



SanPablo

Council Chambers
1000 Gateway Avenue
San Pablo, CA 94806
(510) 215-3000
www.SanPabloCA.gov

Meeting Agenda

City Council

Mayor Abel Pineda
Vice Mayor Patricia Ponce
Councilmember Arturo Cruz
Councilmember Elizabeth Pabon-Alvarado
Councilmember Rita Xavier

Monday, June 5, 2023

6:00 PM

City Council Chambers

Access the meeting remotely by using this URL
<https://us02web.zoom.us/j/83708212256>

NOTICE:

Members of the public may attend the meeting in any following ways:

- *In-person at the Council Chambers at 1000 Gateway Ave, San Pablo, CA (as well as any additional in-person location that may be listed above);*
- *By Zoom by visiting <https://us02web.zoom.us/j/83708212256>; or*
- *By phone at 1-669-444-9171 or 1-669-900-6833 (San Jose); and entering Webinar ID: 837 0821 2256.*
- *The public can also view the meeting during livestream online at <https://sanpablo.legistar.com/Calendar.aspx>*

If you are attending in-person, we ask that all cell phones be turned off or silenced during the meeting.

PUBLIC COMMENT:

At each meeting, the public has the opportunity to address the City Council on items appearing on the agenda and, for items not appearing on the agenda but within the purview of the City Council, during ORAL COMMUNICATIONS. Persons addressing the Council must limit their remarks to three (3) minutes unless an extension or decrease of time is set. As allowed by the Brown Act, the Mayor may limit the total time for public comments to facilitate the completion of business on the agenda.

- **IN-PERSON PUBLIC COMMENT:**

Any person wishing to make such address Council should first complete and deliver a "Speaker Form" available at the speaker's podium and submit it to the City Clerk identifying the agenda item. The Mayor will invite you to speak at the appropriate time when the matter is being considered.

- **REMOTE PUBLIC COMMENT:**

Members of the public participating remotely may provide public comment during the meeting in the following ways:

- *Web: <https://us02web.zoom.us/j/83708212256> (Participate via Zoom and "raise hand" by selecting the virtual hand icon in the Zoom platform when the item is called. City staff will activate the speaker's microphone when the speaker's name is called. The speaker will need to unmute themselves. Council will not consider comments made in the chat function of the Zoom platform.)*

- *Telephone: Dial Or by phone 1-669-444-9171 or 1-669-900-6833 (San Jose), Enter Webinar ID: 837 0821 2256 (press *9 to raise/lower hand; press *6 to mute/unmute)*

• WRITTEN PUBLIC COMMENT:

Public comments may also be submitted via email to CityClerk@SanPabloCA.gov. Each email must contain in the subject line "PUBLIC COMMENTS NOT ON THE AGENDA" [or] "PUBLIC COMMENTS AGENDA ITEM No. ___". Written comments received by 12:00 noon on the day of the meeting will be provided in advance to the City Council and posted online with the agenda materials. During the meeting, the public may provide written public comments via email to CityClerk@SanPabloCA.gov. All written comments received after noon the day of the meeting will be read into the record before Council consideration of the item and will be limited to the same time allowed for other public comments. Comments that do not conform to the City Council's rules of decorum may be summarized rather than read verbatim.

Please note that all information provided in public comments including phone number called with, email addresses and any other personal information written or stated is subject to disclosure on the broadcast of the video- or tele-conferenced meeting.

AGENDA MATERIALS

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, 1000 Gateway Avenue, San Pablo. The full agenda packet may also be viewed on the City website at

<https://www.sanpabloca.gov/1400/City-CouncilLSA-Planning-Comm-AgendasMin>

AMERICANS WITH DISABILITIES ACT:

In accordance with the Americans with Disabilities Act and Brown Act, individuals with disabilities requiring reasonable accommodations, including auxiliary aids or services, in order to participate in the meeting should submit a completed Meeting Accommodation Request Form by email to CityClerk@SanPabloCA.gov, with "Accommodation Request" listed in the subject line of the email.

Alternatively, completed Meeting Accommodation Request Forms may be submitted to the City Clerk's Office at City Hall, 1000 Gateway Avenue, San Pablo, CA 94806. Meeting Accommodation Request Forms may be found at <https://www.sanpabloca.gov/DocumentCenter/View/15988/FRM-Meeting-Accommodation-Request-Form-FINAL-020823>, or requested by email to CityClerk@SanPabloCA.gov, or by phone at (510) 215-3000.

Meeting accommodation requests should be submitted to the City as soon possible. The City will attempt to resolve before the meeting begins all accommodation requests received by 10 a.m. on the day of the meeting.

PLEDGE OF ALLEGIANCE**PUBLIC ANNOUNCEMENT****ROLL CALL****REMOTE PARTICIPATION UNDER AB 2449**

Consider and take action on any request from a Councilmember to participate in a meeting remotely due to Just Cause or Emergency Circumstances pursuant to AB 2449 (Government Code Section 54953(f)).

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**PRESENTATIONS**

1. [23-229](#) RECOGNITION OF THE 2023 SMALL BUSINESS OF THE YEAR, SAN PABLO SMILES DENTISTRY

CEQA: This is not a project as defined by CEQA.

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

2. [23-219](#) CONSIDER APPROVING MINUTES OF THE MEETINGS OF MAY 15, 2023

CEQA: This is not a project as defined by CEQA.

3. [23-218](#) CONSIDER APPROVING MINUTES OF THE MEETINGS OF MAY 1, 2023

CEQA: This is not a project as defined by CEQA.

PERIODIC REPORTS

4. [23-238](#) CONSIDER RECEIVING AND ACCEPTING THE INDEPENDENT CITIZENS' OVERSIGHT COMMITTEE REPORTS FOR PERIOD ENDING JUNE 30, 2022 FOR MEASURE Q AND MEASURE K TRANSACTION & USE SALES TAX.

CEQA: This is not a project as defined by CEQA.

CITY COUNCIL AUTHORIZATION

5. [23-183](#) CONSIDER ADOPTING RESOLUTION APPROVING: (1) ONE-TIME FY 2023-24 BILLING RECONCILIATION OF \$57,527, AND (2) AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE-YEAR AGREEMENT WITH THE TRI-CITY CONSORTIUM WITH PINOLE AND HERCULES FOR DISPATCH AND CAD/RMS SERVICES FOR FY 2023/24 - 2027/28 FOR TOTAL ESTIMATED COSTS OF \$6,913,726 OVER FIVE YEARS

CEQA: This proposed action is not a project under CEQA

6. [23-203](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A THREE-YEAR AGREEMENT WITH CRISIS MANAGEMENT & COMMUNICATIONS 911 FOR CONSULTING SERVICES RELATED TO PROFESSIONAL CRISIS MANAGEMENT AND COMMUNICATIONS FOR A TOTAL COST NOT TO EXCEED \$102,000 OVER THE THREE YEARS.

CEQA: This is not a project as defined by CEQA.

7. [23-211](#) CONSIDER A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE SUBLEASE SUPPLEMENT NO. 6 BY AND BETWEEN THE CITY OF SAN PABLO AND CONTRA COSTA COUNTY TO CONTINUE 52 HOURS PER WEEK OF LIBRARY SERVICES AT THE SAN PABLO LIBRARY FOR FISCAL YEAR 2023-2024, AT A COST OF \$124,525

CEQA: This is not a project as defined by CEQA.

8. [23-216](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO TO AMEND THE ENVIRONMENTALLY PREFERABLE PURCHASING POLICY AND THE PURCHASING AND PROCUREMENT POLICY TO COMPLY WITH SB 1383 REQUIREMENTS

CEQA: This item is not a project as defined by CEQA.

9. [23-217](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT FOR TRASH REDUCTION AND NPDES COMPLIANCE SERVICES with BROWN & CALDWELL IN AN AMOUNT NOT TO EXCEED \$102,154; AND (2) REALLOCATING TO THE TRASH REDUCTION PLAN PROJECT (0907) \$94,033 IN SALARY SAVINGS FROM THE FISCAL YEAR 2022/2023 NPDES DIVISION SALARY OPERATING BUDGET AND \$8,121 FROM NPDES FISCAL YEAR 2022/2023 PROFESSIONAL SERVICES OPERATING BUDGET

CEQA: This item is not a project as defined by CEQA.

10. [23-083](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING A TEMPORARY CONSTRUCTION EASEMENT FOR PACIFIC GAS & ELECTRIC COMPANY ON 1655 FOLSOM AVENUE & WILDCAT CREEK TRAIL FOR STAGING FOR ITS GAS TRANSMISSION PROJECT

CEQA: This project is exempt from the provisions of CEQA as a minor alteration to land pursuant to Section 15304 of the CEQA Guidelines (14 Cal. Code Regs sec. 15304(e))

11. [23-177](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE (5) YEAR AGREEMENT WITH SWEEPING CORPORATION OF AMERICA (SCA) FOR CITYWIDE STREET SWEEPING SERVICES IN AN AMOUNT NOT TO EXCEED \$180,000 FOR FISCAL YEAR 2023/24 AND A TOTAL AUTHORIZATION AMOUNT NOT TO EXCEED \$994,614 THROUGH FISCAL YEAR 2027/28

CEQA: This project is exempt from the California Environmental Quality Act ("CEQA") pursuant to 14 C.C.R. Section 15301 because it consists of the maintenance of existing facilities.

12. [23-222](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PINNACLE PETROLEUM, INC. FOR THE PURCHASE OF FUEL FOR CITY OPERATIONS FROM JULY 1, 2023 THROUGH MARCH 1, 2026 IN AN AMOUNT NOT TO EXCEED \$257,500 FOR FY2023/24, \$265,225 FOR FY2024/25, AND \$182,121 FOR FY2025/26 THROUGH MARCH 1, 2026, FOR A TOTAL COMPENSATION UNDER THE AGREEMENT NOT TO EXCEED \$704,846

CEQA: The purchase of fuel supply is not a project under Section 15378 of the Guidelines for the California Environmental Quality Act (CEQA) and if a project, would be exempt from environmental review pursuant to Sections 15061 (b)(2) and 15061 (b)(3) of the CEQA guidelines.

13. [23-223](#) CONSIDER ADOPTING RESOLUTION TO APPROPRIATE APPROXIMATELY \$1.79 Million OF GENERAL FUND DESIGNATED RESERVES TO FUND FY 2022/23 UNFORESEEN EXPENDITURES

CEQA: This is not a project subject to CEQA.

14. [23-234](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO APPROVING SENATE BILL 1 (SB1) ROAD MAINTENANCE AND REHABILITATION ACCOUNT FUNDING AND PROJECT LIST FOR FISCAL YEAR 2023/24 TO BE COMPRISED OF THE SAN PABLO DAM ROAD I-80 GATEWAY IMPROVEMENTS PROJECT (0605)

CEQA: This is not a project subject to CEQA.

15. [23-233](#) CONSIDER AMENDING CITY COUNCIL ASSIGNMENTS (AMENDMENT NO. 4) FOR CALENDAR YEAR 2023 PURSUANT TO SPMC 2.16.070 REQUIREMENTS (1) ESTABLISH A NEW COUNCIL ASSIGNMENT TO MEET WITH THE CITY AUDITOR TO REVIEW FINANCIAL STATEMENTS; AND (2) REVISE THE PRIMARY AND ALTERNATE COUNCIL ASSIGNMENTS TO THE WCCIWMA/RECYCLEMORE JPA BOARD OF DIRECTORS

CEQA: This is not a project as defined by CEQA.

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

PUBLIC HEARINGS

No items scheduled.

ORDINANCES

CITY COUNCIL DISCUSSION/CONSIDERATION

16. [23-230](#) CONSIDER ADOPTING RESOLUTIONS APPROVING FY2023/24 FINAL GRANT AWARDS FOR THE ANNUAL SAN PABLO COMMUNITY FOUNDATION GRANT PROGRAM AND ACCEPTING AND APPROPRIATING \$45,000 IN EXTERNAL FUNDING FROM THREE SOURCES TO THE FY 2023/24 CITY COUNCIL COMMUNITY EVENTS BUDGET TO FULLY FUND THE FY 2023/24 PROGRAM FOR A TOTAL PROGRAM APPROPRIATION OF \$100,000 IN ONE-TIME GRANT DISBURSEMENTS

CEQA: This is not a project as defined by CEQA.

17. [23-231](#) CONSIDER RESOLUTION APPROVING AMENDMENT NO. 2 TO THE FY 2023-25 CITY COUNCIL PRIORITY WORKPLAN UNDER MAJOR POLICY GOAL: BUILD A HEALTHY COMMUNITY - FUTURE CITY COUNCIL SALARIES POLICY AMENDMENTS

CEQA: This is not a project as defined by CEQA.

SUPPLEMENTAL MATERIALS (IF ANY)

18. [23-239](#) MATERIALS SUBMITTED AFTER PUBLICATION OF THE AGENDA WILL BE APPENDED AFTER THE COUNCIL MEETING. THIS IS NOT AN ACTION ITEM BUT MERELY A MECHANISM FOR MATERIALS SUBMITTED AFTER PUBLICATION OF THE AGENDA TO BE APPENDED TO THE PUBLISHED AGENDA AFTER THE COUNCIL MEETING

MAYOR AND CITY COUNCIL ASSIGNMENTS REPORTS

(Approved by Resolution 2022-013)

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 agendaized herein:

(a) Mayor Abel Pineda

Memberships: Contra Costa County Mayors Association (Primary); West County Mayors & Supervisors Association (Primary); West County Integrated Waste Management/RecycleMore JAP (Primary); West Contra Costa Transportation Advisory Committee (Alternate);

Standing Committees: Community Services

Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; Smart 5G Policy Projects; City's 75th Anniversary Celebration

(b) Vice Mayor Patricia Ponce

Memberships: Contra Costa Mayors' Conference (Alternate); West Contra Costa Mayors & Supervisors Association (Alternate); League of California Cities East Bay League Division (Alternate); MACE Clean Energy Board of Directors (Primary); San Pablo Economic Development Corporation Board of Directors (City Council Appointee); San Pablo-Manzanillo Future Board Member Designation (Primary);

Standing Committees: Budget, Fiscal & Legislative; Economic Development, Housing & Project Management

Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; San Pablo 75th Anniversary Celebration; City Attorney Employment Agreement

(c) Councilmember Arturo Cruz

Memberships: Association of Bay Area Governments (Alternate); San Pablo Community Grant Foundation Board (Member)

Standing Committees: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittees: City Attorney Employment Agreement

(d) Councilmember Elizabeth Pabon-Alvarado

Memberships: MACE Clean Energy Board of Directors (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittees: City Attorney Employment Agreement

(e) Councilmember Rita Xavier

Memberships: Association of Bay Area Governments (Primary); League of CA Cities East Bay League Division (Primary); San Pablo Community Grant Foundation (Member); West County Integrated Waste Management/RecycleMore JAP Authority (Alternate); West Contra Costa Transportation Advisory Committee (Primary)

Standing Committees: Public Safety; Public Health

Ad-Hoc Subcommittees: None

ADJOURNMENT

Adjourn to Tuesday, June 20, 2023 at 6:00 pm.