



# City of San Pablo

## Meeting Minutes - Final

### City Council

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Monday, April 15, 2024

6:00 PM

City Council Chambers

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

<https://us02web.zoom.us/j/83708212256>

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#### **CALL TO ORDER**

*The meeting was called to order at 6:00 p.m. in the Council Chambers.*

#### **PLEDGE OF ALLEGIANCE**

*Councilmember Pabon-Alvarado led the Pledge of Allegiance to the Flag.*

#### **ROLL CALL**

**Present:** 3 - Councilmember Abel Pineda, Councilmember Rita Xavier, and Councilmember Elizabeth Pabon-Alvarado

**Absent:** 2 - Vice Mayor Arturo Cruz, and Mayor Patricia Ponce

#### **REPORT ON CLOSED SESSION**

*No Closed Session.*

#### **ORAL COMMUNICATIONS**

*There were approximately 24 public speakers.*

*Comments were made by the following individuals:*

*Lucy Alfaro, Aurora Betancourt, Carrie Joy, Jeanne V. Diller, Fatima Carraso, Luisa Ceja, Yanelit Madriz, Janet Johnson, Raymond Wendell, Helen Haggerson, Carmen Martinez, Yuxiao Hu, Cesar Garcia, Rainbow A, Ashley Osorio, Cynthia, Tara Popovic, Shoshana, Wechsler, Daniel Cervantes, Jennifer Gonzalez, Sara, Ali Saidi, and Bara Sapir.*

**The City Council Meeting recessed at 6:34 p.m. and reconvened at 6:40 p.m.**

#### **CEREMONIAL MATTERS**

#### **PRESENTATIONS**

1. [23-460](#) UC BERKELEY PUBLIC SERVICE INTERNSHIP ANNUAL PRESENTATION

*No Public Comment was received.*

**Presented.**

**CITY MANAGER REMARKS**

City Manager Rodriguez made the following announcements:

•Announced the closing of the deadline (Thursday April 11, 2024) for the 2024-25 Annual San Pablo Community Foundation Grant Program. Approximately 17 applications were received from local service organizations and non-profit organizations that serve local San Pablo residents.

•Announced, the San Pablo Scholarship Program applications are due Monday, April 15, 2024 and the Team for Youth Grant Program 2024-27 Proposals are due Monday, April 15, 2024.

**CONSENT CALENDAR**

No Public Comment was received.

**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. The motion passed as follows:

**Aye:** 3 - Pineda, Xavier, and Pabon-Alvarado

**Absent:** 2 - Cruz, and Ponce

**MINUTES**

2. [24-148](#) CONSIDER APPROVING MINUTES OF THE MEETING OF APRIL 1, 2024

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

Approved as Submitted on the Consent Calendar.

**CLAIMS**

3. [24-147](#) CONSIDER DENYING LIABILITY CLAIM OF OSCAR AGUIRRE (DOL 11/11/23)

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

Denied Claim as submitted on the Consent Calendar.

**PROCLAMATIONS**

4. [24-122](#) CONSIDER REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING WEDNESDAY, MAY 15, 2024 AS PEACE OFFICERS MEMORIAL DAY AND THE WEEK IN WHICH IT FALLS AS NATIONAL POLICE WEEK

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

Approve by Minute Order

5. [24-157](#) CONSIDER REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING CHEF NADER SHARKES, C.E.C., FOR HIS DISTINGUISHED CONTRIBUTIONS TO CULINARY EDUCATION AND PHILANTHROPY THROUGH THE CULINARY STUDENT STUDY ABROAD PROGRAM

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

Approve by Minute Order.

#### CITY COUNCIL AUTHORIZATION

6. [24-144](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO APPROPRIATE FUNDS FROM PARATRANSIT MEASURE J FUND BALANCE IN THE AMOUNT OF \$9,773.80 TO PARTIALLY FUND THE PURCHASE OF ONE (1) FUEL MANAGEMENT SYSTEM

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

Adopted.

Enactment No: RES 2024-047

7. [24-145](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE AND TRADE SERVICES AGREEMENT WITH JASON ORTIZ DBA TRIPLE J MAINTENANCE FOR JANITORIAL SERVICES FOR PUBLIC OUTDOOR PARK RESTROOMS IN AN AMOUNT NOT TO EXCEED \$36,706 PER FISCAL YEAR, AND A TOTAL AUTHORIZATION AMOUNT NOT TO EXCEED \$176,345 OVER THE FIVE-YEAR TERM

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

Adopted.

Enactment No: RES 2024-048

8. [24-149](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A RESTATEMENT AND AMENDMENT TO THE JOINT POWERS AGREEMENT FOR THE WEST CONTRA COSTA TRANSPORTATION ADVISORY COMMITTEE

CEQA: Authorizing a joint powers agreement does not trigger CEQA since it is not a project per CEQA Guidelines Section 15378. This section of the CEQA Guidelines states that a project does not include continuing administrative or maintenance activities, or the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

**Adopted.**

Enactment No: RES 2024-049

9. [24-154](#) CONSIDER EXTENDING THE TEMPORARY SUSPENSION OF REMOTE PUBLIC COMMENT BY ZOOM AND TELEPHONE FOR CITY COUNCIL AND PLANNING COMMISSION MEETINGS THROUGH OCTOBER 30, 2024

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

**Approve by Minute Order.**

10. [24-153](#) CONSIDER ADOPTING A RESOLUTION 1) SCHEDULING A SPECIAL CITY COUNCIL MEETING ON WEDNESDAY, MAY 1, 2024 FOR A PUBLIC HEARING TO REVIEW THE PROPOSED FY 2024/25 - FY 2026/27 TRIENNIAL OPERATING BUDGET AND CAPITAL IMPROVEMENT PLAN (CIP) BUDGET, 2) CANCELLING THE REGULARLY SCHEDULED CITY COUNCIL MEETING ON JUNE 3, 2024, AND 4) SCHEDULING A SPECIAL CITY COUNCIL MEETING ON JUNE 10, 2024

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

**Adopted.**

Enactment No: RES 2024-050

11. [24-156](#) CONSIDER ADOPTION OF RESOLUTION AMENDING THE FISCAL RESILIENCY RESERVE POLICY (LAST REVISED ON JUNE 20, 2016) BY FORMALLY ESTABLISHING THREE (3) NEW INTERNAL SERVICE FUNDS (FUNDS: 130, 140 & 190) WITH A ONE-TIME APPROPRIATION FROM UNASSIGNED FUND BALANCE RESERVES FOR FY 2024-25 PERIOD ONLY, EFFECTIVE JULY 1, 2024

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

Adopted.

Enactment No: RES 2024-051

12. [24-158](#) CONSIDER ADOPTING RESOLUTION (1) APPROVING UPDATED MEASURE K AND MEASURE S CITIZENS OVERSIGHT COMMITTEE PROCEDURES; (2) CONFIRMING CURRENT APPOINTMENTS AND RESETTING THE TERMS OF CURRENT MEASURE K AND MEASURE S OVERSIGHT COMMITTEE MEMBERS; AND (3) AUTHORIZING THE CITY MANAGER TO RECRUIT OVERSIGHT COMMITTEE MEMBERS TO FILL CURRENT VACANCIES

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

Adopted.

Enactment No: RES 2024-052

## **PUBLIC HEARINGS**

13. [24-136](#) CONDUCT A PUBLIC HEARING UNDER THE TAX AND EQUITY FISCAL RESPONSIBILITY ACT ("TEFRA") ON APRIL 15, 2024 IN CONNECTION WITH THE PROPOSED ISSUANCE OF REVENUE BONDS BY THE CALIFORNIA MUNICIPAL FINANCE AUTHORITY (THE "CMFA"), A JOINT EXERCISE OF POWERS AUTHORITY AND PUBLIC ENTITY OF THE STATE OF CALIFORNIA, IN AN AMOUNT NOT TO EXCEED \$50,000,000, (THE "BONDS"), TO FINANCE AND REFINANCE THE COSTS OF THE ACQUISITION AND REHABILITATION OF AN 86-UNIT QUALIFIED RESIDENTIAL RENTAL PROJECT (THE "PROJECT") LOCATED AT 2838 GIANT ROAD WITHIN THE CITY (THE "PROJECT") AND CONSIDER ADOPTING RESOLUTION TO BECOME A MEMBER OF THE CMFA AND TO APPROVE THE FINANCING OF THE PROJECT BY THE CMFA.

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

*The public hearing opened at 7:09 p.m.*

*No Public Comment was received.*

*The public hearing closed at 7:09 p.m.*

**A motion was made by Councilmember Pineda, seconded by Councilmember Pabon-Alvarado, that this RESOLUTION be Adopted. The motion carried by the following vote:**

**Aye:** 3 - Pineda, Xavier, and Pabon-Alvarado

**Absent:** 2 - Cruz, and Ponce

Enactment No: RES 2024-053

### **CITY COUNCIL DISCUSSION/CONSIDERATION**

14. [24-116](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING (1) THE TEMPORARY CLOSURE OF STREETS FOR THE 2024 CINCO DE MAYO PEACE & UNITY PARADE; (2) WAIVER OF TRAFFIC CONTROL FEES; (3) PROVISION OF POLICE, COMMUNITY SERVICES, AND PUBLIC WORKS STAFF TO SUPPORT THE PARADE; (4) A ONE-TIME \$7,500 EVENT SPONSORSHIP; AND (5) DESIGNATING THE CITY OF SAN PABLO-MANZANILLO SISTER CITY COMMITTEE AS FISCAL AGENT

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

*No Public Comment was received.*

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

**Aye:** 3 - Pineda, Xavier, and Pabon-Alvarado

**Absent:** 2 - Cruz, and Ponce

Enactment No: RES 2024-054

### **SUPPLEMENTAL MATERIALS (IF ANY)**

15. [24-023](#) 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**

*City Councilmembers reported on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting.*

*City Councilmembers announced calendar of upcoming events and coordinated attendance; reported on local events attended since the last meeting.*

A motion was made by Councilmember Xavier, seconded by Councilmember Pineda, and passed by vote of those present for direction to place on the next City Council meeting for displaying the LGBTQ Pride Flag for the month of June 2024.

The motion carried by the following vote:

**Aye:** 3 - Pineda, Xavier, and Pabon-Alvarado

**Absent:** 2 - Cruz, and Ponce

**ADJOURNMENT**

*Adjourned at 7:37 p.m. to the regular meeting on Monday, May 6, 2024 at 6:00 p.m.*

**Respectfully Submitted,**

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**Dorothy Gantt, City Clerk**

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**Elizabeth Pabon-Alvarado, Councilmember**