



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

Monday, May 01, 2023

CALL TO ORDER

The meeting was called to order at 6:02 pm in the Council Chambers.

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

ROLL CALL

Present 3 Vice Mayor Patricia Ponce, and Councilmembers Arturo Cruz (participated remotely), and Rita Xavier.

Absent 2 Councilmember Elizabeth Pabon-Alvarado and Mayor Abel Pineda.

Staff and Elected Officials Present: City Manager, Matt Rodriguez
Assistant City Manager, Charles Ching
City Attorney, Teresa Stricker
Police Chief Ron Roman
Dorothy Gantt, City Clerk
Deputy City Clerk Lehny Corbin

PUBLIC ANNOUNCEMENT

City Clerk Gantt announced ways in which members of the public may participate in the Council meeting via in-person or remote.

CONSIDER AND TAKE ACTION ON ANY REQUEST FROM A COUNCILMEMBER TO PARTICIPATE IN A MEETING REMOTELY DUE TO JUST CAUSE OR EMERGENCY CIRCUMSTANCES PURSUANT TO AB 2449 (GOVERNMENT CODE SECTION 54953(f)).

City Attorney Stricker announced that the item is on the agenda as a placeholder that allows members of the Council to participate remotely pursuant to AB 2449. There were no such announcements.

ORAL COMMUNICATIONS

There were approximately 2 public speakers.

Comments were made by the following individuals:

Gia Paolini, San Pablo Librarian, commented on the National Library Week - April 28 and provided a brief update on the library activities.

Cordell Hindler commented on the Valley Link Project.

PRESENTATIONS

1. 23-174 PRESENTATION OF PROCLAMATION CONGRATULATING EAST BAY MUNICIPAL UTILITY DISTRICT (EBMUD) FOR ITS 100 YEAR ANNIVERSARY CELEBRATION.

Presented.

2. 23-176 CONSIDER APPROVING AND PRESENTING PROCLAMATION COMMENDING AND CONGRATULATING DEPUTY CITY CLERK LEHNY M. CORBIN ON THE OCCASION OF HER RETIREMENT.

Presented.

A motion was made by Councilmember Cruz, seconded by Councilmember Xavier that this Proclamation be Approved. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

3. 23-190 CONSIDER APPROVING AND PRESENTING PROCLAMATION COMMENDING AND CONGRATULATING POLICE SERGEANT AARON B. BLAISDELL ON THE OCCASION OF HIS RETIREMENT.

Public Comment received from Cordell Hindler.

Presented.

A motion was made by Councilmember Cruz, seconded by Vice Mayor Ponce that this Proclamation be Approved. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

CITY MANAGER REMARKS

City Manager Rodriguez made the following announcements:

- Commended city departments for the City's 75th Anniversary Celebration of April 27, 2023 at City Hall.
- The Cinco the Mayo Peace and Unity Parade on May 6, 2023 from 10:00 a.m. – 1:00 p.m. with parade from Richmond to San Pablo.
- Dumpster Day is scheduled for May 20, 2023
- The San Pablo Community Foundation Grants Review Committee is scheduled to go over applications received for grant funding.

CONSENT CALENDAR

Approval of the Consent Calendar

A motion was made by Councilmember Cruz, seconded by Councilmember Xavier to Approve the Consent Calendar. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

MINUTES

4. 23-125 CONSIDER APPROVING MINUTES OF THE MEETINGS OF APRIL 3, APRIL 5 AND APRIL 17, 2023.
Approved with amendments on the Consent Calendar.

PERIODIC REPORTS

5. 23-163 TREASURER'S REPORT FOR THE QUARTER ENDED MARCH 31, 2023.

Approved as Submitted on the Consent Calendar.

LIABILITY CLAIMS

6. 23-164 CONSIDER DENYING LIABILITY CLAIMS OF RAIMI SHOAGA (DOL 12/08/22), CURTIS TURNER (DOL 1/18/23), AND SALVADOR LUIS VALLE (DOL 10/16/22).

Approved as Submitted on the Consent Calendar.

PROCLAMATIONS

7. 23-128 REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING THE WEEK OF MAY 21-27, 2023 AS NATIONAL PUBLIC WORKS WEEK.

Approved as Submitted on the Consent Calendar.

8. 23-148 REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING MONDAY, MAY 15, 2023 AS PEACE OFFICERS MEMORIAL DAY AND THE WEEK IN WHICH IT FALLS AS NATIONAL POLICE WEEK.

Approved as Submitted on the Consent Calendar.

MISCELLANEOUS

9. 23-182 CONSIDER ADOPTING RESOLUTION ADOPTING THE FY 2023-25 COUNCIL PRIORITY WORKPLAN DOCUMENT FOLLOWING CITY COUNCIL DIRECTION PROVIDED AT THE APRIL 5, 2023 SPECIAL CITY COUNCIL MEETING/PRIORITY-SETTING WORKSHOP.

Adopted.

Enactment No: RES 2023-058

10. 23-131 CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A THREE-YEAR CONSULTANT SERVICES AGREEMENT WITH R. GIORDANO CONSULTING & INVESTIGATIONS FOR FISCAL YEARS 2023/24 TO 2025/26 FOR INTERNAL AFFAIRS INVESTIGATIONS

WITH AN AMOUNT NOT TO EXCEED \$225,000.

Adopted.

Enactment No: RES 2023-059

11. 23-151 CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A FIRST AMENDMENT TO THE LEGAL SERVICES AGREEMENT WITH JARVIS FAY LLP EFFECTIVE JULY 1, 2022 TO INCREASE THE NOT-TO-EXCEED AMOUNT BY ADDING \$140,000, FOR A NOT TO EXCEED AMOUNT OF \$90,000 FOR SERVICES IN FISCAL YEAR 2022-23 AND \$100,000 FOR SERVICES IN FISCAL YEAR 2023-24, FOR A NEW TOTA NOT-TO-EXCEED AMOUNT OF \$190,000 OVER THE TWO FISCAL YEARS.

Adopted.

Enactment No: RES 2023-060

12. 23-166 CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONSULTANT AGREEMENT WITH SCHAAF & WHEELER FOR THE DESIGN OF A FULL TRASH CAPTURE DEVICE LOCATED NEAR THE INTERSECTION OF CHURCH LANE AND WILLOW AVENUE (PROJECT NO. 0304) IN THE AMOUNT OF \$131,909 INCLUDING APPROXIMATELY A 15% CONTINGENCY FOR A TOTAL AUTHORIZATION AMOUNT NOT TO EXCEED \$151,700.

Adopted.

Enactment No: RES 2023-061

13. 23-179 CONSIDER ADOPTING RESOLUTION TO (1) RATIFY THE CITY OF SAN PABLO'S GRANT APPLICATION FOR \$2,950,000 FROM THE METROPOLITAN TRANSPORTATION COMMISSION (MTC) REGIONAL MOBILITY HUB GRANT PROGRAM FOR THE CONTRA COSTA COLLEGE (CCC) MOBILITY HUB PROJECT; AND (2) AUTHORIZE THE CITY MANAGER TO ENTER INTO ANY NECESSARY AGREEMENTS WITH MTC RELATED TO THE GRANT.

Adopted.

Enactment No: RES 2023-062

BOARDS AND COMMISSIONS

14. 23-142 CONSIDER ADOPTING RESOLUTION REAPPOINTING CRISTOFER LEON TO THE CHILDHOOD OBESITY PREVENTION ADVISORY GROUP FOR TERM MAY 16, 2023 TO MAY 15, 2024.

Adopted.

Enactment No: RES 2023-063

15. 23-165 CONSIDER APPOINTING JOSEPH WONG TO THE SAFETY COMMISSION FOR A NEW TERM MARCH 11, 2023 TO MARCH 10, 2027, AND APPOINTING CLAYTON MITCHELL TO THE SAFETY COMMISSION FOR THE

TERM MAY 1, 2023 TO APRIL 30, 2027.

Approved as Submitted on the Consent Calendar.

CITY COUNCIL AUTHORIZATION

16. 23-169 CONSIDER RATIFYING A LETTER TRANSMITTED ON APRIL 17, 2023 FROM SAN PABLO MAYOR ABEL PINEDA (SIGNED BY VICE MAYOR PONCE), ON BEHALF OF THE SAN PABLO CITY COUNCIL, TO U.S. CONGRESSIONAL REPRESENTATIVE JOHN GARAMENDI (D-8TH) THANKING HIM FOR HIS FEDERAL FUNDING REQUEST IN THE AMOUNT OF \$3 MILLION IN COMMUNITY PROJECT FUNDING FOR THE SAN PABLO AVENUE BRIDGE REPLACEMENT AND RE-ALIGNMENT/COMPLETE STREETS PROJECT.

Approved as Submitted on the Consent Calendar.

17. 23-185 CONSIDER AMENDING CITY COUNCIL ASSIGNMENTS (AMENDMENT ESTABLISH FOR CALENDAR YEAR 2023 A NEW, TEMPORARY AD-HOC SUBCOMMITTEE ON SOLID WASTE & RECYCLING AGREEMENTS AND PROGRAMS/SERVICES PURSUANT TO SPMC 2.16.070 REQUIREMENTS.

Approved as Submitted on the Consent Calendar.

The City Council Meeting recessed at 6:54 p.m. and reconvened at 6:57 p.m.

PUBLIC HEARINGS

18. 23-161 PUBLIC HEARING TO CONSIDER ADOPTING RESOLUTION ACCEPTING AND APPROPRIATING \$13,854 IN FUNDS TO BE RECEIVED FROM THE 2022 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM TO PAY FOR MENTAL HEALTH CRISIS INTERVENTION TRAINING FOR POLICE DEPARTMENT SWORN STAFF AND JAILERS, AND FOR NATIONAL INCIDENT-BASED REPORTING SYSTEM TRAINING FOR POLICE DEPARTMENT PROFESSIONAL RECORDS STAFF.

Captain Bubar presented item and responded to questions from Councilmembers.

Vice Mayor Ponce opened the public testimony portion of the public hearing at 7:02 p.m. There was no public comment. The public hearing closed at 7:02 p.m.

A motion was made by Councilmember Cruz, seconded by Councilmember Xavier that this Resolution be Adopted. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

Enactment No: RES 2023-064

CITY COUNCIL DISCUSSION/CONSIDERATION

19. 23-170 CONSIDER ADOPTING RESOLUTION AMENDING THE FY 2023-25 CITY COUNCIL PRIORITY WORKPLAN, PROPOSED FOR ADOPTION UNDER A DIFFERENT AGENDA ITEM THIS EVENING, UNDER MAJOR POLICY GOAL: IMPROVE PUBLIC SAFETY, TO EXPLORE THE FEASIBILITY OF BANNING OR REGULATING SIDE SHOW EVENTS WITHIN CITY LIMITS BY ADOPTED ORDINANCE OR OTHER ALTERNATIVE SOLUTION(S).

City Manager Rodriguez presented item. City Manager and Chief Raman and responded to questions from Councilmembers.

No Public Comment was received.

A motion was made by Councilmember Cruz, seconded by Councilmember Xavier that this Resolution be Adopted. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

Enactment No: RES 2023-065

20. 23-171 CONSIDER REQUEST FROM COUNCILMEMBER RITA XAVIER TO FLY A COMMEMORATIVE FLAG AT THE CITY HALL FLAG POLE DURING THE ENTIRE MONTH OF JUNE 2023 RECOGNIZING LESBIAN, GAY, BI-SEXUAL, TRANSGENDER AND QUESTIONING COMMUNITY (LGBTQ) PRIDE MONTH.

City Manager Rodriguez presented item and responded to questions from Councilmembers.

No Public Comment was received.

A motion was made by Councilmember Xavier, seconded by Councilmember Cruz that this Request be Approved. The motion carried by the following vote.

Aye: 3 - Xavier, Cruz, Ponce

Nay: 0 -

Absent: 2 - Pabon-Alvarado and Pineda

SUPPLEMENTAL MATERIALS (IF ANY)

21. 23-180 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 REPORTS

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

ADJOURNMENT

Adjourned at 7:29 pm to the regular meeting on Monday, May 15, 2023 at 6:00 pm.

Respectfully Submitted,

Dorothy Gantt, City Clerk

Patricia Ponce, Vice Mayor