Story": Mayor Mackenzie **PRESENTED** a proclamation and award check to Bret.

Mayor Mackenzie **ANNOUNCED** second and first place winners as follows:

Second Place, Anna Blanchard, Jared Jensen, and Nick Laurent, Novato High School/Marin School of the Arts, "Frederick the Water Drop": Unable to attend to accept award due to the closure of Highway 101.

First Place, Joe Montoya, Novato High School/Marin School of the Arts: "Don't Waste Water": Unable to attend to accept award due to the closure of Highway 101.

Mayor's Presentation of Proclamations Recognizing and Honoring Members of the Parks, Recreation, and Open Space (PROS) Committee: Mayor Mackenzie **PRESENTED** proclamations to the following PROS Committee members in attendance: Richard Amerding, Daniel Blanquie, Cindy Peterson, and Vice Mayor Pam Stafford. Susan Adams, Nick Aronis, Michael Bird, Bonnie Black, Tim Danesi, Gerald Griffin, and Recreation Services Manager Guy Miller were not in attendance.

2. CHAMBER OF COMMERCE QUARTERLY REPORT:

Rohnert Park Chamber of Commerce Quarterly Report: Amy Ahanotu and Pat Savage provided a brief oral update regarding Chamber of Commerce activities/matters, including the following items: Hiring of a new executive director, installation of the new Board of Directors, development of a new business directory, the Chamber budget, a move towards transparency in Chamber activities, the North Bay Business Expo, and the upcoming Art & Wine Festival, Holiday Lights, and golf tournament events.

3. SANTA ROSA SUBREGIONAL WASTEWATER TREATMENT SYSTEM:

Presentation regarding the Santa Rosa Geysers Recharge Project by Dan Carlson, Deputy Director of Utilities – Subregional, City of Santa Rosa: Dan Carlson, City of Santa Rosa Utilities Department, provided an update regarding the Subregional Wastewater Treatment System and the Geysers Expansion Project via PowerPoint presentation. He **DISTRIBUTED** a flyer regarding Medicine Drop-Off Locations, and he responded to Council questions and comments.

4. UNSCHEDULED PUBLIC APPEARANCES/COMMENTS:

Lebo Newman, Coast Landscape Management, Inc., requested Council pull the Award of Landscape Services – North for further discussion.

Duane Faloni, Trugreen Landcare, Inc., spoke in favor of the City's landscape Request-for-Proposal process.

5. CONSENT CALENDAR:

Council Member Smith signified removal of Resolution Nos. 2008-73 and 2008-74. City Manager Donley signified removal of Resolution No. 2008-75. Council Member Breeze signified removal of Resolution Nos. 2008-76 and 2008-77.

1. Approval of Minutes for:
 - City Council Special Meeting – May 13, 2008
 - City Council Portion of Regular Concurrent Meetings – May 13, 2008
2. Approval of City Bills/Demands for Payment in the amount of \$1,910,947.19
3. Resolutions for Adoption:

2008-72 Accepting Project and Directing the City Engineer to File Notice of Completion for the Booster Pump Station Project No. 2003-12

2008-78 2008-78 Calling for Sealed Bids for the Rohnert Park 2008 Various Streets Surface Repairs Project, City Project No. 2007-13

Upon **MOTION** by Council Member Vidak-Martinez, seconded by Vice Mayor Stafford, and **UNANIMOUSLY APPROVED**, reading was waived, and the Consent Calendar, with the exception of Resolution Nos. 2008-73, 2008-74, 2008-75, 2008-76, and 2008-77, was **UNANIMOUSLY ADOPTED**.

Items for consideration:

2008-73 Awarding the Contract to Coast Landscape Management, Inc. for Landscape Maintenance Services – Rohnert Park South

2008-74 Awarding the Contract to Trugreen Landcare, Inc. for Landscape Maintenance Services – Rohnert Park North

Council Member Smith acknowledged the letter from Coast Landscape Management, Inc., and its request for further discussion, and he recommended supporting staff's recommendation. Upon **MOTION** by Council Member Smith, seconded by Council Member Breeze, and **UNANIMOUSLY APPROVED**, reading was waived and Resolution Nos. 2008-73 and 2008-74 were **SEPARATELY AND CONSECUTIVELY ADOPTED**.

2008-75 Approving Job Description and Salary Range for Supervising Maintenance Worker and Authorizing Recruitment for the Position

City Manager Donley **DEFERRED** consideration of Resolution No. 2008-75 to a future Council meeting due to ongoing meet-and-confer with the Service Employees International Union (SEIU).

2008-76 Approving as Amended the Outline of Certain Conditions of Employment, Fringe Benefits and Salary Adjustments for the Confidential Unit

2008-77 Approving as Amended the Outline of Certain Conditions of Employment, Fringe Benefits and Salary Adjustments for the Management Unit

Council Member Breeze stated that there was concern by a constituent that said resolutions and outlines were not accessible on the City's Web site. Upon **MOTION** by Council Member Smith, seconded by Council Member Vidak-Martinez, and **APPROVED 4-0-1** with Council Member Breeze dissenting, Resolution Nos. 2008-76 and 2008-77 were **SEPARATELY AND CONSECUTIVELY ADOPTED.**

6. CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM (CalPERS) CONTRACT AMENDMENT:

Consideration of Approving an Amendment to the Contract between the City Council of the City of Rohnert Park and the Board of Administration of the California Public Employees' Retirement System (CalPERS) regarding the Annual Cost-of-Living Allowance Increase:

1. Staff Report: City Manager Donley reviewed the contents of the Staff Report.
2. Public Comments: None.
3. Ordinance for Adoption:

Waive Further Reading and Adopt Ordinance by Reading Title:

No. 797 Authorizing an Amendment to the Contract between the City Council of the City of Rohnert Park and the Board of Administration of the California Public Employees' Retirement System

Upon **MOTION** by Council Member Smith, seconded by Vice Mayor Stafford, and **APPROVED 4-0-1** with Council Member Breeze dissenting, reading was waived and Ordinance No. 797 was **ADOPTED BY ROLL CALL VOTE.**

7. GRADING ORDINANCE AMENDMENTS:

Consideration of Proposed Amendments to Chapter 15.50, Excavations, Grading and Fills, of Title 15, Buildings and Construction, of the Rohnert Park Municipal Code:

1. Staff Report: Deputy City Engineer Barnes reviewed the contents of the Staff Report.
2. Public Comments: None.

3. Ordinance for Adoption:

Waive Further Reading and Adopt Ordinance by Reading Title:

No. 798 Amending Chapter 15.50, Excavations, Grading and Fills, of Title 15, Building and Construction, of the Rohnert Park Municipal Code

Upon **MOTION** by Council Member Smith, seconded by Council Member Breeze, and **UNANIMOUSLY APPROVED**, reading was waived and Ordinance No. 798 was **ADOPTED BY ROLL CALL VOTE**.

8. GROWTH MANAGEMENT PROGRAM:

Consideration of Annual Policy Review of the Growth Management Program:

1. Staff Report: Director of Community Development Bendorff reviewed the contents of the Staff Report via a PowerPoint presentation.
2. Public Comments: None.
3. Council discussion: Council **CONCURRED** to receive and file said report.

9. SEWER LATERAL REPLACEMENT GRANT PROGRAM:

Consideration of Establishing a Sewer Lateral Replacement Grant Program:

1. Staff Report: Management Analyst Tacata reviewed the contents of the Staff Report and responded to Council questions and comments.
2. Public Comments: None.
3. Resolution for Adoption:

2008-79 Establishing a Sewer Lateral Replacement Grant Program in the City of Rohnert Park

Council **CONCURRED** to direct staff to report back on said matter in twelve (12) months. Upon **MOTION** by Council Member Vidak-Martinez, seconded by Council Member Smith, and **UNANIMOUSLY APPROVED**, reading was waived and Resolution No. 2008-79 was **ADOPTED**.

10. REFUSE, RECYCLABLE MATERIALS, COMPOSTABLE MATERIALS AND STREET SWEEPING SERVICES:

Consideration of Approving an Amended and Restated Agreement with Rohnert Park Disposal, Inc.:

1. Staff report: Management Analyst Babonis reviewed the contents of the Staff Report and responded to Council questions and comments.

2. Public Comments:

Steve McCaffrey, Rohnert Park Disposal, spoke in favor of the agreement to extend the contract.

3. Resolution for Adoption:

2008-80 Approving an Amended and Restated Agreement with Rohnert Park Disposal, Inc. for Refuse, Recyclable Materials, Compostable Materials and Street Sweeping Services

Upon **MOTION** by Council Member Vidak-Martinez, seconded by Vice Mayor Stafford, and **UNANIMOUSLY APPROVED**, reading was waived and Resolution No. 2008-80 was **ADOPTED**.

RECESS: Mayor Mackenzie declared a recess at 8:44 p.m.

RECONVENE: Mayor Mackenzie reconvened the full Council at 8:50 p.m.

11. COUNCIL PROTOCOLS:

Consideration of City Council Protocols including Council Procedural Rules:

1. Staff Report: City Manager Donley reviewed the contents of the Staff Report.
2. Public Comments: None.
3. Council discussion/direction/action: Council **CONCURRED** to direct staff to return with a draft ordinance to include the following items:

Gender-neutral language

Meeting dates on the first and third Tuesday of every month, effective January, 2009, with staff checking with the Cotate-Rohnert Park Unified School District (CRPUSD) and other City boards and commissions for potential conflicts

Packet distribution to be held on Thursdays only

List of current agenda topics to be listed under heading "Order of Business"

Preference for standard adjournment

Existing Rules of Decorum to remain

Prohibition of the use of electronic devices by Council Members during a meeting

Reduction of the requirement to place an item on the agenda fro 3 to 2 votes

Per the City of Ventura's City Council Protocols:

Do not include City of Ventura's Section IV regarding "Quasi-Judicial Proceedings"

Do include: Section regarding "Regular Meetings"

Section regarding "Public Hearings"

Section regarding "Addressing the City Council"

Section regarding "Policy Decision-Making Processes," but exclude the process steps.

Section regarding "Letters Addressed to Individual Council Members"

12. COUNCIL COMMITTEE AND/OR OTHER REPORTS:

1. Public Safety Commander Swearing-In Ceremony, 5/14: Mayor Mackenzie and Vice Mayor Stafford noted attendance at said ceremony.
2. Santa Rosa Plain Conservation Strategy Implementation (California Tiger Salamander) Committee meeting, 5/21: Mayor Mackenzie provided a brief report on said meeting.
3. Robert E. Dennett Conference Room Dedication, 5/20: Mayor Mackenzie noted attendance at said event.
4. Sonoma-Marin Area Rail Transit Board of Directors meeting, 5/21: Mayor Mackenzie noted attendance at said meeting.
5. Sonoma County Waste Management Agency meeting, 5/21: Council Member Smith provided a brief report on said meeting.
6. Sonoma County Agricultural Preservation and Open Space District Advisory Committee meeting, 5/22: Council Member Smith provided a brief report on said meeting.
7. Other informational reports, if any:

Councilmember Smith: Sonoma County Board of Supervisors Workshop on Divestiture of Solid Waste Assets, 5/15; JC Lewis Insurance Services Open House/Ribbon Cutting, 5/19. Other reports, if any: Sonoma State University commencement.

Council Member Breeze: Other reports, if any: None.

Council Member Vidak-Martinez: International Council for Local Environmental Initiatives (ICLEI) Local Action Summit, 5/14-5/16 – **DISTRIBUTED AND REVIEWED** materials from said summit; Girl Scouts at City Hall, 5/19. Other reports, if any: Memorial Day Ceremony.

Vice-Mayor Stafford: Other reports, if any: Hyperbaric Recovery Ribbon Cutting/Grand Opening; Education Foundation's Teacher Appreciation Event; Senior Center Extravaganza; Sonoma State Commencement (afternoon); Memorial Day Ceremony.

Mayor Mackenzie: Laguna Foundation Stakeholders meeting, 5/15; Climate Protection: Everybody Profits IV, 5/16; Luther Burbank Rose Parade & Festival, 5/17; Building the North Bay 2008 Construction Conference, 5/20; visit with guests from Tanzania, 5/20. Other reports, if any: None.

13. COMMUNICATIONS:

Council Member Smith called attention to a media alert regarding a Copeland Creek Clean-up by Mountain Shadows Middle School students.

Council Member Vidak-Martinez **DISTRIBUTED AND REVIEWED** an article from the San Francisco Chronicle regarding mental health care for veterans.

14. MATTERS FROM/FOR COUNCIL:

1. Calendar of Events: Document provided to Council in agenda packets.
2. City Council Agenda Forecast: Document provided to Council in agenda packets.
3. Other informational items, if any:
 - a. Stadium Lands: Council Member Smith informed Council of a meeting he had with Dennis Hunter and Ernie Carpenter regarding the Stadium Lands.
 - b. Federated Indians of Graton Rancheria (FIGR): Council Member Breeze informed Council of her communications with Greg Sarris of FIGR.

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

1. Budget Structure Outline: City Manager Donley discussed the current status of the budget cuts and staff's intention to freeze vacant positions.
2. Legislative Update:
 - a. May Revision to 2008-2009 State Budget: Assistant City Manager Schwarz reviewed Governor Schwarzenegger's May revisions to the State Budget, and he discussed the status of bills on the hot list, indicating that he will work with Mayor Mackenzie on a request for a veto of Assembly bill 983 regarding public contracts.
 - b. Water Conservation - Letters regarding AB 2153 (Krekorian) and AB 2175 (Laird):

Council discussion/direction: Upon recommendation by Assistant City Manager Schwarz, Council **CONCURRED** to direct staff to send letters of opposition under the Mayor's signature regarding water conservation bills AB 2153 and AB 2175.
3. Neighborhood Garden Update: City Manager Donley reviewed the contents of the Staff Report.

Dan Hubley, Boys & Girls Club, spoke in favor of a Neighborhood Garden at the Boys & Girls Club provided said garden is funded and safe.

Council direction: A **MOTION** was made by Council Member Vidak-Martinez to support the staff's recommendation as outlined in the Staff Report. Said motion **FAILED FOR LACK OF A SECOND**.

A **MOTION** was made by Council Member Smith, seconded by Vice Mayor Stafford, (1) to direct staff to work with the Boys & Girls Club, the Occidental Arts and Ecology Center, and the Federated Indians of Graton Rancheria (FIGR) to determine if the site in B Park near the Boys & Girls Club is suitable for a neighborhood or community garden; and (2) to direct staff to return to Council with a proposal for a site lease at a nominal fee, during a trial period, at no cost to the City, and with funding for the garden to be provided by FIGR directly to the Boys & Girls Club.

FOR THE RECORD, Council Member Breeze stated that she will support said motion as the direction is in keeping with the spirit of the Tribe's gift with the benefit of an added bonus to a local non-profit. Said motion was **UNANIMOUSLY APPROVED**.

4. Other informational items, if any: None.

16. PUBLIC COMMENTS:

None.

ADJOURNMENT: Mayor Mackenzie adjourned the City Council meeting at 10:46 p.m. to consecutively and separately convene the meetings of the Community Development Commission and the Rohnert Park Financing Authority.

**MINUTES FOR THE COMMUNITY DEVELOPMENT COMMISSION
OF THE CITY OF ROHNERT PARK**
Tuesday, May 27, 2008

Call to Order: 10:46 p.m.

Roll Call: Breeze, Smith, Stafford, Vidak-Martinez, Mackenzie

Also present: Executive Director Donley, Assistant General Counsel Atencio, Assistant Executive Director Schwarz, Deputy Secretary Griffin, and Videographer Beltz

Unscheduled public appearances: None.

1. CDC CONSENT CALENDAR:

1. Approval of Meeting Minutes for:
CDC Portion of Regular Concurrent Meetings – May 13, 2008
2. Approval of CDC Bills/Demands for Payment in the amount of \$15,208.30

A **MOTION** was made by Commissioner Smith, seconded by Vice Chair Stafford, to approve the Consent Calendar. After the motion, reading was waived, and the CDC Consent Calendar, as outlined in the agenda, was **UNANIMOUSLY APPROVED**.

Executive Director's Report: Executive Director Donley reported that the Strike Team was sent to the Santa Cruz Mountains to aid in response to the recent fires.

2. **ADJOURNMENT:** There being no further business, Chairperson Mackenzie adjourned the CDC meeting at 10:47 p.m.
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**MINUTES FOR THE
ROHNERT PARK FINANCING AUTHORITY**
Tuesday, May 27, 2008

Call to Order: 10:47 p.m.

Roll Call: Breeze, Smith, Stafford, Vidak-Martinez, Mackenzie

Also present: Executive Director Donley, Assistant General Counsel Atencio, Assistant Executive Director Schwarz, Deputy Secretary Griffin, and Videographer Beltz

Unscheduled public appearances: None.

1. RPFA CONSENT CALENDAR:

1. Approval of Minutes for:
RPFA Portion of Regular Concurrent Meetings – May 13, 2008

Upon **MOTION** by Member Vidak-Martinez, seconded by Member Breeze, the RPFA Consent Calendar, as outlined in the agenda, was **UNANIMOUSLY APPROVED**.

2. **ADJOURNMENT:** There being no further business, Chairperson Mackenzie adjourned the meeting of the RPFA at 10:48 p.m.
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***Katy Leonard**
Certified Shorthand Reporter
C.S.R. 11599

Jake Mackenzie
Mayor
City of Rohnert Park

*(Minutes written in absentia)