



# City of San Pablo

## Meeting Minutes - Final

### City Council

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Monday, July 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**

*Mayor Ponce led the Pledge of Allegiance to the Flag.*

#### **ROLL CALL**

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

#### Staff Present:

City Manager, Matt Rodriguez

City Attorney, Brian P. Hickey

Police Chief, Brian Bubar

City Clerk, Dorothy Gantt

Assistant City Clerk, Leticia I. Miguel

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

*No Closed Session.*

#### **ORAL COMMUNICATIONS**

*Public Comment was received by Silray Garcia.*

#### **CEREMONIAL MATTERS**

#### **PRESENTATIONS**

*No items scheduled.*

**CITY MANAGER REMARKS**

City Manager Rodriguez made the following announcements:

- The upcoming service of Dumpster Day scheduled for Saturday, September 7, 2024.
- Landlords within City limits must register all rental units with the City's new Rent Registry program that became effective July 1, 2024.
- Commended Community Services Department for conducting the disbursements of nearly 110 scholarships for fiscal year 2023-2024 under the San Pablo Scholarship Program.

**CONSENT CALENDAR**

No Public Comment was received.

**Approval of the Consent Agenda**

It was moved by Councilmember Xavier, seconded by Vice Mayor Cruz, and approved by vote of those present, to adopt all items in the Consent Calendar. The motion passed as follows:

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

**MINUTES**

1. [24-263](#) CONSIDER APPROVING MINUTES OF THE MEETING OF JULY 1, 2024

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

Approved as Submitted on the Consent Calendar.

**PERIODIC REPORTS**

2. [24-076](#) CONSIDER APPROVING VENDOR CHECK REGISTER REPORT FOR THE MONTH OF JUNE 2024

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

Approve by Minute Order.

**CITY COUNCIL AUTHORIZATION**

3. [24-214](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO 1) PURCHASE TWO (2) 2024 DODGE DURANGO POLICE INTERCEPTOR VEHICLES AND FIVE (5) 2025 TOYOTA CAMRY HYBRID VEHICLES WITH EMERGENCY EQUIPMENT FOR A TOTAL COST NOT TO EXCEED \$360,816, USING COMPETITIVELY BID COOPERATIVE CONTRACTS, 2) AUTHORIZE FUNDS FOR THE PROPOSED VEHICLE PURCHASE TO BE ALLOCATED FROM THE ASSET & VEHICLE REPLACEMENT INTERNAL SERVICE FUND (140-2110-46300), AND 3) SELL POLICE DEPARTMENT VEHICLES AS SURPLUS PROPERTY AT PUBLIC AUCTION PURSUANT TO SAN PABLO MUNICIPAL CODE SECTION 3.16.120, WITH REVENUE FUNDS RECEIVED TO BE CREDITED TO THE FISCAL YEAR 2024-25 PD VEHICLE REPLACEMENT FUND ACCOUNT (102-2110-46300).

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

Adopted.

Enactment No: RES 2024-100

4. [24-269](#) CONSIDER ADOPTING A RESOLUTION AMENDING THE CITY'S CLASSIFICATION AND COMPENSATION PLAN FOR FY 2024-25 BY: (1) CREATING AND ADDING ONE (1) NEW FULL-TIME DIVISION MANAGER CLASSIFICATION OF ECONOMIC DEVELOPMENT AND HOUSING MANAGER IN THE CITY MANAGER'S OFFICE, AND (2) DELETING THE CLASSIFICATION AND REPLACING THE IMMINENT VACANCY OF ONE (1) FULL-TIME DIRECTOR OF ECONOMIC DEVELOPMENT, HOUSING AND SUSTAINABILITY POSITION WITH ONE VACANT FULL-TIME ASSISTANT CITY MANAGER POSITION IN THE CITY MANAGER'S OFFICE, AND (3) AUTHORIZING ONE FULL-TIME SENIOR ADMINISTRATIVE CLERK POSITION IN THE PUBLIC WORKS DEPARTMENT, WITH A TOTAL APPROPRIATION NOT TO EXCEED \$180,000 FROM FY 2024-25 CITY MANAGER OPERATING CONTINGENCY RESERVE (FUND 190)

Adopted.

Enactment No: RES 2024-101

5. [24-271](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING AN EVENT SPONSORSHIP OF \$10,000 FOR THE 21st ANNUAL LYTTON CASINO GOLF TOURNAMENT AND FUNDRAISER TO BENEFIT LIFELONG MEDICAL CARE ON MONDAY, SEPTEMBER 9, 2024

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

Adopted.

Enactment No: RES 2024-102

6. [24-273](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO DIRECTING THE CITY MANAGER TO EXPLORE THE FEASIBILITY AND TO PREPARE THE CITY-OWNED PROPERTY LOCATED ON SAN PABLO DAM ROAD WITH APN 420-040-013 FOR POTENTIAL DISPOSITION AND DEVELOPMENT.

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

**Adopted.**

Enactment No: RES 2024-103

7. [24-274](#) CONSIDER ADOPTING RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN ASSIGNMENT, ASSUMPTION AND MODIFICATION AGREEMENT WITH GIANT DEVELOPMENT, L.P., AND GIANT DEVELOPMENT II, LP, PROVIDING FOR THE RESTRUCTURING OF A LOAN MADE BY THE FORMER REDEVELOPMENT AGENCY TO ENABLE THE MAJOR REHABILITATION OF THE GIANT ROAD APARTMENTS

CEQA: A Mitigated Negative Declaration was prepared for the Giant Roads Apartment Project in November 2003 and circulated for review and comment. Comments were received and incorporated into a Mitigation and Monitoring Report subsequently adopted by the City Council. The Project applicant at that time complied with the Mitigation and Monitoring Report by preparing various environmental studies demonstrating that no significant impact would result from the Project. An addendum to the Mitigated Negative Declaration was then prepared, demonstrating that the Project would not result in significant environmental impacts. By City Council Resolution No. 2004-053, adopted on April 5, 2004, the City Council approved the addendum to the Mitigated Negative Declaration, acknowledged that the applicant had complied with the requirements of the Mitigation and Monitoring Report and found that there was no substantial evidence that the Project, as mitigated, would have a significant effect on the environment. The Project was completed and a certificate of occupancy was issued in August 2006. The proposed rehabilitation of the Project does not involve substantial changes or new information that would require the preparation of a subsequent environmental document in accordance with Section 15162 of the State CEQA Guidelines (14 Cal. Code Regs. § 15000 et seq.).

**Adopted.**

Enactment No: RES 2024-104

8. [24-277](#) CONSIDER FORMAL CITY COUNCIL AUTHORIZATION TO ACTIVATE THE TEMPORARY AD-HOC SUBCOMMITTEE RELATED TO POLICY MATTERS REGARDING THE CASINO SAN PABLO/LYTTON RANCHERIA BAND OF POMO INDIANS FOR CALENDAR YEAR 2024 PURSUANT TO RALPH M. BROWN ACT REQUIREMENTS; AND RECOGNIZE THE PREVIOUS COUNCIL ASSIGNMENT OF MAYOR PATRICIA PONCE AND VICE MAYOR CRUZ PURSUANT TO ADOPTED RESOLUTION NO. 2024-007

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

Approve by Minute Order.

9. [24-241](#) CONSIDER DESIGNATING VOTING DELEGATE AND VOTING DELEGATE ALTERNATE FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE BEING HELD IN LONG BEACH, CALIFORNIA, ON OCTOBER 16-18, 2024

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

Approve by Minute Order; designate Mayor Ponce as the Voting Delegate and City Attorney Hickey as the Alternate Voting Delegate.

## **PUBLIC HEARINGS**

## **CITY COUNCIL DISCUSSION/CONSIDERATION**

10. [24-268](#) CONSIDER ADOPTING RESOLUTION PLACING A MEASURE SEEKING TO IMPOSE A CANNABIS BUSINESS LICENSE TAX ON THE BALLOT FOR THE GENERAL MUNICIPAL ELECTION PREVIOUSLY CALLED FOR NOVEMBER 5, 2024

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

*The City Council Meeting recessed at 6:21 p.m. and reconvened at 6:22 p.m.*

*No Public Comment was received.*

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

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

Enactment No: RES 2024-105

11. [24-261](#) CONSIDER ADOPTING RESOLUTION (1) AMENDING THE FY 2023-25 COUNCIL PRIORITY WORKPLAN AS AMENDMENT NO. 7 UNDER MAJOR POLICY GOAL: FOCUS ON ECONOMIC DEVELOPMENT AND FISCAL DIVERSIFICATION, TO ADD POLICY NO. 415- AUTHORIZE THE CITY MANAGER, AND DESIGNATED STAFF OR PARTIES, TO RE-ADDRESS THE CITY'S ADOPTED LOCAL HIRING AND OPPORTUNITY POLICY (ADOPTED VIA RESOLUTION 2018-023) TO EXPLORE POTENTIAL AGREEMENTS OR ORDINANCE AMENDMENTS TO EXPAND LOCAL EMPLOYMENT AND CONTRACTING REQUIREMENTS FOR VARIOUS TYPES OF CITY-SUPPORTED MAJOR PUBLIC PROJECTS AND SERVICE CONTRACTS; AND (2) FORMALLY ESTABLISHING A TEMPORARY, LIMITED TERM CITY COUNCIL AD-HOC SUBCOMMITTEE CONSISTING OF COUNCILMEMBERS PINEDA AND PABON-ALVARADO FOR THIS PURPOSE

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

*No Public Comment was received.*

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

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

Enactment No: RES 2024-106

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

12. [24-029](#) 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.*

### **ADJOURNMENT**

*Adjourned at 7:32 p.m. to the regular meeting on Monday, August 5, 2024 at 6:00 p.m.*

Respectfully Submitted,

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Dorothy Gantt, City Clerk

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Patricia Ponce, Mayor