



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

AGENDA

MONDAY, FEBRUARY 3, 2020, 7:30 PM

We, the members of the Albany City Council would like 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 gender identity, their abilities, their economic status, or how they vote. We honor the Native people who were the original stewards of this land.

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

1. CALL TO ORDER / 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, January 14, 2020 & January 21, 2020

Staff recommendation: Approve

5-2. Ratification of Payroll - Payroll Period: (1/17/2020); Net Payroll: \$308,914.78 ; Taxes, Benefits, Withholdings: \$313,233.45; Total: \$622,148.23

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: \$928,077.12 (1/17/2020), \$83,945.18 (1/24/2020)

Staff recommendation: Ratify



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

- 5-4.** Ratification of Police and Fire Pension Board Payments – \$117,364.20 (November 2019), \$101,698.53 (December 2019), \$104,997.29 (January 2020)

Staff recommendation: Ratify

- 5-5.** Accepting Donation from the Albany Community Foundation

Staff recommendation: that the Council:

1. Adopt Resolution No. 2020-11, accepting the donation in the amount of \$750 from the Albany Community Foundation for the 2019 Poet Laureate honorarium
2. Authorize the City Manager to execute the Donation Acceptance Agreement

- 5-6.** Establishment of a Financial Advisory Committee to the City Council

Staff recommendation: that the Council adopt Resolution No. 2020-12 establishing a Financial Advisory Committee to the City Council

- 5-7.** City Council Appointment to the Alameda County Library Advisory Commission (ACLAC)

Staff recommendation: that the Council appoint Sarah Levin from the Albany Library Board as the City of Albany alternate representative on the Alameda County Library Commission

- 5-8.** Submittal of a Joint Grant Application to the California Resilience Challenge Program for Analysis of Sea Level Rise Impact to Groundwater

Staff recommendation: that the Council adopt Resolution No. 2020-14 supporting the submittal of a joint grant application and authorize the City Manager to sign the letters of support

- 5-9.** Conflict of Interest Code Update

Staff recommendation: that the Council adopt Resolution No. 2020-15 amending the City's Conflict of Interest Code

- 5-10.** Updated Salary Schedule for City of Albany Employees

Staff recommendation: that the Council adopt Resolution No. 2020-16 approving the updated salary schedule

- 5-11.** Letter of Support - SB 50

Council Members Maass and Nason recommendation: that the Council approves and submit the Letter of Support for SB 50



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

6. GOOD OF THE CITY/PUBLIC COMMENT

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 SUBCOMMITTEE REPORTS, COUNCIL MEMBER REPORTS ON APPOINTED REPRESENTATION OF ALBANY, AND OTHER MEETINGS AND EVENTS

Council Subcommittees report, if they have met, and Council Members provide reports on any local, state or regional government meetings at which they have represented the City of Albany. Council members may provide reports on any meetings and/or community events and activities they have attended or plan to attend that they believe may be of interest to the Council, staff, or public. The Mayor may invite citizens who represent Albany at such meetings to report as well.

Council Members are encouraged to provide staff with links and/or a written report of meetings attended in advance of the posting of the Council agenda to include with the agenda materials. The Council shall have the authority to take action regarding any agendized written recommendations provided under this agenda category as needed.

7-1. City Council Subcommittees:

Council Subcommittees	Subcommittee Members	Last Report Date
Albany Waterfront Park (Albany Bulb)	Nason & McQuaid	12/02/2019
Alta Bates Hospital	Nason & McQuaid	11/18/2019
Cannabis Ordinance	Maass & Pilch	
Community Inclusivity	Nason & McQuaid	10/21/2019
San Pablo Avenue Corridor Project	Nason & Pilch	10/07/2019
Youth Engagement	McQuaid & Maass	01/21/2020

7-2. City Council Appointed Representation of Albany:

A. Vice Mayor McQuaid Reports

1. East Bay Community Energy Board of Directors Meeting
2. League of California Cities Meetings including General Session, Community Services Policy Committee, and Public Safety Policy Committee



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

Bodies	Appointee	Alternate
Alameda County Mayors' Conference	Pilch	McQuaid
Alameda County Transportation Commission	Pilch	Nason
Alameda County Waste Management Authority	Pilch	Maass
Association of Bay Area Government	Maass	Barnes
East Bay Community Energy JPA Board	Pilch	McQuaid
East Bay Sports Field Recreation Authority JPA	Maass	Barnes
Housing Authority of Alameda County	McQuaid	N/A
League of California Cities (East Bay)	McQuaid	Barnes
Alameda County Library Advisory Commission	Amy Apel	Sarah Levin
Berkeley/Albany Mental Health Board	Erlinda Castro &	(Vacant)
City/AUSD/UC - 2X2X2	Pilch	McQuaid
Police & Fire Pension Fund Board	Pilch	McQuaid
Alameda County Paratransit Advisory & Planning Committee (PAPCO)	Margaret Patterson	N/A

7-3. City Council Meetings and Events

8. CITY MANAGER REPORT

The City Manager provides verbal and/or written reports regarding matters of interest to the Council.

9. PRESENTATION

10. PUBLIC HEARING

11. UNFINISHED BUSINESS

12. NEW BUSINESS

12-1. Parks, Recreation and Open Space Commission Work Plan Amendment Request to explore options to install a basketball court at Memorial Park

Staff recommendation: that the Council provide direction on the Parks, Recreation and Open Space Commission Work Plan Amendment Request to include the exploration of options to install a basketball court at Memorial Park

12-2. Update on StopWaste's Development of a Reusable Food Ware Ordinance

Staff recommendation: that the Council provide feedback on the preferred approach to developing a reusable food ware ordinance

12-3. Agreement with Godbe Research to Provide Voter Polling Services

Staff recommendation: that the Council:



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

1. Adopt Resolution No. 2020-13, Authorizing the City Manager to enter into an agreement with Godbe Research in the amount not to exceed \$30,875 to provide voter polling services; and
2. Establish a subcommittee comprised of the Mayor and Vice Mayor to work with staff and the consultant to develop the voter polling survey

12-4. Nuclear Power from PG&E

Mayor Pilch recommendation: that the Council discuss, and take other possible actions, should the Council desire:

1. Direct that the Albany representative vote “no” to accepting the nuclear power from PG&E
2. Direct that the Albany representative vote “yes” to accepting the nuclear power from PG&E
3. Direct that the Albany representative may use her/his own judgement
4. Take no further action beyond discussion (essentially the same as 3)

12-5. Council Subcommittee Reorganization

Staff recommendation: that the Council review and update the composition of the City Council Subcommittees

13. FUTURE AGENDA ITEMS

Council Members and City Manager note upcoming agenda items that may be of interest to the Council, staff, or public. Council Members may request that items be placed on a future agenda. No public comment will be taken on future agenda items.

14. ANNOUNCEMENT OF CITY MEETINGS AND EVENTS

No public comment will be taken on announcement of future City meetings and events.

14-1. Upcoming City Events

- A. Paratransit Workshop, Wednesday, February 5, 11:00 AM – 12:00 PM, Albany Senior Center Multi-Use Room
- B. Chinese New Year Celebration, Thursday, February 6, 3:30 PM – 5:00 PM, Albany Community Center
- C. Family Film Workshop, Friday, February 7, 6:30 PM – 8:30 PM, Albany Library Edith Stone Room
- D. Healthy Garden Talks – Backyard Fruit Trees, Monday, February 10, 6:00 PM – 8:00 PM, Albany Community Center
- E. Recycling 101: Reduce, Reuse, Recycle RIGHT, Tuesday, February 11, 6:30 PM – 8:00 PM, Albany Community Center



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

- F. Friends of Albany Parks Clean-up and Planting – Albany Hill, Saturday, February 15, 9:00 AM – 12:00 PM, Albany Hill & Creekside Park (End of Taft Street)

14-2. Upcoming City Meetings

- A. Social & Economic Justice Commission, Tuesday, February 4, 7:30 PM, City Hall Council Chambers
- B. Arts Committee, Monday, February 10, 7:00 PM, City Hall Council Chambers
- C. Planning & Zoning Commission, Wednesday, February 12, 7:00 PM, City Hall Council Chambers
- D. Parks, Recreation & Open Space Commission, Thursday, February 13, City Hall Council Chambers

14-3. City Offices are closed on Monday, February 17, 2020 for President's Day

15. 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 agenda is posted for public inspection in advance of meetings at the City Hall, the Albany Community Center, and the Albany Senior Center. Agendas and supporting documents can also be found online at: www.albanyca.org. Supporting documents and any public comments received will be made available for public inspection at City Hall. If you have any questions pertaining to any agenda item or meeting procedure, please contact the City Clerk's Office at 1 + (510) 528-5710 or cityclerk@albanyca.org.

Council and Commission meetings are broadcast live on KALB and streamed live on the City website and YouTube. Audio recordings of Committee meetings will be uploaded to the City website and YouTube within one week of each public meeting. Archives of past City meetings are available on the City website and YouTube. 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 KALB.

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.



ALBANY CITY COUNCIL

City Hall Council Chambers
1000 San Pablo Avenue, Albany, CA

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 1 + (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: cityclerk@albanyca.org or City Clerk, 1000 San Pablo Avenue, Albany, CA 94706.