



Minutes of the Regular Meeting of the San Pablo City Council

Monday, December 18, 2017

ROLL CALL

The meeting convened in the Council Chambers at 5:00 pm. Present were and Mayor Genoveva Garcia Calloway and Councilmembers Cecilia Valdez and Rich Kinney. Absent was Vice Mayor Paul Morris and Councilmember Arturo Cruz. Also present were City Manager Matt Rodriguez, Assistant City Manager Reina Schwartz, Clare Gibson of Jarvis Fay Doporto & Gibson, LLC in place of City Attorney Lynn Tracy Nerland, Assistant to the City Manager/Economic Development Charles Ching, and Deputy City Clerk Lehny Corbin.

CLOSED SESSION

Cordell Hindler spoke on Closed Session #2 and indicated his approval for having a coffee shop at the library.

Attorney Gibson announced the titles of the Closed Session items and the meeting recessed at 5:04 pm to the Council Conference Room for Closed Session.

1. CLOSED SESSION (#17-0502)
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Gov't Code section 54956.8:
PROPERTY: APN 417-310-004
AGENCY NEGOTIATORS: Matt Rodriguez, Reina Schwartz, Charles Ching and City Attorney
NEGOTIATING PARTIES: City Ventures Homebuilding, LLC
UNDER NEGOTIATION: Price and terms of payment
2. CLOSED SESSION (#17-0503)
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Gov't Code section 54956.8:
PROPERTY: 13751 San Pablo Avenue, Café Suite, San Pablo, CA 94806
AGENCY NEGOTIATORS: Matt Rodriguez, Reina Schwartz, Charles Ching, City Attorney
NEGOTIATING PARTIES: Nutricion Fundamental, Inc. and Fastrack Coffee Company, LLC
UNDER NEGOTIATION: Price and terms of sublease

ROLL CALL

The meeting reconvened in the Council Chambers at 6:00 pm. Present were Mayor Genoveva Garcia Calloway and Councilmembers Cecilia Valdez and Rich Kinney. Absent was Vice Mayor Paul Morris and Councilmember Arturo Cruz. Also present were City Manager Matt Rodriguez, Assistant City Manager Reina Schwartz, Clare Gibson of Jarvis Fay Doporto & Gibson, LLC in

place of City Attorney Lynn Tracy Nerland, Police Chief Ron Raman, Finance Director Kelly Sessions, Public Works Director/City Engineer Barbara Hawkins, City Clerk Elizabeth Pabon-Alvarado, and Deputy City Clerk Lehny Corbin.

Attorney Gibson announced that there were no reportable actions on the two Closed Session matters.

ORAL COMMUNICATIONS

Cordell Hindler spoke regarding training and travel policy, jobs on the city website, and wished the City Council a happy holiday.

Luis Chacon and Eddy spoke regarding the unacceptable conditions in the West County Detention Facility and the investigations regarding inhumane treatment of immigration detainees as well as the mistreatment of women at the women's facility.

Walter Orellana spoke regarding the success of the Metas Program at Contra Costa College and thanked the City Council for their continued support.

Guadalupe Guzman, a current city employee and San Pablo resident, spoke regarding the January 6, 2018 grand opening of Lemon Gals, a café she co-owns located in the San Pablo Community Center.

Mayra Padilla spoke and thanked the City Council for their support of the Metas Program and acknowledged Mayor Calloway, Councilmember Valdez and former Councilmember Leonard McNeil.

CITY MANAGER REMARKS

City Manager Rodriguez announced the holiday closure of City Hall beginning December 22, 2017, reopening January 3, 2018, with the exception of Police Patrol, Senior Services and Recreation.

He also reported on the success of the December 1, 2017 Holiday Tree Lighting event.

He also announced that the City's new theme for 2018 Calendar Year will be announced in January 2018.

CONSENT CALENDAR

City Manager Rodriguez announced that item #7 (Hillcrest Road) needed to be pulled from the agenda and placed on a future agenda as the item required a four-fifths vote. It was moved by Councilmember Valdez, seconded by Councilmember Kinney, and passed by vote of those present to adopt all items in the Consent Calendar, with the exception of item #7 (Hillcrest Road) and #14 (MIG contract). The motion passed as follows:

AYES: Kinney, Valdez and Calloway

NOES: None

ABSENT: Cruz and Morris

ABSTAIN: None

MINUTES

3. By adoption of the Consent Calendar, the Minutes of the meeting of December 4, 2017 was approved. (#17-0504)

PERIODIC REPORTS

4. By adoption of the Consent Calendar, the SB 341 Housing Activities Annual Report for 2017 was received and filed. (#17-0509)
5. INVESTMENT REPORT / TREASURER'S REPORT FOR THE MONTH OF NOVEMBER 2017. (#17-0510)
6. By adoption of the Consent Calendar, the Vendor Check Register Report for the month of November 2017. (#17-0511)

MISCELLANEOUS

7. The consideration of the 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 was pulled from the Consent Calendar because it required a four-fifths majority vote; the item was continued to the next meeting. (#17-0512)
8. By adoption of the Consent Calendar, **Resolution 2017-222** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the waiver of fees for use of El Portal Soccer Field and Rumrill Sports Park Practice Field and a 2/3rd reduced fee at Rumrill Sports Park for Fields 1 and 2 (totaling \$28,780) for the San Pablo United Youth Soccer Club (SPUYSC) for the 2018 Spring Season. (#17-0488)
9. By adoption of the Consent Calendar, **Resolution 2017-223** was adopted, a Resolution of the City Council of the City of San Pablo authorizing a fee waiver in the amount of \$18,640 for the San Pablo Baseball Association (SPBA) use of Davis Park Sports Fields and Concession Stand for the 2018 Spring Season. (#17-0490)
10. By adoption of the Consent Calendar, **Resolution 2017-224** was adopted, a Resolution of the City Council of the City of San Pablo authorizing application for the Affordable Housing and Sustainable Communities Program. (#17-0493)
11. By adoption of the Consent Calendar, **Resolution 2017-225** was adopted, a Resolution of the City Council of the City of San Pablo to remove the Rule 20A Undergrounding and Associated Funding from the Rumrill Complete Streets Project. (#17-0499)
12. By adoption of the Consent Calendar, **Resolution 2017-226** was adopted, a Resolution of the City Council of the City of San Pablo (1) rejecting all bids received for the Police Department Elevator Hall Foundation Repair Project (PDT-ELV) due to insufficient funds available and (2) authorizing the City Engineer to re-bid the project with modified plans. (#17-0500)
13. By adoption of the Consent Calendar, **Resolution 2017-227** was adopted, a Resolution of the City Council of the City of San Pablo approving the Childhood Obesity Prevention Task Force (COPTF) renewal applications and new member appointments. (#17-0501)

14. This agenda item was pulled from the Consent Calendar and discussed separately. City Manager Rodriguez introduced the item. Ron Deziel spoke on the item. Assistant City Manager Schwartz addressed Mr. Deziel's inquiries regarding the MIG name, among other things. It was moved by Councilmember Kinney, seconded by Councilmember Valdez, and passed by vote of those present to adopt **Resolution 2017-228**, a Resolution of the City Council of the City of San Pablo (1) authorizing the transfer of \$160,000 from the FY 2017/18 Development Services Salary Account to its Professional Services Account; and (2) authorizing the City Manager to execute a new agreement with MIG for on-call planning support consulting services in the amount of \$184,000 for FY 2017/18, with options to renew annually for three years up to \$190,000 per year, based on availability of funds, for a four-year cumulative contract total not to exceed \$754,000. The motion passed as follows: (#17-0507)
AYES: Kinney, Valdez and Calloway
NOES: None
ABSENT: Cruz and Morris
ABSTAIN: None
15. By adoption of the Consent Calendar, **Resolution 2017-229** was adopted, a Resolution of the City Council of the City of San Pablo accepting work performed by Strawn Construction for the new San Pablo Library as complete subject to exceptions and directing that a Notice of Completion be prepared and filed with the County Recorder. (#17-0513)
16. By adoption of the Consent Calendar, **Resolution 2017-230** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to amend a contract for an additional amount of \$8,279.57 with Paving Construction Services, Inc. for a total contract amount of \$494,796.57 for the Annual Pavement Repair Project (320-3200-43600-PAV-018). (#17-0514)
17. By adoption of the Consent Calendar, **Resolution 2017-231** was adopted, a Resolution of the City Council of the City of San Pablo approving the Partial Termination of a Waiver and Indemnification Agreement between the City and San Pablo Preservation, L.P. concerning the original construction of the Church Lane Apartments located at 2555 Church Lane and approving the subordination of that agreement in connection with new funding for the renovation of the Church Lane Apartments. (#17-0516)
18. By adoption of the Consent Calendar, the City Council authorized by Minute Order the establishment of new City Council Ad-Hoc Temporary Subcommittees for Calendar Year 2018 (*Early Education Task Force Ad-Hoc Subcommittee* and *Robert Wood Johnson Foundation Culture of Health Prize Ad-Hoc Subcommittee*). (#17-0518)

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

RESOLUTIONS

19. City Manager Rodriguez introduced the item. Assistant to the City Manager/Personnel Tina Gallegos gave a PowerPoint presentation of the proposed amendments to the Classification and Compensation Plan which included changes and costs in the Police Department, Finance & Information Technology/Administrative Services Department and the Community Services Department. City Council expressed their support for the proposed amendments. Ron Deziel spoke and commented on Assistant City Manager

Schwartz's explanation of the MIG contract (item #14) as well as questioning funding for the paratransit program. City Manager Rodriguez explained how the Measure J funds operate in the Paratransit Program. It was moved by Councilmember Kinney, seconded by Councilmember Valdez, and passed by vote of those present to adopt **Resolution 2017-232**, a Resolution of the City Council of the City of San Pablo amending the City's Classification and Compensation Plan for FY 2017/18 and thereby approving: (1) a Police Department Reorganization and establishment of three classifications and corresponding salary ranges; (2) merging of the Finance and Information Technology Services Department and establishing two new classifications and corresponding salary ranges; (3) a reorganization of Community Services Department staffing for operational efficiency. The motion passed as follows: (#17-0506)

AYES: Kinney, Valdez and Calloway

NOES: None

ABSENT: Cruz and Morris

ABSTAIN: None

ORDINANCES

20. City Manager Rodriguez introduced the item. Contract Building Official Greg Adams gave a PowerPoint presentation of the proposed ordinance. Councilmember Kinney commented on permit fees for installation of charging stations. It was moved by Councilmember Valdez, seconded by Councilmember Kinney, and passed by vote of those present to waive the first reading and introduce the proposed Ordinance of the City Council of the City of San Pablo setting forth procedures for expediting permitting processing for electric vehicle charging systems. The motion passed as follows: (#17-0341)

AYES: Kinney, Valdez and Calloway

NOES: None

ABSENT: Cruz and Morris

ABSTAIN: None

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

City Council reported on their recent activities.

ADJOURNMENT

The meeting adjourned at 7:03 pm to Tuesday, January 16, 2018 at 6:00 pm, in memory of Maxine Erwin, a 20-year board member of the San Pablo Beautification Board, and City of San Francisco Mayor Ed Lee.

Respectfully submitted,

Elizabeth Pabon-Alvarado, City Clerk

Genoveva Garcia Calloway, Mayor