



City of San Pablo

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

Meeting Agenda - Final

City Council

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

Monday, November 21, 2022

6:00 PM

Via Teleconference/Videoconference

City Council and Staff will attend via Teleconference/Videoconference

This meeting is being held in accordance with the Brown Act as amended by Assembly Bill 361 and following the initial determination of the City Council, pursuant to Resolution 2021 129, dated October 4, 2021, that following consideration of the State of Emergency due to the COVID-19 pandemic that the City Council, Standing Committees, and Commissions subject to the Brown Act shall continue to meet remotely through teleconference or videoconference given the following findings:

- i. The emergency continues to impact the ability of the City Council, its Standing Committees and Commissions, as well as the staff and members of the public, from meeting safely in person; and
- ii. The Contra Costa County Health Department encourages holding public meetings online (teleconferenced or videoconferenced) meetings.

In order to comply with public health recommendations the requirement to provide a physical location for members of the public to participate in the meeting has been suspended. However, the public can participate in the meeting in the following ways:

1. Members of the public can watch or listen to the meeting during Livestream Online at: <https://www.sanpabloca.gov/1400/City-CouncilLSA-Planning-CommAgendasMin>; OR <https://tinyurl.com/SPCC112122> (no password needed); OR Join from a PC, Mac, iPad, iPhone or Android device: Please click this URL to join <https://tinyurl.com/SPCC112122>.

Or join by phone: Dial (for higher quality, dial a number based on your current location):
US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205 6099, or +1 301 715 8592, or +1 312 626 6799; Webinar ID: 848 1016 9916; International numbers available: <https://us02web.zoom.us/j/84810169916>.

2. Public comments may be submitted watching the meeting via online link: <https://tinyurl.com/SPCC112122>.

a. 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 #__". Comments received by 12 noon on the day of the meeting will be provided in advance to the City Council and posted online with the agenda materials.

b. During the meeting, the public may provide public comments via email to CityClerk@SanPabloCA.gov, which will be read into the record before Council consideration of the item and will be limited to three (3) minutes. Comments that do not conform to the City Council's rules of decorum may be summarized rather than read verbatim.

c. To make a public comment on a desired item while participating in the webinar, click on the "Raise Your Hand" option within the online webinar tool, or if participating via phone – press *9.

d. Written comments on agenda items shall be submitted by noon on the day of the meeting to allow sufficient time for copying and consideration before Council consideration of the agenda item. Written comments exceeding one page must be submitted by 7:30 am on the day of the meeting.

As allowed by the Brown Act, the Mayor may limit the total time for public comment to facilitate the completion of business on the agenda. All comments received by the close of the meeting will be available after the meeting as supplemental materials and will become part of the official meeting record.

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. Comments posted online will not include personal information.

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, 1000 Gateway Avenue, 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, 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>.

PLEDGE OF ALLEGIANCE**ROLL CALL**

Speakers wishing to address the Council on a specific agenda item should file a form with the City Clerk indicating the agenda item. The Mayor will invite you to speak at the appropriate time when the matter is being considered. If you desire to address the Council, 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.

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

1. [#22-447](#) MINUTES OF THE MEETING OF NOVEMBER 7, 2022.

Recommendation: Approve by Minute Order

PERIODIC REPORTS

2. [#22-455](#) VENDOR CHECK REGISTER REPORT FOR THE MONTH OF OCTOBER 2022

Recommendation: Approve by Minute Order

PROCLAMATIONS

3. [#22-463](#) REQUEST BY MAYOR XAVIER FOR ISSUANCE OF PROCLAMATION IN SUPPORT OF HUMAN RIGHTS IN IRAN INCLUDING THE IMMEDIATE CESSATION OF HUMAN RIGHTS ABUSES ON THE DEMONSTRATORS IN IRAN AND A FREE SECULAR DEMOCRATIC REPUBLIC OF IRAN.

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

Recommendation: The City Manager recommends the City Council formally consider this request for potential approval by majority vote via minute order.

MISCELLANEOUS

4. [#22-462](#) 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 OF THE CITY OF SAN PABLO CONTINUE TO MEET REMOTELY THROUGH DECEMBER 31, 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.

CEQA Compliance Statement: This item is not a project as defined by CEQA pursuant to 14 CCR section 15378, and if deemed a project, would be exempt pursuant to 14 CCR sections 15061 and 15269.

Recommendation: Adopt Resolution

5. [#22-456](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ACCEPTING A PRIVATE DONATION REQUEST AND AUTHORIZING CITY STAFF TO INSTALL A TREE IN MEMORY OF SAN PABLO ROTARY MEMBER, DENNIS BULLIS.

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

Recommendation: Adopt Resolution

6. [#22-380](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING AND APPROVING THE PROGRAM GUIDELINES FOR THE SAN PABLO BACK-TO-BUSINESS (B2B) GRANT EXPANSION AND MINI-BUSINESS IMPROVEMENT GRANT PROGRAMS USING \$900,000 IN AMERICAN RESCUE PLAN (ARPA) FUNDS, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A FOUR-YEAR AGREEMENT WITH THE SAN PABLO ECONOMIC DEVELOPMENT CORPORATION TO ADMINISTER THE PROGRAMS

CEQA Compliance Statement: This Item is not a project as defined by CEQA.

Recommendation: Adopt Resolution

7. [#22-461](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AMENDING THE PART-TIME SALARY SCHEDULE OF THE CITY'S CLASSIFICATION AND COMPENSATION PLAN EFFECTIVE JANUARY 1, 2023 TO COMPLY WITH NEW CALIFORNIA MINIMUM WAGE REQUIREMENTS.

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

Recommendation: Adopt Resolution

8. [#22-466](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE AN APPLICATION FOR THE GIANTS COMMUNITY FUND'S PETER A. MAGOWAN FIELDS FOR KIDS GRANT FOR THE REFURBISHMENT OF THE DAVIS PARK BASEBALL FIELD.

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

Recommendation: Adopt Resolution

9. [#22-450](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO ESTABLISHING THE SAN PABLO YOUTH COMMISSION STUDENT-LED UNITY GRANT (S.L.U.G.) MINI-GRANT PILOT PROGRAM FOR FISCAL YEAR 2022/23, TO PROVIDE GRANTS OF UP TO \$1,000 TO FUND YOUTH-LED PROGRAMS TO INCREASE SAN PABLO YOUTH ACCESS TO COLLEGE READINESS EDUCATION AND ACTIVITIES, WITH TOTAL FUNDING FOR THE PROGRAM NOT TO EXCEED \$6,000.

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

Recommendation: Adopt Resolution

10. [#22-471](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING AN EVENT SPONSORSHIP IN THE AMOUNT OF \$1,500 FOR THE KIWANIS CLUB OF SAN PABLO'S 3RD ANNUAL WINTER TOY GIVEAWAY EVENT.

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

Recommendation: Adopt Resolution

11. [#22-454](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN PABLO AUTHORIZING THE CITY MANAGER TO EXECUTE A NEW AGREEMENT WITH HINDERLITER DE LLAMAS & ASSOCIATES (HDL) FOR SALES TAX AUDITING AND RELATED SERVICES AS TO MEASURES Q AND S SALES USE TAX RECEIPTS, WITH TWO COMPONENTS OF COMPENSATION:

1) FOR MEASURES Q AND S SALES TAX AND ECONOMIC ANALYSIS, FORECASTING SERVICES, REPORTS, AND CONSULTING SERVICES, IN AN AMOUNT NOT TO EXCEED \$50,000 OVER THE 10-YEAR TERM OF THE AGREEMENT; AND

2) FOR ALLOCATION AND AUDIT RECOVERY SERVICES, FEES CONSISTING OF 25% OF NEW RETROACTIVE ADJUSTMENTS TO MEASURES Q AND S SALES TAX REVENUE RECEIVED BY THE CITY RESULTING FROM AUDIT AND RECOVERY WORK PERFORMED BY HDL.

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

Recommendation: Adopt Resolutions

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

CITY COUNCIL DISCUSSION/CONSIDERATION

12. [#22-464](#) CITY COUNCIL AUTHORIZATION DIRECTING THE CITY MANAGER TO SCHEDULE A STRATEGIC PLANNING AND PRIORITY-SETTING WORKSHOP AND OBTAIN PROFESSIONAL FACILITATION SERVICES FOR A PROPOSED FY 2022-24 CITY COUNCIL PRIORITY WORKPLAN UPDATE.

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

Recommendation: Deliberate and consider taking the following actions by majority vote via minute order:

- 1) Provide direction on a preferred and alternate date/time for scheduling a Priority-Setting Workshop for March-April 2023, and direct the City Manager to proceed with scheduling the Workshop; and
- 2) Direct the City Manager to proceed with retaining professional facilitation services for conducting a one day Strategic Planning and Priority-Setting Workshop (Workshop) to update to the proposed Council Priority Workplan for the upcoming FY 2022-24 period.

SUPPLEMENTAL MATERIALS (IF ANY)

13. [#22-448](#) 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 Rita Xavier

Memberships: Association of Bay Area Governments (Primary); Contra Costa Mayors' Conference (Primary); League of CA Cities East Bay League Division (Primary); West Contra Costa Mayors & Supervisors Association (Primary); San Pablo Community Grant Foundation (Member); West Contra Costa Transportation Advisory Committee (Primary); West County Integrated Waste Management/RecycleMore JPA Authority (Alternate); Contra Costa City Selection Committee (Chair)

Standing Committees: Public Safety

Ad-Hoc Subcommittees: Public Fiber/Electric Vehicle Infrastructure; City Manager Employment Agreement; San Pablo 75th Anniversary Celebration

(b) Vice Mayor Abel Pineda

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

Standing Committees: Community Services

Ad-Hoc Subcommittees: Public Fiber/Electric Vehicle Infrastructure; City Manager Employment Agreement; San Pablo 75th Anniversary Celebration

(c) Councilmember Patricia Ponce

Memberships: 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); League of California Cities East Bay Division (Alternate)

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

Ad-Hoc Subcommittees: None

(d) Councilmember Arturo Cruz

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

Standing Committees: Community Services; Economic Development, Housing & Project Management; Public Safety; Public Health

Ad-Hoc Subcommittees: None

(e) Councilmember Elizabeth Pabon-Alvarado

Memberships: MCE Clean Energy Board of Directors (Alternate)

Standing Committees: Budget, Fiscal & Legislative

Ad-Hoc Subcommittees: None

ADJOURNMENT

Adjourn to Monday, December 5, 2022 at 6:00 pm.