



AGENDA

REGULAR CITY COUNCIL MEETING
Tuesday, July 19, 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 – Councilmember Jan Bridges.

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.*)

City Manager Hanin has withdrawn the public hearing scheduled for this evening regarding amendment of the Master Fee Schedule and rescheduled it to August 16, 2016.

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 - None

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

A. National Night Out Proclamation

Approve a proclamation calling upon all residents of the City of El Cerrito to participate in “National Night Out” on Tuesday, August 2, 2016 in the City of El Cerrito.

B. I-80/Central Avenue Interchange Improvement Project

Adopt a resolution authorizing the City Manager to execute Amendment No. 2 to Cooperative Agreement No. 07W.02 between the Contra Costa Transportation Authority (CCTA), the City of El Cerrito, and the City of Richmond for final design services and construction of I-80/Central Avenue Interchange Improvement Project, Phase 1. *Exempt from CEQA.*

C. Payment of El Cerrito’s share of the West Contra Costa Integrated Waste Management Authority Operating Expenses for Fiscal year 2015-16 and First Half of Fiscal Year 2016-17

Adopt a resolution authorizing payments for the City of El Cerrito’s share of the West Contra Costa Integrated Waste Management Authority’s operating expenses in the amounts of \$60,140 for Fiscal Year 2015-16 and \$30,460 for the first half of Fiscal Year 2016-17.

D. Ohlone Greenway BART Station Area Access, Safety and Placemaking Improvements Project

Adopt a resolution authorizing the City Manager to execute a Subregional Transportation Mitigation Program (STMP) Cooperative Funding Agreement between West Contra Costa County Transportation Advisory Committee (WCCTAC) and the City of El Cerrito for the Ohlone Greenway BART Station Area Access, Safety and Placemaking Improvements (Ohlone ASP) Project. *Exempt from CEQA.*

E. Exclusive Negotiating Rights Agreement with Holliday Development, LLC and BRIDGE Housing Corporation for the Development of the Mayfair Block

Adopt a resolution designating Holliday Development, LLC and BRIDGE Housing Corporation jointly as the proposed developer for the Mayfair Block, and authorizing execution of an Exclusive Negotiating Rights Agreements (ENRA) with Holliday Development, LLC and BRIDGE Housing Corporation.

F. Urge the Bay Area Air Quality Management District to Adopt the Community Worker Alternative in Rule 12-16

At the request of Councilmember Abelson adopt a resolution urging the Bay Area Air Quality Management District to present the Community – Worker Alternative for proposed Rule 12-16 and adopt the Community – Worker Alternative in Rule 12-16 to ensure community and refinery work health and safety.

G. Support for the “Safety for All” Initiative

At the request of Councilmember Quinto, adopt a resolution supporting the “Safety for All” Initiative on the upcoming November 2016 ballot.

H. Committee on Aging Membership Recommendation

At the request of the Committee on Aging, approve a recommendation to appoint Katherine Cesa to the Committee on Aging, effective July 19, 2016.

I. [Urging Support for the Restoration of Adult Education Funding to the California State Budget](#)

At the request of the Committee on Aging, authorize Mayor Lyman to sign and send letters to Governor Brown, Senator Hancock, Assemblymember Thurmond and Assemblymember Lopez urging the restoration of funding for Adult Education's Older Adults programs in the California State budget.

J. [Amendment to Summer 2016 City Council Meeting Schedule](#)

Amend the Summer 2016 City Council meeting schedule approved on June 21, 2016 to reinstate and convene the previously cancelled regularly scheduled August 2, 2016 meeting at 7:00 p.m.

6. PUBLIC HEARINGS

A. [Fire Hazard Abatement](#)

1) Adopt a resolution declaring that weeds, rubbish, litter or other flammable material on certain real property identified in the resolution constitutes a public nuisance. *Exempt from CEQA.*

2) Conduct a public hearing and upon conclusion, adopt a resolution overriding objections by property owners and ordering the City Manager or his designee to abate certain public nuisances pursuant to El Cerrito Municipal Code Chapter 16.26

B. [Appeal of the Planning Commission's Approval of Amendments to a Conditional Use Permit for the Summit K2 Charter School Located at 1800 Elm Street](#)

Conduct a Public Hearing and upon conclusion adopt resolutions: 1) Certifying the Subsequent Environmental Impact Report; and 2) Denying an appeal and upholding the Planning Commission's approval of amendments to a Conditional Use Permit for the Summit K2 Charter School located at 1800 Elm Street.

C. [PL 14-0171 El Dorado Townhomes Tentative Subdivision Map](#)

Conduct a public hearing and upon conclusion adopt a resolution approving the Tentative Subdivision Map for Planning Application PL 14-0171.

7. POLICY MATTERS

[Placement of a General Obligation Bond Measure for a Safe Modern El Cerrito Library](#)

1) Adopt a resolution finding that a Safe Modern El Cerrito Library is in the public interest and necessity. (*Adoption of the resolution requires four affirmative votes.*); 2) Introduce by title and waive any further reading of an ordinance to submit to the voters of El Cerrito at the November 8, 2016 election a measure authorizing the issuance of general obligation bonds ("GO bonds") for a Safe Modern El Cerrito Library Project. (*Introduction and subsequent approval of the ordinance also requires four affirmative votes. The measure authorizing the issuance of GO bonds must be approved by two-thirds of the voters voting on the measure.*); and 3) Approve a budget amendment to appropriate \$12,000 from the unrestricted General Fund balance for election costs associated with the measure.

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 next regularly scheduled City Council meeting is Tuesday, August 2, 2016 at

7:00 p.m. in the City Council Chambers, 10890 San Pablo Avenue, El Cerrito.

SUPPLEMENTAL REPORTS AND COMMUNICATIONS

Item No. 5(F) Urge the Bay Area Air Quality Management District to Adopt the Community Worker Alternative in Rule 12-16

1. [Notification that the Environmental Quality Committee voted to support the Community-Worker proposal](#) – Submitted by Maria Sanders, Liaison to the Environmental Quality Committee.

Item No. 6(B) Appeal of the Planning Commission’s Approval of Amendments to a Conditional Use Permit for the Summit K2 Charter School Located at 1800 Elm Street

2. [Summit K2 Charter School Letter to Planning Commission \(cc: City Council\)](#) – Submitted by Franklin Leong and Daisy Leong.
3. [Request for scheduling of appeal](#) – Submitted by Doug Giffin, Education Matters.
4. [1800 Elm Street Conditional Use Permit Addendum](#) – Submitted by Doug Giffin, Education Matters.
5. [Ex-Parte Communication Disclosure](#) – Submitted by Mayor Lyman.
6. [Materials Regarding Summit K2’s Conditional Use Permit Amendment](#) – Submitted by Mayor Lyman and Council.
7. [Elaboration on Appeal of the Planning Commission’s actions on June 15, 2016](#) – Submitted by Joanna Pace on behalf of appellants.
8. [Survey of traffic on 1800 Elm Street](#) – Submitted by Joanna Pace on behalf of Franklin Leong, Appellant, El Cerrito.
9. [Summit K2 Public School Traffic Congestion](#) - Submitted by Joanna Pace on behalf of Franklin Leong, Appellant, El Cerrito.
10. [Summit expansion/traffic concern](#) – Submitted by Colleen West, El Cerrito.

Item No. 6(C) PL 14-0171 El Dorado Townhomes Tentative Subdivision Map

11. [Comments on proposed subdivision map](#) – Submitted by Howdy Goudey, El Cerrito.
12. [Audiss “Fair Treatment for Audiss Residents” Petition Signatures](#) - Submitted by Sharon Maldonado, Berkeley.

Item No. 7 Placement of a General Obligation Bond Measure for a Safe Modern El Cerrito Library

13. [Financial Advisory Board recommendations regarding funding for a potential new library](#) – Submitted by Rich Bartke, Chair.

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.