



Minutes of the Regular Meeting of the San Pablo City Council

Monday, August 2, 2021

ROLL CALL

The video/teleconferenced meeting convened at 5:35 pm due to technical difficulties. Present were Mayor Elizabeth Pabon-Alvarado, Vice Mayor Rita Xavier and Councilmembers Patricia Ponce, Abel Pineda and Arturo Cruz. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Charles Ching, City Clerk Dorothy Gantt, Executive Assistant to the City Manager LaTanya Fisher, and Deputy City Clerk Lehnny M. Corbin.

City Clerk Gantt announced that the trial run of the first hybrid meeting was being held via video/teleconference in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19 and the Governor's Executive Orders N-25-20 and N-29-20 that allow members of the City Council, City staff and the public to participate and conduct a meeting by teleconference, videoconference or both. For this meeting, the Mayor and Vice Mayor were in the Council Chambers with key staff members at City Hall. City Clerk Gantt further announced ways in which members of the public may watch or listen to the meeting during livestream on the City website. Instructions were also announced that the public may provide public comments via email which would be read before Council consideration of the item.

City Attorney Nerland announced the title of the Closed Session item.

PUBLIC COMMENTS

There were no public comments for the Closed Session item, and the City Council recessed to Closed Session at 5:38 pm.

CLOSED SESSION

1. CLOSED SESSION (#21-305)
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Pursuant to Gov't Code Section 54956.8)
PROPERTY: Block E of Plaza San Pablo on Chattleton Lane near Luna Lane near
San Pablo Avenue, APN 417-310-004
AGENCY NEGOTIATORS: Matt Rodriguez, Charles Ching, Jennifer Kauffman
NEGOTIATING PARTIES: BV Builders, Inc.
UNDER NEGOTIATION: Price and Terms of Payment for Disposition of Property

*** * * END OF CLOSED SESSION * * ***

PLEDGE OF ALLEGIANCE

ROLL CALL

The video/teleconferenced meeting reconvened at 6:11 pm. Present were Mayor Elizabeth Pabon-Alvarado, Vice Mayor Rita Xavier and Councilmembers Abel Pineda, Patricia Ponce and Arturo Cruz. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Charles Ching, Police Chief Ron Raman, Public Works Director / City Engineer Jill Mercurio, Director of Finance Erick Cheung, Community Development Director Libby

Tyler, City Treasurer Viviana Toledo, City Clerk Dorothy Gantt, Executive Assistant to the City Manager LaTanya Fisher, and Deputy City Clerk Lehnny Corbin.

The City Attorney reported on the closed session regarding Block E of Plaza San Pablo at Chattleton Lane and indicated that no action was taken as the item is #7 on the regular consent calendar agenda.

ORAL COMMUNICATIONS

City Clerk Gantt read the email received from Cordell Hindler who requested to have Stephen Baiter provide a presentation on how businesses should come back from the pandemic and thanked EBMUD for their presentation at the last meeting.

PRESENTATIONS

2. San Pablo Community Library Update (#21-300)
Senior Community Library Manager Gia Paolini updated the City Council with a PowerPoint presentation and reported on the programs, summer and upcoming activities at the San Pablo Library. Ms. Paolini reported an increase in access to the library through Wi-Fi hotspots and that the San Pablo Library has the highest percentage of library cardholders in Contra Costa County at 69% as well as the most number of open hours (52) in West Contra Costa County. The library also celebrated its fifth year in the new building.

The City Council expressed their comments and thanked Ms. Paolini for the update.

***** END OF PRESENTATIONS *****

CITY MANAGER REMARKS

City Manager Rodriguez gave the following announcements:

- August 3, 2021 – National Night Out;
- Contra Costa Health Services' announcement regarding indoor mask requirement beginning August 3, 2021; and
- August 6, 2021 - Movies Under the Stars at the San Pablo Community Center featuring *Trolls World Tour*

CONSENT CALENDAR

It was moved by Councilmember Ponce, seconded by Vice Mayor Xavier, and unanimously passed, to adopt all items in the Consent Calendar.

MINUTES

3. By adoption of the Consent Calendar, the Minutes of the meeting of July 19, 2021 were approved. (#21-290)

PERIODIC REPORTS

4. By adoption of the Consent Calendar, the Annual Progress Report of the City of San Pablo's Management Plan for the Community Rating System (CRS) 2021 Recertification was received and filed. (#21-313)

LIABILITY CLAIMS

5. By adoption of the Consent Calendar, the liability claim of Jamar Lindsey (DOL 02/24/21) was denied. (#21-312)

MISCELLANEOUS

6. By adoption of the Consent Calendar, **Resolution 2021-101** was adopted, a Resolution of the City Council of the City of San Pablo extending the existence of a local emergency due to Novel Coronavirus (COVID-19) and confirming the actions taken by the Director of Emergency Services. (#21-302)
7. By adoption of the Consent Calendar, **Resolution 2021-102** was adopted, a Resolution of the City Council of the City of San Pablo approving and authorizing execution of an Amended and Restated Disposition and Development Agreement for Block E in the Mixed-Use Center south area of Plaza San Pablo at San Pablo Avenue and Chattleton Lane (formerly known as Circle S) to make one larger public park instead of two smaller parks; to extend the schedule for performance; and to approve a perpetual Easement and Maintenance Agreement over a portion of City property located at Chattleton Lane and Gateway Avenue. (#21-301)
8. By adoption of the Consent Calendar, **Resolution 2021-103** was adopted, a Resolution of the City Council of the City of San Pablo appropriating funds in the amount of \$256,474 into the Rumrill Boulevard Complete Streets Project (0700) from the FY 2019/20 CIP General Fund augmenting the construction contingency for the construction phase of the Project. (#21-308)
9. By adoption of the Consent Calendar, **Resolution 2021-104** was adopted, a Resolution of the City Council of the City of San Pablo approving General Fund Designated Reserves total allocation amendment of \$9,289,780 for Fiscal Year 2021/22 and authorizing the City Manager to proceed with a City of San Pablo Community Needs Assessment process (CNA) for determining American Rescue Plan Act Funding prioritization and allocations pursuant to U.S. Treasury Guidance on Coronavirus Local Fiscal Recovery Funds; and authorization to take any necessary corrective action on previous ARPA funding allocation pursuant to City Council Resolution 2021-077, if required. (#21-314)
10. By adoption of the Consent Calendar, **Resolution 2021-105** was adopted, a Resolution of the City Council of the City of San Pablo authorizing a budget appropriation of \$25,000 from FY 2021/22 General Fund Designated Reserves / Smart 5G/S.P.E.E.D. IT technology projects (City-wide) to Economic Development Professional Services in connection to the development of a municipal fiber network in the City of San Pablo. (#21-309)
11. By adoption of the Consent Calendar, the City Council appointed Mayor Pabon-Alvarado and Vice Mayor Rita Xavier as Voting Delegate and Voting Delegate Alternate, respectively, at the League of California Cities' Annual Conference being held in Sacramento, California, on September 22-24, 2021. (#21-287)

12. By adoption of the Consent Calendar, the City Council authorized and approved by Minute Order the ratification of the letter transmitted on July 22, 2021 from Mayor Pabon-Alvarado to the Chair of Contra Costa County Measure X Advisory Committee regarding support for funding allocation of the Contra Costa County Library Services Budget. (#21-306)

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

SUPPLEMENTAL AGENDA MATERIAL (IF ANY)

13. Any 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. (#21-291)

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

City Council reported on their recent activities.

It was moved by Mayor Pabon-Alvarado, seconded by Councilmember Cruz, and unanimously passed to agendize for the next Council meeting, under the Adopted City Council Priority Workplan under the Major Policy Goal: *Build a Healthy Community* (Priority #100 – Build Opportunity to Participate in the Local Economy), and *Economic Development and Diversification* (Priority #402 – Find Creative Ways of Attracting New Business and Development), to formally consider establishing a temporary Ad-hoc Subcommittee consisting of two Councilmembers to facilitate Council participation and attendance in local business association discussions or meetings with City staff to report back to City Council periodically on the following: (a) any local business concerns or matters, and (b) to assist with the coordination of resources available in conjunction with City and San Pablo Economic Development Corporation staff on any available business support activities, programs and services. The temporary Ad-hoc Subcommittee would be temporary in nature and expire on December 31, 2021 with future City Council assignments subject to the SPMC 2.16.070 requirements and affirmed by majority vote approval of Council.

City Manager Rodriguez stated that the intent of the Ad-hoc Subcommittee – as he understood -- is to allow Council representation for certain business associations and watch groups such as the 23rd Street Merchants Association and the Town Center Business Watch Group that meet regularly with the Police Department, and for the two appointed Councilmembers to at their desire to listen and to report back to the City Council and that the temporary Subcommittee is a sanctioned committee that the two councilmembers are deemed formally appointed to represent the Council at those meetings.

For point of clarification, City Attorney Nerland explained that Mayor Pabon-Alvarado's motion is the creation of an Ad-hoc Subcommittee and the appointment of the two Councilmembers for consideration at the first meeting in September.

Councilmember Cruz expressed his concerns with public safety due to loitering and criminal activities that have affected businesses and business owners and that discussions need to occur. City Manager Rodriguez reported that an August 26 meeting has been scheduled with the 23rd Street Merchants Association and that the public safety issues will be discussed at that meeting and that he will report back to the Council.

ADJOURNMENT

The meeting adjourned at 7:03 pm, to Tuesday, September 7, 2021 at 6:00 pm, in recognition of Jasmine Camacho-Quinn, the first Puerto Rican woman who broke an Olympic record and won the gold medal in the Women's 100 meter hurdles at the Tokyo Olympics.

Respectfully Submitted,

Dorothy Gantt, City Clerk

Elizabeth Pabon-Alvarado, Mayor