CITY OF ALBANY

CITY COUNCIL AGENDA
CITY COUNCIL CHAMBER, 1000 SAN PABLO AVENUE

MONDAY, APRIL 5, 2010

6:15 p.m.

CLOSED SESSION

City Council convenes in the Council Chamber and then adjourns to Closed Session to discuss anticipated litigation pursuant to Government Code Section 54956.9:

Michael Williams, Stephanie Williams & Michael Williams, Jr. v. City of Albany

Real property pursuant to Government Code Section 54956.8

Property: Adjacent to 1150 8th Street Berkeley.
Negotiating Parties: City Attorney, City Administrator & Assistant City Administrator, on behalf of the City; Cornish and Carey Commercial Realty, on behalf of property owner.
Under Negotiations: Consideration of property to be used as a City Maintenance Center.

OPPORTUNITY FOR THE PUBLIC TO SPEAK ON CLOSED SESSION ITEMS

ADJOURN TO CLOSED SESSION

7:30 p.m.

CALL TO ORDER

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. REPORT ON ACTION TAKEN IN CLOSED SESSION, IF ANY

4. CONSENT CALENDAR
(Consent Calendar items are considered to be routine by the City Council and will be enacted by one motion. By approval of the Consent Calendar, the staff recommendations will be adopted unless otherwise modified by the City Council. There will be no separate discussion on these items unless a Council Member or a member of the audience requests removal of the items from the Consent Calendar.)


Staff recommendation: Approve.

4-2. 
   a. Ratification of City of Albany net payroll in the amount of $190,179.71; taxes, benefits & withholdings in the amount of $149,706.99. Total payroll in the amount of $339,886.70. Payroll period: 03/12/10.
   b. Ratification of Albany Municipal Services JPA net payroll in the amount of $51,074.64; taxes, benefits & withholdings in the amount of $39,333.14. Total payroll in the amount of $90,407.78. Payroll period: 03/12/10.

Staff recommendation: Ratify.

4-3. 
   a. Ratification of bills, claims and demands against the City of Albany in the amount of $363,661.48. Period: 03/19/10.
   b. Ratification of bills, claims and demands against the City of Albany JPA in the amount of $318.00. Period: 03/19/10.

4-4. Ratification of pension payments in the amount of $116,662.26 for the month of March, 2010.

4-5. Resolution No. 201-14 – A Resolution of the Albany City Council Approving and Accepting Improvements and Directing the Filing of the Notice of Completion for Contract No. C09-9, 2009 Accessibility Ramps Project.

Staff recommendation: Approve Resolution No. 2010-14.

4-6. Award of contract for repairs to the Community Center/Library Tower.

Staff recommendation: Reject the lowest bidder, IMR Contractors Corp (IMR), as non responsive and award a contract to the second low bidder, Cal-Bay Construction (Cal Bay) of San Leandro, California.

5. GOOD OF THE CITY/PUBLIC FORUM/ANNOUNCEMENTS

For persons desiring to address the City Council on an item that is not on the agenda please note that City policy limits each speaker to three (3) minutes. The Brown Act limits the Council’s ability to take and/or discuss items that are not on
the agenda; therefore, such items are normally referred to staff for comment or to a future agenda.

Please go to our website at www.albanyca.org to view all future Commission and Committee meetings.

6. PRESENTATION/PUBLIC HEARING

6-1. Presentation to Albany Library proclaiming April 11—17, 2010 as National Library Week.

6-2. Proclamation declaring May 1st as Silver Star Service Banner Day in the City of Albany.

6-2. Voices to Vision.
Fern Tiger Associates will present the results of *Voices to Vision* – a comprehensive process to determine the community’s vision for the Albany waterfront. Fern Tiger will present key findings and recommended guidelines that reflect the collective thoughts and concerns of the more than 1,200 Albany residents who participated in the visioning process. The written *Voices to Vision* report will be available online April 6, 2010, at www.voicestovision.com.

Staff recommendation: 1) Receive report presentation. 2) Take initial public questions and comments and schedule public question and comment time for the City Council meeting of April 19, 2010 to enable residents to have two (2) weeks to gather their thoughts, reflect on the recommendations and read the full report. 3) Schedule an agenda item for the meeting of April 19, 2010 for City Council acceptance of the report and any follow up actions and/or activities.

7. UNFINISHED BUSINESS

7-1. Reconsideration of adoption of Resolution No. 2010-9 adopting the City of Albany Climate Plan.

Staff recommendation: 1) Reconsider adoption of Resolution No. 2010-9 Adopting the Albany Climate Action Plan. This matter is being brought to Council due to the possible conflict of interest of a Council Member concerning amendment language regarding height limits on San Pablo Avenue. 2) Rescind Resolution No. 2010-9 and adopt Resolution No. 2010-15 – A Resolution of the Albany City Council Adopting the City of Albany Climate Action Plan; and reconsider the following language previously added as an amendment: “Delete reference to wind turbine and
8. NEW BUSINESS

8-1. Proposition 15 – The California Fair Elections Act. This Proposition is on the June, 2010 ballot to create a pilot project providing voluntary public financing for candidates running for Secretary of State in 2014 and 2018. Proposition 15 is patterned after the Fair Elections system now working in Arizona, Maine and Connecticut, but is adapted for California.

Mayor Wile recommendation: Endorse Proposition 15, which is also supported by AARP and the League of Women Voters.

9. OTHER BUSINESS, REPORTS ON MEETINGS ATTENDED, ANNOUNCEMENT OF EVENTS/FUTURE AGENDA ITEMS.

(Council and staff announcements: Council Member reports on State, regional and local boards, commissions and committees to which they are appointed by the City Council; Council Member announcement of requests for future agenda items. No public comment will be taken on announcement of future agenda items).

10. ADJOURNMENT

10-1. Adjourn the meeting with a moment of silence in memory of Sally Outis

(The Council meeting packet is available for public inspection at the Albany Library (526-3720), the Fire Department and the City Clerk’s Office. The agenda and supporting staff reports can also be found on our web page at: www.albanyca.org. If you have any questions pertaining to any agenda item or Council meeting procedure, please contact the City Clerk’s Office at 528-5710.)

Agenda related writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the lobby of City Hall.

The City of Albany is dedicated to maintaining its small town ambiance, responding to the needs of the Community and providing a safe, healthy environment now and in the future.

To view the live televised Council meetings go to Channel 33. Please note that if you provide your name and address when speaking before the City Council it will become part of the official public record, which will be posted on the Internet and broadcast on Channel 33.

NOTICE – Please Read
“Pursuant to Government Code Section 65009, 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 a public hearing described in this notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing.

The decision of the City Council is final as of the date of its decision unless judicial review is initiated pursuant to California Code of Civil Procedure Section 1094.5. Any such petition for judicial review is subject to the provisions of California Code of Civil Procedure 1094.6.

In compliance with the Americans with Disabilities Act (ADA), and State Law, if you need special assistance to participate in this meeting, please contact the City Administration Office 510-528-5710. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CFR 35.102.104 ADA Title II)”. Upon request, we will provide written agenda materials in appropriate alternate formats, of disability related modification or accommodation, including auxiliary aids or services to enable individuals with disabilities to participate in public meetings. Please deliver a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least two (2) days before the meeting. Request should be sent to: City Clerk, 1000 San Pablo Avenue, Albany, CA 94706.