



# 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, May 6, 2019**

**6:00 PM**

**Council Chambers**

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### TELECONFERENCE LOCATION

**Vice Mayor Arturo Cruz**  
**2411 Church Lane, #1, San Pablo, CA 94806**

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).

Written comments on agenda items shall be submitted by noon the day of the meeting to allow sufficient time for copying and consideration before Council consideration of the agenda item. Written comments exceeding one page must be submitted by 7:30 am the day of the meeting.

### **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**

1. [#19-075](#) UC BERKELEY STUDENT PRESENTATION AND INTERNSHIP SUMMARY
2. [#19-138](#) RECOGNITION OF SAN PABLO YOUTH COMMISSION MEMBERS HONORED BY THE CONTRA COSTA COUNTY BOARD OF SUPERVISORS AT THEIR 26TH ANNUAL CESAR E. CHAVEZ COMMEMORATIVE CELEBRATION YOUTH HALL OF FAME ON MARCH 26, 2019
3. [#19-185](#) RECOGNITION OF THE 2019 SMALL BUSINESS OF THE YEAR AWARD

**PRESENTATIONS**

4. [#19-173](#) CITY COUNCIL PRESENTATION: CITYWIDE ACTIVE PROJECTS

**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. [#19-140](#) MINUTES OF THE MEETING OF APRIL 8, 2019

**Recommendation:** Approve

**LIABILITY CLAIMS**

6. [#19-159](#) LIABILITY CLAIM OF PHOUTHALOM PHASAVATH (DOL 9/11/18)

**Recommendation:** Deny claim

**PROCLAMATIONS**

7. [#19-162](#) REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING THE WEEK OF MAY 19-25, 2019 AS NATIONAL PUBLIC WORKS WEEK

**Recommendation:** Approve

8. [#19-192](#) REQUEST FOR ISSUANCE OF PROCLAMATION RECOGNIZING THE MONTH OF JUNE 2019 AS LGBTQ PRIDE MONTH

**Recommendation:** Approve

**BOARDS AND COMMISSIONS**

9. [#19-175](#) NOTICE OF VACANCIES: CITIZENS OVERSIGHT COMMITTEE FOR MEASURES Q & K (TWO VACANCIES)

**Recommendation:** Minute Order to Post Notice of Vacancies for minimum of 20 days.

**MISCELLANEOUS**

10. [#19-166](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE A SUBLEASE SUPPLEMENT BY AND BETWEEN THE CITY OF SAN PABLO AND CONTRA COSTA COUNTY DETAILING HOURS OF OPERATION AND THE COST OF SERVICE FOR THE SAN PABLO LIBRARY FOR FY 2019/20

**Recommendation:** Adopt Resolution

11. [#19-169](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING THE AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT (JEPA) BETWEEN THE ALAMEDA-CONTRA COSTA TRANSIT DISTRICT AND THE PARTICIPATING ENTITIES (INCLUDING SAN PABLO) REGARDING BUS SHELTER MAINTENANCE AND AUTHORIZING THE CITY MANAGER TO ENTER INTO FUTURE AGREEMENTS TO EFFECTUATE THE PURPOSES OF THE JEPA

**Recommendation:** Adopt Resolution

12. [#19-124](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO APPROPRIATE \$176,599 IN FY 2018/19 GENERAL FUND DESIGNATED RESERVES FOR FUTURE CAPITAL PROJECTS (HILLSIDE & GEOTECH STUDIES / IMPROVEMENTS) TO THE SAN PABLO DAM ROAD STABILIZATION IMPROVEMENT PROJECT

**Recommendation:** Adopt Resolution

13. [#19-170](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO: (1) ACCEPT AND APPROPRIATE AN USEPA SAN FRANCISCO BAY WATER QUALITY IMPROVEMENT FUND GRANT IN THE AMOUNT OF \$680,000 FOR THE DEVELOPMENT OF A REGIONAL WATER QUALITY ALTERNATIVE COMPLIANCE PROGRAM; AND (2) AUTHORIZE THE CITY MANAGER TO ENTER INTO ANY REQUIRED AGREEMENTS WITH USEPA FOR THE ASSOCIATED FUNDS

**Recommendation:** Adopt Resolution

14. [#19-177](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING FUNDING APPROPRIATIONS TO THE RUMRILL BOULEVARD COMPLETE STREETS PROJECT FROM THE FY 2018/19 GENERAL FUND DESIGNATED RESERVES TO MEET GRANT MATCH FUNDING REQUIREMENTS FOR A TOTAL OF \$1,120,000  
**Recommendation:** Adopt Resolution
15. [#19-182](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO ACCEPT AND APPROPRIATE THE HIGHWAY BRIDGE PROGRAM GRANT IN THE AMOUNT OF \$389,196 FROM THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND TO APPROPRIATE \$5,735 FROM THE FY 2018/19 GENERAL FUND DESIGNATED RESERVES TO THE GIANT ROAD BRIDGE REPAIR PROJECT (SPC-GAV)  
**Recommendation:** Adopt Resolution
16. [#19-183](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO SUPPORTING THE CONTRA COSTA COUNTY JURISDICTIONS' HOUSING AND POLICY FRAMEWORK ON HOUSING MATTERS  
**Recommendation:** Adopt Resolution
17. [#19-186](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ON THE IMPORTANCE OF RECOGNIZING THE 2020 U.S. CENSUS AND SUPPORTING ALL EFFORTS TO ENSURE A COMPLETE, FAIR AND ACCURATE COUNT OF ALL CALIFORNIANS  
**Recommendation:** Adopt Resolution
18. [#19-187](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) FORD F350 REGULAR CAB WITH FLATBED DUMP FOR THE PUBLIC WORKS MAINTENANCE DIVISION FROM DOWNTOWN FORD SALES IN THE AMOUNT OF \$59,665 AND APPROPRIATING \$49,665 FROM THE FY 2018/19 GENERAL FUND DESIGNATED RESERVES -VEHICLE AND LARGE EQUIPMENT REPLACEMENT  
**Recommendation:** Approve

#### CITY COUNCIL AUTHORIZATION

19. [#19-189](#) CITY COUNCIL AUTHORIZATION BY MINUTE ACTION TO RATIFY ISSUANCE OF A LETTER TRANSMITTED ON APRIL 25, 2019 TO LYTTON RANCHERIA BAND OF POMO INDIANS TRIBAL CHAIRWOMAN MARGIE MEJIA FROM SAN PABLO MAYOR KINNEY REGARDING FEDERAL LEGISLATION H.R. 1388 - "THE LYTTON RANCHERIA ACT OF 2019"  
**Recommendation:** Approve by Minute Order

**\*\*\*\*END OF CONSENT CALENDAR\*\*\*\*****CITY COUNCIL DISCUSSION**

20. [#19-172](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AFFIRMING CHANGES TO CALENDAR YEAR 2019 CITY COUNCIL ASSIGNMENTS FOR MARIN CLEAN ENERGY BOARD OF DIRECTORS; SISTER CITY MANZANILLO COMMITTEE; AND CONTRA COSTA TRANSPORTATION AUTHORITY RICHMOND STEERING COMMITTEE ON COMMUNITY BASED TRANSPORTATION PLAN (CBTP)

**Recommendation:** Adopt Resolution

**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, May 20, 2019 at 6:00 pm, in memory of Richard Bishop, grandfather of Maintenance Worker II Nicholas Kirton; Cheryl Morse, long-term El Cerrito City Clerk; and Charles Fisher, father-in-law of Executive Assistant to the City Manager LaTanya Fisher.*