

EL CERRITO CITY COUNCIL

MINUTES

SPECIAL CITY COUNCIL MEETING
Tuesday, September 17, 2013 – 6:25 p.m.
Hillside Conference Room

CITY COUNCIL MEETING
Tuesday, September 17, 2013 – 7:00 p.m.
City Council Chambers

Meeting Location
El Cerrito City Hall
10890 San Pablo Avenue, El Cerrito

Greg Lyman – Mayor

Mayor Pro Tem Janet Abelson
Councilmember Jan Bridges

Councilmember Rebecca Benassini
Councilmember Mark Friedman

6:25 p.m.

ROLL CALL

Councilmembers Abelson, Benassini, Bridges, Friedman and Mayor Lyman all present.

CONVENE SPECIAL CITY COUNCIL MEETING

Mayor Lyman convened the special City Council meeting at 6:27 p.m.

ORAL COMMUNICATIONS FROM THE PUBLIC – *No speakers.*

COMMISSION INTERVIEWS, STATUS AND APPOINTMENTS

Conduct interviews of candidates for city boards, commissions and committees. Interviews may result in an announcement of appointment at the meeting. The City Council may also discuss and determine the scheduling and structure of future interviews.

Action: Interviews conducted

ADJOURNED SPECIAL CITY COUNCIL MEETING at 7:05 p.m.

ROLL CALL

Councilmembers Abelson, Benassini, Bridges, Friedman and Mayor Lyman all present.

7:00 p.m.

CONVENE CITY COUNCIL MEETING

Mayor Lyman convened the special City Council meeting at 7:09 p.m.

1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF MOMENT OF SILENCE was led by Councilmember Rebecca Benassini.

2. COUNCIL / STAFF COMMUNICATIONS

Mayor Pro Tem Abelson stated that she attended an Eden Housing Workshop at City Hall on September 11, 2013 regarding the proposed senior housing project to be located on the Tradeway site. Many people attended. As Chairperson of the Contra Costa Transportation

Authority, Mayor Pro Tem Abelson attended a groundbreaking ceremony for the City of Hercules' Intermodal Transit Center. Segment One of the project is an extension of the San Francisco Bay Trail. On September 5, she also attended a ribbon cutting ceremony in Eastern Contra Costa County for a project designed to relieve heavy traffic congestion by extending Highway 4 at the Sand Creek interchange. Mayor Pro Tem Abelson also attended a Contra Costa College Groundbreaking Ceremony on September 4. The College raised funds through a successful ballot measure that will be used for significant buildings. On September 11 Mayor Pro Tem Abelson attended the Contra Costa Mayors Conference on behalf of Mayor Lyman. The Mayors received a presentation from Henry Brady, Dean of the Goldman School of Public Policy at UC Berkeley. Dr. Brady talked about the polarization of politics in American and the implications for local government.

Councilmember Benassini announced that the West Contra Costa Unified School District has released its Draft Strategic Plan and highlighted the Draft Plan's six key priorities as well as hurdles that the priorities are attempting to address. The Draft Plan identifies fifty-seven objectives which will ultimately be narrowed down to a more manageable list of 25-26 objectives based upon public and stakeholder input. Councilmember Benassini also attended a Contra Costa Library Strategic Plan Town Hall on September 1 in El Cerrito. The event was well attended and focused on three key questions: 1) What do you think is the biggest community priority that the library should serve? 2) What is one thing the library could do better? and 3) What is the most important contribution the library makes to the community? Once responses are received from all of the communities in the County, each branch library will have an idea about which direction to take in terms of service delivery.

3. ORAL COMMUNICATIONS FROM THE PUBLIC

Ray Turnipseed, El Cerrito, expressed concerns with the route trucks are using for work at the Castro Elementary School site. Mr. Turnipseed asked the City to look into the route the trucks are taking and establish a safer route for the trucks.

Dave Weinstein, on behalf of the El Cerrito Trail Trekkers, expressed his appreciation for the work performed by the El Cerrito Girl Scouts on the Tassajara Park.

4. PRESENTATIONS

A. Girl Scout Proclamation – *Presentation by Stephen Pree, Environmental Services Program Manager*

Approve a proclamation recognizing Girl Scout Troop 31352 for their outstanding contribution to the City for their planting of native plants for the beautification of the Tassajara Park Steps.

Action: Received presentation. Moved, seconded (Friedman/Abelson) and carried unanimously to approve the proclamation.

B. El Cerrito Stars Internship Program – *Presentation by Sukari Beshears, Employee Services Manager*

Summary of the joint City of El Cerrito and the West Contra Costa Unified School District (WCCUSD) high school student internship program.

Speakers: Michael Aaronian, (WCCUSD) expressed appreciation for the City's support of the El Cerrito High School internship program.

Corey Mason, (WCCUSD) expressed his appreciation for the program and for the work and initiative of the student interns and teaching staff.

Action: Received presentation. Mayor Lyman presented the following interns with

certificates from the City and from Contra Costa County Supervisor Gioia: Amel Alkaheli, Konrad Koessel, Karina Martin, Alvin Nguyen, Jesus Salazar, Mohit Shori, Jessica Vilaysouk, Sweta Yonjan and Jennifer Yu.

Ms. Beshears was presented with a West Contra Costa Unified School District plaque commending her for her work and designated her as an honorary teacher.

5. ADOPTION OF THE CONSENT CALENDAR – Item Nos. 5A through 5H

Moved, seconded (Abelson/Bridges) and carried unanimously to approve Consent Calendar Item Nos. 5A through 5C and 5E through 5G in one motion as indicated below. Item Nos. 5D and 5H were removed from the Consent Calendar by Mayor Lyman and voted on separately as indicated below.

CITY COUNCIL ITEMS

A. Minutes for Approval

Approve the: 1) August 20, 2013, City Council meeting minutes; and 2) September 3, 2013 City Council meeting minutes.

Action: Approved minutes.

B. Single-Use Bag Ordinance

(First reading August 20, 2013. Vote: Ayes – Councilmembers Abelson, Benassini, Friedman and Mayor Lyman; Noes – None; Absent – Councilmember Bridges)

Waive further reading and adopt Ordinance No. 2013–03 which amends the El Cerrito Municipal Code by adding Chapter 8.22 – El Cerrito Single-Use Bag Ordinance. This ordinance regulates the use of plastic carry-out bags and recyclable paper carry-out bags and promotes the use of reusable bags within the City.

Action: Adopted Ordinance No. 2013–03.

C. Food Ware Ordinance

(First reading August 20, 2013. Vote: Ayes – Councilmembers Abelson, Benassini, Friedman and Mayor Lyman; Noes – None; Absent – Councilmember Bridges)

Waive further reading and adopt Ordinance No. 2013–04 which amends the El Cerrito Municipal Code by adding Chapter 8.24 – El Cerrito Food Ware Ordinance. This ordinance prohibits the use of expanded polystyrene disposable food ware and encourages the use of compostable, recyclable and reusable food ware.

Action: Adopted Ordinance No. 2013–04.

D. Falls Prevention Awareness Week Proclamation

Approve a proclamation proclaiming the week of September 22–28, 2013 as “Fall Prevention Awareness Week” in the City of El Cerrito, and calling upon all residents and interested groups to observe the week with appropriate activities that promote awareness of fall prevention.

Action: Removed from the Consent Calendar by Mayor Lyman. Moved, seconded (Abelson/Friedman) and carried unanimously to approve the proclamation.

Laurel Zien received the proclamation on behalf of the Falls Prevention Coalition of Contra Costa County.

E. Various Parking and Traffic Revisions

Adopt three separate resolutions authorizing the Public Works Director / City Engineer to:

1. Establish all-way stops at the following intersections: a) Barrett Avenue at Arlington

- Boulevard; b) Stockton Avenue at Ashbury Avenue; and c) Central Avenue at Ashbury Avenue;
2. Install a stop sign on Curry Avenue at Pomona Avenue; and
 3. Install 40 feet of green curb marking in front of 10422 San Pablo Avenue.

Action: Approved Resolution Nos. 2013-48, 2013-49 and 2013-50.

F. Endorsement of the Agreement between the West Contra Costa Integrated Waste Management Authority and Republic Services for Post-Collection Processing and Landfill Disposal Service

Approve a recommendation advising Mayor Lyman or Councilmember Friedman to vote on the City Council's endorsement of the Agreement between the West Contra Costa Integrated Waste Management Authority and Republic Services, Inc. for Post-Collection Processing and Landfill Disposal when the Agreement is considered by the Authority Board of Directors (currently scheduled for October 10, 2013).

Action: Approved recommendation.

G. Quarterly Investment Report

Receive and file the City's Quarterly Investment Report for the period ending June 30, 2013.

Action: Received and filed.

CITY COUNCIL AND CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY ITEMS

H. Approval of a Loan Agreement between the City and Successor Agency, and Review and Authorize Submission of Draft Recognized Obligations Payment Schedule 13-14B (January – June 2014)

Adopt City Council and Successor Agency resolutions approving a cash flow loan agreement for consideration by the Oversight Board, and a Successor Agency resolution reviewing and authorizing submittal of the draft Recognized Obligations Payment Schedule 13-14B, covering the period January to June, 2014.

Presenter: Lori Treviño, Finance Manager, Special Projects.

Action: Removed from the Consent Calendar by Mayor Lyman. Moved, seconded (Friedman/Abelson) and carried unanimously to adopt City Council Resolution No. 2013-51 and Successor Agency Resolution Nos. 2013-04 and 2013-05.

6. PUBLIC HEARING

Abatement of Fire Hazard Public Nuisances on Six Properties Pursuant to El Cerrito Municipal Code Chapter 16.26

Conduct a public hearing and upon conclusion adopt a resolution confirming the cost of abatement of public nuisance conditions resulting from the presence of weeds, rubbish, litter or other flammable material on private property designated in Exhibit A to the resolution as authorized by El Cerrito Municipal Code Chapter 16.26.

Presenter: David Ciappara, Fire Captain.

Mayor Lyman opened the public hearing. No speakers.

Moved, seconded (Benassini/Friedman) and carried unanimously to close the public hearing.

Action: Moved, seconded (Friedman/Bridges) and carried unanimously to adopt Resolution No. 2013-52.

7. POLICY MATTERS
CITY COUNCIL ITEMS

A. Accept \$856,406 in Grant Funds from the Federal Emergency Management Agency and Appropriate \$95,156 for Matching Grant Funds for the Purchase of a 103' Aerial Ladder Truck from Hi-Tech Emergency Vehicle Services.

Staff requests that the City Council adopt a resolution taking the following actions:

1. Authorize the acceptance of \$856,406 in grant funds from the Federal Emergency Management Agency (FEMA);
2. Authorize the appropriation of \$951,562 of which \$856,406 will be received through the FEMA grant, a \$31,718 contribution by the Kensington Fire Protection District and the remaining \$63,438 in matching funds from the unrestricted General Fund balance; and
3. Authorize the City Manager to enter into a contract for the cooperative purchase of a 2014 Spartan four door cab and chassis with a 103' aerial ladder from Hi-Tech Emergency Vehicle Services in the amount of \$951,562.

Presenter: Lance Maples, Fire Chief.

Action: Moved, seconded (Friedman/Benassini) and carried unanimously to adopt Resolution No. 2013-53.

B. Proposed Agreement between the City of El Cerrito and Republic Services, Inc. for Post-Collection Processing and Landfill Disposal Service

Adopt a resolution approving the proposed agreement between the City of El Cerrito and West County Resource Recovery, Inc., West Contra Costa Sanitary Landfill, Inc., Golden Bear Transfer Services, Inc. and Keller Canyon Landfill Company, Inc – all subsidiaries of Republic Services, Inc. (hereafter jointly referred to as Republic) – for Post-Collection Processing and Landfill Disposal Service, effective January 1, 2014 through December 31, 2025. Exempt from CEQA.

Presenter: Garth Schultz, Environmental Services and Operations Manager. Mr. Schultz introduced a revised agreement which clarifies terms and includes the household hazardous waste facility, dry materials processing and other amendments.

Action: Moved, seconded (Friedman/Bridges) and carried unanimously to adopt Resolution No. 2013-54 including the revised agreement.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS – Held over from the August 20, 2013 City Council meeting.

A. Mayor Lyman stated that the Integrated Waste Management Authority Joint Powers Authority had met and learned about new C&D laws that had been enacted and also discussed the regional contract.

B. Mayor Pro Tem Abelson – No report.

C. Councilmember Benassini stated that the Financial Advisory Board has been on hiatus during the summer and has not met. The Planning Commission discussed cell antennas and also held a study session and long discussion on fence issues.

D. Councilmember Bridges reported that the Design Review Board had two applicants at its last meeting however the Board did not have a quorum.

E. Councilmember Friedman – No report.

SUPPLEMENTAL COMMUNICATIONS

Item No. 4(A) Girl Scout Proclamation

1. Powerpoint presentation – *Submitted by Stephen Pree, Environmental Programs Manager.*

Item No. 4(B) El Cerrito Stars Internship Program

2. Powerpoint presentation – *Submitted by Sukari Beshears, Employee Services Manager on behalf of the El Cerrito High School interns.*

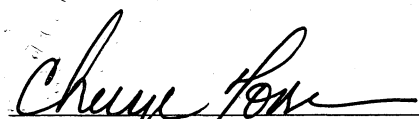
Item No. 7(B) Proposed Agreement between the City of El Cerrito and Republic Services, Inc. for Post-Collection Processing and Landfill Disposal Service

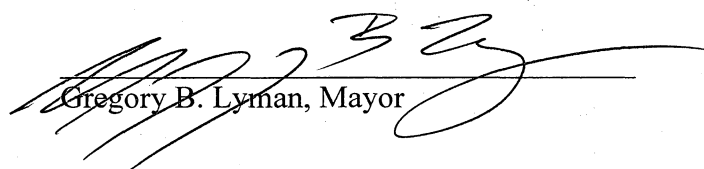
3. Revised agreement between the City of El Cerrito and West County Resource Recovery, Inc., West Contra Costa Sanitary Landfill, Inc., Golden Bear Transfer Services, Inc., and Keller Canyon Landfill Company, Inc., for post-collection processing and landfill disposal service – *Submitted by Garth Schultz, Environmental Services and Operations Manager on behalf of Mayor Lyman.*
4. Summary of changes to proposed agreement – *Submitted by Garth Schultz, Environmental Services and Operations Manager on behalf of Mayor Lyman.*

Other:

5. West Contra Costa Unified School District Draft Strategic Plan 2013–2018 – *Submitted by Councilmember Benassini.*
9. **ADJOURNED CITY COUNCIL MEETING** at 9:10 p.m. in memory of the twelve victims who perished as a result of the tragic shooting incident at the Naval yard in Washington, DC on September 16, 2013.

THIS IS TO CERTIFY that the foregoing is a true and correct copy of the minutes of the regular meeting of September 17, 2013 as approved by the El Cerrito City Council.


Cheryl Morse, City Clerk


Gregory B. Lyman, Mayor