

AGENDA

**SAN RAFAEL CITY COUNCIL MEETING – MONDAY, AUGUST 20, 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) Public Employee Performance Evaluation (Government Code Section 54957)
Title: City Manager
- b) Conference with Labor Negotiators – Government Code Section 54957.6
Negotiators: Ken Nordhoff, Gary Ragghianti
Employee Organization: Unrepresented Management

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

Mayor Boro announced that the Closed Session would resume at the conclusion of the City Council Meeting.

Mayor Boro announced at 10:07 p.m. that no reportable action was taken.

ORAL COMMUNICATIONS OF AN URGENCY NATURE:

8:10 PM

San Rafael School Board:

Linda Jackson, Principal Planner, on behalf of the San Rafael School Board, introduced new School Superintendent, Dr. Michael Watenpaugh. Stating it was his honor and pleasure to be present this evening, Dr. Watenpaugh indicated he looked forward to continued partnerships with the City and community.

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 City Council Meeting of July 2, 2007 (CC)

Approve as submitted.

Minutes approved as submitted.

3. Second Reading and Final Adoption of Ordinance No. 1860 – “AN ORDINANCE OF THE CITY OF SAN RAFAEL AMENDING THE ZONING MAP TO RECLASSIFY CERTAIN REAL PROPERTY FROM PLANNED DEVELOPMENT – WETLAND OVERLAY (PD/WO) DISTRICT AND WATER (W) DISTRICT TO PLANNED DEVELOPMENT – WETLAND OVERLAY (PD/WO) DISTRICT FOR THE PURPOSE OF APPROVING THE DEVELOPMENT PLAN FOR THE VILLAGE AT LOCH LOMOND MARINA, A MIXED-USE DEVELOPMENT OF A 131+ ACRE SITE LOCATED AT 110 LOCH LOMOND DRIVE AT POINT SAN PEDRO ROAD (APNS 016-070-020, 030, 040, 050, 060; 009-141-050, 070, 080; AND 009-142-070) (ZC 04-002)” (CD)

Approve final adoption of Ordinance No. 1860.

Approved final adoption of Ordinance No. 1860.

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.

4. Second Reading and Final Adoption of Resolution No. 12331 – Approve final adoption of Resolution No. 12331.
Resolution Approving an Amendment to the San Rafael General Plan 2020 to Amend the Land Use Map of the Land Use Element Adjusting the Marine-Related, Neighborhood Commercial and Conservation Land Use Designations Adopted for the 29.7 Acre Upland Portion of the Loch Lomond Marina Site – APNs 016-070-020, 030, 040, 050, 060, 009-141-050, 070, 080 and 009-142-070 (GPA 05-001) (CD)

Approved final adoption of Resolution No. 12331.

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

Approved staff recommendation:

SB 375 (Steinberg): Transportation Planning: Preferred Growth Scenarios - OPPOSE

6. Resolution of Appreciation for Michael St. John, Mill Valley Fire Captain, for his Assistance in a Traffic Accident Emergency (FD) Adopt Resolution.

ADOPTED RESOLUTION NO. 12334 – RESOLUTION OF APPRECIATION TO MICHAEL ST. JOHN, MILL VALLEY FIRE CAPTAIN, FOR HIS ASSISTANCE IN A TRAFFIC ACCIDENT EMERGENCY

7. Monthly Investment Report for Month Ending July, 2007 (Fin) Accept report.

Accepted Monthly Investment Report for month ending July, 2007, as presented.

8. Resolution of Appreciation for Sukhjinder Banwait, Parking Equipment Technician, Employee of the Quarter Ending June, 2007 (MS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12335 – RESOLUTION OF APPRECIATION TO SUKHJINDER BANWAIT, PARKING EQUIPMENT TECHNICIAN, EMPLOYEE OF THE SECOND QUARTER OF 2007

9. Resolution Authorizing the City Manager to Execute a Memorandum of Understanding with the County of Marin for Emergency Management Services (MS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12336 – RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) WITH THE COUNTY OF MARIN TO PROVIDE CERTAIN EMERGENCY MANAGEMENT SERVICES (commencing July 1, 2007 through June 30, 2009)

10. Resolution Awarding a Contract for a Structural Assessment Study of the A Street Parking Garage and Parking Facilities at 924 Third Street and 1299 Fifth Avenue to Walker Restoration Consultants in an Amount of \$41,000.00 (MS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12337 – RESOLUTION AWARDING A CONTRACT FOR A STRUCTURAL ASSESSMENT STUDY OF THE A STREET PARKING GARAGE AND PARKING FACILITIES AT 924 THIRD STREET AND 1299 FIFTH AVENUE TO WALKER RESTORATION CONSULTANTS IN AN AMOUNT OF \$41,000.00

11. Resolution Accepting a Proposal from Adhara Systems, Inc. to Provide Pavement Condition Data Collection and Pavement Management Services in the Amount of \$34,000 and Authorizing the Director of Public Works to Execute the Professional Services Agreement (PW) Adopt Resolution.

ADOPTED RESOLUTION NO. 12338 – RESOLUTION ACCEPTING A PROPOSAL FROM ADHARA SYSTEMS, INC. TO PROVIDE PAVEMENT CONDITION DATA COLLECTION AND PAVEMENT MANAGEMENT SERVICES IN THE AMOUNT OF \$34,000 AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE THE PROFESSIONAL SERVICES AGREEMENT

12. Resolution Authorizing the Director of Public Works to Execute the Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any Amendments Thereto with the California Department of Transportation (PW) Adopt Resolution.

ADOPTED RESOLUTION NO. 12339 – RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ALL MASTER AGREEMENTS, PROGRAM SUPPLEMENTAL AGREEMENTS, FUND EXCHANGE AGREEMENTS, FUND TRANSFER AGREEMENTS AND ANY AMENDMENTS THERETO WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION

13. Resolution of Appreciation for Bruce Jack, Retiring Executive Director of Ritter Center (RA) Adopt Resolution.

ADOPTED RESOLUTION NO. 12340 – RESOLUTION OF APPRECIATION TO BRUCE JACK, RETIRING EXECUTIVE DIRECTOR OF RITTER CENTER

INTRODUCTION OF NEW EMPLOYEES:

14. Terri Hardesty, Assistant to the City Manager (CM)
Lionel Da Silva, Mail Room Clerk (MS)

Deputy City Manager Nancy Mackle introduced Terri Hardesty, Assistant to the City Manager. Information Technology Manager Mark Rinkel introduced Lionel Da Silva, Mail Room Clerk.

SPECIAL PRESENTATIONS:

15. Presentation of Resolution of Appreciation to Sukhjinder Banwait, Parking Equipment Technician, Employee of the Quarter Ending June, 2007 (MS)

Mayor Boro presented Resolution of Appreciation to Sukhjinder Banwait, Parking Equipment Technician, Employee of the Quarter ending June, 2007

16. Presentation of Resolution of Appreciation to Michael St. John, Mill Valley Fire Captain, for his Assistance in a Traffic Accident Emergency (FD)

Mayor Boro presented Resolution of Appreciation to Michael St. John, Mill Valley Fire Captain, for his assistance in a traffic accident emergency.

17. Presentation of Resolution of Appreciation to Bruce Jack, Retiring Executive Director of Ritter Center (RA)

Mayor Boro presented Resolution of Appreciation to Bruce Jack, Retiring Executive Director of Ritter Center.

18. Presentation to Police Corporal Harry Barbier, by Marin County Alcohol and Other Drug Collaborative (AOD) (PD)

Magali Limeta and Mireya Taboada, Youth Leadership Institute and AOD, presented a plaque to Corporal Harry Barbier.

19. Presentation of State Legislative Update

State Senator Carole Migden unable to attend.

CITY MANAGER'S REPORT:

20. Critical Facilities Committee Formation (CM)

City Manager Ken Nordhoff presented a report on Critical Facilities.

COUNCILMEMBER REPORTS:

21. a) **Smart Cars:**
Councilmember Heller stated that having seen the Smart cars last week, she found them very interesting.
- b) **MCCMC (Marin County Council of Mayors and Councilmembers):**
Indicating that each year the Legislative Committee from MCCMC has an opportunity to request an Earmark from the State Senator, Councilmember Heller reported that for the second year in a row, a request for an Earmark of \$200,000 for the Marin Community Clinic was turned down.
- c) **Marin Transit:**
Councilmember Heller reported that Marin Transit intended to have a local initiative program for a shuttle service with each entity paying half the cost.
City Manager Ken Nordhoff stated staff would investigate.
- d) **MCCMC:**
Mayor Boro reported that San Rafael would host MCCMC at Checkers on October 24, 2007.
- e) **Social Host Ordinance:**
Councilmember Cohen stated he would appreciate an update on the Social Host Ordinance at the next meeting.
- f) **MTC (Metropolitan Transportation Commission):**
Councilmember Cohen stated he had received an email confirming his appointment to the Metropolitan Transportation Commission's Advisory Council, effective in September, for two years, and he looked forward to working with the San Rafael City Council and Tam (Transportation Authority of Marin) on transportation issues.

ADJOURNED: 9:20 PM - to continue Closed Session.