



AGENDA

SAN RAFAEL CITY COUNCIL – MONDAY, JUNE 6, 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 Zoom Webinar: <https://tinyurl.com/cc-2022-06-06>

Watch on YouTube: 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.

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.
- 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 – THIRD FLOOR CONFERENCE ROOM, CITY HALL – 6:00 PM

Dial-in: (669) 900-9128, Meeting ID: 919-8305-6599#

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION – THIRD FLOOR CONFERENCE ROOM, CITY HALL – 6:00 PM

2. Closed Session:

- a. Conference with Legal Counsel - Anticipated Litigation
Significant Exposure to Litigation Pursuant to Government Code Sections 54956.9(d)(2) and (e)(3): 1 case
- b. Conference with Legal Counsel - Anticipated Litigation
Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4): 1 case

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, May 16, 2022 (CC)

Recommended Action - Approve minutes as submitted

- b. **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

- c. **Vacancies on San Rafael Boards and Commissions**

Announcement of Vacancies on the Public Art Review Board (CC)

Recommended Action - Receive and file

- d. **Statement of Economic Interests Annual Filings**

Accept Report on Fair Political Practices Commission Form 700, Statement of Economic Interests, 2021 Annual Filings, For Section 87200 Filers and Designated Employees, Including Consultants, Design Review Board, and Park and Recreation Commission (CC)

Recommended Action - Accept Report

- e. **Proposing General Municipal Election 2022**
Resolution Calling and Giving Notice of By-District Elections for Districts 2/Western and 3/Eastern, and San Rafael Board of Education Trustee Area Elections for Areas 2 and 4, to be Held on November 8, 2022, Requesting the Marin County Board of Supervisors to Consolidate with Any Other Election Conducted on Said Date, and Requesting Election Services (CC)
Recommended Action - Adopt Resolution

- f. **Annual Adjustment to the Library Parcel Tax**
Report Concerning the Annual Consumer Price Index (CPI) Rate Adjustment for the Special Library Services Parcel Tax for the Fiscal Year July 1, 2022 Through June 30, 2023 as Specified in Voter-Approved Measure D (San Rafael Municipal Code Chapter 3.36) (AS/LR)
Recommended Action - Accept Report

- g. **Crime Analyst Services**
Resolution Authorizing the City Manager to Execute an Agreement for Crime Analysis Services with LexisNexis Risk Solutions, Inc., In an Amount of \$146,675, and Appropriating this Amount from the Safety Grant Fund to Support the Agreement (PD)
Recommended Action - Adopt Resolution

- h. **Congestion Management Program**
Resolution Electing to be Exempt from the Marin County Congestion Management Program (PW)
Recommended Action - Adopt Resolution

- i. **Grand Avenue Cycle Track Grant Funding Agreement**
Resolution Approving and Authorizing the City Manager to Execute a Funding Agreement with Association of Bay Area Governments ("ABAG") In an Amount Not to Exceed \$240,000 (PW)
Recommended Action - Adopt Resolution

- j. **Bungalow and Woodland Resurfacing Project**
Resolution Approving the Re-Designed Plans for the Lower Bungalow Roadway Section and Authorizing the City Manager to Execute a Change Order to the Construction Agreement for the Bungalow and Woodland Resurfacing Project, City Project No. 11397, with Ghilotti Bros., Inc. In the Amount of \$352,369, And Authorizing Additional Project Contingency Funds in the Amount of \$47,631, For a Total Additional Appropriated Amount of \$400,000 (PW)
Recommended Action - Adopt Resolution

- k. **2021/22 Slurry Seal Project**
Resolution Awarding and Authorizing the City Manager to Execute a Construction Agreement for 2021/22 Slurry Seal Project, City Project No. 11410, to Pavement Coatings Co. In the Amount of \$1,029,500, and Authorizing Contingency Funds In the Amount of \$120,500, for a Total Appropriated Amount of \$1,150,000 (PW)
Recommended Action - Adopt Resolution

- l. **Temporary Street Closure to Support Canal Alliance Community Fair Event and Ongoing Mobile COVID-19 Vaccinations in the Canal Neighborhood**
Resolution Authorizing Street Closure on Saturday, June 18, 2022 from 9 AM to 7 PM to Support Canal Alliance’s Community Fair Event and Saturdays in July, 2022 for COVID-19 Mobile Vaccinations (PW)
Recommended Action – Adopt Resolution

- m. **Baypoint Lagoons Assessment District**
Baypoint Lagoons Landscaping and Lighting Assessment District Annual Assessment FY 2022-23: (PW)
 - i. Resolution Directing Filing of Engineer’s Annual Report FY 2022-23
Recommended Action – Adopt Resolution

 - ii. Resolution Approving Engineer’s Annual Report FY 2022-23
Recommended Action – Adopt Resolution

 - iii. Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 5, 2022
Recommended Action – Adopt Resolution

- n. **Point San Pedro Road Median Landscaping Assessment District**
Point San Pedro Road Median Landscaping Assessment District Annual Assessment: (PW)
 - i. Resolution Directing Filing of Engineer’s 2022-23 Annual Report
Recommended Action – Adopt Resolution

 - ii. Resolution Approving Engineer’s 2022-23 Annual Report
Recommended Action – Adopt Resolution

 - iii. Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 5, 2022
Recommended Action – Adopt Resolution

SPECIAL PRESENTATIONS

6. Special Presentations:

- a. **Presentation of LGBTQ+ Pride Month Proclamation (CM)**

- b. **Presentation of Juneteenth Proclamation (AS)**

OTHER AGENDA ITEMS:

7. Other Agenda Items:

- a. **Special Tax on Properties at Loch Lomond 10 – Mello-Roos District No. 1992-1**
Resolution Setting the Special Tax for Community Facilities District No. 1992-1 (Loch Lomond #10) for Fiscal Year 2022-23 (PW)
Recommended Action – Adopt Resolution

- b. **The Village at Loch Lomond Marina – Mello-Roos District No. 2**
Resolution Setting the Special Tax for City of San Rafael Community Facilities District No. 2 (The Village at Loch Lomond Marina) for Fiscal Year 2022-23 (PW)
Recommended Action – Adopt Resolution

PUBLIC HEARING

8. Public Hearing:

a. **Board and Commission Updates**

Resolution and Ordinance Changes to Existing City Boards and Commissions

i. Resolution Amending the Bicycle and Pedestrian Advisory Committee Bylaws

Recommended Action - Adopt Resolution

ii. Pass to Print an Ordinance of the City of San Rafael Amending Title 2.16.020 Through 2.16.023 of the San Rafael Municipal Code Related to the Park and Recreation Commission

Recommended Action - Pass Ordinance to Print

iii. Resolution Amending the Park and Recreation Commission Bylaws

Recommended Action - Adopt Resolution

iv. Pass to Print an Ordinance of the City of San Rafael Amending Title 2.16.040 Through 2.16.110 of the San Rafael Municipal Code Related to the Planning Commission

Recommended Action - Pass Ordinance to Print

v. Resolution Amending the Planning Commission Bylaws

Recommended Action - Adopt Resolution

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 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/>.