



REVISED AGENDA

REGULAR CITY COUNCIL MEETING AUGUST 16, 2022 – 6:00 p.m.

Members:

Mayor Gabe Quinto
Mayor Pro Tem Lisa Motoyama · Councilmember Janet Abelson
Councilmember Paul Fadelli · Councilmember Tessa Rudnick

Meeting Location:

Council Chambers, 10890 San Pablo Avenue
El Cerrito, CA 94530

Consistent with the Brown Act as amended by AB 361 (2021), members of the City Council, staff, presenters and the public may participate in-person at the location listed above, or remotely via zoom. **In-person attendance will be limited to available seats and designated accessible spaces only (no standing room) with chairs spaced to encourage social distancing. Masks are strongly recommended ([full in-person protocols available here.](#))**

Interested individuals can also participate or view the City Council meeting as follows:

1. Cable T.V. Broadcast on KCRT Channel 28
2. Livestream Online at www.el-cerrito.org/CouncilMeetingMaterials
3. Join Via Zoom (*closed captioning available:*)
<https://us06web.zoom.us/j/85486494751?pwd=TGNiK2RWNVhaejVXR3FURXN3Rm5idz09>
Dial in: 1-408-638-0968 **Meeting ID:** 854 8649 4751 **Password:** 044517

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

1. In-person by submitting a request to speak to the City Clerk.
2. 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.
3. Via email to cityclerk@ci.el-cerrito.ca.us. Email must contain in the subject line **Public Comments – Not on Agenda or Public Comments – Agenda Item #.**

To ensure City Council receives your written comments prior to taking action, they must be received by **3:00 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.**

6:00 P.M. ROLL CALL – CONVENE REGULAR CITY COUNCIL MEETING

1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF A MOMENT OF SILENCE

2. TELECONFERENCE AND PUBLIC COMMENT INSTRUCTIONS

3. 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.

A. City Council ~~Financial~~ Climate Action Ad-Hoc Committee Update

4. 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.

5. 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.

A. Approval of Minutes

Action Proposed: Pass a motion to approve the minutes from the meetings of July 19 and August 9, 2022.

Contact: Holly M. Charl  ty, City Clerk, City Management

B. Library Card Sign-up Month Proclamation

Action Proposed: Approve a proclamation declaring September, 2022 as Library Card Sign-up Month.

Contact: Holly M. Charl  ty, City Clerk, City Management

C. International Overdose Awareness Day Proclamation

Action Proposed: Approve a proclamation recognizing August 31, 2022 as International Overdose Awareness Day.

Contact: Holly M. Charl  ty, City Clerk, City Management

D. A Proclamation recognizing Discovering the Reality of Our Community Youth Leadership Program

Action Proposed: At the request of Mayor Pro Tem Motoyama, pass a motion to approve a proclamation supporting the efforts of the Discovering the Reality of Our Community Youth Leadership Program.

Contact: Holly M. Charléty, City Clerk, City Management

E. Authorize City Council and City Advisory Body Meetings to be Held Via Teleconference Pursuant to Assembly Bill 361 (AB 361)

Action Proposed: Adopt a resolution authorizing City Council and City Advisory Body meetings to be held via teleconference for a period of 30 days, and making related findings pursuant to AB 361.

Contact: Holly M. Charléty, City Clerk, City Management

F. Economic Development Committee Appointment

Action Proposed: Pass a motion to approve one Economic Development Committee recommendation to appoint member Sandra Mayithara, effective August 16, 2022.

Contact: Aissia Ashoori, Housing Program Manager/Staff Liaison, Community Development Department

G. Appoint City Council Ad-Hoc committee to consider an Enhanced Infrastructure Financing District (EIFD)

Action Proposed: Staff requests that the City Council pass a motion to appoint an ad-hoc committee of Mayor Pro Tem Lisa Motoyama and Councilmember Paul Fadelli to work with staff to consider creating an Enhanced Infrastructure Financing District (EIFD) as a method of financing infrastructure projects in the City of El Cerrito.

Contact: Karen Pinkos, City Manager, City Management

H. Second Reading and Adoption of an Amended Foodware Ordinance Requiring Single-Use Foodware Accessories and Standard Condiments Packaged for Single-use to be Provided Only if Requested by a Consumer

1st Reading 7/19/2022

Action Proposed: Pass a motion to waive the second reading and adopt Ordinance 2022-02 Requiring Single-Use Foodware Accessories and Standard Condiments Packaged for Single-use to be Provided Only if

Requested by a Consumer.

Contact: Holly M. Charléty, City Clerk, City Management

I. Purchase a Replacement Baler for the Recycling Center

Action Proposed: Adopt a resolution authorizing the City Manager to enter into a purchase agreement with Apex Equipment, LLC in an amount not to exceed \$122,393.93 for the purchase of an Excel Model EX63 horizontal baler to be used for compacting and bundling cardboard, aluminum, and other recyclables at the Recycling + Environmental Resource Center.

Contact: Christina Leard, Management Analyst III; Will Provost, Operations and Environmental Services Division Manager; Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

J. One-Year Agreement between the City of El Cerrito and Chavan and Associates, LLP to perform required independent audit services for the Fiscal Year ending June 30, 2022.

Action Proposed: Adopt a resolution authorizing the City Manager to execute a one-year professional services agreement in an amount not to exceed \$68,500.00 with Chavan and Associates, LLP, Certified Public Accountants (Chavan and Associates) to perform required independent audit services for the Fiscal Year ending June 30, 2022 including the Annual Comprehensive Financial Audit (ACFR), Single Audit, El Cerrito Public Financial Authority, City of El Cerrito's Employees' Pension Plan, GANN Appropriation Limit, Audit Report on Applying City of El Cerrito Master Installment Sale Agreement Compliance to Covenants, 2008 Sales Tax Revenue Bonds AUP, and Transportation Department Audit.

Contact: Sandra Dalida, Finance Director/City Treasurer, Finance Department

K. Fiscal Recovery and Sustainability Plan

Action Proposed: Receive and approve the updated Fiscal Recovery and Sustainability Plan to be submitted to the California State Auditor

Contact: Karen Pinkos, City Manager, City Management

6. PRESENTATIONS

A. Update from West Contra Costa Unified School District (WCCUSD)

Action Proposed: Receive and file an update from WCCUSD on financials, addressing El Cerrito High School violence, School Resource

Officer Program, and relevant updates for the upcoming school year.

Contact: Trustee Leslie Reckler, Area 5, WCCUSD Board of Trustees;
Kenneth Chris Hurst Sr., Ed.D, WCCUSD Superintendent

7. PUBLIC HEARINGS

A. Fire Hazard Abatement

Action Proposed: 1) Adopt a resolution declaring weeds, rubbish, litter, or other flammable material on certain real property identified in the resolution constitutes a public nuisance; and 2) Conduct a public hearing and upon conclusion, adopt a resolution overriding objections by property owners and ordering the City Manager or their designee to abate certain public nuisances pursuant to El Cerrito Municipal Code Chapter 16.26.

Contact: David Yun, Fire Prevention Officer; Chase Beckman, Fire Marshal, Fire Department

8. POLICY MATTERS

A. Project Stabilization Agreement with Contra Costa Building and Construction Trades Council

Action Proposed: Adopt a resolution approving and authorizing the City Manager to sign a Project Stabilization Agreement and related side letter with the Contra Costa Building and Construction Trades Council and its affiliated local Unions.

Contact: Karen Pinkos, City Manager, City Management

B. 2023-2031 Draft Housing Element

Action Proposed: Receive and file presentation of the *Draft* 2023-2031 6th Cycle Housing Element and provide input to staff prior to submitting it to the California Department of Housing and Community Development for the state-mandated review.

Contact: Aissia Ashoori, Housing Manager; Sean Moss, Planning Manager, Community Development Department

9. CITY COUNCIL LOCAL & REGIONAL LIAISON ASSIGNMENTS

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

10. ADJOURN REGULAR CITY COUNCIL MEETING

In memory of long time El Cerrito resident Loraine Dair.

The next regularly scheduled City Council meeting is Tuesday, September 20, 2022 at 6:00 p.m.

The City of El Cerrito serves, leads and supports our diverse community by providing exemplary and innovative services, public places and infrastructure, ensuring public safety and creating an economically and environmentally sustainable future.

- Council Meetings can be heard live on FM Radio, KECG – 88.1 and 97.7 FM and viewed live on Cable TV - KCRT- Channel 28. The meetings are rebroadcast on Channel 28 the following Thursday and Monday at 12 noon, except on holidays. Live and On-Demand Webcast of the Council Meetings can be accessed from the City's website <http://www.el-cerrito.org/CouncilMeetingMaterials> and is streamed with closed caption. Copies of the agenda bills and other written documentation relating to items of business referred to on the agenda are on file and available for public inspection in the Office of the City Clerk, at the El Cerrito Library and posted on the City's website at www.el-cerrito.org prior to the meeting.
- In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, 510-215-4305. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title I).
- ***The Deadline for agenda items and communications*** is eight days prior to the next meeting by 12 noon, City Clerk's Office, 10890 San Pablo Avenue, El Cerrito, CA. Tel: 510-215-4305, email cityclerk@ci.el-cerrito.ca.us
- IF YOU CHALLENGE A DECISION OF THE CITY COUNCIL IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE COUNCIL MEETING. ACTIONS CHALLENGING CITY COUNCIL DECISIONS SHALL BE SUBJECT TO THE TIME LIMITATIONS CONTAINED IN CODE OF CIVIL PROCEDURE SECTION 1094.6.
- The City Council believes that late night meetings deter public participation, can affect the Council's decision-making ability, and can be a burden to staff. City Council Meetings shall be adjourned by 11:00 p.m., unless extended to a specific time determined by a majority of the Council.