



## AGENDA

SAN RAFAEL CITY COUNCIL – MONDAY, MAY 2, 2022

REGULAR MEETING AT 7:00 P.M.

### In-Person:

San Rafael City Council Chambers  
1400 Fifth Avenue, San Rafael, CA 94901

### Participate Virtually:

Watch on Webinar: <https://tinyurl.com/cc-2022-05-02>

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

Listen by phone: (669) 900-9128

ID: 817-3692-0337#

One Tap Mobile: US: +16699009128,,81736920337#

### **CORONAVIRUS (COVID-19) ADVISORY NOTICE**

In response to Assembly Bill 361, the City of San Rafael is offering teleconference without complying with the procedural requirements of Government Code section 54953(b)(3). This meeting will be held in-person, 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 in-person:

- Stay home if you are experiencing COVID-19 symptoms
- Face coverings are recommended for attendees
- Use the sign-in sheet (optional) which allows notification of potentially exposed individuals if contact tracing reveals COVID-19 transmission may have occurred in a given meeting
- Attendance will be limited to 50 percent of room capacity (no more than 90 persons) and all in-person attendees should socially distance as recommended by public health authorities. If the Chambers are 50% occupied, please participate online instead or utilize the audio feed in the lobby.
- All attendees are encouraged to be fully vaccinated.

How to participate in the meeting virtually:

- 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.

### **OPEN SESSION**

1. None.

### **CLOSED SESSION**

2. Closed Session:

## **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, April 18, 2022 (CC)

*Recommended Action - Approve minutes as submitted*

b. **Vacancies on San Rafael Boards and Commissions**

Announcement of Vacancies on the Design Review Board, Board of Library Trustees, Park and Recreation Commission, and Planning Commission (CC)

*Recommended Action - Receive and file*

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 City Boards and Commissions During the Continuing State of Emergency Relating to the Covid-19 Pandemic (CA)

*Recommended Action - Adopt Resolution*

d. **Streamlined Review for Certain Residential Projects (Formerly Design Review Advisory Committee, DRAC)**

Final Adoption of Ordinance 2006: An Ordinance Amending Section 14.25.070 of Title 14 (Zoning Ordinance) of the San Rafael Municipal Code to Establish Streamlined Review for Certain Residential Projects (CC)

*Recommended Action - Approve final adoption of Ordinance 2006*

e. **Adoption of a Military Equipment Funding, Acquisition and Use Policy in Compliance with Assembly Bill 481**

Final Adoption of Ordinance 2007: An Ordinance Adding New Chapter 2.52 to the San Rafael Municipal Code, entitled "Police Acquisition and Use of 'Military Equipment,'" and

Approving the San Rafael Police Department's Policy §706 – Military Equipment Funding, Acquisition and Use Policy" (CC)

*Recommended Action – Approve final adoption of Ordinance 2007*

f. **Citizen of the Year 2022**

Resolution of Appreciation to Recipient of The Richard P. O'Brien and Mary Ferrario O'Brien Citizen of the Year Award 2022 (CC)

*Recommended Action – Adopt Resolution*

g. **Homelessness Program Consulting Services**

Resolution Approving and Authorizing the City Manager to Execute an Agreement for Professional Services with Marc Sabin for Consulting Services for San Rafael Homelessness Programs (CM)

*Recommended Action – Adopt Resolution*

h. **2021 Fire Prevention Inspections of Certain Occupancies**

Resolution Acknowledging Receipt of a Report Made by the Fire Chief Regarding the 2021 Annual Fire Prevention Inspection of Certain Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code (FD)

*Recommended Action – Adopt Resolution*

i. **Advertising Transit Shelter Agreement**

Resolution Authorizing the City Manager to Execute an Amendment to the Advertising Transit Shelter Agreement with Outfront Media LLC Extending the Term by Five Years (PW)

*Recommended Action – Adopt Resolution*

j. **Temporary Street Closure to Support Vaccination Efforts in the Canal Neighborhood**

Resolution Authorizing Saturday Street Closures to Support Canal Alliance's Effort to Provide Covid-19 Vaccinations on Saturday May 7 and Saturday May 21, 2022 (PW)

*Recommended Action – Adopt Resolution*

k. **Fire Station 55 - Environmental Services**

Resolution Approving and Authorizing the City Manager to Execute a First Amendment to the Professional Services Agreement with BSK Associates, Inc. for Services Required for Environmental Permitting, Sampling, Soils Testing, and Removal and Soils Remediation Work Related to the Unforeseen Underground Storage Tank Discovered at Fire Station 55, In the Amount of \$63,805, Increasing the Total Contract Amount to \$209,549, And Authorizing the City Manager to Expand the Scope of Work if Extensive Contamination is Discovered (PW)

*Recommended Action – Adopt Resolution*

**SPECIAL PRESENTATIONS**

6. Special Presentations:

a. **Presentation of Resolution of Appreciation to Recipient of The Richard P. O'Brien and Mary Ferrario O'Brien Citizen of the Year Award 2022**

b. **Presentation of Proclamation Supporting Public Service Recognition Week (HR)**

c. **Presentation of Proclamation Supporting National Police Week (PD)**

d. **Presentation of Proclamation Supporting Wildfire Awareness Month (FD)**

**OTHER AGENDA ITEMS:**

7. Other Agenda Items:

a. **Canal Neighborhood Lighting**

Accept Informational Report Regarding the Canal Lighting Project (CM)  
*Recommended Action - Accept report*

b. **Wildfire Prevention Efforts in San Rafael**

Informational Report on the 38-Point Wildfire Action Plan and Marin Wildfire Prevention Authority Activity in Recognition of Wildfire Awareness Month (FD)  
*Recommended Action - Accept report and provide feedback*

**PUBLIC HEARING**

8. Public Hearing:

a. **Amendment of the Current Smoking Ordinance**

Introduction of An Ordinance Amending Sections 9.04.030, 9.04.090 and 19.10.060 of the San Rafael Municipal Code to Prohibit Smoking in Open Space Year-Round and Require Designated Smoking Areas in Multi-Family Housing Complexes with Over 10 Units Located within 1,000 Feet from Open Space and Undeveloped Lots in Order to Prevent Cigarette-Caused Fires (FD)  
*Recommended Action - Pass Ordinance to print*

**OTHER AGENDA ITEMS (continued):**

9. Other Agenda Items:

a. **Set Public Hearing for Amendment to San Rafael's Building Code to Require Replacement of Wood Roofing**

Introduction of An Ordinance Amending Chapters 12.200 and 12.255 of the San Rafael Municipal Code to Make Local Amendments to California Building Codes to Require that Wood Roofing be Replaced by May 31, 2027 (FD)  
*Recommended Action - Pass Ordinance to print and set public hearing*

**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, in the City Clerk's Office, Room 209, 1400 Fifth Avenue, and placed with other agenda-related materials on the table in front of the Council Chamber prior to the meeting.. Sign Language interpreters may be requested by calling (415) 485-3066 (voice), emailing [city.clerk@cityofsanrafael.org](mailto:city.clerk@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. To request Spanish language interpretation, please submit an online form at <https://www.cityofsanrafael.org/request-for-interpretation/>.