

**City Council Agenda
July 16, 2007
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue**

OPEN HOUSE

6:00 - 7:00 p.m.

Public tour of Police & Fire Stations to view current conditions and plans for Civic Center retrofit and renovation prior to 7:00 p.m. workshop. Police Station tour starts at 6:00 p.m. and the Fire Station tour starts at 6:30 p.m. Location: 1000 San Pablo Avenue

6:30 p.m.

CLOSED SESSION

OPPORTUNITY FOR THE PUBLIC TO SPEAK ON CLOSED SESSION ITEMS

Closed session to discuss Public Employee Performance Evaluation pursuant to Government Code Section 54957:

City Administrator Beth Pollard

ADJOURN TO CLOSED SESSION

7:00 p.m.

WORKSHOP

Review plans, scope of work, and costs for Civic Center - Public Safety project for seismic retrofit of the Fire & Police Stations and City Hall, renovation of the Police and Fire Stations, and construction of Emergency Operations/Training Center located between the Fire and Police Stations.

Council Member Farid Javandel will be teleconferencing from the following location:

Paramount Hotel, 808 South West Taylor Street, Portland Oregon

7:55 p.m.

Albany Municipal Services Joint Powers Authority (See separate Agenda)

1. **PLEDGE OF ALLEGIANCE**
2. **ROLL CALL**

3. **ANNOUNCEMENT OF EXECUTIVE SESSION ACTION**
4. **CONSENT CALENDAR**

4-1. a. Ratification of City of Albany net payroll in the amount of \$177,602.32; taxes, benefits & withholdings in the amount of \$135,138.53. Total payroll in the amount of \$312,740.85. Payroll period: 07/06/07.

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$44,007.07; taxes, benefits & withholdings in the amount of \$33,746.00. Total payroll in the amount of \$77,753.07. Payroll period: 07/06/07.

Staff recommendation: Ratify.

4-2. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$236,419.42. Period: 06/29/07.

b. Ratification of bills, claims & demands against the City of Albany in the amount of \$15,476.00. Period: 07/01/07.

Staff recommendation: Ratify.

4-3. Pension payments for the month of June, 2007, in the amount of \$106,569.49.

Staff recommendation: Ratify.

4-3. City Council Goals & Objectives Work Program Status Report.

Staff Report with Goals

Staff recommendation: Receive and review status report, and provide new direction, if any.

4-4. Authorization to Call for Bids regarding Access Curb Ramp Project.

Staff Report

Staff recommendation: Authorize the City Administrator to call for bids regarding the proposed Access Curb Ramp Project.

4-5. Ordinance #07-03 - An Ordinance of the City Council of the City of Albany, California Containing a Description of the Albany Community Reinvestment Agency's Agreement to Forego the Power of Eminent Domain in the Acquisition of Real Property in the Cleveland Avenue/Eastshore Highway Redevelopment Plan Avenue. Second Reading - Pass-to-Print.

**Staff Report
Ordinance & Stipulation**

Staff recommendation: Adopt Ordinance #07-03 for Second Reading - Pass-to-Print.

4-6. Resolution #07-41 - A Resolution of the Albany City Council Approving the Salary and Establishing a Longevity Incentive Benefit for the Position of City Treasurer.

**Staff Report
Resolution 07-41
Exhibit A**

Staff recommendation: Adopt Resolution #07-41.

4-7. Resolution #07-44 - A Resolution of the Albany City Council In Honor of Mr. Rich Wauters on His Retirement from Service as Public Works Maintenance Worker and Crew Leader with the City of Albany.

Resolution 07-44

Staff recommendation: Adopt Resolution #07-44.

4-8. Resolution #07-47 - A Resolution of the Albany City Council Adopting the Yearly Tax Rate for the Pension Override Tax to Fund City Pension Obligations.

**Staff Report
Resolution 07-47**

Staff recommendation: Adopt Resolution #07-47.

4-9. Resolution #07-48 - A Resolution of the Albany City Council Awarding the Contract for the Ohlone Greenway Lighting & Pathway Improvements, Contract No. C06-23 to the Lowest Responsible Bidder and Authorizing the City Administrator to Execute the Agreement.

Staff Report

Additional Information:
**Staff Report Addendum
Resolution Addendum
Ohlone Greenway Bid Abstract Addendum**

Staff recommendation: Adopt Resolution #07-48.

4-10. Resolution #07-49 - A Resolution of the Albany City Council Approving a Cost-of-Living Increase for the Library Services Act of 1994, and the Supplemental Library Services Act of 2006, as Approved by the Voters and

Allowing the Collection of the Library Services Tax on the Alameda County Property Tax Bill.

Staff Report
Resolution 07-49

Staff recommendation: Adopt Resolution #07-49.

4-11. Resolution #07-50 - A Resolution of the Albany City Council Approving the Plans, Calling for Bids to be Received, and Authorizing the City Administrator to Award a Contract for the 2007 Paving Project, for an Amount not to Exceed \$300,000.

Staff Report
Resolution 7-50
Plans

Staff recommendation: Adopt Resolution #07-50.

4-12. Call for Bids, Albany Pre-School Seismic Improvements.

Staff Report

Staff recommendation: Authorize the call for bids to perform seismic upgrades to the foundation of the Albany Pre-School, 850 Masonic Avenue.

4-13. Report on Marin Avenue fatal accident and other accidents in Albany.

Staff Report
Marin Avenue Report

Staff recommendation: Receive follow-up report on referral by the City Council to the Traffic & Safety Commission to review and discuss the fatal pedestrian accident on Marin and other accidents.

4-14. Authorization to compensate Don Neuwirth and Associates for additional Waterfront Planning Work Program meetings.

Staff Report

Staff recommendation: That the City Council authorize the City Administrator to compensate Don Neuwirth and Associates for additional meetings, not to exceed \$2,000.

5. **GOOD OF THE CITY/PUBLIC FORUM**
6. **PRESENTATION/PUBLIC HEARING**

6-1. Continued 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 2007-08.

Staff Report

Attachments From July 2 Council Meeting:

Staff Report

Resolution 07-38

Resolution 07-39

Park & Rec Commission Staff Report

Staff recommendation: 1) Continue the public hearing. 2) Adopt Resolution #07-38 - A Resolution of the Albany City Council Confirming the Landscaping and Lighting Assessment District Diagram and Assessment and Levying Assessment for LLDA No. 1988-1 for Fiscal Year 2007-08. 3) Adopt Resolution #07-39 - A Resolution of the Albany City Council Confirming the Landscaping and Lighting Assessment District Diagram and Assessment and Levying Assessment for LLDA No. 1996-1 for Fiscal Year 2007-08.

7. UNFINISHED BUSINESS

7-1. Civic Center - Public Safety Project:

Staff Report

Staff recommendation: Review, discuss and take action on any follow-up issues from the 7:00 p.m. workshop on project plans, scope, cost and implementation.

7-2. Sale of Measure F, 2002 and Measure C, 2006 Bonds.

Staff Report

Resolution 07-42

Resolution 07-43

Preliminary Official Statement

Staff recommendation: 1) Adopt Resolution #07-42 - A Resolution of the Albany City Council Authorizing the Issuance of Its General Obligation Bonds, Authorizing and Directing the Execution of a Paying Agent Agreement and Certain Other Related Documents, and Authorizing Actions Related Thereto. 2) Adopt Resolution #07-43 - A Resolution of the Albany City Council Authorizing the Issuance of Its General Obligation Bond, Authorizing and Directing the Execution of a Paying Agent Agreement and Certain Other Related Documents, and Authorizing Actions Related Thereto. 3) Authorize the City Treasurer, City Administrator and City Finance & Administrative Services Director to complete documents required for issuance of bonds, in accordance with the resolutions referenced above.

7-3. Recommendations of the Clean & Green Business Task Force.

Staff Report
Resolution 07-46
Clean Green Recommendations

Staff recommendation: 1) Approve Resolution #07-46 - A Resolution of the Albany City Council Establishing a Sustainability Committee to be Advisory to the City Council on Policies, Programs and Issues Promoting Environmental Sustainability in the City of Albany and to Provide Leadership, Technical Assistance, Education and Outreach to Members of the Public, Schools, Local Businesses, and City Agencies on Innovative Programs to Promote Environmental Sustainability Through Energy Conservation, Solid Waste Reduction and Recycling, Water Conservation, Pollution Prevention, Transportation Efficiency and Other Means. 2) Provide any initial direction regarding Clean & Green Task Force recommendations, and refer report to Sustainability Committee and staff for further recommendations and implementation.

8. NEW BUSINESS

8-1. Formation of Sustainability and Economic Development Program.

Staff Report
Memo
Map

Staff recommendation: 1) Authorize the formation of a City of Albany Sustainability and Economic Development program, which includes the following elements: a) Re-definition of responsibilities for Environmental Resources Associate. b) Creation of new part-time Economic Development Specialist position. 2) Review, discuss and provide direction on the consolidation of existing tasks and contractual services positions to develop an urban forestry/landscape management position , either as a City employee or as a contractual position.

8-2. Association of Bay Area Governments FOCUS Initiative and Priority Conservation Area Nomination.

Staff Report
Program
Conservation, Recreation & Open Space Element of the General Plan
Robert Hartman Email Correspondence

Staff recommendation: Direct staff to submit a Priority Conservation Area (PCA) nomination for portions of the Albany Waterfront and for Albany Hill that has been identified in the Conservation/Open Space Element of the General Plan, with reference to the Waterfront Planning Process currently in the preparation stage.

8-3. 2007-08 Salary Schedule for City Attorney

Staff Report
Resolution 07-45

**Resolution Attachment
Attorney Staff Report with Attachments**

Staff recommendation: Receive and review recommendation from City Attorney and approve or amend Resolution #07-45 - A Resolution of the Albany City Council Approving the Salary Schedule and Establishing a Longevity Incentive Benefit for the City Attorney.

9. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS

9-1. The City Council is on summer recess for the month of August and will reconvene at the next regular scheduled Council meeting on Tuesday, September 4, 2007.

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)">