

EL CERRITO CITY COUNCIL EL CERRITO PUBLIC FINANCING AUTHORITY

MINUTES

SPECIAL CITY COUNCIL CLOSED SESSION

Monday, October 20, 2008 – 6:45 p.m.

City Council Chambers

CONCURRENT MEETING OF THE CITY COUNCIL & PUBLIC FINANCING AUTHORITY

Monday, October 20, 2008 – 7:30 p.m.

City Council Chambers

Meeting Location

El Cerrito City Hall – City Council Chambers
10890 San Pablo Avenue, El Cerrito

William C. Jones, III – Mayor

Mayor Pro Tem Sandi Potter
Councilmember Jan Bridges

Councilmember Janet Abelson
Councilmember Letitia D. Moore

ROLL CALL

Councilmembers Abelson, Bridges, Moore, Potter and Mayor Jones all present.

6:45 p.m.

CONVENE SPECIAL CITY COUNCIL CLOSED SESSION

Mayor Jones convened the Special City Council Closed Session at 6:46 p.m.

ANNOUNCEMENT OF CLOSED SESSION

1) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (*Pursuant to Government Code Section 54956.9(a)*)

Name of Case: Vaughn v. City of Antioch (Contra Costa County Superior Court Case No. C07-00045)

2) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(c): One potential case.

ORAL COMMUNICATIONS – No speakers.

RECESS INTO CLOSED SESSION

The Mayor and City Council recessed into closed session at 6:50 p.m.

ADJOURN SPECIAL CITY COUNCIL CLOSED SESSION at 7:28 p.m.

ROLL CALL

Councilmembers/Authority Members Abelson, Bridges, Moore, Potter and Mayor/Chairperson Jones all present.

7:30 p.m. CONVENE CONCURRENT CITY COUNCIL/PUBLIC FINANCING AUTHORITY MEETING

Mayor/Chairperson Jones convened the Concurrent City Council/Public Financing Authority Meeting at 7:33 p.m.

1. **PLEDGE OF ALLEGIANCE TO THE FLAG** was led by Mayor Jones.

2. COUNCIL / STAFF COMMUNICATIONS

Mayor Jones reported out of closed session that the City Council directed the City Attorney regarding: 1) the Vaughn v. City of Antioch litigation; and 2) anticipated litigation.

Councilmember Bridges congratulated Mayor Jones on his 34th wedding anniversary and thanked him for being present at this evening's meeting.

Councilmember Abelson reported on her and Mayor Jones attendance at the Annual League of California Cities Conference and her attendance at the East Bay Division Meeting. Councilmember Abelson was selected to serve on the Contra Costa County Executive Board. Councilmember Abelson reported that the Annual League Conference was worthwhile and highly recommended attendance for next year. Councilmember Abelson also stated that there are opportunities to serve on various policy committees to work on issues that are relevant to city government. The League Policy Committees range from administrative services to community service, housing, environmental quality, and transportation. The work of the policy committees eventually end up impacting legislation.

Mayor Jones thanked staff for putting on three inaugural events – the Contra Costa Mayors Conference, Grand Opening of the New City Hall and Chambers, and the New City Hall Community Celebration.

3. ORAL COMMUNICATIONS FROM THE PUBLIC

Valerie Snider, El Cerrito, spoke about the proposed relocation of Portola Middle School to Castro School, particularly issues of traffic, crime, decline in property values and the loss of the park. She expressed her concerns about public education and quality of life and said she would like to see the city more engaged in the process.

Al Miller, El Cerrito, announced the creation of a West Contra Costa County Campaign Office located in the Del Norte Complex which covers local, state and federal offices and announced an upcoming Get Out the Vote Rally. Mr. Miller also commented on the Art Car Fest 2008 held on

September 28 which was organized by and featured local art car enthusiasts Emily and Ken Duffy, a display of art cars in front of the Cerrito Theater on San Pablo Avenue and the world premiere of Harrod Blank's documentary about art cars, "Automorphosis."

Nicolo Bolla, El Cerrito, stated that he has been a resident of the Castro neighborhood for sixty-two years and he does not want to see that neighborhood change.

Ray Turnipseed, El Cerrito, expressed concerns with the proposed Portola Middle School Relocation and impacts on the Castro Park neighborhood.

4. PRESENTATIONS

A. **Accessibility of Crime Data through CrimeReports.com** – *presented by Sergeant Robert De La Campa and Corporal Susan Garman*

CrimeReports.com provides law enforcement agencies with an affordable and easy-to-use Web-based service for managing and controlling the sharing of crime data with the public, in near real-time. Community members can then access their neighborhood crime information for free.

Presenters: Michael Regan, Commander, Robert De La Campa, Sergeant, and Susan Garman, Detective Corporal illustrated how crime data and crime reports are made more available to the public through CrimeReports.com.

Action: Presentation heard.

B. **Live and On-Demand Webcasting of City Council Meetings** – *presented by Cheryl Morse, City Clerk*

Presenter: Cheryl Morse, City Clerk

Action: Presentation heard.

5. **ADOPTION OF THE CONSENT CALENDAR – Items 5A through 5E**

Moved, seconded (Bridges/Abelson) and carried unanimously to adopt the Consent Calendar in one motion.

CITY COUNCIL ITEMS

A. **Minutes for Approval**

Approve the September 15, 2008 Special Redevelopment Agency Meeting and Concurrent City Council and Redevelopment Agency Meeting and October 6, 2008 City Council Meeting minutes.

Action: Approved minutes.

B. **Claims Against the City**

Susan Ali, Claim No. GL-008625 – Reject claim per Claims Administrator.

Action: Rejected claims per Claims Administrator.

C. Shelter in Place Education Day Proclamation

Approve a proclamation recognizing the importance of preparing for emergencies and encouraging participation in the Contra Costa CAER Group's public education efforts in support of the parents, teachers, students and staff that will be participating with hundreds of other schools in the Shelter-in-Place Drill and proclaiming November 5, 2008 as "Shelter in Place Education Day."

Action: Approved proclamation

D. Purchase of Aerial Ladder Truck from the City of Richmond

Adopt a Resolution authorizing the inter-governmental purchase of a 1991 Pierce Arrow 4-door 105' aerial ladder from the City of Richmond and appropriate the sum of \$45,000 from the Vehicle Replacement Fund to make the purchase.

Action: Adopted Resolution No. 2008-76.

PUBLIC FINANCING AUTHORITY**E. Utilization of the Local Agency Investment Fund for the Purpose of Investing Bond Proceeds**

Adopt a resolution authorizing the deposit and withdrawal of El Cerrito Public Financing Authority (Authority) monies in the Local Agency Investment Fund (LAIF) in the State Treasury for the purpose of investment.

Action: Adopted Public Financing Authority Resolution No. 2008-03.

6. PUBLIC HEARINGS – None**7. POLICY MATTERS****A. City Council Recognition Process**

Discussion and possible action on the City Council Wall of Fame Subcommittee's recommendations regarding: 1) Consideration of a Process for Nomination and Selection of Appointments to the Wall of Fame; 2) Consideration of an Annual Wall of Fame Event; 3) Consideration of Guidelines/Policy for Nomination and Selection of Inductees to the Wall of Fame; and 4) Consideration of the Nomination of Miriam Wilkins to the Wall of Fame and direct the City Clerk to return to the Council with a resolution, if desired, confirming the Council's action on the subcommittee's recommendations.

Speaker: Al Miller, El Cerrito, expressed support for an Annual Wall of Fame Celebration.

Action: Moved, seconded (Potter/Abelson) and carried unanimously to approve the recommendations of the Wall of Fame Subcommittee as amended on the floor to include a provision that future subcommittees evaluating Wall of Fame nominees be appointed by the Mayor on an ad-hoc basis. A resolution inducting Miriam Wilkins into the Wall of Fame to come back to Council at a future date.

B. Residential Curbside Recycling and Collection and Processing Changes

Staff is requesting direction from the City Council on the following three items:

- 1) Ceasing onsite processing at the Recycling Center of residential recyclables collected via the curbside program and re-designing the new Center without processing capabilities;
- 2) Providing recycling carts with lids and wheels to all Integrated Waste Management (IWM) fee paying customers; and
- 3) Changing the residential curbside collection program to a no-sort recycling system.

Presenters: Karen Pinkos, Assistant City Manager and Garth Schultz, Waste Prevention Specialist.

Speaker: Dave Weinstein, El Cerrito, stated that he was speaking as an individual rather than as a member of the Environmental Quality Committee, and noted that he supported the plan, and supports increasing the plan to include recycling of Styrofoam and hard plastics. This plan, with the proper education, will succeed and will make El Cerrito a real leader in recycling.

Al Miller, El Cerrito, asked the Council to focus on and address the concerns of the recycling issue and impressed the importance of keeping residents and constituents advised and informed. Mr. Miller advocated for continued use of a drop off site, reuse and measuring the monetary analysis along with the carbon emission balance.

William Schoen, Consultant, R3 Consulting Group, stated that he fully supports single stream recycling and reported that it is the most common system used today. Mr. Schoen also reported that processing capabilities have increased substantially and with good education contamination is no longer a long term concern and can be reduced.

Action: The Council discussed staff's recommendations and proposal and unanimously agreed to approve staff's recommendations to: 1) Cease onsite processing at the Recycling Center of residential recyclables collected via the curbside program and re-designing the new Center without processing capabilities; 2) Providing recycling carts with lids and wheels to all Integrated Waste Management fee paying customers; and 3) Changing the residential curbside collection program to a no-sort recycling system.

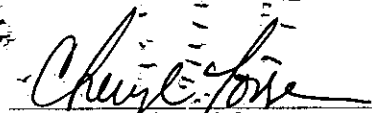
8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

- A. Mayor Jones reported on his attendance at the Contra Costa Mayors Conference and discussion and interest in Delta water issues and impacts on East County, a continuing watch on the state budget and a possible grassroots movement to change approval of the budget from the 2/3 level. Mayor Jones also reported on his attendance at the Annual League of California Cities Conference which included an update on redevelopment. The Redevelopment Association says that the State's takeaway will be a three year process and that the Association is seriously considering suing the state over the issue.
- B. Mayor Pro Tem Potter reported on the Arts and Culture Commission's Gallery Opening on October 17, 2008, thanked Assistant City Manager Karen Pinkos for her work on the successful and pleasant event, and invited all residents to come to the New City Hall to view the gallery and many historical photos. Mayor Pro Tem Potter also noted that the next Arts and Culture Commission meeting is November 19 at 7:00 in the Hillside Conference Room.

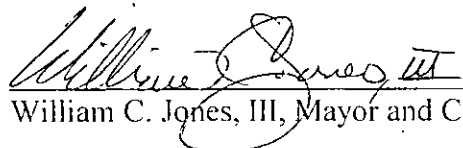
- C. Councilmember Abelson reported that Pacific Gas & Energy (PGE) made a presentation to the East Bay Division of the League of California Cities regarding improvement of energy efficiency. The Climate Smart program intends to reduce the carbon footprint by balancing out greenhouse gases resulting from energy use and making incentive programs available to customers. PGE also has a program working with local governments of which El Cerrito is a part of. The Committee on Aging met and is hoping to set up periodic meetings with speakers on matters of general interest, for example, the lack of affordable housing in the area.
- D. Councilmember Bridges reported that the Financial Advisory Board (FAB) met on October 14. Ms. Dodge provided the Board with reports on disaster plans of other cities, as well as a brief review of revenue assumptions and possible changes in the 2008-2009 budget. No action was requested of or taken by the FAB.
- E. Councilmember Moore reported that she is El Cerrito's representative to the Integrated Waste Management Authority and that she serves on the Green Waste Subcommittee. There are some green waste issues that the Authority is struggling with however in West County, El Cerrito's green waste is always the least contaminated. Because of permitting issues, the green waste going to the transfer station has to be particularly uncontaminated. The Authority will be working with waste operators and landfill operators on green waste contamination and will most likely address the costs of operation for additional processing in those instances where contamination is a problem. The Waste Authority is going through the budget process. Councilmember Moore also reported that El Cerrito waste costs are a part of our garbage rates. There are two proposals for El Cerrito. A proposal for the 2009 rates ranges between 52-67 cents per month for a 30 gallon residential can. Councilmember Moore asked that information from the Authority be shared with the Council and that the matter be placed on the next agenda for discussion.

9. **ADJOURNED CONCURRENT MEETING OF THE CITY COUNCIL AND PUBLIC FINANCING AUTHORITY** at 9:40 p.m. in memory of Richmond Police Officer Brad Moody who succumbed to injuries sustained while responding to backup another officer at the scene of an assault. Officer Moody had served with the Richmond Police Department for 7 years. He is survived by his wife and two young children.

This is to certify that the foregoing is a true and correct copy of the minutes of the Concurrent City Council and El Cerrito Public Financing Authority meeting of October 20, 2008 as approved by the El Cerrito City Council.



Cheryl Morse, City Clerk and Secretary to the El Cerrito Public Financing Authority



William C. Jones, III, Mayor and Chair of Public Financing Authority