AGENDA

SPECIAL CITY COUNCIL MEETING (not televised)
Wednesday, July 31, 2019 – 5:30 p.m.
Hillside Conference Room

SPECIAL CITY COUNCIL MEETING
Wednesday, July 31, 2019 – 7:15 p.m.
City Council Chambers

Meeting Location:
El Cerrito City Hall
10890 San Pablo Avenue, El Cerrito

Rochelle Pardue-Okimoto – Mayor

Mayor Pro Tem Greg Lyman
Councilmember Janet Abelson
Councilmember Paul Fadelli
Councilmember Gabriel Quinto

5:30 PM  ROLL CALL - CONVENE SPECIAL CITY COUNCIL MEETING

1. ORAL COMMUNICATIONS FROM THE PUBLIC
   All persons wishing to speak should sign up with the City Clerk. Remarks are typically limited to 3 minutes per person and limited to items on the special meeting agenda only. The Mayor may reduce the time limit per speaker depending upon the number of speakers

2. TENANT PROTECTIONS TASK FORCE INTERVIEWS AND APPOINTMENTS

   Action Proposed: Conduct interviews of candidates for Tenant Protections Task Force. Interviews may result in an announcement of appointment(s).
   Contact: Holly M. Charléty, City Clerk, City Management

3. ADJOURN 5:30 SPECIAL CITY COUNCIL MEETING

7:15 PM  OR IMMEDIATELY FOLLOWING THE PRECEDING 5:30 P.M. SPECIAL MEETING, WHICHEVER OCCURS LATER

ROLL CALL - CONVENE SPECIAL CITY COUNCIL MEETING

1. PLEDGE OF ALLEGIANCE TO THE FLAG OR OBSERVATION OF MOMENT OF SILENCE – Councilmember Fadelli
2. **ORAL COMMUNICATIONS FROM THE PUBLIC**
   All persons wishing to speak should sign up with the City Clerk. Remarks are typically limited to 3 minutes per person and **limited to items on the special meeting agenda only**. The Mayor may reduce the time limit per speaker depending upon the number of speakers.

3. **POLICY MATTERS**

   A. **Discuss and Provide Direction for Action on Just Cause Ordinance (2019-04) Notice published 7/22/2019**

   **Action Proposed:** Staff recommends the City Council 1) introduce by title and waive the first reading of an ordinance repealing El Cerrito Municipal Code Chapter 10.300 - Just Cause for Eviction and Prohibition on Harassment of Tenants (Ordinance 2019-04) and 2) consider adopting a resolution modifying the Tenant Protections Taskforce duties, responsibilities and duration.

   Alternately, the City Council can pass a motion providing staff direction to return with a resolution calling and giving notice of a special election [on a specific date] for the purpose of submitting Ordinance 2019-04 to the qualified voters of the city.

   **Contact:** Karen Pinkos, City Manager; Holly M. Charléty, City Clerk, City Management

4. **ADJOURN REGULAR CITY COUNCIL MEETING**

   The next regularly scheduled City Council meeting is Tuesday, August 20, 2019 at 7:00 p.m. in the City Council Chambers, 10890 San Pablo Avenue, El Cerrito.

   The City of El Cerrito serves, leads and supports our diverse community by providing exemplary and innovative services, public places and infrastructure, ensuring public safety and creating an economically and environmentally sustainable future.

   - 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** is eight days prior to the next meeting by 12 noon, City Clerk’s Office, 10890 San Pablo Avenue, El Cerrito, CA. Tel: 510-215–4305 email cityclerk@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.
Date: July 31, 2019
To: Honorable Mayor and Members of the City Council
From: Holly M. Charléty, City Clerk
Subject: Tenant Protections Task Force Interviews and Appointments

ACTION REQUESTED
Staff requests that City Council conduct interviews for the Tenant Protections Task Force and at the conclusion of interviews, discuss and potential make appointments.

INTERVIEW SCHEDULE

<table>
<thead>
<tr>
<th>Time</th>
<th>Name</th>
<th>Role</th>
</tr>
</thead>
<tbody>
<tr>
<td>5:45 p.m.</td>
<td>Isis Bastet</td>
<td>Tenant</td>
</tr>
<tr>
<td>5:55 p.m.</td>
<td>Richard Bell</td>
<td>Tenant</td>
</tr>
<tr>
<td>6:05 p.m.</td>
<td>George Gager</td>
<td>Tenant</td>
</tr>
<tr>
<td>6:15 p.m.</td>
<td>Peter Pan</td>
<td>Landlord</td>
</tr>
<tr>
<td>6:23 p.m.</td>
<td>Jean Shrem</td>
<td>Landlord</td>
</tr>
<tr>
<td>6:35 p.m.</td>
<td>Patricia Sydnor</td>
<td>Tenant</td>
</tr>
<tr>
<td>6:45 p.m.</td>
<td>Elizabeth Thorsnes</td>
<td>Landlord</td>
</tr>
</tbody>
</table>

BACKGROUND
On May 21, 2019 the City Council adopted a resolution to form the Tenant Protection Task force. The application period was open from June 13 to June 27, 2019 and the city received 14 qualified applications, seven from tenants and seven from landlords.

The City contracted with Consensus Building Institute to facilitate the task force process. The facilitator has reviewed all applications and conducted phone interviews with 13 of the 14 applicants (Martha Jewett was unavailable). Following phone interviews, as directed by City Council, the facilitator provided recommendation of eight applicants (four landlords and four tenants) to interview for appointment to the task force. Seven of the eight recommended applicants are scheduled for a 10-minute interview at the July 31, 2019 special meeting (Norman La Force is unavailable). A report from the facilitator is included as Attachment 1 to the staff report.

Upon conclusion of interviews, staff recommends the City Council discuss appointment of applicants to the task force. The City Council may appoint applicants who were interviewed, or any other qualified applicant. The City Council may also direct staff to schedule additional interviews of other qualified applicants.

Attachments:
1. Facilitator Report
2. Applicant Matrix
3. Applications
To: City of El Cerrito City Council and Staff  
From: Senior Mediator Gina Bartlett, San Francisco  
Re: Task Force to Recommend Tenant Protections  
Date: 7/24/2019  

The Consensus Building Institute (CBI) is a nonprofit organization that provides impartial mediation and facilitation on public policy. The City of El Cerrito has contracted CBI to facilitate a Task Force to develop recommendations on tenant protections for City Council consideration. To inform the Task Force formation, CBI conducted interviews with local tenants and landlords who expressed interest in participation on the Task Force. The next stage in the process is for the City Council to interview prospective Task Force members and subsequently consider appointing four landlords and four tenants to serve on the Task Force per City Council Resolution. This document provides an overview of the process, a brief summary of preliminary interview findings, and Task Force participant recommendations.

**Process Overview and Recommendations**

The City Council resolution calls for eight task force members, evenly divided between landlords and tenants. The City received 15 applications. 14 applicants met the requirement that members be residents of El Cerrito and 1 withdrew. CBI has conducted interviews with 13 applicants to the Task Force. One applicant was on vacation so CBI was unable to interview her. The City Council will next conduct its interviews. Appointing Task Force members is at the discretion of the City Council.

Many of the applicants would be excellent candidates. Based upon a number of factors including knowledge of landlord / tenant issues; length of residency in El Cerrito; number of units rented; type of housing rented; diversity; and collaborative capacity, CBI recommends that the City Council interview the following potential Task Force members and would refer City Council members to the applications for further information.

<table>
<thead>
<tr>
<th>Landlord</th>
<th>Tenants</th>
</tr>
</thead>
<tbody>
<tr>
<td>Norman LaForce (not available 7/31)</td>
<td>George Gager</td>
</tr>
<tr>
<td>Peter Pan</td>
<td>Patricia Sydnor</td>
</tr>
<tr>
<td>Jean Shrem</td>
<td>Isis Bastet</td>
</tr>
<tr>
<td>Elizabeth (BJ) Thorsnes</td>
<td>Richard Bell</td>
</tr>
</tbody>
</table>

**CBI Interview List of Applicants**

<table>
<thead>
<tr>
<th>Tenants</th>
<th>Landlords</th>
<th>Incomplete Interviews</th>
</tr>
</thead>
<tbody>
<tr>
<td>Buddy Akacic</td>
<td>Edgar Crowley</td>
<td>Martha Jewett (Tenant): Ms. Jewett was on vacation from 7/16 - 7/26/2019 and unavailable.</td>
</tr>
<tr>
<td>Isis Bastet</td>
<td>Marlene George</td>
<td>Judith Tannenbaum (Tenant): Ms. Tannenbaum withdrew from this process on July 8, 2019.</td>
</tr>
<tr>
<td>Richard Bell</td>
<td>Norman LaForce</td>
<td></td>
</tr>
<tr>
<td>Kenneth Wayne Epley</td>
<td>Peter Pan</td>
<td></td>
</tr>
<tr>
<td>George Gager</td>
<td>Jean Shrem</td>
<td></td>
</tr>
<tr>
<td>Patricia Sydnor</td>
<td>Elizabeth (BJ) Thorsnes</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Tyra Wright</td>
<td></td>
</tr>
</tbody>
</table>
Interview Summary Brief

Interviewees value the community of El Cerrito and appreciate the city as a place to live. By and large, interviewees are committed to finding a way to provide long-term security and opportunity to both tenants and landlords. Interviewees employ terms such as “balance” and “fair” and “reasonable” in this context. Some express concern about the impact of the Bay Area housing market on local tenants and think policies are warranted. However, not all interviewees support enacting tenant protection policies. Fundamental concern exists that policies could upset community stability if too restrictive. Most interviewees hope that any policies will distinguish “mom and pop” local landlords from large, commercial landowners. There were many interests expressed by interviewees and some of those are noted below. During the Task Force process, CBI will share a more comprehensive summary of issues and concerns to jump-start the Task Force process. Interviewees spoke to the following:

- Community stability is a shared interest.
- The Bay Area and California housing market is affecting El Cerrito and the state.
- Tenant longevity is key.
- Fairness and balance.
- Small, local landlords.
- Housing security and stability.

About CBI

The Consensus Building Institute (CBI), founded in 1993, improves the way that leaders collaborate to make organizational decisions, achieve agreements, and manage multi-party conflicts and planning efforts. A nationally and internationally recognized not-for-profit organization, CBI provides strategic planning, organizational development and high-skilled facilitation for state and federal agencies, non-profits, and international development agencies around the world. CBI senior staff are affiliated with the MIT-Harvard Public Disputes Program and the MIT Department of Urban Studies and Planning.

Gina Bartlett is director of CBI’s practice in the American West and a senior mediator at the Consensus Building Institute. Based in San Francisco. Gina has more than twenty years of experience in consensus building and collaborative planning on complex public policy and organizational issues. She has successfully mediated some of California’s most vexing natural resource issues, in several cases helping parties to resolve issues litigated multiple times. She is currently working on housing issues with the Town of Truckee. And, she has recently been deeply engaged in building consensus to manage Lake Tahoe’s shoreline, addressing nearly 30 years of conflict and litigation, and negotiating governance for newly formed groundwater sustainability agencies in California. Other clients include the Metropolitan Transportation Committee, Sonoma Water, the State Water Resources Control Board, University of California Office of the President’s Breast Cancer Research Program, and several federal public agencies.
<table>
<thead>
<tr>
<th>First Name</th>
<th>Last Name</th>
<th>Tenant/Landlord</th>
<th># Units Owned</th>
<th># Years of Residency</th>
<th>Interview Scheduled</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Buddy</td>
<td>Akacic</td>
<td>Tenant</td>
<td>N/A</td>
<td>7</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Isis</td>
<td>Bastet</td>
<td>Tenant</td>
<td>N/A</td>
<td>8</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>Richard</td>
<td>Bell</td>
<td>Tenant</td>
<td>N/A</td>
<td>10</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>Ed</td>
<td>Crowley</td>
<td>Landlord</td>
<td>Single-Family</td>
<td>32</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ken Wayne</td>
<td>Epley</td>
<td>Tenant</td>
<td>N/A</td>
<td>5.6</td>
<td></td>
<td>Committee on Aging member</td>
</tr>
<tr>
<td>George</td>
<td>Gager</td>
<td>Tenant</td>
<td>N/A</td>
<td>13</td>
<td>Yes</td>
<td>Arts and Culture Commissioner Economic Dev. Committee member</td>
</tr>
<tr>
<td>Marlene</td>
<td>George</td>
<td>Landlord</td>
<td>Single-Family</td>
<td>2.5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Martha</td>
<td>Jewett</td>
<td>Tenant</td>
<td>N/A</td>
<td>25</td>
<td></td>
<td></td>
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<tr>
<td>Norman</td>
<td>LaForce</td>
<td>Landlord</td>
<td>Duplex</td>
<td>36</td>
<td>Unavailable</td>
<td>Park &amp; Recreation Commissioner</td>
</tr>
<tr>
<td>Peter</td>
<td>Pan</td>
<td>Landlord</td>
<td>Duplex</td>
<td>22</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>Jean</td>
<td>Shrem</td>
<td>Landlord</td>
<td>2 SFR in El Sobrante</td>
<td>21</td>
<td>Yes</td>
<td>Economic Dev. Committee member</td>
</tr>
<tr>
<td>Patricia</td>
<td>Sydnor</td>
<td>Tenant</td>
<td>N/A</td>
<td>24</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>Judith</td>
<td>Tannenbaum</td>
<td>Tenant</td>
<td>N/A</td>
<td></td>
<td></td>
<td>Applicant withdrew</td>
</tr>
<tr>
<td>Elizabeth</td>
<td>Thorsnes</td>
<td>Landlord</td>
<td>Quadraplex</td>
<td>39</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>Tyra</td>
<td>Wright</td>
<td>Landlord</td>
<td>Single-Family</td>
<td>32</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
July 31, 2019
Special City Council Meeting

Agenda Item No. 2

Attachment 3 Applications

are available for review in hardcopy format at the following locations:

Office of the City Clerk
10890 San Pablo Avenue
El Cerrito
(510) 215-4305

and

The El Cerrito Library
El Cerrito
6510 Stockton Avenue
AGENDA BILL

Agenda Item No. 3(A)

Date: July 31, 2019
To: El Cerrito City Council
From: Karen Pinkos, City Manager
Holly M. Charléty, City Clerk
Subject: Discuss and Provide Direction for Action on Just Cause Ordinance (2019-04)

ACTION REQUESTED
Staff recommends the City Council 1) introduce by title and waive the first reading of an ordinance repealing El Cerrito Municipal Code Chapter 10.300 - Just Cause for Eviction and Prohibition on Harassment of Tenants (Ordinance 2019-04) and 2) consider adopting a resolution modifying the Tenant Protections Task Force duties, responsibilities, and duration to include consideration of Just Cause for Eviction policies.

Alternately, the City Council can pass a motion providing staff direction to return with a resolution calling and giving notice of a special election [on a specific date] for the purpose of submitting Ordinance 2019-04 to the qualified voters of the City.

BACKGROUND
California Elections Code § 9237 provides a process for protesting the adoption of an ordinance passed by a legislative body, through circulation of a referendum petition. If a petition, within 30 days of the date the ordinance is attested by the city clerk, is signed by not less than 10% of registered voters of the city, the effective date of the ordinance is suspended, and the legislative body must reconsider the ordinance.

On May 21, 2019 the City Council adopted Ordinance 2019-04 Amending the Title of the El Cerrito Municipal Code to Add Chapter 10.300 “Just Cause for Eviction and Prohibition on Harassment of Tenants” Related to Termination of Tenancy and Other Tenant Protections. Upon its adoption, the City Clerk published the ordinance as required by law and attested the ordinance on May 22, 2019.

On June 10, 2019 a referendum petition against the ordinance was filed with the City Clerk. Upon conclusion of the initial review by the City, and validation of signatures by the Contra Costa County Clerk-Record-Elections department, the petition was found to contain sufficient signatures of registered voters of the City.

On July 16, 2019 the City Council accepted the City Clerk’s Certificate of Petition and is now required, pursuant to California Elections Code, to take action and reconsider the ordinance.
ANALYSIS
When a referendum petition is found to be sufficient, California Elections Code §9241 requires the legislative body to take one of two actions, repeal the ordinance in its entirety, or submit the ordinance to the voters.

Option to Repeal Ordinance 2019-04
The first option pursuant to California Elections Code is to repeal the entire ordinance against which the petition was filed (Ordinance 2019-04). Staff recommends that the City Council pursue this option and assign the issue of Just Cause for Eviction policies to the newly created Tenant Protections Task Force. Because the Task Force will consist of tenants and landlords, this will allow the consideration of various stakeholder perspectives to further study this issue in relation to other tenant protection policies and attempt to reach consensus on a recommendation to the City Council. As with any recommendation by a City advisory body, the City Council would receive the recommendation and retains the authority to take further action.

If the City Council decides to repeal Ordinance 2019-04, staff has drafted an ordinance repealing Ordinance 2019-04 which enacted Chapter 10.300 of the El Cerrito Municipal Code in its entirety (Ordinance 2019-07, Attachment 1). In order to move forward, the Council could move to introduce by title and waive the first reading of the ordinance at the special meeting of the City Council on July 31, 2019. If the motion passes, then staff would return at the next regular City Council meeting on August 20, 2019 to request waiving the second reading and to recommend adoption of the ordinance. If adopted, Ordinance 2019-07 would repeal Ordinance 2019-04 30 days after adoption, effective September 19, 2019. Ordinance 2019-04 would remain suspended until then.

Should the City Council choose to proceed with repeal of Ordinance 2019-04, it shall not be enacted again by the legislative body for a period of one year after the date of its repeal. This would restrict the Council from passing an ordinance of substantially the same content prior to September 20, 2020.

Since the topic of the repealed ordinance is recommended to be given to the Tenant Protections Task Force to discuss, staff also recommends a revision to the resolution adopted on May 21, 2019 that created the Task Force to formalize this task. Staff has drafted a resolution (Attachment 2) for consideration, adding “Just Cause for Eviction” to the duties and responsibilities of the Task Force, and extending the duration of the Task Force from six months to 12 months within which to complete their charge.

Option to Call an Election to Vote on Ordinance 2019-04
The alternate option is for the City Council to call an election for the purpose of submitting the ordinance to the voters. The election must be held not less than 88 days from the date the election is called and can be no later than the next regular municipal election. If the City Council decides to pursue this option, Council should provide direction to staff to return on August 20, 2019 at the next regular City Council meeting for the purpose of calling an election. This would require the election to be held between November 16, 2019 and November 3, 2020.
Elections code allows for a special election on any date for a referendum election, as well as identifies several established election dates. Established dates may be less costly for the City to consolidate with the county for election services. Below are the estimated costs for election services based on established election dates:

<table>
<thead>
<tr>
<th>Election Date</th>
<th>Description</th>
<th>Estimated Cost (based on voter registration)</th>
</tr>
</thead>
<tbody>
<tr>
<td>3/3/2020</td>
<td>Special election consolidated with the statewide primary</td>
<td>$32,000 – $49,000</td>
</tr>
<tr>
<td>4/7/2020</td>
<td>Special election on established election date</td>
<td>$81,000 – $114,000</td>
</tr>
<tr>
<td>5/5/2020</td>
<td>Special election on established mail ballot election date</td>
<td>$48,000 – $82,000</td>
</tr>
<tr>
<td>8/25/2020</td>
<td>Special election on established mail ballot election date</td>
<td>$48,000 – $82,000</td>
</tr>
<tr>
<td>11/3/2020</td>
<td>Consolidated with the regular general election</td>
<td>$20,000 - $29,000</td>
</tr>
</tbody>
</table>

A special election held on any other date during the period of time indicated above, is estimated to cost between $81,000 - $114,000.

If an election is called, Ordinance 2019-04 would remain suspended and would not become effective until a majority of the voters voting on the ordinance vote in favor of it. If a majority of the voters do not vote in favor of it, the ordinance shall not go into effect, and shall not be again enacted by the legislative body for a period of one year from the date of disapproval by the voters.

This one-year period would begin upon certification of the results of the election, the canvass for which is required to be completed by the fourth Friday following the election date, and then results must be certified by the city council. Estimating the latest possible election date of November 3, 2020, should the ordinance fail on the ballot, this could prohibit a similar ordinance from being adopted by the City Council prior to December of 2021.

**STRATEGIC PLAN CONSIDERATIONS**
This action aligns with Strategic Plan Goal A: Deliver Exemplary Government Services by maintaining an emphasis on providing excellent customer service.

**FINANCIAL CONSIDERATIONS**
There is no fiscal impact if the City Council chooses to repeal the ordinance.

If an election is called, the expense for an additional election was not budgeted for in FY 2019-20 and would require staff to identify funding in the range of $20,000 - $114,000, depending on the election date selected by Council. Funds would then need to be identified by staff for appropriation at midyear for FY 2019-20 or included in the proposed budget for FY 2020-21, depending on the election date selected by the City Council.
LEGAL CONSIDERATIONS
The City Attorney has reviewed and approved all of the documentation with respect to this item. Should the City Council decide to call an election, staff will continue to work with the City Attorney to ensure that all activities of the City and its employees are strictly limited to providing accurate, fair, and impartial information about the ballot measure and the election process. Notice of this agenda item was publicly posted and published in the West County Times on July 22, 2019.

Reviewed by:

Alexandra Orologas
Assistant City Manager

Attachment(s)

2. Resolution to Amend Resolution 2019-33 regarding Tenant Protection Task Force
ORDINANCE NO. 2019-07

AN ORDINANCE OF THE CITY OF EL CERRITO REPEALING ORDINANCE 2019-04 WHICH ADOPTED EL CERRITO MUNICIPAL CODE CHAPTER 10.300 – JUST CAUSE FOR EVICTION AND PROHIBITION ON HARASSMENT OF TENANTS

WHEREAS, on May 21, 2019 the City Council adopted Ordinance 2019-04 Amending the Title of the El Cerrito Municipal Code to Add Chapter 10.300 “Just Cause for Eviction and Prohibition on Harassment of Tenants” Related to Termination of Tenancy and Other Tenant Protections; and

WHEREAS, on June 10, 2019 a referendum petition against said ordinance was filed with the city clerk and was determined to be sufficient for filing on June 11, 2019, following the city clerk’s prime facie review; and

WHEREAS, on July 16, 2019 the City Council accepted the city clerk’s Certificate of Petition, certifying the sufficiency of the petition filed, subsequent to a full verification of signatures by the Contra Costa County Clerk-Record-Elections department; and

WHEREAS, pursuant to California Elections Code § 9241 the legislative body is required to submit an ordinance to the voters if it does not entirely repeal the ordinance against which a sufficient referendum petition is filed.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF EL CERRITO DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1: The City Council finds that the above Recitals are true and correct and are incorporated herein by reference.


SECTION 3. If any Section, subsection, sentence, clause or phrase or word of this Ordinance is for any reason held to be unconstitutional, unlawful or otherwise invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City hereby declares that it would have passed and adopted this Ordinance and each and all provisions thereof irrespective of the fact that any one or more of said provisions be declared unconstitutional, unlawful or otherwise invalid.

SECTION 4. This Ordinance shall take effect and be enforced thirty (30) days after the date of its adoption, and prior to the expiration of fifteen (15) days from the passage thereof, the ordinance or a summary thereof shall be posted or published as may be required by law, and thereafter the same shall be in full force and effect.
First read at a special meeting of the City Council on the 31st day of July 2019, and passed by the following vote:

AYES: Councilmembers
NOES: Councilmembers
ABSENT: Councilmembers
ABSTAIN: Councilmembers

Adopted and ordered published at a regular meeting of the City Council held on the 20th day of August 2019, and passed by the following vote:

AYES: Councilmembers
NOES: Councilmembers
ABSENT: Councilmembers
ABSTAIN: Councilmembers

APPROVED:

____________________
Rochelle Pardue-Okimoto, Mayor

ATTEST:

____________________
Holly M. Charléty, City Clerk

ORDINANCE CERTIFICATION

I, Holly M. Charléty, City Clerk of the City of El Cerrito, do hereby certify that this Ordinance is the true and correct original Ordinance No. 2019–07 of the City of El Cerrito; that said Ordinance was duly enacted and adopted by the City Council of the City of El Cerrito at a meeting of the City Council held on the 20th day of August, 2019; and that said Ordinance has been published and/or posted in the manner required by law.

WITNESS my hand and the Official Seal of the City of El Cerrito, California, this XX day of August, 2019.

____________________
Holly M. Charléty, City Clerk
RESOLUTION 2019-33

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CERRITO AMENDING RESOLUTION 2019-33 TO MODIFY DUTIES, RESPONSABILITIES AND DURATION FOR THE TENANT PROTECTIONS TASK FORCE

WHEREAS, on May 21, 2019 the City Council adopted Resolution 2019-33 to establish a Tenant Protections Task Force; and

WHEREAS, the City Council intends to bring together landlords and tenants in order to find common ground;

WHEREAS, the City Council desired to expand the duties and responsibilities of the task force.

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of El Cerrito hereby revises the established Tenant Protections Task Force duties and responsibilities as follows:

1) To serve in an advisory capacity to the City Council with regard to Tenant Protection policies within the City of El Cerrito.
2) To review, analyze, and make recommendations to the City Council on the following items:
   a. Rent Review programs
   b. Tenant Relocation Assistance due to Demolition policy
   c. Tenant Relocation Assistance due to Rent Increase policy
   d. Just Cause for Eviction
   e. Other recommendations considered by the Task Force with respect to Tenant Protections

BE IT FURTHER RESOLVED, that this Task Force shall convene at least three times, with a limited duration of twelve months from appointment of its members, to complete its work.

BE IT FURTHER RESOLVED that all other components of Resolution 2019-33 remain in full force and effect.

BE IT FURTHER RESOLVED that this resolution shall become effective immediately upon passage and adoption.

I CERTIFY that at a special meeting on July 31, 2019 the City Council of the City of El Cerrito passed this Resolution by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:
IN WITNESS of this action, I sign this document and affix the corporate seal of the City of El Cerrito on August XX, 2019.

________________________
Holly M. Charléty, City Clerk

APPROVED:

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Rochelle Pardue-Okimoto, Mayor