



MINUTES

SAN RAFAEL CITY COUNCIL – MONDAY, MARCH 1, 2021

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 Kate
Vice Mayor Bushey
Councilmember Hill
Councilmember Kertz
Councilmember Llorens Gulati

Absent: None

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

CLOSED SESSION AT 5:30 P.M.
Listen by phone: (669) 900-9128,
ID: 818-8015-7718#

Public Comment in Open Session at 5:30 P.M. <https://tinyurl.com/Closed-2021-03-01>

OPEN SESSION

1. Mayor Kate to announce Closed Session item.

CLOSED SESSION

2. Closed Session:
 - a. Conference with Labor Negotiators - Government Code Section 54957.6
Lead Negotiators: Timothy L. Davis and Stephanie Vollmer (Burke, Williams & Sorensen)

Agency Designated Representatives: Jim Schutz, Cristine Alilovich, Nadine Hade, Thomas Wong, Carmen Valdez and Sylvia Gonzalez

Employee Organization: SEIU - Childcare; San Rafael Police Mid-Management Association; Public Employee Union, Local 1; San Rafael Firefighters' Association; San Rafael Police Association; SEIU Local 1021; Western Council of Engineers; San Rafael Fire Chief Officers' Association; Unrepresented Mid-Management; Unrepresented Executive Management

REGULAR MEETING AT 7:00 P.M.

Watch on Webinar: <https://tinyurl.com/cc-2021-03-01>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 900-9128,

ID: 817-3692-0337#

Mayor Kate called the meeting to order at 7:03 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present.

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

Mayor Kate provided opening remarks, which included COVID-19, Dining Under the Lights and a land acknowledgement.

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

OPEN TIME FOR PUBLIC EXPRESSION

Mayor Kate invited public comment.

Correspondence in real-time through YouTube, Zoom or telephone

- Salamah Locks, Commission on Aging, announced an upcoming meeting on March 4 on safety and healthy living at home for older adults.

CITY MANAGER'S REPORT:

3. City Manager's Report:

City Manager Jim Schutz announced the Employee Recognition 2020 City Awards:

Innovation Award:

- Vinh Pham, Gaby Farias, Michelle Ginn and Nick Giusti

Social Responsibility Award:

- Public Safety, Ana Santiago and Mireya Renteria

Dean Allison Award:

- Catherine Quffa, Lindsay Lara, Thomas Wong and Sylvia Gonzalez-Shelton

Also, he provided a COVID-19 update.

COUNCILMEMBER REPORTS:

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

4. Councilmember Reports:

- Councilmember Bushey reported on a San Rafael Library Foundation meeting.
- Councilmember Hill reported on City/School Liaison Committee, Micro Grid Task Force, and MCCMC meetings.
- Councilmember Llorens Gulati reported on Marin Clean Energy and MCCMC for Climate Action Committee meetings.
- Councilmember Kertz reported on Marin Wildfire Prevention Authority, MCCMC Legislative Committee, and MCCMC Homeless Committee meetings.
- Mayor Kate reported on Marin Transit, TAM, and MCCMC Economic Recovery meetings.

CONSENT CALENDAR:

City Clerk Lindsay Lara noted a clerical error in Item 5.b language on the Agenda.

Mayor Kate invited public comment; however, there was none.

Councilmember Kertz and staff clarified her vote on the Consent Calendar, regarding Item 5.b.

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

5. Consent Calendar Items:

a. **Approval of Minutes**

Approve Minutes of City Council / Successor Agency Regular Meeting of Tuesday, February 16, 2021 and Special Meeting of Wednesday, February 17, 2021 (CC)

Approved minutes as submitted

b. **Housing Development Policies and Permitting**

Second Introduction and Final Adoption of Ordinance 1990: An Ordinance Amending Title 14 of the San Rafael Municipal Code (Zoning) to Amend Section 14.04.040 (Property Development Standards (DR, MR, HR)), Section 14.05.030 (Property Development Standards (GC, NC, O, C/O, R/O, FBWC)), Section 14.12.040 (Exceptions to Property Development Standards), Section 14.16.030 (Affordable Housing), Section 14.16.190 (Height Bonus), Section 14.16.300 (Small Lots), and Section 14.28.040 (Public Notice And Hearing) (CC)

Final Adoption of Ordinance 1990

c. **Public Art Projects**

Second Introduction of Final Adoption of Ordinance 1991: An Ordinance of the City Council of the City of San Rafael Amending San Rafael Municipal Code (SRMC) Section 14.25.040 Exempting from Environmental and Design Review Any Public Art Projects

that Undergo Review Through a Separate Review Process Established by the City for that Purpose (CD)

Final Adoption of Ordinance 1991

d. Interim Financial Update and Budget Amendments to Reflect Operational Activity; Mid-Year Personnel Changes

- i. **First Fiscal Year 2020-2021 Interim Financial Update**
- ii. **Resolution Adopting Amendments to the 2020-2021 Budget**
- iii. **Mid-Year Personnel Changes**

Resolution 14893 - Adopting Amendments to the 2020-2021 Budget

e. Fire Stations 54 & 55 Contractor Prequalification Procedures - Essential Facilities Projects

Resolution Approving Use of a Prequalification Process and Authorizing the City Manager and Assistant City Manager to Act as the Prequalification Appeals Panel for the Fire Station 54 and Fire Station 55 Projects (PW)

Resolution 14894 - Resolution Approving Use of a Prequalification Process and Authorizing the City Manager and Assistant City Manager to Act as the Prequalification Appeals Panel for the Fire Station 54 and Fire Station 55 Projects

AYES: Councilmembers: Bushey, Hill, Kertz, Llorens Gulati & Mayor Kate

NOES: Councilmembers: None

ABSENT: Councilmembers: None

OTHER AGENDA ITEMS:

6. Other Agenda Items:

a. **[Age-Friendly San Rafael Strategic Action Plan](#)
Informational Report on the Age-Friendly San Rafael Strategic Action Plan 2020-2023 (LR)**

Susan Andrade-Wax, Library and Recreation Director presented the Staff Report.

The San Rafael Age-Friendly Task Force, comprised of Sparkie Spaeth, Diana Lopez, Caran Cuneo, Suzie Pollak, Rafi Nazarians and Linda Jackson, gave a presentation.

Staff responded to questions from Councilmembers.

Mayor Kate invited public comment.

Speaker: John Reynolds

Staff responded to public comment.

Councilmembers provided comments.

Councilmember Kertz moved and Councilmember Llorens Gulati seconded to accept the report.

AYES: Councilmembers: Bushey, Hill, Kertz, Llorens Gulati & Mayor Kate
NOES: Councilmembers: None
ABSENT: Councilmembers: None

Accepted report

PUBLIC HEARINGS:

7. Public Hearings:

a. **Opportunity Zone Renter Protections**

First Introduction of An Ordinance of the City of San Rafael City Council Adding Chapter 10.111 to the San Rafael Municipal Code, Entitled "Relocation Assistance in Opportunity Zones" (CD)

Ethan Guy, Principal Analyst presented the Staff Report.

Staff responded to questions from Councilmembers.

Mayor Kate invited public comment.

Speakers: John Reynolds, Alex Khalfin, California Apartment Association and Romeo Arrieta, Marin Association of Realtors

Staff responded to public comment.

Councilmembers provided comments.

Staff responded to further questions from Councilmembers.

Councilmember Bushey moved and Councilmember Hill seconded to pass the Ordinance to print.

AYES: Councilmembers: Bushey, Hill, Kertz, Llorens Gulati & Mayor Kate
NOES: Councilmembers: None
ABSENT: Councilmembers: None

Passed Ordinance No. 1992 to print

OTHER AGENDA ITEMS (continued):

8. Other Agenda Items:

a. **City Council Appointments to Committees**

Approve Revised City Council Appointments to Committees 2021 (CC)

Lindsay Lara, City Clerk introduced this item.

Mayor Kate invited public comment; however, there was none.

Councilmember Hill moved and Councilmember Kertz seconded to approve the appointments.

AYES: Councilmembers: Bushey, Hill, Kertz, Llorens Gulati & Mayor Kate

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Approved Appointments

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar: - None

ADJOURNMENT:

City Attorney Rob Epstein concluded the meeting in memory of Jill Goodall. Mayor Kate adjourned the meeting at 9:28 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2021

KATE COLIN, Mayor