



**CITY OF ALBANY
AMENDED
CITY COUNCIL AGENDA (AMENDED)
CITY COUNCIL CHAMBER, 1000 SAN PABLO
AVENUE MONDAY, APRIL 16, 2018**

We, the members of the Albany City Council, recognize that many in our community are hurting and fearful as a result of the recent national election. Thus, we would like to take this opportunity to reaffirm that we welcome and value all of our diverse community members regardless of where they are from, who they love, how they worship, how they look, their abilities, or how they vote.

We invite the entire Albany community to join with us in creating a safe and welcoming city; one in which we celebrate our differences and learn from each other; one in which we are proud to raise our children.

“Diversity is not about how we differ. Diversity is about embracing one another's uniqueness”.
Ola Joseph

7:30 p.m.

- 1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL**
- 3. CEREMONIAL MATTERS**
- 4. REPORT ON ACTION TAKEN IN CLOSED SESSION, IF ANY**
- 5. 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 unless otherwise modified by the City Council. 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.)

5-1. Minutes, April 2, 2018

Staff recommendation: Approve

- 5-2.** Ratification of Payroll - Payroll Period: 4/13/2018; Net Payroll: \$307,651.13; Taxes, Benefits, Withholdings: \$307,718.09; Total: \$615,369.22

Staff recommendation: Ratify

- 5-3.** Ratification of Bills, Claims and Demands - Ratification of bills, claims and demands against the City of Albany in the amount of: \$50.00 (3/20/18); \$111,160.41 (3/23/18)

Staff recommendation: Ratify

- 5-4.** Audit Contract – One Year Extension

Staff recommendation: that the Council authorize the extension of the existing contract with Badawi & Associates, CPAs, to serve as independent auditors for the City of Albany, and the City of Albany Police and Fire Relief or Pension Fund for fiscal years ending June 30, 2018

- 5-5.** CIP No. 41009 Albany Hill Access Improvements– Award of Design Contract

Staff recommendation: that the Council adopt Resolution No. 2018-39, authorizing the City Manager to award Contract C18-40 to Restoration Design Group, Inc. in the amount of \$119,502 for engineering and architectural design services

- 5-6.** CIP No. 41005 Memorial Park Bathroom Renovations – Call for Bids

Staff recommendation: that the Council adopt Resolution No. 2018-44, approving the design of and authorizing the City Manager to approve a Call for Bids for the Memorial Park Bathroom Renovations Project

- 5-7.** CIP No. 21000 Annual Street Rehabilitation Project Funding by the Road Repair and Accountability Act of 2017

Staff recommendation: that the Council adopt Resolution No. 2018-46 certifying that the 2018 – 2022 Capital Improvement Plan including the 2018 Annual Street Rehabilitation Project has been adopted by the City of Albany and identifying the RMRA as a funding source for the 2018 Annual Street Rehabilitation Project including Jackson and Madison Streets in the expected amount of \$320,000

- 5-8.** Agreement with Restoration Design Group to Provide Design Services for Phase IV of the Codornices Creek Project

Staff recommendation: that the Council adopt Resolution No. 2018-47, authorizing the City Manager to enter into an agreement with Restoration Design Group provide design services for Phase IV of the Codornices Creek Project

5-9. Temporary Street Closure for the Albany Community Triathlon

Staff recommendation: that the City Council:

- a). Authorize staff to issue an encroachment permit to the Albany Athletics Boosters to allow a temporary street closure for the Albany Community Triathlon on Sunday, October 7, 2018 from 5 am to 2:30 pm; and
- b). Waive encroachment permit fee of \$142 for this event

5-10. Support Letter for AB 2812 (Limon)

Mayor McQuaid recommendation: that the Council note and file the letter as submitted

5-11. Proclamation – Earth Day

Mayor McQuaid recommendation: that the Council adopt the proclamation in honor of Earth Day

5-12. Resolution No. 2018-49 Opposing Tax Fairness, Transparency, and Accountability Act of 2018

Mayor McQuaid recommendation: that the Council adopt Resolution No. 2018-49 opposing Tax Fairness, Transparency, and Accountability Act of 2018

5-13. Resolution No. 2018-50 in Support of Veterans and Affordable Housing Bond Act 2018

Mayor McQuaid recommendation: that the Council adopt Resolution No. 2018-50 in support of Veterans and Affordable Housing Bond Act 2018

5-14. Resolution No. 2018-51 in Support of Alameda County Ballot Measure: Child Care and Early Education

Mayor McQuaid recommendation: that the Council adopt Resolution No. 2018-51 in support of Alameda County Ballot Measure: Child Care and Early Education

5-15. CIP No. 10002 – Marin Buchanan Bikeway Phase III and Utility Undergrounding Budget Adjustments

Staff recommendation: that the Council adopt Resolution No. 2018-41 authorizing the City Manager to approve Contract Change Order #4 to Contract C17-1 with Ghilotti Construction in the amount of \$167,607.50 for added paving scope

- 5-16. Vice Mayor Nason’s Arts Committee appointee Noreen Linden resigned from the Committee.

Staff recommendation: information only

- 5-17. Letter Opposing AB 1912 (Rodriguez)

Mayor McQuaid recommendation: that the Council authorize submittal of letter of opposition to AB1912 relating to retirement liabilities of Joint Powers Authorities

6. GOOD OF THE CITY/PUBLIC FORUM/ANNOUNCEMENTS

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 up to three (3) minutes. The Mayor may reduce the time limit per speaker depending on the number of speakers. 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.

All persons wishing to speak on an item on the agenda are to fill out speaker cards and provide to the City Clerk. Comments related to items appearing on the agenda are taken up at the time the City Council deliberates each action item. The Mayor will announce when the period for public comment is open on each agenda item.

7. COUNCIL MEMBER REPORTS ON STATE/REGIONAL LOCAL MEETINGS ATTENDED AND ANNOUNCEMENT OF FUTURE MEETINGS/CITY MANAGER REPORT/COMMENTS

(Council Member reports on State, regional, local bodies to which they are appointed by the City Council.)

8. PRESENTATION

9. PUBLIC HEARING

10. UNFINISHED BUSINESS

11. NEW BUSINESS

- 11-1. AC Transit Encroachment Permit for Bus Stop Relocation at the intersection of San Pablo Ave. & Solano Ave. and Solano Ave. & Kains Ave.

Staff recommendation: that the Council adopt Resolution No. 2018-45 directing staff to issue the encroachment permit for proposed bus stop relocation

11-2. Voluntary Campaign Finance Limit

Staff recommendation: that the Council adopt Resolution No. 2018-48 adopting a voluntary campaign finance limit

11-3. Council Member Pilch Memo on Vehicles Blocking Sidewalks

Council Member Pilch recommendation: that the Council receive the memo and direct staff as to any follow-up actions. Such actions might include direction to the Police Department, referral back to staff for further research, or the referral of the item to the Traffic and Safety Commission

12. OTHER BUSINESS, ANNOUNCEMENT OF EVENTS/FUTURE AGENDA ITEMS

(Council and staff announcements: Council Member announcement of requests for future agenda items. No public comment will be taken on announcement of future agenda items).

12-1. Upcoming City Events

Earth Day Beach Cleanup & Sea Level Rise Event, April 21, 2018, 9 AM

Cirque due Summer – Summer Camp Expo, April 22, 2018, 10 AM

Coffee with a Cop at Hal’s Office, April 24, 2018, 8 AM

The Friends of Albany Parks Gala – Memorial Park, April 25, 2018, 6:30 PM

10th Annual Albany Senior Resource Expo, April 26, 2018, 10 AM

@the Center: A Night of Irish Culture, Dance and Music, April 27, 2018, 7 PM

Friends of Albany Parks Clean-Up Day – Memorial Park, May 5, 2018, 9AM

Compost Giveaway (at Memorial Park), May 5, 2018, 9 AM

12-2. Upcoming City Meetings

Sustainability Committee, Wednesday, April 18, 7:30 PM, Council Chambers, City Hall

Community Media Access Committee, Monday, April 23, 6 PM, Council Chambers, City Hall

Board of Police & Fire Pension Fund Commissioners Meeting, Tuesday, April 24, 10 AM, Admin Conference Room, City Hall

Traffic & Safety Commission, Monday, April 30, 7 PM, Council Chambers, City Hall

Social & Economic Justice Commission, Tuesday, May 1, 7:30 PM, Council Chambers, City Hall

Economic Development Committee, Thursday, May 3, 5 PM, Council Chambers, City Hall

City Council Meeting, Monday, May 7, 7:30 PM, Council Chambers, City Hall

13. ADJOURNMENT

Per City Council Resolution No. 09-1, no Council meeting shall continue past 10:30 p.m. unless a two-thirds majority of the Council votes to extend the meeting to discuss specified items; and any motion to extend the meeting beyond 10:30 p.m. shall include a list of specific agenda items to be covered. Any items not completed at a regularly scheduled Council meeting shall be continued to the next regular meeting or by a two-thirds majority vote of the Council to an adjourned regular meeting.

The Council meeting packet is available for public inspection at the City Clerk's Office. The agenda and supporting staff reports can also be found on our web page at: www.albanyca.org. If you have any questions pertaining to any agenda item or Council meeting procedure, please contact the City Clerk's Office at 528-5710.

Agenda related writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection in the lobby of City Hall.

The City of Albany is dedicated to maintaining its small town ambience, responding to the needs of a diverse community, and providing a safe, healthy and sustainable environment.

To view the live televised Council meetings go to Channel 33. 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, which will be posted on the Internet and broadcast on Channel 33.

NOTICE

"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), and State Law, 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)". Upon request, we will provide written agenda materials in appropriate alternate formats, of disability related modification or accommodation, including auxiliary aids or services to enable individuals with disabilities to participate in public meetings. Please deliver a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least two (2) days before the meeting. Request should be sent to: City Clerk, 1000 San Pablo Avenue, Albany, CA 94706.