



MINUTES

SAN RAFAEL CITY COUNCIL - MONDAY, SEPTEMBER 18, 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-2023-09-18>

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 - 6:00 PM

Dial-in: (669) 900-9128, Meeting ID# 860-4688-5312#

1. Mayor Kate announced Closed Session items.

CLOSED SESSION - THIRD FLOOR CONFERENCE ROOM - 6:00 PM

2. Closed Session:

- a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code section 54956.9(d)(1): 1 case

1. *Shaleeta Boyd, et al. v. City of San Rafael, et al.* (U.S. District Court, N.D. Cal., Case No. 23-cv-04085-EMC)

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

Absent: Councilmember Bushey

Also Present: City Manager Cristine Alilovich
City Attorney Robert Epstein
City Clerk Lindsay Lara

Mayor Kate called the meeting to order at 7:05 p.m. and invited City Clerk Lindsay Lara to call the roll. All members of the City Council were present, except for Councilmember Bushey.

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

Mayor Kate provided opening remarks, which included appreciation to City staff, comments on Mahsa Amini’s story and 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

- Miriam Silver addressed the City Council regarding fire safety and defensible space.
- Jack Wilkinson addressed the City Council regarding the City’s budget.
- Jonathan Frieman addressed the City Council regarding E-Bike safety.
- Pam Reaves addressed the City Council regarding gas leaf blower enforcement.

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:

- Marin Sanitary Service Annual Customer Appreciation Day to be held Sunday, September 24, 9am-2pm at their facility.
- Annual Hops and Vines Stroll to be held Saturday, September 30, 2-6pm on Fourth Street
- Movies in the Park Update - Event starts at 5pm and movie to start 15 minutes after sunset.
 - Friday, September 22, The Super Mario Bros. Movie (in Spanish) at Pickleweed Park
 - Friday, October 6, Monsters University at Terra Linda Park
- Boards, Commissions & Committees (BCCs) applications are open online for many BCCs, including the new Police Accountability and Advisory Committee (PAAC). Interviews to be held in October.

City Councilmember Reports:

- Vice Mayor Llorens Gulati attended the Bret Harte Garage Sale and Non-Labor Day Picnic, the Building Bridges for Marin Housing Solutions event, the Greening our Future tree event, PorchFest and the 10th Salvadoran Independence Festival.
- Councilmember Kertz attended the District 4 PAAC Open House, the Marin Senior Fair, the San Rafael Chamber Business Showcase, the Building Bridges for Marin Housing Solutions event, and PorchFest.
- Councilmember Hill attended PorchFest and the San Rafael Tree Group event.
- Mayor Kate reported on Transportation Authority of Marin (TAM) and spoke at Marin Academy on a Sustainable Cities panel. She attended a Safe Routes to School meeting, the San Rafael Chamber of Commerce Showcase, the Multi-Cultural Center of Marin Open House, PorchFest and a Latinas in Power celebration of Vice Mayor Lorens Gulati for being the first Latina on the San Rafael City Council.

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

CONSENT CALENDAR:

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

Vice Mayor 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 September 5, 2023 (CC)

Approved minutes as submitted

b. **Second Amendment to Cooperation Agreement with County of Marin for Grant Programs**

Authorize Execution of a Second Amendment to the City's Cooperation Agreement with the County of Marin for the Community Development Block Grant (CDBG) and Home Programs (CD)

Authorized Execution of a Second Amendment to the City's Cooperation Agreement with the County of Marin for the Community Development Block Grant (CDBG) and Home Programs

c. **Office of Traffic Safety Grant Approval**

Resolution Accepting the State of California Office of Traffic Safety "Traffic Records Improvement Project" Grant Funds in the Amount of \$12,900, and Authorizing the City Manager to Execute a Grant Agreement (PD)

Resolution 15251 - Resolution Accepting the State of California Office of Traffic Safety "Traffic Records Improvement Project" Grant Funds in the Amount of \$12,900, and Authorizing the City Manager to Execute a Grant Agreement

d. **Downtown Library Modernization Project Agreement Amendment**

Approve and Authorize the City Manager to Execute a First Amendment to the Professional Services Agreement with Noll & Tam Architects for Architectural, Engineering and Interior Design Services Associated with the Downtown Library Modernization Project, for a Total Amount Not to Exceed \$391,731, and to Extend the Term of the Contract by An Additional Twelve Months (LR)

Approved and Authorized the City Manager to Execute a First Amendment to the Professional Services Agreement with Noll & Tam Architects for Architectural, Engineering and Interior Design Services Associated with the Downtown Library Modernization Project, for a Total Amount Not to Exceed \$391,731, and to Extend the Term of the Contract by An Additional Twelve Months

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

NOES: Councilmembers: None

ABSENT: Councilmembers: Bushey

SPECIAL PRESENTATIONS:

5. Special Presentations:

a. **Youth Art Exhibit in City Hall – Fair Housing for All (LR)**

Alexis Captanian, Housing Program Analyst commented on the Art Exhibit and introduced Fair Housing for All project team. Suzanne Joyal, Youth in Arts, Shirl Buss, Y-Plan, Catherine Ross-Perry, Office of Fair Housing & Equal Opportunity at the US Department of Housing & Urban Development and Craig Veramay, Assistant Library & Recreation Director provided comments.

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

Mayor Kate called a recess at 7:38 p.m.

Mayor Kate called the meeting back in session at 7:47 p.m.

OTHER AGENDA ITEMS:

6. Other Agenda Items:

- a. [Permit Improvement Program & Customer Satisfaction Survey](#)
Marin Builders Association & Marin Economic Forum Permit Improvement Program – Phase II Report (CD)

Community Development Director Ali Giudice introduced the item and Chief Building Official Don Jeppson, who presented the Staff Report.

Casey Mazzoni and Rick Wells, Marin Builders Association provided comments.

Staff responded to questions from the City Council.

Mayor Kate invited public comment.

Speakers: Al Vetere, Name withheld

Staff responded to questions asked during the public comment period.

Councilmembers provided comments.

Councilmember Kertz moved and Vice Mayor Llorens Gulati seconded to accept the Marin Builders Association & Marin Economic Forum Permit Improvement Program – Phase II Report.

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

NOES: Councilmembers: None

ABSENT: Councilmembers: Bushey

Accepted report

- b. [Fiscal Year 2022-2023 Year-End Budget Amendments](#)
Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2022-2023 for the Purpose of Confirming Authorized Appropriations and Transfers (Fin)

Finance Director Paul Navazio introduced the item and Finance Manager Shawn Plate, who presented the Staff Report.

Staff responded to questions from the City Council.

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

Staff responded to questions asked during the public comment period.

Councilmembers provided comments.

Councilmember Kertz moved and Councilmember Hill seconded to Adopt the Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2022-2023 for the Purpose of Confirming Authorized Appropriations and Transfers.

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

NOES: Councilmembers: None

ABSENT: Councilmembers: Bushey

Resolution 15252 - Resolution Adopting Amendments to the City of San Rafael Budget for Fiscal Year 2022-2023 for the Purpose of Confirming Authorized Appropriations and Transfers

SAN RAFAEL SUCCESSOR AGENCY:

- 1. Consent Calendar: - None.

ADJOURNMENT:

Mayor Kate adjourned the meeting at 8:39 p.m.

LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2023

KATE COLIN, Mayor