



AGENDA

SAN RAFAEL CITY COUNCIL – MONDAY, OCTOBER 18, 2021

REGULAR MEETING AT 7:00 P.M.

Watch on Webinar: <https://tinyurl.com/cc-2021-10-18>

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: 884-5199-9092# - 6:15 P.M.

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION

2. Closed Session:

- a. Conference with Legal Counsel
Anticipated Litigation (Government Code Section 54956.9(d)(4))
Number of Potential Cases: One

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, October 4, 2021 (CC)

Recommended Action - Approve minutes as submitted

b. **Special Library Parcel Tax Oversight Committee Appointments**

Approve Reappointment of Phyllis Brinckerhoff and Appointment of Braydan Young to the Special Library Parcel Tax Oversight Committee to the End of July 2025 Due to the Expiration of Terms of Phyllis Brinckerhoff and Peter Lee (CC)

Recommended Action - Approve appointments

c. **Use of Teleconferencing for Public Meetings During State of Emergency**

Resolution Pursuant to Assembly Bill 361 Making Findings and Confirming the Need for Continued Use of Teleconferencing to Hold Public Meetings of the San Rafael City Council and City Boards and Commissions During the Continuing State of Emergency Relating to the COVID-19 Pandemic (CA)

Recommended Action - Adopt Resolution

d. **B Street Culvert Replacement Project**

Resolution Awarding and Authorizing the City Manager to Execute a Construction Agreement for B Street Culvert Replacement Project, City Project No. 11380 to Maggiora & Ghilotti, Inc. in the Amount of \$273,273 and Authorizing Contingency Funds in the Amount of \$46,727 for a Total Appropriated Amount of \$320,000 (PW)

Recommended Action - Adopt Resolution

e. **Consultant Services for Canal Community-Based Transportation Plan**

Resolution Approving and Authorizing the City Manager to Execute an Agreement for Professional Services with Fehr & Peers for the Preparation of the Canal Community-Based Transportation Plan (CBTP) in an Amount Not to Exceed \$79,750 and a Funding Agreement with Transportation Authority of Marin ("TAM") in an Amount Not to Exceed \$66,230 (PW)

Recommended Action - Adopt Resolution

f. **City Quarterly Investment Report**

Acceptance of City of San Rafael Quarterly Investment Report for the Quarter Ending September 30, 2021 (Fin)

Recommended Action - Accept report

g. **Continuing City Loans from Centertown Project at 855 C Street**

Resolution Agreeing to Accept a New \$909,876 Promissory Note from Centertown II, LP, Representing the Remaining Obligations Under Two Outstanding Promissory Notes from Centertown Associates, Ltd., and Related Matters (ED)

Recommended Action - Adopt Resolution

SPECIAL PRESENTATIONS

6. Special Presentations:

- a. Presentation of Funding for the Library by Assemblymember Levine (LR)
- b. Presentation of Beacon Award by the Institute for Local Government (CM)

PUBLIC HEARINGS

7. Public Hearings:

a. **Urgency Ordinance Regarding Accessory Dwelling Units**

An Urgency Ordinance of the City Council of the City of San Rafael Establishing a Temporary Moratorium on Accessory Dwelling Units and Junior Accessory Dwelling Units on Properties Accessed Solely from Certain Hillside Streets Within City of San Rafael, and Declaring the Urgency Thereof (CD)

Recommended Action - Adopt Ordinance (4/5 vote)

OTHER AGENDA ITEMS

8. Other Agenda Items:

a. **City of San Rafael Essential Facilities Construction Project – Fire Stations 54 and 55:**

City of San Rafael Essential Facilities Construction Project – Fire Stations 54 and 55: (PW)

- i. Resolution Awarding and Authorizing the City Manager to Execute a Construction Contract to Wickman Development and Construction, Inc. for the City of San Rafael Essential Facilities Construction Project – Fire Stations 54 and 55, in the Amount of \$8,809,000, and Authorizing Construction Contingency Funds in the Amount of \$880,900, for a Total Appropriated Amount of \$9,689,000

Recommended Action - Adopt Resolution

- ii. Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Loving Campos Associates Architects, Inc. for Construction Administration, Scheduling, and Additional Services for Phase 2 Essential Facilities Projects – Fire Stations 54 and 55, in the Amount of \$280,300

Recommended Action - Adopt Resolution

b. **SEIU Local 1021 Child Care Successor Memorandum of Understanding**

Discussion and Consideration of a Memorandum of Understanding Pertaining to Compensation and Working Conditions for SEIU Local 1021 Child Care (November 1, 2021 Through October 31, 2024) (HR)

Recommended Action - Accept report and direct staff to return with Resolution Adopting MOU

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar:

a. **Successor Agency Quarterly Investment Report**

Acceptance of Successor Agency Quarterly Investment Report for the Quarter Ending September 30, 2021 (Fin)

Recommended Action - Accept report

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.