

AGENDA

**SAN RAFAEL CITY COUNCIL MEETING – MONDAY, DECEMBER 3, 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. a) Conference with Legal Counsel - Existing Litigation
Government Code Section 54956.9(a)
Case Name: Sharon Ivory v. City of San Rafael
Marin County Superior Court Case No. 064366

- b) 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

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

ORAL COMMUNICATIONS OF AN URGENCY NATURE:

8:05 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:

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| 2. Approval of Minutes of Regular Meetings of November 5 and November 19, 2007 (CC) | Approve as submitted. |
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Minutes approved as submitted.

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| 3. Resolution of Appreciation for Gary T. Ragghianti, City Attorney, Retiring after 23 Years of Service (CA) | Adopt Resolution. |
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ADOPTED RESOLUTION NO. 12383 – RESOLUTION OF APPRECIATION FOR GARY T. RAGGHIANTI, CITY ATTORNEY, RETIRING AFTER 23 YEARS OF SERVICE

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| 4. Resolution of Appreciation for Jeanne M. Leoncini, City Clerk, Retiring after 35 Years of Service (CC) | Adopt Resolution. |
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ADOPTED RESOLUTION NO. 12384 – RESOLUTION OF APPRECIATION FOR JEANNE M. LEONCINI, CITY CLERK, RETIRING AFTER 35 YEARS OF SERVICE

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| 5. Resolution of Appreciation for Paul M. Cohen, Councilmember, Retiring after 16 Years of Service (CC) | Adopt Resolution. |
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ADOPTED RESOLUTION NO. 12385 – RESOLUTION OF APPRECIATION FOR PAUL M. COHEN, COUNCILMEMBER, RETIRING AFTER 16 YEARS OF SERVICE

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| 6. Resolution of Appreciation for Gary O. Phillips, Councilmember, Retiring after 12 Years of Service (CC) | Adopt Resolution. |
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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.

ADOPTED RESOLUTION NO. 12386 – RESOLUTION OF APPRECIATION TO GARY O. PHILLIPS, RETIRING AFTER 12 YEARS OF SERVICE

7. Reappointment of Cynthia Rodericks to a Second 2-Year Term on the Marin/Sonoma Mosquito and Vector Control District Board, with Term to Expire End of December, 2009 (CC) Approve staff recommendation.

Approved staff recommendation to reappoint Cynthia Rodericks to a second 2-year term on the Marin/Sonoma Mosquito and Vector Control District Board, with term to expire end of December, 2009.

8. Resolutions Honoring Exceptional Excellence in Architectural Design (CD) Approve final adoption of Ordinance No. 1862.

ADOPTED RESOLUTION NO. 12387 – RESOLUTION OF APPRECIATION TO 5000 CIVIC CENTER DRIVE

ADOPTED RESOLUTION NO. 12388 – RESOLUTION OF APPRECIATION TO 900 C STREET

ADOPTED RESOLUTION NO. 12389 – RESOLUTION OF APPRECIATION TO 33 MERRYDALE ROAD

ADOPTED RESOLUTION NO. 12390 – RESOLUTION OF APPRECIATION TO 515 NORTHGATE DRIVE

ADOPTED RESOLUTION NO. 12391 – RESOLUTION OF APPRECIATION TO 1637 FIFTH AVENUE

ADOPTED RESOLUTION NO. 12392 – RESOLUTION OF APPRECIATION TO 7 & 11 MARK DRIVE

ADOPTED RESOLUTION NO. 12393 – RESOLUTION OF APPRECIATION TO 50 CRESTA DRIVE

9. Resolution Revising the Starkweather Shoreline Park Masterplan, Shoreline Parkway Segment (CS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12394 – RESOLUTION APPROVING THE REVISION TO THE STARKWEATHER SHORELINE PARK MASTERPLAN, SHORELINE PARKWAY SEGMENT

10. Resolution Authorizing the City Manager to Execute the Second Amendment to the Agreement with Bartel Associates, LLC in the Amount of \$19,500 for Additional “Other Post Employment Benefits” (OPEB) Actuarial Services (MS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12395 – RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF SAN RAFAEL AND BARTEL ASSOCIATES, LLC TO CONDUCT AN OPEB ACTUARIAL STUDY

11. Resolution Approving And Authorizing The Mayor To Execute Two Agreements Between The City of San Rafael and Cigna Insurance: 1) Renewal of the Agreement to Provide all Eligible Employees Basic Life Insurance, Dependent Life Insurance, Voluntary Life Insurance and Long-Term Disability Insurance (January 1, 2008 Through December 31, 2010); and 2) An Extension Agreement to Provide Basic Accidental Death and Dismemberment Insurance and Voluntary Accidental Death and Dismemberment Insurance (January 1, 2008 Through June 30, 2010) (MS) Adopt Resolution.

ADOPTED RESOLUTION NO. 12396 – RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE TWO AGREEMENTS BETWEEN THE CITY OF SAN RAFAEL AND CIGNA INSURANCE: 1) RENEWAL OF THE AGREEMENT TO PROVIDE ALL ELIGIBLE EMPLOYEES BASIC LIFE INSURANCE, DEPENDENT LIFE INSURANCE, VOLUNTARY LIFE INSURANCE AND LONG-TERM DISABILITY INSURANCE (January 1, 2008 through December 31, 2010; and 2) AN EXTENSION AGREEMENT TO PROVIDE BASIC ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE AND VOLUNTARY ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE (January 1, 2008 through June 30, 2010)

12. Resolutions of Appreciation for Four Volunteers in Policing: (PD) Adopt Resolutions (4).

Emil Bettini
Bill Kay

Reverend Jan Heglund
Reverend Will Nelken

ADOPTED RESOLUTION NO. 12397 – RESOLUTION OF APPRECIATION FOR POLICE DEPARTMENT VOLUNTEER EMIL BETTINI

ADOPTED RESOLUTION NO. 12398 – RESOLUTION OF APPRECIATION FOR POLICE DEPARTMENT VOLUNTEER REVEREND JAN HEGLUND

ADOPTED RESOLUTION NO. 12399 – RESOLUTION OF APPRECIATION FOR POLICE DEPARTMENT VOLUNTEER BILL KAY

ADOPTED RESOLUTION NO. 12400 – RESOLUTION OF APPRECIATION FOR POLICE DEPARTMENT VOLUNTEER REVEREND WILL NELKEN

13. Resolution Authorizing the Director of Public Works to Amend the Current Funding Agreement Between the Transportation Authority of Marin and the City of San Rafael by Adding \$533,660 in Local Measure A Funding (PW) Adopt Resolution.

ADOPTED RESOLUTION NO. 12401 – RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO AMEND THE CURRENT FUNDING AGREEMENT BETWEEN THE TRANSPORTATION AUTHORITY OF MARIN AND THE CITY OF SAN RAFAEL BY ADDING \$533,660 IN LOCAL MEASURE A FUNDING

SPECIAL PRESENTATIONS:

14. Presentation of 2007 San Rafael Design Awards (CD)

Mayor Boro presented the 2007 San Rafael Design Awards.

15. Presentation of Resolutions of Appreciation to Gary T. Ragghianti, City Attorney, Jeanne M. Leoncini, City Clerk, Paul M. Cohen, Councilmember and Gary O. Phillips, Councilmember.

Mayor Boro presented Resolutions of Appreciation to Gary T. Ragghianti, City Attorney, Jeanne M. Leoncini, City Clerk, Paul M. Cohen, Councilmember and Gary O. Phillips, Councilmember.

PUBLIC HEARING:

16. Intersection of Third and Union Streets - Consideration of a Request for General Plan Amendment to Establish an Acceptable Level of Service to Allow Modifications to the Intersection for Improved Pedestrian and Bicyclist Safety (CD)

ADOPTED RESOLUTION NO. 12402 – RESOLUTION ADOPTING AN ADDENDUM TO THE PREVIOUSLY CERTIFIED FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) FOR GENERAL PLAN 2020 AND A GENERAL PLAN AMENDMENT ESTABLISHING A TRAFFIC LEVEL OF SERVICE FOR THE THIRD AND UNION INTERSECTION

COUNCILMEMBER REPORTS:

17. CCA – Community Choice Aggregation:
Having attended several CCA sessions, Councilmember Miller stated that the report on Risk Management was an outstanding document, providing concepts and context for making decisions going forward.

Mayor Boro again thanked City Attorney Gary Ragghianti, City Clerk Jeanne Leoncini, and Councilmembers Cohen and Phillips for their work on behalf of the City of San Rafael.

City Attorney Gary Ragghianti expressed sincere thanks to Mayor Boro and the City Council.

ADJOURNED: 9:55 PM