



# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Minutes City Council

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Monday, November 20, 2023

7:00 PM

Access the meeting remotely by using this URL  
<https://zoom.us/j/506831637>

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### 1. CALL TO ORDER PLEDGE OF ALLEGIANCE ROLL CALL

*The meeting was called to order at 7:00 p.m.*

*City Attorney Alex Mog led the Pledge of Allegiance.*

*Councilmember Simon joined via teleconference from the business lobby of the Waterfront Hotel, 1 Market Place, San Diego, CA 92101.*

*Councilmember Ballew joined via teleconference from the business center of the Swan Hotel, 1200 Epcot Resort Blvd., Lake Buena Vista, FL 32830*

**Present** 6 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Reynes

**Absent** 1 - Bowen

### 2. ANNOUNCEMENTS

*The Mayor announced that he would like to move item 13.a. Action Items up on the agenda following item 3.c., the consensus of the Council was to move the item.*

### 3. RECOGNITIONS

#### 3.a. [23-532](#) Proclaiming Transgender Awareness Week (November 13-19) & Transgender Day of Remembrance (November 20)

*Khilynn Fowler accepted the proclamation.*

**This matter was Presented**

#### 3.b. [23-530](#) Proclaiming San Leandro as an Age Friendly City

*Victoria Bammer, YAC Chair; Liz Hodgins, YAC Secretary; James Reed, Human Services Commissioner; Moira Fry, Human Services Commissioner; and Janice Woycheshin, Senior Commission Chair accepted the proclamation*

**This matter was Presented**

#### 3.c. [23-531](#) Proclaiming Small Business Saturday (November 25)

*Ruben De Anda of Taqueria Guadalajara and Guadalajara Market accepted the proclamation*

This matter was Presented

**Item 13.a. moved to after 3.c.**

**13.a. [23-521](#)**

Motion to Appoint Evelyn Olivera, Tom Silva, and Linda Spreer to the Rent Review Board

*A motion was made by Councilmember Reynes, seconded by Councilmember Aguilar, Jr., that this Minute Order be Adopted to Appoint Evelyn Olivera. The motion CARRIED by the following vote:*

*Aye: 4 - Aguilar Jr., Azevedo, Ballew, Simon, Reynes, González III*

*Nay: 0*

*Absent: 1 - Bowen*

*A motion was made by Councilmember Ballew, seconded by Mayor Gonzalez, III, that this Minute Order be Adopted to Appoint Tom Silva. The motion FAILED by the following vote:*

*Aye: 4 - Ballew, Simon, González III*

*Nay: 2 - Aguilar Jr., Reynes*

*Abstain: 1 - Azevedo*

*Absent: 1 - Bowen*

*A motion was made by Mayor Gonzalez, III, seconded by Councilmember Reynes, that this Minute Order be Adopted to Appoint Linda Spreer. The motion CARRIED by the following vote:*

*Aye: 4 - Aguilar Jr., Azevedo, Simon, Reynes, González III*

*Nay: 0*

*Abstain: 1 - Ballew*

*Absent: 1 - Bowen*

**A motion was made by Councilmember Reynes, seconded by Councilmember Aguilar, Jr., that this Minute Order be Adopted as Amended, splitting the motion into three individual actions. The motion CARRIED by the following vote:**

**Aye: 4 - Aguilar Jr., Azevedo, Simon, Reynes**

**Nay: 2 - Ballew, González III**

**Absent: 1 - Bowen**

Enactment No: 2023-24 & 2023-25

**4. AMENDMENT OF CONSENT CALENDAR**

**Approval of the Consent Agenda**

*Public Comment was made by 1 individual.*

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

**Aye: 6 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Reynes**

**Absent:** 1 - Bowen

## **5. CONSENT CALENDAR**

- 5.a.** [23-540](#) First Reading of an Ordinance of the City of San Leandro City Council to Amend San Leandro Municipal Code Chapter 1-2 Departments to Reflect the Current Structure of City Departments

Enactment No: 2023-011

- 5.b.** [23-523](#) Adopt Two Resolutions: 1. for 2023-2024 and 2024-2025 Budget Amendments Approving Position Upgrades for Two Administrative Assistant I Positions to Administrative Assistant II, Appropriations Necessary for Public Works Department, Recreation Division and Engineering & Transportation Department Reorganization, and Reallocating Stormwater and Water Pollution Control Plant Appropriations; and  
2. Adopt a Resolution to Amend the San Leandro City Employees' Association Salary Schedule

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-155 & 2023-156

- 5.c.** [23-542](#) Adopt a Resolution for 2023-2024 Budget Amendments Approving Year-End 2022-2023 One-Time Carry-Over Appropriations for General Fund and Information Technology Fund

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-157

- 5.d.** [23-489](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Grant of Easement to Bandwidth IG, LLC (Bandwidth) for Installation, Maintenance, and Use of Fiber Optic Cable and Conduits in Submerged San Francisco Bay Lands and Terrestrial Lands all within the Jurisdiction of San Leandro (APNs: 80G-910-5-2, 80G-910-4-2, 80G-900-1-7 and 80G-910-1-6)

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-158

- 5.e.** [23-510](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with Watson Consoles and to Approve Increases in Cumulative Change Orders up to 37% of the Original Not to Exceed Amount for the Police Building and South Offices Modifications Project, Project No. 2014.0481 for a Total Not to Exceed Amount of \$119,386.58

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-159

- 5.f. [23-538](#) Adopt a Resolution of the City of San Leandro City Council to Approve and Authorize the City Manager to Execute an Amendment to a Consulting Services Agreement with BKF Engineers, Inc. for Design of the Shoreline Park Project 2020.3080 for \$78,990

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-160

- 5.g. [23-544](#) Adopt a Resolution of the City of San Leandro City Council to Approve and Authorize the City Manager to Execute an Amendment to a Consulting Services Agreement with Griffin Structures, Inc. for Staff Augmentation: Capital Improvement Project Manager for \$403,752.00, and to extend the contract by an additional two years

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-161

- 5.h. [23-539](#) Adopt a Resolution to Approve CalRecycle Grant Applications for all individual grants for which the City of San Leandro is eligible; and to Authorize the City Manager or Her Designee to Execute all Documents Pertaining to this Resolution and the Administration of the Grant Awards

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-162

- 5.i. [23-547](#) Adopt a Resolution of the City of San Leandro City Council to Approve, Accept and Authorize the City Manager to Execute All Documents Related to the Hazard Mitigation Grant Plan (HMGP) Award of \$142,500 and to Appropriate the City's Share of \$15,000 of These Funds to execute the plan in Account 010-12-030-5120 for Fiscal Year 2023-2024 Expenditures Related to this Grant Program

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-163

- 5.j. [23-506](#) Approve a Resolution Accepting the Annual Report of the West San Leandro Shuttle Business Improvement District (BID) for Fiscal Year 2023-2024 and Directing the City Manager to Impose the 2024 BID Assessment Rates Increased by the Consumer Price Index (CPI) (4.2 percent)

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-164

- 5.k. [23-536](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with Year Up, Inc. for Workforce Development Interns for a Not to Exceed Amount of \$918,900.00

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-165

- 5.l. [23-548](#) Adopt Three Separate Resolutions to: 1. Authorize the City Manager to Execute an Amendment to an Existing Agreement between County of Alameda and City of San Leandro to Extend the Term of the Agreement to June 30, 2024 and Increase Total Funding from \$500,091 to \$1,024,091 (increase of \$524,000); Accept and Appropriate \$1,024,091 in Alameda County Homeless Housing, Assistance, and Prevention Program (HHAP) Funds; and  
2. Execute Agreements with Building Futures; and  
3. Housing Consortium of the East Bay for HHAP Funded Shelter and Winter Warming Services

**Received and Filed on the Consent Calendar.**

Enactment No: 2023-166 & 2023-167 & 2023-168

- 5.m. [23-570](#) Motion to Approve the 2024 City Council Calendar

**Adopted on the Consent Calendar.**

Enactment No: 2023-26

- 5.n. [23-554](#) Minutes Rules Committee October 26, 2023

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

- 5.o. [23-555](#) Minutes Rules Committee November 9, 2023

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

- 5.p. [23-571](#) Minutes of October 16, 2023 City Council Meeting

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

- 5.q. [23-572](#) Minutes of November 6, 2023 City Council Meeting

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

## 6. ITEMS REMOVED FROM CONSENT CALENDAR

*No items were removed.*

**7. REPORT ON CLOSED SESSION ACTIONS TAKEN**

*No report.*

**8. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS****9. PUBLIC COMMENTS**

*Comments were made by approximately 3 people.*

**10. PUBLIC HEARINGS****10.a. [23-556](#)**

Adopt a Resolution to Approve a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, and approve Site Plan Review, a Conditional Use Permit, and an Administrative Exception (Height) to Allow the Construction and Operation of a New One-story, 47 Foot Tall, Approximately 52,269 Square Foot Warehouse Structure that Includes up to 5,000 Square feet of Office Space, Associated Site Improvements, and Landscaping on an Approximately 3.45-acre site at 14143-14273 Washington Street; and

Introduction and First Reading of an Ordinance for a Zoning Map Amendment to Rezone the Subject Site from Commercial Community with an Assembly Use Overlay (CC(AU)), to Industrial General (IG). Zoning District: Commercial Community with an Assembly Use Overlay (CC(AU)); Alameda County Assessor's Parcel Numbers 77B-1222-3-3, 77B-1222-4-3, 77B-1222-5-3, 77B-1222-6-15, 77B-1222-6-17, 77B-1222-6-18, and 77B-1222-6-19; Richard Poolis (applicant); First Industrial Realty Trust, Inc. (property owner) PLN21-0031

*Comments were made by approximately 1 person.*

**A motion was made by Councilmember Aguilar, Jr., seconded by Mayor González III, that this Staff Report be Approved. The motion CARRIED by the following vote:**

**Aye:** 6 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Reynes

**Absent:** 1 - Bowen

Enactment No: Reso 2023-169 & Ord 2023-012

**11. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS**

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

**12. PRESENTATIONS****12.a. [23-569](#)** AC Transit Realign Bus Service Network Plan Update

*Comments were made by approximately 2 people.*

**This matter was Presented**

**13. ACTION ITEMS****13.b. [23-576](#)** City of San Leandro Mayor and Councilmembers Compensation

A motion was made by Councilmember Simon, seconded by Councilmember Aguilar, Jr., that this item, Council and Mayor Compensation return at the December 4, 2023 Council meeting with adjusted salary to \$1,900 for Councilmembers and \$3,800 for the Mayor. The motion CARRIED by the following vote:

**Aye:** 4 - Aguilar Jr., Azevedo, Simon, Reynes

**Nay:** 2 - Ballew, González III

**Absent:** 1 - Bowen

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

*There were none.*

**15. CITY COUNCIL REPORTS**

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

**16. ADJOURN**

*The meeting was adjourned at TIME p.m.*

**RESPECTFULLY SUBMITTED:**

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Kelly B. Clancy, CMC  
City Clerk for the City of San Leandro