

**City Council Agenda
January 22, 2007
8:00PM
Council Chambers, City Hall
1000 San Pablo Avenue**

7:00 p.m.

EXECUTIVE SESSION

Call to Order

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

Government Code Section 54957.6, Labor Negotiations

Agency Negotiator: City Administrator and Glenn Berkheimer, IEDA

Employee Organization: Albany Fire Fighters Association

Government Code Section 54956.8, Real Estate Negotiations for potential sites for temporary relocation of Police & Fire Services and City Hall during renovation project.

Property: 405 Kains Avenue; 505/507 Adams Street; Golden Gate Fields adjacent to corporation yard; and University of California Excess Property at Abandoned College of Natural Resources site adjacent to University Village. Negotiating Parties: Rachel Kuan & Gary Tang, Hannah Investment, on behalf of the property owner, Cerrito Creek Properties, LLC.; Albany Bowl Properties; Magna Entertainment; UC Berkeley. On behalf of the City: City Administrator and City Attorney.

Under Negotiation: Price and Terms of Payment.

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

4-1. City Council minutes, December 18, 2006 & January 8, 2007.

Staff recommendation: Approve.

4-2. a. Ratification of City of Albany net payroll in the amount of \$183,185.6; taxes, benefits & withholdings in the amount of \$146,069.74. Total payroll in the amount of \$329,255.50. Payroll period: 01/05/07.

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$44,576.30; taxes, benefits & withholdings in the amount of \$35,385.58. Total payroll in the amount of \$79,961.88. Payroll period: 01/05/07.

Staff recommendation: Ratify.

4-3. a. Ratification of bills, claims & demands against the City of Albany in the amount of \$254,270.89. Period: 12/01/06.

b. Ratification of bills, claims & demands against the City of Albany in the amount of \$790,267.97. Period: 12/15/06.

c. Ratification of bills, claims & demands against the City of Albany in the amount of \$404,791.44. Period: 12/29/06.

d. Ratification of bills, claims & demands against the Albany Municipal Services JPA in the amount of \$172.06. Period: 12/29/06.

Staff recommendation: Approve.

4-4. Council Member Wile appointing Kim Linden, Parks & Recreation Commission; Michael-Che Swisher, Arts Committee.

Staff recommendation: Information only.

4-5. Council Member Atkinson appointing Kaz Mori to the Civil Service Board.

Staff recommendation: Information only.

4-6. Review of Association of Bay Area Government's Regional Housing Needs Allocation Methodology.

**Staff Report
Supporting Documentation**

Planning & Zoning Commission recommendation: The Planning & Zoning Commission recommends that the City Council not submit comments to the Association of Bay Area Government on the proposed Regional Housing Need Allocation Methodology. The proposed methodology appears to result in allocations similar to previous methodologies, and thus there is limited basis for the City to comment.

4-7. Policy to Destroy Audio Tapes of Council Meetings.

Staff Report

Staff recommendation: Approve a policy that the audiotapes of the Council meetings can be destroyed after the minutes have been approved by the City Council, with some exceptions.

4-8. Resolution #07-3 - A Resolution of the Albany City Council to Execute the Updated Administering Agency-State Master Agreement No. 04-5178R, Which Includes the General Requirements for the Implementation and Maintenance of all Federal-Aid Projects.

**Staff Report
Resolution 07-3**

Staff recommendation: Adopt Resolution #07-3.

4-9. Consideration of Claim #AL541; Mercury Insurance Company v. City.

Staff Report

Staff recommendation: Reject the claim and authorize the City Clerk to send out the appropriate rejection notice.

4-10. Charter Review Committee At-Large Appointments.

Staff Report

Staff recommendation: Close the application process effective February 5, 2007 and place on the February 20, 2007 agenda the appointment of two (2) at-large members to the Charter Review Committee.

5. GOOD OF THE CITY/PUBLIC FORUM

6. PRESENTATION/PUBLIC HEARING

6-1. A presentation from The American Red Cross Northern California Blood Services Region and presentation of Proclamation for National Blood Donor Month.

Proclamation

7. UNFINISHED BUSINESS

7-1. Resolution #07-4 - A Resolution of the Albany City Council Establishing a Clean and Green Business Task Force to Prepare an Action Plan to Attract Environmentally-Friendly Businesses to Albany, and Appoint Members to the Task Force.

**Staff Report
Resolution 07-4
Staff Report dated 01/08/07**

Letter from Councilmember Wile
Applicant: Letter of Intent K. Raupach
Applicant Letter: K. Raupach
Applicant Letter: C. Sly
Resume: C. Sly
Applicant: J. Smith-Heimer

Staff recommendation: Adopt Resolution #07-4.

8. NEW BUSINESS

8-1. Resolution #07-2 - A Resolution of the Albany City Council to Oppose Water Transit Authority Study of a Ferry Terminal Site at Buchanan or Gilman Streets.

Staff Report
Resolution 07-2
Support Documentation
Waterfront Committee Minutes: 4/7/05
Waterfront Committee Minutes: 9/1/05
Waterfront Committee Minutes: 4/20/06

Recommendation: Resolution brought forward for adoption by Mayor Lieber.

8-2. Waterfront Committee Appointments

Staff Report

Staff recommendation: Appoint two (2) at-large members to the Waterfront Committee.

9. OTHER BUSINESS/ANNOUNCEMENT OF EVENTS

9-1. February 5, 2007, Kathy Diehl, Environmental Engineer, Environmental Protection Agency, will make a presentation on energy efficiency alternatives for residents, businesses and public agencies.

9-2. City Offices will be closed on Monday, February 19, 2007, in observance of President's Day. Therefore, the regular scheduled Council Meeting will be held on Tuesday, February 20, 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)">