



City of San Pablo

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, November 20, 2023

6:00 PM

City Council Chambers
Members of the public may view this meeting
online by using this URL
<https://us02web.zoom.us/j/83708212256>

Special Meeting and Closed Session Meeting

CLOSED SESSION BEGINS AT 5:00 PM

IMPORTANT NOTICE ABOUT PUBLIC COMMENTS AND MEETING PARTICIPATION

NOTICE:

Members of the public are invited to attend the meeting in-person at Council Chambers.

Members of the public may also view the meeting on online at <https://us02web.zoom.us/j/83708212256> or during livestream online at <https://sanpablo.legistar.com/Calendar.aspx>.

Please note the following temporary change to the City's public comment procedures: Public comment by zoom or telephone will not be accepted. Public comment may be provided only in-person in Council Chambers or via email as set forth below.

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.

• **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 not be read out loud and will be provided directly to the members upon receipt and distributed with supplemental materials following the meeting.

Please note that all information provided in public comments, including 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.

CALL TO ORDER

ROLL CALL

CLOSED SESSION

1. [23-446](#) CLOSED SESSION
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Gov't Code section 54956.9(d)(2): 6 potential cases pertaining to dispute over payment of monthly supplemental health insurance to certain retired employees
2. [23-459](#) CLOSED SESSION
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Potential initiation of litigation pursuant to Gov't Code section 54956.9(d) (4): 6 potential cases

***** END OF CLOSED SESSION *****

RECONVENE TO REGULAR SESSION

PLEDGE OF ALLEGIANCE**PUBLIC ANNOUNCEMENT****ROLL CALL****REPORT ON CLOSED SESSION****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.

PRESENTATIONS

3. [23-385](#) BI-ANNUAL UPDATE FROM SAN PABLO YOUTH COMMISSION (SPYC)

Recommendation: For Informational Purposes Only

4. [23-393](#) PRESENTATION OF GENERAL UPDATES BY PACIFIC GAS AND ELECTRIC (PG&E) COMPANY

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

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

5. [23-436](#) CONSIDER APPROVING MINUTES OF THE MEETING OF NOVEMBER 6, 2023

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

Recommendation: Approve by Minute Order

PERIODIC REPORTS

6. [23-288](#) CONSIDER APPROVING VENDOR CHECK REGISTER REPORT FOR THE MONTH OF OCTOBER 2023

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

Recommendation: Approve by Minute Order

BOARDS AND COMMISSIONS

7. [23-386](#) CONSIDER ADOPTING RESOLUTION APPOINTING ELEVEN COMMISSIONERS TO THE SAN PABLO YOUTH COMMISSION (SPYC)

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

Recommendation: Adopt Resolution

CITY COUNCIL AUTHORIZATION

8. [23-428](#) CONSIDER RESOLUTION ADOPTING THE CITY OF SAN PABLO CONTRA COSTA COLLEGE MOBILITY HUB PLAN

CEQA: This project is statutorily exempt from CEQA under the provisions of Senate Bill 288 which created an exemption from environmental review pursuant to CEQA for pedestrian and bicycle facilities and projects that improve customer information and wayfinding for transit riders, bicyclists, and pedestrians.

Recommendation: Adopt Resolution

9. [23-432](#) CONSIDER ADOPTING RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) APPROVING AND AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE AGREEMENT BETWEEN CALTRANS AND THE CITY OF SAN PABLO IN THE AMOUNT OF \$562,500 FOR THE FULL TRASH CAPTURE DEVICE AT CHURCH LANE AND WILLOW AVENUE PROJECT; AND (2) ACCEPTING AND APPROPRIATING THE FUNDS TO THE PROJECT BUDGET (320-0304-43604-ALT-224)

CEQA: An environmental review analysis consistent with California Environmental Quality Act (CEQA) requirements will be prepared for the design and construction plans at time of project implementation.

Recommendation: Adopt Resolution

10. [23-439](#) CONSIDER ADOPTING RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE ONE (1) 2023 FORD MACH-E ELECTRIC VEHICLE FOR A TOTAL COST NOT TO EXCEED \$52,644, USING COMPETITIVELY BID COOPERATIVE CONTRACTS; AND APPROPRIATING \$52,644 FROM THE ADJUDICATED ASSET SEIZURE ACCOUNT TO THE VEHICLE REPLACEMENT FUND FOR THIS VEHICLE PURCHASE IN FY 2023/24

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

Recommendation: Adopt Resolution

11. [23-437](#) CONSIDER RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO (1) RATIFYING THE CITY'S APPLICATION FOR THE CALRECYCLE SB 1383 LOCAL ASSISTANCE GRANT PROGRAM IN THE AMOUNT OF \$75,000; (2) ACCEPTING AND APPROPRIATING GRANT FUNDING, IF AWARDED; AND (3) AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY FOR CITY PARTICIPATION IN THIS GRANT PROGRAM.

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

Recommendation: Adopt Resolution

12. [23-435](#) CONSIDER RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A FIRST AMENDMENT TO AGREEMENT WITH MACK5 FOR PROJECT AND CONSTRUCTION MANAGEMENT SERVICES FOR THE NEW SAN PABLO POLICE HEADQUARTERS AND TRAINING FACILITY INCREASING COMPENSATION BY \$169,468 TO COVER PROJECT COMMISSIONING, SPECIAL TESTING AND INSPECTIONS, AND GEOTECHNICAL TESTING AND INSPECTIONS, FOR A NEW TOTAL CONTRACT AMOUNT OF \$1,052,393

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

Recommendation: Adopt Resolution

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

PUBLIC HEARINGS

13. [23-429](#) CONSIDER AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING SAN PABLO ZONING ORDINANCE CHAPTER 17.60, SPECIAL RESIDENTIAL USES, SECTION 17.60.070, ACCESSORY DWELLING UNITS, CONCERNING PROCEDURES AND DEVELOPMENT STANDARDS FOR ACCESSORY DWELLING UNITS (ADUS)

CEQA: This proposed action is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.17, which exempts the adoption of local ordinances regulating accessory dwelling units.

Recommendation: Conduct public hearing; waive first reading; introduce Ordinance

14. [23-427](#) PUBLIC HEARING TO CONSIDER ADOPTING RESOLUTION ACCEPTING AND APPROPRIATING \$14,922 IN FUNDS TO BE RECEIVED FROM THE 2023 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM, AND AUTHORIZING THE FUNDS TO PAY FOR CONTINUED SUBSCRIPTION SERVICES FOR TWENTY CRADLEPOINT MOBILE ROUTERS TO SUPPORT EXISTING SAN PABLO POLICE DEPARTMENT OPERATIONS.

CEQA: The proposed action is not a project as defined by CEQA.

Recommendation: Conduct public hearing; adopt Resolution

CITY COUNCIL DISCUSSION/CONSIDERATION

No items scheduled.

SUPPLEMENTAL MATERIALS (IF ANY)

15. [23-280](#) 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 agendized herein:

(a) Mayor Abel Pineda

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

Standing Committees: Community Services

Ad-Hoc Subcommittees: Casino San Pablo/Lytton Tribe; Smart 5G Policy Projects; Solid Waste & Recycling Agreements, Programs and Services

(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); MCE 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

(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: Smart 5G Policy Projects

(d) Councilmember Elizabeth Pabon-Alvarado

Memberships: MCE Clean Energy Board of Directors (Alternate)

Standing Committees: Budget, Fiscal & Legislative; Public Safety

Ad-Hoc Subcommittees:

(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 JPA Authority (Primary); West Contra Costa Transportation Advisory Committee (Primary)

Standing Committees: Public Safety

Ad-Hoc Subcommittees: Solid Waste & Recycling Agreements, Programs and Services

ADJOURNMENT

Adjourn to Monday, December 04, 2023 at 6:00 pm.