



Minutes of the Regular Meeting of the San Pablo City Council

Monday, February 5, 2018

ROLL CALL

The meeting convened in the Council Chambers at 5:30 pm. Present were Mayor Genoveva Garcia Calloway and Councilmembers Cecilia Valdez and Arturo Cruz. Absent were Councilmember Rich Kinney (arrived at 5:32 p.m.) and Vice Mayor Paul Morris (arrived at 6:00 p.m.). Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Reina Schwartz, and Executive Assistant LaTanya Fisher.

City Attorney announced the nature of the Closed Session item.

CLOSED SESSION (In Council Conference Room) (5:15 pm)

1. CLOSED SESSION (#18-066)
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to Gov't Code Section 54956.9(d)(2): Local One Decertification Petition

ROLL CALL

The regular meeting convened in the Council Chambers at 6:00 pm. Present were Mayor Genoveva Garcia Calloway and Vice Mayor Paul Morris, and Councilmembers Rich Kinney, Arturo Cruz and Cecilia Valdez. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Reina Schwartz, Police Chief Ron Raman, City Treasurer Viviana Toledo, City Clerk Elizabeth Pabon-Alvarado, and Executive Assistant LaTanya Fisher.

City Attorney reported that staff was given direction on the Closed Session item #1 (#18-066)

ORAL COMMUNICATIONS

Cordell Hindler spoke about City Council approved travel policy and budget limits and suggested future agenda items to consider hiring more positions including an Administrative Intern for youth to learn office skills. He will bring flyers to the next Council meeting for a play at Contra Costa College called a Secret in the Wings.

Antonio Medrano spoke and reported a 92% increase in growth at the San Pablo Library. Friends of the San Pablo Library is looking to increase the membership and extended the application to Council and City staff. He further reported the ACLU held a presentation in the Wildcat Creek Community Room that included two Contra Costa County Public Defenders and the newly appointed District Attorney.

San Pablo resident Dorothy Whittenburg provided Council statistics regarding median gross income and wanted to raise awareness in hopes that Council could research the possibility of rent control in San Pablo.

San Pablo resident Ron Deziel also commented on rent control and the survey conducted by Strategy Research Institute (SRI) regarding the municipal broadband project.

PRESENTATIONS

2. Presentation by the California Symphony on future expansion of the Sound Minds Program (#18-017)

City Manager Rodriguez introduced the item. Sunshine Deffner of the California Symphony gave a PowerPoint presentation overview of the Sound Minds Program and the program offered at Downer Elementary, including Student Trajectory (a structured program inspiring and supporting commitment), Academic Success (Sound Minds students test at proficiency or higher at twice the rate of peers), Building Community (with local PTAs, the School District and MacArthur Community Church), providing Community Wide Music Education, Vision to Expand the program, Partnerships, Community Expansion by the Numbers, and Next Steps.

City Council commented on the thorough presentation and their support of the Sound Minds Program.

CITY MANAGER REMARKS

City Manager Rodriguez announced the following:

- February 9, 2018 Valentine's Dance at the San Pablo Community Center
- February 28, 2018 College Fair by San Pablo Economic Development Corporation in partnership with Contra Costa College

Police Chief Raman also reported on the following:

- February 15, 2018 Police Department promotion ceremony of Lieutenants Benone, Ray and Wiegers and promotion of Moriah Vaesau and Natalia Gonzalez for Jailer positions. Chief Raman also commented that the Police Department has created an Honor Guard to represent the City and at city events and throughout the region.

CONSENT CALENDAR

It was moved by Vice Mayor Morris, seconded by Councilmember Cruz, and unanimously passed to adopt all items in the Consent Calendar with the exception of items #11 (fee waiver for La Casita) and #14 (Ordinance regarding Planning Commission meetings), which items were pulled for discussion.

PERIODIC REPORTS

3. By adoption of the Consent Calendar, the Mid-Year Budget Report for Fiscal Year ending June 30, 2018 was received and filed. (#18-048)

MISCELLANEOUS

4. By adoption of the Consent Calendar, **Resolution 2018-008** was adopted, a Resolution of the City Council of the City of San Pablo to (1) approve the application for \$800,000 in grant funds from the East Bay Regional Park District's Park Measure WW Urban Creeks Grant Program; and (2) authorize the City Manager to conduct all grant-related negotiations, execute and submit all grant documents for the Wildcat Creek Restoration & Greenway Trail Project between Church Lane and Vale Road. (#18-049)

5. By adoption of the Consent Calendar, **Resolution 2018-009** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to amend an existing on-call consultant services agreement with Park Engineering, Inc. for an additional \$20,000 to perform construction inspection services for a total not to exceed contract amount of \$60,000. (#18-050)
6. By adoption of the Consent Calendar, **Resolution 2018-010** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to amend an existing on-call consultant services agreement with Harrison Engineering for an additional \$20,000 to perform civil engineering consulting services for a total not to exceed contract amount of \$101,000. (#18-051)
7. By adoption of the Consent Calendar, **Resolution 2010-011** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to apply for a Sustainable Communities Grant through the Caltrans Transportation Planning Grant Program for \$300,000 to analyze a selection of corridors identified for future study in the City of San Pablo Bicycle and Pedestrian Master Plan (#18-053)
8. By adoption of the Consent Calendar, **Resolution 2018-012** was adopted, a Resolution of the City Council of the City of San Pablo to: (1) accept and appropriate the California Natural Resources Agency (CNRA) grant in the amount of \$562,597 for the El Portal Drive Urban Greening Project (POR-GRN); and (2) authorize the City Manager to enter into an agreement with Parisi CSW Design Group for design services for the El Portal Urban Greening Project, in the amount of \$122,841 with a 10% contingency for a total authorization of \$135,125. (#18-054)
9. By adoption of the Consent Calendar, **Resolution 2018-013** was adopted, a Resolution of the City Council of the City of San Pablo accepting Hillcrest Storm Drain Emergency Project as complete; directing that a Notice of Completion be filed with the County Recorder; and terminating the Emergency Procurement Actions. (#18-065)
10. By adoption of the Consent Calendar, **Resolution 2018-014** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to reallocate \$10,000 from Maple Hall/City Facility Fee Waivers to augment City Council Event Sponsorships (100-1110-44050) for eligible expenditures for period ending June 30, 2018. (#18-062)
11. This item was pulled from the Consent Calendar and discussed separately. City Manager Rodriguez provided background information concerning the request to waive fees and reported that 25 percent of the students are from San Pablo. Councilmember Kinney expressed his concern about using use of public funds for charter schools and schools located outside of the city limits, to which Councilmember Cruz commented. It was moved by Councilmember Valdez, seconded by Vice Mayor Morris, and passed by vote to adopt **Resolution 2018-015**, a Resolution of the City Council of the City of San Pablo authorizing Maple Hall Fee Waiver in the amount of \$1,122.40 from La Casita Bilingue Montessori School for their Annual fundraiser event held on Saturday, April 21, 2018. The motion passed as follows: (#18-061)

AYES: Cruz, Valdez, Morris and Calloway
NOES: Kinney
ABSENT: None
ABSTAIN: None

12. By adoption of the Consent Calendar, **Resolution 2018-016** was adopted, a Resolution of the City Council of the City of San Pablo authorizing a \$1,000 sponsorship for Bike East Bay's 23rd Annual Bike-to-Work Day on Thursday, May 10, 2018. (#18-044)
13. By adoption of the Consent Calendar, **Resolution 2018-017** was adopted, a Resolution of the City Council of the City of San Pablo authorizing a one-time \$2,500 event sponsorship for the 11th annual Food & Wine event benefiting the Contra Costa College Culinary Arts Scholarship Program on Sunday, April 22, 2018. (#18-063)

ORDINANCES

14. This item was pulled from the Consent Calendar and discussed separately. City Attorney Nerland provided background on how the ordinance to establish a different meeting date for the Planning Commission was moved by waiver of the first reading at the January 16, 2018 meeting. Cordell Hindler spoke in favor of the item. It was moved by Councilmember Kinney, seconded by Councilmember Cruz, and unanimously passed to waive the second reading and adopt **Ordinance 2018-002**, an Ordinance of the City Council of the City of San Pablo amending the San Pablo Municipal Code to change the date of the Planning Commission's regular meetings. (#18-046)

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

RESOLUTIONS

15. City Manager Rodriguez introduced the item, including the last minute agenda correspondence which includes the October 2017 Community Survey conducted by Dr. Gary Manross of Strategy Research Institute regarding a proposed Municipal Broadband project. A PowerPoint presentation was made by City Manager Rodriguez and Dr. Manross which included a brief overview of the proposed benefits of the project, the actions taken to date to attempt to implement the project, the policy options for City Council consideration, along with staff recommendations. Dr. Manross provided the results of the survey of residents' internet use, as well as the benefits of a broadband network. Assistant to the City Manager for Economic Development Charles Ching, Dr. Manross and City Manager Rodriguez addressed Council's questions regarding acquiring fiber optics for a reasonable price, as well as financing options.

San Pablo resident Ron Deziel commented on the qualifications of the consultants OHLvey and BKF Engineering.

Paul Recanzone of OHLvey spoke of his qualifications and experience; however, no one from BKF Engineering was at the meeting.

Leonard McNeil commented on his support for the project and made suggestions regarding seeking different funding and keeping the project moving forward.

It was moved by Vice Mayor Morris, seconded by Councilmember Cruz, and unanimously passed to adopt **2018-018**, a Resolution of the City Council of the City of San Pablo delaying the implementation of the San Pablo Municipal Broadband Project. (#18-055)

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

City Council reported on their activities.

Mayor Calloway asked for City Council support to place an item on a future Council agenda to amend the City Council's Priority Workplan to include reducing tobacco use and promotion to youth. Vice Mayor Morris moved approval, seconded by Councilmember Cruz, and unanimously passed to place an item on the next City Council meeting to discuss amending the City Council's Priority Workplan to include an action focused on reducing tobacco use and promotion to youth.

ADJOURNMENT

It was moved by Councilmember Paul Morris, seconded by Councilmember Cruz, and unanimously approved to adjourn the meeting at 8:40 pm to Tuesday, February 20, 2018 at 6:00 pm.

Respectfully submitted,

Elizabeth Pabon-Alvarado, City Clerk

Genoveva Garcia Calloway, Mayor