

SPECIAL CITY COUNCIL MEETING Monday, June 15, 2009 – 7:00 p.m. Hillside Conference Room

SPECIAL CONCURRENT MEETING OF THE EL CERRITO CITY COUNCIL THE REDEVELOPMENT AGENCY THE PENSION TRUST BOARD THE PUBLIC FINANCING AUTHORITY

Monday, June 15, 2009 – 7:30 p.m. City Council Chambers

**Meeting Location** 

El Cerrito City Hall 10890 San Pablo Avenue, El Cerrito

Sandi Potter – Mayor

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

**ROLL CALL** 

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

ORAL COMMUNICATIONS FROM THE PUBLIC

(Comments are limited to 3 minutes and to items listed on the Special City Council Meeting Agenda only.)

ANNOUNCEMENT OF CLOSED SESSION

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6

Agency designated representatives: Scott Hanin, City Manager and Lance Maples, Fire Chief

Employee Organization: Firefighters Local 1230

## RECESS INTO CLOSED SESSION

# ADJOURN SPECIAL CITY COUNCIL MEETING

#### **ROLL CALL**

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

- 1. **PLEDGE OF ALLEGIANCE TO THE FLAG** led by 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 – <u>Items 5A through 5F</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.

# A. Minutes for Approval

Approve the June 1, 2009 Special City Council and Special Concurrent City Council/Redevelopment Agency/Pension Trust Board/Municipal Service Corporation Board and Public Financing Authority Meeting.

# B. Proclamation of Support for the Wellness City Challenge

Approve a proclamation declaring the City Council's support and commitment to follow the "Wellness City Challenge" and adhere to established Healthy Eating Guidelines.

# C. Two Year Additional CalPERS Service Credit

Adopt a resolution designating another window period (from July 12, 2009 through October 10. 2009) within which miscellaneous and fire public safety employees may receive two-year service credit if they retire; authorize the Mayor to certify compliance with Government Code Section 20903; and direct the City Clerk to certify the Council's action and compliance with Government Code Section 7505.

## D. Citiflex Plan Revision

Adopt a resolution which adopts the City of El Cerrito Citiflex Section 125 Plan, amended and restated, June 2009, the Appendix Health Flexible Spending Arrangement Plan revision and authorizes the City Manager or his designee to sign the plan documents and certification.

# E. FEMA Grant Acceptance and Appropriation of \$69,600 for Purchase of a Live Fire Training Simulator to Develop a Live Fire Training Program

Adopt a resolution authorizing the acceptance of \$278,400 in grant funds from the Federal Emergency Management Agency (FEMA), authorizing the appropriation of \$69,600 (\$46,000 of which is reimbursable from East Bay regional Parks and Moraga-Orinda Fire District) from the unrestricted general fund balance for matching grant funds, and authorizing the City Manager to enter into a contract with Fireblast 451, Inc. to purchase a live fire training simulator.

# F. Crime Prevention Committee Member Background Checks and Request for Restatement of the Charge of Developing and Promoting Crime Prevention Programs

Adopt a resolution amending Resolution No. 2001–05 to modify the Crime Prevention Committee application process (including requiring applicants to pass a criminal records check prior to appointment) and changing the charge of the Crime Prevention Committee by replacing the specific reference of "National Night Out" to "An annual citywide crime prevention event" as one of the Committee's charges. Staff is also requesting the City Council re-affirm the nature of the National Night Out event as a neighborhood-focused crime prevention event.

# 6. PUBLIC HEARING

# A. Adoption of City Budgets for Fiscal Year 2009–2010

Conduct a public hearing and upon conclusion adopt resolutions of the City of El Cerrito, the El Cerrito Redevelopment Agency, the El Cerrito Public Financing Authority, the El Cerrito Municipal Services Corporation and of the El Cerrito Pension Trust Board, for the Fiscal Year 2009–10 annual operating and capital improvement budgets for all Funds and Component Units of the City of El Cerrito.

The City Council will also discuss and may act on an increase in the city's 10% general reserve policy.

# **B.** Fire Hazard Abatement

Conduct a public hearing and upon conclusion adopt a resolution declaring that weeds, rubbish, litter, or other flammable material on certain real property constitutes a public nuisance. Then, adopt a resolution overriding objections by property owners and directing the City Manager or his designee to abate certain public nuisances pursuant to El Cerrito Municipal Code Chapter 16.26.

## 7. POLICY MATTERS

# A. Adoption of the Ohlone Greenway Master Plan

Adopt a resolution adopting the Ohlone Greenway Master Plan and Negative Declaration pursuant to the California Environmental Quality Act.

# B. Street Light Replacement along San Pablo Avenue

Adopt a resolution authorizing the City Manager to enter into an agreement with Omega Pacific Electric Supply Inc. for an amount not to exceed \$173,580.60 to purchase 240 light emitting diode (LED) street light luminaires to replace the existing lights along San Pablo Avenue.

# C. Amendment of Flood Hazard Area Ordinance

Introduce an ordinance amending El Cerrito Municipal Code Section 8.35.010 (Flood Hazard Areas Applicability).

# 8. COUNCIL ASSIGNMENTS/LIAISON REPORTS

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

# 9. ADJOURN CONCURRENT EL CERRITO CITY COUNCIL/REDEVELOPMENT AGENCY MEETING/THE PENSION TRUST BOARD AND THE PUBLIC FINANCING AUTHORITY 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 <a href="http://www.el-cerrito.org/gov/">http://www.el-cerrito.org/gov/</a>. 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 06/29/09 meeting is Monday, 06/22/09 by 12 noon, City Clerk's Office, 10940 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.

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