



## AGENDA

**SPECIAL CITY COUNCIL MEETING**  
**Monday, May 17, 2010 – 7:10 p.m.**  
**Hillside Conference Room**

**CITY COUNCIL MEETING**  
**Monday, May 17, 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**

**7:10 p.m.**

### **CONVENE SPECIAL CITY COUNCIL MEETING**

**ORAL COMMUNICATIONS FROM THE PUBLIC** *(Remarks are limited to 3 minutes per person and to this special meeting agenda only.)*

### **ANNOUNCEMENT OF CLOSED SESSION**

### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code Section 54956.9(b):  
One potential case

### **RECESS INTO CLOSED SESSION**

### **ADJOURN SPECIAL CITY COUNCIL MEETING**

### **ROLL CALL**

**7:30 p.m.**

### **CONVENE CITY COUNCIL MEETING**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG** – led by Councilmember Cheng.

**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**

**Proclamation Commending Karen Grassle and Joann Steck-Bayat**

Approve and present a proclamation recognizing the significant contributions of Karen Grassle and Joann Steck-Bayat to the El Cerrito Community and commending their community outreach and education efforts in advancing disaster preparedness through their participation in the production of the film “Loma Prieta Revisited.”

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

*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.*

**A. Historical Room at El Cerrito City Hall**

Adopt a Resolution memorializing the Historical Room at El Cerrito City Hall in honor of Dorothy and Sundar Shadi and authorizing the City Manager to enter into a license agreement with the El Cerrito Historical Society for use of the Historical Room.

**B. Minutes for Approval**

Approve the May 3, 2010 Special City Council and Regular City Council Meeting Minutes.

**C. Confirm Reduced Summer 2010 Schedule**

Approve the City Manager’s recommendation to adopt a reduced City Council Meeting Schedule in July, August, and September consistent with the last nine years. Meeting dates in July, August and September would be July 19, August 16, and September 20, 2010 with an added request to keep the first Monday in each month reserved for special meetings as needed.

**D. Solid Waste Ordinance Update**

*First Reading May 3, 2010. Vote: Ayes – Councilmembers Cheng, Jones, Lyman and Mayor Abelson; Noes – None; Absent – Councilmember Potter*

Waive second reading and adopt Ordinance No. 2010–06 amending of the El Cerrito Municipal Code Chapter 8.12 – Collection and Disposal of Waste Stream.

**E. Officer of the Year**

Approve a proclamation commending Detective John-Tracy Wahrlich on the occasion of his recognition by the Exchange Club of Albany–El Cerrito as the Officer of the Year on May 26, 2010 and extending appreciation to Detective Wahrlich for his devotion to duty, self-confidence and professional focus that exemplifies community based policing in the City of El Cerrito.

**F. Quarterly Investment Report**

Receive and file the City's March 31, 2010 Quarterly Investment Report.

**G. Rescheduling of Landscape and Lighting Assessment District Public Hearing from May 17, 2010 to June 21, 2010**

Adopt a resolution changing the time and date of the public hearing for the Landscape and Lighting Assessment District No. 1988–1 from May 17, 2010 at 7:30 p.m. to June 21, 2010 at 7:30 p.m.

**6. PUBLIC HEARINGS****A. Master Fee Schedule**

Conduct a public hearing and upon conclusion, adopt a resolution approving a revised Master Fee Schedule for Fiscal Year 2010–2011.

**B. Storm Drain Fees**

Conduct a public hearing and upon conclusion, adopt a resolution approving the Storm Drain Annual Report for Fiscal Year 2010–11 and directing that Storm Drain Fees be collected on property tax rolls.

**7. POLICY MATTERS****Wireless Telecommunications Urgency Ordinance**

Approve by title, waive any further reading, and adopt an urgency ordinance establishing a citywide moratorium on the issuance of conditional use permits for wireless telecommunications facilities pending a review of existing regulations of such facilities and study of opportunities to encourage the use of new technology that would eliminate or reduce the need for such facilities. Under Government Code section 65858, a four-fifths vote is required to adopt the ordinance.

**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 CITY COUNCIL MEETING

This meeting is adjourned in memory of Robert Whitaker, who grew up in El Cerrito and served in the El Cerrito Police Department for 34 years including Chief of Police from 1974 until his retirement in 1980.

The next regularly scheduled meeting of the City Council is Monday, June 7, 2010.

- 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](http://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 6/7/10 meeting is Tuesday, 6/1/10 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](mailto: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.