



AGENDA

REGULAR CITY COUNCIL MEETING TUESDAY, OCTOBER 18, 2022 – 7:00 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. Via Zoom (*Closed captioning available*):
<https://us06web.zoom.us/j/88543428390?pwd=eEtRUHplNHFjdTROb1o5Vm9TL2lxdz09>
Dial in: 1-408-638-0968 **Meeting ID:** 885 4342 8390 **Password:** 547379

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.**

7:00 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.

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 August 16, September 20, 26, and 27, and October 11, 2022.

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

B. Code Enforcement Appreciation Week Proclamation

Action Proposed: Pass a motion to approve a proclamation recognizing the second week of October as Code Enforcement Appreciation Week.

Contact: Jennifer Bright, Management Assistant, Community Development Department

C. Filipino American History Month Proclamation

Action Proposed: At the request of Mayor Quinto, approve a proclamation recognizing October 2022 as Filipino American History Month in El Cerrito.

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

D. National Arts and Humanities Month Proclamation

Action Proposed: Pass a motion to approve a proclamation in support and recognition of October 2022 as National Arts and Humanities Month in El Cerrito.

Contact: Karen Pinkos, City Manager, City Management

E. Red Ribbon Week Proclamation

Action Proposed: Pass a motion to approve a proclamation declaring October 23 - 31 as "Red Ribbon Week" and encouraging everyone to participate in drug prevention activities, making a visible statement to support a drug-free life.

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

F. Toastmasters International Proclamation

Action Proposed: At the request of Councilmember Motoyama, approve a proclamation recognizing Toastmasters International and the El Cerrito Club on its 40th anniversary.

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

G. Environmental Quality Committee Appointment Recommendation

Action Proposed: Approve an Environmental Quality Committee recommendation to appoint Simrun Dhoot to the Environmental Quality Committee, effective November 8, 2022.

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

H. Financial Advisory Board Recommendation

Action Proposed: Receive and file a recommendation from the Financial Advisory Board regarding General Fund Reserve and surplus allocations.

Contact: Sandra Dalida, Finance Director/City Treasurer

I. Committing to Core Principles of Democracy: Free and Fair Elections

Action Proposed: At the request of Mayor Quinto, adopt a resolution committing to the core principles of democracy: free and fair elections.

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

J. 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

K. Consulting Services Agreement with Siegfried Engineering for the Design of the Arlington Park Improvements Project, City Project No. C3082

Action Proposed: Adopt a resolution authorizing the City Manager to execute a Consulting Services Agreement with Siegfried Engineering to provide design services for the Arlington Park Improvements Project, City Project No. C3082, in an amount not to exceed \$64,700.

Contact: Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department; Christopher Jones, Recreation Director, Recreation Department

L. Reject Construction Bids for 2022 Slurry Seal Project, City Project No. C3027.23

Action Proposed: Adopt a resolution rejecting all bids submitted for the 2022 Slurry Seal Project, City Project No. C3027.23; and authorizing City staff to amend project scope, if necessary, and rebid the project.

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

M. Construction Contract Award for Community Recreation Swimming Pool Re-Plastering Project, City Project No. C5030.5

Action Proposed: Adopt a resolution approving plans and specifications for the Community Recreation Swimming Pool Re-Plastering Project, City Project No. C5030.5 (Project); rejecting the bid submitted by USA Construction as non-responsive and accepting the bid submitted by Tricon Construction, Inc., DBA Tricon Aquatics (Tricon) for the Project; and authorizing the City Manager to execute a contract within the current budget for the Project, contingent on successful negotiations with Tricon for construction of the Project.

Contact: Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department; Christopher Jones, Recreation Director, Recreation Department

N. Budget Amendment for City Hall Electric Vehicle Charging Station

Action Proposed: Adopt a resolution amending the Fiscal Year (FY) 2022-23 Adopted Budget and Capital Improvement Program to appropriate \$58,721 from the General Fund balance to replace the electric vehicle (EV) charging station at City Hall.

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

O. Establish Speed Limits for Ten Speed Zones on Ashbury Avenue, Barrett Avenue, Colusa Avenue, Fairmount Avenue, Lincoln Avenue, Moeser Lane and Sea View Drive

Action Proposed: Adopt a resolution establishing the speed limits for 10 speed zones to allow for enforcement of these limits using radar, lidar and other electronic devices in conformance with State of California requirements.

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

6. PRESENTATIONS

A. Annual Sundar Shadi Garden Club Awards

Action Proposed: Receive and file a brief presentation and acknowledgement of contest winners.

Contact: Pamela Austin, El Cerrito Garden Club Representative

B. Citizens Street Oversight Committee Annual Report for Fiscal Year 2020-21

Action Proposed: Receive and file the Citizens Street Oversight Committee Annual Report for Fiscal Year 2020-21 to City Council and Citizens of El Cerrito.

Contact: Vanessa Hill, Committee Chair, Citizens Street Oversight Committee; Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

7. PUBLIC HEARING

A. Adoption of Building Code Updates

Notice published on 10/8/2022

Action Proposed: Conduct a public hearing and upon conclusion 1) Adopt a Resolution which makes findings justifying changes to 2022 California Building Standards Code and 2) Introduce by title, waive the first reading, and set the second hearing for November 1, 2022 which adopts the 2022 California Green Code, Administrative, Building, Fire, Plumbing, Mechanical, Electrical, Energy, Residential, Existing Building Code, 2021 International Property Maintenance Code, and Related Construction Codes as applicable to all construction within the City of El Cerrito, with local modifications as outlined in the Ordinance.

Contact: Keith Marks, Building Official; Melanie Mintz, Community Development Director, Community Development Department

8. POLICY MATTERS

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

The next regularly scheduled City Council meeting is Tuesday, November 1, 2022 at 7:00 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.