

**City Council Agenda
December 03, 2007
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue**

7:00 p.m.

Ribbon cutting/lighting ceremony for the completion of the Ohlone Greenway lighting improvement project to be held opposite the Senior Center, 846 Masonic Avenue.

8:00 p.m.

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

4-1. Council Minutes, November 15 & 19, 2007.

Staff recommendation: Approve.

4-2. a. Ratification of City of Albany net payroll in the amount of \$208,807.47; taxes, benefits & withholdings in the amount of \$154,062.64. Total payroll in the amount of \$362,870.11. Payroll period: 11/09/07.

b. Ratification of City of Albany net payroll in the amount of \$194,583.26; taxes, benefits & withholdings in the amount of \$221,166.55. Total payroll in the amount of \$415,749.81. Payroll period: 11/21/07.

c. Ratification of Albany Municipal Services JPA net payroll in the amount of \$56,863.74; taxes, benefits & withholdings in the amount of \$56,456.15. Total payroll in the amount of \$113,319.89. Payroll period: 11/09/07.

d. Ratification of Albany Municipal Services JPA net payroll in the amount of \$54,158.84; taxes, benefits & withholdings in the amount of \$56,456.15. Total payroll in the amount of \$110,614.99. Payroll period: 11/21/07.

Staff recommendation: Ratify.

4-3. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$371,674.97. Period: 11/16/07.

b. Ratification of bills, claims & demands against the City of Albany JPA in the amount of \$72.32. Period: 11/16/07.

Staff recommendation: Ratify.

4-4. Ordinance #07-07 - An Ordinance of the Albany City Council Amending Chapter XII, Building and Housing, Chapter XI Fire Prevention and Chapter XXIII Grading Ordinance of the Albany Municipal Code to Include Regulations Adopting the California Building Code and Fire Code. Second Reading - Pass-to-Print.

This Ordinance is related to: a) The adoption of the 2007 Versions of the California Building Code, California Fire Code, California Electrical Code, California Mechanical Code and California Plumbing Code. b) Repair and Reconstruction of Damaged Structures. c) Safety Inspections and Posting Official Placards during an Emergency.

Staff Report
Draft Ordinance 07-07
Existing Code

Staff recommendation: Adopt Ordinance #07-07 for Second Reading - Pass-to-Print.

4-5. Schedule a public hearing for December 17, 2007 regarding AB1600.

Staff Report

Staff recommendation: Approve.

4-6. No Item.

4-7. First Quarter Fiscal Year 2007-08 Financial Statements and Projection.

Staff Report

Staff recommendation: Information only.

4-8. First Quarter Fiscal Year 2007-08 Work Plan Status Report.

Staff Report
Goals

Staff recommendation: Information only.

4-9. A rendering of the quarterly Cash and Investments Treasury Report of the City of Albany as of September 30, 2007, as required by Section 53646 of the California Government Code.

Staff Report

Staff recommendation: Note and File.

4-10. Pension payments for the month of November 2007, in the amount of \$111,686.15.

Staff recommendation: Ratify.

4-11. Confirmation of Continued Existence of a Local Emergency on the Albany Shoreline.

Staff Report
Resolution 07-69

Staff recommendation: Confirm the continued local emergency.

5. REORGANIZATION

5-1. a. City Policy regarding the election and term of the Mayor and Vice Mayor.

b. Nomination and Election of Mayor and Vice-Mayor.

Staff Report
Council Reorganization
Mayor Policy

Staff recommendation: Nominate and elect members of the City Council to the positions of Mayor and Vice-Mayor for a one-year term. (Pursuant to the Brown Act, the public may comment on this item).

6. GOOD OF THE CITY/PUBLIC FORUM

7. PRESENTATION/PUBLIC HEARING

7-1. Friends of Albany Seniors Donation to the City of Albany Meals on Wheels Program.

Staff Report

Staff recommendation: Thank you to the Friends of Albany Seniors for their generous donation of \$4,000 to the City of Albany Meals on Wheels Program.

7-2. Appeal of the Planning & Zoning Commission decision to deny Planning Application 07-064. Design Review. Appeal of Planning & Zoning Commission decision to deny the residing of an existing home from T 1-11 (plywood) to vinyl siding.

Staff Report
Appeal Application
Planning & Zoning Staff Report, 9/11/07
Minutes from Planning & Zoning Commission, 9/11/07

**Planning & Zoning code Section 20.100.050 Design Review
City of Albany Residential Design Guidelines**

Staff recommendation: Deny approval of application 07-064 and waive the fee associated with the appeal of the Commission's action to the City Council.

8. UNFINISHED BUSINESS

8-1. Residential Street Sweeping Program Update.

**Staff Report
Map
Photos**

Staff recommendation: 1) Review the residential street sweeping update. 2) Authorize installation of additional no-parking signage on streets abutting/adjacent to San Pablo Avenue, streets abutting/adjacent to Albany High School (600 block of Key Route, 1300 block of Thousand Oaks and Portland) and Masonic Avenue adjacent to the Ohlone Greenway. 3) Authorize purchase of more durable "no parking" signs to distribute to residents on non-signed streets to post on street sweeping days to discourage vehicle parking that interferes with the street sweeper.

8-2. Continued volunteer cleanup from the Cosco Busan oil spill for Albany Waterfront.

Staff Report

Staff recommendation: Authorize staff to pursue volunteer training and opportunities for continued waterfront cleanup with priority given to working with other agencies to maximize effectiveness and minimize costs.

9. NEW BUSINESS

9-1. June 30, 2007 Financial Statements and Reports of the Independent Auditors.

**Staff Report
Comprehensive Annual Financial Report
Report to the City Council
Redevelopment Agency Report
Police & Fire Relief or Pension Fund
ACTIA Measure B Funds
City of Albany Appropriation Limit**

Staff recommendation: Information only.

10. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS

11. 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)">