



City of San Pablo

Council Chambers
1000 Gateway Avenue
San Pablo, CA 94806
(510) 215-3000
www.SanPabloCA.gov

Meeting Agenda

City Council

Mayor Abel Pineda
Vice Mayor Patricia Ponce
Councilmember Arturo Cruz
Councilmember Elizabeth Pabon-Alvarado
Councilmember Rita Xavier

Tuesday, September 5, 2023

6:00 PM

City Council Chambers

Access the meeting remotely by using this URL
<https://us02web.zoom.us/j/83708212256>

CITY COUNCIL/LOCAL SUCCESSOR AGENCY

CLOSED SESSION BEGINS AT 5:00 PM

Teleconference Location for Mayor Abel Pineda
(Pursuant to Government Code Section 54953(b))
1000 Gateway Avenue, Council Office
San Pablo, CA 94806

The agenda will be posted at the remote location, and the teleconference location will be accessible to the public.

Teleconference Location for Councilmember Elizabeth Pabon-Alvarado
(Pursuant to Government Code Section 54953(b))
9 Monterey Vista Court
Watsonville, CA 95076

The agenda will be posted at the remote location, and the teleconference location will be accessible to the public.

NOTICE:

Members of the public may attend the meeting in any following ways:

- *In-person at the Council Chambers at 1000 Gateway Ave, San Pablo, CA (as well as any additional in-person location that may be listed above);*
- *By Zoom by visiting <https://us02web.zoom.us/j/83708212256> ; or*
- *By phone at 1-669-444-9171 or 1-669-900-6833 (San Jose); and entering Webinar ID: 837 0821 2256.*
- *The public can also view the meeting during livestream online at <https://sanpablo.legistar.com/Calendar.aspx>*

If you are attending in-person, we ask that all cell phones be turned off or silenced during the meeting.

PUBLIC COMMENT:

At each meeting, the public has the opportunity to address the City Council on items appearing on the agenda and, for items not appearing on the agenda but within the purview of the City Council, during ORAL COMMUNICATIONS. Persons addressing the Council must limit their remarks to three (3) minutes unless an extension or decrease of time is set. As allowed by the Brown Act, the Mayor may limit the total time for public comments to facilitate the completion of business on the agenda.

- **IN-PERSON PUBLIC COMMENT:**

Any person wishing to make such address Council should first complete and deliver a "Speaker Form" available at the speaker's podium and submit it to the City Clerk identifying the agenda item. The Mayor will invite you to speak at the appropriate time when the matter is being considered.

- **REMOTE PUBLIC COMMENT:**

Members of the public participating remotely may provide public comment during the meeting in the following ways:

- **Web:** <https://us02web.zoom.us/j/83708212256> (Participate via Zoom and "raise hand" by selecting the virtual hand icon in the Zoom platform when the item is called. City staff will activate the speaker's microphone when the speaker's name is called. The speaker will need to unmute themselves. Council will not consider comments made in the chat function of the Zoom platform.)

- **Telephone:** Dial Or by phone 1-669-444-9171 or 1-669-900-6833 (San Jose),
Enter Webinar ID: 837 0821 2256 (press *9 to raise/lower hand; press *6 to mute/unmute)

- **WRITTEN PUBLIC COMMENT:**

Public comments may also be submitted via email to CityClerk@SanPabloCA.gov. Each email must contain in the subject line "PUBLIC COMMENTS NOT ON THE AGENDA" [or] "PUBLIC COMMENTS AGENDA ITEM No.____". Written comments received by 12:00 noon on the day of the meeting will be provided in advance to the City Council and posted online with the agenda materials. During the meeting, the public may provide written public comments via email to CityClerk@SanPabloCA.gov. All written comments received after noon the day of the meeting will be read into the record before Council consideration of the item and will be limited to the same time allowed for other public comments. Comments that do not conform to the City Council's rules of decorum may be summarized rather than read verbatim.

Please note that all information provided in public comments including phone number called with, email addresses and any other personal information written or stated is subject to disclosure on the broadcast of the video- or tele-conferenced meeting.

AGENDA MATERIALS

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, 1000 Gateway Avenue, San Pablo. The full agenda packet may also be viewed on the City website at <https://www.sanpabloca.gov/1400/City-CouncilLSA-Planning-Comm-AgendasMin>

AMERICANS WITH DISABILITIES ACT:

In accordance with the Americans with Disabilities Act and Brown Act, individuals with disabilities requiring reasonable accommodations, including auxiliary aids or services, in order to participate in the meeting should submit a completed Meeting Accommodation Request Form by email to CityClerk@SanPabloCA.gov, with "Accommodation Request" listed in the subject line of the email.

Alternatively, completed Meeting Accommodation Request Forms may be submitted to the City Clerk's Office at City Hall, 1000 Gateway Avenue, San Pablo, CA 94806. Meeting Accommodation Request Forms may be found at

<https://www.sanpabloca.gov/DocumentCenter/View/15988/FRM-Meeting-Accommodation-Request-Form-FINAL-020823>, or requested by email to CityClerk@SanPabloCA.gov, or by phone at (510) 215-3000.

Meeting accommodation requests should be submitted to the City as soon possible. The City will attempt to resolve before the meeting begins all accommodation requests received by 10 a.m. on the day of the meeting.

CALL TO ORDER**ROLL CALL****REMOTE PARTICIPATION UNDER AB 2449**

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)).

CLOSED SESSION

1. [23-344](#) CLOSED SESSION
PUBLIC EMPLOYMENT (pursuant to Govt. Code section 54957)
Titles: City Attorney; Interim City Attorney
2. [23-351](#) CLOSED SESSION
CONFERENCE WITH LABOR NEGOTIATORS (pursuant to Govt. Code section 54957.6)
Agency Designated Representatives: Matt Rodriguez and Teresa Stricker
Unrepresented Employee: Interim City Attorney
3. [23-359](#) CLOSED SESSION
CONFERENCE WITH LABOR NEGOTIATORS (pursuant to Govt. Code section 54957.6)
Agency Designated Representative: Maria Hurtado
Unrepresented Employee: City Attorney

Reconvene to Regular Session**PLEDGE OF ALLEGIANCE****PUBLIC ANNOUNCEMENT****ROLL CALL****REPORT ON CLOSED SESSION****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.

CEREMONIAL MATTERS**PRESENTATIONS**

4. [23-343](#) UPDATE ON SAN PABLO HOUSING ELEMENT APPROVAL PROCESS

CEQA: An administrative update on an ongoing city plan is not considered to be a project under CEQA. Environmental review of the Housing Element pursuant to the California Environmental Quality Act (CEQA) is underway and will be completed and presented for review and approval prior to the City's adoption of the Housing Element Update, following completion of review by the California Department of Housing and Community Development (HCD).

Recommendation: For Informational Purposes Only

5. [23-354](#) PRESENTATION TO CITY COUNCIL BY THE SAN PABLO ECONOMIC DEVELOPMENT CORPORATION OF ANNUAL SERVICES AND UPDATES

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

Recommendation: For Informational Purposes Only

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

6. [23-333](#) CONSIDER APPROVING MINUTES OF THE MEETING OF AUGUST 07, 2023

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

Recommendation: Approve by Minute Order

7. [23-332](#) CONSIDER APPROVING MINUTES OF THE SPECIAL MEETING OF JULY 31, 2023

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

Recommendation: Approve by Minute Order

LIABILITY CLAIMS

8. [23-338](#) CONSIDER DENYING LIABILITY CLAIMS OF: 1) TAYLOR VO (DOL 7/18/23); AND 2) SONIA MAZARIEGOS (DOL 6/12/23)

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

Recommendation: Deny the claims per the recommendation of the Municipal Pooling Authority (MPA), the City's joint risk pool.

PROCLAMATIONS

9. [23-350](#) REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING DR. CAROL WEYLAND CONNER'S LEGACY OF GIVING TO PEOPLE IN NEED AND THE RESOURCES SHE PROVIDED TO BENEFIT MANY RESIDENTS OF SAN PABLO AND THE GREATER CONTRA COSTA COUNTY

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

Recommendation: Approve by Minute Order

CITY COUNCIL AUTHORIZATION

10. [23-342](#) CONSIDER AUTHORIZING MAYOR TO EXECUTE RESPONSE TO THE 2022-2023 CONTRA COSTA COUNTY GRAND JURY REPORT NO. 2306 ENTITLED "AFFORDABLE HOUSING: A PLAN WITHOUT A HOME"

CEQA: This action is not a "project" within the meaning of the California Environmental Quality Act (CEQA), pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

Recommendation: Authorize by Minute Order

11. [23-362](#) CONSIDER AUTHORIZING MAYOR TO EXECUTE A LETTER OF SUPPORT FOR ASSEMBLY CONSTITUTIONAL AMENDMENT (ACA) 13 (WARD) REGARDING VOTING THRESHOLDS FOR CERTAIN INITIATIVE MEASURES AND SUBMISSION OF ADVISORY QUESTIONS TO VOTERS

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

Recommendation: Authorized by Minute Action

12. [23-264](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE-YEAR AGREEMENT WITH THE CONTRA COSTA COMMUNITY COLLEGE DISTRICT FOR THE PROVISION OF DISPATCH SERVICES THROUGH THE TRI-CITY AGREEMENT

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

Recommendation: Adopt Resolution

13. [23-324](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE CONSULTING SERVICES AGREEMENT WITH PFM GROUP CONSULTING LLC FOR A LONG-RANGE FINANCIAL PLAN WITH A TOTAL AUTHORIZATION NOT TO EXCEED \$90,000 RETROACTIVELY EFFECTIVE AUGUST 1, 2023.

CEQA: This is not a project subject to CEQA.

Recommendation: Adopt the Resolution

14. [23-339](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) ACCEPTING ADDITIONAL GRANT FUNDS FROM THE STATE COASTAL CONSERVANCY (SCC) IN THE AMOUNT OF \$150,000 AND (2) APPROPRIATING THE FUNDS TO THE RUMRILL BOULEVARD COMPLETE STREETS PROJECT (0700)

CEQA: The Rumrill Boulevard Complete Streets Project is categorically exempt under the California Environmental Quality Act (CEQA), Section 15301, Existing Facilities (Class 1) of the CEQA Regulations, on the basis that the project involves repair and minor alteration to the existing public streets, sidewalks, gutters, and similar facilities. The Notice of Exemption was filed and recorded with the Contra Costa County Clerk on January 7, 2018. Moreover, since the project is also receiving federal funding, the project was also determined to be categorically exempt under the National Environmental Policy Act (NEPA), Section 23 CFR 771.117 (c)(3). The Notice of Exemption for NEPA was filed on March 14, 2018 by the California Department of Transportation (Caltrans).

Recommendation: Adopt Resolution

15. [23-348](#) CONSIDER ADOPTING RESOLUTION, AS HOUSING SUCCESSOR:
(1) APPROVING AND AUTHORIZING AN EXTENSION OF THE
EXISTING LOAN TO GIANT DEVELOPMENT, L.P., FOR THE GIANT
ROAD APARTMENTS IN CONNECTION WITH OBTAINING A NEW
FEDERAL LOW INCOME HOUSING TAX CREDIT AND ASSOCIATED
FUNDING FOR THE PROJECT; (2) AUTHORIZING GIANT
DEVELOPMENT II, LLC TO SERVE AS THE NEW GENERAL
PARTNER TO THE LIMITED PARTNERSHIP; AND (3) AUTHORIZING
THE CITY MANAGER TO EXECUTE A LOAN COMMITMENT LETTER
AND OTHER DOCUMENTS RELATED TO THE EXTENSION OF THE
LOAN

CEQA: This is not a project as defined by CEQA

Recommendation: Adopt Resolution

16. [23-349](#) CONSIDER RESOLUTION AUTHORIZING THE CITY MANAGER TO
ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH
BAJAN SECURITY FOR FOUR YEARS FOR (1) SECURITY
SERVICES AT RUMRILL SPORTS COMPLEX, AND SECURITY AND
GREETING SERVICES AT CITY HALL IN AN AMOUNT NOT TO
EXCEED 150,000 PER YEAR, FOR A TOTAL AMOUNT NOT TO
EXCEED \$600,000 OVER FOUR YEARS AND (2) PRIMARY
SECURITY GUARD SERVICES FOR PRIVATE RENTALS OF CITY
FACILITIES TO BE PAID BY THE RENTERS.

Recommendation: Adopt Resolution

17. [23-361](#) CONSIDER ADOPTING RESOLUTION APPOINTING ONE (1) SAN
PABLO CITY COUNCIL MEMBER AND ONE (1) SAN PABLO STAFF
MEMBER TO REPRESENT SAN PABLO ON THE WEST COUNTY
MAYORS AND SUPERVISORS ASSOCIATION (WCMSA)
COMMUNITY SCHOOLS SYSTEMS CHANGE COLLABORATIVE
WORKING GROUP.

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

Recommendation: Adopt Resolution

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

PUBLIC HEARINGS

No items scheduled.

ORDINANCES

No items scheduled.

CITY COUNCIL DISCUSSION/CONSIDERATION

18. [23-298](#) PRESENTATION ON CURRENT SALARY AND NON-SALARY
COMPENSABLE BENEFITS OF CITY ELECTED OFFICIALS

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

Recommendation: Receive presentation; provide direction to the City Manager

SUPPLEMENTAL MATERIALS (IF ANY)

19. [23-274](#) 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

(Approved by Resolution 2022-013)

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 Abel Pineda

Memberships: Contra Costa County Mayors Association (Primary); West County Mayors & Supervisors Association (Primary); West County Integrated Waste Management/RecycleMore JPA Authority (Alternative); West Contra Costa Transportation Advisory Committee (Alternate);

Standing Committees: Community Services

Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; Smart 5G Policy Projects; Solid Waste & Recycling Agreements, Programs and Services

(b) Vice Mayor Patricia Ponce

Memberships: Contra Costa Mayors' Conference (Alternate); West Contra Costa Mayors & Supervisors Association (Alternate); League of California Cities East Bay League Division (Alternate); MCE Clean Energy Board of Directors (Primary); San Pablo Economic Development Corporation Board of Directors (City Council Appointee); San Pablo-Manzanillo Future Board Member Designation (Primary);

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

Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe

(c) Councilmember Arturo Cruz

Memberships: Association of Bay Area Governments (Alternate); San Pablo Community Grant Foundation Board (Member)

Standing Committees: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittees: Smart 5G Policy Projects

(d) Councilmember Elizabeth Pabon-Alvarado

Memberships: MCE Clean Energy Board of Directors (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittees:

(e) Councilmember Rita Xavier

Memberships: Association of Bay Area Governments (Primary); League of CA Cities East Bay League Division (Primary); San Pablo Community Grant Foundation (Member); West County Integrated Waste Management/RecycleMore JPA Authority (Primary); West Contra Costa Transportation Advisory Committee (Primary)

Standing Committees: Public Safety; Public Health

Ad-Hoc Subcommittees: Solid Waste & Recycling Agreements, Programs and Services

ADJOURNMENT

Adjourn to Monday, September 11, 2023 at 5:00 pm.