

September 16, 2022

California State Auditor 621 Capitol Mall, STE 1200 Sacramento, CA 95814

Dear State Auditor:

The City of El Cerrito is pleased to submit its transmittal of the required six-month Progress Report on the City's Corrective Action Plan in response to your Report Number 2020-803 regarding the City of El Cerrito under the California State Auditor Local High Risk Program published on March 16, 2021. This Corrective Action Plan Progress Report reflects continued significant improvements on the part of the City, and has been prepared with the intent to outline the specific actions that the City of El Cerrito has performed since our submittal of the Corrective Action Plan (CAP) in May 2021 and subsequent Progress Report Updates in September 2021 and March 2022 to address the risk areas identified in the Report and the proposed timing for undertaking those actions.

The CAP Progress Report provides an Executive Summary and updates the matrix of State Auditor High Risk Areas and Recommendations, the City Administration's response to the Recommendations, and the Corrective Action that the City has or will take on the Recommendation. The City has also included documentation for items noted in the matrix.

The City Council subcommittee of Councilmembers Lisa Motoyama and Tessa Rudnick has worked directly with staff to monitor the various actions outlined in the CAP, in anticipation of this update outlining the City's progress in implementing the CAP. The CAP Progress Report was presented to the subcommittee for their review and input, and the Progress Report will be shared with the entire City Council upon submission. The subcommittee reviewed the proposed actions and provided comments.

The City has received comments on the City's March 2022 CAP Progress Report from the State Auditor team and is pleased to note that the State Auditor has noted that one high risk area is now designated as "Addressed", one high risk area is noted as "Partially Addressed", and the last three risk areas are "Pending." The City is appreciative that the State Auditor agrees with the City that we have made progress in the designated areas, and this CAP Progress Report for September 2022 will provide updated information on the "Pending" areas that demonstrate the continued progress of the City and its commitment to financial sustainability.

Since the submittal of the CAP Progress Report in March 2022, the City has continued to make significant progress in the risk areas identified as well as on many of the recommendations contained within the original Report. The City Council passed a balanced budget for FY 2022-23, continued strategies to ensure fiscal sustainability, and diligently reviews and monitors the City's budget and financial condition. The City Council approved the FY 2022-23 budget that noted continued improvements in revenue projections and adjusted expenditures strategically as the City continues to restore services suspended during the pandemic. The City is currently in its end-of-year closing process in preparation for the annual independent audit that results in the Annual Comprehensive Financial Report for Fiscal Year 2021-22, and has also engaged a new audit firm, Chavan and Associates, to



perform that work. The current unaudited actuals show that the City came in well below its expenditure targets and exceeded revenue targets, showing a General Fund surplus of approximately \$4.6 million. This surplus does *not include* the second tranche of American Rescue Plan Act (ARPA) funding of \$3 million and was a direct result of the continuing sustainability measures, careful budget monitoring, being strategic about hiring for new and vacant positions, and conservative revenue estimates. ARPA funding was applied as revenue loss per the Final Rule from the U.S. Treasury, which results in an unaudited FY 2021-22 fund balance of approximately \$8 million, which would place the City's total General Fund reserve fund balance of \$15 million, which far exceeds the GFOA recommended guidelines for reserves and is in accordance with the City's Comprehensive Financial Policies. As previously noted, the City's previous independent auditor Badawi and Associates removed the "going concern" designation from the FY 2020-21 ACFR, reflecting the City's improved fund balance and position.

The City Council committed to the creation of a Fiscal Recovery Plan and has updated and finalized the Plan this summer. The Council originally met on August 31, 2021 and held a study session to discuss strategies for the City's long-term financial sustainability. To that end, the City's plan is called the Fiscal Recovery and Sustainability Plan, to reflect not just the crisis response and short-term improvements but the long-term policies needed to sustain and enhance the City's financial condition. Because of the departure of the Finance Director and the City's continued challenges with staffing due to vacancies and COVID-19, the adoption of the plan was delayed until after the FY 2022-23 budget was approved and was adjusted in coordination with the new Finance Director and the City Council. The draft version of the Plan was provided to the State Auditor in the March 2022 CAP Progress Report and the elements of the Plan were discussed and included within the FY 2022-23 Budget document. The City Council subcommittee reviewed the Plan with staff, and the Plan was brought to the City Council at its meeting of August 16, 2022 and approved unanimously. The completed version is provided in this CAP Progress Report, and it must be noted that most elements included in the Plan are already being implemented or already completed, and there are significant improvements in all of the areas noted. Another note is that the City intends to engage in strategic planning during this fiscal year, which will further enhance the elements of the Plan and strengthen the City's commitment to continuous improvement. City staff will be regularly reporting on the progress of this Plan to the City Council.

The City Council has continued to review the City's budget and financial condition through continued policy discussions and updates at their regular City Council meetings, and there has also been increased reporting to and input from the City's Financial Advisory Board. At its upcoming meeting in September, staff is also recommending that the City Council update the City's Comprehensive Financial Policy to now require City Management to regularly provide budget reports to the City Council as a means to increase accountability. City staff has also continued to respond to the impacts created by the ongoing COVID-19 pandemic, both operational and financial, and has taken specific steps to address these impacts in preparing the budget so that the City's financial condition will continue to improve.

The City is proud of the work that has been accomplished over the eighteen months within the identified risk areas and beyond. We appreciate the opportunity that the audit provided the City to enhance and improve our policies and procedures and address our structural financial issues. With my



transition to City Manager beginning in 2019 and with our new Finance Director starting this year, the audit report has provided us the ability to put the City on the road to fiscal sustainability and envision a bright future.

This September 2022 CAP Progress Report shows that the City has indeed made further substantial progress in improving its financial condition, and it is our hope that the State Auditor agrees and will remove the high-risk designation from the City of El Cerrito. The City will also be providing a copy of this CAP Progress Report to the Chair and Vice Chair of the Joint Legislative Audit Committee, as well as our own state Assembly and Senate representatives, so that they are also aware of the progress that the City of El Cerrito has made in this State Audit process. Should there be any issues that are still pending in the opinion of the State Auditor, the City will provide a report at the next six-month mark in March 2023.

Please feel free to contact me should you have any questions.

Respectfully,

cc:

Karen E. Pinkos, ICMA-CM City Manager, City of El Cerrito

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Chair and Vice Chair, Joint Legislative Audit Committee

Assemblymember Buffy Wicks

Senator Nancy Skinner

El Cerrito City Council



# CITY OF EL CERRITO CORRECTIVE ACTION PLAN – STATE AUDIT 2020-803 Progress Report: September 16, 2022

#### **EXECUTIVE SUMMARY**

Overview of High Risk Areas City Update as of September 2022

### Continual Diminishing of Financial Reserves Through Overspending

California State Auditor's Assessment Status:

Partially Addressed

El Cerrito's fiscal year 2020–21 audited financial statements show the city's substantial progress in restoring its general fund reserves. El Cerrito has a general fund reserve balance of \$7.1 million, or 19 percent of the city's general fund expenditures, and general fund revenues exceeded expenditures by \$6 million that year. This reserve balance includes \$3.1 million the city received under the American Rescue Plan Act (ARPA) in fiscal year 2020–21. In our report, we noted that a best practice is to maintain a reserve of at least 17 percent of expenditures, which El Cerrito was able to exceed during that year. Because of its improved financial position, El Cerrito plans to discontinue its practice of short-term borrowing in fiscal year 2022–23.

El Cerrito's ability to meet its goal of a sufficient reserve can be attributed to multiple factors that it may not be able to rely on in the future, risking the depletion of that reserve. First, the city's increased revenue can largely be attributed to an unexpectedly robust real estate market. The city's real estate transfer tax generated \$4 million in fiscal year 2020–21, 53 percent more than expected. If the city's real estate market slows, the city may not generate sufficient revenue to cover its costs. If the city had received the amount of the transfer tax that it budgeted for, the city would have \$1.4 million less in revenue. A highly variable revenue source such as this tax can leave the city vulnerable to overspending if the city increases its revenue projection based on a peak year but ultimately receives a much lower amount. As we note in our audit report, El Cerrito's financial challenges occurred in large part because it did not adjust its spending to match its revenue. Additionally, El Cerrito reduced its spending by decreasing the number of authorized staff positions. However, it is unclear how long El Cerrito will be able to serve the public without sufficiently staffing its departments. In its fiscal year 2021–22 midyear budget update, El Cerrito increased its planned spending by \$2.1 million, due in large part to the need to hire additional staff or contract labor to address its workload. As we discuss later, El Cerrito has not taken steps to more sustainably address its costs, such as



conducting a salary survey. Finally, recent federal assistance has significantly aided El Cerrito in improving its financial reserves. The city has received \$3.1 million of the \$6.1 million it expects from ARPA funding. However, El Cerrito cannot expect additional federal revenue to support the city's reserves and will need to ensure that it can maintain such a balance through other resources. Moreover, El Cerrito has taken only initial efforts to address its pension costs. As the city noted in its September 2021 update and reiterated in its March 2022 update, its police chief and fire chief. who are part of a union, agreed to pay a higher proportion of their pension costs. However, other unions that represent most employees have not agreed to deferrals of salary increases that could help control pension spending. El Cerrito also indicates that it is researching vendors to establish a Section 115 trust that can be used to pre-fund pension costs, but does not expect to finalize this strategy until fiscal year 2022–23. Nevertheless, unlike its approach for managing pension costs, the city has taken steps to address the health care subsidy it provided to retired employees. The city restructured its health care payments so that retirees are now assigned to a separate pool and will pay the full costs of their benefits.

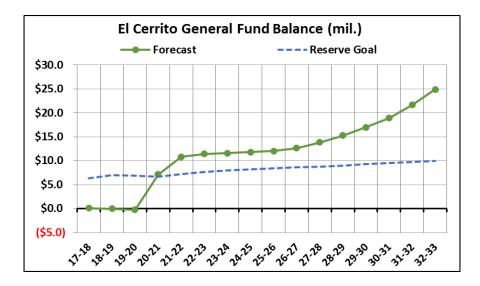
City Update September 2022: The City has addressed this risk area by making substantial and measurable improvements to its financial condition, including significant budget cuts beginning in 2020 and within the FY 2020-21 Fiscal Response Plan, by exercising fiscal discipline and careful budget monitoring, and improving its financial position significantly in FY 2021-22. The City has begun its year-end closing process in anticipation of the upcoming annual independent audit that will result in the FY 2021-22 Annual Comprehensive Financial Report (ACFR). The current unaudited year-end actuals reflect an approximate \$4.6 million surplus in the General Fund not including American Rescue Plan Act (ARPA) funding; with the allocation of the ARPA funding to FY 2021-22 the unaudited ending General Fund balance for FY 2021-22 is expected to be approximately \$8 million, exceeding the City Council's direction from June 1, 2021 to target a \$1 million surplus each fiscal year. This will result in a total General Fund reserve of approximately \$12 million, well exceeding the GFOA recommended reserve target of 17% and the City's General Fund minimum reserve target of 10%. The City came in below its expenditure targets and exceeded revenue targets. The surplus is targeted for General Fund Reserves, though as noted further in this summary, the City Council and the Financial Advisory Board will be considering funding sources for pension obligations in the coming months as well. The City's independent auditor removed the "going concern" designation from the previous ACFR, reflecting the City's improved fund balance and position.

The City was allocated \$6.2 million from ARPA and per the direction of the City Council, the second tranche of \$3.1 million was allocated to FY 2021-22 as with the first tranche in the previous fiscal year. Per the U.S. Treasury Final Rule, the ARPA funding is assigned as "revenue loss" to the City and allocated for general government services accordingly.



Because of the progress in increasing General Fund reserve levels, the City did not issue a TRAN for FY 2022-23. This is the first time in several years the City will not use a TRAN for cash flow purposes.

The City Council passed a balanced FY 2022-23 budget, again using conservative revenue projections and implementing strategic non-personnel expenditure targets. City staff worked diligently with our financial and tax consultants to develop the projections, taking into account various scenarios as the economy continues to be volatile. The revenue projections also do not include increases expected once the City's second cannabis retailer opens, which is expected at the end of this calendar year; the City's first cannabis retailer opened one year ago and has already become one of the City's top sales tax generators. Over the previous fiscal year, the City Council discussed and monitored the budget by receiving budget updates and presentations from departments and has provided continuous direction to staff, understanding the need to be thoughtful and strategic as the City restores services paused during the pandemic and considers improved service delivery. Now that the pandemic seems to be easing once again, demand for services and retention of employees remain critical considerations for the City Council. As such, budget considerations and impacts were presented as scenarios to the City Council using the 10-year budget projection model. An updated 10-year projection of the General Fund balance was presented to the City Council, shown below, and allows the Council and the public to see that at this time we remain on the path to fiscal health and sustainability that the City has committed to, while being mindful of potential changes in the economy that could require midyear adjustments.



The City Council directed staff in June 2021 to pursue opening a Section 115 Trust to address pension obligations. City staff has engaged NHA Financial Advisors and will be holding a kickoff meeting with the City Council and Financial Advisory Board on September 27, 2022 to confirm the process for establishing the Section 115 Trust and review its current pension obligation numbers from CalPERS. Following this meeting and any additional direction from the City Council, City staff will issue a Request for Proposals (RFP) for administration of the Section 115 trust in October. City staff is working with the Financial Advisory Board to create specific financial policies for funding the Trust



appropriately, including potential allocations of General Fund surplus funds. It is expected that the Trust administrator will be chosen in the next few months, and the Trust and funding policies established by midyear.

The City Council directed staff in April 2021 to negotiate with bargaining units to increase employee contributions to CalPERS. City staff has followed this direction during negotiations with the bargaining units with contracts up for renewal in 2022, including SEIU and Local 1230 (Fire). The City negotiated and the City Council approved a Memorandum of Understanding (MOU) with SEIU that included a provision for CalPERS "classic" employees to make an additional 0.5% contribution for a total of 8.5% contribution; CalPERS "PEPRA" employees will pay 50% of the normal cost of their retirement as determined by CalPERS or 8.5%, whichever is greater. This means that now all represented City of El Cerrito employees are providing additional contributions to CalPERS above the standard employee contribution. Local 1230 and the City are still under negotiations at this time.

### **Ineffective Budget Development and Monitoring Practices**

California State Auditor's Assessment Status:

#### Addressed

El Cerrito has improved its budgeting processes to provide meaningful information for making fiscally sound decisions. As we noted in our September 2021 assessment, the city's fiscal year 2021–22 budget, adopted in June 2021, included several improvements to the information provided to the public. However, we noted that one of the critical budgeting items still needed was to track and present financial information by department. Maintaining information at this level of detail could help the city council hold departments accountable for their spending. Beginning with its general fund budget update for the first quarter of fiscal year 2021-22 that city staff presented to the city council in November 2021, El Cerrito now provides revenue and expenditure amounts by department and compares those amounts to the amounts reported in its budget. Beginning with the report for the second quarter of fiscal year 2021–22, the city included prior year actual expenditures by department for comparison. This additional level of detail can assist city council members in identifying when a particular department may be overspending. For example, El Cerrito's second quarter update showed that its community development department was trending towards overspending its budget. The update noted that the spending was due to an increased workload and that the department would need a budget revision. When the city subsequently presented its mid-year budget revision, it directed additional resources to that department.



**City Update September 2022:** The City is pleased that the State Auditor has designated this risk area as "Addressed." The City will maintain its commitment to carefully and strategically monitoring our budget, including amending the City's Comprehensive Financial Policy (scheduled for the City Council meeting on September 20, 2022) to require regular budget reporting to the City Council in order to increase accountability and transparency.

#### Lack of Formal Financial Recovery Plan

California State Auditor's Assessment Status: **Pending** 

El Cerrito provided a draft of its Fiscal Recovery and Sustainability Plan but noted that the plan is still being developed and expects it to be completed during its budget process for fiscal year 2022–23. The draft plan identifies action items the city plans to take to address its financial condition and also assigns a lead staff member, projects a target date of completion, and estimates an annual fiscal impact. The draft plan includes action items the city council approved in August 2020, such as the elimination of the assistant to the city manager position, items identified by the city, and items based on recommendations in our audit report. However, El Cerrito noted that its development of the plan has been delayed, in part, due to turnover in its finance department. The city's finance director resigned in October 2021 and the city hired a replacement in March 2022. We look forward to reviewing El Cerrito's plan upon its completion.

**City Update September 2022:** The City Council approved the Fiscal Recovery and Sustainability Plan on August 16, 2022. The Fiscal Recovery and Sustainability Plan will move the City from its previous crisis response to a measured approach toward long term fiscal health. The Fiscal Recovery and Sustainability Plan outlines actions taken, actions ongoing, and future actions to ensure the City's fiscal sustainability. These actions have provided the City with a basis to move forward as we continue to improve our fiscal health, and have been successful as demonstrated through the City's Annual Comprehensive Financial Report (ACFR) and budget document. City staff will continue to work through the strategies in this Plan and will provide regular updates to the City Council and State Auditor.

#### **Insufficient Reductions In Ongoing Costs**

California State Auditor's Assessment Status: **Pending**  Although El Cerrito's financial condition has improved, the city still needs to take specific action to control the growth of its salary and benefit costs. In response to our recommendations to reduce costs, El Cerrito issued a request for proposals for a salary and compensation study. However, it has not committed to when it would actually perform the study and noted that such a study would



likely result in increases in its management employees' compensation. Nevertheless, most city employees who are not at the management level may have salaries above average for the region. Because El Cerrito notes in its response that it will soon enter negotiations with two of its employee unions, it would benefit the city to have updated information with which to base those negotiations.

Further, El Cerrito continues to defer a decision to permanently end its system of allowing certain management employees the ability to receive salary increases above the threshold established in the city's salary schedules. At this time, the city states that it has indefinitely suspended this process but does not indicate why it has not decided to discontinue it entirely. Our audit cited specific examples of management employees being paid in excess of the city's salary schedule and greater than similar positions of nearby cities, so we are unclear why this process has not been eliminated.

**City Update September 2022:** The City Council approved a contract with Koff and Associates for a Citywide classification/compensation study on July 19, 2022. Koff and Associates began their work as of August 31, 2022.

As previously noted, salary increases for Management and Confidential (unrepresented) employees were frozen for the fiscal years FY 2019-20 and FY 2021-22. In addition, the City Council imposed an additional 2% contribution into CalPERS for a total of 3%, special pays such as auto allowances were eliminated, and this group was subject to a total of 44 furlough days in the last two fiscal years resulting in a take-home pay cut of approximately 7% during that period. The practice of increasing salaries to exceed the control point of any position has indeed been suspended, no merit increases have been given since 2019, and only a cost-of-living adjustment (COLA) for this group is being factored into the current 10-year projection model. In short, this group has been the most impacted with respect to salary and benefit reductions among all City employees during the past three years.

In June, the City Council passed a resolution for Management and Confidential employees providing a 3% COLA and only allowing future merit increases with the approval of the City Manager. City Management remains aware that because this group's salary ranges have been frozen for two years, the current salary ranges are behind the market. The City is presently experiencing retention issues with current employees and serious recruitment challenges for vacant positions within this group. The classification/compensation study will verify where the salaries for this group lie within the market, and as part of the scope of work the consultants will review the City's organization and compensation structure and practices and develop compensation recommendations that will assist the City in recruiting, motivating, and retaining competent staff while being fiscally responsible. Further, the compensation and salary structure will be modified accordingly so that inconsistencies and inequity with respect to the control point within the current classifications are addressed. This will allow City Management and the City Council to ensure that the City's salary system is



appropriate, that compensation is indeed within the market, and that the City is able to recruit and retain capable Management and Confidential employees in order to provide effective service delivery to the community.

#### Missed Opportunities to Increase Revenue

California State Auditor's Assessment Status: **Pending**  El Cerrito continues to defer taking specific actions that could increase its revenue and contribute to more financial stability. El Cerrito's corrective action plan update notes that the city increased fees for its recreation services. However, it made those changes in May 2021 and previously reported them in its September 2021 corrective action plan update. The city continues to report that it will conduct a demand and cost recovery analysis for recreation services after normal operations resume but states that it cannot estimate when that will occur. Further, El Cerrito's corrective action plan update states that the city is currently charging for senior services at normal cost recovery. However, when we asked for documentation of this practice, city staff provided budgetary and financial information indicating that the city continues to subsidize the senior services program. Moreover, El Cerrito expects the cost of operating its swim center in fiscal year 2021–22 to exceed the revenue obtained from fees, resulting in the city once again needing to subsidize those services. El Cerrito should prioritize efforts to ensure that its fees cover the cost of its services regardless of changes in demand.

El Cerrito also reports in its update that it is currently researching options to recover the cost of its emergency medical services and plans to provide information to its city council in April 2022. In addition, the city states that it is in negotiations to sublease modular buildings that it rented but was not using.

City Update September 2022: Recreation staff assessed various fees for the Swim Center and Senior Services and increased fees were included in the FY 2022-23 Master Fee Schedule approved by the City Council in May 2022. City staff researched comparable Recreation Department budgets in the East Bay and found that El Cerrito's Recreation Department 77% cost recovery rate is well above the cost recovery rates of the comparison cities. City staff additionally noted at the midyear budget presentation to the City Council in March that Recreation revenues in Swim Center and Childcare were actually outpacing the FY 2021-22 revenue targets due to increased participation; indeed as of this date unaudited actuals indicate that the Swim Center revenues exceeded the adjusted revenue target by 20%. Because expenses were kept flat at midyear, the unaudited actuals show Swim Center revenues exceeding expenses by 33%.



Senior services are continuing to be reinstated after having been closed due to the pandemic, but staff has consolidated staffing and services that are offered at the Community Center; because staffing has been reduced this has in turn has reduced expenses. Classes and services offered for seniors remain at the Department's normal cost recovery structure and not at the free or low-fee level. Staff still plans to conduct an analysis on the demand for Swim Center and Senior Services and cost recovery once normal operations resume and a typical season can be conducted, with a targeted date of completion in 2023 as long as pandemic conditions continue to trend down. However, we also believe the City must remain sensitive to what the market will bear with respect to the costs for these services, especially for seniors, as demand/use could decrease if fees are set too high.

On April 19, 2022, the City Council held a study session to discuss first responder fees. City staff conducted research on first responder fees using data from several local fire service agencies and consultants. City staff and the City Council shared concerns regarding the implementation of such fees in El Cerrito considering that such fees are not reimbursed by Medicare, and approximately 20% of the City's population is over 65 and may only rely on Medicare for their medical insurance, nor are they reimbursed by Kaiser Permanente, which is a widely used insurance carrier in this area. This fee could have a higher impact on low-income residents and seniors and raised an additional concern about a disincentive for people to call for medical response. Further, the implementation of such a fee would require a high amount of administrative work and necessitate using a third-party billing service, the costs for which would come from any revenue generated. It is estimated that the best-case scenario for such fees would be a potential gross revenue of \$140,000 annually, before billing and additional staff costs. However, based on peer comparisons and call data, revenue would likely be in the \$50,000 range minus billing and additional staff costs. After discussions, the City Council decided not to pursue the implementation of first responder fees for the City of El Cerrito.

On July 19, 2022, the City Council approved a license agreement with the Kensington Police Protection and Community Services District to sublease one of the modular buildings (previously used for Senior Services) for the District's temporary use, which will offset part of the City's monthly charges.

Other revenue opportunities, including grant funding, are continuously being sought out by staffin all departments and will continue to work with the City Council on any opportunities for increasing fees for services. In August 2022 the City Council approved a contract with Renne Public Policy Group for grant writing services to assist City staff in identifying, applying for, and administering grants and grant funding.



### CITY OF EL CERRITO CORRECTIVE ACTION PLAN – STATE AUDIT 2020-803

### High Risk Issue #1 Financial Condition and General Fund Reserves

Overview: The City Council and City staff are determined to restore the City to fiscal health, increasing the General Fund reserves, and provide appropriate levels of service with respect to revenues. City staff will continue to monitor revenues and expenditures closely and work with the City Council to determine adjustments in a timely manner, if warranted.

High Risk Area #1 - State Auditor	Response	Corrective Action September 2022
Recommendations		
1. To eliminate its reliance on short-term loans, El Cerrito should address its overspending and its revenue shortfalls as discussed throughout this report	The Administration Agrees with this Recommendation – The Administration goal is to not have to rely on a TRAN (Tax & Revenue Anticipation Note) in the future. The City will continue to work with the City Council on implementing strategies to achieve the GFOA recommended reserve levels that will eliminate the need for a TRAN.  March 2022: This item is completed.  September 2022: Additional information added to confirm this item is completed.	<ul> <li>The City's unaudited ending year totals reflects an approximate \$4.6 million surplus in the General Fund. The City came in below its expenditure targets and exceeded revenue targets. The surplus is targeted for General Fund Reserves.</li> <li>The City was allocated \$6.2 million from ARPA and has received its second payment in the amount of \$3.1 million. This funding, per the direction of the City Council, was allocated as revenue loss for FY 2021-22.</li> <li>The FY 2021-22 audit is underway and the unaudited General Fund surplus including ARPA funding is expected to result in a General Fund balance of approximately \$8 million, resulting in a General Fund reserve of approximately \$15 million, far exceeding the GFOA recommended reserve target of 17% and the City's General Fund minimum reserve target of 10%.</li> <li>The City's cash flow position eliminated the need for a TRAN, so a TRAN was not issued for FY 2022-23.</li> <li>City management and Finance staff continue to implement strict policies</li> </ul>



2. To ensure that its rising pension costs do not jeopardize the City's ability to provide services to its residents or contribute to potential insolvency, El Cerrito should identify and use alternative methods of paying for the obligation, such as establishing a trust funded by the City or through employee contributions that invests amounts that can be used to pay for future pension benefits and reduce future pension costs

The Administration Agrees with this Recommendation — As a first step, the Administration has been focused building its reserve levels. Establishing a Section 115 Trust would be an extension of those efforts. The Administration intends to work with the City Council to recommend establishing a Section 115 Trust or consider other methods to fund CalPERS obligations.

- for staff to monitor revenues and expenditures and will continue to report to City Council on budget performance. The City's Finance Director is continuing to monitor these policies and implement systems to ensure continued compliance.
- The City Council has directed City staff to establish a Section 115 Trust. A kickoff meeting with the City Council and Financial Advisory Board will be held on September 27, 2022 to confirm the process for establishing the Section 115 Trust and review its current pension obligation numbers from CalPERS. City staff will issue a Request for Proposals (RFP) for administration of the Section 115 trust in October. City staff is working with the Financial Advisory Board to create specific financial policies for funding the Trust appropriately, including potential allocations of General Fund surplus funds. It is expected that the Trust administrator will be chosen in the next few months, and the Trust and funding policies established by midyear. **Expected** completion: FY 2022-23. Responsible staff: City

Management/Finance Department.

 The City Council directed staff to work with all employee bargaining units to negotiate increased contributions to CalPERS. The City negotiated an increase of 0.5% of additional costs with the SEIU bargaining unit, resulting in all City bargaining units contributing to CalPERS employer costs in addition to the employee cost. The City is continuing negotiations with 3 other bargaining units in 2022 and will



3. To ensure that its policy of allowing individuals to remain as members of City-sponsored health care plans upon retirement does not result in additional costs for the City, El Cerrito should calculate the subsidy it provides to those retirees and charge them for the difference in cost resulting from their inclusion in the health care pool

The Administration Agrees with this Recommendation – The Administration intends to work with its benefits broker to determine the cost of the implicit subsidy that is provided to retirees by allowing them to stay on the City's plan (at the retiree's cost), and work with the City Council on implementing this subsidy fee to those respective retirees.

March 2022: This item is completed.

continue to discuss increased contributions. **Completed.** 

City staff worked with our benefits broker to determine the best way to deal with the implicit subsidy and, working with the insurance vendors, concluded that separating out the retirees from the active employees as a separate group, and calculating related costs for each group, was the best way for the subsidy to be recognized and dealt with. This means that the retirees will be paying their total share and not the subsidized active employee cost; which not only eliminates the subsidy but will also in time eliminate the OPEB liability completely. This also resulted in a decrease from what the City had budgeted for employee health care costs. This was implemented during the open enrollment window at the end of 2021 and is now in place. As of now and going forward, the retirees are charged their own costs in their own group and the City only pays for the active employee health care costs that do not include the implicit subsidy of the retiree health care costs. Completed.



## High Risk Issue # 2 Budget Development and Monitoring

### State Auditor Determination as of August 2022: Addressed.

Overview: The City is committed to continuous improvement in implementing policies and procedures that conform with best practices in local government, and to provide information to the City Council and the community in order to make informed and educated decisions.

High Risk Area #2 -	Response	Corrective Action
State Auditor		September 2022
Recommendations		
1. El Cerrito should adopt GFOA	The Administration Agrees with	The City continues to follow GFOA
budgeting best practices that	this Recommendation – The	best practices to use historical
specifically include the	Administration believes in	trends and analysis as the basis for
following:	continuous improvement. The	financial projections. Current
<ul> <li>Using historical trends</li> </ul>	Administration is committed to	pandemic conditions continue to
and analysis as the	implementing procedures that	provide uncertainty within the
basis for financial	hold departments accountable	projections, however staff worked
projections.	in keeping with best practices.	with our tax consultants and
<ul> <li>Expanding its monthly</li> </ul>		department directors to provide
revenue and	The Administration does adhere	updated General Fund projections
expenditure budget	to GFOA Budgeting Best	that were included in the FY 2022-
updates to include	Practices (such as using	23 budget document. This model
comparisons to actual	historical trends analysis as the	will continue to be updated with
results to minimize	basis for projections, monthly	information and shared with the
overspending	updates do include comparison	City Council.
<ul> <li>Establishing</li> </ul>	to actuals) and has consistently	Departments were included in
procedures to prevent,	been awarded the GFOA	regular reporting to the City Council,
detect, and correct	Distinguished Budget	including reporting activities and
deviations from	Presentation Award.	end-of-year projections, and mid-
adopted budgets		year budget adjustments were
during the fiscal year to	March 2022: This item is	presented to and approved by the
ensure that	completed.	City Council in March reflecting the
departments do not		reports and discussions with the City
significantly overspend.	September 2022: Additional	Council.
	information added to confirm	City staff has continued to improve
	this item is completed.	budget reporting to City Council and
		now provides expanded quarterly
		updates that are presented at City
		Council meetings that include a
		narrative and department updates
		and trends for both revenues and
		expenditures. City staff has
		proposed revisions to the
		Comprehensive Financial Policy to



		•	require City Management to provide regular budget reporting to the City Council, which will be presented at the September 20, 2022 City Council meeting. City Management and the Finance Director have implemented strict policies for department staff to monitor revenues and expenditures. The Finance Director will continue to monitor and improve on these policies and procedures.
2. To ensure accountability in	The Administration Agrees with	•	City Management and the Finance
the budget development process, city management	this Recommendation – The Administration plans to provide		Director worked with department directors and documented
should document the	documentation of assumptions		assumptions and data resulting in
assumptions and data used to	and data for Department		department budgets that were
develop each department's	projections to the City Council.		included within the adopted FY
projections of financial activity	Each Department will continue		2022-23 budget. Directors
for the fiscal year. This information should be made	to be required to submit assumptions with revenue and		presented their budgets directly to the City Council during the FY 2022-
available to the city council	expense projections as		23 budget hearings. This has
during the budget review and	appropriate.		continued through the fiscal year
approval process.	Manah 2022, This it are is		including additional department
	March 2022: This item is completed.		presentations to the City Council prior to the mid-year budget
	- Completed:		adjustments. City Management and
	September 2022: Additional		Finance continue to meet with
	information added to confirm		directors regularly to review
2. Ta analysis and a little in	this item is completed.		progress.
3. To ensure accountability in monitoring the budget, city	The Administration Agrees with this Recommendation – The	•	City staff has continued to improve budget reporting to City Council and
management should present	Administration will consult with		now provides expanded quarterly
monthly updates to the city	the Financial Advisory Board		updates that are presented at City
council on the current status of	(FAB) to review the City's		Council meetings that include a
departmental budgets and comparisons to prior year	current Comprehensive Financial Policy, which calls for		narrative and department updates and trends for both revenues and
budgeted and actual amounts.	budgeting by Fund, to consider		expenditures. The new Finance
City management should	the impacts of budgeting by		Director and staff will work to
promptly seek approval of	Department. If the FAB		further improve these reports as the
proposed budget adjustments	recommends and the City		Council desires. <b>Completed.</b>
by department when warranted. City management	Council approves this policy change, the information	•	City staff has researched financial policies and continues to work with
should also prepare and	provided to the City Council will		the Financial Advisory Board and
provide supporting	provide justification by		City Council to determine any
			recommended updates to the



	_		
documentation to justify any	Department (including revenues,		Comprehensive Financial Policies
budget increases.	expenditures, and adjustments).		that will ensure transparent and
			consistent reporting, including
	September 2022: This item is		department information and
	completed.		accountability. On September 20,
			2022 the City Council will consider
			an update to the policy requiring
			City Management to report regularly
			to the City Council. <b>Completed.</b>
4. To ensure that it fulfills its	The Administration Agrees with	•	The City provided a monthly General
duty to guard the fiscal health	this Recommendation – The City		Fund report to the City Council since
of the city, the city council	Council has directed staff to		2020, and during FY 2021-22
should direct staff to provide	provide monthly and now		improved and expanded the report
the information described	quarterly financial reports,		to include a narrative and
above and regularly review	which has been done since mid-		department trends and information,
such documents.	2020. The Administration is		which is now provided quarterly.
	committed to continuing this		Completed.
	practice that includes the		
	recommendations from the		
	State Auditor that are contained		
	in this risk area.		
	March 2022: This item is		
	completed.		
	completed.		
1			
5. To ensure that departments	The Administration Agrees with	•	City Management and the Finance
5. To ensure that departments do not exceed their budgeted	The Administration Agrees with this Recommendation The	•	City Management and the Finance Director have implemented policies
•	this Recommendation The	•	Director have implemented policies
do not exceed their budgeted	_	•	
do not exceed their budgeted spending authority, the city	this Recommendation The current financial policy and the	•	Director have implemented policies for departments to monitor
do not exceed their budgeted spending authority, the city should establish and enforce	this Recommendation The current financial policy and the adopted budget gives the City	•	Director have implemented policies for departments to monitor revenues and expenditures and hold
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations.
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will continue to be required to	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to ensure appropriate spending within
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will continue to be required to analyze their line item budgets	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to ensure appropriate spending within departments as well as compliance
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will continue to be required to analyze their line item budgets to ensure there are adequate	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to ensure appropriate spending within departments as well as compliance with the current financial policy to
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will continue to be required to analyze their line item budgets to ensure there are adequate funds before submitting	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to ensure appropriate spending within departments as well as compliance with the current financial policy to ensure spending authority by fund is
do not exceed their budgeted spending authority, the city should establish and enforce safeguards within its financial system that prevent expenditure from being incurred without appropriate	this Recommendation The current financial policy and the adopted budget gives the City spending authority at the fund level, which permits departments to balance funding needs with available budgeted funds within the line-item budget. In the short term, the Administration will hold departments accountable to prevent the total departmental budget being exceeded. In the long term, departments will continue to be required to analyze their line item budgets to ensure there are adequate	•	Director have implemented policies for departments to monitor revenues and expenditures and hold staff accountable. Budget performance will be noted in future department director evaluations. Finance staff have been directed to and are returning payment requests to departments not in compliance with these policies and procedures and will report any discrepancies to the Finance Director or City Manager. Departments are being monitored by City Management to ensure appropriate spending within departments as well as compliance with the current financial policy to



request to Finance moving funds where available to cover the expense.

March 2022: This item is completed.

September 2022: Additional information added to confirm this item is completed.

budget as of year-end FY 2021-22.
 City Management is now in the process of restructuring of the Finance Department. The City will be interviewing candidates for a Budget Manager position during the last week of September 2022. The City also continues to work with Management Partners and other consultants to assist with financial analysis. Completed.



### High Risk Issue #3 Fiscal Recovery Plan

Overview: The City will develop and implement a Fiscal Recovery Plan that will focus on financial sustainability and accountability.

#### High Risk Area #3 -**Corrective Action** Response **State Auditor Recommendations** September 2022 1. To ensure accountability in its The Administration Agrees The City Council approved the Fiscal fiscal recovery process, El Cerrito with this Recommendation Recovery and Sustainability Plan on should develop and adopt a - The Administration will August 16, 2022. The Fiscal Recovery financial recovery plan by July expand upon the City's and Sustainability Plan will move the 2021 that describes its goals and existing Fiscal Response Plan City from its previous crisis response intended corrective actions, to include the State to a measured approach toward long Auditor's recommended prioritizes its resources, identifies term fiscal health. The Fiscal Recovery individuals responsible for additions. This will be a and Sustainability Plan outlines monitoring its progress in living document that will actions taken, actions ongoing, and future actions to ensure the City's implementing each action, and continue to serve as the outlines when it anticipates City's roadmap to financial fiscal sustainability. These actions completing key milestones stability in FY 2025-26. The have provided the City with a basis to related to each action. City City Council will be informed move forward as we continue to management should also inform quarterly on improve our fiscal health, and have the city council quarterly of its implementation progress. been successful as demonstrated progress in implementing the through the City's Annual plan. September 2022: This item Comprehensive Financial Report is completed. (ACFR) and budget document. City staff will continue to work through the strategies in this Plan and will provide regular updates to the City Council and State Auditor. Completed.



and salary changes that

### High Risk Issue #4 Reducing Costs

Overview: The City will work to ensure that expenses, particularly in personnel, are at appropriate levels within the City's resources while allowing the City to recruit and retain a talented staff to provide services. City management will work with all bargaining units to ensure fair and reasonable compensation that is consistent with ensuring the financial sustainability of the City.

#### High Risk Area #4 -Response **Corrective Action** State Auditor Recommendations 1. To identify potential savings **The Administration Agrees** The City Council approved a contract and efficiencies, El Cerrito should with this Recommendation with Koff and Associates for a Citywide perform the following tasks: A comprehensive study of classification/compensation study on o By September 2021, the City's classification and July 19, 2022. The study also includes conduct an analysis of compensation structure a review of the City's organization and the organizational (including total compensation structure and practices compensation - not just base structure of the city and and will develop compensation assess the functions it salaries) would be beneficial recommendations that will assist the to the City. However, costs needs to achieve its goals City in recruiting, motivating, and Based on the results of are expected to exceed retaining competent staff while being the organizational \$100,000. If the City Council fiscally responsible. Further, the structure study, conduct directed the Administration compensation and salary structure will an analysis of the duties to allocate funding for a be modified accordingly so that and responsibilities comprehensive classification inconsistencies and inequity with assigned to each of the and compensation study, respect to the control point within the city's current staff staff believes this cannot be current classifications are addressed. completed by September positions to identify any Koff and Associates began their work overlapping areas of 2021. A study of this as of August 31, 2022. Estimated responsibility and magnitude must be completion: FY 2022-23. Responsible inefficiencies. completed by an industry staff: Human Resources/City Using the results of its expert. A Request for Management. organizational structure Qualifications (RFQ) would study and its analysis of have to be developed, issued duties and and a subsequent selection responsibilities, conduct process would follow. In a compensation study by addition, the consultant's comparing total work would take several compensation for its staff months of extensive research positions with of comparing classifications compensation paid by and the intricacies of total other cities. Based on the compensation before the City results of this study, would be provided with preliminary findings. implement personnel



would result in ongoing
cost roductions

2. To better control its salary costs, El Cerrito should end its practice of providing city management authority to pay certain employees over the threshold established in its salary ranges

### The Administration Agrees with this Recommendation -

The Administration would study management compensation as part of the classification and compensation study recommended by the State Auditor.

In 2020, the Administration suspended this practice for Management & Confidential employees and will consider eliminating this when the Management & Confidential Resolution is updated this fiscal year. However, this practice was not suspended for members of the Public Safety Management Association (PSMA) as they are a bargaining unit, therefore, the City would have to engage in a meet and confer to discuss the possibility. The Administration cannot unilaterally impose the elimination of this practice to the PSMA.

 This practice has been suspended for the Management and Confidential group, with a permanent change to be considered pending the completion of the classification/compensation study that will help determine the appropriate compensation system structure. This study will also used as a basis for discussions on compensation during future negotiations with the PSMA. Estimated completion: FY 2022-23. Responsible staff: Human Resources/City Management.

- 3. Based on the results of its comprehensive analysis, El Cerrito should do the following:
  - o Freeze salary increases for management with salaries above those of comparable cities until they are in line with those salaries. For positions with salaries above those of comparable cities that are represented by bargaining units, the City

# The Administration Partially Agrees with this

Recommendation – The Administration would study management compensation as part of the classification and compensation study recommended by the State Auditor.

The Administration has already taken action to freeze salaries, as no unrepresented employees have received merit increases

- The City froze salary increases for Management/Confidential since FY 2019-20 and FY 2021-22. Because this group has not had any increases in two fiscal years, the salaries for this group are expected to be behind the market of comparable cities at this time. The classification/compensation study will verify if the City's current compensation is within the market of comparable cities/agencies.
- Considering the layoffs that were previously implemented and vacancies throughout the organization, at this



should not agree to
additional salary
increases until those
positions' salaries are in
line with salaries in
comparable cities

 Seek to eliminate or consolidate positions that have overlapping responsibilities this fiscal year and received no COLAs. In addition, the Administration imposed 26 non-paid furlough days (roughly a 10% reduction in pay) for FY 2020-21 for unrepresented Management employees.

March 2022: This item is completed.

September 2022: Additional information added to confirm this item is completed.

- time there are no positions that have overlapping responsibilities; the Management/Confidential positions have had to take on the work of vacant/eliminated positions in order to continue to provide services to the public.
- The City is presently experiencing retention issues with current employees and serious recruitment challenges for vacant positions within this group and must consider the impact of the City's current compensation with respect to the tight labor market.

- 4. To reduce its fire department's costs, El Cerrito should develop a timeline by July 2021 for controlling the department's personnel expenditures, such as through negotiated salary reductions or freezes.
- The Administration Partially Agrees with this **Recommendation** – The Administration continues to look into personnel cost reduction options Citywide, however, the Administration has no ability to impose salary reductions or freezes on the two bargaining groups that represent sworn members of the Fire Department. Any proposals from the Administration are subject to meet and confer and there is no obligation from the labor groups to accept. In 2020, the Administration negotiated an elimination of a 3% COLA set to take place in July 2020. In addition, the City filled three long-standing vacancies to reduce the amount of overtime in the Fire Department.

City Management worked with Local 1230, who represents Fire Department employees, to discuss the City's financial situation and this recommendation during the FY 2021-22 budget process. Local 1230 declined to defer their salary increases for FY 2021-22. Their MOU has expired as of June 2022 and City Management is currently in negotiations with Local 1230. Estimated completion: 2022. Responsible staff: Human Resources/City Management.

- 5. To reduce its police department's costs, El Cerrito should perform the following by December 2021:
- The Administration Partially Agrees with this Recommendation The Administration continues to
- City Management worked with the El Cerrito Police Employees Association (PEA), who represents Police Department employees, to discuss the



- Assess the services provided by the police department to identify opportunities to reduce its staffing levels
- Negotiate with its police union to increase the overtime threshold for sworn officers to 86 hours over 14 days to 80 hours over 14 days.

look into personnel cost reduction options Citywide, however, the Administration has no ability to impose salary reductions or freezes on the two bargaining groups that represent sworn members of the Police Department. Any proposals from the Administration (including those regarding overtime) are subject to meet and confer and there is no obligation from the labor groups to accept. In 2020, the Administration negotiated an elimination of a 3% COLA set to take place in January 2020 and another 3% COLA set to take place in January 2021. In addition, the Police Chief has conducted several assessments and implemented a restructuring of the Police Department in order to achieve cost savings while still maintaining critical public safety service within the community.

City's current financial situation and this recommendation during the FY 2021-22 budget process. PEA declined to defer their salary increases for FY 2021-22. The current MOU expires in June 2024. Estimated completion: unknown. Responsible staff: Human Resources/City Management.

6. To identify all available options to reduce its costs for its fire and police services, El Cerrito should perform an analysis by December 2021 to determine whether it would be more cost-effective to contract with nearby fire or police departments for services.

The Administration Does Not Agree with this Recommendation – The Administration would study public safety personnel costs as part of the classification and compensation study recommended by the State Auditor.

Per conversations with the State Auditor, the intent of this recommendation was for the City to "receive a cost estimate." However, the Administration believes that it is professionally necessary that this analysis of this

 The City Council discussed this during their study session in August 2021 and did not direct staff to perform such an analysis at this time. The Council remains interested in the results of the classification/compensation study that will be conducted to inform their discussions on these departments, however the Council is not currently considering contracting out for public safety services.



magnitude must be a comprehensive study completed by an industry expert(s) to extensively evaluate the detailed service delivery impacts in contemplating an outsourcing of both of the City's Public Safety Departments. There would be significant impacts to current sworn employees that would have to be to extensively evaluated. The amount of work necessary plus the costs involved to complete such an analysis is not realistic by December 2021. After the City Council is informed by the classification and compensation study, the City Council can determine if this is an area they would like the Administration to study, and allocate the appropriate resources to complete.



### High Risk Issue #5 Increasing Revenues

Overview: The City continues to explore all opportunities for increasing revenues through various fees within all departments, in addition to the recommendations listed. The Master Fee Schedule for FY 2021-22 is currently being developed for City Council approval in May 2021, where increases will be reviewed and considered. City staff also continuously seeks and utilizes grant opportunities to supplement revenues.

High Risk Area #5	Response	Corrective Action
State Auditor		September 2022
Recommendations		
State Auditor	The Administration Agrees with this Recommendation – The Administration plans to conduct an analysis during normal conditions (not during the current pandemic). The Administration has concerns over the potential disproportionate accessibility impacts to minority and lowincome communities as a result of further increasing swim center fees.	
		the end of next year. Estimated completion: 2023. Responsible staff: Recreation Department.
		necieation Department.



- 2. To more fully recover costs for its senior services, the city should do the following:
  - By August 2021, assess free and low-fee senior activities and prepare an analysis for the city council that includes a plan for recovering the full cost of these activities
  - Continue to seek
     opportunities to
     sublease its modular
     buildings and move
     senior activities to the
     city-owned community
     center or clubhouses
- The Administration Agrees with this Recommendation – The Administration plans to conduct an analysis during normal conditions (not during the current pandemic) to appropriately understand the current demand for service. Senior Services have been closed for the past year and will not likely be reopened before August. The Administration has racial equity concerns that increasing fees for Senior Services could have serious implications for the City's most vulnerable residents, most of whom are on fixed incomes. The Administration also agrees with the State Auditor's recommendation regarding subleasing its costly modular buildings and moving senior activities to city-owned spaces.
- Senior services are continuing to be reinstated and staff has consolidated staffing and services that are now offered at the Community Center; because staffing has been reduced this has in turn has reduced expenses. Currently the classes that are being offered in this division are at the department's normal cost recovery share structure and not at the free or low-fee level.
- Staff will conduct an analysis on demand for senior services once normal operations resume and a typical operation can be conducted. Since the pandemic restrictions are easing, staff will determine if this analysis can be completed in 2023. Estimated completion: 2023. Responsible staff: Recreation Department.
- As of FY 2022-23 Master Fee Schedule, fees were increased in Recreation categories. Completed.
- On July 19, 2022, the City Council approved a license agreement with the Kensington Police Protection and Community Services District to sublease one of the modular buildings (previously used for Senior Services) for the District's temporary use, which will offset part of the City's monthly charges. Completed.

- 3. To more fully recover the costs of the emergency medical services it provides, El Cerrito should conduct an analysis by July 2021 to identify the cost to the city of providing such services. Using this analysis, El Cerrito should consider the following:
  - Determine whether it can renegotiate its contract with Contra Costa County
- The Administration Agrees with this Recommendation The Administration has completed a preliminary investigation on this issue and will provide this information in written form to the City Council. The City can conduct a more robust and finalized analysis if directed by the City Council. Regarding additional revenue opportunities, the Administration is currently developing an analysis reviewing
- on April 19, 2022, the City Council held a study session to discuss first responder fees. City staff conducted research on first responder fees using data from several local fire service agencies and consultants. City staff and the City Council shared concerns that the implementation of such fees could have a higher impact on low-income residents and seniors, that it would create a disincentive for people to call for medical response, and the expected revenue would not be worth the costs of implementation. The City Council



- Determine whether charging fees for its services would be costeffective considering any additional administrative costs it may incur
- Pursue other options to generate revenue

various Fire Department fees to determine if fees align with actual costs. Recommendations will be brought forward to the City Council as a part of the budget process.

September 2022: This item is completed.

- declined to pursue implementing first responder fees further. **Completed.**
- contracts (including our dispatch contracts (including our dispatch contract with the City of Richmond beginning this fiscal year) and pursue grants to enhance revenue and offset costs. In August 2022 the City Council approved a contract with Renne Public Policy Group for grant writing services to assist City staff in identifying, applying for, and administering grants and grant funding. Completed.