



# City of San Pablo

13831 San Pablo Ave.  
San Pablo, CA 94806  
(510) 215-3000  
[www.SanPabloCA.gov](http://www.SanPabloCA.gov)

## Meeting Agenda - Final

### City Council

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

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Monday, March 4, 2019

6:00 PM

Council Chambers

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### **CLOSED SESSION BEGINS AT 5:00 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](http://www.SanPabloCA.gov).

**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.**

### **ROLL CALL**

### **CLOSED SESSION**

1. [#19-078](#)      CLOSED SESSION  
CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Gov't Code Section 54956.8:  
PROPERTY: Willow Mobile Home Park, 2885 Willow Road, San Pablo  
AGENCY NEGOTIATORS: Matt Rodriguez, Reina Schwartz, Charles Ching  
NEGOTIATING PARTIES: Creekside Village Manufactured Housing Community; Roman Catholic Bishop of Oakland, a corporation  
UNDER NEGOTIATION: Price and terms of payment: Existing Lease Agreement between the City of San Pablo and the Roman Catholic Bishop of Oakland
2. [#19-084](#)      CLOSED SESSION pursuant to Gov't Code section 54957:  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: City Attorney

**Reconvene to Regular Session (approx. 6:00 pm)****PLEDGE OF ALLEGIANCE****ROLL CALL**

Speakers wishing to address the Council or Successor Agency on a specific agenda item should file a form with the City Clerk indicating the agenda item. The Mayor or Chair will invite you to speak at the appropriate time when the matter is being considered. If you desire to address the Council or Agency, 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.*

**PRESENTATIONS**

3. [#19-080](#) PROJECT DESIGN OF FIRE STATION 70

**Recommendation:** Receive and file

**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**

4. [#19-076](#) MINUTES OF THE MEETINGS OF FEBRUARY 11 AND FEBRUARY 19, 2019

**Recommendation:** Approve

**BOARDS AND COMMISSIONS**

5. [#19-087](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING APPOINTMENT TO CHILDHOOD OBESITY PREVENTION ADVISORY GROUP

**Recommendation:** Adopt Resolution

6. [#19-072](#) BOARDS AND COMMISSIONS - ADVISORY COMMITTEE ON AGING - RENEWAL OF TERM OF CURRENT MEMBERS LUCY ALFARO AND DOROTHY GANTT (5 VACANCIES)

**Recommendation:** Authorize by Minute Order the two-year term renewals for Lucy Alfaro (November 2020) and Dorothy Gantt (February 2021)

## MISCELLANEOUS

7. [#19-091](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ADOPTING THE CITY COUNCIL PRIORITY WORKPLAN FOR FY 2019-21

**Recommendation:** Adopt Resolution

8. [#19-079](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO DETERMINING THE FIRE STATION 70 CONSTRUCTION PROJECT FEASIBLE UNDER THE MEMORANDUM OF UNDERSTANDING DATED JUNE 19, 2017 BY AND BETWEEN THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT AND THE CITY OF SAN PABLO AND APPROPRIATING \$4.5 MILLION FROM GENERAL FUND DESIGNATED RESERVES - FIRE/EMS SERVICES FS#70 TO ACCOUNT CODE 100-1110-44000

**Recommendation:** Adopt Resolution

9. [#19-071](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH HARRISON ENGINEERING, INC. FOR "ON-CALL" CIVIL ENGINEERING CONSULTING SERVICES IN THE AMOUNT OF \$25,000 PER FISCAL YEAR WITH TWO ONE-YEAR RENEWAL OPTIONS AT THE CITY'S DISCRETION AND SUBJECT TO FUNDING AVAILABILITY AUTHORIZED BY THE COUNCIL FOR A TOTAL AUTHORIZATION OF \$75,000

**Recommendation:** Adopt Resolution

10. [#19-083](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO DIRECTING THE CITY ENGINEER TO PREPARE AND FILE REPORTS FOR THE LEVY OF ANNUAL ASSESSMENTS FOR FISCAL YEAR 2019/20 FOR SAN PABLO STREET LIGHTING AND LANDSCAPE ASSESSMENT DISTRICT NO. 1982-1, AND AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR THESE SERVICES WITH LCC ENGINEERING AND SURVEYING, INC. IN THE AMOUNT OF \$18,691

**Recommendation:** Adopt Resolution

11. [#19-085](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE SAN PABLO ECONOMIC DEVELOPMENT CORPORATION FOR FY 2018/19 IN THE AMOUNT OF \$562,500 AND APPROPRIATING \$562,500 FROM GENERAL FUND DESIGNATED RESERVES/SPEDC OPERATING SUBSIDY TO FUND THE CONTRACT
- Recommendation:** Adopt Resolution
12. [#19-086](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH THE SAN PABLO ECONOMIC DEVELOPMENT CORPORATION FOR FY 2018/19 IN THE AMOUNT OF \$22,500 FOR SERVICES TO BE FUNDED BY REVENUE FROM THE CITY'S DIGITAL BILLBOARD PURSUANT TO RESOLUTION 2018-047
- Recommendation:** Adopt Resolution
13. [#19-088](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE APPROPRIATION OF \$536,177 FROM THE GENERAL FUND DESIGNATED RESERVE TO THE SAN PABLO POLICE DEPARTMENT'S PROFESSIONAL SERVICES ACCOUNT FOR FUNDING THE SECOND PAYMENT TO FLEETWOOD LEASING LLC FOR THE PREVIOUSLY APPROVED PUBLIC SAFETY EQUIPMENT PROJECT PER RESOLUTION 2018-060
- Recommendation:** Adopt Resolution

#### **CITY COUNCIL CONSIDERATION/AUTHORIZATION**

14. [#19-081](#) CITY COUNCIL AUTHORIZATION BY MINUTE ORDER TO EXECUTE A LETTER OF SUPPORT ON THE PROPOSED STATE-WIDE LEGISLATION SB 38 AND SB 39 (HILL) WHICH REGULATE ACCESS TO TOBACCO PRODUCTS ONLINE AND BY MAIL AND PROHIBITS STATE-WIDE THE SALE OF FLAVORED TOBACCO PRODUCTS
- Recommendation:** Authorize by Minute Order

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

#### **PUBLIC HEARINGS**

15. [#19-051](#) PUBLIC HEARING ON ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING CHAPTER 15.62 OF THE SAN PABLO MUNICIPAL CODE TO UPDATE THE WEST CONTRA COSTA SUBREGIONAL TRANSPORTATION MITIGATION PROGRAM (STMP)
- Recommendation:** Introduce Ordinance; waive first reading of the Ordinance; conduct public hearing

16. [#19-067](#) PUBLIC HEARING AND RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE SUBMITTAL OF THE CITY OF SAN PABLO HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2018 TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

**Recommendation:** Conduct public hearing; adopt Resolution

### **COUNCIL DISCUSSION**

17. [#19-082](#) OUTREACH AND ENFORCEMENT UPDATE OF TOBACCO GRANT AND FLAVORED TOBACCO BAN ORDINANCE

**Recommendation:** Receive presentation

### **MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS**

*(Approved by Resolution 2018-006)*

*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 Rich Kinney**

*Memberships: Contra Costa County Mayors Conference (Primary); West Contra Costa Mayors & Supervisors Association (Primary); San Pablo Economic Development Corporation Board of Directors*

*Standing Committee: Economic Development & Project Management*

*Ad-Hoc Subcommittee: Casino San Pablo/Lytton Tribe*

#### **(b) Vice Mayor Arturo Cruz**

*Memberships: Association of Bay Area Governments (Alternate); Contra Costa Mayors' Conference (Alternate); Marin Clean Energy Board of Directors (Primary); San Pablo Community Grant Foundation Board (Member); Sister City Manzanillo Committee (Primary); West County Mayors & Supervisors Association (Alternate)*

*Standing Committees: Community Services; Public Safety*

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

#### **(c) Councilmember Elizabeth Pabon-Alvarado**

*Memberships: 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 (Alternate)*

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

*Ad-Hoc Subcommittee: None*

#### **(d) 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)*

*Standing Committees: Community Services*

*Ad-Hoc Subcommittee: None*

**(e) 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*

**ADJOURNMENT**

*Adjourn to Monday, March 18, 2019 at 6:00pm.*