



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

Monday, June 20, 2016

7:00 PM

City Council Chambers

Joint Meeting of City Council, Parking Authority, and Public Financing Authority

This was the annual regular meeting date for the San Leandro Parking Authority and the San Leandro Public Financing Authority. By convening and adjourning this joint meeting, the requirements of the Authorities for their annual meeting were satisfied. There were no items on this agenda for the Authorities to consider.

1. CALL TO ORDER

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

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Cutter led the Pledge of Allegiance to the Flag.

1.B. ROLL CALL

Present 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

1.C. ANNOUNCEMENTS

There were no announcements.

2. RECOGNITIONS

2.A. [16-153](#) Proclamation Declaring June 2016 as Elder Abuse Awareness Month

3. PRESENTATIONS

- 3.A. [16-311](#) Presentation by the Dr. Martin Luther King Jr. Oratorical Festival Winners, in Recognition of Juneteenth
- 3.B. [16-291](#) Presentation on Community Choice Energy Joint Powers Authority Agreement and Technical Analysis
- 3.C. [16-305](#) Staff Report for Overview of Various Revenue Measures Currently Being Explored for the November 2016 Ballot

4. PUBLIC HEARINGS

None.

5. PUBLIC COMMENTS

Susan Hupp commented on rezoning in her neighborhood.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

None.

7. AMENDMENT OF CONSENT CALENDAR

Items 8.G., 8.J., and 8.L. 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 Reed, seconded by Councilmember Cox, to approve the Consent Calendar. The motion carried by the following vote.

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

- 8.A. [16-309](#) Minutes of the Special Meeting and Closed Session of June 6, 2016
Approved as submitted on the Consent Calendar.
- 8.B. [16-310](#) Minutes of the Meeting of June 6, 2016
Approved as submitted on the Consent Calendar.
- 8.C. [16-289](#) ORDINANCE Amending Title 4, Chapter 4-33 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits
Adopted on the Consent Calendar.
Enactment No: Ordinance 2016-007
- 8.D. [16-242](#) Staff Report for a Resolution Approving of an Increase in Project

Costs from \$554,463.00 to \$689,414.00 (an Increase of \$134,951.00, or 24.3%) for the Annual Sidewalk Repair Program 2014-15; Project No. 2015.0060

[16-243](#)

RESOLUTION Approving an Increase in Project Costs from \$554,463.00 to \$689,414.00 (an Increase of \$134,951.00, or 24.3%) for the Annual Sidewalk Repair Program 2014-15; Project No. 2015.0060 (provides for an increase in total expenditures to the subject project for the construction of curb ramps in support of the Annual Street Sealing Project 2014-15. Costs to be paid for from the Annual Street Sealing 2014-15 budgeted funds)

Adopted on the Consent Calendar.

Enactment No: Reso 2016-076

8.E. [16-250](#)

Staff Report for a Resolution to Award a Construction Contract to American Asphalt Repair and Resurfacing Co., Inc. for the Annual Street Sealing 2015-16 Project, Project No. 2016.0070; authorization for the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and authorization for the City Manager to negotiate and approve cumulative change orders up to 15% of the original contract amount; City Council approval to appropriate \$750,000.00 from Measure B fund balance; and to appropriate \$50,000.00 from General Fund-Economic Uncertainty Fund reserves to be reimbursed from the California Department of Resources Recycling and Recovery (CalRecycle)

[16-251](#)

RESOLUTION to Award a Construction Contract to American Asphalt Repair and Resurfacing Co., Inc. for the Annual Street Sealing 2015-16 Project, Project No. 2016.0070; authorization for the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and authorization for the City Manager to negotiate and approve cumulative change orders up to 15% of the original contract amount; City Council approval to appropriate \$750,000.00 from Measure B Fund; and to appropriate \$50,000.00 from General Fund-Economic Uncertainty Fund reserves to be reimbursed from the California Department of Resources Recycling and Recovery (CalRecycle)

Adopted on the Consent Calendar.

Enactment No: Reso 2016-077

8.F. [16-267](#)

Staff Report for a Resolution Approving Parcel Map 10468 for an unaddressed Warren Avenue property; Assessor's Parcel Number 077-0572-010-00; Owner: Treasureland Development LLC; Subdivider and Applicant: John Ha

[16-269](#)

RESOLUTION Approving Parcel Map 10468 for an unaddressed

Warren Avenue property; Assessor's Parcel Number 077-0572-010-00; Owner: Treasureland Development, LLC; Subdivider and Applicant: John Ha

Adopted on the Consent Calendar.

Enactment No: Reso 2016-078

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

8.H. [16-307](#) Staff Report Establishing the City's Appropriation Limit for Fiscal Year 2016-17

[16-308](#) RESOLUTION Establishing the City's Appropriation Limit for Fiscal Year 2016-17

Adopted on the Consent Calendar.

Enactment No: Reso 2016-079

8.I. [16-140](#) Staff Report for Resolution Approving the City of San Leandro's Investment Policy for Fiscal Year 2016-17

[16-141](#) RESOLUTION Approving the City of San Leandro's Investment Policy for Fiscal Year 2016-17 (provides for annual review and approval of the City's Investment Policy as required by California Government Code Section 53600 et seq., and Section VIII of the San Leandro Investment Policy)

Adopted on the Consent Calendar.

Enactment No: Reso 2016-080

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

8.K. [16-301](#) Staff Report for a Resolution Approving the Community Development Block Grant (CDBG) Consulting Services Agreement for \$90,000 in FY 2016-2017 Between the City of San Leandro and Neighborhood Solutions - \$19,000 for Program Administration and \$71,000 for the Provision of Housing Rehabilitation Grants

[16-304](#) RESOLUTION to Approve the Community Development Block Grant (CDBG) Consulting Services Agreement for \$90,000 in FY 2016-2017 Between the City of San Leandro and Neighborhood Solutions - \$19,000 for Program Administration and \$71,000 for the Provision of Housing Rehabilitation Grants (provides grants to approximately 15 homeowners for minor home repair, mobile home repair, accessibility, exterior paint, exterior yard clean-up, and seismic strengthening)

Adopted on the Consent Calendar.

Enactment No: Reso 2016-081

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

- 8.M.** [16-315](#) Staff Report for a Resolution Approving three Consultant Services Agreements for Third Party Plan Check Services Between the City of San Leandro and 4LEAF for \$35,000; AHG Architectural Services for \$65,000; and TRB+Associates for \$100,000.

[16-312](#) RESOLUTION Approving Consulting Services Agreements for Third Party Plan Check Services Between the City of San Leandro and 4Leaf, Inc. for \$35,000; AHG Architectural Services for \$65,000; and TRB+Associates for \$100,000

Adopted on the Consent Calendar.

Enactment No: Reso 2016-082

- 8.N.** [16-319](#) Staff Report for a Resolution Approving a 5-Year Legal Services Agreement with Meyers, Nave, Riback, Silver & Wilson ("Meyers Nave") in an amount not to exceed \$824,415 in FY 2016-17

[16-303](#) RESOLUTION Approving a New 5-Year Agreement for Legal Services with Meyers, Nave, Riback, Silver & Wilson ("Meyers Nave") in an amount not to exceed \$824,415 in FY 2016-17

Adopted on the Consent Calendar.

Enactment No: Reso 2016-083

9. ITEMS REMOVED FROM CONSENT CALENDAR

- 8.G.** [16-271](#) Staff Report for a Resolution Accepting the Engineer's Report for Fiscal Year 2016-17 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 and Ordering the Levy and Collection of Assessments within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2016-17

[16-272](#) RESOLUTION Accepting the Engineer's Report for Fiscal Year 2016-17 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 (Provides Funding for the On-Going Maintenance of Certain Public Facilities Constructed as part of the Heron Bay Development)

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

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Reso 2016-084

[16-273](#)

RESOLUTION Ordering the Levy and Collection of Assessments within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2016-17 (Provides Funding for the On-Going Maintenance of Certain Public Facilities Constructed as part of the Heron Bay Development)

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

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Reso 2016-085

8.J. [16-298](#)

Staff Report for a Resolution to Approve Community Development Block Grant (CDBG) Agreements for FY 2016-2017 Between the City of San Leandro and CDBG Sub-recipients for Public Services Grants to the Child Abuse Listening, Interviewing, and Coordination Center (CALICO) for \$20,071; Davis Street Family Resource Center (Davis Street) for \$35,731; Service Opportunities for Seniors, Inc. (SOS/Meals on Wheels) for \$26,591; Spectrum Community Services (Spectrum) for \$15,146; and Eden Council for Hope and Opportunity Housing (ECHO Housing) for \$10,000 (approves 5 agreements totaling \$107,539)

[16-299](#)

RESOLUTION to Approve Community Development Block Grant (CDBG) Agreements for FY 2016-2017 Between the City of San Leandro and CDBG Sub-recipients for Public Services Grants to the Child Abuse Listening, Interviewing, and Coordination Center (CALICO) for \$20,071; Davis Street Family Resource Center (Davis Street) for \$35,731; Service Opportunities for Seniors, Inc. (SOS/Meals on Wheels) for \$26,591; Spectrum Community Services (Spectrum) for \$15,146; and Eden Council for Hope and Opportunity Housing (ECHO Housing) for \$10,000 (approves 5 agreements totaling \$107,539)

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

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Reso 2016-086

8.L. [16-313](#)

Staff Report for a Resolution to Approve a Consulting Services Agreement with Urban Strategies Council in the amount of \$75,000 for the Human Services Gap Analysis

[16-314](#)

RESOLUTION Approving a Consulting Services Agreement with Urban Strategies Council in the Amount of \$75,000 for a Human Services Gap Analysis

A motion was made by Mayor Cutter, seconded by Councilmember Lopez, that

this resolution be adopted. The motion carried by the following vote.

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Reso 2016-087

10. ACTION ITEMS

- 10.A. [16-317](#) Staff report for an ordinance amending San Leandro Municipal Code Chapter 4.23 to repeal provisions related to the regulation of acupuncturists and to regulate the operation of massage establishments; and to repeal the ordinance establishing a moratorium on massage related land uses.

[16-318](#) An ORDINANCE of the City of San Leandro Amending San Leandro Municipal Code Chapter 4.23 "Massage and Acupuncture Establishments and Services" to Repeal Provisions Related to the Regulation of Acupuncturists and to Regulate the Operation of Massage Establishments; and to Repeal Related Temporary Moratorium Ordinance

A motion was made by Councilmember Prola, seconded by Councilmember Lee, that this ordinance be passed to print. The motion carried by the following vote.

Aye: 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Ordinance 2016-008

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

No reportable actions.

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

None.

15. ADJOURN

The meeting was adjourned at 9:59 p.m.

RESPECTFULLY SUBMITTED:

TAMIKA GREENWOOD
City Clerk of the City of San Leandro