



# City of San Pablo

## Meeting Minutes - Final

### City Council

Tuesday, September 2, 2025

5:30 PM

City Council Chambers

Members of the public may view this meeting online by using  
this URL

<https://us02web.zoom.us/j/89046076519>

#### **CALL TO ORDER**

*The meeting was called to order at 5:30 PM in the Council Chambers*

#### **PLEDGE OF ALLEGIANCE**

*Mayor Cruz led the Pledge of Allegiance.*

#### **ROLL CALL**

**Present:** 4 - Councilmember Patricia Ponce, Councilmember Abel Pineda, Councilmember Rita Xavier, and Mayor Arturo Cruz

**Absent:** 1 - Vice Mayor Elizabeth Pabon-Alvarado

#### **Staff Present:**

**City Manager, Matt Rodriguez**

**City Attorney, Brian P. Hickey**

**Police Chief, Brian Bubar**

**City Clerk, Dorothy Gantt**

**Administrative Clerk II, Casey Erlenheim**

#### **CLOSED SESSION**

*Council Adjourned to Closed session at 5:34 PM*

*Note that Vice Mayor Elizabeth Pabon-Alvarado arrived at 5:35 PM and joined Closed Session*

1. [25-379](#) CLOSED SESSION  
CONFERENCE WITH LEGAL COUNSEL—POTENTIAL INITIATION OF  
LITIGATION/EXISTING LITIGATION pursuant to California Government Code  
Sections 54956.9(d)(4) and 54956.9(d)(1):

Multistate Government Entity Direct Settlement with Purdue Pharma L.P. & Sackler Family, In re National Prescription Opiate Litigation, United States District Court for the Northern District of Ohio, MDL No. 2804, Case No. 17-MD-2804 (class action); and United States Bankruptcy Court, Southern District of New York, Case No. 19-23649(SHL) (bankruptcy)

2. Nationwide Settlement with 8 Secondary Manufacturers, In re National Prescription Opiate Litigation, United States District Court for the Northern District of Ohio, MDL No. 2804, Case No. 17-MD-2804 (class action)

Alvogen, Inc.

Amneal Pharmaceuticals Inc.

Apotex Corp.

Hikma Pharmaceuticals USA, Inc.

Indivior Inc.

Mylan

Sun Pharmaceutical Industries, Inc.

Zydus Pharmaceuticals (USA) Inc.

### **RECONVENE TO REGULAR SESSION**

6:17 PM

### **ROLL CALL**

**Present:** 5 - Councilmember Patricia Ponce, Councilmember Abel Pineda, Councilmember Rita Xavier, Vice Mayor Elizabeth Pabon-Alvarado, and Mayor Arturo Cruz

#### **Staff Present:**

**City Manager, Matt Rodriguez**

**Assistant City Manager, Maria Ojeda**

**City Attorney, Brian P. Hickey**

**Police Chief, Brian Bubar**

**City Clerk, Dorothy Gantt**

**Administrative Clerk II, Casey Erlenheim**

### **REPORT ON CLOSED SESSION**

*No reportable action on Closed Session*

### **ORAL COMMUNICATIONS**

*No Public Comments received for Oral Communications*

**CEREMONIAL MATTERS****PRESENTATIONS**

2. [25-375](#) PRESENTATION OF CERTIFICATE OF RECOGNITION TO SALVADOR VALLE FOR CONTINUOUS VOLUNTEERISM AND ENVIRONMENTAL STEWARDSHIP IN KEEPING SAN PABLO CREEK AREAS CLEAN AND SAFE

CEQA: This proposed action is not a project as defined by CEQA.

*There was one Public Comment received from the following: Jim McCarty*

**Certificate Presented.**

3. [25-245](#) PRESENTATION ON BAY AREA AIR DISTRICT'S COMMUNITY INVESTMENTS

CEQA: This proposed action is not a project as defined by CEQA.

*No Public Comments were received.*

**Presented.**

**CITY MANAGER REMARKS**

*City Manager Matt Rodriguez made the following announcements:*

*Next Dumpster Day is scheduled for Saturday, Sept 20, 2025.*

*City Hall-O-Ween event will be on October 23, 2025 from 4:00 PM to 6:00 PM*

*City Staff will be hosting and participating in a Wildcat Creek Clean Up on a to be determined date in October.*

**CONSENT CALENDAR**

*No Public Comments were received on the Consent Calendar.*

**MINUTES**

4. [25-354](#) CONSIDER APPROVING MINUTES OF THE CITY COUNCIL MEETING OF AUGUST 4, 2025.

CEQA: This proposed action is not a project as defined by CEQA

**Approved.**

**PERIODIC REPORTS**

5. [25-029](#) CONSIDER APPROVING VENDOR CHECK REGISTER REPORT FOR THE MONTH OF JULY 2025

CEQA: This proposed action is not a project as defined by CEQA.

Approved.

**LIABILITY CLAIMS**

6. [25-376](#) CONSIDER DENYING LIABILITY CLAIM OF ARTHUR BOLTON (DOL 02/24/25)

CEQA: This proposed action is not a project as defined by CEQA.

Denied.

**CITY COUNCIL AUTHORIZATION**

7. [25-334](#) DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE (OCTOBER 8, 2025 – OCTOBER 10, 2025) IN LONG BEACH, CALIFORNIA

CEQA: This proposed action is not a project as defined by CEQA.

Approved to Appoint Mayor Arturo Cruz as delegate and City Attorney Brian Hickey as alternate.

8. [25-317](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE A THREE-YEAR AGREEMENT WITH SENSEON TECH LTD. FOR ENDPOINT DETECTION AND RESPONSE SERVICES IN AN AMOUNT NOT TO EXCEED \$57,000

CEQA: This proposed action is not a project as defined by CEQA.

Adopted.

Enactment No: 2025-107

9. [25-355](#) CONSIDER A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO RESCINDING RESOLUTION 2025-080 AND (1) REAUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDED SUB-LEASE SUPPLEMENT NO. 8 BY AND BETWEEN THE CITY OF SAN PABLO AND CONTRA COSTA COUNTY FOR A TOTAL OF 52 HOURS PER WEEK OF LIBRARY SERVICES RENDERED AT THE SAN PABLO LIBRARY FOR FISCAL YEAR 2025-26 AT \$134,544, INCLUDING A REVISED 5-YEAR LEASED SPECIALIZED EQUIPMENT COST ALLOCATION OF \$18,207.73, AND SECURITY SERVICES COST ALLOCATION OF \$18,000 FOR A

COMBINED TOTAL COST NOT TO EXCEED \$170,751.85 RATIFIED EFFECTIVE JULY 1, 2025; AND (2) AUTHORIZE THE CITY MANAGER TO FUND A REVISED TOTAL EXPENSE OF AN ADDITIONAL \$3,957 TO COVER THE REVISED 5-YEAR LEASED SPECIALIZED EQUIPMENT COST ALLOCATION FROM FY 2025-26 CITY MANAGER CONTINGENCY FUND 190 OPERATING RESERVE THRU JUNE 30, 2026

CEQA: This proposed action is not a project as defined by CEQA.

**Adopted.**

Enactment No: 2025-108

10. [25-338](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING AN EVENT SPONSORSHIP IN THE AMOUNT OF \$5,000 FOR THE SAN PABLO POLICE EMPLOYEES' ASSOCIATION'S FIFTH ANNUAL SIERRA TWO CHARITY GOLF TOURNAMENT ON FRIDAY, SEPTEMBER 26, 2025

CEQA: This proposed action is not a project as defined by CEQA.

**Adopted.**

Enactment No: 2025-109

11. [25-344](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING AN EVENT SPONSORSHIP OF \$2,500 TO ORGANIZACION DE NEGOCIOS UNIDOS/UNITED BUSINESS ORGANIZATION (WITH THE LATINA CENTER ACTING AS QUALIFIED 501(C)(3) FISCAL AGENT) FOR THE FIESTAS PATRIAS PEACE & UNITY FESTIVAL ON SEPTEMBER 13, 2025

CEQA: This proposed action is not a project as defined by CEQA.

**Adopted.**

Enactment No: 2025-110

12. [25-343](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE INCLUSION OF AN EIGHT PERCENT (8%) CONTINGENCY IN THE AMOUNT OF \$3,079,320 TO THE DESIGN BUILD CONTRACT FOR THE SAN PABLO POLICE HEADQUARTERS PROJECT FOR A TOTAL AUTHORIZATION NOT TO EXCEED \$41,570,817 AND ALLOCATING \$11,750 OF 2022 LEASE REVENUE BOND INTEREST TO THE PROJECT FOR A TOTAL PROJECT BUDGET OF \$47,993,602

CEQA: The City with the assistance of Michael Baker and Associates (MBA) concluded that the proposed Police Department Headquarters and Public Safety Training Project ("project") is consistent with the existing land use and zoning designations for the site and will not result in an increase in the severity of impacts identified in the previously adopted/approved Environmental Impact Reports (EIR's) or Mitigated Negative Declaration (MND) or in any new impacts

not previously considered in the prior EIRs and MND. In accordance with this analysis, MDA prepared addenda to the two EIRs and the MND, which the City Council considered and approved on December 20, 2021.

**Adopted.**

Enactment No: 2025-111

13. [25-374](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT CHANGE ORDER (CCO) #1 UNDER AN EXISTING AGREEMENT WITH SPECTRASYSTEMS, INC. FOR THE REPLACEMENT OF POUR-IN-PLACE RUBBER PLAY SURFACE PADS AT THE COMMUNITY CENTER TOT LOT IN THE AMOUNT OF \$35,440, FOR A REVISED TOTAL CONTRACT AUTHORIZATION NOT TO EXCEED OF \$93,708

CEQA: This proposed action is not a project as defined by CEQA.

**Adopted.**

Enactment No: 2025-112

14. [25-373](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO INCREASE COMPENSATION UP TO AN ADDITIONAL \$100,000 FOR FISCAL YEAR 2025□26, AND UP TO AN ADDITIONAL \$50,000 PER FISCAL YEAR FOR FISCAL YEAR 2026□27 AND FISCAL YEAR 2027□2028, FOR A TOTAL NOT TO EXCEED AMOUNT OF \$450,000 FOR THE MAINTENANCE AND TRADE SERVICES AGREEMENT BETWEEN THE CITY OF SAN PABLO AND HERCULES TREE SERVICE & LANDSCAPE CONSTRUCTION, INC. FOR ON-CALL TREE SERVICES; ISSUANCE OF ANY TASK ORDER RESULTING IN AN INCREASE IN COMPENSATION FOR FISCAL YEAR 2026□27 AND FISCAL YEAR 2027□28 IS CONTINGENT UPON THE APPROPRIATION OF NEW FUNDS FOR THE AGREEMENT

CEQA: This proposed action is not a project as defined by CEQA.

**Adopted.**

Enactment No: 2025-113

## Approval of the Consent Agenda

It was moved by Councilmember Xavier, seconded by Councilmember Pineda, and approved by vote of those present, to adopt all items in the Consent Calendar except for Item # 11, File ID #25-344, which Vice Mayor Elizabeth Pabon-Alvarado was Recused from casting a vote. The motion passed as follows:

Aye: 5 - Ponce, Pineda, Xavier, and Pabon-Alvarado and Cruz

Item # 11, File ID #25-344, It was moved by Councilmember Xavier, seconded by Councilmember Pineda, to Approve this item. The motion passed as follows:

Aye: 4 - Ponce, Pineda, Xavier, and Cruz

Recused: 1 - Pabon-Alvarado

\* \* \* \* **END OF CONSENT CALENDAR** \* \* \* \*

## CITY COUNCIL DISCUSSION/CONSIDERATION

15. [25-323](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING AND ESTABLISHING A RANKED ELIGIBILITY LIST PURSUANT TO THE CITY'S REQUEST FOR QUALIFICATIONS (RFQ) SOLICITING UP TO THREE (3) APPLICATIONS FOR OPERATOR PERMITS AUTHORIZING THE RETAIL SALE OF CANNABIS IN SAN PABLO

CEQA: This proposed action is not a project as defined by CEQA.

*There were six (6) Public Comments received from the following: Adam Mernit, Genoveva Calloway, Jonathan Luong, Joshua Lewis, Sonia Bustamonte and Dustin Moore.*

A motion was made by Mayor Cruz, seconded by Councilmember Pineda, that this RESOLUTION be Adopted. The motion carried by the following vote:

Aye: 5 - Ponce, Pineda, Xavier, Pabon-Alvarado, and Cruz

Enactment No: 2025-114

## SUPPLEMENTAL MATERIALS (IF ANY)

16. [25-350](#) MATERIALS SUBMITTED AFTER PUBLICATION OF THE AGENDA WILL BE APPENDED AFTER THE COUNCIL MEETING. THIS IS NOT AN ACTION ITEM BUT MERELY A MECHANISM FOR MATERIALS SUBMITTED AFTER PUBLICATION OF THE AGENDA TO BE APPENDED TO THE PUBLISHED AGENDA AFTER THE COUNCIL MEETING.

**MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS****(a) Mayor Arturo Cruz**

*A Motion was made by Mayor Cruz, seconded by Councilmember Pineda to formally consider support for proposed Federal legislation, S.2606, introduced by US Senator Padilla (D-CA), called the "Renewing Immigration provisions of the Immigration Act of 1929" to be considered at a future City Council meeting in accordance with adopted Policy #206: - Support Immigration Integration, Legislation, Projects and Services under MAJOR POLICY AREA: ENHANCE COMMUNITY RESILIENCE contained in the FY 2025-27 Council Priority Workplan, effective April 7, 2025. The motion carried by the following vote:*

*Aye: 5 - Ponce, Pineda, Xavier, Pabon-Alvarado and Cruz*

**(b) Vice Mayor Elizabeth Pabon-Alvarado**

*A motion was made by Vice Mayor Pabon-Alvarado, seconded by Mayor Cruz to consider formal consideration of an update at a future City Council meeting on the San Pablo Beautification Plan as contained in the FY 2025-27 Council Priority Workplan, last amended on April 7, 2025 (referenced under MAJOR POLICY AREA: BUILD A HEALTH COMMUNITY, adopted Policy #121 - Explore new City-wide Beautification Plan (i.e. Landscaping maintenance, street medians, street trees, street banner program tied to Economic Development. The motion carried by the following vote:*

*Aye: 5 - Ponce, Pineda, Xavier, Pabon-Alvarado and Cruz*

**(c) Councilmember Rita Xavier****(d) Councilmember Abel Pineda****(e) Councilmember Patricia Ponce****ADJOURNMENT**

*Adjourned at 8:17 PM to the Regular City Council meeting of September 15, 2025, in memory of Ivonne Garibay Arguello, sister to Administrative Clerk II, Melissa Garibay and Ms. Barbara Xavier, sister-in-law to Councilmember Rita Xavier.*

*Respectfully Submitted,*

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*Dorothy Gantt, City Clerk*

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*Arturo Cruz, Mayor*