



AGENDA

SAN RAFAEL CITY COUNCIL - MONDAY, OCTOBER 3, 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-2022-10-03>

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 press *9 to raise your hand, and *6 to unmute yourself, then 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

1. None.

CLOSED SESSION

2. None.

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 AND COUNCILMEMBER REPORTS:

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

3. City Manager and 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.

4. Consent Calendar Items:

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

Resolution Pursuant to Assembly Bill 361 Making Findings and Confirming the Need for the Use or Continued Use of Teleconferencing to Hold Public Meetings of the City's Legislative Bodies During the Continuing State of Emergency Relating to the Covid-19 Pandemic (CA)
Recommended Action - Adopt Resolution

b. **Board of Library Trustees Ordinance Updates**

Adoption of Ordinance 2017 - An Ordinance of the City of San Rafael Amending Sections 2.16.030 Through 2.16.033 of the San Rafael Municipal Code Related to the Board of Library Trustees (CC)
Recommended Action - Final adoption of Ordinance 2017

c. **Design Review Board Ordinance Updates**

Adoption of Ordinance 2018 - An Ordinance of the City of San Rafael Amending Section 14.25.070 and Adding Sections 2.16.120 Through 2.16.122 of the San Rafael Municipal Code Related to the Design Review Board (CC)
Recommended Action - Final adoption of Ordinance 2018

d. **Fire Commission Ordinance Updates**

Adoption of Ordinance 2019 - An Ordinance of the City of San Rafael Amending Sections 2.16.010 Through 2.16.013 of the San Rafael Municipal Code Related to the Fire Commission Board (CC)
Recommended Action - Final adoption of Ordinance 2019

e. **General Plan**

General Plan Annual Progress Report (GPAPR) for 2021 (CD)
Recommended Action - Accept report

- f. **On-Call and Environmental Planning Consulting Services Agreement**
Resolution Approving and Authorizing the City Manager to Execute an Agreement for Professional Services with M-Group for On-Call Contract Planning and Environmental Consulting Services In An Amount Not to Exceed \$100,000 (CD)
Recommended Action - Adopt Resolution
- g. **National Disability Employment Awareness Month**
Proclamation Supporting National Disability Employment Awareness Month (CD)
Recommended Action - Receive and file
- h. **San Rafael Fire Department Fleet Replacement FY 2022-23**
Resolution Approving and Authorizing the City Manager to Purchase Three (3) Fire Department Vehicles for Replacement, In an Amount Not to Exceed \$998,000 (PW)
Recommended Action - Adopt Resolution
- i. **Proposed Fees for Pilot Fall/Winter Aquatics Program**
Resolution Approving Fees for Pilot Fall/Winter Aquatics Program at the Terra Linda Community Pool (LR)
Recommended Action - Adopt Resolution

SPECIAL PRESENTATION

5. Special Presentation:

- a. **Presentation from Marc Brown on the Marin Wildfire Prevention Authority (FD)**
- b. **Proclamation Supporting Fire Prevention Week (FD)**

OTHER AGENDA ITEMS

6. Other Agenda Items:

- a. **“Streetaries” Outdoor Eating Areas Standards and Fees**
“Streetaries” Outdoor Eating Areas Standards, Fees & Ordinance (PW)
 - i. Adoption of Ordinance 2016 - An Ordinance Adding Chapter 11.70 (“Streetaries” Outdoor Eating Areas) to Title 11 (Public Works) of the San Rafael Municipal Code; Amending Section 14.16.277 of Chapter 14.16 (Site Use and Regulations), Section 14.17.110 of Chapter 14.17 (Performance Standards), Section 14.05.020 of Chapter 14.05 (Commercial and Office Districts), Section 14.06.020 of Chapter 14.06 (Industrial Districts) and Section 14.08.020 of Chapter 14.08 (Marine District) of Title 14 (Zoning) of the San Rafael Municipal Code; and Amending Table 2.3.070.A (Use Table) of Chapter 9 (Downtown Form-Based Code) of the Downtown San Rafael Precise Plan Relating to Outdoor Eating Areas in the Public Right-of-Way
Recommended Action - Final adoption of Ordinance 2016
 - ii. Resolution Approving the Streetary Program Design and Development Standards and Fees Under the Streetaries Ordinance, Chapter 11.70 of the San Rafael Municipal Code
Recommended Action - Adopt Resolution
- b. **FY 2022-23 City of San Rafael Canal Maintenance Dredging**
Resolution Approving and Authorizing the City Manager to Award and Execute a Construction Agreement for the FY 2022-23 City of San Rafael Canal Maintenance Dredging Project, City Project No. 11423, to the Dutra Group, in a Not to Exceed Amount

of \$3,468,000, and Authorizing Contingency Funds in the Amount of \$346,800, for a Total Appropriated Amount of \$3,814,800, which Includes a Transfer from the General Fund to Fund 401 in the Amount of \$649,200 to Cover the City Portion of the Dredge (PW)
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 and at City Hall, 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/>.