



In the Council Chambers of the City of San Rafael, Monday, December 2, 2019

Regular Meeting

San Rafael City Council

Minutes

Present: Mayor Phillips
Councilmember McCullough
Councilmember Bushey
Councilmember Colin
Councilmember Gamblin

Absent: None

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

[How To Participate In Your City Council Meeting](#)

OPEN SESSION - THIRD FLOOR CONFERENCE ROOM, CITY HALL - 6:30 P.M.

1. Mayor Phillips announced Closed Session items.

CLOSED SESSION – THIRD FLOOR CONFERENCE ROOM, CITY HALL – 6:30 P.M.

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, Nadine Hade,
Police Chief Diana Bishop, Fire Chief Christopher Gray
Employee Organizations: San Rafael Police Mid-Management Association; Public
Employee Union, Local 1; San Rafael Firefighters' Association; San Rafael Police
Association; SEIU Local 1021; Western Council of Engineers; San Rafael Fire
Chief Officers' Association

City Attorney Robert Epstein announced there was no reportable action taken in Closed Session.

Additionally, City Attorney Robert Epstein announced there was no reportable action taken in the Closed Session that commenced following the Regular City Council meeting on Monday, November 18, 2019.

OPEN TIME FOR PUBLIC EXPRESSION – 7:00 PM

- Salamah Locks, Commission on Aging, announced an upcoming meeting Thursday at the Marin Valley Mobile Country Club on the topic of California's New Master Plan for Aging.
- Eda Lochte, Downtown Business Improvement District, addressed the City Council regarding extending the West End lighting to downtown San Rafael
- Jed Greene, Downtown Business Improvement District, addressed the City Council regarding extending the West End lighting to downtown San Rafael

CITY MANAGER'S REPORT:

3. City Manager's Report:

- City Manager Jim Schutz announced:
 - the Economic Development Subcommittee met to discuss extending the West End lights to downtown San Rafael and commented that the Department of Public Works had planned to continue the lighting to downtown and it would be completed around February 2020
 - free 3-hour parking in downtown San Rafael lots and parking garages for the holiday season through December 31st
 - the Lighted Boat Parade hosted by Marin Yacht Club on December 7, 2019 from 5 to 8 p.m. in the Canal

CONSENT CALENDAR:

4. Consent Calendar Items:

Mayor Phillips invited public comment on the Consent Calendar, however there was none

Councilmember Colin moved and Councilmember Bushey seconded to approve Consent Calendar Items:

- a. **Approval of Minutes**
Approve Minutes of City Council / Successor Agency Regular and Special Meetings of Monday, November 18, 2019 (CC)
[Regular Minutes 2019-11-18](#)
[Special Minutes 2019-11-18](#)

 Approved minutes as submitted

- b. **Agency Report of Public Officials 2020**
Adoption of Agency Report of Public Officials Appointments (FPPC Form 806) (CA)
[Agency Report of Public Officials 2020](#)

 Approved staff recommendation

- c. **Dominican Sisters Lourdes Convent - Transitional Housing Use**
Resolution Approving a Use Permit Amendment (UP19-039) to Permit the Continued Use of the "Yellow Hallway" Area of the Lourdes Convent as a Single Residential Unit for Transitional Housing in Perpetuity at 77 Locust Avenue (CD)

[Dominican Sisters Lourdes Convent - Transitional Housing Use](#)

Continued to 12/16/2019 City Council Meeting for a Public Hearing

- d. **Fire Prevention Grant Application**
Resolution Approving the Filing of an Application for the California Climate Investment Fire Prevention Grant Program (FD)

[Fire Prevention Grant Application](#)

RESOLUTION 14745 - RESOLUTION APPROVING THE FILING OF AN APPLICATION FOR THE CALIFORNIA CLIMATE INVESTMENT FIRE PREVENTION GRANT PROGRAM

- e. **Francisco Blvd. West Multi-Use Path 2nd Street to Rice Drive Funding**
Resolution Requesting the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2019/2020 and 2020/2021 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding (PW)

[Francisco Blvd. West Multi-Use Path 2nd Street to Rice Drive Funding](#)

RESOLUTION 14746 - RESOLUTION REQUESTING THE METROPOLITAN TRANSPORTATION COMMISSION FOR THE ALLOCATION OF FISCAL YEAR 2019/2020 AND 2020/2021 TRANSPORTATION DEVELOPMENT ACT ARTICLE 3 PEDESTRIAN/BICYCLE PROJECT FUNDING

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips
NOES: Councilmembers: None
ABSENT: Councilmembers: None

SPECIAL PRESENTATIONS:

5. Special Presentations:

- a. **Canine Jesko Swearing-in Ceremony and Welcome to Canine Blue (PD)**

Police Chief Diana Bishop introduced Canine Jesko and Comfort Canine Blue, as well as, reaffirmed Officer Anthony Scalerio's Oath of Office as a handler.

Officer Scalerio sworn-in by Chief Bishop, and Officer Scalerio provided comments and introduced Canine Jesko

Chief Bishop introduced Comfort Canine Blue and Mental Health Coordinator Lynn Murphy

Mental Health Outreach Liaison Lynn Murphy introduced Canine Blue and invited Julie Brooks, Guide Dogs for the Blind, to provide comments

PUBLIC HEARINGS

6. Public Hearings:

- a. **Downtown Business Improvement District (BID) Assessment Annual Renewal**

Resolution Approving the Downtown San Rafael Business Improvement District Assessment for Calendar Year 2020 (ED)

[Downtown Business Improvement District \(BID\) Assessment Annual Renewal](#)

Simon Vuong, Economic Development Coordinator, presented the staff report

Staff responded to questions from the City Council

Mayor Phillips invited public comment, however there was none

Councilmember Colin moved and Councilmember McCullough seconded to adopt the Resolution

ADOPTED RESOLUTION 14747 - RESOLUTION APPROVING THE DOWNTOWN SAN RAFAEL BUSINESS IMPROVEMENT DISTRICT ASSESSMENT FOR CALENDAR YEAR 2020

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips
NOES: Councilmembers: None
ABSENT: Councilmembers: None

Mayor Phillips requested clarification that the resolution included the approval of appointments to the Business Improvement District. Staff responded indicating a second motion would be appropriate to approve appointments to the Downtown Business Improvement District Advisory Committee.

Councilmember Bushey moved and Councilmember McCullough seconded to approve Downtown Business Improvement District Advisory Committee appointments

Approved Business Improvement District Advisory Committee appointments

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips
NOES: Councilmembers: None
ABSENT: Councilmembers: None

OTHER AGENDA ITEMS

7. Other Agenda Items:

- a. **General Plan 2040 / Downtown Precise Plan
General Plan 2040 Progress Report #3 and Resolution Amending Resolution No. 14426, Modifying Appointments to the General Plan 2040 Steering Committee (City File Nos. GPA 16-001 & P16-013) (CD)**

[General Plan 2040 Downtown Precise Plan Correspondence](#)

Planning Manager Raffi Boloyan commented on the item and introduced Barry Miller, General Plan 2040 Project Manager, Bob Grandy, Fehr & Peers Transportation Consultant, and Rafat Raie, Deputy Public Works Director who assisted in the presentation of the staff report

Staff and consultants responded to questions from the City Council.

Mayor Philips invited public comment

Speakers: Grace Geraghty, Responsible Growth in Marin (RGM), Pam Reaves, David Smith, Responsible Growth in Marin (RGM), Laurie Perenie, Shirley Fischer, Responsible Growth in Marin (RGM), Ken Dickinson, Responsible Growth in Marin (RGM), Phil Holstein, Responsible Growth in Marin (RGM), Petra Pless, Responsible Growth in Marin (RGM), Bill Carney, Sustainable San Rafael, John Reynolds

There being no further comment from the audience, Mayor Phillips closed the public comment period

Councilmembers provided comments

Councilmember McCullough moved and Councilmember Gamblin seconded to adopt the Resolution, accept the report and provide feedback to staff to use a locally-based Vehicle Miles Traveled (VMT) target and set the threshold at a level that will not require projects to go through an override, retain Level of Service (LOS) as a planning tool, and retain trip-based mitigation fees, but review regularly

RESOLUTION 14748 - RESOLUTION AMENDING RESOLUTION NO. 14426, MODIFYING APPOINTMENTS TO THE GENERAL PLAN 2040 STEERING COMMITTEE (CITY FILE NOS. GPA 16-001 & P16-013)

ACCEPTED REPORT AND PROVIDED FEEDBACK TO STAFF TO USE A LOCALLY-BASED VEHICLE MILES TRAVELED (VMT) TARGET AND SET THRESHOLD AT A LEVEL THAT WILL NOT REQUIRE PROJECTS TO GO THROUGH AN OVERRIDE, RETAIN LEVEL OF SERVICE (LOS) AS A PLANNING TOOL, AND RETAIN TRIP-BASED MITIGATION FEES, BUT REVIEW REGULARLY

AYES: Councilmembers: Bushey, Colin, Gamblin, McCullough & Mayor Phillips
NOES: Councilmembers: None
ABSENT: Councilmembers: None

COUNCILMEMBER REPORTS / REQUESTS FOR FUTURE AGENDA ITEMS:

8. Councilmember Reports:

- Councilmember Colin attended 'Not in Our Town San Rafael' event held at San Rafael High School
- Mayor Phillips reported on:
 - Downtown Transit Center meeting he attended
 - meeting with Wildfire Committee last week
 - Parade of Lights

SAN RAFAEL SUCCESSOR AGENCY

1. Consent Calendar:

Chairman Phillips invited public comment on the Successor Agency Consent Calendar, however there was none

Member McCullough moved and Member Bushey seconded to approve Consent Calendar

- a. **Modification of Agreement in Connection with Bonds Funding a Loan Made by the San Rafael Redevelopment Agency to Martinelli House in 2007
Resolution Approving and Authorizing the Successor Agency Executive Director to Execute an Amendment to a Master Pledge and Assignment in Connection with the San Rafael Redevelopment Agency's 2007 Issuance of Multifamily Housing Revenue Bonds (Fin)**

[Modification of Agreement in Connection with Bonds Funding a Loan Made by the San Rafael Redevelopment Agency to Martinelli House in 2007](#)

RESOLUTION 2019-01 - RESOLUTION APPROVING AND AUTHORIZING THE SUCCESSOR AGENCY EXECUTIVE DIRECTOR TO EXECUTE AN AMENDMENT TO A MASTER PLEDGE AND ASSIGNMENT IN CONNECTION WITH THE SAN RAFAEL REDEVELOPMENT AGENCY'S 2007 ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS

AYES: Members: Bushey, Colin, Gamblin, McCullough & Chairman Phillips
 NOES: Members: None
 ABSENT: Members: None

ADJOURNMENT:

Mayor Phillips adjourned the meeting at 9:23 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2019

GARY O. PHILLIPS, Mayor