



AGENDA

SAN RAFAEL CITY COUNCIL - TUESDAY, SEPTEMBER 3, 2024

REGULAR MEETING AT 6:00 P.M.
San Rafael City Hall, Council Chambers
1400 Fifth Avenue, San Rafael, CA 94901

Watch Online:

Watch on Zoom Webinar: <https://tinyurl.com/cc-2024-09-03>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 444-9171

ID: 844-3204-9611#

One Tap Mobile: +16694449171,,84432049611# US

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.

OPEN SESSION- THIRD FLOOR CONFERENCE ROOM - 4:45 PM

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION - THIRD FLOOR CONFERENCE ROOM - 4:45 PM

2. Closed Session:
 - a. Personnel Matters - Government Code Section 54957
Public Employee Performance Evaluation - City Manager

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. **Approval of Minutes**

Approve the Regular City Council Meeting Minutes of July 15, 2024 and the Regular and Special City Council Meeting Minutes of August 19, 2024 (CC)

Recommended Action - Approve as submitted

- b. Conflict of Interest Code Update**
Resolution Repealing Resolution No. 15117, Re-Adopting the Fair Political Practices Commission Model Conflict of Interest Code as the City's Conflict of Interest Code, and Adopting a Revised List of Designated Employee Positions and Disclosure Categories, to be Incorporated into the City's Conflict of Interest Code (CC)
Recommended Action - Adopt Resolution
- c. Public Art Review Board Bylaws Amendment**
Resolution Amending the Public Art Review Board Bylaws (CC)
Recommended Action - Adopt Resolution
- d. Camping Ordinance Amendment Adoption**
Adoption of Ordinance 2040: An Ordinance Amending San Rafael Municipal Code Chapter 19.50 -- Camping on Public Property (CC)
Recommended Action - Final Adoption of Ordinance No. 2040
- e. Proclamation**
Proclamation Supporting National Preparedness Month 2024 (HR)
Recommended Action - Receive and File
- f. Urban Lot Split Ordinance Adoption**
Adoption of Ordinance 2041: 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 (CC)
Recommended Action - Final Adoption of Ordinance No. 2041
- g. Medi-Cal Intergovernmental Transfer Cost Recovery Program Agreement**
Authorize the City Manager to Execute an Agreement Allowing the San Rafael Fire Department to Participate in a Medi-Cal Intergovernmental Transfer (IGT) Program with the California Department of Health Care Services (DHCS) for the Service Period of January 1, 2023, Through December 31, 2023 (FD)
Recommended Action - Authorize the City Manager to execute an agreement allowing the San Rafael Fire Department to participate in a Medi-Cal Intergovernmental Transfer (IGT) Program with the California Department of Health Care Services (DHCS) for the service period of January 1, 2023, Through December 31, 2023
- h. Fleet Replacement Fiscal Year 2024-2025**
Authorize City Manager to Purchase Three (3) Vehicles for Replacement in an Amount Not to Exceed \$330,000 (PW)
Recommended Action - Authorize the City Manager to purchase three (3) vehicles to replace aging and operationally inadequate vehicles for the City's vehicle fleet in an amount not to exceed \$330,000, which includes a \$30,000 (10%) contingency for unexpected cost increases
- i. B Street Culvert Replacement Project**
Authorize the City Manager to Enter into the First Amendment to the Task Order with Park Engineering, Inc. for Inspection Services Associated with the B Street Culvert Replacement Project, in an Additional Amount of \$54,122.34, Increasing the Total Not-To-Exceed Amount of the Agreement to \$127,560.34 (PW)
Recommended Action - Authorize the City Manager to enter into the First Amendment to the Task Order with Park Engineering, Inc. for inspection services associated with the B Street Culvert

Replacement Project, in an additional amount of \$54,122.34, increasing the total not-to-exceed amount of the agreement to \$127,560.34

j. Stormwater Pump Station Repair Agreement

Approve and Authorize the City Manager to Waive Competitive Bidding and Enter into a Maintenance Agreement with Pump Repair Service Company to Repair Two Stormwater Pumps, in an Amount Not to Exceed \$720,000 (PW)

Recommended Action - Authorize the City Manager to waive competitive bidding and enter into a maintenance agreement with Pump Repair Service Company to repair two stormwater pumps in an amount not to exceed \$720,000; And, appropriate \$360,000 from the Capital Fund (401) to supplement the previously appropriated amount of \$520,000 from the Stormwater Fund (205) included in the FY 2024-25 adopted budget approved on June 17, 2024

k. Citywide Safety Electrical Services Contract Award

Award of Citywide Safety Electrical Services Agreement to DC Electric and Authorize the City Manager to Negotiate and Enter into an Agreement, for up to Five (5) Years for Services in the Total Not-To-Exceed Amount of \$550,000 per Fiscal Year

Recommended Action - Award of Citywide Safety Electrical Services agreement to DC Electric and authorize the City Manager to negotiate and enter into an agreement, for up to five (5) years for services in the total not-to-exceed amount of \$550,000 per fiscal year

l. Special Event Street Closure in San Rafael

Resolution Authorizing the Temporary Closure of Neame Avenue in San Rafael for a Special Event (PD)

Recommended Action - Adopt Resolution

SPECIAL PRESENTATIONS

5. Special Presentations:

- a. Proclamation Supporting Hispanic Heritage Month**
- b. Proclamation Supporting Suicide Prevention Awareness Month**

OTHER AGENDA ITEMS

6. Other Agenda Items:

a. Smoking Ordinance Amendment

Introduction of an Ordinance Amending Sections 9.04.120 of the San Rafael Municipal Code to Allow for a Private Right of Action for Violations of the City's Smoking Ordinance (CM)

Recommended Action - Introduce the Ordinance, waive further reading of the Ordinance, and refer to it by title only

b. Affordable Housing Trust Fund Application Processes

Affordable Housing Trust Fund Rolling Application Process Implementation and Aligning City's Notice of Funding Availability (NOFA) with County of Marin's NOFA Process

Recommended Action - Approve the implementation of the rolling application process for the Affordable Housing Trust Fund, as authorized in the Guidelines for the Administration of the Affordable Housing Trust Fund

c. Personnel Changes

Resolution Approving the Following Personnel Changes: Retitling of the Assistant Director of Community Development Job Classification, Retitling of the Childcare Director Job Classification, Correcting the Operations & Maintenance Superintendent Salary Range; and Adding the Senior Human Resources Analyst, Wildfire Mitigation Program Manager, Chief Assistant City Attorney Positions; and Amending the San Rafael Mid-Management Employee Association, Service Employees International Union Local 1021, and Unrepresented Mid-Management and Executive Salary Schedules; and Updating the Unrepresented Mid-Management Salary Resolution (HR)

Recommended Action - Adopt Resolutions

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/>.