

City Council Agenda
June 19, 2006
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue

6:30 p.m.

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:

Executive session

Executive Session to discuss real property negotiations pursuant to Government Code Section 54956.9:

Property: Proposed Pierce Street Park, located across from 739 Pierce Street

Negotiations Parties: Property owner: State of California, Department of Transportation.

City: City Administrator and Assistant City Administrator. Under Negotiation: Price & Terms of Payment

7:00 p.m.

Workshop

To discuss potential acquisition of the Veterans Memorial Building, including scope and cost of building improvements, and joint use parameters with the Veterans' organizations.

Workshop Staff Report (PDF, 25Kb)

Attachment 1: May 1 Letter (PDF, 30Kb)

Attachment 2: Response (PDF, 34Kb)

Attachment 3: Report Reference (PDF, 50Kb)

Attachment 4: Cost Estimates (PDF, 42Kb)

7:45 p.m.

Albany Municipal Services JPA (see separate agenda)

7:50 p.m

Albany Community Reinvestment Agency (see separate agenda)

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

4-1. City Council minutes, June 5, 2006.

Staff recommendation: Approve.

4-2. a. Ratification of City of Albany net payroll in the amount of \$164,977.93; taxes, benefits & withholdings in the amount of \$152,482.31. Total payroll in the amount of \$317,460.24. Payroll period: 06/04/06.

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$42,103.10; taxes, benefits & withholdings in the amount of \$20,269.13. Total payroll in the amount of \$62,422.23. Payroll period: 06/04/06.

Staff recommendation: Ratify.

4-3. Resolution #06-28 - A Resolution of the Albany City Council Approving the Adoption of the Joint Powers Agreement #3, a Joint Agreement between the Cities of Albany, Berkeley, El Cerrito, Emeryville and Richmond or any combination thereof, to implement Section 3 of the Joint Exercise of Powers Agreement, dated November 12, 2003 to Develop, Operate and Maintain the Gilman Street Sports Facility.

Staff Report (PDF, 25Kb)

Attachment 1: Resolution 06-28 (PDF, 15Kb)

Attachment 2: JPA Implementing Agreement (PDF, 24Kb)

Attachment 3: May 15, 2006 Staff Report (PDF, 24Kb)

Attachment 4: JPA Agreement Dated 11/12/03 (PDF, 50Kb)

Attachment 5: Proposed Procedures (PDF, 23Kb)

Staff recommendation: Approve Resolution #06-28.

4-4. Resolution #06-29 - A Resolution of the Albany City Council Approving the Salary Schedule for City of Albany Safety Management Employees and Select City of Albany Elected Officials.

Staff Report and Exhibit A (PDF, 28Kb)

Resolution 06-29 (PDF, 14Kb)

Staff recommendation: Approve Resolution #06-29.

4-5. Resolution #06-30 - A Resolution of the Albany City Council Establishing and Amending the City of Albany Master Fee Schedule for Various City Permits, Fines and Services.

Staff Report (*PDF, 15Kb*)

Resolution 06-30 (*PDF, 14Kb*)

Master Fee Schedule (*PDF, 495Kb*)

Staff recommendation: Approve Resolution #06-30.

4-6. Resolution #06-31 - A Resolution of the Albany City Council Approving a Cost-of-Living Increase for the Library Services Act of 1994, as Approved by the Voters and Allowing the Collection of the Library Services Tax on the Alameda County Property Tax Bill.

Staff Report (*PDF, 17Kb*)

Resolution 06-31 (*PDF, 14Kb*)

Staff recommendation: Approve Resolution #06-31

4-7. Authorize the call for bids to re-glaze the windows in the stair tower of the Community Center and reallocate \$40,000 in Proposition 40 funding from the Catherine's Walk project to pay for the repairs.

Staff Report (*PDF, 23Kb*)

Staff recommendation: 1) Authorize the call for bids and authorize the City Administrator to award a contract not to exceed \$14,000. 2) Approve the recommendation of the Parks & Recreation Commission to reallocate \$40,000 in Proposition 40 funds from the Catherine's Walk project to pay for these repairs.

4-8. 2006 Sewer Repair and Replacement Project - Authorize the City Administrator to invite bids and award a construction contract and enter into other relevant contracts.

Staff Report (*PDF, 44Kb*)

Attachment: Exhibit A (*PDF, 154Kb*)

Attachment: Exhibit B (*PDF, 236Kb*)

Staff recommendation: 1. Adopt the Sewer Compliance Program per attached Exhibit A, which will be included in the 2006/07 - 2010/11 Capital Improvement Plan. 2. Authorize the City Administrator to Invite bids and award a construction contract not to exceed \$1,200,000 to the lowest responsible bidder for replacement of easement sewers between Pomona Avenue and Key Route Boulevard, from Marin to Washington Avenues, replacement of easement sewers between Adams and Madison Ave, south of the Orientation Center for the Blind

to just south of Clay Street; and to enter into various related professional services agreements not to exceed \$128,000.

4-9. Request for Temporary Street Closure around Memorial Park for the July 23, 2006, "Albany Criterium" Bike Races.

Staff Report (*PDF, 20Kb*)

Route Map (*PDF, 88Kb*)

Staff recommendation: Approve request by Berkeley Bicycle Club to close off the streets immediately around Memorial Park (and Albany High School) on July 23, 2006 from 6:30 a.m. to 4:30 p.m. for the annual "Albany Criterium" bike races.

4-10. Appropriation of funds for Support of Albany Chamber of Commerce.

Staff Report (*PDF, 15Kb*)

Funding Request (*PDF, 506Kb*)

Staff recommendation: Approve \$21,000 in funds for FY 2006/07 to support the Chamber of Commerce.

4-11. Certification of Citizen's Waterfront Specific Plan Initiative.

Staff Report (*PDF, 16Kb*)

Certification of Petition (*PDF, 103Kb*)

Election Code: §9215 (*PDF, 118Kb*)

Staff recommendation: None. However, pursuant to Elections Code Section 9215 the City Council has 30 days in which to put the Initiative on the ballot or adopt it as presented. This matter will be scheduled for July 24, 2006, unless either Magna or the Initiative Proponents object. If there is an objection, this matter may be scheduled a week earlier.

4-12. Continuation of public hearing on the proposed 2006-07 through 2010-11 Capital Improvement Plan to July 10, 2006.

Staff Report (*PDF, 14Kb*)

Staff recommendation: Continue the public hearing to July 10, 2006.

4-13. Renewal of Animal Control Contract with City of Berkeley Contract #C06-13

Staff Report (*PDF, 18Kb*)

Attachment 1: Letter (*PDF, 157Kb*)

Contract (*PDF, 34Kb*)

Staff recommendation: Authorize the City Administrator to enter into a two-year contract with the City of Berkeley for \$26,127 annually, to provide animal control services for the City of Albany for FY 2006/07 and FY2007/08.

4-14. Contribution to City, Non-Profit, Local Public Agencies, Individuals and Other Organizations for Albany projects or programs.

Staff Report (*PDF, 17Kb*)

Attachment: Memorandum (*PDF, 26Kb*)

Staff recommendation: 1. Distribute \$7,000 in funds from the FY 2005-06 budget to the Non-Profit Grant Program, per the allocations proposed in the staff report.
2. Allocate \$10,000 to the Non-Profit Grant Program for FY2206-07.

5. GOOD OF THE CITY/PUBLIC FORUM

6. PRESENTATION/PUBLIC HEARING

6-1. Resolution #06-22 - A Resolution of the Albany City Council Recognizing Dustyn Wiggins and James Boito for Their Performance in the Hurricane Katrina Relief Effort.

Resolution 06-22 (*PDF, 15Kb*)

Staff recommendation: Approve Resolution #06-22.

6-2. Presentation from Future Leaders Institute.

6-3. Public hearing on the Landscaping & Lighting Assessment District Diagram and Assessment and Levying Assessment for Assessment District No. 1988-1 and Assessment District No. 1996-1 for Fiscal Year 2006-07.

Staff Report (*PDF, 34Kb*)

Resolution 06-33 (*PDF, 15Kb*)

Resolution 06-34 (*PDF, 15Kb*)

Excerpts from Engineer's Report (*PDF, 71Kb*)

Staff recommendation: 1) Conduct the public hearing. 2) Approve Resolution #06-33 - A Resolution of the Albany City Council Confirming the Landscaping & Lighting Assessment District Diagram and Assessment and Levying Assessment for Landscaping & Lighting Assessment District No. 1988-1 for FY 2006-07. 3) Approve Resolution #06-34 - A Resolution of the Albany City Council Confirming the Landscaping & Lighting Assessment District Diagram and Assessment and Levying Assessment for Landscaping & Lighting Assessment District No. 1996-1 for FY 2006-07.

7. UNFINISHED BUSINESS

7-1. Citywide Maintenance Activities Report.

Staff Report (*PDF, 38Kb*)

Attachment A: 2004 Report (*PDF, 69Kb*)

Graphs & Summary Data (*PDF, 237Kb*)

Staff recommendation: Information only.

7-2. Adoption of City of Albany Operating Budget for fiscal years 2006-07 and 2007-08.

Staff Report (*PDF, 95Kb*)

Resolution 06-32 (*PDF, 14Kb*)

Staff recommendation: That Council adopt Resolution #06-32 - A Resolution of the Albany City Council Adopting the Operating Budget for the City of Albany for fiscal years 2006-07 and 2007-08.

8. NEW BUSINESS

8-1. Campaign Finance Reform Act of 1996.

Staff Report (*PDF, 16Kb*)

Chapter VII (*PDF, 39Kb*)

Staff recommendation: Provide direction to staff, if any, regarding consideration of proposed changes to the Ordinance.

8-2. City Council Meeting Length.

Staff Report (*PDF, 30Kb*)

Meeting Comparison (*PDF, 169Kb*)

Staff recommendation: To conclude City Council meetings by 11 p.m., more actively manage the meetings through strategies such as reasonable time limits on public comment, encouraging staff to be reasonably concise in presentations and responses, and employing more structure to the process of City Council questions, comments and motions as described in the staff report.

9. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS

9-1. July 4th Celebration at Memorial Park, 11:00 a.m. - 4:00 p.m.

9-2. Council Meeting Summer Schedule: July 10 & July 24, 2006, and convene meeting(s) on July 31 or August 7, 2006, only if needed.

9-3. The City Council will reconvene its regular schedule in September. The first meeting of September will be Tuesday, September 5, 2006, due to the Labor Day holiday.

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)">