

REGULAR CITY COUNCIL MEETING Tuesday, February 5, 2013 – 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 Rebecca Benassini Councilmember Mark Friedman

ROLL CALL

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

- 1. **PLEDGE OF ALLEGIANCE TO THE FLAG** Mayor Lyman
- **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.)

3. ORAL COMMUNICATIONS FROM THE PUBLIC

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, 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. PRESENTATIONS

<u>National Night Out Award</u> – Presentation by Lieutenant Robert De La Campa and Crime Prevention Committee Members.

The City received the 2012 Police-Community Partnership National Award from the National Association of Town Watch in recognition of outstanding participation in "America's Night Out

Against Crime."

5. ADOPTION OF THE CONSENT CALENDAR – <u>Item Nos. 5A through 5G</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 the Consent Calendar.

A. Minutes for Approval

Approve the following City Council meeting minutes: 1) <u>December 18, 2012 Special City Council and Regular City Council</u>; 2) <u>January 7, 2013 Special City Council</u>; 3) <u>January 12, 2013 Special City Council</u>; 4) <u>January 15, 2013 Special City Council</u>; and 5) <u>January 26, 2013 Special City Council</u>.

B. Moeser Lane and Ashbury Avenue Pedestrian and Bicycle Corridor Improvements Project, City Project No. C-3061, Federal Project No. RSTP-5239 (018)

Adopt a resolution approving the following actions: 1) Approve plans for the Moeser Lane and Ashbury Avenue Pedestrian and Bicycle Corridor Improvements Project; 2) Accept all submitted bids; 3) Amend the Capital Improvement Program to appropriate an amount not to exceed \$78,000 of Measure A Street Improvement Funds for the Moeser Lane and Ashbury Avenue Pedestrian and Bicycle Corridor Improvements Project; and 4) Authorize the City Manager to execute a contract in the amount of \$803,221.36 with Golden Bay Construction, Inc. and to approve change orders in an amount not to exceed \$96,386 (12%) for the construction of the Moeser Lane and Ashbury Avenue Pedestrian and Bicycle Corridor Improvements Project.

C. Award Municipal Tree Inventory and Outreach Contract

Adopt a resolution authorizing the City Manager to execute a professional services agreement with Davey Resources Group in an amount not to exceed \$69,338 for the Municipal Tree Inventory and Outreach project.

D. <u>Eden Housing San Pablo Avenue Mixed-Use Senior Apartments</u> Environmental Review Contract Award

Adopt a resolution authorizing the City Manager to execute a contract with Pacific Municipal Consultants (PMC) in an amount not to exceed \$113,088.70 to perform environmental review services for the Eden Housing Senior Apartments project.

E. City Classification Plan Amendment

Adopt a resolution amending the City's Classification Plan to revise the class specification of Development Services Manager.

F. Adjustment to City Clerk Salary Control Point

Consider adoption of a resolution amending Section 2.1 of Resolution No. 2006–52, adjusting the monthly salary control point for the City Clerk position to \$11,247.

G. Committee on Aging Appointment

Approve a Committee on Aging recommendation to appoint Joanna Kim-Selby to the Committee on Aging effective February 6, 2013.

6. PUBLIC HEARING

Adoption of Growth Management Element of the El Cerrito General Plan

Conduct a public hearing and upon conclusion, approve a resolution adopting a revised Growth Management Element and Revisions to Chapter 4: Community Development and Design of the El Cerrito General Plan.

7. POLICY MATTERS

A. Amendment of City Council Meeting Rules and Procedures to Eliminate the Pledge of Allegiance

At the request of Councilmember Friedman consider a motion removing the ceremonial pledge of allegiance from all City Council meetings by adopting a resolution amending Resolution No. 97-99 and Section 3(A) of the City Council Meeting Rules and Procedures to remove the pledge of allegiance from agenda preparation and order of business.

B. Appointment of City Council Subcommittee

At the request of City Manager Hanin, appoint two councilmembers to form a Council Subcommittee to work with staff and the West Contra Costa Unified School District on the ultimate disposition of the Portola Middle School site.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

- **A.** Mayor Lyman Assignments: Commission/Committee Rules Subcommittee, Contra Costa County Mayors' Conference, Crime Prevention Committee, Human Relations Commission, Municipal Services Corporation Chair, Pension Trust Board Chair, Public Financing Authority Chair, San Pablo Avenue Area Specific Plan Committee, Successor Agency to the Former Redevelopment Agency Chair, Tree Committee, West Contra Costa Transportation Advisory Committee Alternate, West County Mayors' & Supervisors' Association and West County Integrated Waste Management Authority Delegate.
- **B.** Mayor Pro Tem Abelson Assignments: Committee on Aging, Contra Costa County Mayors' Conference Alternate, Contra Costa Transportation Authority Board Chair, League of California Cities East Bay Division Delegate (also attends as the Council's Delegate to the Annual League Conference), Environmental Quality Committee, Municipal Services Corporation Vice-Chair, Pension Trust Board Vice-Chair, Successor Agency to the Former Redevelopment Agency Vice-Chair, West Contra Costa Transportation Advisory Committee Delegate and West County Mayors' & Supervisors' Association Alternate.
- C. Councilmember Benassini Assignments: Association of Bay Area Governments General Assembly Delegate, Financial Advisory Board, Planning Commission, San Pablo Avenue Area Specific Plan Committee and Tom Bates Regional Sports Field Joint Powers Authority Delegate.
- **D.** Councilmember Bridges Assignments: Tom Bates Regional Sports Field Joint Powers Authority Delegate and Design Review Board, Park and Recreation Commission.
- **E.** Councilmember Friedman Assignments: Arts and Culture Commission, Association of Bay Area Governments General Assembly Alternate, Economic Development Board, Commission/Committee Rules Subcommittee, League of California Cities East Bay Division Alternate and West County Integrated Waste Management Authority Alternate.

9. ADJOURN REGULAR CITY COUNCIL MEETING

- Council Meetings can be heard live on <u>FM Radio</u>, KECG 88.1 and 97.7 FM and viewed live on <u>Cable TV</u> 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/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.

Version: 1/31/2013