

**City Council Agenda  
May 01, 2006  
8:00PM  
Council Chambers, City Hall  
1000 San Pablo Avenue**

**7:15 p.m.**

**Executive Session**

Call to order

**OPPORTUNITY FOR THE PUBLIC TO SPEAK ON EXECUTIVE SESSION ITEM**

City Council convenes in the Council Chamber and then adjourns to Executive Session to discuss the following:

Conference with Labor Negotiator pursuant to Government Code Section 54957.8 to discuss:

Agency Negotiator: City Administrator

Employee Organization: Albany Municipal Services Joint Powers Authority

**8:00 P.M.**

**CALL TO ORDER**

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**
3. **ANNOUNCEMENT OF EXECUTIVE SESSION ACTION**
4. **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. 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.)

4-1. a. Ratification of City of Albany net payroll in the amount of \$181,110.23; taxes, benefits & withholdings in the amount of \$143,310.69. Total payroll in the amount of \$324,420.92. Payroll period: 04/14/06.

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$52,620.97; taxes, benefits & withholdings in the amount of \$34,613.83. Total payroll in the amount of \$87,234.80; Payroll period: 04/14/06.

Staff recommendation: Ratify.

4-2. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$203,161.43. Period: 04/21/06.

b. Ratification of bills, claims & demands against the Albany Municipal Services JPA in the amount of \$246.40. Period: 04/21/06.

Staff recommendation: Ratify.

4-3. Resolution #06-18 - Appointing Michael McQuiston to the position of Police Chief, effective July 1, 2006.

**Staff Report** (*PDF, 14Kb*)

**Resolution 06-18** (*PDF, 14Kb*)

Staff recommendation: Approve Resolution #06-18.

4-4. Resolution #06-19 - Declaring intention to vacate a portion of Eastshore Frontage Road, and scheduling public hearing for June 5, 2006.

**Staff Report** (*PDF, 32Kb*)

**Resolution 06-19** (*PDF, 22Kb*)

**Exhibit Map** (*PDF, 41Kb*)

**Legal Description & Plat** (*PDF, 83Kb*)

Staff recommendation: Approve Resolution #06-19.

4-5. A rendering of the quarterly Cash and Investments Treasury Report of the City of Albany as of March 31,2006, as required by Section 53646 of the California Government Code.

Staff recommendation: Note and file - for information only

4-6. Ratification of pension payments for the month of April, 2006 in the amount of \$103,497.38.

Staff recommendation: Ratify.

## 5. **GOOD OF THE CITY/PUBLIC FORUM**

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 to five (5) minutes. 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.

**6. PRESENTATION/PUBLIC HEARING**  
**7. UNFINISHED BUSINESS**

7-1. Ordinance #06-08 - An Ordinance of the Albany City Council Amending Section 20.100.010C. Fees of the Albany Municipal Code, Relating to the Processing of Development and Other Planning and/or Zoning Applications. Second Reading - Pass-to-Print.

**Staff Report 5/1/06 (PDF, 14Kb)**

**Staff Report 4/17/06 (PDF, 17Kb)**

**Ordinance 6-08 (PDF, 28Kb)**

Staff recommendation: Approve for Second Reading - Pass-to-Print.

**8. NEW BUSINESS**

8-1. Entertainment Permit for "6 Degrees on Solano" Restaurant, 1403 Solano Avenue.

**Staff Report (PDF, 41Kb)**

**Application (PDF, 77Kb)**

**Public Hearing Notice (PDF, 55Kb)**

**Selected Sections of Municipal Code (PDF, 347Kb)**

Staff recommendation: Approve an Entertainment Permit for "6 Degrees on Solano" Restaurant, as per Section 5-11.6 of the Albany Municipal Code, subject to conditions of approval, and to the granting of a parking reduction by the Planning & Zoning Commission.

8-2. Waterfront Planning.

**Staff Report (PDF, 45Kb)**

**Report From City Attorney (PDF, 120Kb)**

**Resolution 06-20 (PDF, 72Kb)**

**Waterfront Planning Process Concept (PDF, 68Kb)**

Staff recommendation: Approve Resolution #06-20 - A Resolution of the Albany City Council endorsing and directing staff to proceed with a City directed waterfront planning process.

**9. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS**

(Council and staff announcements: Council Member reports on State, regional and local boards, commissions and committees to which they are appointed by the City Council; Council Member announcement of requests for future agenda items. No public comment will be taken on announcement of future agenda items).

## 10. 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)">