



# 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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Monday, April 5, 2021

6:00 PM

Via Teleconference/Videoconference

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**CLOSED SESSION BEGINS AT 5:15 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/SPCCmtg040521> (no password needed), OR Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join <https://tinyurl.com/SPCCmtg040521..>

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: 867 6345 4909; International numbers available: <https://us02web.zoom.us/j/kdy3l7EyBQ>

2. Public comments may be submitted watching the meeting via online link: <https://tinyurl.com/SPCCmtg040521>.

- 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. [#21-131](#) CLOSED SESSION  
CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to California Government Code  
Section 54956.9(d)(2): Claim of Donahue Schriber Realty Group

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.*

**PRESENTATIONS**

2. [#21-101](#) SAN PABLO LIBRARY UPDATE BY GIA PAOLINI AND PRESENTATION OF PROCLAMATION RECOGNIZING WEEK OF APRIL 4, 2021 AS NATIONAL LIBRARY WEEK

**Recommendation:** For informational purposes 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. [#21-106](#) MINUTES OF THE MEETING OF MARCH 15, 2021

**Recommendation:** Approve

**PROCLAMATIONS**

4. [#21-142](#) CITY COUNCIL AUTHORIZATION BY MINUTE ORDER APPROVING A CERTIFICATE OF APPRECIATION FOR ADMINISTRATIVE SERVICES DIRECTOR J. KELLY SESSIONS

**Recommendation:** Approve by Minute Order

**MISCELLANEOUS**

5. [#21-112](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE STORMWATER UTILITY ASSESSMENT RATE FOR FY 2021/22 AND REQUESTING THE CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT TO ADOPT AN ANNUAL PARCEL ASSESSMENT FOR DRAINAGE MAINTENANCE AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM PROGRAM

**Recommendation:** Adopt Resolution

6. [#21-125](#) 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

7. [#21-132](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING A TEMPORARY SUSPENSION OF THE FY 2021/22 SAN PABLO COMMUNITY GRANT FOUNDATION PROGRAM UNTIL FURTHER NOTICE PENDING FURTHER DEVELOPMENTS RELATED TO THE CORONAVIRUS (COVID-19) PANDEMIC

**Recommendation:** Adopt Resolution

8. [#21-133](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING TEMPORARY SUSPENSION AND DEFERRING ISSUANCE OF A NEW REQUEST FOR PROPOSAL (RFP) PROCESS FOR THE CITY OF SAN PABLO CHILDHOOD OBESITY PREVENTION GRANT PROGRAM UNTIL FY 2022/23 DUE TO THE CORONAVIRUS (COVID-19) PANDEMIC

**Recommendation:** Adopt Resolution

9. [#21-134](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING THE CITY'S CLASSIFICATION AND COMPENSATION PLAN FOR FY 2020/21 BY (1) REVISING THE REQUIREMENTS FOR THE POLICE CAPTAIN POSITION; AND (2) RE-TITLING AND REVISING OF THE ADMINISTRATIVE SERVICES DIRECTOR TO DIRECTOR OF FINANCE

**Recommendation:** Adopt Resolution

10. [#21-135](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROPRIATING \$400,000 FROM THE CITY GENERAL FUND DESIGNATED RESERVE (100-0000-00000) SOILS STORAGE TO THE CAPITAL IMPROVEMENT PROJECT 0201 WILDCAT CREEK RESTORATION AND GREENWAY TRAIL PROJECT (320-3200-43600-GFD-420)

**Recommendation:** Adopt Resolution

11. [#21-136](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO RATIFYING A FIRST AMENDMENT AND APPROVING A SECOND AMENDMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF SAN PABLO AND CONTRA COSTA COUNTY HEALTH SERVICES PERTAINING TO MUTUAL AID ASSISTANCE PROVIDED TO RESPOND TO THE COVID-19 PANDEMIC TO ALLOW THE USE OF CITY FACILITIES FOR COVID TESTING AND VACCINATIONS AS APPROVED BY THE CITY MANAGER

12. [#21-139](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO CERTIFY THE CALENDAR YEARS 2018 AND 2019 GROWTH MANAGEMENT PROGRAM COMPLIANCE CHECKLIST REQUIRED BY THE CONTRA COSTA TRANSPORTATION AUTHORITY

**Recommendation:** Adopt Resolution

13. [#21-140](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO DESIGNATING APPLICANT'S AGENT FOR NON-STATE AGENCIES FOR THE PURPOSE OF OBTAINING CERTAIN FEDERAL AND/OR STATE FINANCIAL ASSISTANCE FOR DISASTER RELIEF

**Recommendation:** Adopt Resolution

14. [#21-144](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT REGARDING A PROOF OF CONCEPT PHASE FOR A PROPOSED WEST CONTRA COSTA EDCONNECT WIRELESS PROJECT

**Recommendation:** Adopt Resolution

15. [#21-147](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY TO ENTER INTO A FUNDING AGREEMENT WITH THE STATE WATER RESOURCES CONTROL BOARD AND AUTHORIZING AND DESIGNATING THE CITY MANAGER TO BE THE CITY'S AUTHORIZED REPRESENTATIVE FOR THE SUTTER AVENUE GREEN STREET PROJECT

**Recommendation:** Adopt Resolution

## BOARDS AND COMMISSIONS

16. [#21-130](#) BOARDS AND COMMISSIONS - REQUEST FOR REAPPOINTMENT OF CURRENT MEMBER DOROTHY GANTT TO THE ADVISORY COMMITTEE ON AGING AND DIRECT STAFF TO POST VACANCY NOTICE (THREE VACANCIES).

**Recommendation:** Renew two-year term of Dorothy Gantt by Minute Order; direct staff to post Notice of Vacancy.

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

**CITY COUNCIL DISCUSSION/CONSIDERATION**

17. [#21-113](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO CONSIDER AMENDING THE FY 2021-23 ADOPTED CITY COUNCIL PRIORITY WORKPLAN UNDER MAJOR POLICY GOAL: BUILD A HEALTHY COMMUNITY TO ADD A NEW POLICY AMENDMENT: RESEARCH/EXPLORE EFFORTS AT THE FEDERAL, STATE AND LOCAL LEVEL REGARDING A MINIMUM/LIVING WAGE INCREASE FOR SAN PABLO BUSINESSES AND WORKERS

**Recommendation:** Consider the Proposed Priority Workplan Amendment for Adoption by Resolution

18. [#21-129](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO CONSIDER AMENDING THE FY 2021-23 ADOPTED CITY COUNCIL PRIORITY WORKPLAN UNDER MAJOR POLICY GOAL: BUILD A HEALTHY COMMUNITY TO ADD A NEW POLICY AMENDMENT: RESEARCH/EXPLORE TEMPORARY HERO/HAZARD PAY TO SAN PABLO GROCERY WORKERS AS COVID-19 ESSENTIAL WORKERS

**Recommendation:** Consider the Proposed Priority Workplan Amendment for Adoption by Resolution

**SUPPLEMENTAL MATERIALS (IF ANY)**

19. [#21-126](#) 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 agendaized 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, April 19, 2021 at 6:00 pm.*