

ACTION AGENDA

AGENDA

**SAN RAFAEL CITY COUNCIL MEETING – TUESDAY, JANUARY 16, 2007
(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: John R. Jones v. City of San Rafael
WCAB Case No.: SFO-0451543
- b) Conference with Legal Counsel – Existing Litigation
Government Code Section 54956.9(a)
Case Name: Ajib, Wajih v. City of San Rafael, et al.
Marin County Superior Court Case No. CIV052663
- c) Conference with Legal Counsel - Existing Litigation
Government Code Section 54956.9(a)
Case Name: St. Vincent's/CYO v. City of San Rafael, et al.
Marin County Superior Court Case # CV045400
- d) Conference with Labor Negotiators – Government Code Section 54957.6
Negotiators: Ken Nordhoff, Jim Schutz, Nancy Mackle, Lydia Romero,
Donna Williamson, Richard Whitmore
Employee Organization(s): San Rafael Fire Chief Officers' Association
San Rafael Police Mid-Management Association
Western Council of Engineers

Assistant City Attorney Gus Guinan announced that no reportable action was taken.

2. INTRODUCTION OF NEW EMPLOYEES:

**The following new employees were introduced to the City Council by:
Ken Nordhoff, City Manager's Office, Bob Brown, Community Development Department,
David Dodd, Library, and Andy Preston, Public Works Department.**

City Manager's Office:

**Sylvia Gonzalez, Administrative Assistant III
(unable to attend)
Jim Schutz, Assistant City Manager**

Library:

**William Calhoun,
Teen/Electronic Services Librarian**

Community Development Dept.:

**Sarjit Dhaliwal, Associate Planner
Bob Geno, Building Inspector I
Mindy Nguyen, Planning Technician
Caron Parker, Associate Planner**

Public Works:

**Suvra Chakrabarti, Associate Engineer, Traffic
Art Gibney, Operations and Maint. Manager
Chris Robarge, Street Maintenance Worker II
(not in attendance)
Becky Simon, Associate Engineer, Traffic
John Tzafopoulos, Street Maintenance Worker II
(not in attendance)**

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.

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:

- 3. Approval of Minutes of Regular Meeting of Monday, December 18, 2006 (CC)

Approve as submitted.

Minutes approved as submitted.

- 4. Call for Applications for Appointments to Fill Two 2-year Youth Terms on the Bicycle and Pedestrian Advisory Committee, Due to Expiration of Terms of Isabelle Cohen and Daniel Swain (Terms to Expire End of October, 2008) (CC)

Approve staff recommendation.

Approved staff recommendation:

- a) **Called for applications for appointments to the Bicycle and Pedestrian Advisory Committee, to fill two, 2-year terms, with terms to expire the end of October, 2008;**
- b) **Set deadline for receipt of applications on Tuesday, February 6, 2007 at 12:00 Noon in the City Clerk’s Office, City Hall, Room 209.**

- 5. Resolution Authorizing Renewal of Agreement with CSG Consulting to Perform Plan Review Services for Building Permits, from January 1, 2007 to January 1, 2008 (CD)

Item removed from agenda at request of staff.

- 6. Resolution Authorizing a Grant Agreement with the Association of Bay Area Governments for a Design and Engineering Feasibility Study for the San Rafael Canalfront Conceptual Design Plan (CD)

Adopt Resolution.

ADOPTED RESOLUTION NO. 12179 – RESOLUTION AUTHORIZING PLANNING GRANT AGREEMENT WITH THE ASSOCIATION OF BAY AREA GOVERNMENTS FOR THE CANALFRONT CONCEPTUAL DESIGN PLAN (P06-005) (COMMENCING ON JANUARY 16, 2007 AND ENDING ON JUNE 30, 2010 FOR A GRANT OF \$20,000)

- 7. SECOND READING AND FINAL ADOPTION OF ORDINANCE NO. 1847 – “An Ordinance of the City Council of the City of San Rafael Approving an Amendment to the Development Standards for the “Shamrock Center” Planned Development (PD 1715), Adding Permitted and Conditionally Permitted Uses Within the General Commercial (GC) Zone as Uses Allowed Within the Planned Development, on Property Located at 647-655 Irwin Street (Apns: 013-032-01, 013-032-02, 013-032-04, 013-032-05, 013-032-06, 013-021-38)” (CD)

Approve final adoption of Ordinance No. 1847.

Approved final adoption of Ordinance No. 1847.

- 8. Monthly Investment Report for Month Ending November, 2006 (FN)

Accept report.

Accepted Monthly Investment Report for month ending November, 2006, as presented.

- 9. Monthly Investment Report for Month Ending December, 2006 (FN)

Accept report.

Accepted Monthly Investment Report for month ending December, 2006, as presented.

- 10. Resolution Amending Resolution No. 11771 which Pertains to the Compensation for Part-Time, Temporary, Intermittent and Seasonal Workers (MS)

Adopt Resolution.

ADOPTED RESOLUTION NO. 12180 – RESOLUTION AMENDING RESOLUTION NUMBER 11771 WHICH PERTAINS TO COMPENSATION FOR PART-TIME, TEMPORARY, INTERMITTENT AND SEASONAL WORKERS

- 11. Resolution Authorizing Renewal of Agreement with MSB/Data Ticket for up to one year of Citation Services to City of San Rafael Parking Services Division (MS)

Adopt Resolution.

ADOPTED RESOLUTION NO. 12181 – RESOLUTION AUTHORIZING RENEWAL OF CONTRACT FOR PARKING CITATION SERVICES FOR UP TO ONE YEAR WITH MSB/DATA TICKET, INC.

12. Resolution Approving a Loan to Marin Housing in an Amount not to Exceed Three Hundred and Fifty Thousand Dollars (\$350,000) for the Purchase of a Below Market Rate Unit and Making Findings and Approvals Pursuant to the California Redevelopment Law in Connection with the Utilization of Agency Low and Moderate Income Housing Funds Outside the Central San Rafael Redevelopment Project Area (APN 179-471-14) (RA) Adopt Resolution.

ADOPTED RESOLUTION NO. 12182– RESOLUTION APPROVING A LOAN TO MARIN HOUSING IN AN AMOUNT NOT TO EXCEED THREE HUNDRED AND FIFTY THOUSAND DOLLARS (\$350,000) FOR THE PURCHASE OF A BELOW MARKET RATE UNIT AND MAKING FINDINGS AND APPROVALS PURSUANT TO THE CALIFORNIA REDEVELOPMENT LAW IN CONNECTION WITH THE UTILIZATION OF AGENCY LOW AND MODERATE INCOME HOUSING FUNDS OUTSIDE THE CENTRAL SAN RAFAEL REDEVELOPMENT PROJECT AREA (APN 179-471-14)

13. Resolution Authorizing Execution of Agreement with Godbe Research to Perform the 2007 City of San Rafael Public Opinion Survey (CM) Adopt Resolution.

ADOPTED RESOLUTION NO. 12183 – RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH GODBE RESEARCH TO PERFORM THE 2007 PUBLIC OPINION SURVEY IN AN AMOUNT NOT TO EXCEED \$26,000

PUBLIC HEARING:

14. Public Hearing - Consideration of Resolution Setting Maximum Rates and Fees for Marin Sanitary Service Refuse and Recyclable Material Collection and Disposal Services, to be Effective Retroactively to January 1, 2007 (MS)

ADOPTED RESOLUTION NO. 12184 – RESOLUTION SETTING MAXIMUM RATES AND FEES FOR MARIN SANITARY SERVICE REFUSE AND RECYCLABLE MATERIAL COLLECTION AND DISPOSAL SERVICES, TO BE EFFECTIVE RETROACTIVELY TO JANUARY 1, 2007

COUNCIL CONSIDERATION:

NEW BUSINESS:

15. Election of Vice-Mayor for Year 2007 (CC)

Councilmember Cohen elected Vice-Mayor for year 2007.

16. Consideration of City Council Appointments to Committees (CC)

Accepted report as amended:

Marin County Hazardous and Solid Waste JPA Executive Committee: Ken Nordhoff, Barbara Heller (Alt.)

Differentiation to be made between City Council appointments to Agencies and those Agencies Councilmembers serve on where not appointed by City Council.

CITY MANAGER'S REPORT:

17. None.

COUNCILMEMBER REPORTS:

18. **Transportation, Communications and Public Works Policy Committee of the League of California Cities:**

Reporting on the meeting of January 12, 2007, Councilmember Heller stated that in a presentation on the California High Speed Rail Authority by Quentin Kopp, he indicated that a \$103 million proposal was submitted to be included in the state budget to continue the program work of the Authority to hire additional staff for the high speed rail should a \$9.95 billion bond, scheduled for the November 2008 ballot, pass. She indicated that the Policy Committee took a support position on the \$103 million.

Councilmember Heller reported that Will Kempton, Director of Caltrans presented an update on the budget, which had increased by \$1 billion, to approximately \$12.8 billion. She indicated that Mr. Kempton's background was in local public works and noted his public comments that he was changing the attitudes of the 22,000 employees regarding cooperation with local governments.

Councilmember Heller also noted an interesting presentation on the Echo 911 system which she believed had a long way to go before being ready for the public.

ADJOURNMENT: 8:46 PM