



CITY OF ALBANY

**MINUTES OF THE ALBANY CITY COUNCIL
CITY COUNCIL CHAMBER, 1000 SAN PABLO AVENUE
MONDAY, OCTOBER 20, 2014**

7:30 p.m.

CALL TO ORDER

1. PLEDGE OF ALLEGIANCE

Deputy City Clerk Anne Hsu led the Pledge of Allegiance.

2. ROLL CALL

Council Members Atkinson, Barnes, Nason, Vice Mayor Maass, Mayor Wile.

3. REPORT ON ACTION TAKEN IN CLOSED SESSION, IF ANY

1. Labor Negotiations pursuant to Government Code Section 59457.6

Agency Negotiator: City Manager Penelope Leach & Glenn Berkheimer,
IEDA

Employee Organization: Albany Peace Officers' Association
Mayor Wile reported that the Council conferred with the Agency Negotiator.

**2. Conference with Legal Counsel to discuss existing litigation pursuant to
Government Code Section 54956.9(d)(1)**

Name of Case: Successor Agency to the Albany Community Reinvestment
Agency and City of Albany v. California Department of Finance *et al.*
Sacramento County Superior Court Case No. 34-2013-80001660
Mayor Wile reported that the Council conferred with legal counsel.

4. CONSENT CALENDAR

4-1. Minutes, October 6, 2014

Staff recommendation: Approve

4-2. Ratification of Payroll

a. Ratification of City of Albany net payroll in the amount of \$205,538.08; taxes, benefits & withholdings in the amount of \$171,933.78. Total payroll in the amount of \$377,471.86. Payroll period: 10/3/2014

b. Ratification of Albany Municipal Services JPA net payroll in the amount of \$57,914.04; taxes, benefits & withholdings in the amount of \$36,687.58. Total payroll in the amount of \$94,601.62. Payroll period: 10/3/2014

Staff recommendation: Ratify

4-3. 2014 Storm Drain Rehabilitation Project -Jackson Street to Madison Street

Staff recommendation: that the Council adopt Resolution No. 2014-89, Notice of Completion for Contract No. C14-10, 2014 Storm Drain Rehabilitation Project- Jackson Street to Madison Street

4-4. Resolution No. 2014-94 authorizing an agreement with the State of California and designating the City Manager to sign the agreement, and any amendments thereto, for Proposition 84 Brighton Street Pilot Green Street Project

Staff recommendation: that the Council adopt Resolution No. 2014-94, authorizing an agreement with the State of California and designating the City Manager to sign the agreement, and any amendments thereto, for the Proposition 84 Brighton Street Pilot Green Street Project

4-5. Ordinance No. 2014-07, Amendments to the Building & Housing Chapter of the Municipal Code related to the Adoption and Local Amendments of the 2013 California Building Standards Code – Second Reading - Pass to print

Staff recommendation: that the Council adopt Ordinance No. 2014-07, Amendments to the Building & Housing Chapter of the Municipal Code related to the Adoption and Local Amendments of the 2013 California Building Standards Code – Second Reading - Pass to print

Mayor Wile asked if anyone would like to remove an item, item 4-4 was pulled from the Consent Calendar.

Council Member Atkinson noted that there are major changes on some of the streets, and asked for explanation regarding “green streets”.

City Manager Penelope Leach reported that the green streets program is funded via Proposition 84, and the project includes improvements to the intersection at the Albany Middle School to include blinking lights for safety as well as a stormwater runoff landscape feature.

MOTION:

Moved by Council Member Atkinson, seconded by Council Member Barnes to approve the Consent Calendar items as submitted.

AYES: Council Members Atkinson, Barnes, Nason, Vice Mayor Maass, Mayor Wile

NOES: None

5. PRESENTATION

5-1. Proclamation Recognizing Citizens that Go “The Extra [Square] Mile”
Council Member Atkinson presented the Proclamation.

5-2. Certificates of Appreciation for the Participants in the City of Albany
Audio/Visual Apprentice Program
Recreation Coordinator Liam Kelly presented the certificates to the apprentices:
Milo Siegmann-Watson, Joshua Tang, Owen Fraser, Edward Mighetto.

6. GOOD OF THE CITY/PUBLIC FORUM/ANNOUNCEMENTS

Mayor Wile opened the Good of the City/Public Forum/Announcements.

The following people spoke: Ronald Bales; Paul O’Curry;

A summary of comments is as follows: raised concern with the sign posted in the El Cerrito Tire facility and whether the sign is permitted, and graffiti on the Albany Steel facility; expressed concern with speed of traffic along Masonic Avenue near the Senior Center.

7. PUBLIC HEARING

8. UNFINISHED BUSINESS

9. NEW BUSINESS

9-1. Authorization to Submit the “Working Draft” 2015-2023 Albany Housing Element to the California Department of Housing and Community Development (HCD) for Administrative Review

Planning & Zoning Commission recommendation: on October 8, 2014, the Planning and Zoning Commission recommended that the Council approve submittal of the Working Draft Housing Element to HCD

Staff recommendation: that the City Council authorize staff to submit the Housing Element to the State Department of Housing and Community Development for Administrative Review

Community Development Director Jeff Bond delivered the staff report, and Consultant Barry Miller provided a presentation. All cities and counties in the Bay Area are required by state law to adopt new Housing Elements by January 31, 2015. The Housing Element presents the City's policies for housing production, conservation, and affordability, and demonstrates the City's ability to accommodate its "fair share" of the region's housing need. "Fair share" is calculated roughly every eight years by the Association of Bay Area Governments (ABAG) through a process called the Regional Housing Needs Allocation (RHNA). During the upcoming planning period (2015-2023), the RHNA is 335 units, including 145 above moderate-income units, 57 moderate-income units, 53 low-income units, and 80 very low-income units. City staff is requesting authorization from the City Council to submit a Working Draft of the 2015-2023 Housing Element to HCD. HCD will provide feedback to the City by December 2014 indicating any revisions to the document that it deems necessary before they can issue a compliance determination. The City will incorporate these revisions as appropriate and bring the Housing Element back to the City Council for adoption.

The Housing Element is one of the seven mandated elements of the Albany General Plan. It includes goals, policies, and action programs to conserve existing housing, produce new housing, provide housing for persons with special needs, and ensure equal access to housing by all residents. The contents of the Element are set by State law.

The Planning and Zoning Commission held study sessions on the new (2015-2023) Element on July 23, September 10, September 24, and October 8. On September 30, the City hosted an "Affordable Housing Symposium" including presentations by local housing professionals and a Q&A session.

The following people spoke: Nick Pilch, Alexa Hauser, Clay Larson, Paul O'Curry, Peggy McQuaid; Julie Winklestein.

A summary of comments is as follows: encouraged moving forward with the Housing Element and noted that the work will help the City be in a better position for grants; noted that this is a draft document and additional items may be added later; expressed support and encouraged the inclusion of a drop-in facility for people seeking assistance with housing; the draft is a good example of the community and City working together, encouraged looking into increasing staffing levels to better implement projects.

MOTION:

Moved by Council Member Nason, seconded by Vice Mayor Maass to authorize staff to submit the Housing Element to the State Department of Housing and Community Development for Administrative Review.

AYES: Council Members Atkinson, Barnes, Nason, Vice Mayor Maass, Mayor Wile

NOES: None

9-2. North County Winter Relief - Inclement Weather Response Program

Staff recommendation: that the Council adopt Resolution No. 2014-95, authorizing the City Manager to enter into a Memorandum of Understanding with the County of Alameda for the City of Albany's participation in the North County Inclement Weather Response Program between November 15, 2014 – April 15, 2015 and allocate \$15,000 of Council Discretionary Funds to the program

Community and Human Services Manager, Isabelle Leduc delivered the staff report. The County of Alameda along with the cities of Albany, Berkeley, Emeryville and Oakland are collaborating to implement a North County Inclement Weather Response Program that will include warming centers, additional shelter beds, street outreach, vulnerability screening and rapid re-housing funds.

The program includes a limited number of additional winter shelter beds, as-needed warming centers located in both Berkeley and Oakland, outreach-based targeted interventions, rapid re-housing programming, and housing assistance. This combination will provide both broad outreach and warming centers to help people through the colder months, as well as longer term rapid re-housing interventions.

The following people spoke: Alexa Hauser.

A summary of comments is as follows: expressed support for the partnership.

A summary of Council comments is as follows: expressed support for the program and for collaborative efforts.

MOTION:

Moved by Council Member Atkinson, seconded by Vice Mayor Maass to adopt Resolution No. 2014-95, authorizing the City Manager to enter into a Memorandum of Understanding with the County of Alameda for the City of Albany's participation in the North County Inclement Weather Response Program between November 15, 2014 – April 15, 2015 and allocate \$15,000 of Council Discretionary Funds to the program.

AYES: Council Members Atkinson, Barnes, Nason, Vice Mayor Maass, Mayor Wile

NOES: None

10. OTHER BUSINESS, REPORTS ON MEETINGS ATTENDED, ANNOUNCEMENT OF EVENTS/FUTURE AGENDA ITEMS.

Council Member Atkinson attended the recent Police Awards and Oath of Office Ceremony.

Council Member Nason reported that she attended the JPA meeting regarding the sports fields. The group will be researching health issues regarding artificial turf, car break-ins have occurred in the area and the group has increased security,


watering of the landscape has been reduced, and there is an expressed need for additional soccer field space.

Nason added that Veterans day is in the near future and would like an update regarding the replacement of the flag pole at Memorial Park.

11. ADJOURNMENT

8:41 pm. There being no further business before the City Council it was moved and seconded to adjourn the meeting.


Minutes submitted by Nicole Almaguer, City Clerk.



Joanne Wile
Mayor

Vicemayor for

Attest:



Nicole Almaguer