

**City Council Agenda
June 20, 2005
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue**

7:00 P.M.

EXECUTIVE 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:

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

Agency Negotiator: City Administrator and Glen Berkheimer, IEDA
Employee Organization: Albany Peace Officers' Association and SEIU
Local 790

Agency Negotiator: City Administrator
Employee Organization: Albany Municipal Services JPA

8:00 p.m.

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. City Council minutes, June 6, 2005.

Staff recommendation: Approve.

4-2. a. Ratification of City of Albany net payroll in the amount of \$182,113.52; taxes, benefits & withholdings in the amount of \$125,397.96. Total payroll in the amount of \$307,511.48. Payroll period. 06/10/05.

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$43,279.86; taxes, benefits & withholdings in the amount of \$28,718.34. Total payroll in the amount of \$71,998.20; Payroll period: 06/10/05.

Staff recommendation: Ratify.

4-3. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$517,782.58. Period: 05/20/05.

b. Ratification of bills, claims & demands against the City of Albany in the amount of \$29,215.03. Period: 06/01/05.

c. Ratification of bills, claims & demands against the City of Albany in the amount of \$182,369.58. Period: 06/03/05.

Staff recommendation: Ratify.

4-4. Renewal of a Special Lease Agreement with Albany Preschool to use the City owned building at 850 Masonic Avenue for Preschool activities.

Staff Report (*PDF, 17Kb*)

Agreement (*PDF, 51Kb*)

Staff recommendation: 1) The Albany Parks and Recreation Commission recommends renewal of the Special Lease Agreement with the Albany Preschool. 2) Authorize the City Administrator to execute the five-year special use agreement with the Albany Preschool for the continued use of the City owned building at 850 Masonic Avenue, as a Preschool.

4-5. Resolution #05-31 - A Resolution of the Albany City Council Authorizing the City's Participation in the Alameda County Operational Area Emergency Management Organization.

Staff Report (*PDF, 15Kb*)

Resolution 05-31 (*PDF, 16Kb*)

Staff recommendation: Approve Resolution #05-31.

4-6. a. Resolution #05-35 - A Resolution of Intention to Order Improvements and Levy Assessments in Assessment District No. 1988-1 for the 2005-06 Fiscal Year (Pursuant to the Landscaping & Lighting Act of 1972) and Setting a Public Hearing for July 5, 2005, on the Proposed Assessments.

b. Resolution #05-37 - A Resolution of Intention to Order Improvements and Levy Assessments in Assessment District No. 1996-1 for the 2005-06 Fiscal Year (Pursuant to the Landscaping & Lighting Act of 1972) and Setting a Public Hearing for July 5, 2005, on the Proposed Assessments.

Staff Report (*PDF, 22Kb*)

Resolution 05-35 (*PDF, 20Kb*)

Resolution 05-37 (*PDF, 20Kb*)

Staff recommendation: Approve Resolution #05-35 & #05-37.

4-7. Request from the Solano Avenue Association for an Encroachment Permit, waiver of fees and a \$5,000 contribution for the Solano Stroll to be held on September 11, 2005.

Staff Report (*PDF, 19Kb*)

Staff recommendation: 1) Direct staff to issue a no fee encroachment Permit to the Solano Avenue Association for the 2005 Solano Stroll event, scheduled for Sunday, September 11, 2005. 2) Contribute \$5,000 to the Solano Avenue Association to assist in putting on the 2005 Solano Stroll. 3) Waive fees for on-site paramedics to be on-site from 9:00 a.m. to 6:30 p.m.

4-8. Request for Temporary Street Closure around Memorial Park for the July 24, 2005 "Albany Criterium" Bike Races.

Staff Report (*PDF, 23Kb*)

Staff recommendation: Approve request by Bicycle Club to close off the streets immediately around Memorial Park (and Albany High School) on July 24, 2005 from 7 a.m. to 4:30 p.m. for the annual "Albany Criterium" bike races.

4-9. Call for bids and Award of Contract for Lower Codornices Creek Restoration, Phase II - Contract #05-05.

Staff Report (*PDF, 41Kb*)

Staff recommendation: Authorize the City Clerk to invite bids and authorize the City Administrator to award a contract not to exceed \$1,000,000 for Lower Codornices Creek Restoration - Phase II, Contract #05-05.

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

Staff recommendation: Approve \$19,000 in funds for FY2005-06 to support the Albany Chamber of Commerce.

Staff Report (PDF, 15Kb)

4-11. 2005/06 Additional Library Services Contract.

Staff Report (PDF, 15Kb)

Staff recommendation: 1) Authorize the Mayor to execute an agreement with Alameda County Library in the amount of \$426,075 for 21.5 hours per week of library services for FY 2005/06. 2) Direct staff to budget \$3,000 from the Library Tax Fund to the 2005/06 City budget for building monitor services.

5. PRESENTATION/PUBLIC HEARING

5-1. Presentation of Certificates to Albany Unified School District retiring Teachers.

No documentation available For Posting

5-2. Presentation from Ophelia Basgal, Alameda County Housing Authority, regarding Section 8 Housing.

No documentation available For Posting

6. UNFINISHED BUSINESS

6-1. Quarterly report by the Albany Sports Field Use Working Group and the revised and expanded contract for field maintenance by the Albany Little League.

Staff Report (PDF, 22Kb)

Staff Report from November 15, 2004 (PDF, 17Kb)

Progress Report (PDF, 42Kb)

Related Revenues and Expenditures (PDF, 24Kb)

Agreement (PDF, 62Kb)

Staff recommendation: 1) Receive the quarterly report from the Albany Sports Field Use Working Group. 2) Approve the recommendation made by the Albany Parks and Recreation Commission to revise and expand the Albany Little League's field maintenance contract to include field maintenance at both Ocean View and Memorial fields. 3) Authorize the City Administrator to enter into a revised contract for an amount not to exceed \$22,000 for maintenance of Ocean View and Memorial fields for the period from September 2, 2005 through June 30, 2006.

7. NEW BUSINESS

7-1. Revision of the General Fund Operating Budget for Fiscal Year 2005-06.

Staff Report (*PDF, 22Kb*)
Attachment A (*PDF, 82Kb*)
Attachment B (*PDF, 80Kb*)

Staff recommendation: Approve Resolution #05-34 - A Resolution of the Albany City Council Revising and Approving the 2005-06 City of Albany General Fund Operating Budget.

7-2. Revised Master Fee Schedule.

Staff Report (*PDF, 16Kb*)
Master Fee Schedule (*PDF, 1041Kb*)

Staff recommendation: Approve Resolution #05-33 - A Resolution of the Albany City Council Establishing and Amending the City of Albany Master Fee Schedule for Various City Permits, Fines and Services.

7-3. Contributions to City, Non-Profit, Local Public Agencies, Individuals and Other Organizations for Albany projects or programs.

Staff Report (*PDF, 15Kb*)

Staff recommendation: Receive verbal recommendation from Council subcommittee (Mayor Good and Vice-Mayor Maris) regarding the allocation of \$2,500 of City grants.

7-4. Council Member Lieber presenting results of an Albany waterfront public opinion survey.

Staff Report (*PDF, 15Kb*)
EMC Memorandum (*PDF, 950Kb*)
Slide Presentation (*PDF, 440Kb*)

Staff recommendation: Information.

7-5. Mayor Good submitting proposed Charter Amendments regarding City Council pay and an advisory measure regarding Marijuana Dispensaries

No Electronic Report Available For Posting

8. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS

(Brief information reports from City Council Members and/or staff.)

8-1. Monday, July 4, 2005, 4th of July Celebration at Memorial Park, 11:00 a.m. - 4:00 p.m.

8-2. City offices will be closed on Monday, July 4th, in celebration of the Holiday. The regular scheduled City Council meeting will be held on Tuesday, July 5, 2005, beginning at 8:00 p.m.

9. 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.

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)">