



# 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 18, 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. [#19-109](#) CLOSED SESSION  
CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
Initiation of litigation pursuant to California Government Code Section 54956.9(d)(4): (1 potential case)
2. [#19-104](#) CLOSED SESSION pursuant to Gov't Code section 54957:  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: City Attorney

Reconvene to Regular Session (approximately 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.*

### **CEREMONIAL MATTERS**

3. [#19-110](#) SPECIAL RECOGNITION FOR POLICE OFFICER ROBERTO ARGUELLO

### **PRESENTATIONS**

4. [#19-120](#) PRESENTATION OF PROCLAMATION RECOGNIZING MARCH 2019 AS AMERICAN RED CROSS MONTH (James Lyons, District Coordinator, Contra Costa County Red Cross Leadership Council)

### **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**

5. [#19-089](#) MINUTES OF THE MEETINGS OF MARCH 4 AND MARCH 11, 2019

**Recommendation:** Approve

### **PERIODIC REPORTS**

6. [#19-108](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF FEBRUARY 2019

**Recommendation:** Approve

7. [#19-119](#) INVESTMENT REPORT/TREASURER'S REPORT FOR THE MONTH OF FEBRUARY 2019

**Recommendation:** Receive and file

**LIABILITY CLAIMS**

8. [#19-061](#) LIABILITY CLAIM OF AL D. JONES (DOL 10/03/18)

**Recommendation:** Deny claim

9. [#19-116](#) LIABILITY CLAIM OF MONICA RODRIGUEZ (DOL 2/13/19)

**Recommendation:** Deny claim

**PROCLAMATIONS**

10. [#19-092](#) CITY COUNCIL APPROVAL OF REQUESTS FOR ISSUANCE OF PROCLAMATIONS - MARCH 2019 AS AMERICAN RED CROSS MONTH; AND APRIL 7-13 - NATIONAL LIBRARY WEEK

**Recommendation:** Approve by Minute Order

**MISCELLANEOUS**

11. [#19-062](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING THE CITY OF SAN PABLO'S CONFLICT OF INTEREST CODE

**Recommendation:** Adopt Resolution

12. [#19-118](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO (1) ENTER INTO AN AGREEMENT WITH KITCHELL IN THE AMOUNT OF \$138,158 WITH A 15% CONTINGENCY FOR A TOTAL AUTHORIZATION OF \$158,882 FOR THE 2023 VALE ROAD HVAC REPLACEMENT PROJECT; AND (2) APPROPRIATING \$158,882 FROM THE FY 2018/19 GENERAL FUND DESIGNATED RESERVES FOR FUTURE CAPITAL PROJECTS (CITY-OWNED MEDICAL OFFICE BLDG IMPROVEMENTS)

**Recommendation:** Adopt Resolution

13. [#19-123](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING A MAPLE HALL FEE WAIVER IN THE AMOUNT OF \$770 AND TABLE SPONSORSHIP IN THE AMOUNT OF \$360 FOR THE SAN PABLO ROTARY CLUB FOR THEIR ANNUAL NIGHT IN TUSCANY FUNDRAISER EVENT ON FRIDAY, APRIL 26, 2019.

**Recommendation:** Adopt Resolution

**ORDINANCES**

14. [#19-100](#) AN 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) AND RESOLUTION APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MASTER COOPERATIVE AGREEMENT WITH WEST CONTRA COSTA TRANSPORTATION ADVISORY COMMITTEE (WCCTAC)

**Recommendation:** Waive second reading and adopt Ordinance; adopt Resolution

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

**CITY COUNCIL DISCUSSION/AUTHORIZATION**

15. [#19-106](#) CITY COUNCIL DISCUSSION TO ESTABLISH A NEW MAYOR/CITY COUNCIL 2019 SPEECH CHALLENGE PROGRAM FOR LOCAL SIXTH AND EIGHTH GRADE STUDENTS AT SAN PABLO SCHOOLS; AND ESTABLISH A TEMPORARY AD-HOC SUBCOMMITTEE FOR COORDINATION AND PROGRAM IMPLEMENTATION WITH THE WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT ADMINISTRATORS, FACULTY AND STAFF

**Recommendation:** Proceed with City Council discussion as directed at the March 4, 2019 City Council meeting.

16. [#19-101](#) UPDATE TO THE CITY COUNCIL ON RECYCLEMORE'S PROGRESS ON THE JOINT EXERCISE OF POWERS AGREEMENT AMENDMENT

**Recommendation:** Provide information and direct staff.

**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, April 1, 2019 at 6:00 pm.*