AGENDA (AMENDED)
MONDAY, NOVEMBER 5, 2018, 7:30 PM

We, the members of the Albany City Council would like to reaffirm that we welcome and value all of our diverse community members regardless of where they are from, who they love, how they worship, how they look, their abilities, or how they vote.

We invite the entire Albany community to join with us in creating a safe and welcoming city; one in which we celebrate our differences and learn from each other; one in which we are proud to raise our children.

“Diversity is not about how we differ. Diversity is about embracing one another's uniqueness”.
~ Ola Joseph

1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. CEREMONIAL MATTERS
   3-1. Mayor's Statement – Tree of Life Shooting Incident
   3-2. A/V Apprentice Recognition

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

5. 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.

   5-1. Minutes, October 15, 2018
       Staff recommendation: Approve

   5-2. Ratification of Payrolls - Payroll Period: 10/12/2018; Net Payroll: $299,726.42; Taxes, Benefits, Withholdings: $304,682.99; Total: $604,409.41

       Payroll Period: 10/26/2018; Net Payroll: $315,188.73; Taxes, Benefits, Withholdings: $319,851.11; Total: $635,039.84

       Staff recommendation: Ratify
5-3. Ratification of Bills, Claims and Demands - Ratification of bills, claims and demands against the City of Albany in the amount of: $242,053.37 (10/12/18), $25,000 (10/16/18), $294,650.47 (10/19/18), $348,704.83 (10/26/18)

Staff recommendation: Ratify

5-4. Ratification of Police and Fire Pension Board Payments: August 2018 - $140,304.82, September 2018 - $104,304.82, October 2018 – $104,304.82

Staff recommendation: Ratify

5-5. Committee Member Juan Mesa resigned from the Community Media Access Committee (Council Member Pilch Appointment)

Staff recommendation: Informational

5-6. Letter of Opposition – H.R. 2, Agriculture Improvement Act of 2018 (Farm Bill)

Mayor McQuaid recommendation: that the Council authorize submittal of letters of opposition opposing the provision in the H.R. 2, Agriculture Improvement Act of 2018

5-7. Request for City Council Discretionary Funds

Mayor McQuaid recommendation: that the Council authorize $600 from the City Council Discretionary Funds to support project for United Against Hate Week

5-8. Fiscal Year 2018-2019 Community Development Block Grant (CDBG) Project Applications and Agreement with Alameda County

Staff recommendation: that the Council adopt Resolution No. 2018-130, authorizing:

1. The submission of FY 2018-19 Community Development Block Grant (CDBG) project applications to Alameda County, and

2. The City Manager to enter into an Agreement with Alameda County for the use of FY 2018-19 Community Development Block Grant (CDBG) funds, in the amount of $147,083.50

5-9. Utilization of Recreation Reserve Funds for Park Facility Improvements/Repairs and Safety Improvements

Staff recommendation: that the Council adopt Resolution No. 2018-127, authorizing the allocation of $47,738 from Fund 0002 – Recreation Reserve, and appropriate budget adjustments as needed, for the funding of the Memorial Park facility improvements/repairs and park and facility safety improvements

5-10. Updated Salary Schedule for Albany Peace Officers’ Association Employees
Staff recommendation: that the Council Adopt Resolution No. 2018-128, approving the updated salary ranges for the APOA bargaining unit

5-11. Resolution No. 2018-132, authorizing the City Manager to Submit Grant Applications and Execute Agreements with the California Department of Transportation

Staff recommendation: that the Council adopt Resolution No. 2018-132, authorizing the City Manager to Submit Grant Applications and Execute Agreements with the California Department of Transportation

5-12. Ordinance amending Chapter XIII of the Municipal Code to revise two definitions in Section 13-4, and to replace the protest procedures in Section 13-18

Staff recommendation: that the Council adopt Ordinance No. 2018-09, Second Reading, Pass to Print

5-13. Allocation of funds to conduct a Play Field Improvement Study for Peggy Thomsen Pierce Street Park and Contract Approval

Staff recommendation: that the Council adopt Resolution No. 2018-131 authorizing:

1. The allocation of $22,250 of Measure R (LLAD 96-1) funds to conduct a comparison study of installing natural and synthetic turf on the lower play field at Peggy Thomsen Pierce Street Park, and

2. The City Manager to execute Contract C19-30 with Verde Design, Inc in the amount of $19,230 to conduct the comparison study

5-14. Proclamation in Honor of Patty Iverson Celebrating Her Ninetieth Birthday

Mayor McQuaid recommendation: that the Council adopt the proclamation in honor of Patty Iverson

6. GOOD OF THE CITY/PUBLIC COMMENT
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 up to three (3) minutes. The Mayor may reduce the time limit per speaker depending on the number of speakers. 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.

All persons wishing to speak on an item on the agenda are to fill out speaker cards and provide to the City Clerk. Comments related to items appearing on the agenda are taken up at the time the City Council deliberates each action item. The Mayor will announce when the period for public comment is open on each agenda item.

7. COUNCIL MEMBER REPORTS ON STATE/REGIONAL LOCAL MEETINGS ATTENDED AND ANNOUNCEMENT OF FUTURE MEETINGS/CITY MANAGER REPORT/COMMENTS
Council Member reports on State, regional, local bodies to which they are appointed by the City Council.
8. PRESENTATION

8-1. “Sift the Sand” Presentation by Albany Landfill Dog Owners Group

Vice Mayor Nason recommendation: that the Council receive a presentation regarding the “Sift the Sand” project, and present a Certificate of Recognition to the Albany Landfill Dog Owners Group

9. PUBLIC HEARING

10. UNFINISHED BUSINESS

11. NEW BUSINESS

11-1. Resolution No. 2018-129, granting approval of an encroachment permit to allow a retaining wall in the public right-of-way at 958 Neilson Street

Staff recommendation: that the Council adopt Resolution No. 2018-129, granting approval of an encroachment permit to allow a retaining wall in the public right-of-way at 958 Neilson Street

12. OTHER BUSINESS, ANNOUNCEMENT OF EVENTS/FUTURE AGENDA ITEMS

Council and staff announcements: Council Member announcement of requests for future agenda items. No public comment will be taken on announcement of future agenda items).

12-1. Upcoming City Events

General Election Day, Tuesday, November 6, 2018, 7 AM – 8 PM, Polling Places

Fireside Songs & S’mores, Friday, November 16, 2018, 6:30 PM – 8:30 PM, Memorial Park Picnic Area Fireplace

12-2. Upcoming City Meetings

Social & Economic Justice Commission, Wednesday, November 7, 7:30 PM, City Hall Council Chambers

Parks & Recreation Commission, Thursday, November 8, 7 PM, City Hall Council Chambers

Arts Committee, Tuesday, November 13, 7:30 PM, Albany Community Center Room1

Planning & Zoning Commission, Wednesday, November 14, City Hall Council Chambers

City Council, Monday, November 19, 7:30 PM, City Hall Council Chambers
13. **ADJOURNMENT**

Per City Council Resolution No. 09-1, no Council meeting shall continue past 10:30 p.m. unless a two-thirds majority of the Council votes to extend the meeting to discuss specified items; and any motion to extend the meeting beyond 10:30 p.m. shall include a list of specific agenda items to be covered. Any items not completed at a regularly scheduled Council meeting shall be continued to the next regular meeting or by a two-thirds majority vote of the Council to an adjourned regular meeting.

The Council agenda is posted for public inspection in advance of meetings at the City Hall, the Albany Community Center, and the Albany Senior Center. Agendas and supporting documents can also be found online at: www.albanyca.org. Supporting documents and any public comments received will be made available for public inspection at City Hall. If you have any questions pertaining to any agenda item or meeting procedure, please contact the City Clerk’s Office at 510-528-5710 or cityclerk@albanyca.org.

Council and Commission meetings are broadcast live on KALB and streamed live on the City website and YouTube. Audio recordings of Committee meetings will be uploaded to the City website and YouTube within one week of each public meeting. Archives of past City meetings are available on the City website and YouTube. 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 KALB.

The City of Albany is dedicated to maintaining its small town ambience, responding to the needs of a diverse community, and providing a safe, healthy and sustainable environment.

**NOTICE**

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: cityclerk@albanyca.org or City Clerk, 1000 San Pablo Avenue, Albany, CA 94706.