



AGENDA

REGULAR CITY COUNCIL MEETING
Tuesday, August 2, 2016 – 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 Mark Friedman
Councilmember Gabriel Quinto

ROLL CALL

7:00 p.m. CONVENE REGULAR CITY COUNCIL MEETING

1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF MOMENT OF SILENCE – Mayor Greg Lyman.

2. COUNCIL / STAFF COMMUNICATIONS (*Reports of Closed Session, commission appointments and informational reports on matters of general interest which are announced by the City Council & City Staff.*)

3. 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. The Mayor may reduce the time limit per speaker depending upon the number of speakers. Kindly state your name and city of residence for the record. 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 are taken up at the time the City Council deliberates each action item. Individuals wishing to comment on any closed session scheduled after the regular meeting may do so during this public comment period or after formal announcement of the closed session.

4. PRESENTATION - None

5. ADOPTION OF THE CONSENT CALENDAR – Item Nos. 5(A) through 5(D)

A. Approval of Minutes

Approve the June 21, 2016 Special Concurrent City Council / Public Financing Authority / Employee Pension Board meeting minutes.

B. Ordinance Submitting a General Obligation Bond to the Voters for a Safe Modern Library Project

Adopt Ordinance No. 2016–03 ordering the submission of a general obligation bond proposition to the qualified voters of the City of El Cerrito at the General Municipal Election to be held on November 8, 2016 for the purpose of the land acquisition (or lease), design, construction, furnishing, equipping, and supplying of a safe, modern library project.

C. Quarterly Cash and Investments Report for Period Ending March 31, 2016

Receive and file the City's Quarterly Investment Report for the period ending March 31, 2016.

D. Quarterly Cash and Investments Report for Period Ending June 30, 2016

Receive and file the City's Quarterly Investment Report for the period ending June 30, 2016.

6. PUBLIC HEARINGS – None

7. POLICY MATTERS – None

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

Mayor and City Council communications regarding local and regional liaison assignments and committee reports. *Held over from July 19, 2016.*

9. ADJOURN REGULAR CITY COUNCIL MEETING

The next regularly scheduled City Council meeting is Tuesday, August 16, 2016 at 7:00 p.m. in the City Council Chambers, 10890 San Pablo Avenue, El Cerrito.

The City of El Cerrito serves, leads and supports our diverse community by providing exemplary and innovative services, public places and infrastructure, ensuring public safety and creating an economically and environmentally sustainable future.

- Council Meetings can be heard live on FM Radio, KECG – 88.1 and 97.7 FM and viewed live on Cable TV - KCRT- Channel 28 and AT&T Uverse Channel 99. The meetings are rebroadcast on Channel 28 the following Thursday and Monday at 12 noon, except on holidays. Live and On-Demand Webcast of the Council Meetings can be accessed from the City's website <http://www.el-cerrito.org/ind-ex.aspx?NID=114>. Copies of the agenda bills and other written documentation relating to items of business referred to on the agenda are on file and available for public inspection in the Office of the City Clerk, at the El Cerrito Library and posted on the City's website at www.el-cerrito.org prior to the meeting.
- In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, (510) 215-4305. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title I).
- ***The Deadline for agenda items and communications*** is eight days prior to the next meeting by 12 noon, City Clerk's Office, 10890 San Pablo Avenue, El Cerrito, CA. Tel: 215–4305 Fax: 215–4379, email cmorse@ci.el-cerrito.ca.us
- IF YOU CHALLENGE A DECISION OF THE CITY COUNCIL IN COURT, YOU MAY BE LIMITED TO RAISING ONLY THOSE ISSUES YOU OR SOMEONE ELSE RAISED AT THE COUNCIL MEETING. ACTIONS CHALLENGING CITY COUNCIL DECISIONS SHALL BE SUBJECT TO THE TIME LIMITATIONS CONTAINED IN CODE OF CIVIL PROCEDURE SECTION 1094.6.
- The City Council believes that late night meetings deter public participation, can affect the Council's decision-making ability, and can be a burden to staff. City Council Meetings shall be adjourned by 10:30 p.m., unless extended to a specific time determined by a majority of the Council.

EL CERRITO CITY COUNCIL PUBLIC FINANCING AUTHORITY EL CERRITO EMPLOYEE TRUST BOARD

MINUTES

SPECIAL CONCURRENT CITY COUNCIL / PUBLIC FINANCING AUTHORITY AND EMPLOYEE PENSION BOARD MEETING

**Tuesday, June 21, 2016 – 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 Mark Friedman
Councilmember Gabriel

Quinto

ROLL CALL

**7:00 p.m. CONVENE CONCURRENT CITY COUNCIL / PUBLIC FINANCING AUTHORITY /
EMPLOYEE PENSION BOARD MEETING**

Mayor Lyman convened the Concurrent City Council / Public Financing Authority / Employee Pension Board meeting at 7:00 p.m.

**1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF
MOMENT OF SILENCE** was led by Mayor Pro Tem Abelson.

2. COUNCIL / STAFF COMMUNICATIONS

Scott Hanin, City Manager, introduced the City's new Finance Director/City Treasurer, Mark Rasiah, to the City Council and public.

Councilmember Quinto reported that he, Councilmember Abelson and other elected officials recently met with East Bay Municipal Utility District (EBMUD) Director Andy Katz for an update on the drought. Although there is no longer a drought, the EBMUD is encouraging everyone to save water. Councilmember Quinto also noted that he and Al Miller attended the Chung Mei Home historical plaque dedication.

Mayor Pro Tem Abelson stated that she is happy to hear that the water situation has improved however the reservoirs are not yet full. Everyone needs to be diligent to make sure water is conserved and is not overused.

Mayor Lyman acknowledged that the Stege Sanitary District Board notified residents that there will not be a rate increase this year. Mayor Lyman also encouraged all to participate in the Relay for Life event at Cerrito Vista Park, July 16-17, 2016.

3. ORAL COMMUNICATIONS FROM THE PUBLIC

Cordell Hindler, Richmond, thanked the Council for issuing the June is Pride Month Proclamation. Mr. Hindler also encouraged the City Council to see the American Idiot theater performance and noted vacant properties along San Pablo Avenue.

Al Miller, El Cerrito, explained Stege Sanitary District's justification for not raising rates this year.

4. PRESENTATION

Annual Sundar Shadi Garden Contest Awards Presentation –
Acknowledgement of contest winners and presentation of awards.

Presenter: Landry Wildwind, Chair of the Sundar Shadi "Creative Responses to Drought" Garden Contest, announced that it the El Cerrito Garden Club's 60th Anniversary and acknowledged the work of this year's winners in addressing the drought and their contributions toward beautifying El Cerrito. This year's co-winners are: Nancy Lyon, Janice Fredericks Creighton and Chris Ullsperger.

Action: Received presentation. Awards presented.

5. ADOPTION OF THE CONSENT CALENDAR – Item Nos. 5A and 5B

Moved, seconded (Abelson/Friedman) and carried to approve Consent Calendar Item Nos. 5A and 5B in one motion as indicated below.

A. Approval of Minutes

Approve the June 14, 2016 Special Concurrent City Council / Public Financing Authority / Employee Trust Board meeting minutes.

Action: Approved minutes.

B. American Cancer Society Relay for Life Proclamation

Approve a proclamation declaring July 16-17, 2016 as "Relay for Life Days" in the City of El Cerrito and encouraging all residents to participate in the Relay for Life event at Cerrito Vista Park in El Cerrito at any time beginning 10:00 a.m. on July 16 through July 17, 10:00 a.m. and refer to www.RelayForLife.org/ElCerritoCa for more information including ways to participate in the event.

Action: Approved proclamation.

6. PUBLIC HEARINGS – None

7. POLICY MATTERS

A. Resolution of Support for the Countywide Imposition of One-Half of One Percent Sales Tax to Fund Transportation Improvements in Contra Costa and Conditionally Amend the Growth Management Program in the Measure J Transportation Expenditure Plan

Consideration and adoption of a resolution of support for the countywide imposition

of one-half of one percent sales tax to fund transportation improvements in Contra Costa County and conditionally amend the Growth Management Program in the Measure J Transportation Expenditure Plan to match that found in the 2016 proposed transportation expenditure plan. *Exempt from CEQA.*

Presenter: Randy Iwasaki, Executive Director, Contra Costa Transportation Authority.

Speakers: Cordell Hindler, Richmond, Park Plaza Neighborhood Association, encouraged the City Council to approve the resolution.

Dave Campbell, Advocacy Director with Bike East Bay, expressed support for the resolution. Mr. Campbell stated that a lot of money is directed toward BART and fixing local roads and sidewalks and the Plan also recognizes the need to make what we have better at facilitating the movement of people on bikes and pedestrians. El Cerrito's San Pablo Avenue Complete Streets Project is the signature plan in the county right now and provides options for everybody.

Debbie Toth, CEO Rehabilitation Services of Northern California, stated that she supports the measure because of the investment it makes in accessible transportation. This measure contributes 4% toward accessible transportation and mobility management. There also needs to be assistance for door to door service for the elderly and disabled community.

Nick Arzio, stated that he likes the focus that the tax would bring to improving and maintaining the streets and increasing accessibility on the streets. Mr. Arzio said he is concerned about the regressive form the tax takes and would bring the total tax to 10.5% making it the highest in the State and possibly the Country.

Action: Moved, seconded (Abelson/Bridges) and carried unanimously to approve Resolution No. 2016-48.

B. Adoption of the City's Biennial Budget for Fiscal Years 2016-17 and 2017-18, Approve Fiscal Year 2016-17 Spending Authority by Fund for the City, Employee Pension Board and the Public Financing Authority and Approve the Fiscal Year 2016-17 Annual Gann Appropriation Limit

Staff requests that the City Council approve the following actions this evening:

1. Adopt a resolution approving the Biennial Budget report for Fiscal Years 2016-17 and 2017-18 and authorizing FY 2016-17 spending authority by fund for the City of El Cerrito;
2. Adopt a resolution approving the Biennial Budget for Fiscal Years 2016-17 and 2017-18 and authorizing FY 2016-17 spending authority by fund for the El Cerrito Public Financing Authority;
3. Adopt a resolution approving the Biennial Budget for Fiscal Years 2016-17 and 2017-18 and authorizing FY 2016-17 spending authority by fund for the El Cerrito Employee Pension Board; and
4. Adopt a resolution approving the calculation and establishing the Fiscal Year 2016-17 annual Gann Appropriation Limit.

Presenter: Scott Hanin, City Manager, stated that the budget book will be further edited to correct typographical errors and will incorporate clarifications and comments provided by the City Council at its June 14, 2016 concurrent meeting including: 1) Adding enforcement of the City's smoking ordinance as a goal; 2) Adding a Measure A Swim Center chart and description; 3) Under citywide revenues add a description for fines and forfeitures which includes parking, vehicle and code enforcement citations; 4) Include funding for the new Senior Center as a challenge; and 5) Add consideration of an amnesty program under the Building Division. Additionally, the City Council also discussed tree maintenance, removal and repair. Mr. Hanin stated that the Council has authorized \$35,000 in emergency tree work in the current fiscal year which has been brought forward into the next fiscal year.

More money will be re-programmed to add an additional \$10,000. Improvements will also be made to line descriptions in the City's capital program so it ties better to the Capital Improvement Program budget. Special fund descriptions will also provide more clarification and tie together better in the budget book.

Speakers: Cordell Hindler, Richmond, Park Plaza Neighborhood Association, encouraged the City Council to adopt the budget.

Peter Vranich, Financial Advisory Board Chair, informed the City Council of the Financial Advisory Board's (FAB) recommendations including: 1) Adopting the biennial budget; 2) Clarify some of the duties and day to day operations of the departments where appropriate; 3) Council should conduct a public review of council compensation according to the Contra Costa County Grand Jury report; and 4) Council should direct the FAB to review existing long term debt for any restructuring opportunities in light of future debt proposals that may come to FAB; and 5) Continue to keep a ten percent reserve as a goal.

Nicholas Arzio, El Cerrito, asked that the data presented in Tables 2.1 and 2.8 be changed to reconcile with the line items in the Appendix and noted that it would be nice to have an explanation of the re-classification of revenues from intergovernmental revenues to the category "other taxes."

Actions: 1) Moved, seconded (Bridges/Quinto) and carried unanimously to adopt Resolution No. 2016-49 approving the Biennial Budget report for Fiscal Years 2016-17 and 2017-18 and authorizing FY 2016-17 spending authority by fund for the City of El Cerrito including clarifications regarding Tables 2.1 and 2.8 and also clarify the re-classification of intergovernmental revenues from previous budget books in the final budget book.

2) Moved, seconded (Friedman/Abelson) and carried unanimously to adopt Public Financing Authority Resolution No. 2016-01 approving the Biennial Budget for Fiscal Years 2016-17 and 2017-18 and authorizing FY 2016-17 spending authority by fund for the El Cerrito Public Financing Authority with same amendments consistent with the motion approving the city budget above as appropriate.

3) Moved, seconded (Quinto/Friedman) and carried unanimously to adopt El Cerrito Employee Pension Board Resolution No. 2016-01.

4) Moved, seconded (Abelson/Bridges) and carried unanimously to adopt Resolution No. 2016-50 approving the calculation and establishing the Fiscal Year 2016-17 annual Gann Appropriation Limit.

C. Tax and Revenue Anticipation Notes – 2016-17 Short Term Cash Flow Financing

Adopt a Resolution approving the borrowing of funds for Fiscal Year 2016-17 and the issuance and sale of 2016-17 tax and revenue anticipation notes ("TRAN"). Incorporated into the resolution is the authorization of the City Manager to execute an agreement to sell the TRAN in an amount not-to-exceed \$5,000,000 and authorize staff to enter into agreements with NHA Advisors, LLC, as the City's Municipal Advisor and Jones Hall, as bond counsel, to prepare and execute appropriate legal documents related to said financing.

Presenter: Scott Hanin, City Manager.

Speakers: Cordell Hindler, Richmond, urged the City Council to support the resolution.

Action: Moved, seconded (Friedman/Bridges) and carried unanimously to adopt Resolution No. 2016-51.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

Mayor and City Council communications regarding local and regional liaison

assignments and committee reports.

Councilmember Quinto reported that he attended a tour of the beautiful new Association of Bay Area Governments/Metropolitan Transportation Commission office in San Francisco.

Mayor Lyman reported that a Walnut Creek Boardmember was sworn in at the last Marin Clean Energy (MCE) meeting. Mayor Lyman said he is happy to report that MCE was able to reduce rates for electricity by securing favorable power contracts at a lower rate. MCE rates will be competitive with Pacific Gas & Electric (PG&E) and perhaps even less. At the last West County Mayors Association meeting the Mayors discussed violence. Mayor Lyman understands from talking to Assemblymember Thurmond that there will be additional revenue coming to Hercules and Richmond to combat gang violence and address some of the violence on the freeway. At its June meeting the West County Mayors Association will consider the issue of appointing a representative to the West Contra Costa Unified School District Parcel Oversight Committee.

9. ADJOURNED CONCURRENT CITY COUNCIL / PUBLIC FINANCING AUTHORITY / EMPLOYEE PENSION BOARD MEETING at 8:26 p.m.

SUPPLEMENTAL REPORTS AND COMMUNICATIONS

Item No. 7(A) Resolution of Support for the Countywide Imposition of One-Half of One Percent Sales Tax to Fund Transportation Improvements in Contra Costa and Conditionally Amend the Growth Management Program in the Measure J Transportation Expenditure Plan

1. Comments on proposed sales tax expenditure plan – *Submitted by Sam Tepperman–Gelfant, Senior Attorney, Public Advocates, Inc.*
2. Powerpoint presentation – *Submitted by Hisham Noeimi, Contra Costa Transportation Authority.*
3. CCTA Key Projects and Programs in the City of El Cerrito and West Contra Costa County – *Submitted by Hisham Noeimi, Contra Costa Transportation Authority.*

Item No. 7(B) Proposed Fiscal Year 2016-17 and 2017-18 Biennial Budget

4. Financial Advisory Board Recommendations – Submitted by Peter Vranich, Financial Advisory Boardmember.

ORDINANCE NO. 2016-03

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CERRITO ORDERING THE SUBMISSION OF A GENERAL OBLIGATION BOND PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF EL CERRITO AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2016, FOR THE PURPOSE OF THE LAND ACQUISITION (OR LEASE), DESIGN, CONSTRUCTION, FURNISHING, EQUIPPING, AND SUPPLYING OF A SAFE, MODERN LIBRARY PROJECT

WHEREAS, the El Cerrito Library currently does not meet the space, technological, educational, or safety needs of El Cerrito residents; and

WHEREAS, the El Cerrito Library was built in 1948 and does not currently meet the earthquake safety standards for libraries built today; and

WHEREAS, library community priorities include a safe, energy-efficient library that meets earthquake and fire codes, updated wiring to accommodate computers and technology, a children's area with space for children's story times, space for public access computers, a computer learning center, and free wi-fi, and improved access for seniors and disabled residents; and

WHEREAS, the current library is dilapidated, cramped, and substandard relative to its high usage and does not meet national standards for meeting space and seating for a community the size of El Cerrito ; and

WHEREAS, the 2014 Updated Library Needs Assessment commissioned by the City found that a significant increase in space and a well-designed, efficient, technologically-current building are necessary to provide El Cerrito residents with a library that meets El Cerrito residents' library service needs and recommended a minimum 21,000 square foot library in order to meet both current and projected library service needs; and

WHEREAS, the proceeds of the tax levied to finance the General Obligation Bonds will be placed into a special account and those funds can be used only for the purposes of the measure and the City's Finance Director must annually prepare a report regarding the amount of funds collected and expended and the status of the Safe Modern El Cerrito Library project; and

WHEREAS, each year, the City's Financial Advisory Board will review the annual report to ensure that bond proceeds are being expended in compliance with the purposes of the measure and the Safe Modern El Cerrito Library Project; and

WHEREAS, the fiscal accountability safeguards will ensure funds are used efficiently, effectively and as promised to voters; and

WHEREAS, on July 19, 2016, the City Council adopted, by a two-thirds vote of all its members, a resolution entitled “Resolution of the City Council of the City of El Cerrito Determining that the Public Interest and Necessity Demand the Land Acquisition (or Lease), Design, Construction, Equipping, and Furnishing of a Safe, Modern Library Project with Financing through the Issuance of General Obligation Bonds” (the “Resolution of Necessity”); and

WHEREAS, in order to provide for the issuance by the City of its general obligation bonds to finance the City Library Project (as described in the Resolution of Necessity), it is necessary for the City Council to pass an ordinance ordering the submission of the proposition of incurring bonded indebtedness for such purpose to the qualified voters of the City at a regular municipal election; and

WHEREAS, the City Council desires to submit said ballot measure to the qualified voters of the City at an election to be held in the City on November 8, 2016, and to consolidate the bond election with the general statewide election held within the City on that date; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF EL CERRITO DOES HEREBY ORDAIN as follows:

1. Call for Election. The City Council hereby orders that there be submitted to the qualified voters of the City a proposition on incurring a bonded debt (the “Bonds”) for the purpose set forth in this Ordinance, at the general municipal election to be held on November 8, 2016. . The proposition shall be approved if at least two-thirds of the voters voting on the question vote in favor of it.

2. Ballot Proposition. The City Council hereby submits to the qualified voters of the City, at the regular election to be held on November 8, 2016, a proposition on issuing the Bonds in substantially the following form:

To replace the 67 year old El Cerrito Library with a safe, energy efficient, 21st century library that meets earthquake and fire codes with space for a children's area for story times/books; public access computers/computer learning center; up-to-date book/resource collections; and improved senior/disabled access, shall El Cerrito issue \$30,000,000 in bonds at legal rates for 33 years, as the Voter Guide describes, requiring independent citizen oversight, and all funds for El Cerrito Library?

3. Object and Purpose of Bonds. The object and specific single purpose of issuing the Bonds is the acquisition and construction of the Safe Modern El Cerrito Library Project (the “Project”). The proceeds of the Bonds may only be expended for the specific purposes set forth in the ballot proposition and for the Project described by this Ordinance. The Project consists of the elements listed below as well as similar

substitute elements that further the creation of a safe, modern El Cerrito Library, as described in the 2014 Updated Library Needs Assessment, and the goal of creating a facility that provides adequate space to meet all of the programming needs of a high-usage community the size of El Cerrito :

(a) Acquisition (including lease) of land for a safe, modern El Cerrito Library and associated public facilities that can be used for educational and recreational programming.

(b) Constructing a safe, modern El Cerrito Library and associated public facilities that can be used for educational and recreational programming that are energy-efficient; meet earthquake and fire codes; and include without limitation updated wiring to accommodate computers and technology, a children's area with space for children's story times, space for public access computers, a computer learning center, free wi-fi, and improved access for seniors and disabled residents.

(c) Furnishing, equipping, and supplying a safe, modern El Cerrito Library and associated public facilities that can be used for educational and recreational programming.

4. Estimated Cost of the City Library Project. The estimated cost of the Safe Modern El Cerrito Library Project is \$30,000,000. The estimated costs include provision for legal or other fees, and other costs and expenses, which are incidental to or connected with the authorization, issuance and sale of the Bonds.

5. Principal Amount of Bonds. The amount of the principal of the Bonds shall not exceed \$30,000,000.

6. Maximum Interest Rate. The maximum rate of interest to be paid on the Bonds shall be 8% per annum. Said interest shall be payable semiannually except that interest for the first year after the date of the Bonds may be made payable at the end of said year.

7. Issuance and Sale of Bonds. The City proposes to acquire and construct the Safe Modern El Cerrito Library Project and to issue and sell the Bonds pursuant to Article 1, commencing with Section 43600, of Chapter 4 of Division 4 of Title 4 of the California Government Code, or Article 4.5, commencing with Section 53506, of Chapter 3 of Part 1 of Division 2 of Title 5 of the California Government Code, in one or more series, in the maximum amount and for the objects and purposes set forth above if two-thirds of all qualified voters voting on the proposition set forth above vote in favor thereof. The Bonds will be general obligations of the City payable from and secured by taxes levied and collected in the manner prescribed by laws of the State of California. All of the Bonds are to be equally and ratably secured, without priority, by the taxing power of the City.

8. Consolidation; Manner of Conducting Election. The bond election hereby called for November 8, 2016, is hereby ordered consolidated with any other election to be held within the City on said date. The election shall be held and conducted, election officers appointed, voting precincts designated, ballots printed, polls opened and closed, ballots counted, and returned, returns canvassed, results declared, and all other proceedings incidental to and connected with the election shall be regulated and done in accordance with the provisions of law regulating the election as specified herein. The Board of Supervisors of Contra Costa County and the Contra Costa County Clerk, Elections Division, are hereby requested to order the consolidation of the municipal election hereby called with any other election to be held within the City on said date. The City Council recognizes that the County will incur additional costs in conducting the election called by this resolution, agrees to reimburse the County for those costs, and authorizes and directs the City Manager or his designee to expend the funds necessary to pay for the costs of conducting the election. The City Council acknowledges that the consolidated election will be held and conducted in the manner prescribed in Elections Code Section 10418. The City's boundaries have not changed since its previous election.

9. Procedure for Voting on Proposition. Ballots for the election shall be provided in the form and in the number provided by law. Voters shall be provided an opportunity to vote for or against the proposition on the ballot, in accordance with procedures to be adopted by the authorized officers of the County charged with conducting the election.

10. Accountability Requirements. In accordance with Sections 53410 and 53411 of the California Government Code, the City Council hereby adopts the following accountability requirements relating to the Bonds:

(a) A separate account shall be created and held by the City, into which the proceeds of the Bonds are deposited.

(b) The Finance Director of the City shall file a report with the City Council no later than January 1, 2018, and at least once a year thereafter, showing the amount of Bond proceeds collected and expended, and the status of the project to be financed from the proceeds of the Bonds.

(c) The Finance Director of the City shall also file the annual report described in the preceding paragraph to the City's Financial Advisory Board, which will review the annual report to ensure that Bond proceeds are being expended in compliance with the purposes of the measure and the Safe Modern El Cerrito Library Project.

11. Ballot Arguments; Tax Rate Statement; Text of Measure.

(a) The Mayor is hereby authorized to file an argument in support of the ballot measure which is prepared in connection with the election. At the

Mayor's discretion, the argument may also be signed by members of the City Council or bona fide associations or by individual voters who are eligible to vote on the measure. In the event that an argument is filed against the measure, the Mayor is also authorized to prepare a rebuttal argument on behalf of the City Council, which may also be signed by members of the City Council or bona fide associations or by individual voters who are eligible to vote on the measure. Ballot arguments shall not exceed 300 words. Rebuttal arguments shall not exceed 250 words. The deadline for filing ballot arguments is August 24, 2016. The deadline for filing rebuttal arguments is August 29, 2016. Direct and rebuttal arguments shall be filed with the City Clerk's Office.

(b) The Finance Director is hereby authorized to execute any Tax Rate Statement to be included as part of the official ballot measure.

(c) The full text of this Ordinance shall be published in the Voter Information Guide.

12. Impartial Analysis. Pursuant to Section 9280 of the California Elections Code, the City Clerk is hereby directed to submit a copy of this Ordinance to the City Attorney and the City Attorney or his designee is hereby authorized and directed to prepare an impartial analysis of the ballot proposition showing the effect of the ballot proposition on the existing law and the operation of the ballot proposition. Such analysis shall not exceed 500 words in length and shall comply in all respects with applicable provisions of the California Elections Code. The City Attorney's impartial analysis shall be filed with the City Clerk's Office no later than August 19, 2016.

13. Compliance with the California Environmental Quality Act. The City Council finds that this Ordinance is exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq., "CEQA," and 14 Cal. Code Reg. §§ 15000 et seq., "CEQA Guidelines"). This Ordinance only submits to the voters of El Cerrito the question whether the tax and bonds described by this Ordinance should be approved to fund the Safe Modern El Cerrito Library Project but does not approve the Project. As such, under CEQA Guidelines section 15378(b)(4), this Ordinance and the tax and bonds described herein are not a project within the meaning of CEQA because they create a government funding mechanism that does not involve any commitment to any specific project or service that may result in a potentially significant physical impact on the environment. If revenue from the tax and bonds were used for a purpose that would have such effect, the City would undertake the required CEQA review for that particular project. Therefore, pursuant to CEQA Guidelines Section 15060, review of the Ordinance under CEQA is not required. Prior to commencement of any component of the Safe Modern El Cerrito Library Project, any necessary environmental review required by CEQA shall be completed. The City shall perform CEQA analysis for the Safe Modern El Cerrito Library Project prior to approving the Project, if the Project requires analysis under CEQA.

14. Official Actions. The Mayor, the City Manager, the Finance Director and the City Clerk, or any of their designees, are hereby authorized to execute any documents and to perform all acts necessary to place the bond measure on the ballot.

15. Publication of Ordinance. This Ordinance shall be published once a day for at least seven (7) days in a newspaper published at least six (6) days a week in the City, or once a week for two (2) weeks in a newspaper published less than six (6) days a week in the City. The first of said publications shall, in either event, be within fifteen (15) days after the adoption of this Ordinance.

16. Effective Date. This Ordinance shall become effective immediately upon its adoption by two-thirds vote of all the members of this Council (at least four affirmative votes).

I CERTIFY that the foregoing ordinance was introduced upon motion of Councilmember Friedman and seconded by Councilmember Quinto at a regular meeting on July 19, 2016, and was adopted upon motion of Councilmember _____ and seconded by Councilmember _____ at a regular meeting on _____, 2016 by the City Council of the City of El Cerrito who passed this ordinance by the following vote:

AYES: Councilmembers

NOES: Councilmembers

ABSENT: Councilmembers

ABSTAIN: Councilmembers

Cheryl Morse, City Clerk

Gregory B. Lyman, Mayor



AGENDA BILL

Agenda Item No. 5(C)

Date: August 2, 2016
To: El Cerrito City Council
From: Mark R. Rasiah, Finance Director/City Treasurer
Subject: Quarterly Cash & Investments Report for Period Ending March 31, 2016

ACTION REQUESTED

Receive and file the City's Quarterly Investment Report for the period ending March 31, 2016.

BACKGROUND/ANALYSIS

QUARTERLY INVESTMENT REPORT REVIEW

The Quarterly Investment Report for January 1, 2016 to March 31, 2016 shows that the City's investments had a par value of \$1,542,997.67 as of March 31, 2016. During the quarter interest of approximately \$217.47 was earned and a debt service payment for the Swim Center was made totaling \$15,211.56.

The City continues to have minimal investments that are not required for debt service reserves and to have limited, if any, interest earnings on restricted funds. Of the total amount invested, \$2,706 is invested in the pooled funds with the State Treasurer's Local Agency Investment Funds (LAIF) and \$1,540,291.61 is held in money market funds.

FINANCIAL CONSIDERATIONS

The purpose of the City's Investment Policy is to provide guidelines for prudent investment of the City's idle funds and maximum efficiency of the City's cash management system.

The ultimate goal is to enhance the City's economic condition while protecting the funds at all times. The City's investments comply with the "Authorized Investments" section of the Investment Policy.

Reviewed by:


Scott Hanin, City Manager

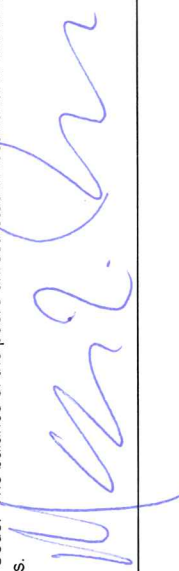
Attachment:

1. City of El Cerrito Quarterly Investment Report For Period Ending March 31, 2016

City of El Cerrito
Quarterly Cash & Investment Report
For the Period Ending March 31, 2016

FUND	INVESTMENT TYPE	INVESTMENT	TRUSTEE/ BROKER	PAR VALUE	COST	INTEREST OR YIELD	MATURITY DATE	COST/ 100	*MARKET VALUE
Pooled Investments	Pooled Fund	LAIF	CA State Treasurer	\$2,706.06	\$2,706.06	0.24%	N/A	100.00	\$2,706.06
Solar Project Financing	Fidelity Institutional Fund	Prime Money Market	Deutsche Bank	\$10,178.30	\$10,178.30	0.01%	N/A	100.00	\$10,178.30
Swim Center Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$185,390.01	\$185,390.01	0.01%	N/A	100.00	\$185,390.01
City Hall Debt Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$603,491.38	\$603,491.38	0.01%	N/A	100.00	\$603,491.38
Street Improvement Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$741,231.92	\$741,231.92	0.01%	N/A	100.00	\$741,231.92
				\$1,542,997.67	\$1,542,997.67				\$1,542,997.67
Cash with Bank	Mechanics Bank	N/A	N/A	\$4,045,144.72	\$4,045,144.72	N/A	N/A	N/A	\$4,045,144.72
				\$5,588,142.39	\$5,588,142.39				\$5,588,142.39

I certify that this report is in compliance with the City of El Cerrito Investment Policy and the California Government Code Section 53646. The City has sufficient cash flow to meet the next six months of estimated expenditures as required by the Code. The balance of the pool's unrestricted investments in combination with anticipated operating cash inflows and the balance in the general checking account, will be used to meet the expenditure requirements for the next six months.



Mark R. Rasiah, Finance Director/City Treasurer



AGENDA BILL

Agenda Item No. 5(D)

Date: August 2, 2016
To: El Cerrito City Council
From: Mark R. Rasiah, Finance Director/City Treasurer
Subject: Quarterly Cash & Investments Report for Period Ending June 30, 2016

ACTION REQUESTED

Receive and file the City's Quarterly Investment Report for the period ending June 30, 2016.

BACKGROUND/ANALYSIS

QUARTERLY INVESTMENT REPORT REVIEW

The Quarterly Investment Report for April 1, 2016 to June 30, 2016 shows that the City's investments had a par value of \$1,543,137.10 as of March 31, 2016. During the quarter interest of approximately \$395.61 were earned and debt service payments for the Swim Center, City Hall and the Solar Project was made totaling \$749,782.49.

The City continues to have minimal investments that are not required for debt service reserves and to have limited, if any, interest earnings on restricted funds. Of the total amount invested, \$2,706 is invested in the pooled funds with the State Treasurer's Local Agency Investment Funds (LAIF) and \$1,540,431.04 is held in money market funds.

FINANCIAL CONSIDERATIONS

The purpose of the City's Investment Policy is to provide guidelines for prudent investment of the City's idle funds and maximum efficiency of the City's cash management system.

The ultimate goal is to enhance the City's economic condition while protecting the funds at all times. The City's investments comply with the "Authorized Investments" section of the Investment Policy.

Reviewed by:

Scott Hanin, City Manager

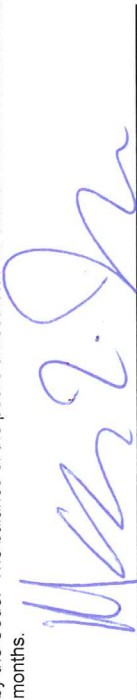
Attachment:

1. City of El Cerrito Quarterly Investment Report For Period Ending June 30, 2016

City of El Cerrito
Quarterly Cash & Investment Report
For the Period Ending June 30, 2016

FUND	INVESTMENT TYPE	INVESTMENT	TRUSTEE/ BROKER	PAR VALUE	COST	INTEREST OR YIELD	MATURITY DATE	COST/ 100	*MARKET VALUE
Pooled Investments	Pooled Fund	LAIF	CA State Treasurer	\$2,706.06	\$2,706.06	0.24%	N/A	100.00	\$2,706.06
Solar Project Financing	Fidelity Institutional Fund	Prime Money Market	Deutsche Bank	\$10,187.15	\$10,187.15	0.01%	N/A	100.00	\$10,187.15
Swim Center Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$185,481.10	\$185,481.10	0.01%	N/A	100.00	\$185,481.10
City Hall Debt Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$603,519.15	\$603,519.15	0.01%	N/A	100.00	\$603,519.15
Street Improvement Fund	Blackrock Institutional Money Market	Union Bank/Blackrock Liquidity	Union Bank of CA	\$741,243.64	\$741,243.64	0.01%	N/A	100.00	\$741,243.64
				\$1,543,137.10	\$1,543,137.10				\$1,543,137.10
Cash with Bank (General Checking)	Mechanics Bank	N/A	N/A	\$6,772,947.51	\$6,772,947.51	N/A	N/A	N/A	\$6,772,947.51
Total Cash and Investments				\$8,316,084.61	\$8,316,084.61				\$8,316,084.61

I certify that this report is in compliance with the City of El Cerrito Investment Policy and the California Government Code Section 53646. The City has sufficient cash flow to meet the next six months of estimated expenditures as required by the Code. The balance of the pool's unrestricted investments in combination with anticipated operating cash inflows and the balance in the general checking account, will be used to meet the expenditure requirements for the next six months.



Mark R. Rasiah, Finance Director/City Treasurer