



## AGENDA

**SPECIAL CITY COUNCIL MEETING**  
**Tuesday, September 18, 2012 – 7:30 p.m.**  
**City Council Chambers**

**Meeting Location**

El Cerrito City Hall  
10890 San Pablo Avenue, El Cerrito

Bill Jones – Mayor

Mayor Pro Tem Greg Lyman  
Councilmember Rebecca Benassini

Councilmember Ann Cheng  
Councilmember Janet Abelson

### ROLL CALL

**7:30 p.m. CONVENE SPECIAL CITY COUNCIL MEETING**

- 1. PLEDGE OF ALLEGIANCE TO THE FLAG** – Mayor Pro Tem 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 limited to 3 minutes per person. Please 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. PRESENTATIONS**

- A. Falls Prevention Awareness Proclamation**

Approve a proclamation proclaiming September 22-28, 2012 as “Falls 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.

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

*Consent Calendar items are considered to be routine by the City Council and will be enacted by one motion unless a request for removal for discussion or explanation is received prior to the time Council votes on the motion to adopt the Consent Calendar.*

**A. Minutes for Approval**

Approve the: 1) August 21, 2012 Special Concurrent City Council/Public Financing Authority/Successor Agency to the Former Redevelopment Agency meeting minutes and Special City Council Acting as Successor Agency to the Former Redevelopment Agency Closed Session meeting minutes; and 2) September 11, 2012 Special City Council meeting minutes.

**B. Domestic Violence Awareness Month Proclamation**

Approve a proclamation proclaiming October 2012 as Domestic Violence Awareness Month in the City of El Cerrito, and urging all residents to actively participate in the efforts to end violence in our homes, in our schools, and in our communities.

**C. Execute Agreement and Accept Grant Deed from BART for Public Right-of-Way Easement Near Del Norte BART Station**

Adopt a resolution authorizing the City Manager to execute an agreement between the San Francisco Bay Area Rapid Transit District (BART) and the City of El Cerrito in connection with the sidewalk and tree improvements at the Del Norte BART Station; and accepting the Grant Deed, referenced therein, for a public right-of-way easement adjacent to and near the Del Norte BART Station on Hill Street, Liberty Street, Key Boulevard, Cutting Boulevard, Knott Avenue and Kearney Street, and authorizing the City Manager to execute the Grant Deed after its approval by BART.

**D. Co-Sponsorship Application for El Cerrito Trail Trekkers**

Adopt a resolution authorizing the City Manager to grant free use of meeting room facilities for the El Cerrito Trail Trekker’s monthly meetings.

**E. Support West Contra Costa Unified School District Bond Measure E**

At the request of Councilmember Abelson, adopt a resolution supporting the goals of Measure E and encouraging the voters of the City of El Cerrito to review the language and arguments concerning Measure E and cast their vote on Measure E on the November 6, 2012 presidential general election ballot.

**F. Support West Contra Costa Unified School District Parcel Tax Measure G**

At the request of Councilmember Abelson, adopt a resolution supporting the goals of Measure G and encouraging the voters of the City of El Cerrito to review the language and arguments concerning Measure G and cast their vote on Measure G on the November 6, 2012 presidential general election ballot.

**G. Urge Local Businesses to Discontinue the Sale and Businesses and Residents to Discontinue Use of Rodenticide Resolution**

Upon initial referral by Councilmember Cheng, staff requests that the Council take the following

actions: 1) Adopt a resolution urging local businesses to stop selling and stocking certain rat poison products and discouraging the use of these products in the City of El Cerrito by contractors, City staff and residents; and 2) Send a letter to the Department of Pesticide Regulation requesting that they refuse to renew registration of twenty rodenticide products because of the risk that they pose to public and environmental health.

**H. [Oppose Proposition 32 “Stop Special Interest Money Now”](#)**

At the request of Councilmember Cheng, adopt a resolution expressing the City Council’s opposition to Proposition 32 on the November 6, 2012 general election ballot.

**I. [Quarterly Investment Report](#)**

Receive and file the City’s June 30, 2012 Quarterly Investment Report.

**6. PUBLIC HEARING**

**[Abatement of Fire Hazard Public Nuisances on Four Properties Pursuant to 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.

**7. POLICY MATTERS**

**A. [SEIU, Local 1021 Memorandum of Understanding and Reporting the Value of Employer Paid Member Contributions for SEIU, Local 1021 Employees](#)**

Staff requests that the City Council take the following actions:

1. Adopt a resolution adopting the Memorandum of Understanding between the City of El Cerrito and the Service Employees International Union (SEIU), Local 1021 effective July 1, 2012 through June 30, 2014; and
2. Adopt a resolution amending the paying and reporting of the value of employer paid member contributions for SEIU, Local 1021.

**8. COUNCIL ASSIGNMENTS/LIAISON REPORTS**

*Council Assignments and Liaison Reports were held over from the meeting of August 21, 2012.*

**A.** Mayor Jones Assignments: Contra Costa County Mayors’ Conference, Crime Prevention Committee, Design Review Board, Disaster Preparedness Council Delegate, Municipal Service Corporation Chair, Oversight Board of the Successor Agency for the Former El Cerrito Redevelopment Agency, Pension Board Chair, Temporary Permits Committee, Tom Bates Regional Sports Field JPA, Underground Utilities Committee, West County Integrated Waste Management Authority Alternate and West County Mayors’ & Supervisors’ Association.

**B.** Mayor Pro Tem Lyman Assignments: Commission/Committee Rules Subcommittee, Contra Costa County Mayors’ Conference Alternate, Disaster Preparedness Council Alternate, Economic Development Board, Municipal Services Corporation Vice-Chair, Pension Board

Alternate, Planning Commission, Tree Committee, West County Integrated Waste Management Authority Delegate and West County Mayors' & Supervisors' Association Alternate.

**C.** Councilmember Abelson Assignments: Association of Bay Area Governments (ABAG) General Assembly Alternate, Committee on Aging, Contra Costa Transportation Authority, Environmental Quality Committee, League of California Cities East Bay Division Delegate and West Contra Costa Transportation Advisory Committee Delegate.

**D.** Councilmember Benassini Assignments: Arts and Culture Commission, Park and Recreation Commission, Redevelopment Agency Vice-Chair, and Tom Bates Regional Sports Field JPA Alternate.

**E.** Councilmember Cheng Assignments: Association of Bay Area Governments (ABAG) General Assembly Delegate, Commission/Committee Rules Subcommittee, Financial Advisory Board, Human Relations Commission, League of California Cities East Bay Division Alternate, Redevelopment Agency Chair and West Contra Costa Transportation Advisory Committee Alternate.

## **9. ADJOURN SPECIAL CITY COUNCIL MEETING**

The next regularly scheduled City Council meeting is Tuesday, October 2, 2012 at 7:00 p.m. The meeting will take place in the City Council Chambers at City Hall, 10890 San Pablo Avenue, El Cerrito.

- 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. 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](http://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](mailto: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.