



MINUTES

SAN RAFAEL CITY COUNCIL – MONDAY, OCTOBER 19, 2020

CORONAVIRUS (COVID-19) ADVISORY NOTICE

In response to Executive Order N-29-20, the City of San Rafael will no longer offer an in-person meeting location for the public to attend. This meeting will be streamed through YouTube Live at www.youtube.com/cityofsanrafael. Comments submitted via YouTube Live must be submitted according to the directions located on the YouTube video description. The City is not responsible for any interrupted service. To ensure the City Council receives your comments, submit written comments to the City Clerk prior to the meeting. For more information regarding real-time public comments, please visit our Live Commenting Pilot page at <https://www.cityofsanrafael.org/live-commenting-pilot/>.

Want to listen to the meeting and comment in real-time over the phone? Call the telephone number listed on this agenda and dial the Meeting ID when prompted. Feel free to contact the City Clerk's office at 415-485-3066 or by email to lindsay.lara@cityofsanrafael.org if you have any questions.

Any member of the public who needs accommodations should contact the City Clerk (email lindsay.lara@cityofsanrafael.org or phone at 415-485-3066) who will use their best efforts to provide reasonable accommodations to provide as much accessibility as possible while also maintaining public safety in accordance with the City procedure for resolving reasonable accommodation requests.

Present: Mayor Phillips
Vice Mayor Colin
Councilmember Bushey
Councilmember Gamblin
Councilmember McCullough

Absent: None

Also Present: City Manager Jim Schutz
City Attorney Rob Epstein
City Clerk Lindsay Lara

OPEN SESSION - (669) 900-9128 ID: 860-7415-1238# - 6:15 PM

1. Mayor Phillips announced Closed Session items.

CLOSED SESSION - (669) 900-9128 ID: 860-7415-1238# - 6:15 PM

2. Closed Session:
 - a. Conference with Legal Counsel—Anticipated Litigation
Government Code Section 54956.9(d)(2) and (e)(5): Significant Exposure to Litigation
(One potential case)

REGULAR MEETING AT 7:00 P.M.

Watch online: www.youtube.com/cityofsanrafael

Listen by phone: (669) 900-9128,

ID: 850-6400-3042#

Mayor Phillips called the meeting to order at 7:02 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present.

City Clerk Lindsay Lara informed the community the meeting would be streamed live to YouTube and members of the public would provide public comment either on the telephone or through YouTube live chat. She explained the process for community participation through the telephone and on YouTube.

City Attorney Rob Epstein announced that no reportable action was taken in the Closed Session held prior to the meeting.

CITY MANAGER'S REPORT:

3. City Manager's Report:

City Manager Jim Schutz announced:

- Applications are being accepted for the Park & Recreation Commission and the Board of Library Trustees
- COVID-19 and the City's response updates
- Budget and funding support updates

Chief of Police Diana Bishop spoke on the recent toppled Junipero Serra statue incident at Mission San Rafael.

Mayor Phillips provided comments

OPEN TIME FOR PUBLIC EXPRESSION – 7:00 PM

Mayor Phillips invited public comment

Correspondence in real-time through YouTube or telephone

- Victoria DeWitt, addressed the City Council regarding the project at 38 Upper Fremont, approved by the Planning Commission on September 15, 2020

CONSENT CALENDAR:

Mayor Phillips invited public comment on the Consent Calendar; however, there was none

Councilmember Bushey moved and Councilmember McCullough seconded to approve the Consent Calendar

4. Consent Calendar Items:

- a. **Approval of Minutes**
Approve Minutes of City Council / Successor Agency Regular and Special Meetings of Monday, October 5, 2020 (CC)
Approved minutes as submitted

- b. **Board of Library Trustees Appointment**
Appointment of Cheryl Lentini to Fill One Unexpired Four-Year Term to the End of April 2023 on the Board of Library Trustees (CC)
Approved Appointment

- c. **City Quarterly Investment Report**
Acceptance of City of San Rafael Quarterly Investment Report for the Quarter Ending September 30, 2020 (Fin)
Accepted report

- d. **MCSTOPPP Full Trash Capture Device Project**
Resolution Approving and Authorizing the City Manager to Execute a Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers, Inc. for Design and Environmental Engineering Services Associated with the MCSTOPPP Full Trash Capture Device Project in an Amount Not to Exceed \$135,544 (PW)
Resolution 14864 - Resolution Approving and Authorizing the City Manager to Execute a Professional Services Agreement with Schaaf & Wheeler Consulting Civil Engineers, Inc. for Design and Environmental Engineering Services Associated with the MCSTOPPP Full Trash Capture Device Project in an Amount Not to Exceed \$135,544

- e. **Public Safety Center Street Resurfacing Notice of Completion**
Accept Completion of the Public Safety Center Street Resurfacing Project (City Project No. 11377), and Authorize the City Clerk to File the Notice of Completion (PW)
Accepted completion and authorized City Clerk to file completion

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips
 NOES: Councilmembers: None
 ABSENT: Councilmembers: None

SPECIAL PRESENTATION

5. Special Presentation:

- a. Presentation by PG&E Regarding Temporary Generation Substation Update

Mark Van Gorder and Darin Cline from PG&E presented the update

Presenters responded to questions from councilmembers

Mayor Phillips invited public comment

Speakers: Name withheld, Pamela Reaves, Name withheld, Name withheld, Name withheld

Presenters responded to public comment

OTHER AGENDA ITEMS

6. Other Agenda Items:

a. **General Plan 2040 / Downtown Precise Plan**
General Plan 2040 Progress Report #5 (CD)

Paul Jensen, Community Development Director introduced Barry Miller, Project Manager who presented the staff report

Councilmembers provided comments

Mayor Phillips invited public comment

Speakers: Meg Reilly, Bill Carney, Chris Hart

Staff responded to public comment

Councilmember Bushey moved and Councilmember Gamblin seconded to accept the report

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Accepted report

b. **Sea Level Rise Adaptation**

Informational Report on Flood Risk & Sea Level Rise Adaptation Report and San Rafael Sea Level Rise Adaptation Technical Guidance Study Prepared for the San Rafael General Plan 2040 (CD/PW)

Paul Jensen, Community Development Director and Matt Brennan, Environmental Science Associates presented the staff report

Councilmembers provided comments

Mayor Phillips invited public comment

Speakers: Chris Hart, William Carney, Pamela Reaves

Councilmember Colin moved and Councilmember Bushey seconded to accept the report

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Accepted report

COUNCILMEMBER REPORTS / REQUESTS FOR FUTURE AGENDA ITEMS:
(including AB 1234 Reports on Meetings and Conferences Attended at City Expense)

7. Councilmember Reports:

- Mayor Phillips provided updates on the Freitas Parkway weapon confrontation, the toppled Junipero Serra statue and State of the City event

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar:

Chair Phillips invited public comment on the Successor Agency Consent Calendar; however, there was none

Member Bushey moved and Member McCullough seconded to approve the Successor Agency Consent Calendar

- a. **Successor Agency Quarterly Investment Report**
Acceptance of San Rafael Successor Agency Quarterly Investment Report for the Quarter Ending September 30, 2020 (Fin)

Accepted report

AYES: Members: Bushey, Colin, Gamblin, McCullough & Chair Phillips
NOES: Members: None
ABSENT: Members: None

ADJOURNMENT:

Mayor Phillips adjourned the meeting at 9:16 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2020

GARY O. PHILLIPS, Mayor