



## AGENDA

**SPECIAL CITY COUNCIL MEETING**  
**Tuesday, September 17, 2013 – 6:25 p.m.**  
**Hillside Conference Room**

**CITY COUNCIL MEETING**  
**Tuesday, September 17, 2013 – 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 Rebecca Benassini  
Councilmember Mark Friedman

**6:25 p.m. ROLL CALL**

**CONVENE SPECIAL CITY COUNCIL MEETING**  
**ORAL COMMUNICATIONS FROM THE PUBLIC**

*Remarks are limited to 3 minutes per person and to the items listed on the special meeting agenda only.*

**[COMMISSION INTERVIEWS, STATUS AND APPOINTMENTS](#)**

Conduct interviews of candidates for city boards, commissions and committees. Interviews may result in an announcement of appointment at the meeting. The City Council may also discuss and determine the scheduling and structure of future interviews.

**ADJOURN SPECIAL CITY COUNCIL MEETING**

**ROLL CALL**

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

- 1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF MOMENT OF SILENCE** – Councilmember Rebecca Benassini.
- 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. **PRESENTATIONS**

#### **A. Girl Scout Proclamation** – *Presentation by Stephen Pree, Environmental Services Program Manager*

Approve a proclamation recognizing Girl Scout Troop 31352 for their outstanding contribution to the City for their planting of native plants for the beautification of the Tassajara Park Steps.

#### **B. El Cerrito Stars Internship Program** – *Presentation by Sukari Beshears, Employee Services Manager.*

Summary of the joint City of El Cerrito and the West Contra Costa Unified School District high school student internship program.

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

*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.*

### CITY COUNCIL ITEMS

#### **A. Minutes for Approval**

Approve the: 1) [August 20, 2013, City Council meeting minutes](#); and 2) [September 3, 2013 City Council meeting minutes](#).

#### **B. Single-Use Bag Ordinance**

*(First reading August 20, 2013. Vote: Ayes – Councilmembers Abelson, Benassini, Friedman and Mayor Lyman; Noes – None; Absent – Councilmember Bridges)*

Waive further reading and adopt Ordinance No. 2013–03 which amends the El Cerrito Municipal Code by adding Chapter 8.22 – El Cerrito Single-Use Bag Ordinance. This ordinance regulates the use of plastic carry-out bags and recyclable paper carry-out bags and promotes the use of reusable bags within the City.

#### **C. Food Ware Ordinance**

*(First reading August 20, 2013. Vote: Ayes – Councilmembers Abelson, Benassini, Friedman and Mayor Lyman; Noes – None; Absent – Councilmember Bridges)*

Waive further reading and adopt Ordinance No. 2013–04 which amends the El Cerrito Municipal Code by adding Chapter 8.24 – El Cerrito Food Ware Ordinance. This ordinance prohibits the use of expanded polystyrene disposable food ware and encourages the use of compostable, recyclable and reusable food ware.

#### **D. Falls Prevention Awareness Week Proclamation**

Approve a proclamation proclaiming the week of September 22–28, 2013 as “Fall 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.

**E. Various Parking and Traffic Revisions**

Adopt three separate resolutions authorizing the Public Works Director / City Engineer to:

1. Establish all-way stops at the following intersections: a) Barrett Avenue at Arlington Boulevard; b) Stockton Avenue at Ashbury Avenue; and c) Central Avenue at Ashbury Avenue;
2. Install a stop sign on Curry Avenue at Pomona Avenue; and
3. Install 40 feet of green curb marking in front of 10422 San Pablo Avenue.

**F. Endorsement of the Agreement between the West Contra Costa Integrated Waste Management Authority and Republic Services for Post-Collection Processing and Landfill Disposal Service**

Approve a recommendation advising Mayor Lyman or Councilmember Friedman to vote on the City Council's endorsement of the Agreement between the West Contra Costa Integrated Waste Management Authority and Republic Services, Inc. for Post-Collection Processing and Landfill Disposal when the Agreement is considered by the Authority Board of Directors (currently scheduled for October 10, 2013).

**G. Quarterly Investment Report**

Receive and file the City's Quarterly Investment Report for the period ending June 30, 2013.

**CITY COUNCIL AND CITY COUNCIL ACTING AS SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY ITEMS**

**H. Approval of a Loan Agreement between the City and Successor Agency, and Review and Authorize Submission of Draft Recognized Obligations Payment Schedule 13-14B (January – June 2014)**

Adopt City Council and Successor Agency resolutions approving a cash flow loan agreement for consideration by the Oversight Board, and a Successor Agency resolution reviewing and authorizing submittal of the draft Recognized Obligations Payment Schedule 13-14B, covering the period January to June, 2014.

**6. PUBLIC HEARING**

**Abatement of Fire Hazard Public Nuisances on Six Properties Pursuant to El Cerrito 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**

**CITY COUNCIL ITEMS**

**A. Accept \$856,406 in Grant Funds from the Federal Emergency Management Agency and Appropriate \$95,156 for Matching Grant Funds for the Purchase of a 103' Aerial Ladder Truck from Hi-Tech Emergency Vehicle Services.**

Staff requests that the City Council adopt a resolution taking the following actions:

1. Authorize the acceptance of \$856,406 in grant funds from the Federal Emergency Management Agency (FEMA);

2. Authorize the appropriation of \$951,562 of which \$856,406 will be received through the FEMA grant, a \$31,718 contribution by the Kensington Fire Protection District and the remaining \$63,438 in matching funds from the unrestricted General Fund balance; and
3. Authorize the City Manager to enter into a contract for the cooperative purchase of a 2014 Spartan four door cab and chassis with a 103' aerial ladder from Hi-Tech Emergency Vehicle Services in the amount of \$951,562.

**B. Proposed Agreement between the City of El Cerrito and Republic Services, Inc. for Post-Collection Processing and Landfill Disposal Service**

Adopt a resolution approving the proposed agreement between the City of El Cerrito and West County Resource Recovery, Inc., West Contra Costa Sanitary Landfill, Inc., Golden Bear Transfer Services, Inc. and Keller Canyon Landfill Company, Inc – all subsidiaries of Republic Services, Inc. (hereafter jointly referred to as Republic) – for Post-Collection Processing and Landfill Disposal Service, effective January 1, 2014 through December 31, 2025. Exempt from CEQA.

**8. COUNCIL ASSIGNMENTS/LIAISON REPORTS – Held over from the August 20, 2013 City Council meeting.**

A. Mayor Lyman Assignments: Commission/Committee Rules Subcommittee, Contra Costa County Mayors' Conference, Crime Prevention Committee, East Bay Green Corridor Principal, Human Relations Commission, Municipal Services Corporation Chair, Pension Trust Board Chair, Public Financing Authority Chair, San Pablo Avenue Area Specific Plan Committee, Successor Agency to the Former Redevelopment Agency Chair, Tree Committee, West Contra Costa Transportation Advisory Committee Alternate, West County Mayors' & Supervisors' Association and West County Integrated Waste Management Authority Delegate.

B. Mayor Pro Tem Abelson Assignments: Committee on Aging, Contra Costa County Mayors' Conference Alternate, Contra Costa Transportation Authority Board Chair, League of California Cities East Bay Division Delegate (also attends as the Council's Delegate to the Annual League Conference), Environmental Quality Committee, Municipal Services Corporation Vice-Chair, Pension Trust Board Vice-Chair, Successor Agency to the Former Redevelopment Agency Vice-Chair, West Contra Costa Transportation Advisory Committee Delegate and West County Mayors' & Supervisors' Association Alternate.

C. Councilmember Benassini Assignments: Association of Bay Area Governments General Assembly Delegate, Financial Advisory Board, Planning Commission, San Pablo Avenue Area Specific Plan Committee and Tom Bates Regional Sports Field Joint Powers Authority Alternate.

D. Councilmember Bridges Assignments: Tom Bates Regional Sports Field Joint Powers Authority Delegate and Design Review Board, Park and Recreation Commission.

Councilmember Friedman Assignments: Arts and Culture Commission, Association of Bay Area Governments General Assembly Alternate, Economic Development Board, Commission/Committee Rules Subcommittee, League of California Cities East Bay Division Alternate and West County Integrated Waste Management Authority Alternate.

**9. ADJOURN CITY COUNCIL MEETING**

The next City Council meeting is Tuesday, October 1, 2013 at 7:00 p.m. in the City Council Chambers, 10890 San Pablo Avenue, El Cerrito, California.

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| <ul style="list-style-type: none"> <li>▪ Council Meetings can be heard live on <u>FM Radio</u>, KECG – 88.1 and 97.7 FM and viewed live on <u>Cable TV</u> - KCRT-Channel 28 and AT&amp;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 <a href="http://www.el-cerrito.org/ind-ex.aspx?NID=114">http://www.el-cerrito.org/ind-ex.aspx?NID=114</a>. Copies of the agenda bills and</li> </ul> |
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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.