



AGENDA

SPECIAL CLOSED SESSION CITY COUNCIL MEETING

Monday, December 17, 2007 – 6:30 p.m.

Community Center Conference Room

CITY COUNCIL REGULAR MEETING

Monday, December 17, 2007 – 7:30 p.m.

City Council Chambers

Meeting Location

Council Chambers, Community Center

7007 Moeser Lane, El Cerrito

- *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. The meetings are rebroadcast on Channel 28 the following Thursday and Monday at 12 noon, except on holidays.*
- *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 and posted on the City's website at www.el-cerrito.org.*
- *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).*

ROLL CALL

6:30 p.m. CONVENE SPECIAL CLOSED SESSION CITY COUNCIL MEETING

ANNOUNCEMENT OF CLOSED SESSION

- 1) **PUBLIC EMPLOYEE APPOINTMENT – City Attorney**
Pursuant to Government Code Section 54957(b)
- 2) **CONFERENCE WITH LEGAL COUNSEL – Existing Litigation**
(Subdivision (a) of Section 54956.9)
City of El Cerrito v. Albany Unified School District
Contra Costa Superior Court, Case No. N07-1266

ORAL COMMUNICATIONS (*Comments are limited to 3 minutes and to items listed on the Closed Session Agenda only.*)

ADJOURN SPECIAL CITY COUNCIL CLOSED SESSION

ROLL CALL

7:30 p.m. CONVENE CITY COUNCIL MEETING

- 1. PLEDGE OF ALLEGIANCE TO THE FLAG** – led by Councilmember Bridges.
- 2. POSSIBLE REPORT OUT OF CLOSED SESSION**
- 3. COUNCIL / STAFF COMMUNICATIONS** (*Informational reports on matters of general interest by Council & Staff.*)

4. ORAL COMMUNICATIONS FROM THE PUBLIC

This place on the agenda is reserved for comments and inquiries from citizens regarding matters on the consent calendar and matters which do not otherwise appear on the agenda. All persons wishing to speak must sign up with the City Clerk. Remarks are limited to 3 minutes per person. Comments regarding consent calendar items will be heard first.

5. PRESENTATIONS

- A. National Night Out Award** – Crime Prevention Committee.
- B. Sales Tax Receipts, Trends and Comparisons** – presentation by Mary Flynn, MBIA, MuniServices.

6. ADOPTION OF THE CONSENT CALENDAR – Items 6A through 6F

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.

A. Minutes for Approval

Approve the City Council Special Closed Session Meeting, Special Meeting and Concurrent City Council/Redevelopment Agency Meeting Minutes of December 3, 2007.

B. City Hall Audiovisual System

Adopt a resolution authorizing the City Manager to execute a contract with Avidex Systems, Inc., in the amount of \$321,200 for furnishing, installing, and integrating the audio-visual system for the new City Hall building.

C. Purchase of Recycling Collection Trucks

Adopt a Resolution accepting the Western Truck Parts bid to provide Crane Carrier / Labrie curbside recycling trucks and authorize the City Manager to enter into a contract to purchase two trucks via a lease-purchase agreement with First Municipal Leasing Corporation, purchase cost not to exceed \$584,200.80 and interest not to exceed \$127,173.57.

D. Issuance of Proclamation – Dr. Mary Lee Blackburn

Approve issuance of a proclamation acknowledging the contributions of El Cerrito resident Dr. Mary Lee Blackburn and joining in the celebration of her 70th birthday.

E. Appointment to Contra Costa Mosquito and Vector Control District

Reappoint Trustee Richard Mank to a four year term on the Contra Costa Mosquito and Vector and Control District.

F. Destruction of Police Department Records

Adopt a resolution authorizing the Chief of Police to destroy records in accordance with the Police Department records retention schedules.

7. PUBLIC HEARING

A. Integrated Waste Management Fee Increase

Conduct a public hearing and upon conclusion, adopt a Resolution adjusting the Integrated Waste Management (IWM) Fee, effective January 1, 2008, consistent with previous City Council direction.

Communications Related to Recycling Rates

1. Barbara Campbell
2. Sally Lam
3. Patrick Fabian
4. Billy Bickham
5. Renate Valencia
6. Marco Tornero

B. Maximum Allowable East Bay Sanitary Service Solid Waste Collection and Container Rental Rate Adjustment for the Year 2008

Conduct a public hearing and upon conclusion adopt a Resolution regulating maximum allowable garbage and green waste collection and container rental rates for year 2008, per the index-based methodology previously agreed upon by East Bay Sanitary Company (EBS) and the City Council.

C. Adoption, with Local Modifications, of the 2007 California Building & Fire Codes and Related Uniform Construction Codes with Local Modifications

1. Conduct a public hearing and upon conclusion, waive any further reading, and adopt second reading of an Ordinance adopting the 2007 California Building, Fire, Plumbing, Mechanical, Electrical, Building Conservation, and related Uniform Construction Codes, and the State Housing Law Regulations as codes applicable to all construction within the City of El Cerrito, with local modifications as highlighted in the Ordinance.

2. Approve by Title, waive any further reading and adopt an Urgency Ordinance adopting the 2007 California Building, Fire, Plumbing, Mechanical, Electrical, Building Conservation, and related Uniform Construction Codes, and the State Housing Law Regulations as codes.

8. POLICY MATTERS

A. City Council Liaison Reorganization and Assignments

Discuss City Council appointments to local boards, commission and committees and regional bodies and approve appointments for 2008.

B. Zoning Ordinance Study Session

Consider responses to comments and questions from the October 15, 2007 Study Session, and direct staff to return to Council for first reading of the revised Zoning Ordinance.

C. State-Franchised Video Service Providers

Approve by title, waive further reading and adopt first reading of an ordinance amending Chapter 14.12 Cable, Video and Telecommunication Service Providers Regulatory Ordinance, with regard to State Franchised Video Providers, in compliance with state law.

9. COUNCIL ASSIGNMENTS/LIAISON REPORTS

- A. Mayor Jones Assignments: County Mayors' Conference, Disaster Preparedness Council (alternate), Economic Development Board, Pension Board (alternate); Sports Field JPA; Temporary Permits Committee, Underground Utilities Committee, West County Integrated Waste Mgmt. Authority (alternate); and West County Mayors' & Supervisors' Assoc. (alternate).
- B. Mayor Pro Tem Potter Assignments: Arts & Culture Commission; East Bay Delta Housing & Financial Agency; Sports Field JPA (alternate); Tree Commission; West County Regional Library Board (delegate) & West County Unified School District Citizens' Bond Oversight Committee (CBOC).
- C. Councilmember Abelson Assignments: ABAG General Assembly (delegate), League of CA. Cities East Bay Div. (Delegate), Committee on Aging, National Organization on Disability; Park and Recreation Commission; Recycling Services Task Force; Shaping Our Future Committee, & West County Transportation Advisory Comm.
- D. Councilmember Bridges Assignments: Crime Prevention Committee; Financial Advisory Board; Human Relations Commission; Planning Commission, & West County Regional Library Board (alternate).
- E. Councilmember Moore Assignments: Assoc. of Bay Area Governments (ABAG), General Assembly (alternate); County Mayors' Conference; Design Review Board, Disaster Preparedness Council, League of Ca. Cities, East Bay Div. (alternate); Pension Board, Temporary Permits Committee; Underground Utilities Committee; West County Integrated Waste Management Authority (delegate), West County Mayors' & Supervisors' Assoc. (delegate), and West County Transportation Advisory Comm. (alternate).

10. ADJOURNMENT

The next City Council Meeting will be held on Monday, January 7, 2008 at 8:30 p.m. at the El Cerrito Community Center, 7007 Moeser Lane, El Cerrito, CA to accommodate an earlier special meeting of commission candidate interviews.

Deadline for agenda items for the 01/07/08 regular meeting is Monday, 12/21/07 by 12 noon, City Clerk's Office, 10940 San Pablo Avenue, El Cerrito, CA. Tel: 215-4305
Fax: 215-4379, email cmorse@ci.el-cerrito.ca.us

The Agenda, Staff Reports and Minutes are available for review on the city's website www.el-cerrito.org and at the El Cerrito Library prior to the meeting. Staff reports are also available for review at the meeting and in the City Clerk's Office

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 OR IN WRITTEN CORRESPONDENCE DELIVERED AT, OR PRIOR TO, 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.