

Mayor
Lisa Motoyama
Mayor Pro Tem
Tessa Rudnick



Councilmembers
Paul Fadelli
Gabriel Quinto
Carolyn Wysinger

EL CERRITO CITY COUNCIL MINUTES

TUESDAY, JANUARY 17, 2023

SPECIAL CITY COUNCIL MEETING (5:00 PM)

Hillside Conference Room - 10890 San Pablo Ave, El Cerrito

Join Via Zoom:

<https://us06web.zoom.us/j/81375737877?pwd=aW9yZkRpNE44SjNpZVBDbm9CQXdKQT09>

Meeting ID: 813 7573 7877 **Password:** 011031 **Dial in:** 1-408-638-0968

CONCURRENT SPECIAL MEETING OF THE REDEVELOPMENT AGENCY SUCCESSOR AGENCY AND REGULAR CITY COUNCIL MEETING (6:00 PM)

City Council Chambers - 10890 San Pablo Ave, El Cerrito

Join Via Zoom:

<https://us06web.zoom.us/j/81421722756?pwd=TjJCZVdHbHdua3VYR1J0Q0xubmNLdz09>

Meeting ID: 814 2172 2756 **Password:** 474691 **Dial in:** 1-408-638-0968

View:

1. Cable T.V. Broadcast on KCRT Channel 28
2. Livestream Online at www.el-cerrito.org/CouncilMeetingMaterials

Public Comments:

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
3. *By Phone* at 1-408-638-0968, dial *9 to "raise your hand"
4. *By Email* cityclerk@ci.el-cerrito.ca.us identified as Public Comments-Agenda Item#

Written comments received by **2:00 p.m. the day of the meeting** 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 will be posted after the meeting.

Teleconferencing: Consistent with the Brown Act as amended by AB 361 (2021), all individuals may participate in-person at the location listed above, or remotely via zoom. In-person attendance limited to available seats and designated accessible spaces only (no standing room). Masks are strongly recommended ([full in-person protocols](#).)

Accommodations: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at 510-215-4305. Notification 48 hours prior to the meeting will enable the City to make reasonable accommodations. Closed Captions available via zoom.

Conduct: This meeting shall be conducted pursuant to the El Cerrito [City Council Rules of Order and Procedure](#), including adjourning by 11:00 PM unless extended to a specific time determined by a majority of the Council.

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

Mayor Motoyama called the meeting to order at 5:02 PM.

Present: Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Absent:** None

1. ORAL COMMUNICATIONS FROM THE PUBLIC

All persons wishing to speak should sign up with the City Clerk. Remarks are typically limited to 3 minutes per person and to items on the special meeting agenda only.

Cordell Hindler - commented on hearing both sides during labor negotiations.

2. CLOSED SESSION CONFERENCE WITH NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency Designated Representatives: Karen Pinkos, City Manager; Shannon Bassi, Senior Human Resources Analyst; Glenn Berkheimer, Labor Negotiator; and Sky Woodruff, City Attorney.

Employee Organizations: Public Safety Management Association (PSMA); and United Professional Firefighters Local 1230.

Contact: Sky Woodruff, City Attorney, City Management

City Council convened to closed session at 5:04 PM. No reportable action.

3. ADJOURN SPECIAL CITY COUNCIL MEETING

The special meeting adjourned at 5:53 PM.

6:00 P.M. ROLL CALL – CONVENE CONCURRENT REDEVELOPMENT AGENCY SUCCESSOR AGENCY SPECIAL MEETING/REGULAR CITY COUNCIL MEETING

Mayor Motoyama called the meeting to order at 6:02 PM.

Present: Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Absent:** None

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.

Public Works Director Ortiz provided an update on the recent storm events.

Mayor Motoyama - thanked staff for storm response and facilitation of the Martin Luther King Day Jr. parade event; announced upcoming Trail Trekker and El Cerrito Historical Society meetings; and requested Councilmembers to keep liaison and meeting attendance reports for item 9 or the liaison item at the end.

Councilmember Quinto - thanked the city for storm response.

Mayor Pro Tem Rudnick - reminded residents of the February 1, 2023 deadline to apply for Advisory Body vacancies.

Councilmember Wysinger - thanked staff for the thorough introduction to city business, and for Public Works storm response; announced the upcoming El Cerrito Historical Society event.

Councilmember Fadelli - asked residents to help with creek cleanup and thanked city for storm response.

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.

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, Robin Mitchell, and Howdy Goudey.

Oral Public Comments:

Buddy Akacić - spoke regarding communication with Councilmember Quinto, and communication between the public and the City Council.

Robin Mitchell - commented on species extinction and effects on the climate and need to plan native plants to help the ecosystem.

Howdy Goudey - Chair of the Environmental Quality Committee (EQC), passed along the EQC recommendation requesting development of better communications between advisory bodies, staff, and the City Council. As a resident, commented on the need to not treat advisory bodies the same as the rest of the public.

5. **PRESENTATIONS**

6. **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 Quinto/Mayor Pro Tem Rudnick **Action:** Approved items A, and C-G as indicated below **Ayes:** Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Noes:** None

A. Economic Development Committee Appointment

Action Proposed: Approve one Economic Development Committee recommendation to appoint member, Ivan Rothman, effective January 17, 2023.

Contact: Aissia Ashoori, Housing-Economic Development Manager/EDC Staff Liaison

Action: Approved appointment

B. FY 2022-23 Second Quarter Cash and Investment Report

Action Proposed: Receive and file the City's second quarterly cash and investment report covering the period of October 1, 2022 - December 31, 2022.

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

Pulled from Consent by Mayor Motoyama.

Discussion: Staff provided a requested overview of the item.

Moved/Seconded: Councilmember Quinto/Councilmember Fadelli

Action: Received and filed. **Ayes:** Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Noes:** None

C. 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

Action: Approved Resolution No. 2023-1

D. Amendment to Existing Agreements for On-Call Engineering and Project Management Services

Action Proposed: Adopt a resolution authorizing the City Manager to execute amendments to existing agreements for on-call engineering and project management services with three consulting firms to extend the contract term by one additional year; and to increase the contract amount for one firm by an additional \$250,000 in Fiscal Year (FY) 22-23.

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

Action: Approved Resolution No. 2023-2

E. Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding Grant Application for the El Cerrito del Norte Transit-Oriented Development Complete Streets Improvement Project

Action Proposed: Adopt a resolution approving a Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding (TDA) grant application in the amount of \$140,000 for the El Cerrito del Norte Transit-Oriented Development (TOD) Complete Streets Improvement Project.

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

Action: Approved Resolution No. 2023-3

F. Ordinance Introduction: Amending City Council Regular Meeting Start Time

Notice Published on 1/7/2023

Action Proposed: Introduce an Ordinance amending Section 2.04.010 to change the Regular City Council meeting start time from 7:00 p.m. to 6:00 p.m.

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

Action: Introduced Ordinance

G. REDEVELOPMENT AGENCY SUCCESSOR AGENCY ITEM: Approve Draft Annual Recognized Obligations Payment Schedule 23-24 (July 1, 2023 - June 30, 2024)

Action Proposed: Adopt a Successor Agency resolution reviewing and authorizing submittal of the draft Recognized Obligations Payment Schedule 23-24.

Contact: Sandra Dalida, Finance Director/City Treasurer, Finance Department; Karen Pinkos, City Manager, City Management

Action: Approved SA Resolution 2023-1

7. PUBLIC HEARINGS

A. Temporary Outdoor Dining and Retail Program Urgency Ordinance

Notice Published 01/07/23; 4/5 vote required for adoption; exempt from CEQA per Section 15061(b)(3)

Action Proposed: Conduct a public hearing and, upon conclusion, adopt an interim urgency ordinance extending urgency [Ordinance 2022-04](#) regarding the Temporary Outdoor Dining and Retail Program to support business recovery. *A four-fifths vote of the City Council is necessary to adopt an interim urgency ordinance.*

Contact: Sean Moss, Planning Manager; Diego Romero, Assistant Planner; Aissia Ashoori, Housing-Economic Development Manager, Community Development Department; Yvetteh Ortiz, City Engineer/Public Works Director

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding need for temporary nature of the regulations and timeline for implementing permanent ones, inclusion of EQC recommendation regarding electric heaters.

Public Hearing: Mayor Motoyama opened the public hearing.

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 Howdy Goudey.

Oral Public Comments:

Howdy Goudey - Chair of the EQC, recommended to include in the guidelines the use of electric heaters for outdoor dining establishments.

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

Moved/Seconded: Councilmember Fadelli/Councilmember Quinto
Action: Adopted Ordinance 2022-01 with an amendment to the guidelines to encourage applicants to use electric methods of outdoor heating. **Ayes:** Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Noes:** None

8. POLICY MATTERS

A. Amendment to City's Classification Plan and Agreement with Pedro (Pete) Salazar for Information Technology Services

Action Proposed: 1) Adopt a resolution amending the City's Classification Plan to add the position of Extra Help Retired Annuitant and 2) Adopt a resolution authorizing the City Manager to enter into an agreement with Pete Salazar, as a CalPERS retired annuitant, to provide Information Technology services to the City of El Cerrito.

Contact: Shannon Bassi, Senior Human Resources Analyst, City Management

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding work schedule, current Information Technology projects, durations of annuitant work.

Moved/Seconded: Mayor Pro Tem Rudnick/Councilmember Wysinger
Action: Approved Resolution 2023-4 (Classification Plan) and Resolution 2023-5 (Salazar Agreement). **Ayes:** Mayor Motoyama, Mayor Pro Tem Rudnick, Councilmember Fadelli, Councilmember Quinto, Councilmember Wysinger **Noes:** None

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

Mayor Motoyama - announced appointment as alternate for Association of Bay Area Government (ABAG) by the Contra Costa Mayors Conference.

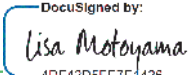
A. 2023 Local Liaison Assignments

The Mayor will announce the 2023 City Council Liaison Assignments to City Boards, Commissions, and Committees and to Regional Bodies.

Mayor Motoyama announced assignments for 2023, Councilmember Rudnick requested and was added as the El Cerrito alternate for ABAG.

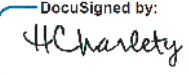
10. ADJOURN REGULAR CITY COUNCIL MEETING

The regular meeting adjourned at 7:17 PM

DocuSigned by:

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Lisa Motoyama, Mayor

This is to certify that the foregoing is a true and correct copy of the minutes of the City Council meeting of January 17, 2023 as approved by the El Cerrito City Council.

DocuSigned by:

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Holly M. Charléty, MMC, City Clerk

Certificate Of Completion

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Lina Huang

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El Cerrito, CA 94530

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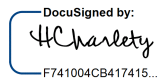
City Clerk

City of El Cerrito

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Lisa Motoyama

lmotoyama@ci.el-cerrito.ca.us

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In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp

Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	2/27/2023 3:21:25 PM
Certified Delivered	Security Checked	2/28/2023 12:40:21 PM
Signing Complete	Security Checked	2/28/2023 12:45:06 PM
Completed	Security Checked	2/28/2023 12:45:06 PM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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