



MINUTES

SAN RAFAEL CITY COUNCIL - TUESDAY, JUNE 20, 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-2023-06-20>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 444-9171

ID: 860-6190-5675#

One Tap Mobile: +16694449171,,86061905675# US

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.

OPEN SESSION - THIRD FLOOR CONFERENCE ROOM - 5:15 PM

Dial-in: (669) 900-9128, Meeting ID# 842-5807-1060#

1. Mayor Kate to announce Closed Session items.

CLOSED SESSION - THIRD FLOOR CONFERENCE ROOM - 5:15 PM

2. Closed Session:

- a. Conference with Labor Negotiators – Government Code Section 54957.6 (a)
Lead Negotiator: Timothy L. Davis (Burke, Williams & Sorensen)
Agency Designated Representatives: Cristine Alilovich, Marissa Sanchez, Angela Nicholson
Employee Organization: SEIU - Childcare
- b. Conference with Legal Counsel--Existing Litigation
Government Code section 54956.9 – 1 case
Name of case: Kristen Miller vs. City of San Rafael
Marin County Superior Court Case Number CIV 2201502

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

Mayor Kate
Absent: None
Also Present: City Manager Cristine Alilovich
City Attorney Robert Epstein
City Clerk Lindsay Lara

Mayor Kate called the meeting to order at 7:00 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present.

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

Mayor Kate provided opening remarks, which included appreciation to City staff, and an explanation for why we start each meeting with a land acknowledgement. Also, she included a land acknowledgment.

City Clerk Lindsay Lara informed the community that the in-person meeting would also 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 TIME FOR PUBLIC EXPRESSION

- Larry Andow addressed the City Council regarding Peacock Gap Park.
- Tylee Holden addressed the City Council regarding the development project in Dominican neighborhood.
- Chris Catchpool addressed the City Council regarding the development project in Dominican neighborhood.
- JP Guitard addressed the City Council regarding the development project in Dominican neighborhood.
- Name withheld addressed the City Council regarding the development project in Dominican neighborhood.

Cristine Alilovich, City Manager and Ali Giudice, Community Development Director provided comments on the development project in Dominican neighborhood.

CITY MANAGER AND COUNCILMEMBER REPORTS:

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

3. City Manager and Councilmember Reports:

City Manager Cristine Alilovich announced:

- Sun Valley Park reopened last week; Celebration and ribbon-cutting to be held on Wednesday, July 12th at 3:30 p.m.
- Police Advisory and Accountability Committee (PAAC) established at last City Council Meeting; Staff is creating a community engagement plan and applications available on-line on Friday, June 30th.
- Sea Level Rise Adaptation Planning Project Update

City Councilmember Reports:

- Vice Mayor Llorens Gulati attended the ground-breaking celebration for 3301 Kerner Blvd. and a Voces del Canal meeting on policing.
- Councilmember Bushey reported on a San Rafael Sanitation District Board meeting, where they adopted a budget for the next two fiscal years.

- Councilmember Kertz reported on the Las Gallinas Sanitary District ribbon-cutting event, a Marin County Council of Mayors and Councilmembers (MCCMC) Homeless Committee meeting and a Juneteenth celebration in Marin City. She expressed thanks to Public Works for the Terra Linda Splash Pad on Montecillo Road at the park.
- Councilmember Hill reported on an Economic Development Subcommittee meeting, an MCCMC Ad Hoc Green Microgrid Policy Makers Committee meeting and an Association of Bay Area Governments (ABAG) General Assembly.
- Mayor Kate reported on a Transportation Authority of Marin Administration and Project Committee meeting.

Mayor Kate invited public comment.

Speaker: Name withheld

CONSENT CALENDAR:

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

Councilmember Llorens Gulati moved and Councilmember Kertz seconded to approve the Consent Calendar.

4. Consent Calendar Items:

- a. **Approval of Minutes**
Approve Minutes of the Regular City Council Meeting of June 5, 2023 (CC)
Approved minutes as submitted
- b. **Downtown Streets, Inc. Agreement**
Authorize the City Manager to Execute Agreement with Downtown Streets, Inc. Not to Exceed \$200,000 Per Fiscal Year for Implementation and Management of a Volunteer Program Serving Individuals Experiencing Homelessness (CD)
Approved Authorization to City Manager to Execute Agreement
- c. **Proclamation Designating of July 2023 as Park & Recreation Month**
Proclamation Designating of July 2023 as Park & Recreation Month (LR)
Received and Filed
- d. **Crime Analyst Services**
Resolution Authorizing the City Manager to Execute an Agreement for Crime Analysis Services with LexisNexis Risk Solutions, Inc., in an Amount Not to Exceed \$149,609, and Appropriating this Amount from the Safety Grant Fund to Support the Agreement (PD)
Resolution 15226 - Resolution Authorizing the City Manager to Execute an Agreement for Crime Analysis Services with LexisNexis Risk Solutions, Inc., in an Amount Not to Exceed \$149,609, and Appropriating this Amount from the Safety Grant Fund to Support the Agreement
- e. **FY 2023-24 Road Maintenance and Rehabilitation Account (RMRA) Projects, Funded by Senate Bill 1:**
Resolution Adopting a List of Projects for Fiscal Year 2023-24 Funded by Senate Bill 1: The Road Repair and Accountability Act of 2017 (PW)
Resolution 15227 - Resolution Adopting a List of Projects for Fiscal Year 2023-24 Funded by Senate Bill 1: The Road Repair and Accountability Act of 2017

- f. **Fleet Vehicle Purchases**
Authorize the City Manager to Increase the Approved Purchase Price for Eleven City Vehicles (PW)
Authorized the City Manager to increase the approved purchase price by \$144, 221 for eleven City vehicles

- g. **FY 2022-23 City of San Rafael Canal Maintenance Dredging Project Notice of Completion**
Accept Completion of the FY 2022-23 City of San Rafael Canal Maintenance Dredging Project (City Project No. 11423), and Authorize the City Clerk to File the Notice of Completion (PW)
Accepted Completion and directed the City Clerk to file the NOC

- h. **Baypoint Lagoons Assessment District**
Baypoint Lagoons Landscaping and Lighting Assessment District Annual Assessment FY2023-24 (PW)
 - i. **Resolution Directing Filing of Engineer's Annual Report FY 2023-24**
 - ii. **Resolution Approving Engineer's Annual Report FY 2023-24**
 - iii. **Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 17, 2023**

Resolution 15228 - Resolution Directing Filing of Engineer's Annual Report FY 2023-24

Resolution 15229 - Resolution Approving Engineer's Annual Report FY 2023-24

Resolution 15230 - Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 17, 2023

- i. **Point San Pedro Road Median Landscaping Assessment District**
Point San Pedro Road Median Landscaping Assessment District Annual Assessment FY 2023-24 (PW)
 - i. **Resolution Directing Filing of Engineer's Annual Report FY 2023-24**
 - ii. **Resolution Approving Engineer's Annual Report FY 2023-24**
 - iii. **Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 17, 2023**

Resolution 15231 - Resolution Directing Filing of Engineer's Annual Report FY 2023-24

Resolution 15232 - Resolution Approving Engineer's Annual Report FY 2023-24

Resolution 15233 - Resolution of Intention to Order Improvements and Setting a Public Hearing on the Annual Assessment for the City Council Meeting of July 17, 2023

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

SPECIAL PRESENTATIONS:

5. Special Presentations:

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

- a. **Proclamation Appreciating Larry Paul, Retired Design Review Board Member (CD)**
Mayor Kate presented the proclamation to Larry Paul, and Larry Paul made comments.

PUBLIC HEARINGS:

6. Public Hearings:

- a. **Commercial Linkage Fees**
Informational Report on Regional Nexus Study of Commercial Linkage Fees (CD)

Alexis Captanian, Housing Programs Analyst presented the staff report.

Staff, including Jake Cummings, Consultant and Megan Burke, Outside Counsel responded to questions from the City Council.

Mayor Kate opened the public hearing.

Speakers: Al Vetere, Name withheld

Staff responded to public comment.

Councilmembers provided comments.

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

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

Accepted report

- b. **Canal Street Underground Utility District**
Resolution to Designate an Underground Utility District on Canal Street Between Medway Road and Spinnaker Point Drive (PW)

Joanna Kwok, Senior Civil Engineer presented the staff report.

Staff responded to questions from the City Council.

Mayor Kate opened the public hearing.

Speakers: Alynn Moody, Al Vetere, Sam Ferguson, Johnson Reynolds

Staff responded to public comment.

Councilmembers provided comments.

Councilmember Llorens Gulati moved and Councilmember Kertz seconded to adopt the resolution.

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

*Resolution 15234 - Resolution to Designate an Underground Utility District on Canal Street
Between Medway Road and Spinnaker Point Drive*

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar: - None.

ADJOURNMENT:

Mayor Kate adjourned the meeting at 8:42 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2023

KATE COLIN, Mayor