

AGENDA

**SAN RAFAEL CITY COUNCIL MEETING – TUESDAY, SEPTEMBER 5, 2006
(WITH SUPPLEMENTAL INFORMATION FOR COUNCILMEMBERS)
COUNCIL CHAMBER, CITY HALL, 1400 FIFTH AVENUE, SAN RAFAEL, CALIFORNIA**

Members of the public may speak on Agenda items.

OPEN SESSION – COUNCIL CHAMBER – 7:00 PM

Mayor Boro announced Closed Session items.

CLOSED SESSION – CONFERENCE ROOM 201 – 7:00 PM

- 1. a) Conference with Legal Counsel – Existing Litigation
Government Code Section 54956.9(a)
Case Name: Toba Singer & James Gotesky v. City of San Rafael, et al.
Marin County Superior Court Case No. CV055438

- b) Conference with Labor Negotiators – Government Code Section 54957.6
Negotiators: Ken Nordhoff, Gus Guinan, Nancy Mackle, Lydia Romero
Employee Organization(s): San Rafael Fire Chief Officers’ Association
San Rafael Police Association
San Rafael Police Mid-Management Association
Association of Confidential Employees
Western Council of Engineers
SEIU Miscellaneous & Supervisory

City Attorney Gary Raghianti announced that no reportable action was taken.

ORAL COMMUNICATIONS OF AN URGENCY NATURE:

8:08 PM

None

CONSENT CALENDAR:

RECOMMENDED ACTION:

ALL MATTERS ON THE CONSENT CALENDAR ARE TO BE APPROVED BY ONE MOTION, UNLESS SEPARATE ACTION IS REQUIRED ON A PARTICULAR ITEM:

APPROVAL OF THE FOLLOWING ACTION:

- 2. Approval of Minutes of Special Joint Meeting of the Redevelopment Agency/City Council of May 15, 2006 (AS/CC) Approve as submitted.

Minutes approved as submitted.

- 3. Resolution Authorizing Application for Grant Funds for the Local Agency Grant Program Under the Habitat Conservation Fund Program of the California Wildlife Protection Act of 1990 for the Smith Ranch Pond Restoration Project (P06-013) (CD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12026 – RESOLUTION AUTHORIZING THE APPLICATION FOR GRANT FUNDS FOR THE LOCAL AGENCY GRANT PROGRAM – FISCAL YEAR 2005-06 UNDER THE HABITAT CONSERVATION FUND PROGRAM OF THE CALIFORNIA WILDLIFE PROTECTION ACT OF 1990 FOR THE SMITH RANCH POND RESTORATION PROJECT (P06-013)

- 4. Summary of Legislation Affecting San Rafael (CM) Approve staff recommendation.

American Sign Language interpreters and assistive listening devices may be requested by calling (415) 485-3198 (TDD) or (415) 485-3064 (voice) at least 72 hours in advance. Copies of documents are available in accessible formats upon request.

Public transportation is available through Golden Gate Transit, Line 22 or 23. Paratransit is available by calling Whistlestop Wheels at (415) 454-0964.

To allow individuals with environmental illness or multiple chemical sensitivity to attend the meeting/hearing, individuals are requested to refrain from wearing scented products.

Approved staff recommendation:

Proposition 1A. Transportation Investment Fund. Bond Measure. SUPPORT

Proposition 1B. Highway Safety, Traffic Reduction, Air Quality, Port Security, Bond Measure. SUPPORT

Proposition 1C. Housing and Emergency Shelter Trust Fund. Bond Measure. SUPPORT

Proposition 1D. Education Facilities. Kindergarten-University Public Education Facilities. Bond Measure. SUPPORT

Proposition 1E. Disaster Preparedness and Flood Protection. Bond Measure. SUPPORT

5. Resolution Authorizing City Manager to Execute Agreement Between County of Marin and City of San Rafael Regarding a Proposed Health and Wellness Campus (CM) Adopt Resolution.

ADOPTED RESOLUTION NO. 12027 - RESOLUTION AUTHORIZING CITY MANAGER TO EXECUTE AGREEMENT BETWEEN COUNTY OF MARIN AND CITY OF SAN RAFAEL REGARDING A PROPOSED HEALTH AND WELLNESS CAMPUS

6. Resolution Commending the Marin County School Volunteers and Proclaiming the Month of September, 2006 as Marin County School Volunteers' Month (CM) Adopt Resolution.

ADOPTED RESOLUTION NO. 12028 – RESOLUTION COMMENDING THE MARIN COUNTY SCHOOL VOLUNTEERS AND PROCLAIMING THE MONTH OF SEPTEMBER, 2006 AS MARIN COUNTY SCHOOL VOLUNTEERS' MONTH

7. Resolution Amending Resolution No. 11785 Pertaining to the Compensation and Working Conditions for Fire Department Personnel (2-year MOU from July 1, 2006 - June 30, 2008) (CM) Adopt Resolution.

ADOPTED RESOLUTION NO. 12036 – RESOLUTION AMENDING RESOLUTION NO. 11785 PERTAINING TO THE COMPENSATION AND WORKING CONDITIONS FOR FIRE DEPARTMENT PERSONNEL (2-year Memorandum of Understanding from July 1, 2006 through June 30, 2008)

8. Request for City Participation in Community Choice Aggregation (CCA) Phase II Study (CM) Approve staff recommendation.

Approved staff recommendation to participate in the Community Choice Aggregation (CCA) Phase II study.

9. Resolution Approving the Purchase of One Marked Police Vehicle from Folsom Lake Ford in Amount of \$24,463.68, to Replace Unit #230, as part of California Multiple Award Schedule Contracts Program which is Exempt from Bid Process (PD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12029 – RESOLUTION APPROVING THE PURCHASE OF ONE POLICE VEHICLE FOR \$24,463.68

10. Resolution Approving the Purchase of Three Marked and Three Unmarked Police Vehicles from Folsom Lake Ford Sales in the Amount of \$144,153.39, and Eight Unmarked Pontiac Police Vehicles from Coalinga Motors, Inc. in the Amount of \$132,784.50, as part of California Multiple Award Schedule Contracts Program which is Exempt from Bid Process (PD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12030 – RESOLUTION APPROVING THE PURCHASE OF FOURTEEN POLICE VEHICLES FOR \$276,937.89

11. Resolution Approving the Use of State of California Office of Traffic Safety Grant Funds in the Amount of \$377,517 for Selective Traffic Enforcement Program from October 1, 2006 through September 30, 2008 (PD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12031 – RESOLUTION APPROVING USE OF STATE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT FUNDS IN THE AMOUNT OF \$377,517 FOR “SELECTIVE TRAFFIC ENFORCEMENT PROGRAM” - OCTOBER 1, 2006 THROUGH SEPTEMBER 30, 2008

12. Resolution of Appreciation to Police Lieutenant David Starnes, Employee of the Quarter Ending June, 2006 (PD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12032 – RESOLUTION OF APPRECIATION TO POLICE LIEUTENANT DAVID STARNES, EMPLOYEE OF THE QUARTER ENDING JUNE, 2006

13. Resolution Approving Parcel Map Entitled "Map of Oak Park Villas", Adopt Resolution.
Consisting of Four Residential Condominium Units on 56 San Pablo
Avenue (PW)

ADOPTED RESOLUTION NO. 12033 – RESOLUTION APPROVING “MAP OF OAK PARK VILLAS”, CONSISTING OF FOUR RESIDENTIAL CONDOMINIUM UNITS ON 56 SAN PABLO AVENUE, SAN RAFAEL

14. Report on Bid Opening and Resolution Awarding the Contract for 2006 Adopt Resolution.
Safe Routes to Schools Improvements Project, Project No. 21036, to
Ghilotti Bros., Inc. for the Base Bid Plus Alternate #2 in the Amount of
\$334,076 (Bid Opening Held on Thursday, August 24, 2006) (PW)

ADOPTED RESOLUTION NO. 12034 – RESOLUTION AWARDED CONTRACT FOR 2006 SAFE ROUTES TO SCHOOL IMPROVEMENTS, PROJECT NO. 21036, TO GHILOTTI BROS., INC. FOR THE BASE BID PLUS ALTERNATE #2 IN THE AMOUNT OF \$334,076.00

15. Resolution Authorizing Extension of Time for Completion of Adopted Resolution.
Improvement Work Related to Subdivision Entitled "Parcel Map – Lands
of Rainoldi" (PW)

ADOPTED RESOLUTION NO. 12035 – RESOLUTION AUTHORIZING EXTENSION OF TIME FOR THE COMPLETION OF IMPROVEMENT WORK RELATED TO SUBDIVISION ENTITLED “PARCEL MAP – LANDS OF RAINOLDI”, RECORDED IN BOOK 2004 OF MAPS, AT PAGE 045 (EXTENDED TO AND INCLUDING OCTOBER 31, 2006)

SPECIAL PRESENTATIONS:

16. Presentation of Resolution of Appreciation to Police Lieutenant David Starnes, Employee of the
Quarter Ending June, 2006 (PD)

Mayor Boro presented Resolution of Appreciation to Police Lieutenant David Starnes, employee of the Quarter ending June, 2006.

17. Presentation of Resolution Commending the Marin County School Volunteers and Proclaiming the
Month of September, 2006 as Marin County School Volunteers' Month (CM)

Mayor Boro presented Resolution commending the Marin County School Volunteers and proclaiming the month of September, 2006 as Marin County School Volunteers' Month, to Joan Brownstein, Executive Director, Marin County School Volunteers.

18. Swearing-in of City Manager Ken Nordhoff (CM)

City Clerk Jeanne Leoncini swore-in Ken Nordhoff as City Manager of the City of San Rafael.

COUNCIL CONSIDERATION:

NEW BUSINESS:

19. Resolution Approving and Authorizing the Mayor to Execute the City of San Rafael Response to the
2005-2006 Marin County Grand Jury Report Entitled "The Next Disaster: Are Marin Citizens
Prepared?" (CM)

ADOPTED RESOLUTION NO. 12037 – RESOLUTION APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE CITY OF SAN RAFAEL RESPONSE TO THE 2005-2006 MARIN COUNTY GRAND JURY REPORT ENTITLED “THE NEXT DISASTER: ARE MARIN CITIZENS PREPARED?”

COUNCILMEMBER REPORTS:

20. None

ADJOURNMENT: 8:40 p.m.