

# EL CERRITO CITY COUNCIL

## MINUTES

### REGULAR CITY COUNCIL MEETING

Tuesday, October 16, 2012 – 7:00 p.m.

City Council Chambers

### SPECIAL CITY COUNCIL – CLOSED SESSION

Tuesday, October 16, 2012 – Immediately following the regular meeting

Hillside Conference Room

#### Meeting Location

El Cerrito City Hall

10890 San Pablo Avenue, El Cerrito

Bill Jones – Mayor

Mayor Pro Tem Greg Lyman  
Councilmember Rebecca Benassini

Councilmember Ann Cheng  
Councilmember Janet Abelson

#### ROLL CALL

Present: Councilmembers Abelson, Benassini, Lyman and Mayor Jones.

Absent: Councilmember Cheng.

#### 7:00 p.m. CONVENE REGULAR CITY COUNCIL MEETING

Mayor Jones convened the regular City Council meeting at 7:00 p.m.

1. **PLEDGE OF ALLEGIANCE TO THE FLAG** was led by Councilmember Abelson.

#### 2. COUNCIL / STAFF COMMUNICATIONS

Councilmember Abelson reported that she attended the El Cerrito Toastmasters 30<sup>th</sup> Anniversary on October 4, 2012 to present a proclamation on behalf of the Mayor. The Toastmasters are an interesting and lively group.

Councilmember Lyman reported that he and Mayor Jones were asked to witness a local attempt at a Guinness World Record for the world's largest meatloaf.

Councilmember Benassini thanked staff and everyone who participated in the citywide garage sale on October 13, 2012. The Arts and Culture Commission will be celebrating Arts Month on October 26 at City Hall from 5-7 p.m. Councilmember Benassini invited all to attend and be a part of the unveiling of the first public art icon which will be installed at City Hall.

Mayor Jones attended the West County Integrated Waste Management Authority meeting and received a presentation on rates for the next year. More information is located on the recyclemore website <http://www.recyclemore.com>.

**3. ORAL COMMUNICATIONS FROM THE PUBLIC****4. PRESENTATIONS – None.****5. ADOPTION OF THE CONSENT CALENDAR – Item Nos. 5A through 5E**

Moved, seconded (Abelson/Lyman; Ayes – Councilmembers Abelson, Benassini, Lyman and Mayor Jones; Noes – None; Abstain – None; Absent – Councilmember Cheng) and carried to approve Consent Calendar Item Nos. 5A through 5E in one motion as indicated below.

**A. Minutes for Approval**

Approve the October 2, 2012 Special City Council Meeting – Closed Session and October 2, 2012 Regular City Council meeting minutes

**Action:** Approved minutes.

**B. Shelter in Place Education Day Proclamation**

Approve a proclamation declaring November 7, 2012 as “Shelter in Place Education Day” in the City of El Cerrito and recognizing the importance of preparing for emergencies and encouraging participation in the Contra Costa Community Awareness Emergency Response (CAER) Group’s public education efforts.

**Action:** Approved proclamation.

**C. Freedom From Bullies Week Proclamation**

Approve a proclamation declaring October 14-20, 2012 as “Freedom from Bullies Week” in the City of El Cerrito.

**Action:** Approved proclamation.

**D. School Resource Officer Agreement**

Adopt a resolution authorizing the City Manager to enter into an agreement with the West Contra Costa Unified School District (WCCUSD) to partially fund three School Resource Officer positions (SROs) in an amount of \$420,000 per year, to be paid by the School District, and rescind Resolution No. 2012–50. Two SROs will continue to be assigned to El Cerrito High School and one will be assigned to Portola Middle School. If authorized, this agreement becomes effective immediately, and will continue through June 30, 2013. The agreement shall automatically renew on July 1, 2013 and on every July 1 thereafter for an additional one-year term.

**Action:** Adopted Resolution No. 2012–80.

**E. Cancel the November 6, 2012 City Council Meeting**

Approve a recommendation to cancel the regular November 6, 2012 City Council meeting due to a conflict with the General Presidential Election that is held on the same date. All Polling Places are open from 7:00 a.m. to 8:00 p.m. on Election Day.

**Action:** Approved recommendation.

**6. PUBLIC HEARING – None****7. POLICY MATTERS**

The presentation of Item Nos. 7(A) and 7(B) were combined and voted on separately at the request of Mayor Pro Tem Lyman.

**A. Design-Build Agreement for Construction of Solar Photovoltaic Systems at Six City Facilities**

Presenter: Maria Sanders, Environmental Analyst.

Adopt a resolution authorizing the City Manager to execute a contract in a form approved by the City Attorney and RGS Energy Incorporated in an amount not to exceed \$1,587,000 to design and construct solar photovoltaic systems to offset energy use at six municipal sites.

Speaker: Al Miller, El Cerrito, spoke in support of Item Nos. 7(A) and 7(B). Mr. Miller stated the importance of the City Council's continued support for the environment and quality of life in El Cerrito. This is another great example of elected officials working together in response to the public's demands.

**Action:** Moved, seconded (Lyman/Abelson; Ayes – Councilmembers Abelson, Benassini, Lyman and Mayor Jones; Noes – None; Abstain – None; Absent – Councilmember Cheng) and carried to adopt Resolution No. 2012–81 as amended on the floor to clarify language regarding the solar photovoltaic installation at the Community Center and Swim Center as referenced in the tenth recital of the resolution.

**B. Solar Equipment Lease Purchase Financing**

Adopt a resolution authorizing the City Manager to enter into the required agreements with Green Campus Partner (GCP) for solar equipment lease purchase financing for the installation of a solar photovoltaic system on various city facilities.

Presenter: Mary Dodge, Administrative Services Director.

Speaker: Al Miller, El Cerrito, spoke in support of both Item Nos. 7(A) and 7(B) as noted above.

**Action:** Moved, seconded (Lyman/Benassini; Ayes – Councilmembers Abelson, Benassini, Lyman and Mayor Jones; Noes – None; Abstain – None; Absent – Councilmember Cheng) and carried to adopt Resolution No. 2012–82.

**C. Potrero Avenue Intersection Safety Improvements between 55<sup>th</sup> and 56<sup>th</sup> Streets, City Project No. C–3045, Federal Project No: HSIP 5239(013)**

Adopt a resolution approving plans, rejecting the bid from J.A. Gonsalves & Sons Construction, Inc. as non-responsive and accepting all other bids; and authorizing the City Manager to award a contract, contingent on successfully securing additional grant funding and/or successful negotiations with Redwick Construction Company (the lowest responsible bidder for the project) for a deductive change order after undergoing a value engineering process which is not inconsistent with the approved budget for the Potrero Avenue Intersection Safety Improvements between 55<sup>th</sup> and 56<sup>th</sup> Streets Project, Contract No. C–3045.

Presenter: Jerry Bradshaw, Public Works Director.

**Action:** Moved, seconded (Abelson/Lyman; Ayes – Councilmembers Abelson, Benassini, Lyman and Mayor Jones; Noes – None; Abstain – None; Absent – Councilmember Cheng) and carried to adopt Resolution No. 2012–83 as revised by staff to eliminate the word grant in the title and enacting clause of the resolution.

**8. COUNCIL ASSIGNMENTS/LIAISON REPORTS**

- A. Mayor Jones – No report.
- B. Mayor Pro Tem Lyman – No report.
- C. Councilmember Abelson – No report.
- D. Councilmember Benassini – No report.
- E. Councilmember Cheng – Absent.

**9. ADJOURNED REGULAR CITY COUNCIL MEETING at 8:17 p.m.**

**ROLL CALL**

Present: Councilmembers Abelson, Benassini, Lyman and Mayor Jones.

Absent: Councilmember Cheng.

**10. CONVENED SPECIAL CITY COUNCIL MEETING – CLOSED SESSION at 8:17 p.m.**

**ANNOUNCEMENT OF CLOSED SESSION**

**Conference with Labor Negotiators** (*Pursuant to Government Code Section 54957.6*)

**Agency Designated Representatives:** Scott Hanin, City Manager, Sky Woodruff, City Attorney, Jennifer Faught, Assistant City Attorney, Sukari Beshears, Employee Services Manager.

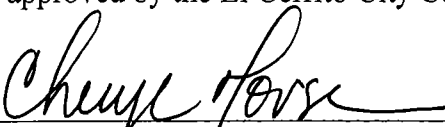
**Employee Organizations:** Service Employees International Union, Local 1021  
Unrepresented Employees  
El Cerrito Police Employees Association  
International Association of Firefighters, Local 1230  
Public Safety Management Group

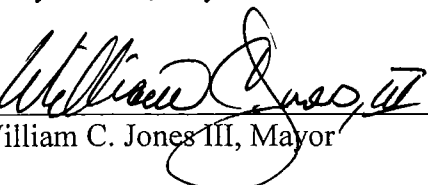
**ORAL COMMUNICATIONS FROM THE PUBLIC** – No comments.

**RECESSED INTO CLOSED SESSION at 8:18 p.m.**

**ADJOURNED SPECIAL CITY COUNCIL MEETING – CLOSED SESSION at 9:56 p.m.**

THIS IS TO CERTIFY that the foregoing is a true and correct copy of the minutes of the Regular City Council and Special City Council – Closed Session meetings of October 16, 2012 as approved by the El Cerrito City Council.

  
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Cheryl Morse, City Clerk

  
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William C. Jones III, Mayor