



City of San Pablo

13831 San Pablo Ave.
San Pablo, CA 94806
(510) 215-3000
www.SanPabloCA.gov

Meeting Agenda - Final City Council

Rich Kinney, Mayor
Cecilia Valdez, Vice Mayor
Councilmembers Genoveva Garcia Calloway, Paul Morris and
Kathy Chao Rothberg

Monday, November 21, 2016

6:00 PM

Council Chambers

CLOSED SESSION BEGINS AT 4:45 PM

In accordance with the Americans with Disabilities Act, persons requiring assistance or auxiliary aids in order to participate should contact the City Clerk's Office at City Hall, 13831 San Pablo Avenue, Building 1, San Pablo, or by calling (510) 215-3000, as soon as possible prior to the meeting. The city will give such requests primary consideration, taking into account undue financial and administrative burdens or fundamental alterations in the city service, program or activity.

Copies of this Agenda and non-exempt public records relating to an open session item on this agenda will be available for public view at the City Clerk's Office, 13831 San Pablo Avenue, Building 1, San Pablo. The full agenda packet may also be viewed on the city website at www.SanPabloCA.gov.

ROLL CALL

Members of the public may address the Council concerning the Closed Session matter on tonight's agenda before consideration of the item. Please file your name and address with the City Clerk on the form provided at the speaker's podium. Please also turn off or silence your cell phones.

CLOSED SESSION

#16-0489

1. [#16-0489](#)

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS

PROPERTY ADDRESS: 2000 Vale Road, San Pablo, CA (APN 417-190-019)

AGENCY NEGOTIATORS: City Manager Matt Rodriguez, City Attorney Lynn Tracy Nerland, Assistant City Manager Reina Schwartz and Assistant to the City Manager/Economic Development Charles Ching

NEGOTIATING PARTIES: West Contra Costa Healthcare District

UNDER NEGOTIATION: Price and Terms (per the Right of First Refusal in the Purchase and Sale Agreement between the parties dated March 11, 2015)

#16-0497

2. [#16-0497](#) CLOSED SESSION
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
PROPERTY ADDRESS: APN 417-310-004
AGENCY NEGOTIATORS: City Manager Matt Rodriguez,
Assistant City Manager Reina Schwartz, City Attorney Lynn
Tracy Nerland and Assistant to the City Manager/Economic
Development Charles Ching
NEGOTIATING PARTIES: DOMUS Development
UNDER NEGOTIATION: Price and term (Disposition and
Development Agreement by and between the City of San Pablo
and DOMUS Development, LLC dated January 20, 2016)

#16-0467

3. [#16-0467](#) CLOSED SESSION
CONFERENCE WITH REAL PROPERTY NEGOTIATORS
PROPERTY ADDRESS: 2600 Moraga Road (APN
416-140-050)
AGENCY NEGOTIATORS: City Manager Matt Rodriguez,
Assistant City Manager Reina Schwartz, City Attorney Lynn
Tracy Nerland and Assistant to the City Manager/Economic
Development Charles Ching
NEGOTIATING PARTIES: Palm Plaza Development
UNDER NEGOTIATION: Price and Terms

Recess to Regular Session in Council Chambers

PLEDGE OF ALLEGIANCE

ROLL CALL

Speakers wishing to address the Council or Successor Agency on a specific agenda item should file a form with the City Clerk indicating the agenda item. The Mayor or Chair will invite you to speak at the appropriate time when the matter is being considered. If you desire to address the Council or Agency, please file your name and address with the City Clerk on forms available at the podium. We also ask that all cell phones be turned off or silenced during the meeting.

ORAL COMMUNICATIONS

This is the time for comments on any item within the Council's subject matter jurisdiction, if such item is NOT listed on tonight's agenda. The Council may not engage in discussion or take action on any item that is not specifically listed on the agenda. Your item may be referred to city staff for investigation, report or placement on a future agenda. Persons addressing the Council are required to limit their remarks to three (3) minutes unless an extension or decrease of time is ordered. Please file your name and address with the City Clerk on forms available at the speaker's podium.

CEREMONIAL MATTERS

#16-0474

4. [#16-0474](#) INTRODUCTION OF NEW WEST CONTRA COSTA UNIFIED SCHOOL DISTRICT SUPERINTENDENT MATT DUFFY

PRESENTATIONS

#16-0446

5. [#16-0446](#) UPDATE ON MARIN CLEAN ENERGY (MCE) ENROLLMENT RATES, SERVICES AND PROGRAMS (15 minutes)

Recommendation: For Informational Purposes Only

CITY MANAGER REMARKS**CONSENT CALENDAR**

The Consent Calendar includes routine items that are to be enacted by one motion. There will be no separate discussion of these items. If discussion is requested, the item will be removed from the Consent Calendar and considered separately.

MINUTES

#16-0466

6. [#16-0466](#) MINUTES OF THE MEETING OF NOVEMBER 7, 2016

Recommendation: Approve

PERIODIC REPORTS

#16-0483

7. [#16-0483](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF OCTOBER 2016

Recommendation: Approve

#16-0492

8. [#16-0492](#) INVESTMENT REPORT / TREASURER'S REPORT FOR THE MONTH OF OCTOBER 2016

Recommendation: Receive and file

LIABILITY CLAIMS

#16-0491

9. [#16-0491](#) LIABILITY CLAIM OF RUSSELL ROYSTON, JR. (DOL: 04/15/16)

Recommendation: Deny Claim

MISCELLANEOUS

#16-0448

10. [#16-0448](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO (1) AUTHORIZE THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH NCE FOR STORMWATER SYSTEM MAPPING, MODELING AND CONSULTING SERVICES IN THE AMOUNT OF \$361,000, (2) APPROPRIATE \$174,609 FROM THE GENERAL FUND DESIGNATED RESERVES FOR DRAINAGE AND NPDES COMPLIANCE IMPROVEMENTS, AND (3) TRANSFER \$222,491 FROM PW 524 TO DRN-017 TO FUND THE CONTRACT WITH A 10% CONTINGENCY FOR A TOTAL AUTHORIZATION OF \$397,100.

Recommendation: Adopt Resolution

#16-0481

11. [#16-0481](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO REJECTING THE LOW BID OF RICHARD'S HEATING AND AIR; AWARDED THE BID TO S.H. MECHANICAL, INC. FOR THE INSTALLATION OF A THERMAL MANAGEMENT SYSTEM, TO INCLUDE EQUIPMENT, HARDWARE AND A ONE-YEAR WARRANTY IN THE POLICE DEPARTMENT COMPUTER SERVER ROOM IN THE AMOUNT OF \$36,889; AND AUTHORIZING THE EXECUTION OF A CONTRACT INCLUDING A 15% CONTINGENCY FOR \$42,422 USING EXISTING BUDGET RESOURCES FROM THE FY 2016/17 POLICE DEPARTMENT SPECIAL DEPARTMENT EXPENSE LINE ITEM (100-2110-44000)

Recommendation: Adopt Resolution

#16-0487

12. [#16-0487](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO EXTENDING THE AGREEMENT WITH UNIVERSAL BUILDING SERVICES FOR A SIX-MONTH PERIOD FOR JANITORIAL SERVICES FOR ALL CITY OF SAN PABLO BUILDINGS AND AUTHORIZING THE CITY MANAGER TO EXECUTE A SIX-MONTH CONTRACT AMENDMENT WITH UNIVERSAL BUILDING SERVICES IN THE AMOUNT OF \$69,606

Recommendation: Adopt Resolution

#16-0493

13. [#16-0493](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING A CONTRACT OF UP TO \$45,300 TO PURCHASE TWO SCANNER/PRINTERS FROM HP COMPUTING AND PRINTING, INC. THROUGH THE CMAS SCHEDULE FROM EXISTING RESOURCES IN THE FY 2016/17 PUBLIC WORKS AND INFORMATION TECHNOLOGY BUDGETS

Recommendation: Adopt Resolution

ORDINANCES

#16-0454

14. [#16-0454](#)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING CHAPTER 15.04 OF THE SAN PABLO MUNICIPAL CODE BY ADOPTING BY REFERENCE THE 2016 CALIFORNIA ADMINISTRATIVE CODE, 2016 CALIFORNIA BUILDING CODE VOLUMES 1 AND 2, 2016 CALIFORNIA HISTORICAL BUILDING CODE, 2016 RESIDENTIAL CODE, 2016 CALIFORNIA ELECTRICAL CODE, 2016 CALIFORNIA MECHANICAL CODE, 2016 CALIFORNIA PLUMBING CODE, 2016 CALIFORNIA FIRE CODE AND THE CONTRA COSTA FIRE PROTECTION DISTRICT'S AMENDMENTS, 2016 CALIFORNIA ENERGY CODE, 2016 CALIFORNIA REFERENCE STANDARDS CODE, 2016 CALIFORNIA GREEN BUILDING STANDARDS CODE. ADOPTION OF THESE CODES AND THE AMENDMENTS ARE EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT ("CEQA") PURSUANT TO CEQA GUIDELINES SECTION 15061(B)(3). BECAUSE IT CAN BE DETERMINED WITH CERTAINTY THAT THIS PROJECT HAS NO POTENTIAL FOR CAUSING A SIGNIFICANT EFFECT ON THE ENVIRONMENT, IN ADDITION, ADOPTION OF THESE CODES IS EXEMPT FROM REVIEW UNDER CEQA GUIDELINES SECTION 15308 BECAUSE THE PROJECT IS AN ACTION BEING TAKEN BY A REGULATORY AGENCY WHERE THE PROCESS INVOLVES PROCEDURES FOR THE PROTECTION OF THE ENVIRONMENT AND THAT DOES NOT HAVE THE POTENTIAL TO CAUSE SIGNIFICANT EFFECTS ON THE ENVIRONMENT

Recommendation: Waive second reading; adopt Ordinance

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

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

(Approved by Resolution 2016-004

Informational reports from Councilmember representatives to the following committees, commissions and organizations; brief reports on meetings attended at the expense of the City or Agency, as required by Government Code section 53232.3(d) (AB 1234); and other reports regarding items of general interest to the City Council. The City Council may take action on other items of interest that are specifically assigned herein:

(a) Mayor Rich Kinney

Memberships: Association of Bay Area Governments (ABAG); Casino/Lytton Tribe Representative; Contra Costa Hazardous Materials Commission (Alternate); League of California Cities/East Bay Division (Primary); West County Mayors/Supervisors Association (Primary); West Contra Costa Transportation Advisory Committee (Alternate); Marin Clean Energy Board of Directors Member (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Economic Development & Project Management; Local Hiring/Project Labor Agreement Provisions

(b) Vice Mayor Cecilia Valdez

Memberships: Casino/Lytton Tribe Representative (Vice Mayor); League of California Cities/East Bay League Division (Alternate); San Pablo Oversight Board Representative; Sister City Committee; San Pablo Community Foundation Grant Review Committee; West County Integrated Waste Management/RecycleMore JPA Authority (Primary); West Contra Costa Mayors/Supervisors Association (Alternate); West Contra Costa Transportation Advisory Committee (Primary)

Standing Committees: Budget, Fiscal & Legislative

(c) Councilwoman Genoveva Garcia Calloway

Memberships: Association of Bay Area Governments (Alternate); Sister City Committee; Marin Clean Energy Board of Directors (Primary); San Pablo Economic Development Corporation

Standing Committees: Community Services; Public Safety; Local Hiring/Project Labor Agreement Provisions

(d) Councilman Paul V. Morris

Memberships: League of California Cities/Public Safety Policy Committee; San Pablo Community Foundation Grant Review Committee; West County Integrated Waste Management/RecycleMore JPA (Alternate)

Standing Committees: Community Services; Public Safety; Civic Center Development/New City Hall Project

(e) Councilwoman Kathy Chao Rothberg

Memberships: San Pablo Economic Development Corporation

Standing Committees: Economic Development & Project Management; Civic Center Development/New City Hall Project

ADJOURNMENT

Adjourn to Monday, December 5, 2016 at 6:00 pm, in memory of Joan L. Hughes, mother of Patrol Sergeant Tom Hughes.