AGENDA

REGULAR CITY COUNCIL MEETING
Tuesday, May 7, 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 OR OBSERVATION OF MOMENT OF SILENCE – Mayor Pro Tem Abelson.

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 – None.

5. ADOPTION OF THE CONSENT CALENDAR – Item Nos. 5A through 5L

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 April 16, 2013 Regular City Council meeting minutes.

B. Second Reading of Measure A Swim Center Ordinance

(First Reading April 16, 2013. Vote: Unanimous)

Adopt Ordinance 2013-02 establishing the Measure A Swim Center Parcel Tax rates for FY 2013-14, equal to the approved FY 2012-13 rates of $38.61 per single-family residential unit, $29.73 per multifamily residential unit, and $270.66 per acre of non-residential property.

C. Affordable Housing Week Proclamation

Approve a proclamation proclaiming the week of May 10 through 19, 2013 as Affordable Housing Week in the City of El Cerrito to raise awareness about the importance of affordable housing for families and communities and encouraging residents to participate in Affordable Housing Week activities and recognize how affordable housing can create better futures for families, individuals and communities.

D. Landscape and Lighting Assessment District No. 1988-1 Resolution of Intent to Order Improvements and Set the Date for the Public Hearing as May 21, 2013

Accept the Engineer's Report specifying assessments for the Landscaping and Lighting Assessment District and adopt a Resolution of Intention to Order Improvements pursuant to the Landscape and Lighting Act of 1972, and setting the time, date and place of the public hearing as May 21, 2013 at 7:00 p.m.

E. All-Way Stop at the Intersection of Colusa and Eureka Avenues

Adopt a resolution authorizing the Public Works Director/City Engineer to establish an all-way stop at the intersection of Colusa Avenue and Eureka Avenue.

F. Central Avenue & Liberty Street Streetscape Improvements Project, City Project No. C-3063-A, Federal Project No. CML – 5239 (020)

Adopt a resolution which will result in the following actions: 1) Approve plans for the Central Avenue and Liberty Street Streetscape Improvements Project; 2) Reject the bid from Sposeto Engineering, Inc. as non-responsive and accept all other bids; 3) Amend the Capital Improvement Program to appropriate an amount not to exceed $100,000 of available Measure A Street Improvement Funds for the Central Avenue and Liberty Street Streetscape Improvements Project; and 4) Authorize the City Manager to award a contract, contingent on successful negotiations with McGuire and Hester Corporation (the lowest responsible bidder for the project) for a deductive change order after undergoing a value engineering process which is not inconsistent with the revised budget for the Central Avenue and Liberty Street Streetscape Improvements Project, City Project No. C-3063-A.

G. Reduced Summer City Council Meeting Schedule

Approve a recommendation to adopt a reduced City Council Meeting Schedule consisting of the third Tuesday in July, August and September 2013. This practice is consistent with the reduced schedule approved in the past twelve years. City Council meeting dates in July, August and September would be July 16, August 20 and September 17, 2013 with an additional request to keep the first Tuesday in July and September reserved for special meetings as needed.

H. Support for Senate Bills 405 and 158 – Single Use Carry-Out Bag Legislation

Approve a recommendation authorizing Mayor Lyman to sign letters expressing the City Council's support of Senate Bill 405 (Padilla) and Assembly Bill 158 (Levine), regulating the distribution of single-use carryout bags; and direct the City Clerk to send the letters to Senator Padilla and Assemblymember Levine and other appropriate legislators and legislative bodies.

I. Support for Senate Constitutional Amendment 7 (Wolk)

Approve a recommendation authorizing Mayor Lyman to sign a letter expressing the City Council's support for Senate Constitutional Amendment 7, legislation that would place a constitutional amendment on the ballot to lower the local vote threshold from the existing two-thirds vote to 55% for communities seeking to pass a library construction bond measure or a special tax measure for library operations; and direct the City Clerk to send the letter to the members of the Senate Committee on Governance and Finance

J. Committee on Aging Appointment

Approve the Committee on Aging's recommendation to appoint Arlinda Babcock to the Committee on Aging, effective May 15, 2013.

K. Environmental Quality Committee Appointment

Approve the Environmental Quality Committee's recommendation to appoint Kevin Wildenberg to the Environmental Quality Committee, effective May 8, 2013.

L. Tree Committee Appointment

Approve the Tree Committee's recommendation to appoint Michael Charlton to the Tree Committee, effective May 13, 2013.

6. PUBLIC HEARING

Master Fee Schedule Revision for Fiscal Year 2013-14

Conduct a public hearing and upon conclusion adopt a resolution approving the Fiscal Year 2013–14 Master Fee Schedule.

7. POLICY MATTERS – None.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

A. Mayor Lyman Assignments: Commission/Committee Rules Subcommittee, Contra Costa County Mayors' Conference, Crime Prevention Committee, East Bay Green Corridor Principal, 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

The next City Council meeting is Tuesday, May 21, 2013 at 7:00 p.m. in the City Council Chambers, 10890 San Pablo Avenue, El Cerrito, California.

- 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/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.