



City of San Pablo

Meeting Minutes - Final

City Council

Monday, February 5, 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>

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
Assistant City Manager, Charles Ching
City Attorney, Brian P. Hickey
Interim Police Chief, Brian Bubar
City Clerk, Dorothy Gantt
Assistant City Clerk, Leticia I. Miguel

REPORT ON CLOSED SESSION

No Closed Session Scheduled.

ORAL COMMUNICATIONS

There were approximately 11 public speakers.

Comments were made by the following individuals:

Cordell Hinder, Marco Sandoval, Aurora Betancourt, Choncey Nunn, Charlene Harlan, Angela Corona, Mike Edwards, Shereen Navar, Joy, Ignacio Mendoza, and Rosangelica Ortega Lopez

CEREMONIAL MATTERS

PRESENTATIONS

1. [24-044](#) PRESENTATION OF THE 2023 ANNUAL YEAR END COMMUNITY SURVEY CONDUCTED BY STRATEGY RESEARCH INSTITUTE (SRI)

No Public Comment was received.

Presented.

CITY MANAGER REMARKS

City Manager Rodriguez made the following announcements:

- Announced the Community Services Department will be hosting the Annual Valentine's Family Dance, scheduled for Friday, February 9, 2024.*
- Highlighted the EDC Small Business of the Year Campaign. Requested for all to vote for your best Small Business of the Year.*
- In observance of President's Day Holiday on Monday, February 19, 2024, all city Administration Offices and lobby will be closed and will resume to regular hours on Tuesday, February 20, 2024.*
- Commended the San Pablo Police Department and Public Works Department for being so responsive in monitoring storm impacts and keeping the community safe. Advised the community to take precautions and announced free sand bags are available to members of the public. Sand bags for residents are available at the entrance of Davis Park at Folsom Avenue.*

CONSENT CALENDAR

No Public Comment was received.

AMENDMENT OF CONSENT CALENDAR

Item 7. was removed from the Consent Calendar to Items Removed from Consent Calendar

MINUTES

Approval of the Consent Agenda

No Public Comment was received.

It was moved by Councilmember Pabon-Alvarado, 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

2. [24-004](#) CONSIDER APPROVING MINUTES OF THE MEETING OF JANUARY 16, 2024

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

Approve as Submitted on the Consent Calendar.

PERIODIC REPORTS

3. [23-487](#) TREASURER'S REPORT FOR THE QUARTER ENDED DECEMBER 31, 2023

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

Receive and file the Treasurer's Report for the quarter ended December 31, 2023.

CITY COUNCIL AUTHORIZATION

4. [24-001](#) CONSIDER APPROVAL OF ANNUAL MEMBERSHIP DUES PAYMENT IN THE AMOUNT OF \$14,367 TO THE LEAGUE OF CALIFORNIA CITIES (CAL CITIES) FOR CALENDAR YEAR 2024

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

Approve by Minute Order.

5. [24-039](#) CONSIDER ADOPTING RESOLUTION (1) ACCEPTING WORK PERFORMED BY DOOLITTLE CONSTRUCTION, LLC FOR THE FY2022/23 CITYWIDE SLURRY SEAL PROJECT (0602) AS COMPLETE; (2) DIRECTING A NOTICE OF COMPLETION TO BE PREPARED AND FILED WITH THE COUNTY RECORDER; AND (3) RE-APPROPRIATING UNUSED FUNDS IN THE AMOUNT OF \$302,469 TO THE SB1 RMRA FUND BALANCE AND UNUSED FUNDS IN THE AMOUNT OF \$25,870 TO THE BUSH AVENUE POCKET PARK PROJECT (0502);

CEQA: The project is exempt from the California Environmental Quality Act ("CEQA") pursuant to Public Resources Code sections 21083 and 21084 and 14 C.C.R. Sec. 15301 because it consists of the rehabilitation of existing street pavement within the City. There was no increase in the number of lanes and no scenic resource was altered or removed.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, and Ponce

Recused: 1 - Pineda

Enactment No: RES 2024-008

6. [24-002](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING A \$1,000 SPONSORSHIP FOR BIKE EAST BAY'S ANNUAL BIKE TO WHEREVER DAY ON THURSDAY, MAY 16, 2024.

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

Adopted.

Enactment No: RES 2024-009

Item 7. was removed from the Consent Calendar to Items Removed from the Consent Calendar.

8. [24-006](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING AND AUTHORIZING THE EXECUTION OF COOPERATIVE AGREEMENT NO. 07W.08 WITH THE CONTRA COSTA TRANSPORTATION AUTHORITY TO OUTLINE THE ROLES AND RESPONSIBILITIES FOR PHASE 2 OF THE INTERSTATE 80 / SAN PABLO DAM ROAD INTERCHANGE PROJECT

CEQA: This proposed action is consistent with the Initial Study with Mitigated Negative Declaration/Environmental Assessment adopted for this Project on February 25, 2010 and the proposed modifications contemplated to the Agreement do not include substantial changes to the Project or the circumstances under which the Project is undertaken or new information of substantial importance, and thus no further environmental review is required under 14 California Code of Regulations section 15162.

Adopted.

Enactment No: RES 2024-010

9. [24-045](#) CONSIDER RATIFYING AMENDED POST-COVID-19 CITY OPERATIONS PLAN ISSUED BY THE CITY MANAGER ON JANUARY 22, 2024 PURSUANT TO THE CALIFORNIA DEPARTMENT OF PUBLIC HEALTH'S NEW DEFINITION OF "INFECTIOUS PERIOD" AND CAL/OSHA'S UPDATED COVID-19 PREVENTION NON-EMERGENCY STANDARDS

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

Approve by Minute Order.

10. [24-012](#) CONSIDER ADOPTING RESOLUTION (1) AUTHORIZING THE CITY MANAGER TO EXECUTE AN AMENDMENT TO THE CITY'S CURRENT LEGAL SERVICES AGREEMENT WITH TELECOM LAW FIRM PC IN THE AMOUNT OF \$10,000 FOR CONTINUING SERVICES PERTAINING TO THE REGULATION AND PLACEMENT OF TELECOMMUNICATIONS INFRASTRUCTURE; AND (2) APPROPRIATING \$30,000 FROM THE GENERAL FUND DESIGNATED RESERVES - LEGAL CONTRACT SERVICES TO THE CITY ATTORNEY'S OFFICE PROFESSIONAL SERVICES BUDGET (100-1210-43600) TO FUND THE REMAINDER OF THE CURRENT AGREEMENT AND THE PROPOSED AMENDMENT

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

Adopted.

Enactment No: RES 2024-011

11. [24-047](#) CONSIDER RESOLUTION ADOPTING THE CITY OF SAN PABLO SUSTAINABLE TRANSIT ORIENTED DEVELOPMENT (TOD) MASTER PLAN

CEQA: The Plan is statutorily exempt from CEQA under the provisions of Senate Bill 288 which established an exemption from environmental review pursuant to Public Resources Code Sections 21080.20 and 21080.25 for pedestrian and bicycle facilities, projects that improve customer information and wayfinding for transit riders, bicyclists, and pedestrians, and transit prioritization projects. This exemption is applicable to the proposed Plan because it is being carried out by a public agency, it is located in an urbanized area, and it describes projects that would be on or within an existing public right-of-way. In addition, the Plan would not add new automobile capacity or require the demolition of affordable housing units; and the Plan would not involve project costs that would exceed \$100 million.

Adopted.

Enactment No: RES 2024-012

Items Removed from the Consent Calendar

7. [23-499](#) CONSIDER RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING (1) THE DISSOLUTION OF THE SAN PABLO CHILDHOOD OBESITY ADVISORY GROUP (COPAG), AND (2) CONSOLIDATION OF THE TEAM FOR YOUTH (TFY) GRANT PROGRAM AND THE CHILDHOOD OBESITY PREVENTION GRANT PROGRAM INTO ONE GRANT PROGRAM.

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

No Public Comment was received.

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

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

Enactment No: RES 2024-013

PUBLIC HEARING

12. [23-491](#) PUBLIC HEARING TO CONSIDER RESOLUTION AWARDING AND AUTHORIZING THE CITY MANAGER TO ENTER INTO FIVE-YEAR AGREEMENTS WITH (1) OLIVER'S TOW, INC., (2) CERTIFIED TOW, (3) CHECKERS GROUP, INC., AND (4) CIVIC CENTER TOWING FOR POLICE TOWING SERVICE.

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

The public hearing opened at 7:25 p.m.

Public Comment was received by Jessee Singh.

The public hearing closed at 7:27 p.m.

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

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

Enactment No: RES 2024-014

CITY COUNCIL DISCUSSION/CONSIDERATION

13. [24-049](#) CONSIDER RESOLUTION (1) AMENDING THE FY 2023-25 CITY COUNCIL PRIORITY WORKPLAN UNDER, UNDER MAJOR POLICY GOAL: IMPROVE PUBLIC SAFETY, TO ADD POLICY NO. 516 - EXPLORE FEASIBILITY OF PURSUING A PUBLIC INTEREST LAND CONVEYANCE ON HUNTER HALL U.S. ARMY RESERVE CENTER (SAN PALO ARMORY) - 2600 CASTRO ROAD, SAN PABLO (NEW PW CORP YARD SITE), AND (2) AUTHORIZING TRANSMITTAL OF OFFICIAL LETTER OF INTEREST FROM SAN PABLO MAYOR PONCE TO U.S. CONGRESSIONAL REPRESENTATIVE JOHN GARAMENDI (D-8TH)

CEQA: This proposed action is not a project as defined by CEQA; although, particular projects in the Workplan may be subject to CEQA and require additional review in the future.

No Public Comment was received.

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

Enactment No: RES 2024-015

14. [24-040](#) CONSIDER RESOLUTION AUTHORIZING THE CITY MANAGER TO CONDUCT POLICY EVALUATION, FEASIBILITY, PRIORITIZATION AND COMMUNITY EDUCATION/OUTREACH EFFORTS FOR FUTURE CITY-INITIATED FUNDING MECHANISMS FOR THE 2024-2026 PERIOD

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 2024-016

SUPPLEMENTAL MATERIALS (IF ANY)

15. [24-018](#) 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 8:10 p.m. to the regular meeting on Monday, February 5, 2024 at 6:00 p.m., in memory of former City of Richmond Mayor, Irma Anderson and Deborah Ferguson, grandmother of Community Services Coordinator Brittany Ferguson.

Respectfully Submitted,

Dorothy Gantt, City Clerk

Patricia Ponce, Mayor