Minutes of the Regular Meeting of the San Pablo City Council

Monday, May 7, 2018

ROLL CALL

The meeting convened in the Council Chambers at 5:00 pm. Present were Mayor Genoveva Garcia Calloway and Councilmembers Rich Kinney, Arturo Cruz and Cecilia Valdez. Absent during roll call was Vice Mayor Paul Morris, who arrived during Closed Session at 5:42 pm. Also present were City Manager Matt Rodriguez, Lynn Tracy Nerland, City Attorney, Assistant City Manager Reina Schwartz, Assistant to the City Manager/HR Tina Gallegos, Public Works Director/City Engineer Jill Mercurio, Community & Economic Development Services Director Charles Ching, and Deputy City Clerk Lehny Corbin.

Cordell Hindler spoke regarding Closed Session agenda item #1 with a suggestion to update job titles. City Attorney Nerland announced the titles of the three Closed Session items and the meeting recessed to the Council Conference Room at 5:07 pm.

CLOSED SESSION (Council Conference Room)

1. CLOSED SESSION (#18-170)
   CONFERENCE WITH LABOR NEGOTIATORS
   (Pursuant to Govt. Code section 54957.6)
   AGENCY DESIGNATED REPRESENTATIVES: Matt Rodriguez, Reina Schwartz, Tina Gallegos, Kelly Sessions, Kelly Tuffo
   EMPLOYEE ORGANIZATION: Public Employees Union Local One / Unrepresented Employees (status pending) in the following job classifications: Administrative Clerk I, Administrative Clerk II, Administrative Secretary, Building Inspector, Engineering Aide, Fiscal Clerk I, Maintenance Worker I, Maintenance Worker II, Maintenance Worker III, Paratransit Driver, Permit Technician, Planning Aide, Public Works Inspector, Senior Administrative Clerk, Senior Center Services Aide, Senior Maintenance Worker, Senior Permit Technician, Senior Public Works Inspector

2. CLOSED SESSION (#18-171)
   CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
   Significant exposure to litigation pursuant to California Government Code Section 54956.9(d)(2): Claim of Strawn Construction

3. CLOSED SESSION (#18-169)
   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

ROLL CALL

The regular meeting reconvened in the Council Chambers at 6:12 pm. Present were Mayor Genoveva Garcia Calloway and Vice Mayor Paul Morris, and Councilmembers Rich Kinney, Arturo Cruz and Cecilia Valdez. Also present were City Manager Matt Rodriguez, Assistant City Attorney Reina Schwartz, City Attorney Lynn Tracy Nerland, Police Chief Ron Raman, Administrative Services Director Kelly Sessions, Public Works Director Jill Mercurio, City Clerk Elizabeth Pabon-Alvarado, and Deputy City Clerk Lehny Corbin.

City Attorney Nerland reported that on close session item 1 regarding labor negotiations, that the City Council provided direction to the labor negotiators; on item 2 regarding anticipated litigation, attention was directed to the action item 13 regarding an agreement with Strawn Construction; and on item 3 regarding anticipated litigation related to a claim of Donahue Schriber, no action was taken.

ORAL COMMUNICATIONS

Cordell Hindler requested the April 16, 2018 Minutes reflect his name under Ceremonial Matters, and spoke about the Sexual Abuse Awareness Month presentation.

CEREMONIAL MATTERS

4. San Pablo Economic Development Corporation General Manager Leslay Choy gave an overview of the process of selection for Small Business of the Year and introduced Martino Gonzalez, 23-year owner of La Strada, who spoke and thanked the City Council for their support. Mayor Calloway read and presented the Certificate of Recognition to La Strada Italian Cuisine – Recipient of the San Pablo Economic Development Corporation 2018 Small Business of the Year Award. Vice Mayor Morris also acknowledged Jojo Soriano who was in the audience and prepares marketing materials for La Strada. City Council thanked Mr. Gonzalez for his contributions to the community, as did speaker Cordell Hindler. (#18-162)

PRESENTATIONS

5. Senior Management Analyst Amanda Booth introduced the following students who gave a PowerPoint presentation of the results from the 2017-18 Earth Team Sustainable Youth Internship Program to plant trees, clean-up, monitor and undertake watershed education projects at Davis Park, Wanlass Park and Rumrill Boulevard: Jordan DeSilva, Brittany Gonzales, Dhzyia Miller, Alexa Vega, Mariana Mendez, Kevin Hernandez, Shradha Shakya, Arianna Aguilera, and Agustin Cerda. City Council remarked on the tremendous results from the hard work the students gave in cleaning up the community and the progress they have made. City Council also praised Amanda Booth for her leadership in working with the interns. Cordell Hindler spoke favorably regarding the program and the efforts. (#18-086)

6. Community Services Director introduced Elise Veliz, YSCP Administrative Clerk who introduced the following Youth Commissioners who gave the annual update through a PowerPoint presentation of the programs and events they participated in 2017 including, but not limited to, Senior Thanksgiving, Senior Center Aloha Night, Master Chef Cooking Challenge, Meals on Wheels Cards, a Sacramento trip, 2nd Current and Alumni Social, July Internships, Youth Hall of Fame, YES! Conference, SPYC Design 2.0, Youth Summit, Back-to-School Closet, Zumba-Thon, City Hall-O-Ween, City Tree Lighting, Cinco de Mayo, Family Giving Tree, Career Day, and Upcoming Events: Jonathan Gonzalez, Dana Reyes, Kyla McKinney, Shayla Jarquin, Marlen Muñoz,

Ignacio Mendoza, and Bryant Rodriguez. City Council commented on the great passion the youth had in performing their jobs, as well as offering letters of recommendation to the students in preparation for college or next steps. Cordell Hindler commented favorably on the presentation and asked to put on the record that he was at the Cinco de Mayo parade. (#18-130)

7. Community Services Director Greg Dwyer gave a PowerPoint presentation of the events put on by the Community Services Department including a recommendation to rename the Spring Egg Hunt to "Eggstravaganza" and hosting the Veteran's Day Event to the Saturday before the event date (November 11). Cordell Hinder spoke. (#18-159)

CITY MANAGER REMARKS

City Manager commented on the success of the Cinco de Mayo Parade event. He also announced that the City received a $3.2 million through the State Grant Local Partnership Funding Program for the Rumrill Boulevard Complete Streets Project and recognized Senior Management Analyst Amanda Booth and Public Works Director Jill Mercurio for their efforts. He further commented on the New City Hall Groundbreaking event held earlier that day.

CONSENT CALENDAR

It was moved by Vice Mayor Morris, seconded by Councilmember Valdez, and unanimously approved to adopt all items in the Consent Calendar, with the exception of item #8 (April 2 Minutes).

MINUTES

8. This item was pulled from the Consent Calendar and discussed separately. City Attorney Nerland explained further the recommendation to amend the language in the April 2, 2018 Minutes to correct the specific location of the vacant lot south of 3445 Collins Avenue at the proposed Parkway Commerce Center for cannabis cultivation use in the City of Richmond (APN 408-060-028). It was moved by Vice Mayor Morris, seconded by Councilmember Valdez, and unanimously approved to approve the Minutes of the meetings of April 2, April 9 and April 16, 2018. (#18-166)

PROCLAMATIONS

9. By adoption of the Consent Calendar, the issuance of Proclamation recognizing the week of May 20-27, 2018 as *National Public Works Week,* and issuance of a Certificate of Recognition of *100th Anniversary of Luso-American Council 5C of San Pablo* was approved. (#18-163)

MISCELLANEOUS

10. By adoption of the Consent Calendar, **Resolution 2018-061** was adopted, a Resolution of the City Council of the City of San Pablo approving Youth Commission Appointments. (#18-129)

11. By adoption of the Consent Calendar, **Resolution 2018-162** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to execute a contract amendment with Liebert Cassidy Whitmore in the amount of $50,000 (bringing the total to a not-to-exceed amount of $100,000) to provide legal services in the areas of labor negotiations and employment law and to appropriate $50,000 from General Fund Designated Reserves to fund the contract. (#18-164)

12. By adoption of the Consent Calendar, **Resolution 2018-163** was adopted, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to amend an existing engineering design contract with BKF Engineers to add $12,154, including a 15% contingency, for additional lighting design support for an amended total not-to-exceed contract authorization of $683,260 for the San Pablo Avenue Complete Streets Project (SPA-CST). (#18-168)

13. By adoption of the Consent Calendar, **Resolution 2018-064** was adopted, a Resolution of the City Council of the City of San Pablo approving and authorizing execution of an agreement for Waiver and Release of all Claims between the City of San Pablo and Strawn Construction for the new San Pablo Library in an amount not to exceed $80,528.50. (#18-176)

CITY COUNCIL CONSIDERATION/AUTHORIZATION

14. By adoption of the Consent Calendar, the City Council authorized to establish a temporary City Manager Employment Agreement Ad-Hoc Subcommittee. (#18-172)

15. By adoption of the Consent Calendar, the City Council approved by Minute Order to formalize the Community Services Department Event Improvements. (#18-173)

16. By adoption of the Consent Calendar, the City Council authorized by Minute Order to ratify the letter of concern transmitted to the West Contra Costa Unified School District (WCCUSD) Board of Trustees on April 25, 2018 opposing School Resource Officer (SRO) funding reductions by WCCUSD School Board. (#18-178)

BOARDS AND COMMISSIONS

17. By adoption of the Consent Calendar, the City Council authorized to renew the four-year terms of Leonard McNeil and David Alvarado and to post the Notice of Vacancy (#18-181)

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

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

City Council reported on their recent activities.

ADJOURNMENT

The meeting adjourned at 7:38 pm to Monday, May 21, 2018 at 6:00 pm, in memory of Tyrone Hairston, nephew of Senior Maintenance Worker Mike Lichtle; Cezar Solemnidad, grandfather of Senior Services Coordinator Zee de Leon; Ron Maggard, former member of the San Pablo Planning and Safety Commissions and husband of retired San Pablo City Clerk Charlotte Maggard; former San Pablo Police Sergeant Ken Miller and grandfather of Jailer Kristin Miller; and Daniel Gomez, father of Maintenance Worker III Daniel Gomez.

Respectfully submitted,

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Elizabeth Pabon-Alvarado, City Clerk

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Genoveva Garcia Calloway, Mayor