

City Council Agenda
January 17, 2006
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **GOOD OF THE CITY/PUBLIC FORUM**
4. **CONSENT CALENDAR**

3-1. City Council minutes, December 19, 2005.

Staff recommendation: Approve.

3-2. a. Ratification of City of Albany net payroll in the amount of \$211,024.36; taxes, benefits & withholdings in the amount of \$158,963.48. Total payroll in the amount of \$369,987.84. Payroll period. 12/09/05.

b. Ratification of City of Albany net payroll in the amount of \$269,811.76; taxes, benefits & withholdings in the amount of \$264,109.27. Total payroll in the amount \$533,921.03. Payroll period: 12/23/05.

c. Ratification of City of Albany net payroll in the amount of \$176,950.90; taxes, benefits & withholdings in the amount of \$144,634.22. Total payroll in the amount of \$321,585.12. Payroll period: 01/06/06.

d. Ratification of Albany Municipal Services JPA net payroll in the amount of \$42,621.96; taxes, benefits & withholdings in the amount of \$34,072.10. Total payroll in the amount of \$76,694.06. Payroll period: 12/09/05.

e. Ratification of Albany Municipal Services JPA net payroll in the amount of \$40,690.02; taxes, benefits & withholdings in the amount of \$43,814.23. Total payroll in the amount of \$84,504.24. Payroll period: 12/23/05.

f. Ratification of Albany Municipal Services JPA net payroll in the amount of \$43,928.46; taxes, benefits & withholdings in the amount of \$31,620.11. Total payroll in the amount of \$75,548.57. Payroll period: 01/06/06.

Staff recommendation: Ratify.

3-3. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$975,593.68. Period: 12/19/05.

b. Ratification of bills, claims & demands against the Albany Municipal Services JPA in the amount of \$896.20. Period: 12/19/05.

c. Ratification of bills, claims & demands against the City of Albany in the amount of \$16,039.08. Period: 01/01/06.

Staff recommendation: Approve.

3-4. Pension payments in the amount of \$103,900.31 for the month of December, 2005.

Staff recommendation: Ratify.

3-5. Resolution #06-1 - A Resolution of the Albany City Council Accepting Improvements and Directing the Filing of Four Notices of Completion (four contractors) under Contract No. 05-04 for the Marin Avenue Traffic Calming Project and the 2005 Citywide Pavement Resurfacing Project.

Staff Report (*PDF, 38Kb*)

Resolution (*PDF, 21Kb*)

Notice of Completion for:

AJW Construction (*PDF, 19Kb*)

Union City Construction (*PDF, 18Kb*)

Chrisp Construction (*PDF, 18Kb*)

Valley Slurry (*PDF, 18Kb*)

Staff recommendation: Approve Resolution #06-1.

5. PRESENTATION/PUBLIC HEARING

5-1. A public hearing to discuss the annual report on the status of Sewer, Storm Drainage and Capital Facilities In-Lieu Fees Collected, as of June 30, 2005 According to Government Code Section 66001 (AB1600).

Staff Report (*PDF, 47Kb*)

Staff recommendation: That the City Council receive comments, if any, from citizens regarding the Development Impact Fee Report made available to the public on December 19, 2005.

5-2. West Berkeley Alliance presentation to Council about Pacific Steel Casting air quality issues.

Staff Report (*PDF, 15Kb*)

Staff recommendation: Information only.

6. NEW BUSINESS

6-1. "3% at 55" Formula for local Fire Safety Members.

a. Ordinance #06-02 - An Ordinance of the Albany City Council Authorizing and Amendment to the Contract Between the Albany City Council and the Board of Administration of the California Public Employees' Retirement System. First Reading

b. Resolution #06-2 - A Resolution of Intention to Approve an Amendment to the Contract Between the Albany City Council and the Board of Administration of the California Public Employees' Retirement System.

Staff Report (*PDF, 16Kb*)

Ordinance (*PDF, 14Kb*)

Resolution (*PDF, 14Kb*)

Staff recommendation: Approve Ordinance #06-02 for First Reading and approve Resolution #06-2.

7. UNFINISHED BUSINESS

7-1. Curtis-Neilson Area Storm Drain Problems - Status Report.

Staff Report (*PDF, 24Kb*)

Staff recommendation: Receive report and agendaize further discussion and consideration of funding mechanisms for the meeting of February 6, 2006.

7-2. Follow-up on proposed Tax Measure for June, 2006 Election.

Staff Report (*PDF, 38Kb*)

Memorandum (*PDF, 60Kb*)

Staff recommendation: 1) Schedule a public hearing for February 6, 2006, for community review and comment on placing a tax measure on the June, 2006 ballot to fund capital improvements to storm drain facilities and for Citywide street repair and rehabilitation. 2) Ask the Albany Library Board and Alameda County Library for a recommendation on a potential June, 2006 ballot measure to fund library services and schedule a public hearing on their recommendations for February 21, 2006. 3) Continue to consider the following items for a future ballot measure, such as November, 2006: Acquisition, improvements, operations and maintenance of the Veterans' Memorial Building and Pierce Street Park; Citywide maintenance and youth programs.

7-3. Progress Report on Moratorium on Medical Marijuana Dispensaries.

Staff Report (PDF, 52Kb)
City of Elk Grove Ordinance (PDF, 1784Kb)
City of Rocklin Ordinance (PDF, 24Kb)
City of Concord Ordinance (PDF, 22Kb)
List of Moratoria, Bans and Ordinances (PDF, 25Kb)

Staff recommendation: That the City Council 1) Direct staff to initiate an extension of the interim urgency ordinance for an additional one year beyond May 2, 2006. 2) Advise staff, as to preferred options for an Ordinance regarding medical marijuana dispensaries.

7-4 Status report on the 2005/06 City Council Goals.

Staff Report (PDF, 16Kb)
Goals Update (PDF, 112Kb)
C I P Update (PDF, 29Kb)

Staff recommendation: Accept status report on implementation of City Council 2005-06 Goals.

8. **OTHER BUSINESS/ANNOUNCEMENT OF EVENTS**
9. **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. If you have any questions pertaining to any agenda item or Council meeting procedure, please contact the City Clerk's Office at 528-5720.) *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.*

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 and the official minutes will be published on the Internet.

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), 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)">