



## AGENDA

### REGULAR CITY COUNCIL MEETING

Tuesday, May 17, 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 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. PRESENTATIONS

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

##### A. Approval of Minutes

Approve the May 3, 2016 Special City Council, Regular City Council and City Council

Closed Session meeting minutes.

**B. Garden Club 60<sup>th</sup> Anniversary Proclamation**

Approve a proclamation commending the El Cerrito Garden Club for its important work throughout the community and recognizing the many contributions the Club makes toward civic beautification and in making El Cerrito a more beautiful place to live and work. The City Council congratulates the El Cerrito Garden Club on the occasion of its sixtieth anniversary to be celebrated on June 2, 2016.

**C. State Homeland Security Grant Fiscal Year 2015 Award**

Adopt a resolution authorizing the acceptance of \$180,540.00 in grant funds from the California Office of Emergency Services Fiscal Year 2015 State Homeland Security Grant Program which is managed by the Contra Costa County Office of the Sheriff. These grant funds shall be used to reimburse the El Cerrito Fire Department for training and material for technical rescue classes for all of the West County Urban Search and Rescue Consortium personnel.

**D. Amend Contract with Michael Baker International**

Adopt a resolution authorizing the City Manager to amend the existing professional services agreement with Michael Baker International in the amount of \$25,600 bringing the total contract amount to \$50,060 to provide on-call planning services for the balance of the calendar year.

**E. On-Call Planning and/or Environmental Planning Services Professional Services Agreements**

Adopt a resolution providing the City Manager with the flexibility to execute professional services agreements as necessary with one or more of the following ten on-call planning and/or environmental planning firms: Circlepoint, David J. Powers & Associates, Grassetti Environmental Consulting, Lamphier-Gregory, Lexington Planning, LSA, M-Group, Michael Baker International, MIG and Opticos Design, Inc. to provide planning services for three years with options to extend for an additional two years in an amount not exceed \$75,000 per year for each agreement. *Exempt from CEQA.*

**F. All-Way Stop at the Intersection of Norvell Street and Donal Avenue**

Adopt a resolution authorizing the Public Works Director/City Engineer to install stop signs on the northbound and southbound approaches of Norvell Street at Donal Avenue, creating an all-way stop. *Exempt from CEQA.*

**G. Borrow Funds from the Municipal Services Corporation**

Adopt a resolution authorizing the borrowing of funds from the Municipal Services Corporation.

**H. CalRecycle Grant Program Application**

Adopt a resolution authorizing the City Manager, or his designee, to submit applications for Payment Programs and related authorizations to the California Department of Resources Recycling and Recovery. *Exempt from CEQA.*

**I. Rescheduling of June 7, 2016 City Council Meeting to June 14, 2016**

Approve a recommendation confirming the rescheduling of the June 7, 2016 Regular City Council Meeting to Tuesday, June 14, 2016 to better facilitate the public's ability to participate and vote in the June 7, 2016 Statewide Primary Election. The polls close at 8:00 p.m.

**J. Approval by the City Council of Acceptance of the Former Redevelopment Agency Properties in Accordance with the Successor Agency Long Range Property Management Plan**

Staff requests that the City Council accept the conveyance of certain former Redevelopment Agency properties from the El Cerrito Municipal Services Corporation in accordance with the Successor Agency to the El Cerrito Redevelopment Agency Long Range Property Management Plan.

**6. PUBLIC HEARINGS**

**A. Master Fee Schedule Revision for Fiscal Year 2016-17**

Conduct a public hearing and upon conclusion adopt a resolution approving the Fiscal Year 2016-17 Master Fee Schedule.

**B. Confirm the Diagram and Levy the Assessment for Fiscal Year 2016-17 for Landscape and Lighting Assessment District No. 1988-1**

Conduct a public hearing and upon conclusion and upon conclusion adopt a resolution setting the annual Landscape and Lighting Assessment for Fiscal Year 2016-17 as \$72 per residential parcel and as noted in the Engineer's Report for other classes of properties.

**C. Storm Drain Annual Report and Method of Collecting Fees**

Conduct a public hearing and upon conclusion adopt a resolution approving the Fiscal Year 2016-17 Storm Drain Annual Report and directing that Storm Drain Fees be collected on the property tax rolls.

**7. POLICY MATTERS**

**A. Proposed Medical Marijuana Facility and Impact on Current Medical Marijuana Moratorium**

Councilmembers Quinto and Friedman request that the council discuss the current prohibition on medical marijuana facilities and the potential impact of the likely passage of a ballot initiative in November 2016 to legalize recreational marijuana use. The item is for discussion and direction only. There is a request to permit a new facility to open on San Pablo Avenue at the former Taco Bell site on the north end of town. It is widely expected that the ballot initiative to legalize recreational marijuana use will pass in November. By lifting the prohibition and permitting one medical marijuana facility we are able to exercise control, set conditions, and negotiate a substantial tax on gross receipts of the facility. If the City maintains the prohibition and does nothing and the initiative passes the City could quite likely have less control and would likely earn much less revenue. The purpose of the study session is to engage the public and City Council in a discussion in the pros and cons of fast tracking the proposed facility which would be called the El Cerrito Wellness Center. Depending on the direction of staff, the current prohibition on medical marijuana facilities would need to be revised and replaced.

**B. Amended and Restated City Manager Employment Agreement**

Adopt a resolution amending and restating the employment agreement between the City of El Cerrito and Scott Hanin, City Manager.

**8. COUNCIL ASSIGNMENTS/LIAISON REPORTS**

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

**9. ADJOURN REGULAR CITY COUNCIL MEETING**

***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](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.