

**MINUTES OF THE REGULAR MEETING OF THE SAN PABLO CITY COUNCIL
AND THE REDEVELOPMENT AGENCY**

MONDAY, APRIL 5, 2010

CERMONIAL MATTERS

The ribbon cutting ceremony at the El Portal Gateway site on El Portal Drive at 5:30 p.m. was held and was well-attended. Mayor McNeil made introductory remarks about the project and introduced those involved in the El Portal Gateway Project.

The meeting was convened to Regular Session in the Council Chambers at 7:00 p.m. Present were Mayor/Chair Leonard McNeil, Vice-Mayor/Director Genoveva Garcia Calloway, and Councilmembers/Directors Paul Morris, Cecilia Valdez and Arturo Cruz. Also present were City Manager Brock Arner, City Attorney Brian Libow, Assistant City Manager Kelsey Worthy, Chief of Police Joe Aita, Finance Director Bradley Ward, Public Works Director Adèle Ho, City Clerk Ted Denney and City Treasurer Charles Nicholas.

CEREMONIAL MATTERS continued

Mayor McNeil presented the Award of Excellence plaque to Recreation Division Manager Mike Heller received from the California Parks and Recreation Society District 3 for the Recreation Department's 4th of July Family Event in San Pablo in 2009.

ORAL COMMUNICATIONS

Antonio Medrano spoke and announced the recipients of the Chevron scholarship fund.

CONSENT CALENDAR

It was moved by Councilmember Morris, seconded by Councilmember Calloway and unanimously approved to adopt items in the Consent Calendar with exception of item #14 (CDBG) and item #17 (Measure D Support).

MINUTES

By adoption of the Consent Calendar the Minutes of the meetings of March 13, 2010, March 15, 2010 and March 19, 2010 were approved.

PERIODIC REPORTS

By adoption of the Consent Calendar the Treasurer's Report for the Month of February 2010 was approved.

PROCLAMATIONS

By adoption of the Consent Calendar the Request from the Jade Ribbon Youth Council of the Asian Liver Center at Stanford University recognizing Week of May 16, 2010 as Hepatitis B Awareness Week was approved.

MISCELLANEOUS

Council

By adoption of the Consent Calendar Resolution 2010-033 was approved, a Resolution of the City Council of the City of San Pablo authorizing access and release of funds to purchase two (2) patrol vehicles.

Council

By adoption of the Consent Calendar Resolution 2010-034 was approved, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to destroy Code Enforcement Department records in accordance with Sections 34090 and 34090.7 of the Government Code of the State of California.

Council

By adoption of the Consent Calendar Resolution 2010-035 was approved, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to destroy Public Works Department records in accordance with Sections 34090 and 34090.7 of the Government Code of the State of California.

Council

This item was pulled from the Consent Calendar and discussed separately. Mayor McNeil requested the project be started early in order to have time to comply with the work. Public Works Director Ho responded by saying the work will commence this week and indicated the June 2010 deadline will be met in compliance with the grant.

It was moved by Councilmember Morris, seconded by Councilmember Calloway and unanimously passed to adopt Resolution 2010-036, a Resolution of the City Council of the City of San Pablo authorizing City Manager to execute an agreement with Contra Costa County to receive funding from the FY 2009/2010 Community Development Block Grant (CDBG) Recovery Program for the Davis Park Facilities Upgrade Project (PW 529).

Council

By adoption of the Consent Calendar Resolution 2010-037 was approved, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to execute Amendment No. 2 to the Cooperative Agreement with Contra Costa Transportation Authority (CCTA) for the Interstate 80/San Pablo Dam Road Freeway Interchange Project (PW 483).

Council

By adoption of the Consent Calendar Resolution 2010-038 was approved, a Resolution of the City Council of the City of San Pablo authorizing an amended application for the California Energy Commission's Energy Efficiency and Conservation Block Grant Program, accepting grant awards, and authorizing the City Manager to execute all contracts and agreements.

Council

This item was pulled from the Consent Calendar and discussed separately. Councilmember Cruz asked if the residents would be advised of the City's support of Measure D. City Attorney Libow responded and indicated the resolution may be distributed and posted on the website. It was moved by Councilmember Morris, seconded by Councilmember Calloway and unanimously approved to adopt Resolution 2010-039, a Resolution of the City Council of the City of San Pablo expressing its support of Measure D on the June 8, 2010 Primary Election Ballot.

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

STUDY SESSION

City Manager Arner presented the item regarding the Youth Services Program and the draft manual for the proposed program. Councilmember Cruz announced his involvement and the need to abstain as he is on the board of the Bay Area Peace Keepers. City Attorney Libow advised that, as the position is unpaid, Councilmember Cruz does not have a conflict of interest under the Political Reform Act and does not need to leave the Chambers; however, because there may be an

issue under Government Code section 1090 Councilmember Cruz was advised to abstain and not participate in the discussion of the item. City Manager Arner also announced that the meeting with the collaborators will be held on April 26 at 6:30 p.m., in a location to be determined. Mayor McNeil made several suggestions to include youth development as a more proactive approach. Chief of Police Aita acknowledged Mayor McNeil's remarks and suggestions. City Manager Arner indicated that when the manual is revised, it will be forwarded to the stakeholders.

Public Works Director Ho presented the item and provided background information of the draft Restoration Action Plan for Wildcat Creek. Jennifer Natali of the Urban Creeks Council presented through PowerPoint the studies conducted, the current conditions of the creeks and the recommended actions as suggested in the Watershed Restoration Action Plan (WRAP).

***** END OF STUDY SESSION *****

A brief recess was taken from 8:25 to 8:32 p.m. Councilmember/Director Morris left the meeting and did not return for health reasons.

NEW BUSINESS

Council

Councilmember Cruz announced his involvement and the need to abstain as he is on the board of the Bay Area Peace Keepers and did not participate in the discussion of the item regarding solicitation of proposals for the Youth Intervention Counseling Services.

It was moved by Councilmember Calloway, seconded by Councilmember Valdez and approved by vote to direct the City Manager to solicit a proposal from the Bay Area Peace Keepers for intervention services for the next 24 months. The motion passed as follows:

AYES: Calloway, Valdez and McNeil

ABSTAIN: Cruz

ABSENT: Morris

RESOLUTIONS

Agency

Resident Margaret Judkins spoke against eminent domain and recited pages from the research used to deem city 95% eminent domain. Speaker Howard Brown spoke in favor of eminent domain.

It was moved by Councilmember Calloway, seconded by Councilmember Valdez and passed by vote of those present to adopt Resolution R2010-008, a Resolution of the Redevelopment Agency of the City of San Pablo authorizing the Executive Director to execute agreements with owners of owner-occupied residences in the City prohibiting the use of eminent domain to acquire owner-occupied residential property for the purpose of conveying it to a private individual association or business entity. The motion passed as follows:

AYES: Calloway, Valdez, Cruz and McNeil

ABSENT: Morris

Agency

City Manager Arner pulled the Resolution of the Redevelopment Agency of the City of San Pablo authorizing the City Manager to execute a professional services agreement with Collette Meunier for design services, environmental review and entitlements processing for the Mission Plaza site to accommodate international student housing from the agenda for further review.

Council

Youth Gaby Alvarez, Abel Pineda, Mark Suarez and Guadalupe Morales spoke and provided a brief report on the Youth Commission. Mayor McNeil requested that language regarding renewal of terms so not all members have the same expiration dates. Mayor McNeil further suggested they contact the Institute for Local Government.

It was moved by Councilmember Calloway, seconded by Councilmember Cruz and passed by vote of those present to adopt Resolution 2010-040, a Resolution of the City Council of the City of San Pablo re-establishing the San Pablo Youth Commission and its By-Laws. The motion passed as follows:

AYES: Calloway, Cruz, Valdez and McNeil

ABSENT: Morris

Council

Mayor McNeil moved this item and it was acted upon during Ceremonial Matters. Matt Rodriguez spoke and introduced his family. It was moved by Councilmember Morris, seconded by Councilmember Calloway and unanimously passed to adopt Resolution 2010-041, a Resolution of the City Council of the City of San Pablo authorizing Mayor to execute an Employment Agreement with R. Matt Rodriguez to serve as City Manager.

Mayor and City Council reported on their recent activities.

ADJOURNMENT

It was moved by Councilmember Calloway, seconded by Councilmember Valdez to adjourn at 9:15 p.m. to Monday, April 19, 2010 at 7:00 p.m. in memory of George Colbert, father of Darrell Colbert, Public Works Lead Maintenance Worker.

Respectfully Submitted,

Ted J. Denney, City Clerk

Leonard R. McNeil, Mayor