



AGENDA

SAN RAFAEL CITY COUNCIL – MONDAY, AUGUST 16, 2021

REGULAR MEETING AT 7:00 P.M.

Watch on Webinar: <https://tinyurl.com/cc-2021-08-16>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 900-9128

ID: 899-2635-9885#

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 held virtually using Zoom and is being streamed to YouTube at www.youtube.com/cityofsanrafael.

How to participate in the meeting:

- Submit public comment in writing before 4:00 p.m. the day of the meeting to city.clerk@cityofsanrafael.org.
- Join the Zoom webinar and use the 'raise hand' feature to provide verbal public comment.
- Dial-in to Zoom's telephone number using the meeting ID and provide verbal public comment.

Any member of the public who needs accommodations should contact the City Clerk (email city.clerk@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.

OPEN SESSION - (669) 900-9128 ID: 853-8238-1398# - 6:30 P.M.

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION

2. Closed Session:

- a. Conference with Legal Counsel—Existing Litigation
Government Code section 54956.9(d)(1)
Name of case: Karl Bracy v. Officer Joseph Jordan et al., U.S. District Court Northern District of California Case No. 4:20-cv-07585 DMR

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.

CITY MANAGER'S REPORT:

3. City Manager's Report:

COUNCILMEMBER REPORTS:

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

4. 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.

5. Consent Calendar Items:

a. **Approval of Minutes**

Approve Minutes of City Council / Successor Agency Regular Meeting of Monday, August 2, 2021 (CC)

Recommended Action – Approve minutes as submitted

b. **Sale of 30 Joseph Court Property to County of Marin**

Resolution Authorizing the Mayor to Sign the Grant Deed and Escrow Documents for Sale of Real Property Located at 30 Joseph Court to the County of Marin (CA/PW)

Recommended Action – Adopt Resolution

c. **San Rafael General Plan 2040 Ordinance Adoption**

Final Adoption of Ordinance No. 1996: An Ordinance Amending the San Rafael Municipal Code Amending Title 14 (Zoning Ordinance) and Amending the Zoning Map of the San Rafael Municipal Code to: A) Repeal the Existing Downtown Zoning Districts, and Replace with Downtown Mixed-Use (DMU) District; B) Amend, Delete and Replace Certain Zoning Provisions Applicable to Downtown San Rafael; and C) Amend, Delete and Replace Other Zoning Regulations to Comply with State Law and Incorporate Other Minor Changes, Corrections and Updates (CD)

Recommended Action – Final Adoption of Ordinance 1996

d. **San Rafael Downtown Precise Plan Ordinance Adoption**

Final Adoption of Ordinance No. 1997: An Ordinance Adopting the Downtown San Rafael Precise Plan – Chapter 9 Downtown Form-Based Code to Serve as the Primary Regulatory City Zoning Code for Downtown San Rafael (CD)

Recommended Action – Final Adoption of Ordinance 1997

e. **Albert J. Boro Community Center Community Use Policy**

Resolution Approving the Updated Albert J. Boro Community Center Community Use Policy (LR)

Recommended Action – Adopt Resolution

f. **Parks, Events, and Activities Municipal Code Amendments Ordinance Adoption**

Final Adoption of Ordinance No. 1998: An Ordinance Amending the San Rafael Municipal Code to Change the Name of Title 19 from “Open Space” to “Public Parks, Property, and Open Space”; to Repeal Chapter 8.10 (Parks and Recreation) and Add a New Chapter 19.20 (Parks and Recreation) to Title 19; to Repeal Chapter 5.70 (Meetings Assemblies and Parades In Public Places) of Title 5 and Add a New Chapter 19.30 (Assemblies and Parades In Public Streets and Rights-Of-Way) to Title 19; to Add New Chapter 19.40 (Expressive Activities In Public Places) to Title 19; to Add New Section 5.60.054 to Chapter 5.60 (Parking Regulations); and Finding the Ordinance Exempt from the California Environmental Quality Act (CA/LR)

Recommended Action – Final Adoption of Ordinance 1998

- g. **Renewal of Abandoned Vehicle Enforcement Program**
Resolution Approving the Request to Extend the Marin County Abandoned Vehicle Abatement Program Service Authority Service Fee Through April 30, 2032 (PS)
Recommended Action – Adopt Resolution

OTHER AGENDA ITEMS

6. Other Agenda Items:

- a. **San Rafael Social Justice Community Art Group Proposal for a Public Art Installation**
Resolution Approving the Design and Installation of a Public Art Mural at Arbor Park (CM)
Recommended Action – Adopt Resolution

SPECIAL PRESENTATIONS

7. Special Presentations:

- a. Presentation by PG&E on Wildfire Planning (PW)
- b. Presentation of Proclamation in Recognition of National Preparedness Month 2021 (FD)

PUBLIC HEARINGS

8. Public Hearings:

- a. **Authorization for Background Checks**
City Council Authorization for Background Checks for City Employment and City Licenses (PD)
 - i. Consideration of an Ordinance of the City of San Rafael City Council Adding Chapter 2.22 to the San Rafael Municipal Code, Entitled “Background Checks”
Recommended Action – Pass Ordinance to print
 - ii. Resolution Authorizing the City to Access State and Federal Summary Criminal History for New Employee and Licensee Background Information Through the Department of Justice
Recommended Action – Adopt Resolution

OTHER AGENDA ITEMS (continued)

9. Other Agenda Items:

- a. **San Rafael 2023-2031 Housing Element**
Informational Report on the 2023-2031 Housing Element and Community Engagement Program (CD)
Recommended Action – Accept report and provide feedback to staff

SAN RAFAEL SUCCESSOR AGENCY:

- 1. Consent Calendar: - None.

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. Sign Language interpreters may be requested by calling (415) 485-3066 (voice), emailing Lindsay.lara@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.