



# City of San Pablo

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

## Meeting Agenda - Final

### City Council

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

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Tuesday, February 16, 2021

6:00 PM

Council Chambers

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**CLOSED SESSION BEGINS AT 5:30 PM**

**City Council and Staff will attend via Teleconference/Videoconference**

This meeting is being held in accordance with the Brown Act as currently in effect under the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19 and the Governor's Executive Orders N-25-20 and N-29-20 that allow members of the City Council, City staff and the public to participate and conduct a meeting by teleconference, videoconference or both.

In order to comply with public health orders the requirement to provide a physical location for members of the public to participate in the meeting has been suspended. However, the public can participate in the meeting in the following ways:

1. Members of the public can watch or listen to the meeting during Livestream Online at: <https://www.sanpabloca.gov/1400/City-CouncilLSA-Planning-CommAgendasMin>; OR  
<https://tinyurl.com/COSPCC021621> (no password needed) OR Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join <https://tinyurl.com/COSPCC021621>.

Or join by phone: Dial (for higher quality, dial a number based on your current location):

US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205 6099, or +1 301 715 8592, or +1 312 626 6799; Webinar ID: 833 2164 6113; International numbers available: <https://us02web.zoom.us/j/kdy3l7EyBQ>

2. Public comments may be submitted watching the meeting via online link: <https://tinyurl.com/COSPCC021621>.

- a. 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 #\_\_". Comments received by 12 noon on the day of the meeting will be provided in advance to the City Council and posted online with the agenda materials.
- b. Via VOICEMAIL at (510) 215-3000. The caller must start the message by stating "PUBLIC COMMENTS NOT ON THE AGENDA" [or] "PUBLIC COMMENTS - AGENDA ITEM #\_\_" followed by their comments. Providing a name and method of follow-up if appropriate is requested but not required. Messages received by 12 noon on the day of the meeting will be transcribed or summarized to be provided in advance to the City Council and posted online with the agenda materials.
- c. During the meeting, the public may provide public comments via email to [CityClerk@SanPabloCA.gov](mailto:CityClerk@SanPabloCA.gov), which will be read into the record before Council consideration of the item and will be limited to three (3) minutes. Comments that do not conform to the City Council's rules of decorum may be summarized rather than read verbatim.
- d. To make a public comment on a desired item while participating in the webinar, click on the "Raise Your Hand" option within the online webinar tool, or if participating via phone – press \*9.
- e. Written comments on agenda items shall be submitted by noon on 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 on the day of the meeting.

As allowed by the Brown Act, the Mayor may limit the total time for public comment to facilitate the completion of business on the agenda.

The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Council receives your comments prior to taking action, you are strongly encouraged to submit your comments in writing in advance of the meeting. All comments received by the close of the meeting will be available after the meeting as supplemental materials and will become part of the official meeting record.

Please note that all information provided in public comments including phone number called with, email addresses and any other personal information written or stated is subject to disclosure on the broadcast of the video- or tele-conferenced meeting. Comments posted online will not include personal information.

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, 1000 Gateway Avenue, 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.

The full agenda packet may also be viewed on the city website at <https://www.sanpabloca.gov/1400/City-CouncilLSA-Planning-Comm-AgendasMin>.

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 [www.SanPabloCA.gov](http://www.SanPabloCA.gov).

### **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. [#21-071](#) CLOSED SESSION  
PURSUANT TO GOV'T CODE SECTION 54957:  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
TITLE: City Manager

\*\*\*END OF CLOSED SESSION\*\*\*

Reconvene to Open Session (approximately 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.*

### **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**

2. [#21-065](#) MINUTES FOR THE MEETING OF FEBRUARY 1, 2021.

**Recommendation:** Approve

**PERIODIC REPORTS**

3. [#21-072](#) ANNUAL MEMBERSHIP DUES PAYMENT FROM THE CITY OF SAN PABLO FOR CALENDAR YEAR 2021 TO THE LEAGUE OF CALIFORNIA CITIES/CALCITIES

**Recommendation:** Receive and file.

4. [#21-077](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF JANUARY 2021

**Recommendation:** Approve

5. [#21-078](#) INVESTMENT REPORT/TREASURER'S REPORT FOR MONTH OF JANUARY 2021

**Recommendation:** Receive and file

**LIABILITY CLAIMS**

6. [#21-076](#) LIABILITY CLAIM OF DEBORAH TURNER (DOL 07/30/20)

**Recommendation:** Deny claim

**MISCELLANEOUS**

7. [#21-070](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO, CALIFORNIA EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO NOVEL CORONAVIRUS (COVID-19) AND CONFIRMING THE ACTIONS TAKEN BY THE DIRECTOR OF EMERGENCY SERVICES

**Recommendation:** Adopt Resolution

8. [#21-064](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING A \$1,000 SPONSORSHIP FOR BIKE EAST BAY'S 27TH ANNUAL BIKE-TO-WHEREVER DAY ON FRIDAY, MAY 21, 2021

**Recommendation:** Adopt Resolution

9. [#21-079](#) RATIFY LETTER FROM SAN PABLO MAYOR PABON-ALVARADO TO U.S. CONGRESSIONAL REPRESENTATIVE MARK DESAULNIER (11TH DISTRICT) REQUESTING SUPPORT FOR PROPOSED FEDERAL RECONCILIATION BILL ON PHASE V COVID-19 PANDEMIC ECONOMIC STIMULUS RELIEF FINANCIAL ASSISTANCE FOR LOCAL CITIES/GOVERNMENT

**Recommendation:** Approve by Minute Order

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

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

10. [#21-080](#) CITY COUNCIL AUTHORIZATION TO RE-DISCUSS SELECTION PROCESS FOR A CITY NOMINEE TO FILL A TWO-YEAR TERM VACATED BY FORMER SAN PABLO COUNCILMEMBER RICH KINNEY ON THE SAN PABLO ECONOMIC DEVELOPMENT CORPORATION BOARD OF DIRECTORS (TERM: FEBRUARY 2021 - JANUARY 2023)

**Recommendation:** Determine which process to follow to select a City Nominee to the San Pablo Board of Directors (SPEDC Board), by minute action:

1. Proceed with selection of one (1) Councilmember, made by motion and approved by majority vote via minute action, to serve a two-year term (February 2021 - January 2023), and submit the appointee to the SPEDC Board for approval by the required deadline; OR
2. Proceed with City Council authorization, by minute action, an extension of a public advertisement of available vacancy, with formal selection by majority vote via Resolution to occur on March 1, 2021 by the City Council, to serve a two-year term (February 2021 - January 2023), and submit the City appointee to the SPEDC Board for approval by the required deadline; OR
3. Proceed with City Council authorization, by minute action, to defer the City's Appointment to be filled by subsequent appointment by the SPEDC Board of Directors per SPEDC By-Laws requirements.

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

11. [#21-066](#) 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 2021-008)*

*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 agendized herein:*

**(a) Mayor Elizabeth Pabon-Alvarado**

*Memberships: Contra Costa Mayors Conference (Primary); West County Mayors & Supervisors Association (Primary); League of CA Cities East Bay League Division (Primary)*

*Standing Committees: Budget, Fiscal & Legislative*

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

**(b) Vice Mayor Rita Xavier**

*Memberships: Association of Bay Area Governments (Primary); Contra Costa Mayors' Conference (Alternate); League of CA Cities East Bay League Division (Alternate); West Contra Costa Mayors & Supervisors Association (Alternate); Richmond Steering Committee Community Based Transportation Plan (CBTP); San Pablo Community Grant Foundation (Member); West Contra Costa Transportation Advisory Committee (Primary); West County Integrated Waste Management/RecycleMore JPA Authority (Alternate)*

*Standing Committees: Public Safety*

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

**(c) Councilmember Abel Pineda**

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

*Standing Committees: Community Services*

*Ad-Hoc Subcommittees: Community Public Health; Wireless Technology/S.P.E.E.D. Projects*

**(d) Councilmember Patricia Ponce**

*Memberships: Marin Clean Energy Board of Directors (Primary); San Pablo Economic Development Corporation Board of Directors (City Council Appointee); San Pablo-Manzanillo Sister City Committee (Primary)*

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

*Ad-Hoc Subcommittees: Community Public Health*

**(e) Councilmember Arturo Cruz**

*Memberships: Association of Bay Area Governments (Alternate); San Pablo Community Grant Foundation Board (Member)*

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

*Ad-Hoc Subcommittees: Wireless Technology/S.P.E.E.D. Projects*

**ADJOURNMENT**

*Adjourn to Monday, March 1, 2021, at 6:00 pm, in memory of Ellen Lee Benone, mother of Police Lieutenant John Benone, and in memory of Guillermo Calderon, father of Police Services Assistant Sandra Trevino.*