



City of San Pablo

13831 San Pablo Ave.
San Pablo, CA 94806
(510) 215-3000
www.SanPabloCA.gov

Meeting Agenda - Final-revised

City Council

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

Monday, March 16, 2020

6:00 PM

Council Chambers

CLOSED SESSION BEGINS AT 5:15 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.

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.

ROLL CALL

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.

CLOSED SESSION

1. [#20-109](#) CLOSED SESSION
CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION - INITIATION OF LITIGATION
Pursuant to California Government Code Section 54956.9(D)(4): 1 matter

Reconvene to Regular Session (approximately 6:00pm)

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.

PRESENTATIONS

2. [#20-095](#) PRESENTATION OF PROCLAMATION RECOGNIZING MARCH 2020 AS AMERICAN RED CROSS MONTH (James Lyons, District Coordinator, Contra Costa County Red Cross Leadership Council)

Recommendation: For presentation purpose only

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

3. [#20-100](#) MINUTES OF THE MEETING OF MARCH 2, 2020

Recommendation: Approve

PERIODIC REPORTS

4. [#20-103](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF FEBRUARY 2020

Recommendation: Approve

5. [#20-115](#) INVESTMENT REPORT/TREASURER'S REPORT FOR MONTH OF FEBRUARY 2020

Recommendation: Receive and file

LIABILITY CLAIMS

6. [#20-113](#) LIABILITY CLAIM OF ROSARIO DOMINGUEZ (DOL 01/19/20)

Recommendation: Deny claim

MISCELLANEOUS

7. [#20-093](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTER-AGENCY AGREEMENT WITH THE CITY OF PITTSBURG TO PROVIDE A POLICE CAPTAIN TO SERVE AS INTERIM SAN PABLO POLICE CAPTAIN AT A COST OF \$28,526 PER MONTH FOR A TOTAL NOT-TO-EXCEED COST OF \$342,000 WITH THE GOAL TO RECRUIT AND APPOINT A FULL-TIME POLICE CAPTAIN BY END OF CALENDAR YEAR 2020
- Recommendation:** Adopt Resolution
8. [#20-098](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING THE REQUEST FOR PROPOSALS FOR PROGRAMS AND SERVICES FOR CHILDHOOD OBESITY PREVENTION FOR FISCAL YEAR 2020/21
- Recommendation:** Adopt Resolution
9. [#20-104](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ORDERING THE ENGINEER TO PREPARE AND FILE REPORTS FOR THE LEVY OF ANNUAL ASSESSMENTS FOR FISCAL YEAR 2020/21 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 & SURVEYING, INC. IN AN AMOUNT NOT TO EXCEED \$18,691
- Recommendation:** Adopt Resolution
10. [#20-112](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ACCEPTING WORK PERFORMED BY THE PROFESSIONAL TREE CARE COMPANY, INC. FOR THE BIRD NESTING TREES REMOVAL PROJECT (WCC-TRL) AS COMPLETE AND DIRECTING THAT A NOTICE OF COMPLETION BE PREPARED AND FILED WITH THE COUNTY RECORDER
- Recommendation:** Adopt Resolution
11. [#20-116](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) RESCINDING RESOLUTION 2020-027, A MAPLE HALL FEE WAIVER IN THE AMOUNT OF \$440; AND (2) AUTHORIZING A LIBRARY COMMUNITY ROOM FEE WAIVER IN THE AMOUNT OF \$265 FOR THE SAN PABLO MUSEUM AND HISTORICAL SOCIETY CLUB'S BAY AREA HISTORICAL MEETING ON MONDAY, APRIL 13, 2020
- Recommendation:** Adopt Resolution

12. [#20-110](#) CITY COUNCIL AUTHORIZATION OF OPERATIONAL PLANS FOR MOVE TO NEW CITY HALL

Recommendation: Authorize by Minute Order

ORDINANCES

13. [#20-114](#) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING MUNICIPAL CODE SECTIONS 1.16.020, 2.16.020, 8.02.070, 10.28.030 AND 15.48.070 REGARDING THE LOCATION OF CITY HALL; REPEALING CHAPTERS 2.24 AND 2.36 REGARDING THE COMMUNITY SERVICES COMMISSION AND DISASTER COUNCIL; REPEALING SECTION 2.04.040 AS REDUNDANT; AND AMENDING SECTION 9.10.100 REGARDING PERMITS TO SELL FIREARMS

Recommendation: Waive second reading; adopt Ordinance

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

CITY COUNCIL DISCUSSION/AUTHORIZATION

14. [#20-091](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO SUPPORTING THE CALIFORNIA SCHOOLS AND LOCAL COMMUNITIES FUNDING ACT OF 2020 ON THE NOVEMBER 2020 STATE-WIDE BALLOT

Recommendation:

1. Proceed with presentation of SUPPORT viewpoint (Max: 10 mins.); and
2. Proceed with presentation of OPPOSE viewpoint (Max: 10 mins.); and
3. Deliberate and consider adoption of said Resolution pursuant to majority vote direction of the City Council

15. [#20-105](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AFFIRMING REVISED RECOMMENDED APPOINTMENTS BY MAYOR ARTURO CRUZ OF INDIVIDUAL CITY COUNCIL STANDING COMMITTEE AND REGIONAL/LOCAL ASSIGNMENTS FOR CALENDAR YEAR 2020

Recommendation: Adopt Resolution

16. #20-123 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO, CALIFORNIA, PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO NOVEL CORONAVIRUS (COVID-19)

Recommendation: Adopt Resolution

Before adopting the Resolution, a majority of the City Council must first approve by at least majority vote to add this item to the agenda under the emergency exception to the Brown Act (California Gov't Code section 54954.2(b)(1)) given that COVID-19 severely impairs public health and safety. Accordingly, the actions before the City Council are:

1. Place the resolution proclaiming the existence of a local emergency due to the novel Coronavirus (COVID-19) on the agenda for March 16, 2020 under the emergency exception for the Brown Act because COVID-19 severely impairs public health and safety; and
2. Approve the Resolution Proclaiming the Existence of a Local Emergency due to novel Coronavirus (COVID-19)

PUBLIC HEARINGS

17. [#20-106](#) 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 2019 TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND THE GOVERNOR'S OFFICE OF PLANNING AND RESEARCH

Recommendation: Open public hearing and continue to April 6, 2020 City Council meeting.

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

(Approved by Resolution 2020-011)

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 Arturo Cruz

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

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

Ad-Hoc Subcommittee: Casino San Pablo/Lytton Tribe; New Police Department HQ/RTC; Smart City Initiative (5G Technology Projects)

(b) Vice Mayor Elizabeth Pabon-Alvarado

Memberships: Contra Costa Mayors Conference (Alternate); 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 (Primary); West County Mayors & Supervisors Association (Alternate)

Standing Committee: Budget, Fiscal & Legislative

Ad-Hoc Subcommittee: Casino San Pablo/Lytton Tribe

(c) 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); CCTA Richmond Steering Committee Community-Based Transportation Plan (CBTP) (Primary)

Standing Committees: Public Safety

Ad-Hoc Subcommittee: New Police Department HQ/RTC Project

(d) Councilmember Abel Pineda

Memberships: West County Integrated Waste Management/RecycleMore JPA (Primary); West Contra Costa Transportation Advisory Committee (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Community Services

Ad-Hoc Subcommittees: Smart City Initiative (5G Technology Projects)

(e) Councilmember Rich Kinney

Memberships: San Pablo Economic Development Corporation Board of Directors (City Council Appointee)

Standing Committee: Economic Development, Housing & Project Management

Ad-Hoc Subcommittee: None

ADJOURNMENT

Adjourn to Monday, April 6, 2020 at 6:00 pm, in memory of Gwendolyn White, a board member of the San Pablo Childhood Obesity Prevention Advisory Group.