EL CERRITO CITY COUNCIL MINUTES

REGULAR CITY COUNCIL MEETING
SEPTEMBER 15, 2020 – 7:00 p.m.

Members:
Mayor Gregory B. Lyman

Mayor Pro Tem Paul Fadelli · Councilmember Janet Abelson
Councilmember Rochelle Pardue-Okimoto · Councilmember Gabriel Quinto

Join Via WebEx:
https://elcerrito.webex.com/elcerrito/onstage/g.php?MTID=e5a978d0b62af4ffa7cfd11bd5aca2de7
Event Number: 146 800 2234
Event Password: Join0915
or
Dial In: 1-408-418-9388
Access Code: 146 800 2234

Pursuant to Executive Orders N-25-20 and N-29-20, Teleconference Restrictions of the Brown Act Have Been Suspended, as Well as the Requirement to Provide a Physical Location for Members of the Public to Participate in the Meeting.

Members of the public can watch or listen to City Council meetings as follows:

1. Cable T.V. Broadcast on KCRT Channel 28
2. Radio Broadcast on FM 88.1 Or 97.7
3. Livestream Online at www.el-cerrito.org/CouncilMeetingMaterials
4. Via WebEx using the meeting information listed above.

Public Comments may be submitted one of two ways:

1. Via WebEx using the "Raise Hand" feature to request to speak. Each period of public comment will be announced.

   ****Please note** - If a member of the public can join via phone **only**, a request to speak may be submitted via email to cityclerk@ci.el-cerrito.ca.us. The request must contain in the subject line **Request to Speak – Agenda Item #** and must include a name and the full phone number that will be used to call in.

2. Via email to cityclerk@ci.el-cerrito.ca.us. Email must contain in the subject line **Public Comments – Not on the Agenda** or **Public Comments – agenda item #.**

To ensure that the City Council receives your written comments prior to taking action, they must be received by **4:00 p.m. the day of the meeting.** All written comments received by this deadline will be provided to the City Council and posted online in advance of the meeting.

Written comments received after the deadline will be provided to the City Council and included with supplemental materials **after the meeting. No written comments will be read into the record.**

7:00 P.M. ROLL CALL – CONVENE REGULAR CITY COUNCIL MEETING
Mayor Lyman called the meeting to order at 07:02 PM.
Present: Mayor Pro Tem Fadelli, Mayor Lyman, Councilmember Abelson, Councilmember Pardue-Okimoto, Councilmember Quinto
Absent: None

1. TELECONFERENCE AND PUBLIC COMMENT INSTRUCTIONS

2. COUNCIL/STAFF COMMUNICATIONS
Reports of closed session, commission appointments and informational reports on matters of general interest which are announced by the City Council and staff.
Councilmember Pardue-Okimoto - announced that the Human Relations Commission will raise the Black Lives Matter flag on September 26.

Mayor Lyman - provided recognition to members of the Fire Department assigned to the complex fires around the State, reminder of election day on November 3, 2020, and vote by mail ballot drop-off and polling place at City Hall.

Councilmember Quinto - announced upcoming presentation on Measure X at the October Mayors Conference and City Council meeting.

3. COMMUNICATIONS FROM THE PUBLIC
Remarks are typically limited to 3 minutes per person. The Mayor may reduce the time limit per speaker depending upon the number of speakers and may limit the total time for public comment to facilitate the completion of business on the agenda. Comments regarding non-agenda, presentation and consent calendar items will be heard first. Comments related to items appearing on the Public Hearing or Policy Matter portions of the Agenda will be heard prior to the City Council taking action on each item.
All written comments submitted prior to and during the meeting were posted online as supplemental materials and incorporated into the official meeting record. Written public comments for matters not on the agenda were received from Cordell Hindler, Cathy Hanville, Donald Simon, Jean Lang, Matthew Estioco; and consent item 4F and 4H from Donald Simon.

Oral Public Comments:
Al Miller - Spoke on the El Cerrito Library item giving praise to Library Commissioner Michael Fischer and Library Manager Heidi Goldstein.

4. ADOPTION OF THE CONSENT CALENDAR

All items on the consent calendar shall be acted upon in one motion, unless a member of the City Council or staff request separate consideration.

Moved/Seconded: Councilmember Pardue-Okimoto/Mayor Pro Tem Fadelli **Action:** Approved the consent calendar as indicated below. **Ayes:** Mayor Lyman, Mayor Pro Tem Fadelli, Councilmember Abelson, Councilmember Pardue-Okimoto, Councilmember Quinto **Noes:** None

A. Approval of Minutes for 5/19/2020, 6/2/2020, 6/9/2020, 6/16/2020, and 7/14/2020

Action Proposed: Pass a motion to approve the City Council meeting minutes for May 19, June 2, June 9, June 16, and July 14, 2020 **Contact:** Holly M. Charléty, City Clerk, City Management **Action:** Approved minutes with the following modification to the June 2, 2020 Regular meeting: add "Abstain: Mayor Pro Tem Fadelli" to the vote for item 7.B.

B. Suicide Prevention Awareness Proclamation

Action Proposed: Pass a motion to approve a proclamation declaring September as Suicide Prevention Awareness Month in the City of El Cerrito.
Contact: Maya Williams, Assistant to the City Manager, City Management
Action: Approved proclamation.

C. Hispanic Heritage Month Proclamation

Action Proposed: Pass a motion to approve a proclamation declaring September as Hispanic Heritage Month in the City of El Cerrito.
Contact: Kristen Cunningham, Human Resources Manager, City Management
Action: Approved proclamation.

D. Contra Costa County Library Commission (CCCLC) Update

Action Proposed: Receive and file a quarterly update from the El Cerrito appointment to the Contra Costa Library Commission.
Contact: Michael Fisher, Commissioner, CCCLC
Action: Approved received and filed.

E. El Cerrito Library Annual Report

Action Proposed: Receive and file the 2020 Annual El Cerrito Library report.
Contact: Heidi Goldstein, Senior Community Library Manager, El Cerrito Library
Action: Approved received and filed.

F. Approval of Letter Requesting Governor's Signature on SB 1349

Action Proposed: At the request of Mayor Lyman, pass a motion authorizing the Mayor to sign a letter requesting the Governor's signature on SB 1349 regarding ability for City's and County's to levy Transactions and Use Taxes.
Contact: Holly M. Charléty, City Clerk, City Management
Action: Approved letter.

G. Biennial Update of Agency Conflict of Interest Code

Action Proposed: Adopt a Resolution revising the Conflict of Interest Code for the City of El Cerrito, including filing requirements for related agency positions such as the Public Financing Authority, the Employee Pension Board, and the Successor Agency to the former Redevelopment Agency and rescinding Resolution No. 2018-55.
Contact: Holly M. Charléty, City Clerk, City Management
Action: Approved Resolution 2020-47.

H. El Cerrito del Norte Transit-Oriented Development Complete Streets Improvement Project - Cooperative Agreement

Action Proposed: Adopt a resolution approving the Cooperative Agreement (Agreement) between the State of California Department of Transportation (Caltrans) and the City of El Cerrito (City) for the El Cerrito del Norte Transit-Oriented Development (TOD) Complete Streets Improvement Project, authorizing the City Manager to execute the Agreement, and obligating a not to exceed amount of $286,000 to reimburse Caltrans for work performed under the Agreement.
Contact: Yvetteh Ortiz, Public Works Director/City Engineer
Action: Approved Resolution 2020-48.

5. PRESENTATIONS

6. PUBLIC HEARINGS

7. POLICY MATTERS

A. FY 2020-21 General Fund Budget Update for July and August 2020

Action Proposed: Receive and file an update on City General Fund revenues and expenses for the first two months of FY 2020-21.
Contact: Mark R Rasiah, Finance Director/City Treasurer, Finance Department
Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding information to include in future reports, sales tax data, business tax data, cash flow projections as of month end, distinguishing columns with actuals, timing of first payroll and fiscal year applied to, ending cash flow balance and reliance on Tax and Revenue Anticipation Note (TRAN), timing of banking audit and Comprehensive Annual Financial Report (CAFR).

Oral Public Comments: Sherry Drobner - inquired on the intention of the Tax and Revenue Anticipation Note (TRAN) as a permanent fixture in the budget.

Moved/Seconded: Councilmember Abelson/Councilmember Pardue-Okimoto **Action:** Passed a motion to receive and file. **Ayes:** Mayor Lyman, Mayor Pro Tem Fadelli, Councilmember Abelson, Councilmember Pardue-Okimoto, Councilmember Quinto **Noes:** None

B. FY 2020-21 Proposed Amended Budget

Action Proposed: No action is requested at this time. Staff recommends that the City Council review the FY 2020-21 Proposed Amended Budget and direct staff as needed in anticipation of approval at the first regular City Council meeting in October 2020.
Contact: Karen Pinkos, City Manager, City Management
Mark R Rasiah, Finance Director/City Treasurer, Finance Department
Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding fire department filled positions versus overtime costs, fire department staffing, interfund transfers, essential services out of the Midtown Activity Center, paratransit funding, unfunded liabilities, reserve balance, gas tax projections, tax revenue assumptions, potential of additional staff furloughs, personnel calculations with vacancies and salary savings of eliminated positions, police staffing, and Capital Improvement Program (CIP) funding.

Moved/Seconded: Councilmember Abelson/Mayor Pro Tem Fadelli **Action:** Motion to extend the meeting until 11:00 p.m. **Ayes:** Mayor Lyman, Mayor Pro Tem Fadelli, Councilmember Abelson, Councilmember Pardue-Okimoto, Councilmember Quinto **Noes:** None

Moved/Seconded: Councilmember Abelson/Councilmember Pardue-Okimoto **Action:** Motion to extend the meeting until 11:20 p.m. **Ayes:** Mayor Lyman, Mayor Pro Tem Fadelli, Councilmember Abelson, Councilmember Pardue-Okimoto, Councilmember Quinto **Noes:** None

Public Comments: All written comments submitted prior to and during the meeting were posted online as supplemental materials and incorporated into the official meeting record. Written public comments on this item were received from Sarah Klauer, Leslie Adams, Richard Bell, Sherry Drobner, Sue and Paul Duncan, Cathy Hanville, Nick Zamorano, Marlene George, Joe Getsy.

Oral Public Comments:
Justin Rodriguez - commented on city council interaction and the budget process.

Action: None

8. CITY COUNCIL LOCAL & REGIONAL LIAISON ASSIGNMENTS

Mayor and City Council communications regarding local and regional liaison assignments and committee reports.

Councilmember Quinto - Reported attendance at Crime Prevention Committee meeting.

9. ADJOURN REGULAR CITY COUNCIL MEETING

The regular meeting adjourned at 11:20 p.m.

Gregory B. Lyman, Mayor

This is to certify that the foregoing is a true and correct copy of the minutes of the Regular City Council meeting of September 15, 2020 as approved by the El Cerrito City Council.

Holly M. Charléty, MMC, City Clerk