



AGENDA

SAN RAFAEL CITY COUNCIL - MONDAY, SEPTEMBER 16, 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-2024-09-16>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 444-9171

ID: 860-6190-5675#

One Tap Mobile: +16694449171,,86061905675# 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 - 5:00 P.M.

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION - THIRD FLOOR CONFERENCE ROOM - 5:00 P.M.

2. Closed Session:

- a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Paragraph (1) of subdivision (d) of Government Code Section 54956.9: 1 Case

1. Rivera v. City of San Rafael (U.S. District Court, N.D. Cal., Case No. 24-cv-05239-YGR)

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 September 3, 2024 (CC)

Recommended Action - Approve as submitted

b. Smoking Ordinance Amendment

Final Adoption of Ordinance No. 2042: An Ordinance Amending Chapter 9, Section 9.04.120 of the San Rafael Municipal Code to Allow for a Civil Right of Action for Violations of the City's Smoking Ordinance (CM)

Recommended Action - Final Adoption of Ordinance No. 2042

c. Designation of Voting Delegate for the League of California Cities Annual Conference & Expo

Designation of Councilmember Maika Llorens Gulati as Voting Delegate for the 2024 League of California Cities Annual Conference & Expo in Long Beach - October 16-18, 2024 (CC)

Recommended Action - Designate Councilmember Maika Llorens Gulati as the City of San Rafael's voting delegate for the League of California Cities Annual Conference General Assembly in Long Beach from October 16-18, 2024

d. Surplus Vehicle Sale

Declare Listed Vehicles and Equipment as Surplus Property and Authorize the City Manager to Sell, Donate or Dispose of Vehicles (CM)

Recommended Action - Declare the vehicles and equipment listed in the staff report as surplus and authorize the City Manager to sell, donate, or dispose of said vehicles as deemed necessary

e. Downtown Library Renovation Project

Approve Plans, Authorize and Award Agreements for the Construction of the Downtown Library Renovation Project (PW/LR)

Recommended Action -

a. Approve the plans and specifications for the Downtown Library Renovation Project (also referred to as "City Project No. 11439" and "the Project"), deemed reasonable by the City Engineer, on file in the Department of Public Works.

b. Award the construction agreement (the "Construction Agreement") for the Project to Unger Construction, Co., authorize the City manager to execute the Construction Agreement in the amount of \$1,825,000, and authorize the City Manager to amend the contract amount using contingency funds of \$275,000, for a total of \$2,100,000 for the Project.

c. Authorize the City Manager to enter into a Professional Services Agreement with Unico Engineering for construction management and inspection in the amount not to exceed \$210,536.82.

f. Canal Active Transportation Experience Improvements Project Funding Agreement

Resolution Approving and Authorizing the City Manager to Execute a Program Supplement Agreement with Caltrans to Receive State Funds (DPW)

Recommended Action - Adopt Resolution

SPECIAL PRESENTATIONS

5. Special Presentations:

a. Proclamation in Recognition of United Against Hate Week 2024 and Support for Not In Our Town

b. Youth Art Exhibit in City Hall - 'Our Resilient Community' an Exhibit on Sea Level Rise

PUBLIC HEARINGS

6. Public Hearings:

a. **Proposed Update to Master Fee Schedule**

Resolution Authorizing an Update to the City's Master Fee Schedule (Fin)

Recommended Action - Adopt Resolution

OTHER AGENDA ITEMS

7. Other Agenda Items:

a. **Greenhouse Gas Emissions Reports and Climate Action Priorities Update**

Accept the Greenhouse Gas Inventory Reports for 2022 and the Fiscal Year 2023-2025 Two-Year Workplan Priorities Update (CM)

Recommended Action - Accept the Greenhouse Gas Inventory Reports for 2022 and the Fiscal Year 2023-2025 Two-Year Workplan Priorities Update

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/>.