



Minutes of the Regular Meeting of the San Pablo City Council

Monday, August 1, 2022

ROLL CALL

The video/teleconferenced meeting convened at 6:02 pm. Present were Mayor Rita Xavier, Vice Mayor Abel Pineda and Councilmembers Patricia Ponce, Arturo Cruz and Elizabeth Pabon-Alvarado. Also present were City Manager Matt Rodriguez, Assistant City Manager Charles Ching, City Attorney Teresa Stricker, Police Chief Ron Raman, Public Works Director/City Engineer Allan Panganiban, Director of Finance Norm Veloso, Community Services Director Greg Dwyer, Community Development Director Libby Tyler, City Treasurer Viviana Toledo, City Clerk Dorothy Gantt, and Deputy City Clerk Lehy Corbin.

Mayor Xavier announced that the City Council previously determined to meet remotely pursuant to Assembly Bill 361, and that the Council's findings are memorialized in Consent Calendar item #8.

A pre-recorded announcement was played indicating that the meeting was being held via video/teleconference in accordance with the Brown Act as currently in effect under the Governor's Emergency Declaration related to COVID-19 that allow members of the City Council, City staff and the public to participate and conduct a meeting by teleconference, videoconference or both. The announcement indicated the ways in which members of the public may watch or listen to the meeting during livestream on the City website. Instructions were also announced that the public might provide public comments via email, which would be read before Council consideration of the item.

ORAL COMMUNICATIONS

City Clerk Gantt read aloud the comments submitted by:

- Cordell Hindler asking the City Council to invite the General Manager from East Bay Municipal Utility District to provide an update on water use, as well as inviting Sabrina Landreth to provide an update on park services;
- Lucy Alfaro, President of the Kiwanis Club of San Pablo, stated that the purpose of the Kiwanis Club is to provide services to the school-age children.

Lucy Alfaro also spoke through the webinar and requested support of \$1,500 from the City of San Pablo for the backpack giveaway event.

PRESENTATIONS

1. Presentation to the City Council regarding the 2022 San Pablo Summer Internship Program. (#22-103)

City Manager Rodriguez introduced the item. Community Services Coordinator Elise Veliz gave a presentation of the San Pablo Summer Internship Program 2022 and provided a brief background of the Program. The following interns spoke of their experiences in their respective assigned departments:

- Keoni Florendo (City Manager's Office)
- Maricela Martinez (Community Development)
- Lesley Martinez (Community Services)

- Estefani Canizales (Police Department)
- Naima Palacios (Public Works)

The Council expressed their comments and thanked the interns for their participation and contribution to the Program. The emailed comment submitted by Cordell Hindler was read aloud by City Clerk Gantt. As this agenda item was for informational purposes only, no action was taken by the Council.

2. Presentation of Certificate of Recognition to the San Pablo Lions Soccer Team as the 2022 Lions Gold Team Champions. (#22-325)

City Manager Rodriguez introduced the item. Community Services Director Dwyer presented the item and gave background information on the soccer team. Mr. Dwyer read aloud the *Proclamation Recognizing the San Pablo Lions Soccer Team as the 2022 Lions Gold Team Champions*.

The Council expressed their comments and congratulated the San Pablo Lions Soccer Team. Coach Hernandez remarked on the hard work the team had done to achieve the championship and thanked the San Pablo United Youth Soccer Club and Council for their support. As this agenda item was for informational purposes only, no action was taken by the Council.

3. City Council Approval and Presentation of Proclamation Recognizing Tuesday, August 2, 2022 as National Night Out in the City of San Pablo. (#22-304)

City Manager Rodriguez gave a brief introduction of the history of National Night Out and commended Police Chief Raman and the Police Department for putting on the event.

Mayor Xavier read aloud the *Proclamation Recognizing Tuesday, Augusts 2, 2022 as National Night Out in the City of San Pablo*.

Chief Raman commented on the planned activities and encouraged City staff and the community to attend the event.

Comments were made by Clayton Mitchell about the positive experience he has had with the Police Department and looked forward to the event.

Melanie Beasley also expressed appreciation for the Police Department.

The Council expressed their comments and appreciation for the Police Department and the event. No action was taken by the Council.

4. Presentation of Annual Report by the San Pablo Police Department. (#22-323)

City Manager Rodriguez introduced the item. Police Chief Raman presented the 5th Annual Police Department Report 2021-2022 including the Mission Statement, department statistics in crime, future goals, program achievements, and current and upcoming events. Also highlighted were the Patrol Division, Investigations Division, and the various programs such as the Police Department Priority Oriented Policing, and the Juvenile Education Welfare Liaisons (JEWL) Program.

Council expressed their comments. There were no comments from the public. City Manager Rodriguez commended the Police Department for its work.

As this agenda item was for informational purposes only, no action was taken by the Council.

*** * * END OF PRESENTATIONS * * ***

CITY MANAGER REMARKS

City Manager Rodriguez made the following announcements:

- August 2 – National Night Out event from 5:00 pm to 8:00 pm at the Community Center
- August 5 – Movies Under the Stars at the Community Center featuring *Encanto*;
- Will report on the July 30th Dumpster Day at next meeting

CONSENT CALENDAR

Councilmember Cruz declared his recusal on agenda item #10 as he was involved in the planning of the Kiwanis Club's Backpack Giveaway event and that he would not participate in the City Council's discussion of the item. He also requested that item #12 (Bush Avenue Pocket Park) and item #14 (support letter for development of Old City Hall) be pulled for discussion.

Vice Mayor Pineda declared his recusal on agenda item #12 as his residence is located within 500 feet of the proposed Bush Avenue Pocket Park and that he would not participate in the City Council's discussion of the item. He also requested that item #10 be pulled for discussion.

City Attorney Stricker remarked that Councilmember Cruz's and Vice Mayor Pineda's votes on the agenda items from which they recused will be recorded as recusals.

It was moved by Councilmember Pabon-Alvarado, seconded by Councilmember Ponce, and unanimously passed, to adopt all items in the Consent Calendar, with the exception of agenda item #10, item #12 and item #14. The motion passed as follows:

AYES: Pabon-Alvarado, Cruz, Ponce, Pineda and Xavier

NOES: None

ABSENT: None

ABSTAIN: None

RECUSED: None

LIABILITY CLAIMS

5. By adoption of the Consent Calendar, the liability claim of Pauline Frieda McCord was denied per the recommendation of the Municipal Pooling Authority, the City' joint risk pool (DOL 03/14/22). (#22-309)
6. By adoption of the Consent Calendar, the liability claim of Allstate Insurance as subrogee for Curt Robinson (DOL 03/20/22) was denied per the recommendation of the Municipal Pooling Authority, the City' joint risk pool. (#22-326)

PROCLAMATIONS

7. By adoption of the Consent Calendar, the request by Councilmember Cruz for issuance of proclamations recognizing the San Francisco Giants for the Junior Giants Program and the San Jose Earthquakes for supporting local youth was approved by Minute Order. (#22-322)

MISCELLANEOUS

8. By adoption of the Consent Calendar, **Resolution 2022-117** was adopted, a 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); determining that the City Council and other Brown Act bodies in the City of San Pablo continue to meet remotely through September 30, 2022 due to COVID-19 social distancing recommendations from the Contra Costa Health Department under Assembly Bill 361 findings; and confirming the actions taken by the Director of Emergency Services. (#22-319)
9. By adoption of the Consent Calendar, **Resolution 2022-118** was adopted, a Resolution of the City Council of the City of San Pablo authorizing an event sponsorship of \$5,000 for the 19th Annual 2022 Lytton Casino Golf Tournament and Fundraiser to Benefit LifeLong Medical Care on Monday, September 12, 2022. (#22-307)
10. This item was pulled from the Consent Calendar and discussed separately. Councilmember Cruz declared his recusal from participation on this item as stated above and turned off his microphone and camera. Vice Mayor Pineda suggested increasing the sponsorship from \$1,000 to \$1,500. After further discussion, it was moved by Vice Mayor Pineda, seconded by Councilmember Ponce, and passed by vote, adopt **Resolution 2022-119**, a Resolution of the City Council of the City of San Pablo authoring an event sponsorship in the amount of \$1,500 for the Kiwanis Club of San Pablo's San Pablo Unified Backpack Giveaway" and amending the resolution to include the requirement that the Kiwanis Club provide a written report following the event, with data about community participation and San Pablo residents reserved. The motion passed as follows: (#22-320)
AYES: Pabon-Alvarado, Ponce, Pineda and Xavier
NOES: None
ABSENT: None
ABSTAIN: None
RECUSED: Cruz

Councilmember Cruz returned to the webinar.

11. By adoption of the Consent Calendar, **Resolution 2022-120** was adopted, a Resolution of the City Council of the City of San Pablo (1) authorizing the City Manager to execute a Sixth Amendment with DC Electric Group, Inc. to extend the contract to provide routine and emergency traffic signal, street light and lighted crosswalk maintenance and Underground Services Alert (USA) locating and marking services for Fiscal Year 2022/23, and add funding in an amount not to exceed \$200,000 for Fiscal Year 2022/23 and an additional \$79,029 for services provided by DC Electric for Fiscal Year 2017/18 through 2021/22, bringing the total compensation under the agreement not-to-exceed \$1,319,837; and (2) ratifying \$79,029 in payments previously made to DC Electric for services provided through Fiscal Year 2021/22 that exceeded the compensation previously authorized by the City Council. (#22-294)

12. This item was pulled from the Consent Calendar and discussed separately. Vice Mayor Pineda declared his recusal from participation on this item as stated above and turned off his microphone and camera. City Manager Rodriguez introduced the item and referred to the previous grant funding obtained, and Request for Proposals process regarding the future design of the proposed Bush Avenue Pocket Park.

It was moved by Councilmember Pabon-Alvarado, seconded by Councilmember Cruz, and passed by vote, to adopt **Resolution 2022-121**, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to enter into an agreement with Gates and Associates for the design of a pocket park on Bush Avenue in the amount of \$90,000 and authorizing a 10% contingency for a total authorization of \$99,000. The motion passed as follows: (#22-315)

AYES: Pabon-Alvarado, Cruz, Ponce, and Xavier

NOES: None

ABSENT: None

ABSTAIN: None

RECUSED: Pineda

Vice Mayor Pineda returned to the webinar.

13. City Clerk Gantt read aloud the emailed comments submitted by Cordell Hindler. By adoption of the Consent Calendar, the designation of Mayor Xavier as the Voting Delegate and City Attorney Stricker as the Alternate Voting Delegate for the League of California Cities Annual Conference being held September 7-9, 2022 in Long Beach, California, was approved by Minute Order. (#22-310)
14. This item was pulled from the Consent Calendar and discussed separately. City Manager Rodriguez introduced the item and provided information on the request for a letter from the City. It was moved by Councilmember Cruz, seconded by Councilmember Pabon-Alvarado, and unanimously passed, to approve by Minute order to approve the correspondence in support of the development of Alvarado Gardens at 13831 San Pablo Avenue (Old City Hall). (#22-321)

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

CITY COUNCIL DISCUSSION/CONSIDERATION

15. City Manager Rodriguez introduced the item and gave a presentation of the plan to promote and celebrate the City's 75th anniversary of incorporation. The Council expressed their comments. There were no comments from the public.

It was moved by Councilmember Cruz, seconded by Councilmember Pabon-Alvarado, and unanimously passed, to adopt **Resolution 2022-122**, a Resolution of the City Council of the City of San Pablo to (1) consider an amendment to the FY 2021-2023 Council Priority Workplan by adding: "City of San Pablo 75th Anniversary Celebration for the City's Incorporation Date of April 27, 1948"; (2) acknowledge a program expense budget of \$50,000 funded from FY 2022-23 City Manager Contingency Reserve for this purpose; and (3) designate a temporary Ad-hoc Subcommittee (Mayor and Vice Mayor) of the City Council for coordination of event celebration, program and promotional activities with the City Manager and designated staff per SPMC Section 2.16.070 requirements. (#22-324)

SUPPLEMENTAL MATERIALS

18. All materials submitted after publication of the July 18, 2022 City Council agenda were appended to the published agenda after the Council meeting. (#22-313)

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

The City Council reported on their recent activities.

ADJOURNMENT

The meeting adjourned at 8:27 pm, to Tuesday, September 6, 2022, at 6:00 pm.

Respectfully Submitted,

Dorothy Gantt, City Clerk

Rita Xavier, Mayor