



## CITY OF ALBANY

MINUTES OF THE  
ALBANY CITY COUNCIL  
CITY COUNCIL CHAMBER, 1000 SAN PABLO AVENUE  
MONDAY, NOVEMBER 21, 2016

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### 6:45 p.m.- SPECIAL MEETING - CANCELLED

#### CLOSED 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 Closed Session to discuss the following:

1. Labor Negotiations pursuant to Government Code Section 59457.6

Agency Negotiator:	City Manager Penelope Crumpley & Human Resources Director Gene Boucher
Employee Organization:	Albany Fire Fighters' Association

#### ADJOURNMENT

### 7:30 p.m.- REGULAR MEETING

#### CALL TO ORDER

The meeting was called to order by Mayor Maass at 7:30 p.m.

1. **PLEDGE OF ALLEGIANCE**  
Vice Mayor McQuaid led the pledge of allegiance.
2. **ROLL CALL**  
Present: Council Members Nason; Pilch; Vice Mayor McQuaid; Mayor Maass  
Council Member Barnes arrived at 7:37 p.m.
3. **REPORT ON ACTION TAKEN IN CLOSED SESSION, IF ANY**  
Mayor Maass reported that the Council did not hold a closed session.

**4. CONSENT CALENDAR**

**4-1. Minutes, November 7, 2016**

Staff recommendation: Approve

**4-2. Ratification of Payroll – City of Albany**

Payroll Period: 11/10/2016 Net Payroll: \$212,033.82; Taxes, Benefits,  
Withholdings: \$176,912.21 Total: \$503,307.70

Staff recommendation: Ratify

**4-3. Ratification of Payroll – Albany Municipal Services JPA**

Payroll Period: 11/10/2016; Net Payroll: \$69,428.07; Taxes, Benefits,  
Withholdings: \$44,933.60 Total: \$114,361.67

Staff recommendation: Ratify

**4-4. Ratification of Bills, Claims and Demands - Ratification of bills, claims and demands against the City of Albany**

(a) August - \$96,622.06 (8/5/16), \$309,913.71 (8/12/16), \$172,111.26 (8/18/16),  
\$410.38 (8/19/16), \$353,663.50 (8/26/16)

(b) September - \$259,290.38 (9/2/16), \$121,087.26 (9/9/16), \$278,224.72  
(9/16/16), \$159,550.84 (9/23/16), \$227,455.57 (9/30/16)

(c) October - \$144,221.48 (10/7/16), \$162,404.62 (10/14/16), \$1,212,835.32  
(10/21/16), \$308,696.68 (10/28/16)

(d) Direct Disbursements - \$3,399,479.86 (July & August 9/6/16) \$385,341.01  
(9/16/16), \$227,455.57 (9/30/16), \$230,169.98 (10/14/16), \$106,966.66  
(10/28/16)

Staff recommendation: Ratify

**4-5. Resolution No. 2016-86, Accepting additional bequest funds from the Shirley L. Parr Trust to the Albany Senior Center**

Staff recommendation: that the Council adopt Resolution No. 2016-86, accepting the additional bequest funds from the Shirley L. Parr Trust to the Albany Senior Center in the amount of \$47,910.27 and authorize the City Manager to execute necessary documents on behalf of the City to confirm receipt of the bequest

- 4-6. Council Member Pilch appointment to Parks & Recreation Commission:  
Julia Chang Frank

- 4-7. Construction Contract for Ocean View Park Ballfield Drainage Improvements

Staff recommendation: that the Council adopt Resolution No. 2016-23, authorizing the City Manager to award the construction contract for the Ocean View Park Ballfields Drainage Improvements to the lowest responsible bidder, Colony Landscapes, Alviso, CA in the total amount of \$25,300 for the Base Bid Schedule (PROJECT NO. 41002)

- 4-8. Contract with MuniServices, LLC for collection services related to a Sugar-Sweetened Beverage Tax

Staff recommendation: that the Council authorize the City Manager to negotiate a service agreement with MuniServices, LLC to assist the City with the administration and collection of the new sugar-sweetened beverage tax

Mayor Maass asked if anyone would like to remove an item from the Consent Calendar. Mayor Maass asked for clarification regarding item 4-7 - no other items were removed from the consent calendar.

**MOTION:**

Moved by Council Member Nason, seconded by Council Member Pilch to approve the consent calendar as submitted.

AYES: Council Members Nason, Pilch, Vice Mayor McQuaid, Mayor Maass.

NOES: None.

ABSENT: Council Member Barnes.

Motion carried and so ordered.

**5. PRESENTATION**

- 5-1. City Council Statement regarding the Results of the National Election

Mayor Maass/Vice Mayor McQuaid recommendation: that the Council review and approve the draft statement regarding the results of the national election

Vice Mayor McQuaid read the draft statement.

The following people spoke: Sara Hinkley; Pareen Shah; Brian Beall. A summary of comments is as follows: concern with recent graffiti, suggested outreach efforts; suggested changes to the statement, and that the statement reflect local issues; concern with changes in Washington impacting Albany.

A summary of Council comments is as follows: suggested changes to the statement depending on the intention of the statement; support for the statement; acknowledged local organizations working in the community to support diversity; suggested further discussion regarding the possibility of becoming a sanctuary city.

## **6. GOOD OF THE CITY/PUBLIC FORUM/ANNOUNCEMENTS**

Mayor Maass opened Good of the City.

The following people spoke: Susan Schwartz, Friends of Five Creeks; Letitia Berlin; Peter Campbell; Brian Beall; Brian Parsley.

A summary of comments is as follows: presented information on creek restoration work and support for a bridge across Cerrito Creek; concern with graffiti and encouraged a public service campaign to support diversity; concern the rent review workshop and the related online survey, requested an opportunity to present an alternative approach to rent review; rent review discussions have identified concerns of renters and landlords, announced a democratic caucus event; concern with the cross on Albany Hill, recommended cross be removed.

## **7. PUBLIC HEARING**

## **8. UNFINISHED BUSINESS**

### **8-1. Second Reading of Ordinance No. 16-04 Authorizing the Implementation of a Community Choice Aggregation Program**

Staff recommendation: that the Council adopt Ordinance No. 16-04 authorizing the implementation of a community choice aggregation program – Second Reading - Pass to print.

Sustainability Coordinator Claire Griffing delivered the staff report, reviewing the components of a Community Choice Aggregation Program (CCA). A CCA allows public agencies to procure electric power on behalf of customers. Unlike a municipal utility, a CCA does not own the transmission and delivery systems, but is responsible for purchasing electricity used by residents and businesses. With CCA, energy transmission, distribution, repair, customer service, and billing continue to be administered by PG&E. Customers retain the choice to continue to purchase power directly from PG&E by opting out of the CCA. Customers who receive electricity from a CCA are still entitled to PG&E's special pricing, efficiency programs, and rebates.

The proposed entity, East Bay Community Energy Authority, would serve as a CCA and seek to provide cleaner and less expensive energy to residents and businesses in its service area. CCA programs can lower rates, offer a greater range of green and clean energy products, and create customized programs that

better serve local priorities. Participating in a CCA is outlined as a goal in the City's Climate Action Plan. There is no request by Alameda County for financing support of the CCA program from the City of Albany at this time.

The following people spoke: Brain Beall; Dan Lieberman.

A summary of comments is as follows: support for the CCA and for creating competition for energy service providers; support for cleaner and greener energy opportunities.

A summary of Council comments is as follows: interest in creating jobs in Albany as a result of the CCA, and interest in as much renewable energy as possible.

**MOTION:**

Moved by Vice Mayor McQuaid, seconded by Mayor Maass to approve the consent calendar as submitted.

AYES: Council Members Nason, Pilch, Vice Mayor McQuaid, Mayor Maass.

NOES: Council Member Barnes.

Motion carried and so ordered.

**9. NEW BUSINESS**

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

Council Member Nason and Mayor Maass attended the ballfields JPA meeting.

Mayor Maass attended the shared housing workshop, rent review workshop, Alameda County Transportation Commission retreat, and the County Housing Authority meeting.

Council Member Nason attended the rent review workshop, and a meeting of the landfill dog group. There is an owl in the burrowing owl habitat.

**10-1.** City Hall offices will be closed December 23, 2016 – January 2, 2017.

**10-2.** Upcoming City Meetings

Community Media Access Committee, Monday, November 28, 6 PM, City Council Chambers

Traffic & Safety Commission, rescheduled due to holiday to Wednesday, November 30, 7 PM, City Council Chambers

**11. ADJOURNMENT**

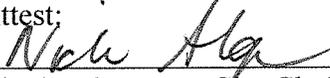
8:25 p.m. There being no further business before the City Council it was moved and seconded to adjourn the meeting.

Minutes submitted by Nicole Almaguer, City Clerk



Peter Maass  
Mayor

Attest:



Nicole Almaguer, City Clerk