CITY OF ALBANY

CITY COUNCIL AGENDA
CITY COUNCIL CHAMBER, 1000 SAN PABLO AVENUE

MONDAY, JUNE 7, 2010

6:30 p.m.

Executive Session

Call to order

OPPORTUNITY FOR THE PUBLIC TO SPEAK ON CLOSED SESSION ITEMS

City Council convenes in the Council Chamber and then adjourns to Executive Session to discuss the following pursuant to Government Code Section 54957.8

Agency Negotiator: City Administrator and Glenn Berkheimer, IEDA
Employee Organization: Albany Peace Officers’ Association

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 owner.
Under Negotiations: Price and terms of payment for the purchase of property to be used as a City Maintenance Center

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 $188,583.11; taxes, benefits & withholdings in the amount of $244,171.35. Total payroll in the amount of $432,754.46. Payroll period: 05/21/10.
b. Ratification of Albany Municipal Services JPA net payroll in the amount of $49,845.88; taxes, benefits & withholdings in the amount of $55,339.87. Total payroll in the amount of $105,185.75. Payroll period: 05/21/10.

Staff recommendation: Ratify.

4-3. Ratification of bills, claims and demands against the City of Albany in the amount of $366,373.22. Period: 04/20/10; $318,583.64. Period: 04/30/10. $61,433.23. Period: 05/07/10. $427,762.62. Period: 05/14/10.

Staff recommendation: Ratify.


Staff recommendation: Ratify.

4-5. Contract Agreement No. C10-9 with Transform for the implementation of Safe Routes to School (SR2S) activities at three elementary schools in Albany.

Staff recommendation: Authorize the City Administrator to enter into Contract No. C10-9 with Transform for the implementation of specified items contained in the Education component of the SR2S program at three elementary schools in Albany in the amount of $5,950.

4-6. Buchanan Bicycle and Pedestrian Path.

Staff recommendation: Authorize the City Administrator to enter into Contract No. C10-10 with AECOM Engineering to prepare 100% Plans, Specifications and Engineering (PS&E) for the Buchanan Bicycle and Pedestrian Path in an amount not to exceed $187,830.

4-7. Temporary closure of Buchanan Street on July 4, 2010.
Staff recommendations: Approve the temporary closure of Buchanan Street west of I-80/580 freeway interchange on July 4, 2010 from 5:30 p.m. to 10:00 p.m.

4-8. Resolution No. 2010-25 – A Resolution of the Albany City Council Approving a Funding Agreement with the City of Berkeley in an amount not to exceed $86,552 to Construct, Maintain and Monitor an Owl Habitat at the Albany Plateau, as a Required Mitigation for the Sports Fields Project at Gilman Street.

Staff recommendation: Approve Resolution No. 2010-25.


Staff recommendation: Approve Resolution No. 2010-26.

4-10. Update on Economic Development and recommendations for upcoming Fiscal Year, including use of existing funds for commercial Façade Improvement Program.

Staff recommendation: 1) Receive update on September 2009 Economic Development Work plan. 2) Approve use of $12,000 from existing FY2009/10 funds for a Façade Improvement Program to be administered jointly by the City and the Albany Chamber of Commerce.

4-11. Consideration of Late Claim #AL623; Goto family.

Staff recommendation: Reject the late claim application and authorize the City Clerk to send out the appropriate rejection letter.


Staff recommendation: Information only.

4-13. Recreation & Community Services Temporary Street Closure requests.

Staff recommendation: Approve the closure of 1) a two-block area of Portland Avenue between Carmel Avenue and Pomona Avenue in front of Memorial Park on Sunday, July 4 2010 from 6 a.m. – 5 p.m. for the Dog Jog and the Celebration; and 2) of a six-block area on Solano between San Pablo and Masonic for Dinner with Albany, Saturday, September 25, 2010, 6:30 a.m. – 11:30 p.m.

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 of Proclamation to Ruth Ganong congratulating her on the award of Honorary Doctor, Doctor of Public Service, from the Boston Architectural College.

7. UNFINISHED BUSINESS

7-1. Report on the cost of the 2008 Election and Number of Candidates for the past three (3) elections and comments from the Albany Board of Education on City subsidy of Candidates’ Statements.

Staff recommendation: Receive report on information requested by the City Council.


Staff recommendation: Approve Resolution No. 2010-13

7-3. Resolution No. 2010-24 – A Resolution of the Albany City Council Calling and Giving Notice of Holding a General Election to be Held November 2, 2010 and Requesting the Board of Supervisors of Alameda County to Consolidate said Election with the Statewide General Election; Authorizing the City Clerk or her Duly Authorized Officers to Carry Out all the Necessary Procedures for said Election; and for Submitting to the Voters an Amendment to Section 3.01 of the Albany City Charter; Amendment to Albany Municipal Code Article 4-8, and Enactment of Articles 5-10 and 4-11 to the Albany Municipal Code, All of Which are Set Forth Herein.

Resolution No. 2010-24 includes offices to be filled and the following four ballot measures: 1) Charter amendment to change the position of City Attorney from elected to appointed. 2) Adding a section in the Municipal Code to set a business license tax for cannabis businesses. 3) Reducing Albany’s Communications Users’ Tax from 7% to 6.5% and to revise the method for calculating and collecting. 4) Increasing the
Paramedic Advance Life Support Fire Engines and Ambulance Special Tax in accordance with the Consumer Price Index.

Staff recommendation: 1) Resolution No. 2010-24. 2) Assign Council subcommittees for each of the ballot measures to prepare written arguments in favor of the measures as identified in Resolution No. 2010-24. The Charter Review Committee has requested that members of its Committee join with the Council subcommittee on the ballot argument in favor of the measure to change to an appointed City Attorney.


Staff recommendation: 1) Approve Resolution No. 2010-27 – A Resolution of the Albany City Council Adopting a Mission Statement for the City of Albany. 2) Approve Resolution No. 2010-28 – A Resolution of the Albany City Council Adopting a Vision Statement for the City of Albany.

8. NEW BUSINESS

8-1. Letter supporting AB234, which would require pre-booming for all vessel-to-vessel oil transfer operations.

Mayor Wile recommendation: Support

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

(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.