

AGENDA

**SAN RAFAEL CITY COUNCIL MEETING – MONDAY, NOVEMBER 19, 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

None

CLOSED SESSION – CONFERENCE ROOM 201 – 7:00 PM

1. Conference with Legal Counsel - Existing Litigation
Government Code Section 54956.9(a)
Case Name: Wajih Ajib v. City of San Rafael
Marin County Superior Court Case No. 052663

Mayor Boro announced that the scheduled Closed Session was cancelled.

ORAL COMMUNICATIONS OF AN URGENCY NATURE:

8:05 PM

54 Fremont Road (lots 8 and 9) and applications to build 2 houses:

Sharlene Moss stated the West End Neighborhood Association believed that not only was the property at 54 Fremont Road unsuitable for further development, but the City had illegally allowed the owner to divide it into two lots and begin the process of obtaining permits to build two separate houses. Since a full response to their concerns would not be received from the City until December, they wished to have the issue on record with the City Council before that date.

Ms. Moss requested that the City refrain from accepting or processing any building applications for 54 Fremont Road until a final determination was made as to the legality of the division of the property into two parcels, and to record a "Notice of Intention to record a Notice of Violation."

Community Development Director Bob Brown stated that the City Attorney was investigating the Certificate of Compliance with the Public Works Department and in the meantime, any processing of the application would be held in abeyance.

CONSENT CALENDAR:

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

RECOMMENDED ACTION:

APPROVAL OF THE FOLLOWING ACTION:

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| 2. Approval of Minutes of Special Meeting of Monday, November 5, 2007 (CC) | Approve as submitted. |
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Minutes approved as submitted.

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| 3. Resolution Authorizing a Third Amendment to the Agreement with Pacific Municipal Consultants (PMC) for Interim Professional Planning Staffing Within the Current Planning Section of the Community Development Department (Agreement Term: November 19, 2007 - November 19, 2008, Not to Exceed \$285,980.00) (CD) | Adopt Resolution. |
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ADOPTED RESOLUTION NO. 12376 – RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL PLANNING SERVICES WITH PACIFIC MUNICIPAL CONSULTANTS (PMC) FOR INTERIM PROFESSIONAL PLANNING STAFFING WITHIN THE CURRENT PLANNING SECTION OF THE COMMUNITY DEVELOPMENT DEPARTMENT (Agreement Term: November 19, 2007 through November 19, 2008; amount not to exceed \$285,980.00)

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.

PUBLIC HEARINGS:

12. Consideration of Ordinance No. 1863 Amending Title 12 of the Municipal Code of the City of San Rafael, By Amending Chapters 12.12, 12.14, 12.16, 12.20, 12.26, and 12.28 Thereto, Adopting the California Building Code, 2007 Edition, with Amendments, the California Mechanical Code, 2007 Edition, with Amendments, the California Plumbing Code, 2007 Edition, with Amendments, the California Electrical Code, 2007 Edition, with Amendments, the Uniform Administrative Code Provisions for the National Electrical Code, 1996 Edition, with Amendments, the Uniform Housing Code, 1997 Edition, with Amendments, the Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition, with Amendments; Adopting Enforcement and Penalties Provisions for the Foregoing Codes; and Adopting Findings of Fact Supporting the Amendments to the California Building Code (CD)

Approved final adoption of Ordinance No. 1863.

13. Consideration of Ordinance No. 1864 Amending Title 4 of the Municipal Code of the City of San Rafael, By Amending Chapter 4.08 Thereto, Adopting the California Fire Code, 2007 Edition, with Amendments, and Portions of the 2000 Uniform Fire Code, with Amendments; Adopting Enforcement, Penalty, and Appeals Provisions for Such Codes; and Adopting Findings of Fact Supporting the Amendments to Such Codes (CD)

Approved final adoption of Ordinance No. 1864.

14. Consideration of a Resolution Approving the Reissuance by the San Rafael Redevelopment Agency of Multifamily Housing Revenue Bonds, Relating to Martinelli House Multifamily Housing Project (1327 Lincoln Avenue) (RA)

ADOPTED RESOLUTION NO. 12382 – RESOLUTION APPROVING THE REISSUANCE BY THE SAN RAFAEL REDEVELOPMENT AGENCY RELATING TO MARTINELLI HOUSE MULTIFAMILY HOUSING PROJECT (1327 Lincoln Avenue)

COUNCIL CONSIDERATION:

OLD BUSINESS:

15. Consideration of Resolution Appointing the Members of the Critical Facilities Committee (CM)

ADOPTED RESOLUTION NO. 12381 – RESOLUTION AUTHORIZING THE ESTABLISHMENT OF THE SAN RAFAEL CRITICAL FACILITIES COMMITTEE

CITY MANAGER’S REPORT:

16. None

COUNCILMEMBER REPORTS:

17. None

ADJOURNED: 8:45 PM