



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Draft Minutes

City Council

Welcome to your City of San Leandro City Council meeting.

Your City Councilmembers are:

Mayor Pauline Russo Cutter

Deborah Cox, District 1

Ed Hernandez, District 2

Victor Aguilar, Jr., District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Monday, March 18, 2019

7:00 PM

City Council Chambers

1. CALL TO ORDER

The meeting was called to order at 7:05 p.m.

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Cutter led the Pledge of Allegiance to the Flag.

1.B. ROLL CALL

Councilmember Lee participated in the meeting via telephone conference call.

Present 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

1.C. ANNOUNCEMENTS

Item 10.A was removed from the Agenda.

2. RECOGNITIONS

2.A. [19-125](#) Proclamation Declaring March 2019 as American Red Cross Month

Presented.

2.B. [19-152](#) RESOLUTION Reappointing Isabel Polvorosa as District 3 Representative to the Library-Historical Commission for Term Ending December 31, 2022

A motion was made by Councilmember Aguilar, seconded by Vice Mayor Lopez, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Enactment No: Reso 2019-062

3. PUBLIC COMMENTS

*There were was 1 public speaker.
Mr. Rob Rich commented on Mobile Home Fair Rent Ordinance.*

4. PRESENTATIONS

- 4.A. [19-145](#) Presentation by Alameda County Industries (ACI)

Presented.

5. PUBLIC HEARINGS

None.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

None.

7. AMENDMENT OF CONSENT CALENDAR

Item 8.C. was removed from the Consent Calendar to Item 9, Items Removed

8. CONSENT CALENDAR

Approval of the Consent Agenda

A motion was made by Councilmember Cox, seconded by Councilmember Aguilar, to Approve the Consent Calendar. The motion carried by the following vote.

Aye: 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

- 8.A. [19-151](#) Minutes of the City Council Meeting of March 4, 2019

Approved as Submitted.

- 8.B. [19-115](#) Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute a Sole Source Purchase with Cozad Trailer Sales, LLC for a Lowboy Trailer at an Amount Not to Exceed \$126,117.60 and Appropriation of \$126,117.60 from the Gas Tax Fund to the Equipment Repair and Maintenance Fund

Received and Filed.

[19-116](#) RESOLUTION of the City of San Leandro City Council to Approve and

Authorize the City Manager to Execute a Sole Source Purchase with Cozad Trailer Sales, LLC for a Lowboy Trailer for an Amount Not to Exceed \$126,177.60 and Appropriation of \$126,177.60 from the Gas Tax Fund Balance to the Equipment Maintenance Fund

Adopted.

Enactment No: Reso 2019-063

9. ITEMS REMOVED FROM CONSENT CALENDAR

- 8.C. [19-157](#) Staff Report for a City of San Leandro City Council Resolution to Amend the City of San Leandro Administrative Code to add Chapter 8 to Title 5 to Permit City Elected and Appointed Officials and City Employees the Option to Have Planning Applications that Affect Their Personal Economic Interests be Reviewed by Independent Third Parties

Public comment was received from Mr. Stephen Cassidy.

Received and Filed.

[19-158](#)

RESOLUTION of the City of San Leandro City Council to Add Chapter 8 to Title 5 of the City of San Leandro Administrative Code Related to Providing an Option for City Elected and Appointed Officials and Employees to Have Their Community Development Department Applications Reviewed by an Independent Third Party

A motion was made by Vice Mayor Lopez, seconded by Councilmember Hernandez, that this Resolution be Referred to the Rules Committee. The motion carried by the following vote.

Aye: 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

10. ACTION ITEMS

- 10.A. [19-110](#) ORDINANCE of the City Council for the City of San Leandro Authorizing an Amendment to the Contract Between the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

Removed from Agenda.

Enactment No: Ordinance 2019-003

- 10.B. [19-148](#) Staff Report for a City of San Leandro City Council Ordinance for Amendments to the Medical Cannabis Dispensary Ordinance (4-37) and to the Permitted Commercial Cannabis Activities Ordinance (4-39) to Facilitate Adult Use Sales and to Establish a Time Limitation for Commencement of Operations

Public comment was received from Mr. Arturo Sanchez and Mr. Stephen Cassidy.

Received and Filed.

[19-153](#)

ORDINANCE Amending Title 4, Chapter 4-33 and 4-38 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits

A motion was made by Mayor Cutter, seconded by Councilmember Aguilar, that this Ordinance be Adopted. The motion carried by the following vote.

Aye: 6 - Aguilar, Cox, Hernandez, Lee, Lopez, Cutter

Nay: 1 - Ballew

Enactment No: Ordinance 2019-004

The City Council Meeting recessed at 8:38 p.m. and reconvened at 8:50 p.m.

10.C. [19-122](#)

Staff Report Seeking Direction from Council on the Red Light Photo Enforcement Program

Public comment was received from Mr. Mike Katz-Lacabe and Mr. Stephen Cassidy.

Received and Filed.

[19-160](#)

MOTION of the City Council to A) Allow the Contract with Redflex Traffic Systems to Expire on April 20, 2019 or B) Direct Staff to Return with a Contract Extension at a Future City Council Meeting

A motion was made by Councilmember Aguilar to not approve the contract, without a second, the motion was not considered.

A motion was made by Mayor Cutter, seconded by Councilmember Hernandez

A substitute motion was made by Councilmember Hernandez, seconded by Councilmember Lee, including a friendly amendment by Vice Mayor Lopez, accepted by both motion maker and seconder that the substitute motion be Adopted. The motion carried by the following vote.

Aye: 6 - Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Nay: 1 - Aguilar

Enactment No: Min Order 2019-010

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

City Attorney Mr. Richard D. Pio Roda reported there was no reportable action taken, but direction was given to staff.

12. CITY COUNCIL REPORTS

City Councilmembers reported on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting.

13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS

City Councilmembers announced calendar of upcoming events and coordinated attendance; reported on local events attended since the last meeting; and made brief comments on issues of concern.

14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

- By consensus the City Council agreed to issue a letter by the Mayor to Congresswoman Barbara Lee regarding the City of San Leandro City Council support for H.R.530 Bill and oppose the proposed budget cuts by the federal government.

-A motion was made by Councilmember Aguilar, seconded Councilmember Ballew, to issue a letter by the Mayor in support of a National ban on conversion therapy (if this is not on the Legislative platform, a resolution will be brought back to Council).

Roll call was taken as follows:

Aye: 6- Aguilar, Ballew, Cox, Lee, Lopez, Hernandez

Nay: 1 - Mayor Cutter

Absent: None

15. ADJOURN

The meeting was adjourned at 10:46 p.m.

In memory of the victims victims who lost their lives in Christchurch, New Zealand and Hoan Thi Nguyen.

RESPECTFULLY SUBMITTED:

LETICIA I. MIGUEL
City Clerk of the City of San Leandro