

**EL CERRITO CITY COUNCIL
EL CERRITO REDEVELOPMENT AGENCY
THE PENSION TRUST BOARD
EL CERRITO PUBLIC FINANCING AUTHORITY**

MINUTES

**Monday, June 21, 2010 – 7:30 p.m.
City Council Chambers**

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

Janet Abelson – Mayor

Mayor Pro Tem Ann Cheng
Councilmember William C. Jones, III

Councilmember/Agency Chair Sandi Potter
Councilmember/Agency Vice-Chair Greg Lyman

ROLL CALL

Councilmembers Cheng, Jones, Lyman, Potter and Mayor Abelson all present.

7:30 p.m.

**CONVENE CONCURRENT MEETING OF THE CITY COUNCIL/
REDEVELOPMENT AGENCY / PENSION TRUST BOARD AND THE PUBLIC
FINANCING AUTHORITY**

Mayor Abelson convened the concurrent meeting of the City Council/Redevelopment Agency/Pension Trust Board and the Public Financing Authority at 7:34 p.m.

1. PLEDGE OF ALLEGIANCE TO THE FLAG was led by Councilmember Jones.

2. COUNCIL / STAFF COMMUNICATIONS

Councilmember Jones stated that the West County Integrated Waste Management Authority provides education to district schools. Pinole Valley High School recently received an award for a recycling video. Councilmember Jones said he was impressed with the involvement of high school youth in recycling. Councilmember Jones announced that the initiation of the food scrap program will begin on July 1 and said that the program is a tribute to former El Cerrito Mayor Letitia Moore who volunteered El Cerrito for the pilot program. Other cities will be starting their own programs.

Councilmember Lyman reminded all that National Night Out will be celebrated throughout the United States on August 3, 2010. Councilmember Lyman invited everyone who is interested in hosting a National Night Out event in their neighborhood to come to a barbeque at the Community Center on July 17 beginning at 1:00 p.m. Information will be provided on how to sign up, prepare and host a neighborhood event. More information is also available on the City's website www.el-cerrito.org.

Mayor Abelson reported that on June 8th, El Cerrito was awarded recognition as a water smart business by the East Bay Municipal Utility District (EBMUD). EBMUD set the bar very high this year. The City received the award for the City Hall project, notably the bioswales and plantings, and for water efficient plantings on San Pablo Avenue resulting in approximately 1.5 million gallons of water saved per year. Mayor Abelson also reminded everyone about the July 4th Celebration from 10 a.m. to 6 p.m. at Cerrito Vista Park and encouraged everyone to attend to enjoy the music, booths, games and food. Mayor Abelson also introduced the following staff reports:

- A. **Implementation of Food Waste Collection** – *Garth Schultz, Environmental Analyst.*
- B. **Report on Development Proposals Received for 10860 and 10848 San Pablo Avenue** – *Hilde Myall, Senior Project Manager.*
- C. **Street Improvement Program Update** – *Jerry Bradshaw, Public Works Director.*

3. ORAL COMMUNICATIONS FROM THE PUBLIC

Jason Freeman, El Cerrito, reported on his involvement in local schools and described his qualifications as a candidate for the West Contra Costa County Unified School District Board of Education.

Al Miller, El Cerrito, informed the Council and the public, that the Citizens Streets Oversight Committee has one vacancy and encouraged residents to submit an application for consideration. Mr. Miller stated that it is the responsibility of residents to staff this committee and perform the committee's functions. Mr. Miller described the work of the Committee and noted that the Committee meets twice a year.

Elizabeth Carty, El Cerrito, stated that El Cerrito is a great place to live and encouraged the City Council to place a sales tax measure on the ballot. Ms. Carty noted that the city is well run and well taken care of.

4. PRESENTATIONS – None

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

Moved, seconded (Potter/Lyman) and carried unanimously to adopt Consent Calendar Item Nos. 5A through 5C and through 5E through 5I in one motion as indicated below. Item No. 5D was withdrawn from the Consent Calendar for future consideration.

CITY COUNCIL ITEMS

A. Minutes for Approval

Approve the June 7, 2010 Special Concurrent City Council / Redevelopment Agency / Pension Trust Board and Public Financing Authority Meeting Minutes.

Action: Approved minutes.

B. Directing Review of the Conflict of Interest Code

Adopt a Resolution directing the City Clerk to review the City Conflict of Interest Code and if any changes are necessary to submit a revised Code to the City Council for approval, or if no changes are necessary to so notify the Council.

Action: Adopted Resolution No. 2010–31.

C. Adoption of Gann Appropriation Limit for Fiscal Year 2010–2011

Adopt a resolution which selects the California Per Capita Personal Income option for the cost of living factor and the County Population option for the population factor. Utilizing these factors establishes the City's appropriations limit as \$97,875,371 for Fiscal Year 2010–11.

Action: Adopted Resolution No. 2010–32.

D. U.S. EPA Climate Showcase Communities Grant

Adopt a resolution authorizing the City Manager to execute the following sub-grantee agreements to assist in the implementation of the Small Cities Climate Action Partnership (ScCAP) as funded by the U.S. EPA Climate Showcase Communities grant:

1. A consulting services agreement with Strategic Energy Innovations in an amount not to exceed \$153,902 to provide technical assistance to El Cerrito and the other ScCAP cities in developing energy management tools and climate action plans; and
2. Memoranda of Understanding with the partner cities of San Pablo, Albany, and Piedmont governing their use of grant pass through funds in amounts of \$75,202 each.

Action: Withdrawn from the Consent Calendar and continued to a future City Council meeting.

E. Urban Greening Grant Application for the Ohlone Greenway Natural Area and Rain Garden Project

Adopt a resolution approving an application for grant funds for the Urban Greening Grant Program under Proposition 84 for the Ohlone Greenway Natural Area and Rain Garden Project.

Action: Adopted Resolution No. 2010–33.

F. 2010 Pavement Rehabilitation Program

Adopt a resolution approving plans, accepting bids, and authorizing the City Manager to execute a contract in the amount of \$1,041,996.26 with Bay Cities Paving & Grading Inc. and approve change orders in an amount not to exceed \$542,000 (\$335,000 for additional street work plus 15% for other change orders and quantity fluctuations) for the construction of the 2010 Pavement Rehabilitation Program, Contract No. 10–C3027–10.

Action: Adopted Resolution No. 2010–34.

G. 2010 Slurry Seal Program

Adopt a resolution approving plans, accepting bids and authorizing the City Manager to execute a contract in the amount of \$556,645.40 with American Asphalt and approve change orders in an amount not to exceed \$55,665 for the construction of the 2010 Slurry Seal Program, Contract No. 10-C3027-11.

Action: Adopted Resolution No. 2010-35.

H. San Pablo Avenue Streetscape – Procurement of City Furnished Items

Adopt a resolution in conjunction with the San Pablo Avenue Streetscape Program which:

- 1) Authorizes the City Manager to execute the contracts with Rodan Builders in the amount of \$36,800 to furnish 46 granite seat pads and with Omega Pacific in the amount of \$67,204.25 to furnish streetlight poles, arms and fixtures; and
- 2) Authorizes the City Manager to execute change orders in the amount of \$10,300.

Action: Adopted Resolution No. 2010-36.

REDEVELOPMENT AGENCY ITEM

I. Rejection of Jones, Lang, LaSalle Claim

Reject the claim filed by Jones, Lang, LaSalle Americas Inc., Claim No. 2010-08, per Redevelopment Agency Counsel.

Action: Rejected Claim No. 2010-08 per Redevelopment Agency Counsel.

6. PUBLIC HEARINGS

Confirm the Diagram and Levy the Assessment for Fiscal Year 2010-11 Landscape and Lighting Assessment District No. 1988-1

Conduct a public hearing and upon conclusion adopt a resolution setting the annual Landscape and Lighting Assessment for Fiscal Year 2010-11 as \$72 per residential parcel and as noted in the Engineer's Report for other classes of properties.

Presenter: Mary Dodge, Administrative Services Director.

Mayor Abelson opened the public hearing. No speakers.

Moved, seconded (Jones/Lyman) and carried unanimously to close the public hearing.

Action: Moved, seconded (Lyman/Jones) and carried unanimously to adopt Resolution No. 2010-37.

7. POLICY MATTERS

Adoption of City Budgets for Fiscal Year 2010–2011

Adopt resolutions of the City of El Cerrito, the El Cerrito Redevelopment Agency, the El Cerrito Public Financing Authority, and the El Cerrito Pension Trust Board, for the Fiscal Year 2010–2011 annual operating and capital improvement budgets for all funds and component units of the City of El Cerrito.

Presenter: Mary Dodge, Administrative Services Director.

CITY COUNCIL ITEMS

Action: Moved, seconded (Lyman/Jones) and carried unanimously to adopt Resolution No. 2010–38 adopting the annual budget of the City of El Cerrito except for funds pertaining to the Recreation Department for Fiscal Year 2010–2011.

Councilmember Jones stated that although it is not technically required, he would recuse and remove himself from the discussion of the Recreation Department budget to prevent the appearance of a conflict of interest.

[Councilmember Jones exited the City Council Chambers.]

Action: Moved, seconded (Potter/Lyman; Ayes – Councilmembers Cheng, Lyman, Potter and Mayor Abelson; Noes – None; Absent – Councilmember Jones) and carried to adopt Resolution No. 2010–39 adopting the annual budget pertaining to the Recreation Department only for Fiscal Year 2010–2011.

[Councilmember Jones returned to the City Council Chambers and Council Dais.]

REDEVELOPMENT AGENCY/ PUBLIC FINANCING AUTHORITY/ PENSION TRUST BOARD BUDGET

Action: Moved, seconded (Lyman/Potter) and carried unanimously to: 1) Adopt Redevelopment Agency Resolution No. 599 adopting the Redevelopment Agency's Fiscal Year 2010–2011 Budget and Annual Work Program and making required findings pursuant to Health and Safety Code Section 33334.3(d) as revised to include a new Exhibit A and renumbered Exhibit B; 2) Adopt Public Financing Authority Resolution No. 2010–1 which adopts the Authority's Fiscal Year 2010–2011 budget; and 3) Adopt El Cerrito Pension Trust Board Resolution No. 2010–1 which adopts the Board's Fiscal Year 2010–2011 budget.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

- A. Mayor Abelson reported on her attendance at the League of California Cities Policy Committee meetings in which Mayor Abelson chairs the Community Services Committee and also serves on the Administrative Services Committee. One report discussed the importance of exercise for children and concerns with childhood obesity. Interestingly, there is a positive connection between adequate exercise and performing well in the classroom. The Committee also received a report on the state budget and the anticipated difficulties passing the state budget. There is a \$19 billion state deficit this year. Mayor Abelson stated that she believes there are three different budget proposals: the Governor's, the Senate's, and the Assembly's. League Executive Staff reported that there is a movement at the state level to transfer a lot of responsibility to the County and pass the costs of many programs on to cities. The League sponsored proposition is likely to qualify on the November Election ballot to prevent the state government from taking funds away from transportation and local government. It is a companion to Proposition

1A that passed several years ago.

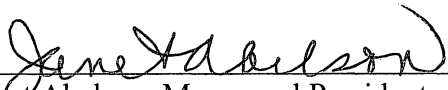
- B. Councilmember Cheng – No report.
- C. Councilmember Jones reported that the Planning Commission is taking up a review of the housing elements of the general plan. The West County Integrated Waste Management Authority passed a new budget that will be in operation beginning July 1 and approved an agreement with Republic Services for green waste composting. Councilmember Jones has concluded his term as chair. The City of Richmond will chair the Authority this upcoming fiscal year.
- D. Councilmember Lyman reported that the Crime Prevention Committee's bicycle rodeo was a successful event. Additionally, the Financial Advisory Board met and discussed the budget.
- E. Councilmember Potter reported that the Arts & Culture Commission met last week and continued discussion on the San Pablo Avenue Streetscape public art component. The Commission also discussed and engaged in planning for future events including the July 4th Festival, the July 9th Stockton Stroll, and California Arts Day celebrated October 1 and throughout the month of October. A special folk festival is scheduled for October 9, 2010.

9. ADJOURNED CONCURRENT CITY COUNCIL/REDEVELOPMENT AGENCY / PENSION TRUST BOARD AND PUBLIC FINANCING AUTHORITY/MEETING at 8:49 p.m.

THIS IS TO CERTIFY that the foregoing is a true and correct copy of the minutes of the concurrent City Council / Redevelopment Agency / Pension Trust Board and Public Financing Authority meeting of June 21, 2010 as approved by the El Cerrito City Council / Redevelopment Agency / Pension Trust Board and Public Financing Authority.



Cheryl Morse, City Clerk and Secretary to the Redevelopment Agency, Pension Trust Board and Public Financing Authority



Janet Abelson, Mayor and President of the Pension Trust Board and Public Financing Authority



Sandi Potter, Redevelopment Agency Chair