



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

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

Bryan Azevedo, District 2

Victor Aguilar, Jr., District 3

Fred Simon, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Monday, January 4, 2021

7:00 PM

Access the meeting remotely by using this URL

<https://zoom.us/j/506831637>

Joint Meeting of the City Council and the Successor Agency to the San Leandro Redevelopment Agency

San Leandro City Council conducted this meeting in accordance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020.

1. CALL TO ORDER

The meeting was called to order at 7:02 p.m.

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Councilmembers Aguilar, Azevedo, Ballew, Cox, Lopez, Simon and Mayor Cutter participated in the meeting via telephone conference call.

Present 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

1.C. ANNOUNCEMENTS

Under Item 8 Consent Calendar, Item 8.M. was moved under Item 10 Action Items.

The item was heard first as Item 10.A.

Items 10.A., 10.B., and 10.C. were renumbered accordingly to 10.B., 10.C., and 10.D.

Item 10.B. was continued to the City Council meeting of February 1, 2021.

2. RECOGNITIONS

2.A. [20-626](#)

Proclamation Recognizing Theresa Mallon, Library Director, for her Years of Service to the City of San Leandro

Public Comment was received by Douglas Spalding.

This matter was Presented

3. PUBLIC COMMENTS

There were approximately 14 public speakers.

Comments were made by the following individuals:

Joel Baum, D Lewis, Leo T. West, Celina Reynes, Douglas Spalding, Jenna Hewitt King, Anthony Tejada, Whitney Walker, Selina McManus, Mary Tieh, Jim Prola, Mike Katz-Lacabe, Christopher Bammer, and Stephen Michael Tow.

4. PRESENTATIONS

- 4.A. [20-603](#) Presentation and Staff Report for 2021 Federal Legislative Platform and Annual Update from Federal Government Liaison Jen Covino, President of Simon and Company

Public Comment was received by Leo T. West and Douglas Spalding.

Presented.

The City Council Meeting recessed at 9:23 p.m. and reconvened at 9:35 p.m.

- 4.B. [20-613](#) Presentation by the Library Regarding Eliminating Overdue Fines and Fee Cards

Public Comment was received by Leo T. West, Douglas Spalding, and Celina Reynes.

Presented.

5. PUBLIC HEARINGS

None.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

Public Comment was received by Douglas Spalding and Leo T. West.

Interim City Manager, Fran Robustelli, provided an update to the status of the OIR Group, Internal Affairs Investigation of the Steven Taylor officer involved shooting.

7. AMENDMENT OF CONSENT CALENDAR

Items 8.E., 8.G., and 8.I. 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 Councilmember Cox, seconded by Councilmember Aguilar, to Approve the Consent Calendar. The motion carried by the following vote.

Aye: 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

8.A. [20-623](#) Minutes of the City Council Meeting of December 14, 2020

Approved as Submitted on the Consent Calendar.

8.B. [20-622](#) Minutes of the City Council Meeting of December 7, 2020

Approved as Submitted on the Consent Calendar.

8.C. [20-624](#) Minutes of the Rules Committee Meeting of October 27, 2020

Approved as Submitted on the Consent Calendar.

8.D. [20-595](#) Minutes of the Facilities and Transportation Committee Meeting of November 4, 2020

Approved as Submitted on the Consent Calendar.

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

8.F. [20-631](#) MOTION Renominating Representatives to Board or Commission as follows:

Dina Herrera as District 2 Representative to the Arts Commission

Arlene Lum as District 4 Representative to the Library-Historical Commission

Terry Guillory as District 6 Representative to the Arts Commission

Zachary James Borja as District 6 Representative to the Human Services Commission

Diana Prola as District 6 Representative to the Librarian-Historical Commission

Dylan Boldt as District 6 Representative to the Planning Commission and Board of Zoning Adjustments

Bella Comelo as District 6 Representative to the Senior Commission

Adopted on the Consent Calendar.

Enactment No: Min Order 2021-001

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

- 8.H. [20-630](#) MOTION Appointing Benny Lee as San Leandro's Community Representative to the Oakland Airport/Community Noise Management Forum for a 3-Year Term Commencing January 5, 2021, and Ending December 31, 2023

Adopted on the Consent Calendar.

Enactment No: Min Order 2021-002

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

- 8.J. [20-609](#) Staff Report for a City of San Leandro City Council Resolution Approving Appropriation of \$49,500 from the General Fund Unassigned Fund Balance to Account 010-33-001-5340 Street Trees Maintenance for Storm-Related Emergency Tree Removal Work

Received and Filed on the Consent Calendar.

[20-610](#) RESOLUTION of the City of San Leandro City Council to Appropriate \$49,500 from the General Fund Unassigned Fund Balance to the Street Trees Maintenance Account 010-33-001-5340 in Fiscal Year 2020-2021 to Pay for Emergency City Street Tree Removals

Adopted on the Consent Calendar.

Enactment No: Reso 2021-001

- 8.K. [20-596](#) Staff Report for a City of San Leandro City Council Resolution to Approve and Authorize the City Manager to Purchase One EZ Liner Custom Paint Stencil Truck from EZ Liner for \$221,578 Through Sourcewell, a Cooperative Contract Purchasing Agency; and to Appropriate \$154,475 from the Equipment Repair and Maintenance Fund Balance to the Equipment Repair and Maintenance Fund Account 690-16-002-7510; and to Authorize an Appropriation of \$67,103 from the Gas Tax Fund Balance to the Equipment Repair and Maintenance Operating Account 690-16-002-7510 for Fiscal Year 2020-21

Received and Filed on the Consent Calendar.

[20-597](#) RESOLUTION of the City of San Leandro City Council to Approve and Authorize the City Manager to Purchase One EZ Liner Custom Paint Stencil Truck from EZ Liner for \$221,578 Through Sourcewell, a Cooperative Contract Purchasing Agency; and to Appropriate \$154,475 from the Equipment Repair and Maintenance Fund Balance to the Equipment Repair and Maintenance Fund Account 690-16-002-7510; and to Authorize an Appropriation of \$67,103 from the Gas Tax Fund Balance to the Equipment Repair and Maintenance Operating Account 690-16-002-7510 in Fiscal Year 2020-2021

Adopted on the Consent Calendar.

Enactment No: Reso 2021-002

- 8.L.** [20-599](#) Staff Report for a City of San Leandro City Council Resolution Confirming Amendment No. 2 to the Declaration of the Director of Emergency Services of the City of San Leandro Suspending Enforcement of Certain Provisions in Land Use Permits and Approvals and Zoning and Encroachment Requirements in the San Leandro Municipal Code Related to the COVID-19 Relief Temporary Outdoor Facilities Program (Amendment No 2 removes reference to the December 31, 2020 end date)

Received and Filed on the Consent Calendar.

- [20-600](#) RESOLUTION of the City of San Leandro City Council Confirming Amendment No. 2 to the Declaration of the Director of Emergency Services of the City of San Leandro Suspending Enforcement of Certain Provisions in Land Use Permits and Approvals and Zoning and Encroachment Requirements in the San Leandro Municipal Code Related to the COVID-19 Relief Temporary Outdoor Facilities Program (Amendment No. 2 removes reference to the December 31,2020 end date)

Adopted on the Consent Calendar.

Enactment No: Reso 2021-003

Item 8.M. was removed from the Consent Calendar to Item 10, Action Items and renumbered to 10.A.

- 8.N.** [20-580](#) Staff Report for a City of San Leandro City Council Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Adopting a Recognized Obligations Payment Schedule (ROPS) and Administrative Budget for the Period July 1, 2021 - June 30, 2022, Pursuant to Health and Safety Code Section 34177(I).

Received and Filed on the Consent Calendar.

- [20-581](#) RESOLUTION of the Successor Agency to the Redevelopment Agency of the City of San Leandro Adopting a Recognized Obligations Payment Schedule (ROPS) and Administrative Budget for the Period July 1, 2021 - June 30, 2022, Detailing the Obligations of the Former Redevelopment Agency Pursuant to Health and Safety Code Section 34177(I)

Adopted on the Consent Calendar.

Enactment No: Reso 2021-001 SA

9. ITEMS REMOVED FROM CONSENT CALENDAR

- 8.E.** [20-494](#) Minutes of the Facilities and Transportation Committee Meeting of September 10, 2020
- A motion was made by Mayor Cutter, seconded by Councilmember Ballew, that this Minutes be Approved as Amended. The motion carried by the following vote.**
- Aye:** 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter
- 8.G.** [20-632](#) MOTION Nominating Representative to Boards or Commission as follows:
- Tiare Pena as District 2 Representative to the Human Services Commission
Jennifer Chang as District 2 Representative to the Library-Historical Commission
Guillermo Elenes as District 2 Representative to the Planning Commission Board of Zoning Adjustment
Jasmine Moore as District 2 Representative to the Recreation and Parks Commission
Luis Mendoza as District 2 Representative to the Senior Commission
Darlene Daevu as District 4 Representative to the Human Services Commission
Anthony Tejada as District 4 Representative to the Planning Commission Board of Zoning Adjustment
Karen Kline as District 4 Representative to the Recreation and Parks Commission
Adrienne Miller as District 4 Representative to the Senior Commission
- Public Comment was received by Tiare Pena.*
- A motion was made by Councilmember Simon, seconded by Councilmember Azevedo, that this Minute Order be Adopted. The motion carried by the following vote.**
- Aye:** 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter
- Enactment No: Min Order 2021-003
- 8.I.** [20-604](#) MOTION To Adopt the 2021 Federal Legislative Platform
- A motion was made by Councilmember Lopez, seconded by Councilmember Cox, that this Minute Order be Adopted. The motion carried by the following vote.**
- Aye:** 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter
- Enactment No: Min Order 2021-004

10. ACTION ITEMS

- 10.A.** [20-593](#) Staff Report for a City of San Leandro City Council Resolution

Authorizing the Execution and Delivery of an Equipment Lease/Purchase Agreement with Respect to the Acquisition, Financing and Leasing of Certain Equipment for the Public Benefit; Authorizing the Execution and Delivery of Documents Required in Connection Therewith; and Authorizing the Taking of All Other Actions Necessary to the Consummation of the Transactions Contemplated by this Resolution (approval to finance energy conservation and resiliency equipment to be installed at the City's Water Pollution Control Plant for \$8,893,876.20)

Public Comment was received by Douglas Spalding.

Received and Filed.

[20-594](#)

RESOLUTION of the City of San Leandro City Council Authorizing the Execution and Delivery of an Equipment Lease/Purchase Agreement with Respect to the Acquisition, Financing and Leasing of Certain Equipment for the Public Benefit; Authorizing the Execution and Delivery of Documents Required in Connection Therewith; and Authorizing the Taking of All Other Actions Necessary to the Consummation of the Transactions Contemplated by this Resolution (approval to finance energy conservation and resiliency equipment to be installed at the City's Water Pollution Control Plant for \$8,893,876.20)

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

Aye: 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

Enactment No: Reso 2021-004

10.B. [20-625](#)

Staff Report for the Second Reading of the City of San Leandro City Council Ordinance No. 2020-012 Adopting Chapter 2.10, Bay Fair Transit Oriented Development (B-TOD), to the San Leandro Zoning Code and Related Amendments to the Zoning Code, Zoning Map, and Municipal Code (Introduced on December 7, 2020).

This matter was Continued to the City Council meeting of February 1, 2021.

[20-527](#)

ORDINANCE of the City of San Leandro City Council Adopting Chapter 2.10, Bay Fair Transit-Oriented Development (B-TOD) District, of the San Leandro Zoning Code, Amending the San Leandro Zoning Map, and Adopting Miscellaneous Related Amendments to the San Leandro Municipal Code and Zoning Code

This matter was Continued to the City Council meeting of February 1, 2021.

Enactment No: Ordinance 2020-012

10.C. [20-532](#)

Staff Report for a City of San Leandro City Council Resolution to Approve a Reduction in the Number of Vehicle Travel Lanes from Six to

Four and Installation of Class IV Bicycle Lanes on Hesperian Boulevard from Fairmont Drive to Springlake Drive.

There were approximately 5 public speakers.

Comments were made by the following individuals:

Stephen Doll, Leo T. West, Lawrence Abbott, Anthony Tejada, and Sarah Bailey

This matter was Received and Filed

[20-533](#)

RESOLUTION of the City of San Leandro City Council to Approve a Reduction in the Number of Vehicle Travel Lanes from Six to Four and Installation of Class IV Bicycle Lanes on Hesperian Boulevard from Fairmont Drive to Springlake Drive (provides for Council approval of repurposing one travel lane in each direction on Hesperian Boulevard for use as a Class IV bicycle lane)

A motion was made by Councilmember Azevedo, seconded by Councilmember Cox, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Aguilar, Azevedo, Cox, Lopez, Simon, Cutter

Nay: 1 - Ballew

Enactment No: Reso 2021-005

10.D. [20-602](#)

MOTION: Motion Designating Vice Mayor to Serve for a Period of One Year Pursuant to City Charter Section 310

A motion was made by Councilmember Ballew, seconded by Councilmember Azevedo, that this Minute Order be Adopted. The motion carried by the following vote.

Aye: 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

Enactment No: Min Order 2021-005

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

None.

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

-A motion was made by Councilmember Lopez, seconded by Mayor Cutter, to schedule a discussion related to having a Navigation Center in San Leandro.

Roll call was taken as follows:

Aye: Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Mayor Cutter

Nay: None

Absent: None

Abstain: None

-A motion was made by Councilmember Simon, seconded by Vice Mayor Aguilar, to schedule a Resolution for a Steven Taylor Sanctity of life day.

Roll call was taken as follows:

Aye: Aguilar, Azevedo, Cox, Lopez, Simon, Mayor Cutter

Nay: Ballew

Absent: None

Abstain: None

-A motion was made by Councilmember Simon, seconded by Vice Mayor Aguilar, to schedule a discussion to City Council for a Steven Taylor Sanctity of life park.

Roll call was taken as follows:

Aye: Aguilar, Azevedo, Lopez, Simon

Nay: Cox, Ballew, Mayor Cutter

Absent: None

Abstain: None

-A motion was made by Councilmember Simon, seconded by Councilmember Lopez, to schedule a discussion to City Council related to reviewing and re-routing all truck routes in San Leandro.

Roll call was taken as follows:

Aye: Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Mayor Cutter

Nay: None

Absent: None

Abstain: None

15. ADJOURN

The meeting was adjourned at 12:48 a.m., Tuesday, January 5, 2021

In memory of Thomas Combs and Tom Guarino

RESPECTFULLY SUBMITTED:

LETICIA I. MIGUEL

City Clerk of the City of San Leandro