



Minutes of the Regular Meeting of the San Pablo City Council

Monday, June 05, 2023

CALL TO ORDER

The meeting was called to order at 6:00 pm in the Council Chambers.

PLEDGE OF ALLEGIANCE

Mayor Pineda led the Pledge of Allegiance to the Flag.

PUBLIC ANNOUNCEMENT

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

ROLL CALL

Present 4 Mayor Abel Pineda (participated remotely), and Councilmembers Arturo Cruz (participated remotely), Elizabeth Pabon-Alvarado and Rita Xavier.

Absent 1 Vice Mayor Patricia Ponce

Staff and Elected Officials Present: City Manager, Matt Rodriguez
Assistant City Manager, Charles Ching
City Attorney, Teresa Stricker
Police Captain Brian Bubar
Dorothy Gantt, City Clerk
Interim Deputy City Clerk Leticia I. Miguel

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 16 public speakers.

Comments were made by the following individuals:

Linda Youngblood, Douglas Krathwohl, Joseph P. Aita, Walt Schuld, Bradley Ward, Jessica Leal, Brock Arner, Edith Pastrano, Elizabeth Stewart, Roberto Hernandez, Andrea Flores, Juan Pastor, Lorenzo Avila, Lupe Romero, Raul Vasquez, and Flor Olivares

CEREMONIAL MATTERS

No items scheduled.

PRESENTATIONS

1. 23-229 RECOGNITION OF THE 2023 SMALL BUSINESS OF THE YEAR, SAN PABLO SMILES DENTISTRY

Presented.

CITY MANAGER REMARKS

City Manager Rodriguez made the following announcements:

- The final stages of the planning for the 4th of July, 2023 Multicultural Celebration event. New this year, there will be an aerial light show and music show, instead of a traditional firework show.
- Thanked the Public Works Department for completing the full installation of the Wild Cat Story Creek Project at the Walnut Creek Restoration Trail.
- Announced the launch of San Pablo's information Campaign on June 1st, regarding the prohibition of fireworks in San Pablo during the 4th of July holiday observance.
- Announced the season for the Movies Under the Stars Program at the Community Center, with five scheduled movies under the night to start on June 16, 2023.
- In observance of the Juneteenth Holiday on Monday, June 19, 2023, all city Administration Offices and lobby be closed and will resume to regular hours on Tuesday, June 20, 2023.

CONSENT CALENDAR

AMENDMENT OF CONSENT CALENDAR

Items 4.,6.,8., and 11. were removed from the Consent Calendar to Items Removed from Consent Calendar

Public Comment was received from Jim McCarty.

Approval of the Consent Calendar

A motion was made by Councilmember Cruz, seconded by Councilmember Xavier, to Approve the Consent Calendar with the exception of Items No. 4.,6.,8., 11.. The motion carried by the following vote.

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda
Nay: 0 -
Absent: 1 - Ponce

MINUTES

2. 23-219 CONSIDER APPROVING MINUTES OF THE MEETINGS OF MAY 15, 2023

Approved as with Amendments on the Consent Calendar.

3. 23-218 CONSIDER APPROVING MINUTES OF THE MEETINGS OF MAY 1, 2023

Approved as Submitted on the Consent Calendar.

PERIODIC REPORTS

Item 4. was removed from the Consent Calendar to Items Removed from the Consent Calendar

CITY COUNCIL AUTHORIZATION

5. 23-183 CONSIDER ADOPTING RESOLUTION APPROVING: (1) ONE-TIME FY 2023-24 BILLING RECONCILIATION OF \$57,527, AND (2) AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE-YEAR AGREEMENT WITH THE TRI-CITY CONSORTIUM WITH PINOLE AND HERCULES FOR DISPATCH AND CAD/RMS SERVICES FOR FY 2023/24 - 2027/28 FOR TOTAL ESTIMATED COSTS OF \$6,913,726 OVER FIVE YEARS

Adopted.

Enactment No: RES 2023-080

Item 6. was removed from the Consent Calendar to Items Removed from the Consent Calendar

7. 23-211 CONSIDER A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE SUBLEASE SUPPLEMENT NO. 6 BY AND BETWEEN THE CITY OF SAN PABLO AND CONTRA COSTA COUNTY TO CONTINUE 52 HOURS PER WEEK OF LIBRARY SERVICES AT THE SAN PABLO LIBRARY FOR FISCAL YEAR 2023-2024, AT A COST OF \$124,525

Adopted.

Enactment No: RES 2023-081

Item 8. was removed from the Consent Calendar to Items Removed from the Consent Calendar

9. 23-217 CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR TRASH REDUCTION AND NPDES COMPLIANCE SERVICES WITH BROWN & CALDWELL IN AN AMOUNT NOT TO EXCEED \$102,154; AND (2) REALLOCATING TO THE TRASH REDUCTION PLAN PROJECT (0907) \$94,033 IN SALARY SAVINGS FROM THE FISCAL YEAR 2022/2023 NPDES DIVISION SALARY OPERATING BUDGET AND \$8,121 FROM NPDES FISCAL YEAR 2022/2023 PROFESSIONAL SERVICES OPERATING BUDGET

Adopted.

Enactment No: RES 2023-082

10. 23-083 CONSIDER ADOPTING RESOLUTION AUTHORIZING TEMPORARY CONSTRUCTION EASEMENT FOR PACIFIC GAS & ELECTRIC COMPANY ON 1655 FOLSOM AVENUE & WILDCAT CREEK TRAIL FOR STAGING FOR ITS GAS TRANSMISSION PROJECT

Adopted.

Enactment No: RES 2023-083

Item 11. was removed from the Consent Calendar to Items Removed from the Consent Calendar

12. 23-222 CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PINNACLE PETROLEUM, INC. FOR THE PURCHASE OF FUEL FOR CITY OPERATIONS FROM JULY 1, 2023 THROUGH MARCH 1, 2026 IN AN AMOUNT NOT TO EXCEED \$257,500 FOR FY2023/24, \$265,225 FOR FY2024/25, AND \$182,121 FOR FY2025/26 THROUGH MARCH 1, 2026, FOR A TOTAL COMPENSATION UNDER THE AGREEMENT NOT TO EXCEED \$704,846

Adopted.

Enactment No: RES 2023-084

13. 23-223 CONSIDER ADOPTING RESOLUTION TO APPROPRIATE APPROXIMATELY \$1.79 MILLION OF GENERAL FUND DESIGNATED RESERVES TO FUND FY 2022/23 UNFORESEEN EXPENDITURES

Adopted.

Enactment No: RES 2023-085

14. 23-234 CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING SENATE BILL 1 (SB1) ROAD MAINTENANCE AND REHABILITATION ACCOUNT FUNDING AND PROJECT LIST FOR FISCAL YEAR 2023/24 TO BE COMPRISED OF THE SAN PABLO DAM ROAD I-80 GATEWAY IMPROVEMENTS PROJECT (0605)

Adopted.

Enactment No: RES 2023-086

15. 23-233 CONSIDER AMENDING CITY COUNCIL ASSIGNMENTS (AMENDMENT NO. 4) FOR CALENDAR YEAR 2023 PURSUANT TO SPMC 2.16.070 REQUIREMENTS (1) ESTABLISH A NEW COUNCIL ASSIGNMENT TO MEET WITH THE CITY AUDITOR TO REVIEW FINANCIAL STATEMENTS; AND (2) REVISE THE PRIMARY AND ALTERNATE COUNCIL ASSIGNMENTS TO THE WCCIWMA/RECYCLEMORE JPA BOARD OF DIRECTORS

Approved as Submitted on the Consent Calendar.

ITEMS REMOVED FROM CONSENT CALENDAR

Items 4.,6.,8., and 11. were removed from the Consent Calendar

4. 23-238 CONSIDER RECEIVING AND ACCEPTING THE INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE REPORTS FOR PERIOD ENDING JUNE 30, 2022 FOR MEASURE Q AND MEASURE K TRANSACTION & USE SALES TAX

City Manager Rodriguez and Finance Director Norman Veloso responded to questions from Councilmembers.

Public Comment was received from Jim McCarty.

A motion was made by Councilmember Pabon-Alvarado, seconded by Councilmember Xavier, that this Report be Accepted and Filed with Amendments by staff. The motion carried by the following vote.

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda

Nay: 0 -

Absent: 1 - Ponce

6. CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE-YEAR AGREEMENT WITH CRISIS MANAGEMENT & COMMUNICATIONS 911 FOR CONSULTING SERVICES RELATED TO PROFESSIONAL CRISIS MANAGEMENT AND COMMUNICATIONS FOR A TOTAL COST NOT TO EXCEED \$102,000 OVER THE THREE YEARS.

City Manager Rodriguez responded to questions from Councilmembers.

No Public Comment was received.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda

Nay: 0 -

Absent: 1 - Ponce

Adopted.

Enactment No: RES 2023-087

8. CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO AMEND THE ENVIRONMENTALLY PREFERABLE PURCHASING POLICY AND THE PURCHASING AND PROCUREMENT POLICY TO COMPLY WITH SB 1383 REQUIREMENTS

No Public Comment was received.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda
Nay: 0 -
Absent: 1 - Ponce

Adopted.

Enactment No: RES 2023-088

11. CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE (5) YEAR AGREEMENT WITH SWEEPING CORPORATION OF AMERICA (SCA) FOR CITYWIDE STREET SWEEPING SERVICES IN AN AMOUNT NOT TO EXCEED \$180,000 FOR FISCAL YEAR 2023/24 AND A TOTAL AUTHORIZATION AMOUNT NOT TO EXCEED \$994,614 THROUGH FISCAL YEAR 2027/28

Public Works Director, Allan Panganiban responded to questions from Councilmembers.

No Public Comment was received.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda
Nay: 0 -
Absent: 1 - Ponce

Adopted.

Enactment No: RES 2023-089

The City Council Meeting recessed at 7:51 p.m. and reconvened at 7:57 p.m.

PUBLIC HEARINGS

No items scheduled.

ORDINANCES

No items scheduled.

CITY COUNCIL DISCUSSION/CONSIDERATION

16. 23-230 CONSIDER ADOPTING RESOLUTIONS APPROVING FY2023/24 FINAL GRANT AWARDS FOR THE ANNUAL SAN PABLO COMMUNITY FOUNDATION GRANT PROGRAM AND ACCEPTING AND APPROPRIATING \$45,000 IN EXTERNAL FUNDING FROM THREE SOURCES TO THE FY 2023/24 CITY COUNCIL COMMUNITY EVENTS BUDGET TO FULLY FUND THE FY 2023/24 PROGRAM FOR A TOTAL PROGRAM APPROPRIATION OF \$100,000 IN ONE-TIME GRANT DISBURSEMENTS

Community Services Director, Greg Dwyer presented item and responded to questions from

Councilmembers.

Part I.

No Public Comment was received.

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

Aye: 3 - Xavier, Cruz, Pineda

Nay: 0 -

Absent: 1 - Ponce

Abstain: 1 - Pabon-Alvarado

Part II.

No Public Comment was received.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda

Nay: 0 -

Absent: 1 - Ponce

17. 23-231 CONSIDER RESOLUTION APPROVING AMENDMENT NO. 2 TO THE
FY 2023-25 CITY COUNCIL PRIORITY WORKPLAN UNDER MAJOR POLICY
GOAL: BUILD A HEALTHY COMMUNITY - FUTURE CITY COUNCIL SALARIES
POLICY AMENDMENTS

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

No Public Comment was received.

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

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda

Nay: 0 -

Absent: 1 - Ponce

SUPPLEMENTAL MATERIALS (IF ANY)

19. 23-239 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 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.

A motion was made by Councilmember Pabon-Alvarado, seconded by Councilmember Cruz, to schedule an Informational Discussion Item related to Elected Officials non-salary benefits. The motion carried by the following vote.

Aye: 4 - Xavier, Pabon-Alvarado, Cruz, Pineda
Nay: 0 -
Absent: 1 - Ponce

ADJOURNMENT

Adjourned at 8:58 pm to the regular meeting on Tuesday, June 20, 2023 at 6:00 pm.

Respectfully Submitted,



Dorothy Gantt, City Clerk



Abel Pineda, Mayor