AGENDA

SPECIAL REDEVELOPMENT AGENCY MEETING
Monday, December 15, 2008 – 7:00 p.m.
Hillside Conference Room

REGULAR CITY COUNCIL MEETING
Monday, December 15, 2008 – 7:30 p.m.
City Council Chambers

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

Sandi Potter – Mayor

Mayor Pro Tem Janet Abelson
Councilmember Greg Lyman
Councilmember William C. Jones, III
Councilmember Ann Cheng

7:00 p.m. **ROLL CALL**

ANNOUNCEMENT OF REDEVELOPMENT AGENCY CLOSED SESSION

Conference with Real Property Negotiators

Property: 11600 San Pablo Avenue, El Cerrito, CA 94530

Agency Negotiators: Scott Hanin, Executive Director
Mitch Oshinsky, Community Development Director
Lori Treviño, Redevelopment Agency Manager
Karen Tiedeman, Special Agency Counsel

Negotiating Party: George Valente

Under Negotiation: Price and terms

ORAL COMMUNICATIONS FROM THE PUBLIC

(Comments are limited to 3 minutes and to items listed on the Special Redevelopment Agency Meeting Agenda only.)

RECESS INTO CLOSED SESSION

ADJOURN REDEVELOPMENT AGENCY CLOSED SESSION

ROLL CALL

7:30 p.m. CONVENE REGULAR CITY COUNCIL MEETING

1. PLEDGE OF ALLEGIANCE TO THE FLAG – led by Councilmember Greg Lyman.

2. COUNCIL / STAFF COMMUNICATIONS *(Reports of Closed Session and Informational reports on matters of general interest which are announced by the City Council & City Staff.)*

3. ORAL COMMUNICATIONS FROM THE PUBLIC

This place on the agenda is reserved for comments and inquiries from the public regarding matters on the agenda and matters which do not otherwise appear on the agenda. All persons wishing to speak should sign up with the City Clerk. Remarks are limited to 3 minutes per person. Please state your name and city of residence for the record. Comments regarding non-agenda 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.

4. PRESENTATIONS

A) Economic Development Website – *Presentation by Dwayne Dalman, Economic Development Project Manager.*

B) Police Department Traffic Safety Unit Summary – *Presentation by Sergeant Stephen Bonini.*

5. ADOPTION OF THE CONSENT CALENDAR – <u>Items 5A through 5E</u>

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 December 2, 2008 Special Concurrent City Council/Redevelopment Agency Meeting minutes.

B. Deferred Compensation Loan Program

Adopt a resolution amending the City's deferred compensation plan originally established by Resolution 81–93, and subsequently restated in Resolution 83–58 to allow employees to take out loans against their own deposited funds.

C. Purchase of Furniture for the Historical Room located at City Hall

Adopt a Resolution appropriating $20,000 of the General Fund in order to furnish the Historical Room at City Hall for the purpose of recognizing and displaying El Cerrito History.

D. Workers.com Contract Extension

Adopt a resolution authorizing the City Manager to execute a contract amendment in an amount not to exceed $25,000 with Workers.com to assist in recyclable materials collections.

E. California Department of Conservation Certification for Recycling

Adopt a resolution authorizing the City Manager and the Environmental Services Division to file annual Certification Applications with the California Department of Conservation's Division of Recycling (DOR) for El Cerrito's commercial recycling collection program and the Recycling Center community drop-off program.

6. PUBLIC HEARINGS

A. Proposed Integrated Waste Management Fee Increase – Effective January 1, 2009

Conduct a public hearing and upon conclusion, adopt a Resolution adjusting the Integrated Waste Management (IWM) Fee, effective January 1, 2009.

B. East Bay Sanitary Services Solid Waste Collection and Container Rental Rate Adjustment for 2009

Conduct a public hearing and upon conclusion adopt a Resolution accepting maximum allowable garbage and green waste collection and container rental rates for the year 2009, per the index-based methodology previously agreed upon by East Bay Sanitary Company (EBS) and City Council.

7. POLICY MATTERS

A. East Bay Regional Park District Measure WW Bond Extension Grant Funds

Adopt a resolution that does the following:

1. Authorizes the City Manager to execute a grant contract, in substantially the form attached, for $1,065,840 of grant funds from the Local Grant Program under the East Bay Regional Park District Measure WW Park Bond Extension;

2. Certifies that the City of El Cerrito has or will have sufficient funds to operate and maintain the project(s);

3. Certifies that the City of El Cerrito has reviewed, understands and agrees to the General Provisions contained in the Contract shown in the Procedural Guide; and

4. Appoints the Public Works Director as agent to conduct all negotiations, execute and submit all documents including, but no limited to, applications, agreements, amendments, payment requests and so on, which may be necessary for the completion of the Project(s).

B. Residential Recycling Cart Purchase

Adopt a Resolution authorizing the City Manager to enter into a contract with Toter Incorporated (Toter) for the purchase of 10,000 64 gallon recycling carts via a lease-purchase agreement with First Municipal Leasing Corporation (FMLC). The purchase cost of the carts shall not exceed $540,000 and interest shall not exceed $100,000.

C. City Council Liaison Reorganization and Assignments

Discuss City Council appointments to local boards, commission and committees and regional bodies and approve appointments for 2009.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

A. Mayor Potter Assignments: Arts & Culture Commission; Contra Costa County Mayors' Conference (Alternate); East Bay Delta Housing & Financial Agency; League of CA. Cities East Bay Div. (Alternate); Pension Board (Alternate); Sports Field JPA (alternate); Tree Committee; West County Mayors' & Supervisors' Association (Alternate); West County Regional Library Board (Delegate); and West County Unified School District Citizens' Bond Oversight Committee (CBOC) (Alternate).

B. Councilmember Abelson Assignments: Association of Bay Area Governments (ABAG), General Assembly (Delegate), League of CA. Cities East Bay Div. (Delegate), Contra Costa County Mayors' Conference (Alternate), Committee on Aging, Park and Recreation Commission; Environmental Quality Committee, San Pablo Avenue Area Specific Plan Committee; and West Contra Costa Transportation Advisory Committee (Delegate).

C. Councilmember Cheng Assignments: *To be determined. See Agenda Item No. 7C.*

D. Councilmember Jones Assignments: Contra Costa County Mayors' Conference, Design Review Board, Disaster Preparedness Council (alternate), Economic Development Board, Pension Board; San Pablo Avenue Area Specific Plan Committee, Sports Field JPA; Temporary Permits Committee; Underground Utilities Committee, West County Integrated Waste Management Authority (Alternate); West County Mayors' & Supervisors' Association; and West Contra Costa Transportation Advisory Committee (Alternate).

E. Councilmember Lyman Assignments: *To be determined. See Agenda Item No. 7C.*

9. ADJOURN REGULAR CITY COUNCIL MEETING

The next Regular City Council Meeting will be held on Monday, January 5, 2009 at 7:30 p.m.

- *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. Live and On-Demand Webcast of the Council Meetings can be accessed from the City's website http://www.el-cerrito.org/gov/. 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*** for the 01/05/09 regular meeting is Thursday, 12/18/08 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
- 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.