



MINUTES

SAN RAFAEL CITY COUNCIL - MONDAY, OCTOBER 2, 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-2023-10-02>

Watch on YouTube: www.youtube.com/cityofsanrafael

Listen by phone: (669) 444-9171

ID: 844-3204-9611#

One Tap Mobile: +16694449171,,84432049611# 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# 825-2571-0612#

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): 2 cases

1. *City of San Rafael v. Francisco Boulevard Investors, LLC* (Marin Superior Court, Case No. CIV2202980)
2. *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 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 7:02 p.m. and invited City Clerk Lindsay Lara to call the roll.

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 hate speech, moving Open Time for Public Expression to the end of the meetings, a future resolution changing the regular meeting start time to 6 p.m. 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.

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:

- Movies in the Park Update - Event starts at 5pm and movie to start 15 minutes after sunset.
 - Friday, October 6, Monsters University at Terra Linda Park
- Dia de los Muertos Car Procession to be held Saturday, October 21 at 3pm
Applications to participate in the car procession due Friday, October 6
- Agism Awareness Day is Saturday, October 7
- Nightwork Street Paving Update

City Councilmember Reports:

- Vice Mayor Llorens Gulati reported on Coastal Clean-up Day, the League of California Cities Conference, Movies in the Park, a Marin Clean Energy Board retreat, a Marin County Council of Mayors & Councilmembers (MCCMC) meeting, the City employee bocce tournament and a celebration of Guatemala festival.
- Councilmember Kertz reported on serving on a panel of the Aging Action Initiative, a Boost School ribbon-cutting, the Spirit of Marin Awards, an upcoming Movies in the Park, and speaking (as a member of Bay Area Network of Jewish Officials (BANJO)) at a MCCMC meeting.
- Councilmember Hill reported on the Cal Cities Conference, the California League of Cities Asian Pacific Islander Caucus and a MCCMC meeting.
- Councilmember Bushey reported on Marin Transit, the San Rafael Sanitation District Strategic Plan interviews, meeting with the representative from the Northgate development proposal, a MCCMC meeting and the City employee bocce tournament.
- Mayor Kate reported on a BayWAVE field trip, a ribbon-cutting for the Centertown Grand Reopening hosted by EAH Housing and BRIDGE Housing, a Transportation Authority of Marin (TAM) meeting and the upcoming Nationwide Emergency Alert Test on Wednesday, October 4.

Mayor Kate invited public comment.

Speaker: Name withheld

CONSENT CALENDAR:

Councilmember Bushey requested item 4.a be held from the Consent Calendar.

Mayor Kate invited public comment on all items on the Consent Calendar.

Speakers: Al Vetere, Name withheld

Vice Mayor Llorens Gulati moved and Councilmember Kertz seconded to approve the remainder of the Consent Calendar, Agenda Items 4b-4d.

4. Consent Calendar Items:

a. **Approval of Minutes**

Approve Minutes of the Regular City Council Meeting of September 18, 2023 (CC)

Approved minutes as submitted

Councilmember Hill moved and Vice Mayor Llorens Gulati seconded to approve the minutes as submitted. Councilmember Bushey recused herself.

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

RECUSAL: Councilmembers: Bushey

b. **Information Technology Services Agreement Renewal**

Authorize the City Manager to Execute a General Service Agreement with Addendum with Xantrion, Inc., for Information Technology Services from November 1, 2023 Through October 31, 2024 In an Amount Not to Exceed \$1,131,000 (DS)

Authorized the City Manager to execute a general service agreement with addendum with Xantrion, Inc., for information technology services from November 1, 2023 through October 31, 2024 in an amount not to exceed \$1,131,000

c. **Proclamations**

Proclamation Supporting Indigenous People's Day 2023 (CM)

Proclamation Supporting Cybersecurity Awareness Month (DS)

Proclamation Supporting Fire Prevention Week 2023 (FD)

Received and filed

d. **Special Event Street Closures**

Resolution Authorizing the Temporary Closure of Fourth Street Between A Street and Lootens Place in San Rafael for the Mill Valley Film Festival Closing Party (PD)

Resolution 15253 - Resolution Authorizing the Temporary Closure of Fourth Street Between A Street and Lootens Place in San Rafael for the Mill Valley Film Festival Closing Party

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

OTHER AGENDA ITEMS:

5. Other Agenda Items:

a. **City Emergency Operations Plan Adoption**

Resolution Adopting the City of San Rafael Emergency Operations Plan (FD)

Quinn Gardner, Emergency Operations Director presented the Staff Report, and introduced Steven Torrence, Director of Emergency Management for Marin County who provided comments.

Staff responded to questions from the City Council.

Mayor Kate invited public comment.

Speakers: Al Vetere, Eva Chrysanthe

Councilmembers provided comments.

Vice Mayor Llorens Gulati moved and Councilmember Kertz seconded to adopt the resolution adopting the City of San Rafael Emergency Operations Plan.

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

Resolution 15254 - Resolution Adopting the City of San Rafael Emergency Operations Plan.

OPEN TIME FOR PUBLIC EXPRESSION

- Al Vetere addressed the City Council regarding CARE Court.

SAN RAFAEL SUCCESSOR AGENCY:

1. Consent Calendar: - None.

ADJOURNMENT:

Mayor Kate adjourned the meeting at 8:33 p.m., in honor of Dianne Feinstein.

OPEN SESSION - COUNCIL CHAMBERS - FOLLOWING ADJOURNMENT

6. Mayor Kate announced Closed Session items.

CLOSED SESSION - THIRD FLOOR CONFERENCE ROOM - FOLLOWING ADJOURNMENT

7. Closed Session:

a. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

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

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LINDSAY LARA, City Clerk

APPROVED THIS ____ DAY OF _____, 2023

KATE COLIN, Mayor