

AGENDA

EL CERRITO CITY COUNCIL EL CERRITO REDEVELOPMENT AGENCY THE PENSION TRUST BOARD EL CERRITO PUBLIC FINANCING AUTHORITY

Monday, June 21, 2010 – 7:30 p.m. City Council Chambers

Meeting Location

El Cerrito City Hall 10890 San Pablo Avenue, El Cerrito

Janet Abelson – Mayor

Mayor Pro Tem Ann Cheng Councilmember William C. Jones, III Councilmember/Agency Chair Sandi Potter Councilmember/Agency Vice-Chair Greg Lyman

ROLL CALL

7:30 p.m. CONVENE CONCURRENT MEETING OF THE CITY COUNCIL/REDEVELOPMENT AGENCY/PENSION TRUST BOARD AND THE PUBLIC FINANCING AUTHORITY

- 1. **PLEDGE OF ALLEGIANCE TO THE FLAG** led by Councilmember Jones.
- **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.)
 - **A.** Implementation of Food Waste Collection Garth Schultz, Environmental Analyst.
 - B. Report on Development Proposals Received for 10860 and 10848 San Pablo Avenue Hilde Myall, Senior Project Manager.
 - C. Street Improvement Program Update Jerry Bradshaw, Public Works Director.

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 5I

Consent Calendar items are considered to be routine by the City Council/Redevelopment Agency 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.

CITY COUNCIL ITEMS

A. Minutes for Approval

Approve the June 7, 2010 Special Concurrent City Council / Redevelopment Agency / Pension Trust Board and Public Financing Authority Meeting Minutes.

B. Directing Review of the Conflict of Interest Code

Adopt a Resolution directing the City Clerk to review the City Conflict of Interest Code and if any changes are necessary to submit a revised Code to the City Council for approval, or if no changes are necessary to so notify the Council.

C. Adoption of Gann Appropriation Limit for Fiscal Year 2010–2011

Adopt a resolution which selects the California Per Capita Personal Income option for the cost of living factor and the County Population option for the population factor. Utilizing these factors establishes the City's appropriations limit as \$97,875,371 for Fiscal Year 2010–11.

D. U.S. EPA Climate Showcase Communities Grant

Adopt a resolution authorizing the City Manager to execute the following sub-grantee agreements to assist in the implementation of the Small Cities Climate Action Partnership (ScCAP) as funded by the U.S. EPA Climate Showcase Communities grant:

- 1. A consulting services agreement with Strategic Energy Innovations in an amount not to exceed \$153,902 to provide technical assistance to El Cerrito and the other ScCAP cities in developing energy management tools and climate action plans; and
- 2. Memoranda of Understanding with the partner cities of San Pablo, Albany, and Piedmont governing their use of grant pass through funds in amounts of \$75,202 each.

E. Urban Greening Grant Application for the Ohlone Greenway Natural Area and Rain Garden Project

Adopt a resolution approving an application for grant funds for the Urban Greening Grant Program under Proposition 84 for the Ohlone Greenway Natural Area and Rain Garden Project.

Version: 11/2/2011

F. 2010 Pavement Rehabilitation Program

Adopt a resolution approving plans, accepting bids, and authorizing the City Manager to execute a contract in the amount of \$1,041,996.26 with Bay Cities Paving & Grading Inc. and approve change orders in an amount not to exceed \$542,000 (\$335,000 for additional street work plus 15% for other change orders and quantity fluctuations) for the construction of the 2010 Pavement Rehabilitation Program, Contract No. 10–C3027–10.

G. 2010 Slurry Seal Program

Adopt a resolution approving plans, accepting bids and authorizing the City Manager to execute a contract in the amount of \$556,645.40 with American Asphalt and approve change orders in an amount not to exceed \$55,665 for the construction of the 2010 Slurry Seal Program, Contract No. 10–C3027–11.

H. San Pablo Avenue Streetscape – Procurement of City Furnished Items

Adopt a resolution in conjunction with the San Pablo Avenue Streetscape Program which:

- 1) Authorizes the City Manager to execute the contracts with Rodan Builders in the amount of \$36,800 to furnish 46 granite seat pads and with Omega Pacific in the amount of \$67,204,25 to furnish streetlight poles, arms and fixtures; and
- 2) Authorizes the City Manager to execute change orders in the amount of \$10,300.

REDEVELOPMENT AGENCY ITEM

I. Rejection of Jones, Lang, LaSalle Claim

Reject the claim filed by Jones, Lang, LaSalle Americas Inc., Claim No. 2010–08, per Redevelopment Agency Counsel.

6. PUBLIC HEARINGS

Confirm the Diagram and Levy the Assessment for Fiscal Year 2010–11 Landscape and Lighting Assessment District No. 1988–1

Conduct a public hearing and upon conclusion adopt a resolution setting the annual Landscape and Lighting Assessment for Fiscal Year 2010–11 as \$72 per residential parcel and as noted in the Engineer's Report for other classes of properties.

7. POLICY MATTERS

Adoption of City Budgets for Fiscal Year 2010–2011

Adopt resolutions of the City of El Cerrito, the El Cerrito Redevelopment Agency, the El Cerrito Public Financing Authority, and the El Cerrito Pension Trust Board, for the Fiscal Year 2010–2011 annual operating and capital improvement budgets for all funds and component units of the City of El Cerrito.

8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

A. Mayor Abelson Assignments: Association of Bay Area Governments (ABAG), General Assembly Delegate, Contra Costa County Mayors' Conference, League of California Cities East Bay Division Delegate, Committee on Aging, Environmental Quality Committee, Park and Recreation Commission, Disaster Preparedness Council Delegate, Pension Board, Temporary Permits Committee, West Contra Costa Transportation Advisory Committee

- Delegate, and West County Mayors' & Supervisors' Association.
- B. Councilmember Cheng Assignments: Design Review Board, Disaster Preparedness Council Alternate, Economic Development Board, San Pablo Avenue Area Specific Plan Committee, Contra Costa County Mayors' Conference Alternate, Pension Board Alternate, Temporary Permits Committee, West Contra Costa Transportation Advisory Committee Alternate.
- C. Councilmember Jones Assignments: Planning Commission, San Pablo Avenue Area Specific Plan Committee, Tom Bates Regional Sports Field JPA; Underground Utilities Committee, and West County Integrated Waste Management Authority Delegate.
- D. Councilmember Lyman Assignments: Crime Prevention Committee, Financial Advisory Board, and West County Integrated Waste Management Authority Alternate.
- E. Councilmember Potter Assignments: Arts & Culture Commission; Association of Bay Area Governments (ABAG) General Assembly Alternate, Human Relations Commission, League of California Cities East Bay Division Alternate, Underground Utilities Committee, Tom Bates Regional Sports Field JPA Alternate, and West County Unified School District Citizens' Bond Oversight Committee (CBOC) Alternate.

9. ADJOURN CONCURRENT CITY COUNCIL/REDEVELOPMENT AGENCY/ PENSION TRUST BOARD AND PUBLIC FINANCING AUTHORITY/MEETING

A special meeting regarding the Wireless Telecommunications Facilities Urgency Ordinance is scheduled for June 28, 2010 at 7:00 p.m. The next regularly scheduled meeting of the City Council is Monday, July 19, 2010.

- 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/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 7/19/10 meeting is Monday, 7/12/10 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.