

Date Approved: November 21, 2016



## **CITY OF ALBANY**

**MINUTES OF THE  
JOINT MEETING OF THE CITY COUNCIL AND THE ALBANY  
MUNICIPAL JOINT POWERS AUTHORITY BOARD OF DIRECTORS  
CITY COUNCIL CHAMBER, 1000 SAN PABLO AVENUE  
MONDAY, NOVEMBER 7, 2016**

---

**6:15 p.m.**

**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 Gene Boucher
Employee Organization:	Albany Fire Fighters' Association

**ADJOURNMENT**

**7:30 p.m.**

**CALL TO ORDER**

**1. PLEDGE OF ALLEGIANCE**

Mayor Maass led the pledge of allegiance.

**2. ROLL CALL**

Present: Council Members Barnes, Nason, Pilch, Vice Mayor McQuaid, Mayor Maass

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

Mayor Maass reported that the Council discussed labor negotiations and no action was taken.

**4. CONSENT CALENDAR**

**4-1. Minutes, October 17, 2016**

Staff recommendation: Approve

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

a) Payroll Period: 10/14/2016; Net Payroll: \$217,546.11; Taxes, Benefits, Withholdings: \$181,011.03 Total: \$398,557.14

b) Payroll Period: 10/28/2016; Net Payroll: \$219,634.80; Taxes, Benefits, Withholdings: \$295,871.92 Total: \$515,506.72

Staff recommendation: Ratify

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

a) Payroll Period: 10/14/2016; Net Payroll: \$65,617.25; Taxes, Benefits, Withholdings: \$38,380.45 Total: \$103,997.70

b) Payroll Period: 10/28/2016; Net Payroll: \$71,309.01; Taxes, Benefits, Withholdings: \$100,531.33 Total: \$171,840.34

Staff recommendation: Ratify

**4-4. Ratification of Police & Fire Pension Plan payments in the amount of \$104,936.58 for the month of October, 2016.**

Staff recommendation: Ratify.

**4-5. Two Park and Recreation Commission resignations: Beth Remington appointed by Albany Unified School District and Emma Yee appointed by Council Member Pilch**

Staff recommendation: Informational

**4-6. Engineering Design Services - 2017 Sanitary Sewer Rehabilitation**

Staff recommendation: that the Council approve Resolution #2016-85, authorizing the City Manager to enter into an agreement with Nute Engineering for Engineering Design Services for the 2017 Sanitary Sewer Rehabilitation Project in the not-to-exceed amount of \$170,000

- 4-7. Approval of Amendment to Consultant Services Agreement with Riedinger Consulting for Claims Analysis for Litigation arising out of Buchanan Street Bike Path Project

Staff recommendation: that the City Council approve an amendment to the consultant services agreement with Riedinger Consulting, to increase the maximum compensation under the existing agreement by \$39,000, for a total not-to-exceed amount of \$55,500, and authorize the City Manager to execute the amendment

- 4-8. Updated Salary Schedules for City Employees

Staff recommendation: that the Council adopt Resolution No. 2016-81 – A resolution of the Albany City Council approving the updated salary schedules for the Police Chief and Fire Chief, and members of the Albany Peace Officers Association (APOA)

- 4-9. Updated Salary Schedule for Management and Confidential Employees

Staff recommendation: that the Board adopt Resolution No. JPA2016-3 – A resolution of the Board of Directors of the Albany Municipal Services Joint Powers Authority approving the updated salary schedule for management and confidential employees

Mayor Maass asked if anyone would like to remove an item from the Consent Calendar. No items were removed from the consent calendar.

**MOTION:**

Moved by Council Member Nason, seconded by Vice Mayor McQuaid to approve the consent calendar as submitted.

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

NOES: None.

Motion carried and so ordered.

**5. PRESENTATION**

- 5-1. Audio Visual Apprentice Program Recognition  
Production Specialist Brennen Brown introduced the A/V Apprentice Program participants and provided certificates to the participants.

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

Mayor Maass opened the Good of the City.

The following people spoke: Susan Schwartz, Friends of Five Creeks; Brian Beall.

A summary of comments is as follows: announced an upcoming Codonices creek work party and opportunities for collaborative creek maintenance events with businesses neighboring the creek, recommended Measure R funds be utilized for creek improvements; expressed support for measures on the ballot.

## 7. PUBLIC HEARING

### 7-1. Approving an Agreement to Participate in a Joint Powers Agency and First Reading of Ordinance Authorizing the Implementation of a Community Choice Aggregation Program

Staff recommendation: that Council:

1. Adopt Resolution 2016-84 Approving an Agreement to Participate in a Joint Powers Agency for Community Choice Aggregation Program in Alameda County
2. Adopt first reading of Ordinance 2016-04 Authorizing the Implementation of a Community Choice Aggregation Program

Sustainability Coordinator Claire Griffing delivered the staff report and introduced representatives from Alameda County Alert Lopez and Tom Kelly who provided a presentation. Community Choice Aggregation (CCA), also known as Community Choice Energy (CCE), 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 CCA would seek to provide cleaner and less expensive energy to residents and businesses.

The Alameda County Board of Supervisors voted on October 4, 2016 to create the CCA program under the name East Bay Clean Energy Authority, adopt a Joint Powers Agreement negotiated by the Steering Committee and attorneys for the County and proposed member cities, and establish funding for the remaining phases of program development necessary to allow the program to begin providing electricity to customers.

The County has completed a Technical Study for a CCA. The report concludes that feasibility for a CCA in Alameda County is favorable. The County has requested that each of the cities that are considering joining the JPA take action by the end of November 2016. This schedule allows time for the necessary steps for

the Authority to begin delivering power to customers in the fall of 2017. The JPA Agreement includes a complete set of operating principles for the participating members and the roles/responsibilities of each member. The City's Sustainability Committee unanimously approved a motion to recommend that Council join the East Bay Community Energy Authority at their meeting on July 20<sup>th</sup>, 2016.

Albany has expressed interest in considering the feasibility, legality and cost of offering 100% renewable energy as a default electricity option to encourage the purchase of cleaner energy. The JPA will be tasked with identifying the particulars of the CCA including types of energy utilized to achieve maximum reduction in greenhouse gas emissions.

The following people spoke: Mark Meldgin, Brian Beall, Dan Lieberman, Max Wei, Brittany King, Byron Pakter.

A summary of comments is as follows: expressed concern with general debt guarantees; support for the CCA and for cleaner energy; suggested a rate stabilization fund as part of the program to further incentivize energy efficiency; encouraged job training as a program component.

A summary of Council comments is as follows: concern with the effectiveness of a CCA and the viability of particular energy sources; support for the CCA program; additional issues can be dealt with as the CCA moves forward; interest in a job training component; support for a 100% renewable energy opportunity.

**MOTION:**

Moved by Council Member Pilch, seconded by Council Member Nason to:

1. Adopt Resolution 2016-84 Approving an Agreement to Participate in a Joint Powers Agency for Community Choice Aggregation Program in Alameda County
2. Adopt first reading of Ordinance 2016-04 Authorizing the Implementation of a Community Choice Aggregation Program

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

NOES: Council Member Barnes.

**8. UNFINISHED BUSINESS**

**9. NEW BUSINESS**

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

Council Member Nason reported that there is a Ballfields JPA meeting on November 16.

Vice Mayor McQuaid announced the shared housing workshop on November 17. City Manager Crumpley announced the rent review board workshop that will be held on November 16.

**10-1.** City Hall offices will be closed honoring Veterans on November 11<sup>th</sup>.

**10-2.** Upcoming City Events

Run Around Town Sundays, every Sunday, 8 AM, meet at Suzette Crepes – 1226 Solano Ave

Albany Beach Clean-up, Sunday, November 13, 1-3 P.M., Foot of Buchanan Street

Fireside Songs and S'Mores, Friday, November 18, 6:30 P.M., Memorial Park Picnic Area Fireplace

**10-3.** Upcoming City Meetings

Planning & Zoning Commission, Wednesdays, November 9 and 23, 7 PM, City Council Chambers

Parks & Recreation Commission, Thursday November 10, 7 PM, City Council Chambers

Arts Committee, Monday, November 14, 7 PM, City Council Chambers

Sustainability Committee, Tuesday, November 15, 7:30 PM, City Council Chambers

Library Board, Tuesday, November 15, 7 P.M., Edith Stone Room, Community Center

City Council, Monday November 21, 7:30 PM, City Council Chambers

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**

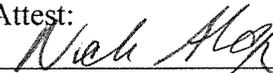
9:45 p.m. There being no further business before the City Council it was moved and seconded to adjourn the meeting.

Minutes submitted by Nicole Almaguer, City Clerk.



Peter Maass  
Mayor

Attest:



Nicole Almaguer, City Clerk