



# 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**

**Ursula Reed, District 2**

**Lee Thomas, District 3**

**Benny Lee, District 4**

**Corina N. Lopez, District 5**

**Jim Prola, District 6**

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Tuesday, January 20, 2015

7:00 PM

City Council Chambers

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### 1. CALL TO ORDER

*The meeting was called to order at 7:03 p.m.*

#### 1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

*City Attorney Richard Pio Roda led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

*In Mayor Cutter's absence, Vice Mayor Prola chaired the meeting.*

**Present** 6 - Cox, Lee, Lopez, Prola, Reed, Thomas

**Absent** 1 - Cutter

#### 1.C. ANNOUNCEMENTS

*None.*

### 2. RECOGNITIONS

#### 2.A. [14-573](#) MOTION Approving Resolution Commending Philip Daly for His Years of Service on the Board of Zoning Adjustments

**A motion was made by Councilmember Reed, seconded by Councilmember Lopez, that this minute order be adopted. The motion carried by the following vote.**

**Aye:** 6 - Cox, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Min Order 2015-003

#### 2.B. [15-008](#) Recognition of the Employee of the Quarter, Dale Marinello, Systems

Analyst, City Manager's Office

### 3. PRESENTATIONS

- 3.A. [14-571](#) Presentation on the San Leandro Homeless and Housing Task Force Initiatives

### 4. PUBLIC HEARINGS

- 4.A. [15-001](#) Staff Report for Adoption of the 2015-2023 City of San Leandro General Plan Housing Element

*The hearing was opened to the public.*

*There being no public comments, and without objection, the Public Hearing was closed.*

*Councilmember Lopez and Vice Mayor Prola stated they would vote against the approval of the two resolutions, as they did not support the City's encouragement of charter and private schools.*

[15-002](#)

RESOLUTION Adopting a Negative Declaration for the 2015-2023 Housing Element Update of the San Leandro General Plan in Compliance with the California Environmental Quality Act (CEQA)

**A motion was made by Councilmember Cox, seconded by Councilmember Reed, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 4 - Cox, Lee, Reed, Thomas

**Nay:** 2 - Lopez, Prola

Enactment No: Reso 2015-006

[15-003](#)

RESOLUTION Approving the 2015-2023 Housing Element Update of the San Leandro General Plan to Comply with the State Mandated Deadline of January 31, 2015

**A motion was made by Councilmember Cox, seconded by Councilmember Reed, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 4 - Cox, Lee, Reed, Thomas

**Nay:** 2 - Lopez, Prola

Enactment No: Reso 2015-007

### 5. PUBLIC COMMENTS

*Rob Rich commented regarding the 2014 murder of his young neighbor, Joel Ramirez, and the ongoing police investigation. Mr. Rich urged the City Council to support the San Leandro Police Department's upcoming request for a reward for information leading to the arrest of those responsible for Joel Ramirez's murder.*

## 6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

- 6.A. [15-021](#) City Manager Update on
- City Council Annual Planning Session on Saturday, January 31, 2015, at the Senior Community Center
  - Community Workforce Agreement
  - Budget Timeline

## 7. AMENDMENT OF CONSENT CALENDAR

*There was no amendment to Consent Calendar.*

## 8. CONSENT CALENDAR

### Approval of the Consent Calendar

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, to approve the Consent Calendar. The motion carried by the following vote.**

**Aye:** 6 - Cox, Lee, Lopez, Prola, Reed, Thomas

- 8.A. [15-009](#) Minutes of the Meeting of January 5, 2015
- Approved as submitted on the Consent Calendar.**
- 8.B. [15-027](#) Minutes of the Special Meeting of January 8, 2015
- Approved as submitted on the Consent Calendar.**
- 8.C. [14-568](#) Staff Report for Resolution Approving an Amended Consulting Services Agreement with ICF Resources, LLC for Medical Cannabis Program Implementation
- [14-576](#) RESOLUTION Approving Amendment No. 1 to Consulting Services Agreement with ICF Resources, LLC to Increase the Contract Amount by \$39,127 to Perform Additional Work Related to Medical Cannabis Program Implementation
- Adopted on the Consent Calendar.**
- Enactment No: Reso 2015-008
- 8.D. [14-575](#) Staff Report for a Resolution Approving a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and Ongoing Economic Development Services
- [14-574](#) RESOLUTION Approving a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and

Ongoing Economic Development Services

**Adopted on the Consent Calendar.**

Enactment No: Reso 2015-009

- 8.E. [15-010](#) Staff Report for a Resolution Approving 11th Amendment to ACI, Inc.'s Franchise Agreement

[15-011](#) RESOLUTION Approving 11th Amendment to Alameda County Industries (ACI), Inc.'s Franchise Agreement to Ratify a 4.01% Refuse Collection Rate Increase Effective February 1, 2015 and to Approve an Advance of \$1,109,706.74 to ACI from General Fund Reserves with Simple Interest at 2.5% per Annum to Be Repaid in 40 Quarterly Installments Each in the Amount of \$31,441.00 with a Final Payment Due July 1, 2025

**Adopted on the Consent Calendar.**

Enactment No: Reso 2015-010

- 8.F. [15-014](#) MOTION Nominating Kathy Sanchez as District 6 Member to Human Services Commission

**Adopted on the Consent Calendar.**

Enactment No: Min Order 2015-004

- 8.G. [15-015](#) Staff Report for a Resolution Amending Section 6.4.100 of the San Leandro Administrative Code to Increase the Subpoena Fee for Personal Appearance of City Employees

[15-016](#) RESOLUTION Amending Section 6.4.100 of the San Leandro Administrative Code to Increase the Subpoena Fee for Personal Appearance of City Employees from \$150 to \$275 to Conform with a Change to State Law

**Adopted on the Consent Calendar.**

Enactment No: Reso 2015-011

- 8.H. [15-019](#) Staff Report for a Resolution Extending the Term of the Current Employment Agreement with City Manager Chris Zapata

[15-020](#) RESOLUTION Extending the Term of the Current Employment Agreement with City Manager Chris Zapata for Six Months to July 30, 2015

**Adopted on the Consent Calendar.**

Enactment No: Reso 2015-012

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

*None.*

## 10. ACTION ITEMS

*None.*

## 11. REPORT ON CLOSED SESSION ACTIONS TAKEN

*City Attorney Pio Roda reported on the two items on the closed session agenda.*

*On Item 3.A., Conference with Real Property Negotiators pursuant to California Government Code Section 54956.8, for the property with APN 077 0447 007 01, commonly known as a parking lot east of the northeast corner of the intersection of East 14th Street and Davis Street, San Leandro, CA, the City Council authorized price and terms to begin disposition of the property. Interested parties wishing to inquire regarding this property should contact Jeff Kay in the City of San Leandro Community Development Department.*

*On Item 3.B., Conference with Legal Counsel, Existing Litigation pursuant to California Government Code Section 54956.9(d)(1), the City Council voted 5 ayes, 0 nays (Mayor Cutter absent; Councilmember Lee recused) to file an appeal in the case of Heron Bay Homeowners Association v. City of San Leandro; Louis Rigaud and Halus Power Systems, real parties in interest, Alameda County Superior Court Case No. RG13677840.*

## 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 schedule the following items:*

- A presentation by Aniket Dhar of the speech he delivered at the Martin Luther King Oratorical Festival on January 19, 2015*
- Review of the red light camera violation fee*

## 15. ADJOURN

*The meeting was adjourned at 9:32 p.m., in memory of Jordan Rames.*

**RESPECTFULLY SUBMITTED:**

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**MARIAN HANDA**  
City Clerk of the City of San Leandro

