



AGENDA

**SPECIAL JOINT CITY COUNCIL MEETING/REDEVELOPMENT AGENCY SUCCESSOR
AGENCY – CLOSED SESSION**
Tuesday, October 7, 2014 – 6:15 p.m.
Hillside Conference Room

REGULAR CITY COUNCIL MEETING
Tuesday, October 7, 2014 – 7:00 p.m.
City Council Chambers

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

Janet Abelson – Mayor

Mayor Pro Tem Rebecca Benassini
Councilmember Jan Bridges

Councilmember Mark Friedman
Councilmember Greg Lyman

ROLL CALL

6:15 p.m.

**CONVENE SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY
SUCCESSOR AGENCY MEETING – CLOSED SESSION**
ANNOUNCEMENT OF CLOSED SESSIONS

1) Conference with Legal Counsel – Existing Litigation (*Pursuant to Government Code Section 54956.9(a)*) El Cerrito Redevelopment Agency Successor Agency v. Cohen, Sacramento County Superior Court, Case No. 34-2013-80001671

CITY COUNCIL ITEM

2) Conference with Labor Negotiators (*Pursuant to Government Code Section 64957.6*)

Agency Designated Representatives: Scott Hanin, City Manager, Karen Pinkos, Assistant City Manager – Acting Human Resources Manager, Glenn Berkheimer, Labor Negotiator

Employee Organizations: Service Employees International Union Local 1021
El Cerrito Public Safety Management

ORAL COMMUNICATIONS (*Comments are limited to three minutes per speaker and to items listed on this special agenda only.*)

RECESS INTO CLOSED SESSION

**ADJOURN SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY
SUCCESSOR AGENCY MEETING – CLOSED SESSION**

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 Pro Tem 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. PRESENTATION

A. El Cerrito Parks and Recreation Commission Workplan – *Presentation by Manish Doshi, Chair.*

Receive a presentation regarding the Parks and Recreation Commission's accomplishments, goals and workplan.

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

A. Ordinance Rezoning 1715 Elm Street to a Planned Development Zoning District – Application 6133

First Reading August 19, 2014. Vote: Ayes – Councilmembers Benassini, Bridges, Friedman and Mayor Abelson; Noes – Councilmember Lyman; Absent – None.

Waive second reading and adopt Ordinance No. 2014–03 approving the rezoning of 1715 Elm Street to a Planned Development Zoning District and amending the Zoning Map.

B. Ordinance Approving a Development Agreement for 1715 Elm Street

First Reading August 19, 2014. Vote: Ayes – Councilmembers Benassini, Bridges, Friedman and Mayor Abelson; Noes – Councilmember Lyman; Absent – None.

Waive second reading and adopt Ordinance No. 2014–04 approving a development agreement between the City of El Cerrito and the Edward and Loretta Biggs revocable trust for 1715 Elm Street – Application 6133.

C. Smoking Pollution Protection Ordinance

First Reading August 19, 2014. Vote: Ayes – Councilmembers Benassini, Bridges, Friedman, Lyman and Mayor Abelson; Noes – None; Absent – None.

Waive second reading and adopt Ordinance No. 2014–05 amending Title 8 of the El Cerrito Municipal Code to add Chapter 8.06 establishing the El Cerrito Smoking Pollution Protection Ordinance and regulating smoking within the City of El Cerrito.

D. Ordinance Rezoning Properties Located in the San Pablo Avenue Specific Plan Area

First Reading September 22, 2014. Vote: Ayes – Councilmembers Benassini, Bridges, Lyman and Mayor Abelson; Noes – None; Absent – Councilmember Friedman.

Waive second reading and adopt Ordinance No. 2014–06 amending the Zoning Map and rezoning properties located in the San Pablo Avenue Specific Plan Area.

E. Ordinance Incorporating the San Pablo Avenue Specific Plan Area into the Municipal Code

First Reading September 22, 2014. Vote: Ayes – Councilmembers Benassini, Bridges, Lyman and Mayor Abelson; Noes – None; Absent – Councilmember Friedman.

Waive second reading and adopt Ordinance No. 2014–07 amending Title 19 of the El Cerrito Municipal Code by adding Chapter 19.15 to incorporate the San Pablo Avenue Specific Plan Area and establish the San Pablo Avenue Special Plan District.

F. Freedom from Workplace Bullies Week Proclamation

Approve a proclamation declaring the week of October 19 – 25, 2014 as “Freedom from Workplace Bullies Week” in the City of El Cerrito and commending the California Healthy Workplace Advocates and the Workplace Bullying Institute, for raising awareness of the impacts of, and solutions for, workplace bullying in the United States; and encouraging all residents to recognize this special observance.

G. Parking Modifications on Fairmount Avenue between San Pablo Avenue and Carlson Boulevard

Adopt a resolution authorizing the Public Works Director / City Engineer to establish a “No Parking” restriction from 3:00 PM to 10:00 PM on Wednesdays for both sides of Fairmount Avenue between San Pablo Avenue and Carlson Boulevard. *Exempt from CEQA*

H. Amend Agreement with Emily Alter Analysts

Adopt a resolution authorizing the City Manager to execute an amendment to the professional services agreement between the City of El Cerrito and Emily Alter Analysts (Consultant) to provide project management and support services for special projects and programs in an amount not to exceed \$62,500 bringing the total contract to an amount not to exceed \$87,500 for Fiscal Year 2014-15.

I. Agreement with 4Leaf Inc.

Adopt a resolution authorizing the City Manager to execute an amendment to the professional services agreement between the City of El Cerrito and 4Leaf Inc. (Consultant) to provide support services to the Building Division in an amount not to exceed \$25,000 bringing the total contract to an amount not to exceed \$50,000 for Fiscal Year 2014-15.

6. PUBLIC HEARINGS – None

7. POLICY MATTERS

A. Memoranda of Understanding between the City of El Cerrito and the Public Safety Management Association

Staff requests that the City Council take the following actions:

1. Adopt a resolution approving approving Memoranda of Understanding between the City of El Cerrito and the Public Safety Management Association for the following bargaining units: A) Battalion Chiefs; B) Police Command Staff (Captain and Lieutenants); C) Fire Chief; and D) Police Chief .
2. Adopt a resolution modifying reporting and payment of employer paid member contributions for the Public Safety Management Association.

B. Memorandum of Understanding for Service Employees International Union (SEIU), Local 1021 and Amend Paying and Reporting the Value of Employer Paid Member Contributions for SEIU, Local 1021 Employees

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 through June 30, 2017.
2. Adopt a resolution amending the paying and reporting of the value of employer paid member contributions for SEIU, Local 1021.

8. COUNCIL LOCAL AND REGIONAL LIAISON ASSIGNMENT REPORTS

Mayoral and City Council communications regarding local and regional liaison assignments and committee reports.

9. ADJOURN REGULAR CITY COUNCIL MEETING

The next regular City Council meeting is Tuesday, October 21, 2014 at 7:00 p.m. at City Hall, 10890 San Pablo Avenue, El Cerrito, California.

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.