



City of San Pablo

13831 San Pablo Ave.
San Pablo, CA 94806
(510) 215-3000
www.SanPabloCA.gov

Meeting Agenda - Final

City Council

Mayor Arturo M. Cruz
Vice Mayor Elizabeth Pabon-Alvarado
Councilmember Rita Xavier
Councilmember Abel Pineda
Councilmember Rich Kinney

Tuesday, January 21, 2020

6:00 PM

Council Chambers

CLOSED SESSION BEGINS AT 5:30 PM

In accordance with the Americans with Disabilities Act, persons requiring assistance or auxiliary aids in order to participate should contact the City Clerk's Office at City Hall, 13831 San Pablo Avenue, Building 1, San Pablo, or by calling (510) 215-3000, as soon as possible prior to the meeting. The city will give such requests primary consideration, taking into account undue financial and administrative burdens or fundamental alterations in the city service, program or activity.

Copies of this Agenda and non-exempt public records relating to an open session item on this agenda will be available for public view at the City Clerk's Office, 13831 San Pablo Avenue, Building 1, San Pablo. The full agenda packet may also be viewed on the city website at www.SanPabloCA.gov.

Written comments on agenda items shall be submitted by noon the day of the meeting to allow sufficient time for copying and consideration before Council consideration of the agenda item. Written comments exceeding one page must be submitted by 7:30 am the day of the meeting.

ROLL CALL

Members of the public may address the Council concerning the Closed Session matters on tonight's agenda before consideration of the item. Please file your name and address with the City Clerk on forms provided at the speaker's podium.

CLOSED SESSION

1. [#20-025](#) CLOSED SESSION
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Gov't Code Section 54956.8:
PROPERTY: 2023 Vale Road, San Pablo, CA 94806
AGENCY NEGOTIATORS: Matt Rodriguez, Reina Schwartz, Charles Ching
NEGOTIATING PARTIES: LifeLong Medical Care
UNDER NEGOTIATION: Price and terms of payment for disposition of property

Recess to regular session (approx. 6:00 pm)

PLEDGE OF ALLEGIANCE

ROLL CALL

Speakers wishing to address the Council on a specific agenda item should file a form with the City Clerk indicating the agenda item. The Mayor will invite you to speak at the appropriate time when the matter is being considered. If you desire to address the Council, please file your name and address with the City Clerk on forms available at the podium. We also ask that all cell phones be turned off or silenced during the meeting

ORAL COMMUNICATIONS

This is the time for comments on any item within the Council's subject matter jurisdiction, if such item is NOT listed on tonight's agenda. The Council may not engage in discussion or take action on any item that is not specifically listed on the agenda. Your item may be referred to city staff for investigation, report or placement on a future agenda. Persons addressing the Council are required to limit their remarks to three (3) minutes unless an extension or decrease of time is ordered. Please file your name and address with the City Clerk on forms available at the speaker's podium.

CITY MANAGER REMARKS**CONSENT CALENDAR**

The Consent Calendar includes routine items that are to be enacted by one motion. There will be no separate discussion of these items. If discussion is requested, the item will be removed from the Consent Calendar and considered separately.

MINUTES

2. [#20-009](#) MINUTES OF THE MEETING OF DECEMBER 16, 2019

Recommendation: Approve

PERIODIC REPORTS

3. [#20-012](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF DECEMBER 2019

Recommendation: Approve

4. [#20-015](#) INVESTMENT REPORT/TREASURER'S REPORT FOR THE MONTH OF DECEMBER 2019

Recommendation: Receive and file

5. [#20-031](#) RECEIVE AND FILE THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDING JUNE 30, 2019

Recommendation: Receive and file

LIABILITY CLAIMS

6. [#20-008](#) LIABILITY CLAIMS OF LORENA ELLENBERGER (DOL 11/24/19) AND JENNIFER MORENO (DOL 11/15/19)

Recommendation: Deny claims

MISCELLANEOUS

7. [#20-005](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING ACQUISITION OF RESCUE VEHICLE FROM THE CITY OF HERCULES THROUGH THE LAW ENFORCEMENT SUPPORT OFFICE (LESO) 1033 PROGRAM
- Recommendation:** Adopt Resolution
8. [#20-007](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ACCEPTING WORK PERFORMED BY BAY CITIES GRADING & PAVING, INC. FOR THE FY 2018/19 PAVEMENT REHABILITATION PROJECT (MAR-600) AS COMPLETE AND DIRECTING THAT A NOTICE OF COMPLETION BE PREPARED AND FILED WITH THE COUNTY RECORDER
- Recommendation:** Adopt Resolution
9. [#20-011](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING THE CITY OF SAN PABLO CENSUS 2020 LOGO
- Recommendation:** Adopt Resolution
10. [#20-024](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO RATIFYING THE PURCHASE OF UPS SYSTEMS FOR THE DATA CENTER AT THE NEW CITY HALL FROM GRAYBAR ELECTRIC COMPANY INC. AT A TOTAL PRE-TAX AND PRE-FREIGHT COST OF \$63,744 THROUGH A COOPERATIVE PURCHASING ARRANGEMENT WITH THE US COMMUNITIES GOVERNMENT PURCHASING ALLIANCE
- Recommendation:** Adopt Resolution
11. [#20-026](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPOINTING CALPERS RETIRED ANNUITANT CYNTHIA KASTEN TO THE POSITION OF INTERIM HUMAN RESOURCES MANAGER AND APPROVING AN EMPLOYMENT CONTRACT PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 21221(G)
- Recommendation:** Adopt Resolution
12. [#20-030](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING THE CITY OF SAN PABLO'S DIRECT DISCHARGE PLAN FOR SUBMITTAL TO THE SAN FRANCISCO BAY REGIONAL WATER QUALITY CONTROL BOARD
- Recommendation:** Adopt Resolution

13. [#20-029](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING PRELIMINARY ALLOCATIONS FOR THE GENERAL FUND DESIGNATED RESERVES AT \$4,343,431 FOR FISCAL YEAR 2019/20 (MID-YEAR ADJUSTMENT - PHASE I) PER ADOPTED FISCAL RESILIENCY RESERVE POLICY

Recommendation: Adopt Resolution

14. [#20-033](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) APPROVING AND ADOPTING THE PLANS AND SPECIFICATIONS FOR THE WILDCAT CREEK RESTORATION AND GREENWAY TRAIL PROJECT; (2) AWARDED A CONTRACT FOR THE PROJECT AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, GHILOTTI CONSTRUCTION, IN THE AMOUNT OF \$3,159,966 WITH A 15% CONTINGENCY FOR A TOTAL CONTRACT AUTHORIZATION OF \$3,633,960; (3) AUTHORIZING THE CITY MANAGER TO AMEND AN EXISTING \$404,991 AGREEMENT WITH RESTORATION DESIGN GROUP FOR PROJECT DESIGN SERVICES TO ADD \$25,000 FOR SERVICES REQUIRED FOR CONSTRUCTION PHASE SERVICES WITH A 15% CONTINGENCY, FOR A TOTAL AMENDMENT AUTHORIZATION OF \$28,750; AND (4) AUTHORIZING THE CITY MANAGER TO PROCEED WITH A FORMAL SOLICITATION PROCESS FOR A FUTURE PUBLIC ART PROJECT TO BE DEVELOPED INDEPENDENTLY

Recommendation: Adopt Resolution

15. [#20-036](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO (1) ACCEPT \$40,000 IN KAISER PERMANENTE GRANT FUNDING FOR A REGIONAL COORDINATED OUTREACH, REFERRAL AND ENGAGEMENT (C.O.R.E.) HOMELESS OUTREACH TEAM TO IDENTIFY, ENGAGE AND CONNECT PERSONS EXPERIENCING HOMELESSNESS TO HEALTHCARE, SOCIAL SERVICES AND HOUSING; (2) ENTER INTO AN AMENDED AGREEMENT WITH CONTRA COSTA HEALTH SERVICES TO PROVIDE C.O.R.E. SERVICES FOR ONE YEAR AT A COST NOT TO EXCEED \$40,000; AND (3) APPROPRIATE FUNDING IN THE SAME AMOUNT TO THE POLICE DEPARTMENT BUDGET IN SUPPORT OF THE PROGRAM

Recommendation: Adopt Resolution

ORDINANCES

16. [#20-001](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING CHAPTER 15.04 OF THE SAN PABLO MUNICIPAL CODE BY ADOPTING BY REFERENCE THE 2019 CALIFORNIA ADMINISTRATIVE CODE, 2019 CALIFORNIA BUILDING CODE VOLUMES 1 AND 2, 2019 CALIFORNIA RESIDENTIAL CODE, 2019 CALIFORNIA ELECTRICAL CODE, 2019 CALIFORNIA MECHANICAL CODE, 2019 CALIFORNIA PLUMBING CODE, 2019 CALIFORNIA ENERGY CODE, 2019 CALIFORNIA HISTORICAL BUILDING CODE, 2019 CALIFORNIA FIRE CODE WITH AMENDMENTS ADOPTED BY THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT, 2019 CALIFORNIA EXISTING BUILDING CODE, 2019 CALIFORNIA GREEN BUILDING STANDARDS CODE, AND 2019 CALIFORNIA REFERENCED STANDARDS CODE

Recommendation: Waive reading of ordinance to read by title only; introduce Ordinance; set public hearing for February 3, 2020.

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

COUNCIL DISCUSSION/AUTHORIZATION

17. [#20-021](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING THE CITY OF SAN PABLO SLOGAN "TEAMWORK SAN PABLO 2020 - THE YEAR OF _____" FOR THE JANUARY-DECEMBER 2020 PERIOD

Recommendation: Council discussion; adopt Resolution

18. [#20-019](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AFFIRMING RECOMMENDED APPOINTMENTS BY MAYOR ARTURO CRUZ OF INDIVIDUAL CITY COUNCIL STANDING COMMITTEE AND REGIONAL/LOCAL ASSIGNMENTS; AND ESTABLISHING NEW TEMPORARY, LIMITED TERM AD-HOC SUBCOMMITTEES DURING CALENDAR YEAR 2020

Recommendation: Adopt Resolution

19. [#20-032](#) AUTHORIZING A LETTER OF SUPPORT FROM SAN PABLO MAYOR ARTURO CRUZ AND SAN PABLO CITY COUNCIL TO SUPPORT PROPOSED STATE-WIDE LEGISLATION - SENATE BILL 793 (HILL-13TH DISTRICT) - FLAVORED TOBACCO PRODUCTS

Recommendation: Approve by Minute Order

20. [#20-023](#)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING A ONE-TIME APPROPRIATION OF \$2,500 FROM THE FY 2019/20 CITY MANAGER'S CONTINGENCY ACCOUNT TO FUND ALL ACCOMMODATION AND TRAVEL REIMBURSEMENT EXPENSES PRIOR TO JUNE 30, 2020 FOR SAN PABLO PLANNING COMMISSIONER PAUL V. MORRIS' ATTENDANCE AT LEAGUE OF CALIFORNIA CITIES' POLICY COMMITTEE MEETINGS; AND ESTABLISHING A FORMAL POLICY ON FUTURE LEAGUE OF CALIFORNIA CITIES' POLICY COMMITTEE APPOINTMENTS FOR NON-CITY COUNCILMEMBER APPOINTED OFFICIALS

Recommendation: Provide policy direction by majority vote via minute action; or
Adopt proposed Resolution on the request of Planning Commissioner Morris and policy for League of California City appointments for City-appointed officials

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

(Approved by Resolutions 2019-011; 2019-014; 2019-015; 2019-016; 2019-027; 2019-068)

Informational reports from Councilmember representatives to the following committees, commissions and organizations; brief reports on meetings attended at the expense of the City or Agency, as required by Government Code section 53232.3(d) (AB 1234); and other reports regarding items of general interest to the City Council. The City Council may take action on other items of interest that are specifically agendaized herein:

(a) Mayor Arturo Cruz

Memberships: Contra Costa Mayors' Conference (Primary); San Pablo Community Grant Foundation Board (Member); West County Mayors & Supervisors Association (Primary); Association of Bay Area Governments (Alternate)

Standing Committees: Community Services; Public Safety

Ad-Hoc Subcommittee: Early Education Task Force; Casino San Pablo/Lytton Tribe

(b) Vice Mayor Elizabeth Pabon-Alvarado

Memberships: Contra Costa Mayors Conference (Alternate); Association of Bay Area Governments (Primary); League of CA Cities East Bay League Division (Alternate); Sister City Manzanillo Committee (Alternate); Marin Clean Energy Board of Directors (Primary); West County Mayors & Supervisors Association (Alternate)

Standing Committee: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittee: None

(c) Councilmember Rita Xavier

Memberships: League of CA Cities East Bay League Division (Primary); San Pablo Community Grant Foundation (Member); West County Integrated Waste Management/RecycleMore JPA (Alternate); West Contra Costa Transportation Advisory Committee (Primary); CCTA Richmond Steering Committee Community-Based Transportation Plan (CBTP) (Primary)

Standing Committees: Community Services

Ad-Hoc Subcommittee: None

(d) Councilmember Abel Pineda

Memberships: West County Integrated Waste Management/RecycleMore JPA (Primary); West Contra Costa Transportation Advisory Committee (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Economic Development & Project Management

Ad-Hoc Subcommittees: Early Education Task Force

(e) Councilmember Rich Kinney

Memberships: San Pablo Economic Development Corporation Board of Directors

Standing Committee: Economic Development & Project Management

Ad-Hoc Subcommittee: Casino San Pablo/Lytton Tribe

ADJOURNMENT

Adjourn to Monday, February 3, 2020 at 6:00 pm.