

Mayor
Tessa Rudnick
Mayor Pro Tem
Carolyn Wysinger



Councilmembers
Paul Fadelli
Lisa Motoyama
Gabriel Quino

EL CERRITO CITY COUNCIL MINUTES

TUESDAY, DECEMBER 3, 2024

REGULAR CITY COUNCIL MEETING (6:00 PM)

City Council Chambers - 10890 San Pablo Ave, El Cerrito

Closed Captions available Via Zoom:

<https://us06web.zoom.us/j/89451982588?pwd=xPwuQnZVAOJWPntXKJ0MZpPGBHwdKO.1>

Meeting ID: 894 5198 2588 **Password:** 772119 **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

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**.

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

Mayor Rudnick called the meeting to order at 6:01 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 - congratulated Crystal Reams on becoming a Certified Public Finance Officer (CPFO), announced 2024 Winter Holiday closure from 12/20/2024-1/3/2025, and upcoming events at Hana Gardens including Pottery Sale on 12/7 and Winter Makers Faire 12/8.

Councilmember Motoyama - announced 12/7 El Cerrito Pancake Breakfast, 12/14 Shadi Holiday setup starting at 9AM, and opening ceremony with bench dedication for Rich and Jane Bartke.

Mayor Pro Tem Wysinger - announced upcoming Sundar Shadi display, and 100% Chiropractic canned food drive.

Councilmember Fadelli - announced upcoming Sundar Shadi display and commented on bench dedication to the Bartkes.

Councilmember Quinto - announced upcoming Bay Area Air Quality Management District (BAAQMD) meeting.

Mayor Rudnick - announced upcoming State of the City Address on 12/17 and thanked staff for all of their hard work, formally disbanded the Wall of Fame Program Ad-Hoc, and reminded residents of the open recruitment for city boards, commissions, and committees.

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.

Public Comments: Written comments submitted prior to and during the meeting are posted online as supplemental materials and incorporated into the official meeting record.

Betsy Bashor - commented regarding increasing transparency, concern regarding recently adopted parking management plan contract.

Buddy Akacic - shared comments regarding senior residents.

6. PRESENTATIONS

A. Bay Area Rapid Transit (BART) Presentation

Action Proposed: Receive and file a presentation from BART on the agency's "Role in the Region" report.

Contact: Bradley Dunn, Manager of Local Government and Community Relations, BART

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding agency financial status, security strategies, crisis intervention and response, timing for upgrades to stations in El Cerrito, Clipper card technology, potential federal funding, and funding sources.

Action: Received and filed

B. Annual Real Property Transfer Tax Presentation

Action Proposed: Receive and file a presentation on the annual report for Real Property Transfer Taxes

Contact: Melanie Mintz, Community Development Director, Community Development Department

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding plans to incorporate Climate Action Plan recommendations moving forward and next steps to discuss incorporation, process to request a rebate, and types of available rebates.

Action: Received and filed

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 Fadelli/Mayor Pro Tem Wysinger

Action: Approved the consent calendar as indicated below.

Ayes: Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

A. Approve the 2025 Regular Meeting Schedule for City Council

Action Proposed: Pass a motion to approve the regular meeting schedule for 2025, reducing to the third Tuesday of the month for January, July, August, and September; scheduling a Council Retreat for 2/1/25; and adding a meeting on 2/6/25, 2/11/25, and 9/23/25 for Advisory Body Interviews.

Contact: Holly Charléty, City Clerk, City Management

Action: Approved Schedule

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

Action Proposed: Receive and file adopted workplan(s) and accomplishments from applicable Boards, Commissions, and

Committees of the City.

- Economic Development Committee (FY23/24 Accomplishments)

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

Action: Received and filed

C. Spending Authority for Recreation Instructor Expected to Exceed \$45,000 for FY 2024-25

Action Proposed: Adopt a resolution approving spending authority for a Recreation Department Instructor, Marcos Manqueros, for an amount not to exceed \$80,000 in Fiscal Year 2024-25.

Contact: Taylor Melton, Recreation Supervisor; Christopher Jones, Recreation Director, Recreation Department

Action: Approved Resolution 2024-84

D. Amendment to the City's Classification Plan

Action Proposed: Adopt a resolution amending the City's Classification Plan to authorize the reclassification of Senior Human Resources Analyst to Human Resources Manager in City Management.

Contact: Alexandra Orologas, Assistant City Manager, City Management

Action: Approved Resolution 2024-85

E. Resolutions Implementing Measure G Transactions and Use Tax

Action Proposed: 1) Adopt a resolution authorizing the City Manager to execute agreements with the California Department of Tax and Fee Administration for implementation of a local transactions and use tax; and

2) Adopt a resolution authorizing examination of sales or transactions and use taxes records.

Contact: Will Provost, Assistant to the City Manager, City Management

Action: Approved Resolution 2024-86 (Agreements) and 2024-87 (Examine Confidential Records)

F. Adopt a Resolution Approving an Amendment to an Existing Contract Between the City and TRB + Associates

Action Proposed: Adopt a resolution authorizing the City Manager to execute an amendment to the 2023 professional services agreement with TRB + Associates, increasing contract authority from \$250,000 to an amount not to exceed \$500,000 per fiscal year.

Contact: Jennifer Bright, Management Assistant; Melanie Mintz, Community Development Director, Community Development

Department

Action: Approved Resolution 2024-88

8. PUBLIC HEARINGS

A. **Proposed East Bay Sanitary Garbage & Organic Waste Collection and Post-Collection Rates and Integrated Waste Management Fees – Effective January 1, 2025**

Action Proposed: Conduct a public hearing and upon conclusion adopt resolutions 1) establishing maximum allowable East Bay Sanitary (EBS) garbage and organic waste collection and post-collection rates, effective January 1, 2025 and 2) setting Integrated Waste Management (IWM) Fees, effective January 1, 2025.

Contact: Amelia Timbers, Operations and Environmental Services Division Manager; Yvetteh Ortiz, Public Works Director/City Engineer, Public Works Department

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding expansion to multi-residential collection, corrections related to recycling requirements, exploring the use of hydrogen trucks, costs of operating electric vehicles, and operating costs of hydrogen vehicles.

Public Hearing: Mayor Rudnick opened the public hearing. No public comments.

Moved/Seconded: Councilmember Motoyama/Councilmember Quinto

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

Moved/Seconded: Councilmember Quinto/Councilmember Fadelli

Action: Approved Resolution 2024-89 (EBS Rates) and Resolution 2024-90 (IWM Rates). **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

9. POLICY MATTERS

A. **Adopt a Resolution Approving an Agreement between the City of El Cerrito and the El Cerrito Police Employees' Association (PEA) to Modify Language on Salaries, Benefits, Conditions of Employment, and Creating a New Memorandum of Understanding**

Action Proposed: Adopt a resolution approving an agreement between the City of El Cerrito and the El Cerrito Police Employees' Association (PEA) to modify language on salaries, benefits, conditions of employment, and creating a new Memorandum of Understanding.

Contact: Shannon Bassi, Senior Human Resource Analyst, City

Management

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding the use and allocation of general funds.

Moved/Seconded: Mayor Pro Tem Wysinger/Councilmember Motoyama **Action:** Approved Resolution 2024-91. **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

B. Adopt a Resolution Approving an Agreement between the City of El Cerrito and the Public Safety Management Association (PSMA) to Modify Language on Salaries, Benefits, Conditions of Employment, and Creating a New Memorandum of Understanding

Action Proposed: Adopt a resolution approving an agreement between the City of El Cerrito and the Public Safety Management Association (PSMA) to modify language on salaries, benefits, conditions of employment, and creating a new Memorandum of Understanding.

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

Presentation and Discussion: Presenters and staff responded to comments and questions raised by members of the council regarding the use and allocation of general funds, and use of the term bonus versus additional pay.

Moved/Seconded: Councilmember Quinto/Mayor Pro Tem Wysinger **Action:** Approved Resolution 2024-92. **Ayes:** Mayor Rudnick, Mayor Pro Tem Wysinger, Councilmember Fadelli, Councilmember Motoyama, Councilmember Quinto **Noes:** None

C. Adopt a Resolution to Approve a Third Amendment to City Manager Employment Agreement

Action Proposed: Adopt a resolution approving a Third Amendment to the Employment Agreement with the City Manager modifying compensation and extending the term of the agreement to December 31, 2029.

Contact: City Council Ad Hoc Subcommittee members Mayor Rudnick and Councilmember Quinto; Sky Woodruff, City Attorney, City Management

Moved/Seconded: Mayor Rudnick/Mayor Pro Tem Wysinger **Action:** Approved Resolution 2024-93. **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 Motoyama - reported on attendance at the Association of Bay Area Governments (ABAG) Executive Board meeting,

Councilmember Quinto - reported on upcoming Cal Cities executive meetings.

11. **ADJOURN REGULAR CITY COUNCIL MEETING**

The next regularly scheduled City Council meeting is Tuesday, December 17, 2024 at 6:00 p.m.

The regular meeting adjourned at 8:34 PM adjourned in memory of El Cerrito centenarian resident, Phyllis Cobb.

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 December 3, 2024 as approved by the El Cerrito City Council.

DocuSigned by:

HCharléty

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Holly M. Charléty, MMC, City Clerk