

RESOLUTION 2018-074

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 2018/19

WHEREAS, the City of San Pablo ("City") has long partnered with County of Contra Costa ("County") to provide its citizens with a local branch of the County library system;

WHEREAS, the City has been responsible for securing space for a local library branch and paying rent, maintenance and operational costs related to the space, while the County provides all library services at that location;

WHEREAS, operation of the San Pablo Library ("Library") is governed under a Library Sublease and Service Agreement ("Sublease") with the County, and under the Sublease, the County Librarian provides a Sublease Supplement ("Supplement") to the City by March 31 of each year which sets forth (i) the number of weekly baseline hours of library service the County will provide in the upcoming fiscal year; (ii) the number of "extra hours" of library service the City has requested the County to provide for the upcoming fiscal year; (iii) the resulting number of actual hours during which library services will be conducted at the Library for the upcoming fiscal year; and (iv) the cost of the extra hours to the City;

WHEREAS, the last Supplement, dated May 24, 2017, outlined that the County would provide 35 base hours per week for the upcoming fiscal year plus eight extra hours per week at the City's expense, bringing the actual hours to 43 per week at a cost of \$57,101 annually;

WHEREAS, with the very successful opening of the new library and at City Council request, four additional extra hours were added, increasing the total extra hours to 12 and increasing the annual cost to \$85,387 for fiscal year 2018/19;

WHEREAS, the Supplement will obligate the City to pay the County a total of \$85,387 for the extra hours of operation for the upcoming fiscal year, and the City will be invoiced quarterly;

WHEREAS, the City budgeted \$57,000 in the City Council budget (100-1110-44050), leaving a budget gap of \$28,387 in FY 2018/19, but due to changing circumstances, staff has identified additional funding available in the City Council budget to fund the gap for FY 2018/19—therefore, no additional appropriations are needed, and at mid-cycle of the Quadrennial Budget, staff will propose permanent funding if necessary for FY 2019/20 going forward;

WHEREAS, *Quality of Life Balanced with Core Service Levels* is an adopted policy item under the FY 2018-21 City Council Priority Workplan Update, effective November 1, 2017; and

WHEREAS, execution of the Supplement is not subject to environmental review under the California Environmental Quality Act because it would not result in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment, and therefore are not considered a “project” subject to CEQA review. (Pub. Resources Code, § 21065; 14 Cal. Code Regs. § 15378.).

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN PABLO DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and incorporated herein.

Section 2. Execution of Sublease Supplement. The City Council hereby authorizes the City Manager to execute the Sublease Supplement with the County which is attached in its substantially final form and to make such changes or additions thereto with the concurrence of the City Attorney as are necessary or appropriate and which do not substantially alter the rights and obligations of the City thereunder. The City Manager is further authorized to execute such other documents and take such other actions as are necessary to carry out and implement the obligations of the City.

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ADOPTED this 4th day of June, 2018, by the following vote:

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

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| ATTEST: | APPROVED: |
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/s/ LaTanya Fisher, Executive Assistant for
Elizabeth Pabon-Alvarado, City Clerk

/s/ Genoveva Garcia Calloway
Genoveva Garcia Calloway, Mayor