

EL CERRITO CITY COUNCIL MINUTES

CONCURRENT SPECIAL MEETING OF THE EL CERRITO PUBLIC FINANCING AUTHORITY, EMPLOYEE PENSION TRUST BOARD, AND SPECIAL AND REGULAR MEETING OF THE CITY COUNCIL

JUNE 1, 2021 – 5:00 p.m.

Members:

Mayor Paul Fadelli

Mayor Pro Tem Gabe Quinto • Councilmember Janet Abelson
Councilmember Lisa Motoyama • Councilmember Tessa Rudnick

Join Via Zoom:

<https://zoom.us/j/91849369987?pwd=b3FJTGk2WTRaNThtVGVOVmRmXsOVNuQT09>

Meeting ID: 918 4936 9987 **Password:** 922486
or Dial in: 1-408-638-0968

Pursuant to Executive Order 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 Zoom using the meeting information listed above.

Each period for public comment will be announced. Public Comments may be submitted one of two ways:

- Via Zoom using the “Raise Hand” icon to request to speak. If joining by phone, dial *9 to "raise your hand", and when prompted by the host, *6 to unmute/mute.
- 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 City Council receives your written comments prior to taking action, they must be received by **2:00 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. 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.**

5:00 P.M. ROLL CALL – CONVENE CONCURRENT SPECIAL MEETING OF THE EL CERRITO PUBLIC FINANCING AUTHORITY, EMPLOYEE PENSION TRUST BOARD, AND SPECIAL AND REGULAR MEETING OF THE CITY COUNCIL

Mayor Fadelli called the meeting to order at 5:00 PM.

Present: Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **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.

City Manager Pinkos - provided an update on the county health orders, vaccines, and status of re-opening plans for city services, facilities and in person meetings.

Councilmember Abelson - reported attendance at meeting discussing mask mandates with regard to public transit.

Mayor Pro Tem Quinto - reported attendance at Contra Costa Wastewater meeting, Marin Clean Energy (MCE) meeting, interview of three East Bay Congressmembers.

Mayor Fadelli - announced reopening of the Rialto Theater; attendance at BART meeting on El Cerrito Plaza development project meeting; announced issuance of Mayor Certificate of Recognition upon retirement for Nancy Kelleher, El Cerrito resident and business owner; and wished Mayor Pro Tem Quinto a happy birthday.

3. ORAL 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 Jason Kaldis, Cathy Hanville Gary Prost, and Nick Zamarano.

Oral Public Comments:

Ira Sharenow - commented on prior budget discussions, public engagement, city bond ratings, and functionality of Financial Advisory Board.

Kaetlin Henry - offered thanks and congratulations to Nancy Kelleher on her retirement.

Al Miller - commented on challenges with flushing wipes and the sanitary system.

Sherry Drobner - spoke on lack of reserves and ordinance to set policy, in favor of a compensation study, police cars and recent lawsuit settlement.

Indy Rishi Singh - commented on process for requesting change in the city and generating civic engagement in the community.

Tenaya Kelleher - offered thanks and congratulations to Nancy Kelleher on her retirement.

Ruby McDonald - spoke regarding public access to additional information, cost of services, employee salaries, and state auditor recommendations.

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 Motoyama/Councilmember Rudnick

Action: Approved items A - C on the consent calendar as indicated below.

Ayes: Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

A. Loving Day Proclamation

Action Proposed: Approve a proclamation declaring June 12, 2021 as Loving Day in the City of El Cerrito, and encourages people to reflect on the Loving family and all of the pioneers who have and will continue to fight for the civil right to love.

Contact: Alexandra Orologas, Assistant City Manager, City Management Department

Action: Approved proclamation

B. LGBTQIA Pride Month Proclamation

Action Proposed: Approve a proclamation declaring the month of June as Lesbian, Gay, Bi-Sexual, Transgender/Transsexual, Queer/Questioning, Intersex and Agender/Asexual (LGBTQIA) Pride month in the City of El Cerrito and recognize Pride Month by flying the rainbow flag at City Hall during the month of June.

Contact: Alexandra Orologas, Assistant City Manager, City Management Department

Action: Approved proclamation

C. SB 1 - The Road Repair and Accountability Act, List of Projects for Fiscal Year 2021-22

Action Proposed: Approve a resolution adopting a list of projects for Fiscal Year 2021-22 to receive funding from Senate Bill 1 – The Road Repair and Accountability Act of 2017 through the Local Streets and Roads Program.

Contact: Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

Action: Approved Resolution 2021-26

D. Acceptance of Public Access Easement from the Village 29 Homeowners Association

Exempt from CEQA review pursuant to section 15061(b)(3)

Action Proposed: Adopt a resolution accepting a Public Access Easement from the Village 29 Homeowners Association for the purposes of solid waste collection and authorizing the City Manager to execute the Easement Agreement.

Contact: Will Provost, Operations + Environmental Services Division Manager; Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

Moved/Seconded: Mayor Pro Tem Quinto/Councilmember Motoyama

Action: Pulled from consent by Councilmember Motoyama. Approved Resolution 2021-27. **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

E. Second Amendment to Agreement for Commingled Recyclable Materials Processing Services

Action Proposed: Adopt a resolution approving and authorizing the City Manager to execute a Second Amendment to the Agreement with Napa Recycling and Waste Services, LLC (NRWS) for a total amount not to exceed \$220,000 annually for commingled recyclable materials processing services, extending the term through June 30, 2022.

Contact: Laureteen Brazil, Waste Prevention Specialist; Will Provost, Operations & Environmental Services Division Manager; Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

Moved/Seconded: Councilmember Motoyama/Councilmember Abelson

Action: Pulled from consent by Councilmember Rudnick. Approved Resolution 2021-28. **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

5. PRESENTATIONS

6. PUBLIC HEARINGS

A. Revisions to the Master Fee Schedule for Fiscal Year 2021-22

Notice published on 5/22/2021 and 5/28/2021

Action Proposed: Conduct a public hearing and upon conclusion, adopt a resolution approving revision to public works hourly rates in the Fiscal Year 2021-22 Master Fee Schedule effective July 1, 2021.

Contact: Shannon Collins, Finance Supervisor, Finance Department

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding cost recovery.

Public Hearing: Mayor Fadelli opened the public hearing.

No Public Comments

Moved/Seconded: Councilmember Abelson/Councilmember Motoyama

Action: Closed the public hearing. **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

Moved/Seconded: Councilmember Motoyama/Councilmember Rudnick

Action: Approved Resolution 2021-29. **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

7. POLICY MATTERS

A. Tax and Revenue Anticipation Notes – FY 2021-22 Short Term Cash Flow Financing

Action Proposed: Adopt a Resolution approving the borrowing of funds for fiscal year 2021-22 and the issuance and sale of 2021-22 Tax and Revenue Anticipation Notes ("TRAN"); authorize the City Manager to execute a note purchase agreement to sell the TRAN in an amount not-to-exceed \$6,000,000 to Hilltop Securities, as underwriter ("Underwriter"); and authorize staff to enter into agreements with NHA Advisors, LLC, as the City's Municipal Advisor, and Jones Hall, as Bond Counsel and Disclosure Counsel.

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 rating, estimated yield, premium effect on TRAN amount, limits on premium, history of borrowing and types of disclosure.

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 for this item were received from Pearson Miller.

Oral Public Comments:

Ira Sharenow - spoke regarding disclosure rating, accuracy and liability for councilmembers, and prior city bond ratings.

Indy Rishi Singh - commented on benefits of interest generated by the TRAN.

Moved/Seconded: Mayor Pro Tem Quinto/Councilmember Abelson

Action: Approved Resolution 2021-30. **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama **Noes:** Councilmember Rudnick

B. FY 2020-21 General Fund Budget Update for April 2021

Action Proposed: Receive and file an update on City General Fund revenues and expenses for FY 2020-21 through April 2021.

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 makeup of fines and forfeitures, revenue from Kensington, redevelopment write-off, and recreation revenues.

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 for this item were received from Ira Sharenow, Pearson Miller, and Marlene George.

Action: Received and filed

**C. CITY COUNCIL/PUBLIC FINANCING AUTHORITY/EMPLOYEE PENSION TRUST BOARD ITEM
Proposed Fiscal Year 2021-22 Budget**

Action Proposed: Receive and file a presentation on the Draft Proposed FY 2021-22 City Budget and provide direction, as necessary to Staff.

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 management salaries, survey, classification and compensation study, 5 year forecast trends, vacant versus eliminated positions, vehicle replacements, library costs, council voluntary salary reductions, outsourcing public safety services, cuts needed to make 10% reserves, use of federal relief funds, use of property transfer tax for reserves, CalPERS unfunded liability, multiple forecasts with varying assumptions, and quarterly forecast updates.

City Council recessed at 8:05 PM and reconvened at 8:15 PM.

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 for this item were received from Daniel Schulman.

Oral Public Comments:

Ira Sharenow - commented on options for cuts, employee compensation, and pension liability.

Cathy Hanville - spoke on library hours, police vehicles, outsourcing fire services, and need for cuts.

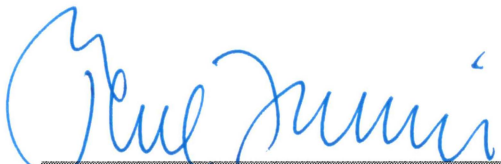
Sherry Drobner - spoke regarding library hours, support of motions for structural change.

Moved/Seconded: Councilmember Motoyama/Mayor Pro Tem Quinto
Action: Passed a motion directing staff to cut the additional library hours from the FY21-22 budget. **Ayes:** Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama **Noes:** Mayor Fadelli, Councilmember Rudnick

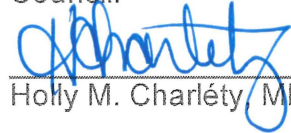
Moved/Seconded: Councilmember Motoyama/Councilmember Rudnick
Action: Passed a motion directing staff to set a goal of one million dollars minimum surplus funds annually moving forward, at the recommendation of the Financial Advisory Board (FAB). **Ayes:** Mayor Fadelli, Mayor Pro Tem Quinto, Councilmember Abelson, Councilmember Motoyama, Councilmember Rudnick **Noes:** None

8. **CITY COUNCIL LOCAL & REGIONAL LIAISON ASSIGNMENTS** *Mayor and City Council communications regarding local and regional liaison assignments and committee reports.*

9. **ADJOURN REGULAR CITY COUNCIL MEETING**
The special meeting adjourned at 10:07 PM


Paul Fadelli, Mayor

This is to certify that the foregoing is a true and correct copy of the minutes of the regular City Council meeting of June 1, 2021 as approved by the El Cerrito City Council.


Holly M. Charléty MMC, City Clerk