



## MINUTES

SAN RAFAEL CITY COUNCIL – MONDAY, SEPTEMBER 20, 2021

### REGULAR MEETING AT 7:00 P.M.

Watch on Webinar: <https://tinyurl.com/cc-2021-09-20>

Watch on YouTube: [www.youtube.com/cityofsanrafael](http://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](http://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](mailto: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](mailto: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.

Present: Vice Mayor Bushey  
Councilmember Hill  
Councilmember Kertz  
Councilmember Llorens Gulati

Absent: Mayor Kate

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

### **OPEN SESSION - (669) 900-9128 ID: 838-2957-5412# - 5:30 P.M.**

1. Mayor Kate to announce Closed Session items.

### **CLOSED SESSION**

2. Closed Session:

- a. Conference with Labor Negotiators – Government Code Section 54957.6  
Lead Negotiator: Timothy L. Davis (Burke, Williams & Sorensen)  
Agency Designated Representatives: Jim Schutz, Cristine Alilovich, Robert Epstein, Nadine Hade, Sylvia Gonzalez, Susan Andrade-Wax, Catherine Quffa, Kelly Albrecht  
Employee Organization: SEIU – Childcare

Mayor Pro Tem Bushey called the meeting to order at 7:01 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present, except for Mayor Kate.

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

Mayor Pro Tem Bushey provided opening remarks, which included a preview of tonight's agenda items and a land acknowledgment.

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

### **OPEN TIME FOR PUBLIC EXPRESSION**

Correspondence in real-time through Zoom or on telephone

- Pamela Reaves, addressed the City Council regarding speeding vehicles on Las Colindas, Las Gallinas and Freitas.

### **CITY MANAGER'S REPORT:**

3. City Manager's Report:

City Manager Jim Schutz announced:

- Golden Gate Bridge Highway and Transportation District Draft Environmental Impact Report (EIR) update
- Marin Wildfire Prevention Authority (MWPA) Zonehaven update
- 1 Hour 2 Get Ready Class to be held on September 21 at noon
- Community Wildfire Forum to be held on September 22 at 5:30 p.m.

### **COUNCILMEMBER REPORTS:**

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

4. Councilmember Reports:

- Councilmember Hill reported on an Association of Bay Area Government (ABAG) meeting.
- Councilmember Kertz reported on County Homeless Committee and Marin Wildfire Prevention Authority meetings.
- Councilmember Llorens Gulati reported on an International Coastal Clean-up event and a Sustainable San Rafael meeting.
- Mayor Pro Tem Bushey reported on a Marin Evening Rotary meeting and a ribbon cutting event for the Mind Therapy Residential Treatment Center.

### **CONSENT CALENDAR:**

Mayor Pro Tem Bushey invited public comment; however, there was none.

Councilmember Kertz moved and Councilmember Llorens Gulati seconded to approve the Consent Calendar.

5. Consent Calendar Items:

- a. **Ground Lease to Centertown II, LP of 855 C Street  
Final Adoption of Ordinance 2000: An Ordinance Approving and Authorizing the Mayor to Execute a Ground Lease of the Real Property at 855 C Street, San Rafael (Centertown) to Centertown II, LP (CC)**

- b. **Marin Endurance Festival Special Event Street Closure**  
**Resolution Authorizing the Temporary Closure of Point San Pedro Road from Riviera Drive to Biscayne Drive for the Marin Endurance Festival on October 30<sup>th</sup> and 31<sup>st</sup>, 2021 (PD)**  
*Resolution 14972 - Resolution Authorizing the Temporary Closure of Point San Pedro Road from Riviera Drive to Biscayne Drive for the Marin Endurance Festival on October 30<sup>th</sup> and 31<sup>st</sup>, 2021*
- c. **Francisco Boulevard East Resurfacing Project**  
**Resolution Awarding and Authorizing the City Manager to Execute a Construction Agreement for the Francisco Boulevard East Resurfacing Project, City Project No. 11389, to Ghilotti Construction Company, Inc. in the Amount of \$1,136,140.00, and Authorizing Contingency Funds in the Amount of \$173,860.00, for a Total Appropriated Amount of \$1,310,000.00 (PW)**  
*Resolution 14973 - Resolution Awarding and Authorizing the City Manager to Execute a Construction Agreement for the Francisco Boulevard East Resurfacing Project, City Project No. 11389, to Ghilotti Construction Company, Inc. in the Amount of \$1,136,140.00, and Authorizing Contingency Funds in the Amount of \$173,860.00, for a Total Appropriated Amount of \$1,310,000.00*

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

#### **OTHER AGENDA ITEMS**

6. Other Agenda Items:

- a. [Climate Emergency Declaration](#)  
**Resolution Adopting a Climate Emergency Declaration and Establishing a New Long-Term Target for Greenhouse Gas Reductions (CM)**

Cory Bytof, Sustainability Program Manager presented the Staff Report.

Staff responded to questions from Councilmembers.

Mayor Pro Tem Bushey invited public comment.

**Speakers:** David Moller, Eva Chrysanthe, Pam Reaves, Marin Conservation League, Jeff Rhoads, Resilient Shore, Sarah Spengeman, Arlin Benavides, Multicultural Center of Marin, Bill Carney, Sustainable San Rafael, Max Perrey, Redwood Community Health Coalition (RCHC), Name withheld, Annika Osborn, Cool the Earth, Marilyn Price, Belle Cole, Organizing for Action (OFA) Marin

Staff responded to public comment.

Councilmembers provided comments.

Councilmember Llorens Gulati moved and Councilmember Kertz seconded to adopt the resolution.

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

*Resolution 14974 - Resolution Adopting a Climate Emergency Declaration and Establishing a New Long-Term Target for Greenhouse Gas Reductions*

**RECESS 8:03 – 8:09 p.m.**

b. [Grand Jury Report on Adapting to Climate Change](#)

**Resolution Approving and Authorizing the Mayor to Execute the City of San Rafael’s Final Response to the 2019-2020 Marin County Civil Grand Jury Report Entitled, “Climate Change: How Will Marin Adapt?” (CM)**

Cory Bytof, Sustainability Program Manager presented the Staff Report.

Staff responded to questions from Councilmembers.

Mayor Pro Tem Bushey invited public comment.

**Speakers:** Jeff Rhoads, Bill Carney, Sustainable San Rafael

Councilmembers provided comments.

Councilmember Hill moved and Councilmember Llorens Gulati seconded to adopt the resolution.

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

*Resolution 14975 - Resolution Approving and Authorizing the Mayor to Execute the City of San Rafael’s Final Response to the 2019-2020 Marin County Civil Grand Jury Report Entitled, “Climate Change: How Will Marin Adapt?”*

c. [Fiscal Year 2020-2021 City-Wide Budget Amendments and Fiscal Year 2021-2022 Update](#)

Nadine Hade, Finance Director presented the Staff Report.

Staff responded to questions from Councilmembers.

Mayor Pro Tem Bushey invited public comment.

**Speaker:** Victoria DeWitt

Staff responded to public comment.

Councilmembers provided comments.

i. **Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2020-2021 for the Purpose of Confirming Authorized Appropriations and Transfers (Fin)**

Councilmember Kertz moved and Councilmember Hill seconded to adopt the resolution.

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

*Resolution 14976 - Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2020-2021 for the Purpose of Confirming Authorized Appropriations and Transfers*

ii. **Resolution Adopting Amendments for Fiscal Year 2021-2022 for the Purposes of Personnel Changes (Fin)**

Councilmember Kertz moved and Councilmember Llorens Gulati seconded to adopt the resolution.

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

*Resolution 14977 - Resolution Adopting Amendments for Fiscal Year 2021-2022 for the Purposes of Personnel Changes*

**SAN RAFAEL SUCCESSOR AGENCY:**

1. Consent Calendar: - None.

**ADJOURNMENT:**

Mayor Pro Tem Bushey adjourned the meeting at 8:51 p.m.

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LINDSAY LARA, City Clerk

APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2021

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MARIBETH BUSHEY, Mayor Pro Tem