



MINUTES

SAN RAFAEL CITY COUNCIL - MONDAY, APRIL 3, 2023

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-2023-04-03>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 444-9171

ID: 844-3204-9611#

One Tap Mobile: US: +16694449171,,84432049611#

This meeting will be held in-person. The public may attend in-person or participate virtually using Zoom. This meeting is being streamed to YouTube at www.youtube.com/cityofsanrafael.

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.

If you experience technical difficulties during the meeting, please contact city.clerk@cityofsanrafael.org.

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

Absent: None

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

Mayor Kate called the meeting to order at 7:14 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present.

City Attorney Robert Epstein announced that no reportable action was taken at the closed sessions on March 28, 2023, March 29, 2023, or either closed sessions on April 3, 2023.

Mayor Kate provided opening remarks, which included an announcement that San Rafael will continue to offer attendance at public meetings either in-person or virtually following the end of the emergency declaration, and a land acknowledgement.

City Clerk Lindsay Lara informed the community that the in-person 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, through Zoom and in-person.

OPEN SESSION – THIRD FLOOR CONFERENCE ROOM – 6:30 PM

Dial in: (669) 900-9128, Meeting ID: 844-2184-7037#

One tap mobile +16699009128,,84421847037# US

1. Mayor Kate announced the Closed Session items.

CLOSED SESSION – THIRD FLOOR CONFERENCE ROOM – 6:30 PM

2. Closed Session:

- a. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code section 54956.9(d)(1): 2 cases

- i. Erdmann v. City of San Rafael, et al. (Marin Superior Court, Case No. CIV 2100895)
- ii. City of San Rafael v. Chessen, et al. (Marin Superior Court, Case No. CIV 2104219)

OPEN TIME FOR PUBLIC EXPRESSION

- Dave Rhoads, Walk/Bike San Rafael, addressed the City Council regarding the recently cancelled Bicycle and Pedestrian Advisory Committee meeting.
- Andrew Davidson addressed the City Council regarding 1515 Fourth Street development project.
- Scott Dumas addressed the City Council regarding 1515 Fourth Street development project.
- Christa Gatewood addressed the city council regarding the 1515 Fourth Street development project.
- John Reynolds addressed the City Council regarding a rally/march on March 31st regarding police accountability for a controversial arrest in the Canal, as well as, commented on the San Rafael Police Department and 400 Canal Street housing.
- Lori addressed the City Council regarding the recently cancelled Bicycle and Pedestrian Advisory Committee meeting.
- Name withheld addressed the City Council regarding the recent Albert Park encampment clean-up and police worn body cameras.

Ali Giudice, Community Development Director provided comments.

CITY MANAGER AND COUNCILMEMBER REPORTS:

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

3. City Manager and Councilmember Reports:

Jim Schutz announced:

- The City's Alternative Response Team (with the Petaluma People Services Center), now called the SAFE Team (Specialized Assistance For Everyone) went into the field last week
- Fire Station 55 is now occupied with firefighters
- Earth Day Clean and Green, April 21st, 10 a.m. - 2 p.m.
- Earth Day Neighborhood Clean-Ups, April 22nd, 9 a.m. – 12 p.m.

City Councilmember Reports:

- Vice Mayor Llorens Gulati reported on a Policing in San Rafael community meeting, a Marin County Council of Mayors & Councilmembers (MCCMC) meeting, a Marin Women's Political Action Committee luncheon, a MCCMC Climate Action Committee meeting and a Youth for Justice (Alcohol Justice) meeting. Also, she attended the first Canal Easter Egg Hunt.

- Councilmember Kertz reported on her attendance at a 10-day seminar in Israel and a Terra Linda Neighborhood Association meeting. She announced a new Marin Wildfire Prevention Authority (MWPA) report entitled Literature Review of the State of the Science in Wildfire Evacuation.
- Councilmember Hill reported on a Priority Setting Committee meeting and ride-alongs with both public safety departments (Fire and Police).
- Councilmember Bushey reported on a Pt. San Pedro Road Coalition meeting, a meeting with Supervisor Sackett regarding budgetary negotiations, a Marin Transit Agency board meeting, a Public Service Award Committee meeting, a Rotary of San Rafael luncheon, a Marin Elected Women's luncheon and a Loch Lomond Oversight Committee meeting. She announced the breakwater path has been re-opened.
- Mayor Kate reported on a Fire Department ride-along, a Transportation Authority of Marin (TAM) meeting and a Marin Gun Safety Collaborative meeting. She announced a Marin County Office of Education Gun Safety campaign.

Mayor Kate invited public comment.

Speaker: Name withheld

CONSENT CALENDAR:

Mayor Kate invited public comment; however there was none.

Vice Mayor Llorens Gulati moved and Councilmember Hill seconded to approve the Consent Calendar.

4. Consent Calendar Items:

- a. **Approval of Minutes**
Approve Minutes of the City Council Meeting of March 20, 2023 (CC)
Approved minutes as submitted
- b. **Term Extensions for Board, Commission and Committee Members**
Approve Extension of Board, Commission and Committee Member Terms to a Semi-Annual Expiration (CC)
Approved Term Extensions
- c. **Public Service Award 2023**
Resolution of Appreciation to Recipient of the Richard P. O'Brien and Mary Ferrario O'Brien Public Service Award for 2023 (CC)
Resolution 15197 - Resolution of Appreciation to Recipient of the Richard P. O'Brien and Mary Ferrario O'Brien Public Service Award for 2023
- d. **Proclamation Supporting Celebrate Diversity Month (HR)**
Received and filed
- e. **Proclamation Supporting Month of the Young Child (LR)**
Received and filed
- f. **Approval for Special Event Street Closures in San Rafael**
Resolution Authorizing the Temporary Closure of Streets in San Rafael for Special Events for Calendar Year 2023 (PD)

Resolution 15198 - Authorizing the Temporary Closure of Streets in San Rafael for Special Events for Calendar Year 2023

g. Third Street Rehabilitation Project

Authorize the City Manager to Execute a First Amendment to the Professional Services Agreement with Coastland Civil Engineering, Inc. for Construction Management, Inspection, and Material Testing Services Associated with the Third Street Rehabilitation Project, In an Additional Amount Not to Exceed \$380,000 (PW)

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AYES: Councilmembers: Bushey, Hill Kertz, Llorens Gulati & Mayor Kate

NOES: Councilmembers: None

ABSENT: Councilmembers: None

SPECIAL PRESENTATIONS

5. Special Presentation:

Mayor Kate invited public comment; however, there was none.

a. Presentation of Resolution of Appreciation to Public Service Award Recipient (CC)

Mayor Kate presented the Resolution of Appreciation to Melissa Prandi, Public Service Award Recipient.

Melissa Prandi provided comments.

Mayor Kate called a recess at 7:58 p.m.

Mayor Kate called the meeting to order at 8:10 p.m.

OTHER AGENDA ITEMS

6. Other Agenda Items:

a. Notice of Funding Availability for Affordable Housing

Status and Scope of City of San Rafael Notice of Funding Availability (CD)

Alexis Captanian, Housing Program Analyst presented the staff report.

Staff responded to questions from the City Council.

Mayor Kate invited public comment.

Speaker: Al Vetere

Staff responded to public comment.

Councilmembers provided comments.

Councilmember Kertz moved and Councilmember Bushey seconded to accept the report.

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

Accepted report

b. **Countywide Fire Dispatch Changes**

Informational Report to the City Council on the Dissolution of the Contract with the Marin County Sheriff’s Office and Negotiations with the Marin County Fire Department for Fire Dispatch Services (FD)

Fire Chief Darin White presented the staff report.

Staff responded to questions from the City Council.

Mayor Kate invited public comment.

Speaker: Al Vetere

Staff responded to public comment.

Councilmembers provided comments.

Councilmember Hill moved and Councilmember Bushey seconded to accept the report.

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

Accepted report

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar: None.

ADJOURNMENT:

Mayor Kate adjourned the meeting at 8:45 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2023

KATE COLIN, Mayor