

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

**MONDAY, JULY 24, 2006**

The meeting was convened in the Council Chambers by Mayor/Chair Calloway at 7:00 p.m.

**ROLL CALL – Council/Agency**

Present were Mayor/Chair Genoveva Garcia Calloway, Vice-Mayor/Director Paul Morris, and Councilmembers/Directors Sharon Brown, Leonard McNeil and Joseph Gomes. Also present were City Manager Brock Arner, City Attorney Brian Libow and City Clerk Ted Denney. Absent was City Treasurer Charles Nicholas. Also present were Commander Mark Foisie, Finance Director Bradley Ward, Community Services Director Kelsey Worthy and Public Works Director Adèle Ho.

**ORAL COMMUNICATIONS**

There were none.

**CONSENT CALENDAR**

It was moved by Councilmember/Director Morris, seconded by Councilmember/Director Brown and unanimously passed to adopt all items in the Consent Calendar.

**MINUTES**

By adoption of the Consent Calendar, the Minutes of July 10, 2006 were approved.

**PERIODIC REPORT**

By adoption of the Consent Calendar, the Treasurer's Report and Vendor Check Register for the month of June 2006 was approved.

**LIABILITY CLAIMS**

By adoption of the Consent Calendar, the liability claim from Michelle Washington (DOL 03/02/06) was denied.

**PROCLAMATION**

By adoption of the Consent Calendar, the request for support from the Historical Ships Memorial at Pacific Square for the permanent berthing of the U.S.S. Iowa as a museum and memorial at Mare Island in Vallejo, California was approved.

**MISCELLANEOUS**

**Council**

By adoption of the Consent Calendar, Resolution 2006-105 was approved, a Resolution of the City Council of the City of San Pablo accepting the Building 3 Interior Remodeling Project (MB 044), and directing that a Notice of Completion be prepared and filed with the County Recorder.

**Council**

By adoption of the Consent Calendar, Resolution 2006-106 was approved, a Resolution of the City Council of the City of San Pablo authorizing amendment #2 to the agreement with Winzler & Kelly Consulting Engineers for implementing a corrective action plan for the MTBE Plume Mitigation at the Corporation Yard (PW 276).

**Agency**

By adoption of the Consent Calendar, the notification of Final Settlement in the case of *Redevelopment Agency of the City of San Pablo vs. Edward F. Biggs* was received and filed.

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

**STUDY SESSION**

City Attorney Libow presented Council with proposed amendments concerning the licensing of massage establishments and escort services, and corresponding changes to the Zoning Ordinance, San Pablo Municipal Code Title 17, and answered questions and concerns of the Council.

It was moved by Councilmember Morris, seconded by Councilmember Gomes and unanimously passed to refer zoning ordinance to Planning Commission for a public hearing.

Marc Curran, Vice President of Piper Jaffray, made presentation through PowerPoint to Council of the proposed Tax Allocation Bonds Series 2006, concerning the progress of the Tenth Township and Legacy Project areas and assessing a prudent time to do some financing.

Community Services Director Worthy made a further presentation highlighting the pending and current projects in the City.

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

**ORDINANCES**

**Council**

It was moved by Councilmember Brown, seconded by Councilmember Morris and unanimously passed to waive the second reading and adopt Ordinance 2006-012, an Ordinance of the City of San Pablo approving and adopting the second amendment to the Redevelopment Plan for the Tenth Township Redevelopment Project to extend, by two years, the time limit on the effectiveness of the Redevelopment Plan and the time limit on the repayment of indebtedness and receipt of tax increment funds.

**Council**

It was moved by Councilmember Gomes, seconded by Councilmember Morris and unanimously passed to waive reading and adopt Ordinance 2006-013, an Urgency Ordinance of the City of San Pablo amending provisions of Chapter 3.40 of the San Pablo Municipal Code regarding the Utility User’s Tax to clarify original intent and remove obsolete references.

**RESOLUTIONS**

**Council**

It was moved by Councilmember Brown, seconded by Councilmember Morris and unanimously passed to adopt Resolution 2006-107, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to execute an agreement with Linhard Peterson Powers Associates (LP2A) for plan review and inspection services for the Abella Paseo Project (PR06-02).

**Council**

It was moved by Councilmember Brown, seconded by Councilmember McNeil and unanimously passed to adopt Resolution 2006-108, a Resolution of the City Council of the City of San Pablo authorizing an agreement with Contra Costa County for a Community Development Block Grant (CDBG) for the Senior Center Kitchen Remodel (MB 045).

**Council**

It was moved by Councilmember Brown, seconded by Councilmember Morris and unanimously passed to adopt Resolution 2006-109, a Resolution of the City Council of the City of San Pablo rejecting all bids received for janitorial services for all city-owned buildings.

Arnie Tong of Universal Building Service, 3120 Pierce Street, Richmond, CA 94804, spoke regarding the rejection of all bids.

**Council**

It was moved by Councilmember Gomes, seconded by Councilmember Brown and unanimously passed to adopt Resolution 2006-110, a Resolution of the City Council of the City of San Pablo authorizing the City Manager to execute an agreement with Alan Kropp & Associates, Inc. for the development of a Geographic Information System (GIS) database of geotechnical and geological information.

**WRITTEN COMMUNICATIONS**

Councilmember Brown announced that she would be abstaining from discussion of the item concerning the application for rate adjustment by Richmond Sanitary Service as she recently has had contracts with people who worked for Richmond Sanitary Service and her son is still currently employed by the Richmond Sanitary Service for the next three weeks. Councilmember Brown left the Chambers.

**Council**

City Manager Arner asked permission from Council to allow the City to work with the cities of Pinole and Hercules in hiring a third party to review the existing franchise agreement. City Attorney Libow also advised that the city is only in the preliminary stage of discussions with Pinole and Hercules and that a contract would be brought back to Council for approval at a later time.

Janna Coverston of Richmond Sanitary Service introduced herself and indicated she is available if Council had any questions.

It was moved by Councilmember Morris, seconded by Councilmember Gomes and unanimously passed to continue discussions with the cities of Pinole and Hercules. The motion passed as follows:

- AYES: Morris, Gomes, McNeil and Calloway
- ABSTAIN: Brown

**PUBLIC HEARINGS**

**Council**

City Manager Arner introduced the item.

City Attorney Libow indicated that this is the last 30 day extension of the interim authorization for the fees; at the end of this ordinance, the permanent ordinance adopted a couple of months ago would then be in full force in effect from now until an indeterminate future.

Mayor Calloway opened the public hearing at 8:15 p.m.

No one spoke for or against this item.

Mayor Calloway closed the public hearing at 8:15 p.m.

It was moved by Councilmember Morris, seconded by Councilmember Gomes and unanimously passed to waive the reading and adopt Ordinance 2006-014, an Urgency Ordinance of the City of San Pablo updating the West Contra Costa Subregional Transportation Mitigation Program

(STMP) and extending the immediate interim authorization for STMP fees for an additional thirty days.

**Council**

City Manager Arner introduced the item.

Mayor Calloway opened the public hearing at 8:16 p.m.

No one spoke for or against this item.

Mayor Calloway closed the public hearing at 8:16 p.m.

It was moved by Councilmember Morris, seconded by Councilmember Gomes and unanimously passed to adopt Resolution 2006-111, a Resolution of the City Council of the City of San Pablo, Contra Costa County, California, confirming the diagram and assessments within San Pablo Street Lighting and Landscape District No. 1982-1 for Fiscal Year 2006/07.

**Council**

City Manager Arner introduced the item.

Mayor Calloway opened the public hearing at 8:17 p.m.

No one spoke for or against this item.

Mayor Calloway closed the public hearing at 8:17 p.m.

It was moved by Councilmember Morris, seconded by Councilmember Gomes and unanimously passed to adopt Resolution 2006-112, a Resolution of the City Council of the City of San Pablo, Contra Costa County, California, approving the Engineer's Report, confirming the diagram and assessments, and ordering the levy and collection of maintenance assessments for the Oak Park Assessment District.

**MAYOR & CITY COUNCIL REPORTS AND INQUIRIES**

Council reported on their recent activities.

It was moved by Councilmember Gomes, seconded by Councilmember Brown and unanimously passed to adjourn at 8:30 p.m. to Monday, August 7, 2006 at 7:00 p.m

Respectfully Submitted,

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Ted J. Denney, City Clerk and Executive Secretary

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Genoveva Garcia Calloway, Mayor and Chair