AGENDA
MONDAY, JUNE 1, 2020
6:00 PM Special Meeting
7:30 PM Regular Meeting

COVID-19 NOTICE – PUBLIC MEETING GUIDELINES

Consistent with Executive Orders No. N-29-20 from the Executive Department of the State of California and the Alameda County Health Officer’s Shelter in Place Order effective March 17, 2020, the City Hall will not be open to the public and the City Council will be participating in City Council meetings via phone/video conferencing. The public is invited to watch and submit comments via the methods below:

How to watch the meeting from home:
1. Meetings are streamed live and recorded on YouTube (www.YouTube.com/AlbanyKALB)
2. To listen to the meeting by phone, please call at the noticed meeting time 1 (669) 900-9128, then enter Webinar ID 938 5581 2692, follow by “#”. When asked for a participant id or code, press “#”. Instructions on how to join a meeting by phone are available at https://support.zoom.us/hc/en-us/articles/201362663
3. To observe the meeting by video conference, please go to https://zoom.us/s/93855812692 at the noticed meeting time. Instructions on how to join a meeting by video conference is available at https://support.zoom.us/hc/en-us/articles/201362193%20
4. Recorded meetings will be available for viewing on City Website within 48 hours after the meeting. https://www.albanyca.org/recreation/kalb-community-media/city-video-public-meetings

PLEASE NOTE: We have changed our process for receiving public comment. Please read the instructions below carefully to understand the new process. Comments submitted after 5 PM on the day of the Council meeting will be included as part of meeting record after the meeting.

How to submit Public Comment:
1. Members of the public may submit comments in writing by emailing the City Council citycouncil@albanyca.org with the Agenda item number clearly identified in the subject line of the email or by mail to City of Albany – Meeting Comments, 1000 San Pablo Avenue, Albany, CA 94706. All written comments received by 5 PM on the day of the meeting will be provided to the City Council and posted on the website. Other written comments received after 5 PM that address an item on the agenda will still be provided to the City Council and be included as part of the meeting record.
2. To comment by video conference, click the “Raise Your Hand” button to request to speak when Public Comment is being taken on the Agenda item. You will then be unmuted when it is your turn to make your comment for up to 3 minutes. After the allotted time, you will then be re-muted. Instructions of how to “Raise Your Hand” is available at https://support.zoom.us/hc/en-us/articles/205566129%0D-Raise-Hand-In-Webinar
3. To comment by phone, you will be prompted to “Raise Your Hand” by pressing “*9” to request to speak when public comment is being taken on the Agenda item. You will then be unmuted when it is your turn to make your comment for up to 3 minutes. You will be re-muted after the allotted time.
SPECIAL MEETING – CLOSED SESSION: 6:00 PM

1. CALL TO ORDER

2. OPPORTUNITY FOR THE PUBLIC TO SPEAK ON CLOSED SESSION ITEMS
City Council convenes in the Council Chambers and then adjourns to Closed Session to discuss the following:

   2-1. Conference with Legal Counsel – Anticipated Litigation
       Government Code section 54956.9(d)(2) (1 case)

3. ADJOURNMENT OF CLOSED SESSION

REGULAR MEETING: 7:30 PM

1. CALL TO ORDER / PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. CEREMONIAL MATTERS

   3-1. Proclamation – Elder Abuse Awareness Month

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, May 18, 2020
       Staff recommendation: Approve

       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: $63,998.92 (5/15/20), $682,060.64 (5/22/20)
       Staff recommendation: Ratify
5-4. Proclamation – Robin Mariona Retirement
Staff recommendation: Approve

5-5. Proclamation – Rosemarie Chu Retirement
Staff recommendation: Approve

5-6. Proclamation – Sergeant Thomas Dolter Retirement
Staff recommendation: Approve

5-7. Proclamation – Gun Violence Awareness Day
Vice Mayor McQuaid recommendation: Approve

5-8. Proclamation – Pride Month
Vice Mayor McQuaid recommendation: Approve

5-9. Request to Fly Pride Flag
Mayor Pilch & Vice Mayor McQuaid recommendation: that the Council authorize the Pride Flag be flown June 1-30, 2020 at Albany City Hall and Albany Community Center

5-10. Ordinance No. 2020-04 Second Reading to Consider Repeal and Replacement of Section 20.20.080 “Secondary Residential Units” of the Albany Municipal Code
Staff recommendation: that the Council adopt Ordinance No. 2020-04 approving the repeal and replacement of Section 20.20.080 “Secondary Residential Units” of the Albany Municipal Code - Second Reading - Pass to print

Staff recommendation: that the Council adopt Ordinance No. 2020-05 approving amendments to Section 20.20.040 “Home Occupations” of the Albany Municipal Code - Second Reading - Pass to print

5-12. Purchase of New Automated External Defibrillators
Staff recommendation: that the Council adopt Resolution No. 2020-43 for the use of COPS funds for the quoted amount of $10,380.15 for the purchase of ten new AED units and ten sets of pediatric AED pads for police patrol vehicles and the police booking room/jail area

5-13. Extension to Agreement for the Provision of Public Safety Dispatch and Records Management Services to Kensington Police Protection and Community Services District
Staff recommendation: that the Council adopt Resolution No. 2020-47 authorizing the City Manager to execute an extension to the Agreement to provide public safety dispatch and records management services for the Kensington Police Protection and Community Services District

5-14. Contract with Berkeley Food and Housing Project (BFHP) for Albany Project HOPE – Housing Opportunities Expanded

Staff recommendation: that the Council adopt Resolution No. 2020-48 authorizing the City Manager to enter into Contract No. C20-60 with Berkeley Food & Housing Project for Fiscal Years 2020-21 and 2021-22 at a total cost not to exceed $577,866 for the provision of services for Albany Project HOPE - Housing Opportunities Expanded, the City’s homeless outreach, engagement and housing navigation program.

5-15. Contract with the County of Alameda for Additional Library Services, Fiscal Year 2020-21, in the amount of $725,440

Library Board recommendation: that the Council approve the Fiscal Year 2020-21 agreement between the City of Albany and the County of Alameda for additional library services in the amount of $725,440

Staff recommendation: that the Council adopt Resolution No. 2020-45, authorizing the City Manager to enter into an agreement with the County of Alameda for additional library services for Fiscal Year 2020-21 in the amount of $725,440

5-16. Fiscal Year 2020-21 Community Development Block Grant Project Applications and Agreement with Alameda County

Staff recommendation: that the Council adopt Resolution No. 2020-46 authorizing:

1. The submission of FY 2020-21 Community Development Block Grant project applications to Alameda County
2. The City Manager to enter into an agreement with Alameda County for the use of FY 2020-21 Community Development Block Grant funds, in the amount of $115,717.50

5-17. Cooperation Agreement with Alameda County to Continue Albany’s Participation in the Alameda County Urban County to Receive Community Development Block Grant Entitlement Funds

Staff recommendation: that the Council adopt Resolution No. 2020-44 authorizing the City Manager to execute a cooperation agreement with Alameda County to continue participation of the City of Albany in the Alameda County Urban County for CDBG funds

5-18. Letters of Support – Food Assistance

Mayor Pilch & Vice Mayor McQuaid recommendation: that the Council note and file the letters as submitted
5-19. Direction from City Council on Role of Advisory Bodies to Recommend Changes to the use of City-Owned Right-of-Way for Maintaining Physical Distancing

Staff recommendation: that the Council authorize the advisory bodies to the City Council including the Transportation Commission and Economic Development Committee to provide recommendations to the City Council regarding opportunities for use of City-owned right-of-way and associated areas for maintaining social distancing and assisting with the needs of the local business community as businesses begin to reopen for business.

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.

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 SUBCOMMITTEE REPORTS, COUNCIL MEMBER REPORTS ON APPOINTED REPRESENTATION OF ALBANY, AND OTHER MEETINGS AND EVENTS
Council Subcommittees report, if they have met, and Council Members provide reports on any local, state or regional government meetings at which they have represented the City of Albany. Council members may provide reports on any meetings and/or community events and activities they have attended or plan to attend that they believe may be of interest to the Council, staff, or public. The Mayor may invite citizens who represent Albany at such meetings to report as well.

Council Members are encouraged to provide staff with links and/or a written report of meetings attended in advance of the posting of the Council agenda to include with the agenda materials. The Council shall have the authority to take action regarding any agendized written recommendations provided under this agenda category as needed.

7-1. City Council Subcommittees:

<table>
<thead>
<tr>
<th>Council Subcommittees</th>
<th>Subcommittee Members</th>
<th>Last Report Date</th>
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<tbody>
<tr>
<td>Albany Waterfront Park (Albany Bulb)</td>
<td>Nason &amp; McQuaid</td>
<td>12/02/2019</td>
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<td>Alta Bates Hospital</td>
<td>Pilch &amp; McQuaid</td>
<td>11/18/2019</td>
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<td>Cannabis Ordinance</td>
<td>Maass &amp; Pilch</td>
<td>3/2/2020</td>
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<td>Community Inclusivity</td>
<td>Pilch &amp; McQuaid</td>
<td>10/21/2019</td>
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<td>San Pablo Avenue Corridor Project</td>
<td>Nason &amp; Pilch</td>
<td>10/07/2019</td>
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<tr>
<td>Youth Engagement</td>
<td>McQuaid &amp; Maass</td>
<td>02/18/2020</td>
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7-2. City Council Appointed Representation of Albany:

<table>
<thead>
<tr>
<th>Bodies</th>
<th>Appointee</th>
<th>Alternate</th>
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<tbody>
<tr>
<td>Alameda County Mayors’ Conference</td>
<td>Pilch</td>
<td>McQuaid</td>
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<tr>
<td>Alameda County Transportation Commission</td>
<td>Pilch</td>
<td>Nason</td>
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<td>Alameda County Waste Management Authority</td>
<td>Pilch</td>
<td>Maass</td>
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<td>Association of Bay Area Government</td>
<td>Maass</td>
<td>Barnes</td>
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<td>East Bay Community Energy JPA Board</td>
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<td>McQuaid</td>
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<td>East Bay Sports Field Recreational Authority JPA</td>
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<td>Housing Authority of Alameda County</td>
<td>McQuaid</td>
<td>N/A</td>
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<tr>
<td>League of California Cities (East Bay)</td>
<td>McQuaid</td>
<td>Barnes</td>
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<tr>
<td>Alameda County Library Advisory Commission</td>
<td>Amy Apel</td>
<td>Sarah Levin</td>
</tr>
<tr>
<td>Berkeley/Albany Mental Health Board</td>
<td>(Vacant)</td>
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<td>City/AUSD/UC - 2X2X2</td>
<td>Pilch</td>
<td>McQuaid</td>
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<tr>
<td>Police &amp; Fire Pension Fund Board</td>
<td>Pilch</td>
<td>McQuaid</td>
</tr>
<tr>
<td>Alameda County Paratransit Advisory &amp; Planning Committee (PAPCO)</td>
<td>Margaret Patterson</td>
<td>N/A</td>
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</tbody>
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7-3. City Council Meetings and Events

8. CITY MANAGER REPORT
The City Manager provides verbal and/or written reports regarding matters of interest to the Council.

9. PRESENTATION

10. PUBLIC HEARING

11. UNFINISHED BUSINESS

11-1. Consideration of Ballot Measures for the November 2020 General Municipal Election

Staff recommendation: that the Council review draft ballot language for possible revenue measures for the November 2020 election and provide direction to staff regarding development of the full text and associated ordinances for the ballot measures

11-2. Possible Ballot Measure to Transition Voting Method to Ranked Choice Voting (RCV) At Large

Staff recommendation: that the Council:
1. Receive an update from the subcommittee of Vice Mayor McQuaid and Council Member Nason regarding conversations held with the Asian Americans Advancing Justice – Asian Law Caucus; and
2. Provide direction to staff regarding the drafting of a ballot measure for the November 2020 election to amend the voting method within the City Charter to Ranked Choice Voting At Large

11-3. Extension of Temporary Moratorium on Residential and Commercial Evictions for Nonpayment of Rent and Rent Increases during COVID-19 Pandemic

Staff recommendation: that the Council adopt Urgency Ordinance No. 2020-06, entitled:

AN URGENCY ORDINANCE OF THE CITY OF ALBANY EXTENDING THE TEMPORARY MORATORIUM ON EVICTIONS DUE TO NONPAYMENT OF RENT AND RENT INCREASES FOR CERTAIN RESIDENTIAL AND COMMERCIAL TENANTS DURING THE COVID-19 PANDEMIC AND SETTING FORTH THE FACTS CONSTITUTING SUCH URGENCY

12. NEW BUSINESS

13. FUTURE AGENDA ITEMS
Council Members and City Manager note upcoming agenda items that may be of interest to the Council, staff, or public. Council Members may request that items be placed on a future agenda.

14. ANNOUNCEMENT OF CITY MEETINGS AND EVENTS

14-1. Upcoming City Events - None

14-2. Upcoming City Meetings

A. Economic Development Committee Meeting, Thursday, June 4, 5:00 PM, Virtual Meeting via phone/video conferencing

B. City Council Meeting, Monday, June 15, 7:30 PM, City Hall Council Chambers or Virtual Meeting via phone/video conferencing

15. 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 online or via email request. If you have any questions pertaining to any agenda item or meeting procedure, please contact the City Clerk’s Office at 1 + (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 1 + (510) 528-5710. Notification 48 hours prior to the meeting where possible 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 where possible. Request should be sent to: cityclerk@albanyca.org or City Clerk, 1000 San Pablo Avenue, Albany, CA 94706.