



Minutes of the Regular Meeting of the San Pablo City Council

Monday, September 18, 2017

ROLL CALL

The meeting convened in the Council Chambers at 5:00 pm. Present were Vice Mayor Calloway and Councilmembers Paul Morris, Rich Kinney and Arturo Cruz. Absent was Mayor Cecilia Valdez. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant to the City Manager/Economic Development Charles Ching, and Deputy City Clerk Lehny Corbin.

City Attorney announced the nature of the two Closed Session items.

Cordell Hindler commented on Closed Session item #2 regarding the City Manager's performance.

CLOSED SESSION (In Council Conference Room) (5:00 pm)

1. CLOSED SESSION (#17-0398)
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
PURSUANT TO GOVERNMENT CODE SECTION 54956.8
CONFERENCE WITH LEGAL COUNSEL
ANTICIPATED LITIGATION - INITIATION OF LITIGATION
PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54956.9(D)(4)
PROPERTY ADDRESS: 2450 Road 20, San Pablo
AGENCY NEGOTIATORS: Matt Rodriguez, Reina Schwartz, Charles Ching
NEGOTIATING PARTIES: East Bay Coffee Company, Inc.
UNDER NEGOTIATION: Notice of Termination of Lease for Community Center from East Bay Coffee, Inc.
2. CLOSED SESSION (#17-0401)
Pursuant to Govt. Code Section 54957
PUBLIC EMPLOYEE PERFORMANCE EVALUATION
TITLE: City Manager

ROLL CALL

The regular meeting convened in the Council Chambers at 6:00 pm. Present were Vice Mayor Calloway and Councilmembers Paul Morris, Rich Kinney and Arturo Cruz. Mayor Cecilia Valdez participated in the meeting via teleconference from 110 Santa Rita Court, San Pablo. The Mayor indicated that the agenda had been posted 72 hours in advance of the meeting at the teleconference site; that the teleconference site was open to the public and accessible; and that no member of the public was present and wishing to speak. Also present were City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Reina Schwartz, Police Chief Ron Raman, Public Works Director/City Engineer Barbara Hawkins, Finance Director Kelly Sessions, City Clerk Elizabeth Pabon-Alvarado, and Deputy City Clerk Lehny Corbin.

City Attorney reported that staff was given direction on the Closed Session item #1 (#170-0398) regarding real property negotiations on the East Bay Coffee lease, and that the City Manager was also given direction on Closed Session item #2 (#17-0401) regarding City Manager Performance evaluation.

ORAL COMMUNICATIONS

Cordell Hindler spoke about administrative interns and a business watch model (akin to the Neighborhood Watch programs facilitated by the Police Department) for placement on a future agenda.

Ted Denney spoke regarding the reorganization of the Boys & Girls Clubs and introduced the new CEO Dana Fraticelli. Ms. Fraticelli announced the merger of the Diablo Valley Boys & Girls Club (Martinez) and Boys & Girls Club of West County (El Sobrante) now known as the Boys & Girls Club of Contra Costa County. She further reported on the staff collaboration with the Salesian Boys & Girls Club with the purpose of bringing more programs to serve the youth.

Lake Elementary School Principal Wendy Gonzalez announced the new Lake Garden Healthy Eating Program that educates the children about healthy eating and preventing obesity, and she invited the City Council to the October 5 kick-off event. Principal Gonzalez also announced the September 30th Lake Beautification Day and the October 17 Latino Heritage Read-In Day.

Lana Martarella announced the October 7, 2017 North Richmond Shoreline Festival and thanked the City Council for their continued support and sponsorship; she provided posters, flyers and cards announcing the event.

PRESENTATIONS

3. Steve Burdo, Community & Media Relations Manager for the Contra Costa Animal Services (CCAS), provided an update to the City Council. Mr. Burdo gave a PowerPoint presentation which highlighted the services offered to the community in 2016, the 2017 rate increase, the new policies and programs implemented, the collaboration with CCAS and the Animal Rescue Foundation (ARF). He also spoke of the opportunities and challenges CCAS have to address pet over-population problems and ways to support local shelters.

City Council expressed thanks for the great services CCAS provides. Mr. Burdo addressed the questions regarding feral cats and some of the programs such as Trap Neuter Release and Return to Field, etc.

Janet Pottier spoke of aggressive loose dogs and Mr. Burdo addressed her concerns.

CITY MANAGER REMARKS

City Manager Rodriguez announced the following:

- The new edition of *El Portal News* newsletter
- The success of the Annual Back to School Closet hosted by the San Pablo Youth Commission on September 9, 2017 at Davis Park
- San Pablo Olympics event on September 23, 2017 at Helms Middle School
- Groundbreaking Ceremony of the WIC Building on September 25, 2017
- He also reported on the approval of the CEQA report by the County Board of Supervisors for the proposed Fire Station 70 and the scheduled Fire Station Town Hall meeting of October 10 at Maple Hall

CONSENT CALENDAR

By motion of Councilmember Morris, seconded by Councilmember Kinney, all items in the Consent Calendar were unanimously passed, with the exception of item #7 (Proclamations).

MINUTES

4. By adoption of the Consent Calendar, the Minutes of the meetings of August 30, 2017 and September 5, 2017 were approved. (#17-0346)

PERIODIC REPORTS

5. By adoption of the Consent Calendar, the Vendor Check Register Report for the month of August 2017 was approved. (#17-0396)
6. By adoption of the Consent Calendar, the Investment Report / Treasurer's Report for the month of August 2017 was received and filed. (#17-0399)

PROCLAMATIONS

7. This item was pulled from the Consent Calendar and discussed separately. Cordell Hindler spoke regarding workplace bullying. By motion of Councilmember Morris, seconded by Councilmember Cruz, the requests for issuance of Proclamations by (1) California Health Workplace Advocates declaring October 15-21, 2017 as *Freedom from Workplace Bullies Week*; and (2) Contra Costa CAER (Community Awareness Emergency Response) Group recognizing November 1, 2017 as *Shelter-in-Place Education Day* was unanimously approved. (#17-0347)

MISCELLANEOUS

8. By adoption of the Consent Calendar, **Resolution 2017-185** was adopted, a Resolution of the City Council of the City of San Pablo authorizing a one-time event sponsorship in the amount of \$2,500 for the Contra Costa College Metas Program's 30th Anniversary Event on November 17, 2017. (#17-0395)
9. By adoption of the Consent Calendar, **Resolution 2017-186** was adopted, a Resolution of the City Council of the City of San Pablo declaring that the emergency under Public Contract Code Section 22050 regarding the immediate rehabilitation of the Hillcrest Road Storm Drain is continuing and ratifying the actions taken. (#17-0406)
10. By adoption of the Consent Calendar, **Resolution 2017-187** was adopted, a Resolution of the City Council of the City of San Pablo ratifying the City Manager's execution of the School Resource Officer Funding Agreement between the West Contra Costa Unified School District and the City San Pablo. (#17-0402)

CITY COUNCIL CONSIDERATION/AUTHORIZATION

11. By adoption of the Consent Calendar, the City Council authorized by Minute Order to ratify the letters of support for Senate Bill 5 (De Leon) and Assembly Bill 18 (Garcia) - 2018 Park Bond Funding. (#17-0404)

ORDINANCES

12. By adoption of the Consent Calendar, the second reading of the Ordinance was waived and **Ordinance 2017-005** was adopted, an Ordinance amending Sections 17.32, 17.62.130, 8.02.020 and 8.36.070 of the San Pablo Municipal Code relating to marijuana facilities and to delivery, cultivation, smoking and ingesting of marijuana and amending Section 17.62.180 to limit the number of smoke shops in San Pablo. (#17-0397)

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

RESOLUTIONS

13. City Manager Rodriguez introduced the item and gave a PowerPoint presentation on the proposed policy regarding facility naming and donation acceptance. City Manager Rodriguez addressed the inquiry regarding the length of time the named facility would be remain. Janet Pottier expressed her concern regarding naming facilities after for-profit entities. It was moved by Councilmember Morris, seconded by Councilmember Cruz, and unanimously passed to adopt **Resolution 2017-188**, a Resolution of the City Council of the City of San Pablo approving a City Council Policy for the naming, dedication and sponsorship of City Facilities and Acceptance of Donations. (#17-0405)
14. City Manager Rodriguez introduced the item. Assistant to the City Manager/Economic Development Charles Ching provided information regarding the Pakpour Family's request to make a monetary donation for an area in the new San Pablo Library. The City Council thanked Mr. Pakpour for his and his family's generosity. It was moved by Councilmember Morris, seconded by Councilmember Cruz, and unanimously passed to adopt **Resolution 2017-189**, a Resolution of the City Council of the City of San Pablo accepting a donation in the amount of \$100,000 from the Pakpour Family for expenses incurred by the City for the Children's Area of the new San Pablo Library "The Pakpour Family Kids Corner" per the City's policy for the Naming, Dedication and Sponsorship of City facilities and Acceptance of Donations. (#17-0403)

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

City Council reported on their activities.

A motion was made by Vice Mayor Calloway, seconded by Mayor Valdez, and passed by vote, to add an agenda item to the October 2, 2017 meeting to amend the Council Priority Work Plan and bring forward to the October 2 meeting a resolution to continue support for the DACA (Deferred Action for Children Arrivals) program and to engage with congress representatives on bipartisan efforts to legally enact the federal Dream Act. The motion passed as follows:

AYES: Cruz, Calloway and Valdez
NOES: Kinney and Morris
ABSENT: None
ABSTAIN: None

ADJOURNMENT

It was moved by Councilmember Paul Morris, seconded by Councilmember Cruz, and unanimously approved to adjourn the meeting at 7:26 pm to Monday, October 2, 2017 at 6:00 pm.

Respectfully submitted,

Elizabeth Pabon-Alvarado, City Clerk

Cecilia Valdez, Mayor