

Mayor
Tessa Rudnick
Mayor Pro Tem
Carolyn Wysinger



Councilmembers
Paul Fadelli
Lisa Motoyama
Gabriel Quino

EL CERRITO CITY COUNCIL MINUTES

TUESDAY, OCTOBER 1, 2024

SPECIAL CITY COUNCIL MEETING (5:00 PM)

Hillside Conference Room - 10890 San Pablo Ave, El Cerrito

Closed Captions Available Via Zoom:

<https://us06web.zoom.us/j/86959815751?pwd=m0SRyt9DqY6ef3azil9bMHGlt2o3AS.1>

Meeting ID: 869 5981 5751 **Password:** 041863 **Dial in:** 1-408-638-0968

REGULAR CITY COUNCIL MEETING (6:00 PM)

Council Chambers - 10890 San Pablo Ave, El Cerrito

Closed Captions Available Via Zoom:

<https://us06web.zoom.us/j/81089069140?pwd=B4VLXq1GxorhOBewEzewXKqEDYBimi.1>

Meeting ID: 810 8906 9140 **Password:** 878001 **Dial in:** 1-408-638-0968

View (Regular Meeting Only):

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

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.

Public Comments:

1. *In-person* by submitting a request to speak to the City Clerk.
2. *By Email* to cityclerk@ci.el-cerrito.ca.us identified in the subject line 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**.

5:00 PM ROLL CALL - CONVENE SPECIAL CITY COUNCIL MEETING

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

Present: Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama (arrived at 5:13 PM), Councilmember Quinto **Absent:** None

1. **CONSIDER AND TAKE ACTION ON ANY REQUEST FROM A COUNCILMEMBER TO PARTICIPATE IN THE MEETING REMOTELY DUE TO EMERGENCY CIRCUMSTANCES PURSUANT TO AB 2449**

2. **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.

3. **COMMISSION INTERVIEWS, STATUS AND APPOINTMENTS**

Action Proposed: Staff requests that City Council conduct interviews and, at the conclusion of interviews, confer with staff regarding the ongoing recruitments, any remaining vacancies, and the scheduling of further special meetings to conduct interviews (if applicable). Council may decide to make appointments at the conclusion of the meeting.

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

Moved/Seconded: None/None **Action:** Conducted 1 interview and made the following appointment 1) Jane Brewer to the Human Relations Commission for a partial term of 10/1/2024-3/1/2026 **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Quinto **Noes:** Councilmember Motoyama

4. **CLOSED SESSION CONFERENCE WITH NEGOTIATORS**

Pursuant to Government Code Section 54957.6

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

Employee Organizations: Police Employees Association (PEA); and Public Safety Management Association (PSMA)

Contact: Sky Woodruff, City Attorney, City Management

City Council convened to closed session at 5:31 PM, no reportable action.

5. **ADJOURN SPECIAL CITY COUNCIL MEETING**

The special meeting adjourned at 5:59 PM

- 6:00 PM **ROLL CALL – CONVENE REGULAR CITY COUNCIL MEETING**

Mayor Rudnick called the meeting to order at 6:07 PM.

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

1. **CONSIDER AND TAKE ACTION ON ANY REQUEST FROM A COUNCILMEMBER TO PARTICIPATE IN THE MEETING REMOTELY DUE TO EMERGENCY CIRCUMSTANCES PURSUANT TO AB 2449**

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

3. TELECONFERENCE AND PUBLIC COMMENT INSTRUCTIONS

4. 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 - announced the award of the Government Financial Officers Association (GFOA) Distinguished Budget Award for the City's FY25/26 Biannual Budget and the GFOA Certificate of Achievement for Financial Reporting for the FY23/24 Annual Comprehensive Financial Report, and early closure of the Library due to excessive heat.

Councilmember Motoyama - announced the Friends of the Library Book Sale on 10/5, upcoming Artist's Reception 10/4, Citywide Garage Sale on 10/12, and Albany Film Festival in El Cerrito on 10/10-10/13.

Councilmember Quinto - commented on Filipino American History month.

Councilmember Fadelli - announced the voter information guide in the mail, Measure G mailers, upcoming mailing of ballots, and access to the Vote-by-mail Ballot Box located at El Cerrito City Hall.

Mayor Rudnick - recognized centenarians Theodore Crum, Betty Moore, Dorothy Chambers, Nicola Ackei, Peggy Hender, and Phyllis Cobb; reported on attendance at the Play Like a Girl + event on 9/29, and presented a Mayor Proclamation of Recognition to Reverend Willie L. McDaniel.

5. 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.

6. PRESENTATIONS

7. 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 Quinto

Action: Approved the consent calendar as indicated below. **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

A. Board, Commission, and Committee Workplan(s) and/or Accomplishments

Action Proposed: Receive and file adopted workplan(s) and/or accomplishments from:

- Park and Recreation Commission (FY24 Accomplishments)

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

Action: Received and filed

B. Approval of Minutes

Action Proposed: Approve the City Council Meeting minutes from August 20, September 16, and September 17, 2024.

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

Action: Approved Minutes

C. Filipino American History Month Proclamation

Action Proposed: Approve a proclamation recognizing October 2024 as Filipino American History Month in El Cerrito.

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

Action: Approved Proclamation

D. National Arts and Humanities Month Proclamation

Action Proposed: Approve a proclamation in support and recognition of October 2024 as National Arts and Humanities Month in El Cerrito.

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

Action: Approved Proclamation

E. Code Enforcement/Neighborhood Preservation Officer Appreciation Week Proclamation

Action Proposed: Approve a proclamation recognizing the second week of October as Code Enforcement/Neighborhood Preservation Officer Appreciation Week.

Contact: Jennifer Bright, Management Assistant, Community Development Department

Action: Approved Proclamation

**F. 2nd Reading and Adoption of an Ordinance approving a Development Agreement for the 1715 Elm Street project to extend the term of the Agreement with the original developer for 5 years.
*Notice published 9/7/2024, 1st Reading 9/17/2024***

Action Proposed: Waive the Second Reading and Adopt Ordinance 2024-03 approving a Development Agreement between the City of El Cerrito and S&H Elm Street, LLC for the 1715 Elm Street project and authorizing the City Manager to Execute the Amendment.

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

Action: Adopted Ordinance No. 2024-3

G. Biennial Update of Agency Conflict of Interest Code

Action Proposed: Adopt a Resolution revising the Conflict of Interest Code for the City of El Cerrito, including filing requirements for related agency positions such as the Public Financing Authority, the Employee Pension Board, and the Successor Agency to the former Redevelopment Agency and rescinding Resolution No. 2022-68.

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

Action: Approved Resolution No. 2024-67

H. Adopt a resolution to authorize the City Manager to enter into a Professional Services Agreement with Bertrand, Fox, Elliot, Osman, & Wenzel (BFEOW) LLC for Legal Services and Representation.

Action Proposed: Adopt a resolution to authorize the City Manager to enter into a Professional Services Agreement with Bertrand, Fox, Elliot, Osman, & Wenzel (BFEOW) LLC for legal services and representation for a total amount not to exceed \$150,000 for the Fiscal Year 2024-25.

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

Action: Approved Resolution No. 2024-68

8. PUBLIC HEARINGS

9. POLICY MATTERS

A. City Council Wall of Fame Nomination Ad-Hoc Committee Recommendation

Action Proposed: Consider the Wall of Fame Ad-Hoc Committee's recommendation to induct Patricia Durham into the El Cerrito Wall of Fame and direct the City Clerk to return to the City Council at a future City Council meeting, pending availability of all parties involved, with a resolution formalizing the appointment and to hold a formal induction ceremony.

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

Public Comments:

Dave Weinstein - spoke in support of the approval on behalf of the Historical Society.

Paul Keith - spoke in support of the approval as one of the nominators.

Moved/Seconded: Councilmember Motoyama/Mayor Pro Tem Wysinger

Action: Approved Pat Durham for induction into the wall of fame. **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

- 10. CITY COUNCIL LOCAL & REGIONAL LIAISON ASSIGNMENTS** *Mayor and City Council communications regarding local and regional liaison assignments, committee reports, and any required reporting under AB 1234 for meetings (as defined by the Brown Act) attended at the public's expense.*

Councilmember Quinto - reported on orientation as incoming 1st Vice President of the League of California Cities.

Councilmember Motoyama- reported on attendance at St. Peters CME Church Pastor Appreciation Day, Well Grounded Octoberfest event, East Bay Wildfire Coalition meeting, Tom Bates JPA meeting, and the West Contra Costa Unified School District State of the District breakfast event.

Councilmember Fadelli - reported on attendance at the East Bay Wildfire Coalition meeting.

- 11. ADJOURN REGULAR CITY COUNCIL MEETING
IN MEMORY OF JUDY KATZ, LONG-TIME EL CERRITO SENIOR
FITNESSINSTRUCTOR**

The regular meeting adjourned at 6:42 PM in memory of Judy Katz.

DocuSigned by:

Tessa Rudnick

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Tessa Rudnick, Mayor

This is to certify that the foregoing is a true and correct copy of the minutes of the City Council meeting of October 1, 2024 as approved by the El Cerrito City Council.

DocuSigned by:

HCharlety

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Holly M. Charl  ty, MMC, City Clerk