



AGENDA (REVISED)

SAN RAFAEL CITY COUNCIL - MONDAY, AUGUST 19, 2024

SPECIAL MEETING AT 4:45 P.M.

REGULAR MEETING AT 6:00 P.M.

This meeting will be held in-person. This meeting is being streamed to YouTube at www.youtube.com/cityofsanrafael.

How to participate in the meeting:

- You are welcome to come to the meeting and provide public comment in person. Each speaker will have 2-minutes to provide public comment per agenda item.
- Submit your comments by email to city.clerk@cityofsanrafael.org by 4:00 p.m. the day of the meeting.

If you experience technical difficulties during the meeting, please contact city.clerk@cityofsanrafael.org.

SPECIAL MEETING AT 4:45 P.M.

San Rafael Third Floor Conference Room
1400 Fifth Avenue, San Rafael, CA 94901

Watch Online:

Watch on Zoom Webinar: <https://tinyurl.com/sm-2024-08-19>

Listen by phone: (669) 900-9128

ID: 879-9873-4798#

One Tap Mobile: +16699009128,,87998734798# US

1. **Planning Commission Interviews**

Interview Applicants and Make Appointments to One Four-Year Term and Two Alternate Member Four-Year Term Licensed Architect Seats on the Planning Commission to the End of October 2028; And Appoint Current Planning Commissioners to Specific Seats on the Planning Commission to Finalize Membership on the Commission (CC)

Recommended Action - Interview applicants and make appointments

OPEN SESSION

1. None.

CLOSED SESSION

2. Closed Session: - None.

REGULAR MEETING AT 6:00 P.M.

San Rafael City Hall, Council Chambers
1400 Fifth Avenue, San Rafael, CA 94901

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ID: 860-6190-5675#

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CITY MANAGER AND COUNCILMEMBER REPORTS:

(including AB 1234 Reports on Meetings and Conferences Attended at City Expense)

3. City Manager and Councilmember Reports:

CONSENT CALENDAR:

The opportunity for public comment on consent calendar items will occur prior to the City Council's vote on the Consent Calendar. The City Council may approve the entire consent calendar with one action. In the alternative, items on the Consent Calendar may be removed by any City Council or staff member, for separate discussion and vote.

4. Consent Calendar Items:

a. **City Quarterly Investment Report**

Acceptance of City of San Rafael Quarterly Investment Report for the Quarter Ending June 30, 2024 (Fin)

Recommended Action - Accept report

b. **Caltrans Maintenance Agreement Amendment**

Rescind Resolution 15306 and Adopt Resolution Approving and Authorizing the City Manager to Execute Amendment No. 1 to the Supplemental Freeway Maintenance Agreement with Caltrans (PW)

Recommended Action - Rescind Resolution 15306 and Adopt Resolution

c. **Caltrans Property Relinquishment**

Resolution Approving and Authorizing the City Manager to Send a Letter to Request that Caltrans Relinquishes the Property East of Redwood Highway and Civic Center Drive (PW)

Recommended Action - Adopt Resolution

d. **Grand Avenue Cycle Track Project**

Accept Completion of the Grand Ave Cycle Track Project, City Project No. 11393, and Authorize the City Clerk to File the Notice of Completion (PW)

Recommended Action - Accept completion of the Grand Ave Cycle Track Project and authorize the City Clerk to file the Notice of Completion

e. **Large Trash Capture Device Projects**

Authorize the City Manager to Enter into Professional Services Agreements to Provide Design Services for Large Trash Capture Devices with:

i. Schaaf & Wheeler Consulting Civil Engineers (S&W) in the Amount Not to Exceed \$476,565

Recommended Action - Authorize the City Manager to enter into a professional services agreement with Schaaf & Wheeler Consulting Civil Engineers ("S&W") to provide design services for large trash capture devices at three locations, in the amount not to exceed \$476,565

ii. BKF Engineers (BKF) in the Amount Not to Exceed \$421,300

Recommended Action - Authorize the City Manager to enter into a professional services agreement with BKF Engineers ("BKF") to provide design services for large trash capture devices at two locations, in the amount not to exceed \$421,300

PUBLIC HEARINGS

5. Public Hearings:

- a. **Proposed Camping Ordinance Amendments, and Informational Report on Homelessness, Including Sanctioned Camping Program, Homeless Program Contracts and Appropriation of Funds**
 - i. Introduction of an Ordinance Amending San Rafael Municipal Code Chapter 19.50 -- Camping on Public Property
Recommended Action - Introduce the Ordinance, waive further reading of the Ordinance, and refer to it by title only
 - ii. Resolution Appropriating \$2,256,400 From the Grants Fund 283 to Support the Initial Costs and Contracts Associated with the Sanctioned Camping Program and Authorizing the City Manager to Execute Contracts in the Amount of \$2,002,400 for the First Phase of the Encampment Resolution Fund Round 3 (ERF3) Grant Program and Other Homelessness Program Services (CM)
Recommended Action - Adopt Resolution
- b. **Amendments to Chapter 15.155 (Urban Lot Splits) and Chapter 15.03 (Minor Subdivisions (Four or Fewer Lots)) of the San Rafael Municipal Code**

Introduction of an Ordinance Amending Chapter 15.155 (Urban Lot Splits) and Chapter 15.03 (Minor Subdivisions (Four or Fewer Lots)) of the San Rafael Municipal Code to Clarify and Improve the Procedure for Implementation of Government Code Section 66411.7 (Senate Bill 9) Related to Urban Lot Splits (PW)
Recommended Action - Introduce the Ordinance, waive further reading of the Ordinance, and refer to it by title only

OTHER AGENDA ITEMS

6. Other Agenda Items:

- a. **Response to the Grand Jury Report on Sea Level Rise**

Resolution Approving and Authorizing the Mayor to Execute the Response to the Marin County Civil Grand Jury Report Titled "Sea Level Rise: The Water is Upon Us We Cannot Run - We Cannot Hide" (CM)
Recommended Action - Adopt Resolution
- b. **Sidewalk Repair Program Update**

Approve the Sidewalk Repair Program as a Permanent Program and Authorize a \$1,000 Increase in Allowable Reimbursement Amount, For a New Total Reimbursement up to \$2,000 in Fiscal Year 2024-25, With an Allowable Yearly Increase Tied to the Consumer Price Index, Up to a Maximum of 3.5% a Year (CM)
Recommended Action - Approve the Sidewalk Repair Program as permanent program and authorize a \$1,000 increase in allowable reimbursement amount, for a new total reimbursement up to \$2,000 in fiscal year 2024-25, with an allowable yearly increase tied to the Consumer Price Index, up to a maximum of 3.5% a year
- c. **Fiscal Year 2023-2024 Budget Amendments**

Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2023-2024 for the Purpose of Confirming Authorized Appropriations and Transfers (Fin)
Recommended Action - Adopt Resolution

d. Pavement Maintenance Project Fiscal Year 2024-25

Award the Construction Agreement for the Pavement Maintenance Project FY 2024-25 to Pavement Coatings Co. and Authorize \$1,900,000 for Project Construction (PW)

Recommended Action - Approve plans and specifications for the Pavement Maintenance Project FY 2024-25 (also referred to as "City Project No. 11454" and "the Project") deemed reasonable by the City Engineer, on file in the Department of Public Works; And, Award a construction agreement (the "Construction Agreement") for the project to Pavement Coatings Co., authorize the City Manager to execute the construction agreement in the amount of \$1,655,880 and authorize the City Manager to amend the contract amount using contingency funds of \$244,120 for a total not to exceed amount of \$1,900,000 for the Project; And, Appropriate \$400,000 from the Gas Tax Fund (206) for the construction agreement to supplement the previously appropriated amount of \$1,500,000 from the Gas Tax Fund (206) included in the FY 2024-25 adopted budget approved on June 17, 2024

OPEN TIME FOR PUBLIC EXPRESSION

The public is welcome to address the City Council at this time on matters not on the agenda that are within its jurisdiction. Please be advised that pursuant to Government Code Section 54954.2, the City Council is not permitted to discuss or take action on any matter not on the agenda unless it determines that an emergency exists, or that there is a need to take immediate action which arose following posting of the agenda. Comments may be no longer than two minutes and should be respectful to the community.

ADJOURNMENT:

Any records relating to an agenda item, received by a majority or more of the Council less than 72 hours before the meeting, shall be available for inspection online and at City Hall, 1400 Fifth Avenue, and placed with other agenda-related materials on the table in front of the Council Chamber prior to the meeting. Sign Language interpreters may be requested by calling (415) 485-3066 (voice), emailing city.clerk@cityofsanrafael.org or using the California Telecommunications Relay Service by dialing "711", at least 72 hours in advance of the meeting. Copies of documents are available in accessible formats upon request. To request Spanish language interpretation, please submit an online form at <https://www.cityofsanrafael.org/request-for-interpretation/>.