

# EL CERRITO CITY COUNCIL

## MINUTES

**SPECIAL CITY COUNCIL MEETING**  
Tuesday, May 16, 2017 – 5:45 p.m.  
Hillside Conference Room

**SPECIAL CITY COUNCIL MEETING**  
Tuesday, May 16, 2017 – 6:00 p.m.  
City Council Chambers

**REGULAR CITY COUNCIL MEETING**  
Tuesday, May 16, 2017 – 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 Gabriel Quinto  
Councilmember Greg Lyman

Councilmember Paul Fadelli  
Councilmember Rochelle Pardue-Okimoto

### ROLL CALL

Present: Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson.

Absent: Mayor Pro Tem Quinto

5:45 p.m.

**CONVENE SPECIAL CITY COUNCIL MEETING** (*Hillside Conference Room*)

Mayor Abelson convened the special City Council meeting at 5:47 p.m.

### ORAL COMMUNICATIONS FROM THE PUBLIC

Cordell Hindler, Richmond, encouraged youth involvement on the Crime Prevention Committee.

### COMMISSION STATUS AND APPOINTMENTS

Discuss board, commission and committee vacancies. Discussion may result in additional appointments.

**Action:** Moved, seconded (Pardue-Okimoto/Lyman: Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Lyman; Noes – None; Absent – Mayor Pro Tem Quinto) and carried to appoint Carl Groch to the Design Review Board. The City Council also briefly discussed vacancies on the Citizens Streets Oversight Committee.

**ADJOURNED SPECIAL CITY COUNCIL MEETING** at 5:55 p.m.

### ROLL CALL

Present: Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson.

Absent: Mayor Pro Tem Quinto

6:00 p.m.

**CONVENE SPECIAL CITY COUNCIL MEETING** (*City Council Chambers*)

Mayor Abelson convened the special City Council meeting at 6:06 p.m.

**ORAL COMMUNICATIONS FROM THE PUBLIC**

Michael Fischer, El Cerrito, Contra Costa County Library Commissioner, advocated for prioritizing more hours of operation at the El Cerrito Library and strengthening the CERT program.

Al Miller, El Cerrito, President, El Cerrito Library Foundation, urged the Council to increase library hours and develop a plan that identifies the steps and schedule that staff will take for informing residents about a 21<sup>st</sup> Century Library.

Cordell Hindler, Richmond, said the library hours should be increased, marijuana businesses would bring more money into the city and that housing needs to be addressed. Mr. Hindler also said there is a lot of trash in the city.

**CITY COUNCIL GOALS AND PRIORITIES WORKSESSION**

City Council discussion and possible action regarding city goals and priorities. (*Continued from May 2, 2017.*)

Facilitator: Nancy Hetrick, Management Partners.

**Action:** Discussion held. *The City Council reviewed, discussed and provided feedback on a listing of each Councilmember's top three priorities. Shared priorities were identified as: 1) New Revenue Streams; 2) San Pablo Avenue Development and Improvements; 3) Investment in Facilities; 4) Library; 5) Housing; 6) Maintain current functions; 7) CERT Program and 8) Car or Bike-sharing program. The highest ranked priorities were: New Revenue Streams, San Pablo Avenue Development and Improvements, Investment in Facilities and the Library.*

**ADJOURNED SPECIAL CITY COUNCIL MEETING** at 7:04 p.m.

**ROLL CALL**

Present: Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson.

Absent: Councilmember Quinto.

7:00 p.m.

**CONVENE REGULAR CITY COUNCIL MEETING**

Mayor Abelson convened the regular City Council meeting at 7:13 p.m.

**1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF MOMENT OF SILENCE** was led by Councilmember Greg Lyman.

**2. COUNCIL / STAFF COMMUNICATIONS**

Councilmember Pardue-Okimoto reported that she went to the national capitol in Washington DC to speak about single payer healthcare and making it an option nationwide. She thanked Congressman DeSaulnier who has sponsored a single-payer bill at the federal house level.

Councilmember Lyman announced that the Human Relations Commission is inviting all to a celebration of the 50<sup>th</sup> Anniversary of Loving Day on June 11, from noon to 3 p.m. at City Hall and a special showing of the film "Loving" on June 10 at the Cerrito Theater. The new chair and vice chair of the Crime Prevention Committee is Mollie Hazan and Nathan DeClue. The Committee is working on the annual National Night

Out event, which will be Tuesday, August 1 this year.

Councilmember Fadelli thanked the El Cerrito Trail Trekkers for their work on the 4th Annual Hillside Festival and invited all to attend and celebrate open space in El Cerrito on May 21, 2017.

Mayor Abelson attended a Chamber of Commerce meeting today which featured a presentation on the importance of cyber security. Last weekend Mayor Abelson attended the Police Department's "Barks and Bells" burglary prevention, residential security and dog adoption event. She also participated in a well attended discussion on affordable housing event with Supervisor Gioia and greeted people on Bike to Work Day at the El Cerrito BART station. Mayor Abelson spoke briefly about the 211 social service system that provides information, resources and low cost medical services to people who are homeless or in need of assistance. Today Mayor Abelson attended a session of the West County Unified School District Board of Education Subcommittee regarding the El Cerrito Senior Center. The School District is looking at the possibility of taking back property that the Senior Center is located on. The Senior Center provides many important services, meals, paratransit, classes and a Sakura Kai program for the City's senior residents. The City is concerned about the possibility of losing the property. The May 4 Contra Costa Mayors Conference featured a presentation by the Director of the Contra Costa Library System on strategic planning for the library.

### **3. ORAL COMMUNICATIONS FROM THE PUBLIC**

Cordell Hindler, Richmond, invited the Council to the Richmond Promise Scholars Celebration on May 25, noted the Contra Costa Theatre's most recent production, expressed concerns about the closure of Alta Bates and commented on commercial rent costs.

Al Miller, El Cerrito, expressed appreciation for the Public Works maintenance employees for promptly removing graffiti and addressing an issue with running water.

Howdy Goudey, El Cerrito, announced a rebate program for employees who purchase an electrical vehicle from Nissan and for electrical vehicle fleet purchases.

Jackie Dragon, California Nurses Association, spoke in support of Consent Calendar Item No. 4(E), a resolution in support of Senate Bill 687.

### **4. ADOPTION OF THE CONSENT CALENDAR – Item No. 4(A) through 4(F)**

Moved, seconded (Lyman/Fadelli; Ayes – Councilmember Fadelli, Lyman, Pardue-Okimoto; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried to approve Consent Calendar Item Nos. 4(A) through 4(D) and 4(F) as indicated below. Consent Calendar Item No. 4(E) was removed from the Consent Calendar at the request of Councilmember Fadelli and voted on separately as indicated below.

#### **A. National Public Works Week Proclamation**

Approve a proclamation declaring May 21 through 27, 2017 as National Public Works Week in the City of El Cerrito and encouraging all residents and civic organizations to acquaint themselves with the issues involved in providing public works infrastructure, facilities and services and recognizing the contributions which public works personnel make every day to the City's health, safety, comfort and quality of life.

**Action:** Approved proclamation.

## **B. Approval of a Green Infrastructure Plan Framework**

Adopt a resolution approving the City of El Cerrito's Green Infrastructure Plan Framework as required by the National Pollution Discharge Elimination System Municipal Regional Stormwater Permit.

**Action:** Adopted Resolution No. 2017-32.

## **C. Storm Drain Easement with 600 Seaview Drive**

Adopt a resolution authorizing the City Manager to execute an easement agreement with Nelson and Marcia Faller, "Owners," for public storm drain facilities located at 600 Seaview Drive. *Exempt from CEQA.*

**Action:** Adopted Resolution No. 2017-33.

## **D. Transfer of the Idaho Apartments (10203 San Pablo Avenue) and Reassignment of City Loan**

That the City Council, acting as Housing Successor to the former Redevelopment Agency adopt a resolution taking the following actions: 1) Approve the sale of the Idaho Apartments from Idaho Apartments Associates, LP to San Pablo Preservation, LP, on terms and conditions to be approved by the City Manager; 2) Approve the amendment and restatement of the current City loan on the Idaho Apartments on terms and conditions to be approved by the City Manager; and 3) Authorize the City Manager to take such actions as are necessary to accomplish the sale of the Idaho Apartments and the amendment of the City Loan consistent with the Council's direction.

**Action:** Adopted Resolution No. 2017-34.

## **E. Support for California Senate Bill 687 (Skinner) – Save our Emergency Rooms Act of 2017**

At the request of Councilmember Pardue-Okimoto, adopt a resolution and authorize Mayor Abelson to sign a letter supporting California Senate Bill 687 (Skinner) which will give the Attorney General of California the authority to oversee and consent to the sale and/or closure of non-profit hospitals and directing the City Clerk to send a copy of the resolution to Congressman Mark DeSaulnier, Assemblymember Tony Thurmond, Senator Nancy Skinner and Governor Jerry Brown.

**Action:** Adopted Resolution No. 2017-35. Withdrawn from the Consent Calendar at the request of Councilmember Fadelli. Moved, seconded (Fadelli/Pardue-Okimoto; Ayes – Councilmember Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried as amended by Councilmember Fadelli to amend the resolution and letter to send them to Senator Ricardo Lara, Appropriations Committee Chair, Senate Pro Tem Kevin DeLeon and Senator Nancy Skinner and copy Congressman Mark DeSaulnier, Governor Jerry Brown, and Assemblymember Tony Thurmond.

## **F. Quarterly Cash and Investments Report**

Receive and file the City's Quarterly Investment Report for the period ending March 31, 2017

**Action:** Received and filed.

## **5. PRESENTATIONS**

### **Support for Senate Bill 562 – The Healthy California Act**

At the request of Mayor Abelson and Councilmember Pardue-Okimoto, receive a presentation from Nel Benningshof, Health Care for All, Contra Costa County Chapter, and consider adopting a resolution supporting Senate Bill 562 – The Healthy California Act which establishes a comprehensive universal single-payer

health care coverage program and a health cost control system for the benefit of all residents of the state.

Speakers: Cordell Hindler, Richmond, expressed support for SB 562.

Judy Ballinger, El Cerrito, expressed support for SB 562.

Thorild Urdal, Oakland, expressed support for SB 562.

Bipin Walia, Oakland, expressed support for SB 562.

Jackie Dragon, California Nurses Association, expressed support for SB 562.

Alyssa Kang, California Nurses Association, invited all to attend a rally on May 19 in support of SB 562.

**Action:** Received presentation. Moved, seconded (Pardue-Okimoto/Fadelli; Ayes – Councilmember Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried to adopt Resolution No. 2017-36 as amended by Councilmember Lyman to change the word “endorses” to “supports” in the first enacting clause of the resolution and modify the second enacting clause of the resolution to send the resolution Senators Lara and Atkins as well.

## 6. PUBLIC HEARINGS

### A. Confirm the Diagram and Levy the Assessment for Fiscal Year 2017-18 for Landscape and Lighting Assessment District No. 1988-1

Conduct a public hearing and upon conclusion adopt a resolution setting the annual Landscape and Lighting Assessment for Fiscal Year 2017-18 as \$72 per residential parcel and as noted in the Engineer’s Report for other classes of properties.

Presenter: Shannon Collins, Accounting Supervisor.

Mayor Abelson opened the public hearing. No Speakers.

Moved, seconded (Lyman/Pardue-Okimoto; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried unanimously to close the public hearing.

**Action:** Moved, seconded (Lyman/Pardue-Okimoto; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried to adopt Resolution No. 2017-37

### B. Fiscal Year 2017-18 Storm Drain Annual Report and Method of Collecting Storm Drain Fees

Conduct a public hearing and upon conclusion, adopt a resolution approving the Fiscal Year 2017-18 Storm Drain Annual Report and directing that Storm Drain Fees be collected on the property tax rolls.

Presenter: Shannon Collins, Accounting Supervisor.

Mayor Abelson opened the public hearing. No speakers.

Moved, seconded (Lyman/Pardue-Okimoto; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto ) and carried to close the public hearing.

**Action:** Moved, seconded (Lyman/Pardue-Okimoto; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None;

Absent – Mayor Pro Tem Quinto) and carried to adopt Resolution No. 2017-38.

### **C. Update of Accessory Dwelling Unit Regulations**

Conduct a public hearing and upon conclusion, introduce by title and waive any further reading of an ordinance amending various sections of Titles 8 and 19 of the El Cerrito Municipal Code to update the City's Accessory Dwelling Unit Regulations. *Exempt from CEQA.*

Presenter: Margaret Kavanaugh-Lynch, Development Services Manager.

Mayor Abelson opened the public hearing.

Speakers: Howdy Goudey, El Cerrito, spoke in support of accessory dwelling unit regulations, expressed support for the Planning Commission's recommendation to eliminate the parking requirements and noted that accessory dwelling units can help with affordable housing initiatives.

Tom Panas, El Cerrito, clarified transbay bus service routes and hours for the City Council.

Moved, seconded (Lyman/Pardue-Okimoto; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried to close the public hearing.

**Action:** Moved, seconded (Lyman/Fadelli; Ayes – Councilmembers Fadelli, Lyman, Pardue-Okimoto and Mayor Abelson; Noes – None; Abstain – None; Absent – Mayor Pro Tem Quinto) and carried to approve by title and waive any further reading of Ordinance No. 2017-04, an ordinance amending various sections of the El Cerrito Municipal Code relating to Accessory Dwelling Unit Regulations as amended on the floor to direct staff to modify the ordinance to remove the parking requirement for an accessory dwelling unit and maintain the parking maintenance section contained in Section 19.20.190(E) of the proposed ordinance. *Second reading scheduled for June 6, 2017.*

#### **7. POLICY MATTERS – None**

#### **8. CITY COUNCIL LOCAL AND REGIONAL LIAISON ASSIGNMENTS**

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

Councilmember Lyman reported that he represented the City at a West Contra Costa Integrated Waste Management Authority Board Meeting. The Board authorized a move forward on the Household Hazardous Waste Pick Up site at the City's Recycling Center. The Board also had a workshop on RecycleMore's annual budget which included authorization of some special projects that will benefit El Cerrito.

#### **9. ADJOURNED REGULAR CITY COUNCIL MEETING at 9:43 p.m.**

##### **SUPPLEMENTAL REPORTS AND COMMUNICATIONS**

##### **City Council Goals and Priorities Worksession**

1. Council Priority-Setting for FY 2017-18 - *Submitted by Nancy Hetrick, Management Partners.*
2. Comments in support of the library – *Submitted by Al Miller, El Cerrito.*

**Item No. 5 Support for Senate Bill 562 – The Healthy California Act**

3. Healthy California Lobby Day – S.B. 562 Lobby Day – *Submitted by Alyssa Kang, California Nurses Association.*

**Item No. 6(C) Update of Accessory Dwelling Unit Regulations**

4. Powerpoint presentation – *Submitted by Margaret Kavanaugh-Lynch, Development Services Manager.*

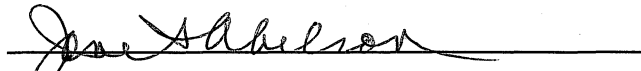
**Other:**

5. Special LEAF Pricing for Strategic Partners! – *Submitted by Howdy Goudey, El Cerrito.*

THIS IS TO CERTIFY that the foregoing is a true and correct copy of the minutes of the Regular City Council meeting of May 16, 2017 as approved by the El Cerrito City Council.



Cheryl Morse, City Clerk



Janet Abelson, Mayor