



## ALBANY CITY COUNCIL – MINUTES

Virtual Meeting

Albany, CA 94706

Monday, June 21, 2021

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### **SPECIAL MEETING: 6:15 PM**

#### **1. CALL TO ORDER/ROLL CALL**

Present: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan,  
Mayor Gary

Absent: None

#### **2. CLOSED SESSION**

2-1. Conference with Legal Counsel – Anticipated Litigation  
Government Code Section 54956.9(d)(2) (1 case)

#### **3. ADJOURNMENT OF SPECIAL MEETING**

### **REGULAR MEETING: 7:00 PM**

#### **1. CALL TO ORDER**

#### **2. ROLL CALL**

Present: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan,  
Mayor Gary

Absent: None

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

City Attorney Mala Subramanian reported the Council gave direction to staff.

#### **4. CEREMONIAL MATTERS**

#### **5. CITY MANAGER REPORT**

City Manager Nicole Almaguer reported City Hall and the Community Center are anticipated to open to the public on July 6, 2021. Passport services will be available by appointment only on Mondays and Thursdays beginning July 8. The Senior Center will open for take-out meals beginning July 1 and dining with registration on July 14. Meals on Wheels will continue. Friendship Club is open for childcare and summer camp. Block party applications may be obtained at the Community Center. Phase IV of the sidewalk repair project is substantially complete. The Albany and Berkeley Fire Departments conducted a drill on Albany Hill. Fire personnel are physically checking Albany Hill daily during fire season and twice a day on red flag days. The annual fire safety notice has been sent to residents in the Albany Hill area.

#### **6. GOOD OF THE CITY/PUBLIC COMMENT**

Mayor Gary opened the Good of the City.



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A summary of public comment is as follows: a suggestion for the Council to consider ballot measures to modify Measures D and K so that the City can meet its Regional Housing Needs Allocation (RHNA); appreciation for the Juneteenth festival.

### 7. CONSENT CALENDAR

#### 7-1. Minutes, June 7, 2021

Staff recommendation: Approve

#### 7-2. Ratification of Payroll – Date Paid 6/4/21, Net Amount: \$332,753.31, Withholding, Deductions: \$348,703.11, Gross Payroll: \$681,456.42

Staff recommendation: Ratify

#### 7-3. Ratification of Bills, Claims and Demands - Ratification of bills, claims and demands against the City of Albany in the amount of \$95,031.23 (6/4/21), \$577,514.22 (6/11/21)

Staff recommendation: Ratify

#### 7-4. Proclamation – Fire Chief Lance Calkins Retirement

Staff recommendation: Approve

#### 7-5. Proclamation – Eileen Harrington Retirement

Staff recommendation: Approve

#### 7-6. Accepting American Rescue Plan Act Funding

Staff recommendation: that the Council adopt Resolution No. 2021-64, authorizing staff to accept the full amount of American Rescue Plan Act funds allocated to the City of Albany

#### 7-7. Waiver of formal bids, and authorization to enter into a 5-year agreement with California Department of Technology (CDT) for the purchase of a yearly Statewide Enterprise Level Agreement (ELA) subscription for Microsoft Office 365 G5 product and services

Staff recommendation: that the Council adopt Resolution No. 2021-65:

1. Authorizing waiver of formal bids
2. Authorizing the City Manager to enter into a 5-year agreement with California Department of Technology (CDT) in the amount of \$422,791 for the purchase of a yearly Statewide Enterprise Level Agreement (ELA) subscription for Microsoft Office 365 G5 product and services



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### 7-8. Amendment to Contract No. C20-77 to CSG Consultants for Annual Sewer Rehabilitation Program Project Management Services (CIP No. 32000)

Staff recommendation: that the Council adopt Resolution No. 2021-66, authorizing the City Manager to execute Amendment #1 to Contract No. C20-77 for CSG Consultants in the amount of \$240,000 for additional project management services for a term of one year using funds previously appropriated in the City's Capital Improvement Plan (CIP) for the Annual Sewer Rehabilitation Program (CIP No. 32000)

Mayor Gary asked if anyone wishes to remove items from the consent calendar. Council Member McQuaid removed Items 7-4 and 7-5. Vice Mayor Jordan removed Item 7-1.

Item 7-1: Vice Mayor Jordan requested deletion of his comment from May 17<sup>th</sup> meeting under Item 14-1.

Item 7-4: Council Member McQuaid thanked retired Fire Chief Calkins for serving the City for seven years and noted his willingness to discuss emergency services and fire safety.

Item 7-5: Council Member McQuaid thanked Ms. Harrington for her assistance and 20 years of service to the City and community.

#### **MOTION:**

Moved by Council Member McQuaid, seconded by Vice Mayor Jordan, to approve the consent calendar with the amendment to the June 7, 2021 minutes..

AYES: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan, Mayor Gary

NOES: None

Motion carried and so ordered.

## 8. PRESENTATION

### 8-1. Mobile Crisis Services Presentation by Alameda County Behavioral Health

Staff recommendation: that the Council receive a presentation on mobile crisis services provided by Alameda County Behavioral Health Services

Assistant City Manager Isabelle Leduc presented the staff report. As of July 1, 2020, Alameda County is the sole provider of mental health services to Albany residents. The Access Program is a point of contact for information, screening, and referrals for mental health and substance use services. Prior to July 1, 2020, the City of Berkeley provided Level 1 and full-service partnership services for Albany adults and a variable level of services for children. Berkeley provides services to clients who were established prior to July 1, 2020 and who prefer continuing with Berkeley.



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The health street team provides people experiencing homelessness with improved access to medical and mental health services. The health street team coordinates services with Berkeley Food & Housing Program (BFHP) and participates in case conferences. Starting July 1, 2021, Alameda County will provide mobile crisis services to Albany. Mobile crisis services are utilized in urgent situations that may involve coordination with the Police Department.

Staff continues to seek ways to enhance mental health services for the community, particularly in partnership with public safety. Potential opportunities include continuing to retain mobile crisis services from the City of Berkeley to supplement the County's services and coordinating with other small cities to explore development of a joint crisis services unit to respond more effectively to calls for service.

Stephanie Lewis, Alameda County Behavioral Health (ACBH), advised that two licensed clinicians comprise the mobile crisis team for Albany. The team evaluates individuals for psychiatric holds and seeks to divert individuals to appropriate levels of care when the individuals do not need hospitalization. The team operates Monday through Friday from 10 a.m. to 8 p.m. The County is recruiting for additional staff in order to expand the hours of operation. Albany residents and Albany Police Department call the County directly to request the team. Community Connections teams provide field outreach for homeless individuals. Familiar Faces teams provide phone and field outreach for individuals with frequent contact with crisis mental health services. Post-Crisis Follow-Up/Crisis Connect teams provide telephone outreach to individuals 24-48 hours after contact with mobile crisis teams or psychiatric emergency services.

To request mobile crisis services, anyone may call 510-891-5600 Monday through Friday from 8 a.m. to 7:30 p.m. Mobile teams typically respond on the day of referral. Same-day urgent medication clinics are located in Oakland, Fremont, and Pleasanton. Crisis residential treatment is available in San Leandro, Hayward, and Oakland. Crisis assessment and care for children is provided at Willow Rock in San Leandro and UCSF Benioff Children's Hospital in Oakland. The Access Program may be reached at 1-800-491-9099. The number for the substance use access and referral helpline is 1-844-682-7215.

ACBH serves Alameda County residents and individuals temporarily located in Alameda County with moderate to severe mental health symptoms and significant functional impairments due to mental health symptoms.

A summary of public comment is as follows: the City needs to provide mental health services because providing services in Albany seems to be a low priority for Berkeley and the County; a suggestion for Council Members to submit their questions to the County in a letter; concern that the County may not provide the level of service that the City of Berkeley previously provided; the City needs answers and data, and the County may provide more comprehensive services than Berkeley.



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A summary of Council comment is as follows: a preference for Berkeley to provide crisis response services due to the proximity to Albany; encouragement for staff to continue exploring services and service providers; more services than those provided by the County are needed; because of economies of scale, the City probably cannot provide mental health services at the level the County provides.

### 9. PUBLIC HEARING

#### 9-1. Public Hearing on the Levy of Assessments within Assessment District No. 1988-1 for Fiscal Year 2021/22 pursuant to the Landscaping and Lighting Act of 1972

Staff recommendation: that the Council adopt Resolution No. 2021-67, confirming the diagram and assessment, levying assessments in Landscaping and Lighting Assessment District No. 1988-1 for Fiscal Year 2021/22 (pursuant to the Landscaping and Lighting Act of 1972) and ordering of the levy to be placed on the Fiscal Year 2021/22 secured property tax roll

Public Works Director Mark Hurley presented the staff report. At its prior meeting, the Council initiated the assessment process and approved the annual report. Funds from the assessment can be utilized for the installation, service, and/or maintenance of public landscapes, parks, and recreational improvements within the district. Staff proposes to use funding in fiscal year 2022 for street landscaping, parks, playfields, vegetation management at the Waterfront, and the tree program. Approximately 25% of funding will be held in capital reserves.

A summary of public comment is as follows: Albany Hill and the Bulb should have water service; the use and amount of funding needs to be transparent for the public.

Public Works Director Hurley indicated that amounts shown in the annual report were incorporated into the two-year budget, which the Council approved at its previous meeting. The funds cannot be used for work performed on private property.

A summary of Council comment is as follows: funding for park maintenance should be used for park maintenance and not for other things.

#### **MOTION:**

Moved by Vice Mayor Jordan, seconded by Council Member Tiedemann, to adopt Resolution No. 2021-67, confirming the diagram and assessment, levying assessments in Landscaping and Lighting Assessment District No. 1988-1 for Fiscal Year 2021/22 (pursuant to the Landscaping and Lighting Act of 1972) and ordering of the levy to be placed on the Fiscal Year 2021/22 secured property tax roll.

AYES: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan, Mayor Gary

NOES: None

Motion carried and so ordered.



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### 10. UNFINISHED BUSINESS

#### 10-1. Updated Work Plan Template for Advisory Bodies to the City Council

Vice Mayor Jordan and Council Member McQuaid recommendation: that the Council adopt the updated advisory body work plan template to be implemented July 1, 2021

Vice Mayor Jordan presented the subcommittee's memorandum. As proposed, work plans will be developed and approved in the first half of odd years; advisory bodies will review their progress mid cycle; and at the end of their terms, advisory bodies will assess their overall progress. Recurring items have been divided into regular reports, which typically do not require action, and recurring action items. Rather than directing advisory bodies to prioritize work items, the Council will approve a number of work items that closely matches the capacities of advisory bodies.

A summary of public comment is as follows: an inquiry regarding amendments to work plans.

Vice Mayor Jordan advised that an advisory body would submit a request to amend its work plan for Council approval before it begins work on an item not contained in its approved work plan.

A summary of Council comment is as follows: advisory bodies may summarize their previous work plans in 2021-23 work plans but will need to provide a comprehensive report of activities at the end of 2022; advisory bodies may have some flexibility in preparing 2021-23 work plans according to the template but should strive to follow the template for subsequent work plans; proposed work plans should identify each item from previous work plans as "worked on," "completed," or "not worked on" so that the Council can judge advisory body capacity for work.

#### **MOTION:**

Moved by Council Member Tiedemann, seconded by Mayor Gary, to adopt the updated advisory body work plan template to be implemented July 1, 2021.

AYES: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan, Mayor Gary

NOES: None

Motion carried and so ordered.

### 11. NEW BUSINESS

#### 11-1. Update to City of Albany Traffic Calming Policy

Transportation Commission recommendation: Adopt a resolution updating the City of Albany Traffic Calming Policy as presented by staff with amendments to impose a five-year moratorium on reconsideration of treatments for a block, remove the



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street width of 40 feet, and include language for engineering judgement if there is a documented collision pattern

Staff recommendation: that the Council Adopt Resolution No. 2021-51, updating the City of Albany Traffic Calming Policy

Transportation Planner Justin Fried presented the staff report. The Traffic Calming Policy outlines the process and criteria for reviewing residents' requests for traffic calming on their streets. The current criteria for evaluating requests include a volume cap of 3,000 average daily traffic (ADT) and traffic speeds with an 85<sup>th</sup> percentile of 5 mph above the speed limit. Requests that meet the criteria may be eligible for speed humps or striping and signage.

The Transportation Commission formed a subcommittee to study injury risk and traffic speed and found that the volume of vehicles traveling over 25 mph is strongly correlated with the calculated risk of severe pedestrian injury. In essence, the volume of vehicles traveling over the speed limit rather than the underlying distribution of speeds determines the overall risk. The Transportation Commission recommends changing the speed metric to the average total number of motor vehicles traveling faster than the speed limit on a weekday. Another proposed change is replacing the 3,000 ADT maximum with excluding major arterials and truck and bus routes from consideration for traffic calming measures.

Staff proposes projects already approved for traffic calming remain in the queue for project delivery and allowing resubmittal of requests that were not approved under the existing policy and that may have greater priority under the proposed policy.

A summary of public comment is as follows: the policy needs to include school zones.

A summary of Council comment is as follows: residents whose homes are located where a speed hump is proposed should be consulted; the policy should include language to manage residents' expectations for installation of treatments; the policy should include the language about not punishing motorists traveling the speed limit; the goal of replacing the 85<sup>th</sup> percentile criterion is to obtain the most benefit from the expenditure of monies in terms of risk reduction and quality of life improvement.

### **MOTION:**

Moved by Council Member McQuaid, seconded by Vice Mayor Jordan, to adopt Resolution No. 2021-51, updating the City of Albany Traffic Calming Policy with an amendment to incorporate language regarding street treatments not punishing motorists traveling at or below the speed limit.

AYES: Council Members McQuaid, Nason, and Tiedemann, Vice Mayor Jordan, Mayor Gary

NOES: None

Motion carried and so ordered.



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

City Council Appointed Representation Bodies	Appointee	Alternate
Alameda County Mayors' Conference	Gary	Jordan
Alameda County Transportation Commission	Nason	Jordan
Alameda County Waste Management Authority	Jordan	Nason
Association of Bay Area Government	Tiedemann	Gary
East Bay Community Energy JPA Board	Tiedemann	Jordan
East Bay Sports Field Recreational Authority JPA	Nason	Gary
Housing Authority of Alameda County	McQuaid	N/A
League of California Cities (East Bay)	McQuaid	Tiedemann
Alameda County Mosquito Abatement District	Jordan	Tiedemann
Alta Bates Hospital Task Force	McQuaid	Nason
Alameda County Library Advisory Commission	Gary	(vacant)
City/AUSD/UC - 2X2X2	Gary	Jordan
Police & Fire Pension Fund Board	Gary	McQuaid
Alameda County Paratransit Advisory & Planning Committee (PAPCO)	(vacant)	N/A

Council Member Tiedemann reported he attended an East Bay Community Energy (EBCE) Board meeting, which included approval of the budget, the Albany Democratic Club meeting, and the Juneteenth event.

Vice Mayor Jordan thanked Council Member Nason for attending the Waste Management programs and administration committee meeting in his absence.

Council Member McQuaid reported she attended the Housing Authority of Alameda County meeting, webinars, and Albany High School graduation celebrations hosted by the Black Parent Engagement Group, LatinX, and Indigenous Peoples.

In response to Council Member McQuaid's question, Council Member Tiedemann indicated EBCE's finances are not at risk of insolvency.

Mayor Gary reported she attended the Mayors' Conference, which received a presentation regarding water supply and the drought and passed a Juneteenth resolution, graduation ceremonies, and various virtual meetings.

### 13. FUTURE AGENDA ITEMS

None



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### 14. ANNOUNCEMENT OF CITY MEETINGS AND EVENTS

Council Member Nason appreciated the Juneteenth celebration.

Mayor Gary remarked that Council Members should not approach members of the Community Task Force on Policing regarding items to be presented to the Council.

**14-1.** Upcoming City Events – please check on City website [www.albanyca.org](http://www.albanyca.org) under City Calendar web page for up-to-date information

**14-2.** Upcoming City Meetings

- A. Planning & Zoning Commission Meeting, Wednesday, June 23, 7:00 PM, Virtual Meeting via phone/video conferencing
- B. Transportation Commission Meeting, Thursday, June 24, 7:00 PM, Virtual Meeting via phone/video conferencing
- C. Economic Development Committee Meeting, Thursday, July 1, 7:00 PM, Virtual Meeting via phone/video conferencing
- D. City Council Meeting, Monday, July 6, 7:00 PM, Virtual Meeting via phone/video conferencing (due to Monday observed holiday)

### 15. ADJOURNMENT

9:22 p.m. There being no further business before the City Council, Mayor Gary adjourned the meeting.

Minutes submitted by Anne Hsu, City Clerk.

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Ge'Nell Gary  
Mayor

Attest:

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Anne Hsu, City Clerk