



## Minutes of the Regular Meeting of the San Pablo City Council

Monday, July 15, 2019

### **ROLL CALL**

The meeting convened in the Council Chambers at 5:01 pm. Present were Mayor Rich Kinney and Vice Mayor Arturo Cruz, who participated via teleconference, and Councilmembers Abel Pineda and Rita Xavier. Councilmember Elizabeth Pabon-Alvarado arrived at 5:03 pm. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Senior Civil Engineer Allan Panganiban, and Deputy City Clerk Lehny Corbin.

City Attorney Nerland confirmed with Vice Mayor Cruz that the agenda has been posted at his location for 72 hours. Vice Mayor Cruz also stated there was no one from the public at his location who wished to participate in the meeting. The meeting went into the Council Conference Room for the Closed Session meeting.

### **CLOSED SESSION**

1. CLOSED SESSION (#19-206)  
CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to California Government Code  
Section 54956.9(d)(2): Claim of Donahue Schriber Realty Group

### **ROLL CALL**

The meeting reconvened in the Council Chambers at 6:10 pm. Present were Mayor Rich Kinney and Vice Mayor Arturo Cruz, who participated via teleconference, and Councilmembers Elizabeth Pabon-Alvarado, Rita Xavier and Abel Pineda. It was confirmed by Vice Mayor Arturo Cruz that the agenda was posted at his location a minimum of 72 hours prior to the meeting. No members of the public were present at the teleconference location desiring to participate in the meeting. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Police Chief Ron Raman, Administrative Services Director Kelly Sessions, Senior Civil Engineer Allan Panganiban, City Treasurer Viviana Toledo, City Clerk Patricia Ponce, and Deputy City Clerk Lehny Corbin.

City Attorney Nerland reported that no action was taken by the City Council on the Closed Session matter.

### **ORAL COMMUNICATIONS**

Cordell Hindler announced a musical play at Contra Costa Theater and asked the City Council to place on the August 5, 2019 agenda for Andy Katz to make a presentation regarding closure of Alta Bates Hospital and for a representative from PG&E to update on the Public Safety Power Shutoff.

The following residents of Monte Vista Senior Apartments spoke in opposition to recent rent increases: Ruby Luia, Dr. RanaLee Berman, Roslyn Jefferson, and DeWanda Joseph.

Annabel Peterson spoke referred to a letter she recently received regarding an air quality study in the northern San Pablo neighborhood near Richmond, but she indicated that she

was asking for a sound study. She also stated the neighborhood had raised \$2,500 to help with the study.

Margaret Judkins spoke and presented a signed petition from more than 120 residents regarding the closure of John Avenue and Collins Avenue at Giant Road. She further requested this matter be placed on the agenda .

### **CITY MANAGER REMARKS**

City Manager Rodriguez announced the following:

- July 19 Movies Under the Stars at Community Center
- July 20 Dumpster Day at the Old El Portal School site
- Proclamation to affirm National Night Out of August 6, from 5:00-8:00pm at the San Pablo Community Center

### **CONSENT CALENDAR**

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

### **MINUTES**

2. By adoption of the Consent Calendar, the Minutes of the meetings of June 24, 2019 and July 1, 2019 were approved. (#19-302)

### **PERIODIC REPORTS**

3. By adoption of the Consent Calendar, the Investment Report/Treasurer's Report for the month of June 2019 was received and filed. (#19-306)
4. By adoption of the Consent Calendar, the Vendor Check Register Report for the month of June 2019 was approved. (#19-312)

### **LIABILITY CLAIMS**

5. By adoption of the Consent Calendar, the liability claim of Guadalupe Tamayo (DOL 3/18/19) was denied. (#19-252)

### **PROCLAMATIONS**

6. By adoption of the Consent Calendar, the request for Issuance of Proclamation for *National Night Out – August 6, 2019* was approved. (#19-315)

### **MISCELLANEOUS**

7. By adoption of the Consent Calendar, **Resolution 2019-113** was adopted, a Resolution of the City Council of the City of San Pablo authorizing an event sponsorship in the amount of \$1,100 for the 2019 West Contra Costa Salesian Boys & Girls Club Charity Golf Tournament Fundraiser on Monday, August 26, 2019. (#19-117)
8. By adoption of the Consent Calendar, **Resolution 2019-114** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission in the amount of \$618,000 to complete the Giant Road Pavement Rehabilitation Project and committing necessary matching funds in the amount of \$81,000 and stating assurance to complete this Project. (#19-289)

9. By adoption of the Consent Calendar, **Resolution 2019-115** was adopted, a Resolution of the City Council of the City of San Pablo approving and authorizing the execution of Amendment No. 5 to the Cooperative Agreement Between the Contra Costa Transportation Authority and the City of San Pablo for the I-80/San Pablo Dam Road Interchange Project to amend the project description and to transfer properties on Humboldt Avenue to the City. (#19-303)
10. By adoption of the Consent Calendar, **Resolution 2019-116** was adopted, a Resolution of the City Council of the City of San Pablo accepting certain real properties identified on Grant Deeds from Contra Costa County as part of the I-80/San Pablo Dam Road Interchange Project located on El Portal Drive and Humboldt Avenue. (#19-304)
11. By adoption of the Consent Calendar, **Resolution 2019-117** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the Purchasing Officer to declare certain property as surplus and approving the disposal of surplus property for the Community Services Department. (#19-310)
12. By adoption of the Consent Calendar, **Resolution 2019-118** was adopted, a Resolution of the City Council of the City of San Pablo approving the application for Statewide Park Development and Community Revitalization Program Grant Funds. (#19-313)
13. By adoption of the Consent Calendar, **Resolution 2019-119** was adopted, a Resolution of the City Council of the City of San Pablo (1) appropriating \$8,129 from Paratransit Fund balance to fund the additional cost to purchase two new vehicles for the Community Services Paratransit Division initially authorized via Resolution 2018-159; and (2) authorizing the additional cost of \$4,986 for the purchase of the new Class B-Ford (E450) Vehicle (\$85,697) and the additional cost of \$3,143 for the purchase of the new Braun (EnterVan) low floor minivan (\$50,857) from Creative Bus Sales through the CalAct/MBTA Purchasing Cooperative for a grand total cost of \$136,554. (#19-309)
14. By adoption of the Consent Calendar, **Resolution 2019-120** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to execute a contract for the San Pablo Community Center Parking Lot Construction Project performed by the West Contra Costa Unified School District (WCCUSD) and appropriating \$38,150 from the City Manager's contingency fund to pay for the parking lot improvements. (#19-319)

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

Mayor Kinney announced to members of the audience that the City Council could not comment on those issues raised under Oral Communications.

### **PRESENTATIONS**

15. Police Chief Raman spoke of the upcoming National Night Out event of Tuesday, August 6 and introduced Police Department officers and staff members, as well as various members of the Neighborhood Watch. Mayor Kinney presented Police Chief Raman with a Proclamation plaque recognizing Tuesday, August 6, 2019 as *National Night Out* in the City of San Pablo. (#19-331)

## **RESOLUTIONS**

16. City Manager Rodriguez gave a PowerPoint presentation regarding the donation request from the San Pablo Historical and Museum Society (“Historical Society”) for placement of a memorial bench in memory of former Historical Society member Ms. Audrey Lassen. Mr. Rodriguez referred to the City Council adopted Policy for the Naming, Dedication and Sponsorship of City Facilities and Acceptance of Donations, and the recommended Conditions of Acceptance for this proposed donation.

Janet Pottier, President of the Historical Society, spoke of Ms. Lassen, her dedication to the Historical Society and her commitment to have the most recent book *Stepping Stones: The History of San Pablo, California* published. She urged the City Council to adopt the proposed resolution. She further reported that Ms. Lassen’s family is providing the funds for the construction of the bench.

The City Council commended Ms. Lassen for her public service and expressed their gratitude to the Historical Society.

It was moved by Councilmember Pineda, and unanimously approved to adopt **Resolution 2019-121**, a Resolution of the City Council of the City of San Pablo approving the conditions of acceptance for a memorial bench donation request from the San Pablo Historical and Museum Society for Ms. Audrey Lassen. (#19-294)

17. City Manager Rodriguez introduced the item. Community Services Manager Andrea Mendez gave a PowerPoint presentation of the proposed mosaic murals to be located on the exterior wall of the new City Hall: Option #1 – Fabric of San Pablo; Option #2 – San Pablo Rising; and Option #3 – Welcome to San Pablo. Questions were raised regarding some of the figures in the artwork.

It was moved by Mayor Kinney, seconded by Councilmember Pineda, and unanimously passed to continue consideration of the agenda item to a future agenda meeting at which time the artist could be present to address the Council’s questions. City Manager Rodriguez suggested moving the item to the next City Council meeting of August 5, 2019, in order to meet the timeline to ensure completion of the art work by the time of the City Hall grand opening. (#19-295)

## **CITY COUNCIL DISCUSSION/CONSIDERATION**

18. City Manager Rodriguez introduced the item and provided information on the three options from which to choose when the City of San Pablo hosts the 2019 Contra Costa Mayors Conference on Thursday, September 5, 2019. The options are as follows:

<b>CC MAYORS’ CONFERENCE SITE SELECTION OPTIONS:</b>	
<b>Business Meeting Location</b>	<b>Dinner Location</b>
1. SP Library/Wildcat Creek Community Rm	Maple Hall
2. San Pablo Community Center Room	Blacktop Area Behind Helms Middle School
3. Contra Costa College Fireside Hall	Contra Costa College Aqua Terra Grill

City Manager Rodriguez presented the potential cost options and the \$5,000 amount the City has budgeted for this event. Mr. Rodriguez further reported that Contra Costa College has waived all fees for the use of the Fireside Hall and the Aqua Terra Grill. City Council gave their comments. The Mayor opened for public comments and Cordell Hindler spoke in favor of hosting the event at Contra Costa College.

It was moved by Councilmember Xavier, seconded by Councilmember Pabon-Alvarado, and unanimously passed to approve by Minute action, Option #3 of hosting the 2019 Contra Costa Mayors' Conference event at Contra Costa College. (#19-316)

### **MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS**

Mayor and City Council reported on their recent activities.

Mayor, City Council and City Manager expressed their appreciation for the excellent work in putting on the Fourth of July event to Greg Dwyer, Andrea Mendez, the Police Department and the Public Works staff.

It was moved by Mayor Kinney, seconded by Councilmember Pabon-Alvarado, and unanimously passed to direct the City Manager to schedule a City of San Pablo/Local Successor Agency/Housing Successor Agency future agenda item to amend the Council Priority Workplan to consider adding a new item under major policy Expand Housing Options: To explore development of a new San Pablo Affordable Housing Strategy to promote new affordable housing opportunities, projects and services which would include exploring various tenant protection policies and tools available to combat the effects of recent market rent increase impacts in the Bay Area and to schedule a future study session to discuss these policy matters. The motion passed as follows:

AYES: Pineda, Xavier, Pabon-Alvarado, Cruz and Kinney

NOES: None

ABSENT: None

ABSTAIN: None

Mayor Kinney further announced and confirmed that he will be President-elect for the San Pablo Rotary for 2020/2021.

It was also moved by Mayor Kinney, seconded by Councilmember Pineda, and unanimously passed to put on the agenda for August 5, 2019 approval of a Proclamation recognizing *Constitution Week* in September (September 17-23, 2019)

### **ADJOURNMENT**

The meeting adjourned at 7:21 pm, to Monday, August 5, 2019 at 6:00 pm.

Respectfully submitted,

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Patricia Ponce, City Clerk

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Rich Kinney, Mayor