



# 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 Stephen H. Cassidy**  
**Michael Gregory, District 1**  
**Ursula Reed, District 2**  
**Diana Souza, District 3**  
**Benny Lee, District 4**  
**Pauline Russo Cutter, District 5**  
**Jim Prola, District 6**

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Monday, March 18, 2013

7:00 PM

City Council Chambers

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### Joint Meeting of City Council and Successor Agency to Redevelopment Agency

#### 1. CALL TO ORDER

*The meeting was called to order at 7:06 p.m.*

#### 1.A. PLEDGE OF ALLEGIANCE

*Newly appointed Public Works Services Director Debbie Pollart led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

**Present** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

#### 1.C. ANNOUNCEMENTS

*None.*

#### 2. PRESENTATIONS/ RECOGNITIONS

- 2.A.** [13-117](#) ADOPT: Resolution Appointing Carl Basuino as District 4 Member to Senior Commission (approves appointment for term ending December 31, 2016)

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

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-030

- 2.B.** [13-120](#) Update on Public Safety

**3. PUBLIC HEARINGS – CITY COUNCIL**

*None.*

**4. PUBLIC HEARINGS – OTHER**

*None.*

**5. PUBLIC COMMENTS**

*None.*

**6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS****7. AMENDMENT OF CONSENT CALENDAR**

*Items 8.M. and 8.N. were removed from the Consent Calendar to Item 9, Items Removed from Consent Calendar.*

**8. CONSENT CALENDAR****Approval of the Consent Calendar**

**A motion was made by Vice Mayor Gregory, seconded by Councilmember Prola, to approve the Consent Calendar. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

**8.A. [13-116](#) APPROVE: Minutes of the Meeting of March 4, 2013**

**Approved as submitted on the Consent Calendar.**

**8.B. [13-105](#) Staff Report for Resolution Approving a Master Agreement with SirsiDynix for Upgrade of Integrated Library System from SirsiDynix Horizon to SirsiDynix Symphony SaaS and Accepting the Quote for Upgrade of Two Self-Check Machines to Become Payment Card Industry (PCI) Compliant**

**[13-106](#) ADOPT: Resolution Approving a Master Agreement with SirsiDynix for Upgrade of Integrated Library System from SirsiDynix Horizon to SirsiDynix Symphony SaaS and Accepting the Quote for Upgrade of Two Self-Check Machines to Become Payment Card Industry (PCI) Compliant (provides upgrades for \$155,913.37, with \$68,369.00 from the San Leandro Public Library Foundation and \$87,544.37 from the fund balance reserves in the Information Technology fund 688)**

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-031

- 8.C.**     [13-047](#)           Staff Report for the Name Change of a Portion of 150th Avenue from Portofino Circle to the City Border to Bayfair Center
- [13-046](#)           ADOPT: Resolution Approving Changing the Name of a Portion of 150th Avenue Between Portofino Circle and the City Border to Bayfair Center (renames a portion of 150th Avenue to Bayfair Center to facilitate the placement of directional signage to Bayfair Center on I-580, at the cost, including signage, of approximately \$20,000 to be split equally between the City and Madison Marquette)
- Adopted on the Consent Calendar.**
- Enactment No: Reso 2013-032
- 8.D.**     [13-065](#)           Staff Report for an Ordinance Amending Title 1, Chapters 1-5 and 1-6 of the San Leandro Municipal Code Relating to Contracts for Public Works Projects and Contracts for Purchases
- [13-066](#)           PASS TO PRINT: An Ordinance Amending Title 1, Chapters 1-5 and 1-6 of the San Leandro Municipal Code Relating to Contracts for Public Works Projects and Contracts for Purchases (enhances the City's ability to handle routine purchasing and public works projects in a timely and cost-effective manner by increasing the threshold for bidding and purchases)
- Passed to print on the Consent Calendar.**
- Enactment No: Ordinance 2013-002
- 8.E.**     [13-114](#)           Staff Report for Resolution Repealing and Reenacting Title 4, Chapter 2 of the San Leandro Administrative Code Relating to the City's Conflict of Interest Code
- [13-115](#)           ADOPT: Resolution Repealing and Reenacting Title 4, Chapter 2 of the San Leandro Administrative Code Relating to the City's Conflict of Interest Code (updates the code as required by state law)
- Adopted on the Consent Calendar.**
- Enactment No: Reso 2013-033
- 8.F.**     [13-109](#)           Staff Report for City Council Resolution Authorizing the Transfer (Return) of Properties to the Successor Agency of the Redevelopment Agency of the City of San Leandro and Successor Agency Resolution Authorizing the Acceptance of Quitclaim Deeds for Said Properties as Required by State Law
- [13-111](#)           ADOPT: Resolution of the City Council of the City of San Leandro Authorizing the Transfer of Properties to the Successor Agency to the

Redevelopment Agency of the City of San Leandro Previously Transferred to the City from the Former Redevelopment Agency of the City of San Leandro (returns assets to the Successor Agency as required by state law)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-034

[13-113](#)

ADOPT: Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Authorizing the Acceptance of Quitclaim Deeds for Properties Previously Transferred by the Former Redevelopment Agency of the City of San Leandro to the City of San Leandro (accepts the transfer of non-public property assets as required by state law)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-003 SA

**8.G.** [13-110](#)

Staff Report for Resolution Approving and Confirming the Accounting Report for Development Fees for Street Improvements (DFSI) and Park Development Fees for Fiscal Year 2011-12

[13-112](#)

ADOPT: Resolution Approving and Confirming the Accounting Report for Development Fees for Street Improvements (DFSI) and Park Development Fees for Fiscal Year 2011-12 (reviews the annual accounting of development fees pursuant to California Government Code Section 66006)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-035

**8.H.** [13-072](#)

Staff Report for a Resolution Authorizing the City Manager to Acquire Easements for the Underground Utility Project on East 14th Street North of 150th Avenue, Project Nos. 123-38-279 and 123-38-328

[13-071](#)

ADOPT: Resolution Authorizing the City Manager to Acquire Easements for the Underground Utility Project -on East 14th Street North of 150th Avenue, Project Nos. 123-38-279 and 123-38-328 (authorizes the City Manager or his designee to acquire easements from private property owners so PG&E can underground its electrical lines and equipment)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-036

**8.I.** [13-083](#)

Staff Report for a Resolution Awarding a Construction Contract to Intermountain Slurry Seal, Inc. for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070

[13-084](#)

ADOPT: Resolution Awarding Construction Contract to Intermountain Slurry Seal, Inc. for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070 (awards the contract to the lowest responsible bidder, Intermountain Slurry Seal, Inc., in the amount of \$848,727.40 from Measure B Streets and Roads Funds for preventive maintenance of various streets in San Leandro)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-037

8.J. [13-085](#)

Staff Report for a Resolution Awarding a Construction Contract to Intermountain Slurry Seal, Inc. for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071

[13-086](#)

ADOPT: Resolution Awarding Construction Contract to Intermountain Slurry Seal, Inc. for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071 (awards the contract to the lowest responsible bidder, Intermountain Slurry Seal, Inc. in the amount of \$1,156,670.90 from Gas Tax Funds and Measure B Streets & Roads Funds for the application of preventive maintenance treatments on various streets in San Leandro)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-038

8.K. [13-096](#)

Staff Report for a Resolution Awarding a Construction Contract to Grade Tec, Inc. for the Toyon Park Pathway Rehabilitation, Project No. 2013.028

[13-098](#)

ADOPT: Resolution Awarding Construction Contract to Grade Tec, Inc. for the Toyon Park Pathway Rehabilitation Project, Project No. 2013.028 (awards a contract to the lowest responsible bidder, Grade Tec, Inc., in the amount of \$47,650 from Measure WW bond funds for the reconstruction of park pathways at Toyon Park)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-039

8.L. [13-107](#)

Staff Report for Resolution Approving the StopWaste.Org Joint Exercise of Powers Agreement (JPA) Creating the Energy Council and Agreeing to Become a Member of the Energy Council

[13-108](#)

ADOPT: Resolution Authorizing the City Manager to Execute the Joint Exercise of Powers Agreement with Alameda County Waste Management Authority Creating the Energy Council and Agreeing to Become a Member of the Energy Council (approves the JPA creating the Energy Council and authorizes San Leandros membership in the

Energy Council)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-040

Items 8.M. and 8.N. were removed from the Consent Calendar to Item 9, Items Removed from Consent Calendar.

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

**8.M.**     [13-118](#)           ADOPT: Resolution in Support of Reducing Greenhouse Gas Pollution Under the Clean Air Act (expresses the City's support for enforcement of the federal Clean Air Act)

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

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-041

**The City Council recessed from 8:13 p.m. to 8:34 p.m.**

**8.N.**     [13-121](#)           Staff Report for Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Police Officers' Association (SLPOA)

[13-122](#)           ADOPT: Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Police Officers' Association (SLPOA) (provides for a three-year contract for the period January 1, 2013 through December 31, 2015)

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

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-042

## 10. ACTION ITEMS

**10.A.**     [13-069](#)           Consideration of Request to Raise the Rainbow Flag in Place of the City Flag at City Hall on the Day of the Supreme Court Hearing on Proposition 8

[13-170](#)           MOTION: Motion to Direct the Raising of the Rainbow Flag in Place of the City Flag at City Hall on March 26 and 27, 2013, the Days the U.S. Supreme Court Hears Oral Arguments on Proposition 8 and the Defense of Marriage Act (DOMA)

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

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Min Order 2013-013

**10.B.** [13-124](#)

Consideration of Request to Create a Committee on City/School Relations

[13-171](#)

MOTION: Motion to Create a Standing Committee on City/School Relations

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

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Min Order 2013-014

*Councilmembers Reed, Souza and Cutter agreed to serve on the City/School Relations Committee.*

**10.C.** [13-123](#)

Discussion of Participation on the Federal Communications Commission (FCC) Intergovernmental Advisory Committee

[13-172](#)

MOTION: Motion to Support the Participation of Mayor Cassidy as Representative, and Councilmember Lee as Alternate, on the Federal Communications Commission (FCC) Intergovernmental Advisory Committee, with the City Paying the Expenses Associated with Their Participation

**A motion was made by Vice Mayor Gregory, seconded by Councilmember Prola, that this minute order be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Min Order 2013-015

**10.D.** Report on Closed Session Actions Taken

*No reportable actions taken.*

**11. CITY COUNCIL CALENDAR, REPORTS, AND ANNOUNCEMENTS**

*City Councilmembers announced upcoming events and coordinated attendance; reported on meetings and other local events attended since the last meeting; reported on attendance at conferences and seminars; and made brief comments on issues of concern.*

- 11.A. [13-125](#) Report by Councilmembers on Meetings in Washington, D.C. and Participation at National League of Cities Conference

12. **COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS**

*None.*

13. **ADJOURN**

*The meeting was adjourned at 10:17 p.m.*

**RESPECTFULLY SUBMITTED:**

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