



# City of San Pablo

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

## Meeting Agenda

### City Council

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

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**Tuesday, February 18, 2025**

**6:00 PM**

**City Council Chambers**  
**Members of the public may view this meeting**  
**online by using this URL**  
**<https://us02web.zoom.us/j/89046076519>**

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#### **\*IMPORTANT NOTICE ABOUT PUBLIC COMMENTS AND MEETING PARTICIPATION\***

#### **NOTICE:**

*Members of the public are invited to attend the meeting in-person at Council Chambers.*

*Members of the public may also view the meeting on online at <https://us02web.zoom.us/j/89046076519> or during livestream online at <https://sanpablo.legistar.com/Calendar.aspx>.*

*Please note the following temporary change to the City's public comment procedures: Public comment by zoom or telephone will not be accepted. Public comment may be provided only in-person in Council Chambers or via email as set forth below.*

#### **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.*

- **WRITTEN PUBLIC COMMENT:**

*Public comments may also be submitted via email to [CityClerk@SanPabloCA.gov](mailto: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](mailto:CityClerk@SanPabloCA.gov). All written comments received after noon the day of the meeting will not be read out loud and will be provided directly to the members upon receipt and distributed with supplemental materials following the meeting.*

*Please note that all information provided in public comments, including 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](mailto: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](mailto: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****PLEDGE OF ALLEGIANCE****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**

No items scheduled.

**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**

1. [25-079](#) CONSIDER APPROVING MINUTES OF THE CITY COUNCIL MEETING OF FEBRUARY 3, 2025

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

**Recommendation:** Approve by Minute Order

## LIABILITY CLAIMS

2. [25-081](#) CONSIDER DENYING LIABILITY CLAIM OF EDWARD TOVAR (DOL 11/25/24)

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

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

## PERIODIC REPORTS

3. [25-023](#) CONSIDER APPROVING VENDOR CHECK REGISTER REPORT FOR THE MONTH OF JANUARY 2025

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

**Recommendation:** Approve by Minute Order

## BOARDS AND COMMISSIONS

4. [24-421](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO REAPPOINTING SARA ORTEGA, GENOVEVA CALLOWAY, AND VICKY CHONG FOR A TWO-YEAR TERM TO THE SAN PABLO COMMUNITY FOUNDATION GRANTS REVIEW COMMITTEE

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

**Recommendation:** Adopt Resolution

## CITY COUNCIL AUTHORIZATION

5. [25-087](#) CONSIDER CITY COUNCIL AUTHORIZATION TO RATIFY A 2025-26 STATE OF CALIFORNIA FUNDING REQUEST LETTER FOR CITY PRIORITY PROJECTS TRANSMITTED ON FEBRUARY 1, 2025 FROM SAN PABLO MAYOR CRUZ TO THE CITY'S STATE REPRESENTATIVES (STATE SENATOR JESSE ARREQUIN (D-7TH) AND STATE ASSEMBLYMEMBER BUFFY WICKS (D-14TH))

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

**Recommendation:** Authorize by Minute Order

6. [25-066](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE STORMWATER UTILITY ASSESSMENT RATE FOR FY 2025-26 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM

CEQA: Establishing the Stormwater Utility Assessment (SUA) does not trigger CEQA since it is not a project per State CEQA Guidelines Section 15378. This section of the CEQA Guidelines states that a project does not include continuing administrative or maintenance activities, or the creation of government funding mechanisms or other government fiscal activities, which do not involve any commitment to any specific project which may result in a potentially significant physical impact on the environment.

**Recommendation:** Adopt Resolution

7. [24-389](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE WAIVER OF FEES FOR USE OF DAVIS PARK SPORTS FIELDS AND CONCESSION STAND FOR THE SAN PABLO BASEBALL ASSOCIATION FOR THE 2025 WINTER/SPRING SEASON

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

**Recommendation:** Adopt Resolution

8. [25-082](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING A RATE STABILIZATION EXPENDITURE OF \$243,000 FROM FUNDS RECEIVED FROM WEST CONTRA COSTA INTEGRATED WASTE MANAGEMENT AUTHORITY (SPECIAL REVENUE FUND 209) TO OFFSET SOLID WASTE COLLECTION INCREASES FROM JULY 1, 2025 THROUGH DECEMBER 31, 2026

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

**Recommendation:** Adopt Resolution

9. [25-085](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE A SECOND AMENDMENT TO THE CONSULTING SERVICES AGREEMENT WITH KRISCH & COMPANY, AN ACCOUNTANCY CORPORATION, INCREASING MAXIMUM COMPENSATION BY \$69,799, FOR A NOT-TO-EXCEED AMOUNT OF \$109,489, AND EXTENDING THE AGREEMENT TERM THROUGH JUNE 30, 2026

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

**Recommendation:** Adopt Resolution

10. [25-093](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE MASTER AGREEMENTS ADMINISTERING AGENCY-STATE AGREEMENT FOR STATE-FUNDED AND FEDERAL-AID PROJECTS WITH CALTRANS

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

**Recommendation:** Adopt Resolution

11. [25-094](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE APPROPRIATION OF \$49,762.83 FROM THE ASSET & VEHICLE REPLACEMENT INTERNAL SERVICE FUND (ISF FUND 140) FOR THE PURCHASE OF ONE (1) TESLA MODEL 3

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

**Recommendation:** Adopt Resolution

12. [25-104](#) CONSIDER FORMAL CITY COUNCIL AUTHORIZATION TO ACTIVATE THE TEMPORARY AD-HOC SUBCOMMITTEE RELATED TO POLICY MATTERS REGARDING THE CASINO SAN PABLO/LYTTON RANCHERIA BAND OF POMO INDIANS FOR CALENDAR YEAR 2025 PURSUANT TO RALPH M. BROWN ACT REQUIREMENTS; AND RECOGNIZE THE PREVIOUS COUNCIL ASSIGNMENT OF MAYOR CRUZ AND VICE MAYOR PABON-ALVARADO PURSUANT TO ADOPTED RESOLUTION 2025-012

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

**Recommendation:** Approve by Minute Order

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

## **PUBLIC HEARINGS**

13. [25-038](#) CONSIDER AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING THE SAN PABLO MUNICIPAL CODE (TITLE 17 - ZONING ORDINANCE) TO REVISE EXISTING REGULATIONS PERTAINING TO THE PERSONAL CULTIVATION OF CANNABIS AND TO ESTABLISH LAND USE STANDARDS APPLICABLE TO CERTAIN PERMITTED COMMERCIAL CANNABIS BUSINESSES IN THE CITY OF SAN PABLO.

CEQA: The proposed amendment is exempt from the California Environmental Quality Act (CEQA) in accordance with CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no potential for causing a significant effect on the environment.

**Recommendation:** Conduct public hearing; waive first reading; introduce Ordinance

### **CITY COUNCIL DISCUSSION/CONSIDERATION**

14. [25-096](#) CONSIDER AUTHORIZING THE CITY MANAGER TO RESCHEDULE A CITY COUNCIL STRATEGIC PLANNING & PRIORITY-SETTING WORKSHOP FOR THE PROPOSED FY 2025-27 CITY COUNCIL PRIORITY WORKPLAN UPDATE TO A PROPOSED DATE IN MARCH 2025

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

**Recommendation:** Authorize by Minute Order

### **SUPPLEMENTAL MATERIALS (IF ANY)**

15. [25-080](#) 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 2025-012)*

#### **(a) Mayor Arturo Cruz**

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

*Standing Committees: Community Services; Economic Development Housing & Project Management, Public Health*

*Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; City Council Priority-Setting and Strategic Planning*

**(b) Vice Mayor Elizabeth Pabon-Alvarado**

*Assignment/Memberships: Marin Clean Energy Board of Directors (Primary); City Auditor Review of City Financial Statements (Primary); Contra Costa Mayors' Conference (Alternate); West Contra Costa Mayors' & Supervisors' Association (Alternate);*

*Standing Committees: Budget, Fiscal & Legislative; Public Safety*

*Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; Local Economic and Opportunity Policy; City Council Priority-Setting and Strategic Planning*

**(c) Councilmember Rita Xavier**

*Assignment/Memberships: Association of Bay Area Governments (Primary); League of CA Cities East Bay League Division (Primary); San Pablo Community Grant Foundation Board (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:*

**(d) Councilmember Abel Pineda**

*Assignment/Memberships: West County Integrated Waste Management/Recyclemore JPA Authority (Alternate); West Contra Costa Transportation Advisory Committee (Alternate); Green Empowerment Zone (GEZ) for the Northern Waterfront Area of the County of Contra Costa Board of Directors (Alternate)*

*Standing Committees: Community Services*

*Ad-Hoc Subcommittees: Local Economic and Opportunity Policy*

**(e) Councilmember Patricia Ponce**

*Assignment/Memberships: League of CA Cities East Bay League Division (Alternate); Marin Clean Energy Board of Directors (Alternate); San Pablo Economic Development Corporation Board of Directors (City Council Appointee); Sister City Manzanillo Future Board Member Designation (Primary); City Auditor Review of City Financial Statements (Alternate); Green Empowerment Zone (GEZ) for the Northern Waterfront Area of the County of Contra Costa Board of Directors (Primary)*

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

*Ad-Hoc Subcommittees:*

**ADJOURNMENT**

*Adjourn to regular meeting of Monday, March 3, 2025 at 6:00 pm., in memory of Reverend Phillip Lawson, Pastor Emeritus at Easter Hill United Methodist Church in Richmond, CA.*