



# 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 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, November 4, 2013

7:00 PM

City Council Chambers

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### 1. CALL TO ORDER

*The meeting was called to order at 7:08 p.m.*

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

*Mayor Cassidy 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. RECOGNITIONS

#### 2.A. [13-549](#)

MOTION Approving Resolution Commending Eden Housing on Their 45th Anniversary

**A motion was made by Councilmember Reed, seconded by Councilmember Cutter, 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 2013-054

### 3. PRESENTATIONS

*None.*

**4. PUBLIC HEARINGS**

*None.*

**5. PUBLIC COMMENTS**

*DAVID JENSEN, San Leandro resident, spoke regarding a complaint about a hedge on his property and requested to keep the hedge high for noise abatement.*

*DARLENE EVANS, San Leandro resident, commented on street sweeping in her neighborhood and related an experience with the City's police officers.*

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

*None.*

**7. AMENDMENT OF CONSENT CALENDAR**

*None.*

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

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

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

**8.A. [13-542](#)** Minutes of the Meeting of October 21, 2013

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

**8.B. [13-370](#)** MOTION Nominating Wing Sheung Mok as At Large Member to Human Services Commission

**Adopted on the Consent Calendar.**

Enactment No: Min Order 2013-055

**8.C. [13-550](#)** MOTION Nominating Alice Sarafian as District 1 Member to Library-Historical Commission

**Adopted on the Consent Calendar.**

Enactment No: Min Order 2013-056

**8.D. [13-523](#)** Staff Report for the Resolution Declaring as Surplus Six (6) Vehicles, Two (2) Motorcycles, One (1) Piece of Equipment and Authorizing the Sale of Said Vehicles at Public Auction

[13-524](#) RESOLUTION Declaring as Surplus Nine (9) Vehicles and Authorizing the Sale Thereof At Public Auction (authorizes the sale of six vehicles, two motorcycles, and one tractor loader that have reached the end of their useful lives)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-138

8.E. [13-527](#) Staff Report for Resolution Accepting the Investment Report for the Quarter Ended September 30, 2013

[13-530](#) RESOLUTION Accepting Investment Report for the Quarter Ended September 30, 2013 (reviews the activities of the City's investment portfolio)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-139

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

*None.*

## 10. ACTION ITEMS

10.A. [13-545](#) Staff Report for Ordinance Adding Chapter 4-33 to Title 4 of the San Leandro Municipal Code Pertaining to Medical Cannabis

*Comments were made by the following individuals: Janet Palma, Denise Martellacci, Brian Webster, David Johnson, Diana Prola, Rich Trullinger, Luigi Zamara, Dan Grace, Dan Dillman, Sativa Manning, John Hannah, Merrill Brodit, Mathew Esquivel, Ace Salvadore, Razor Devera, Mike Katz, and Darlene Evans.*

[13-546](#) ORDINANCE Adding Chapter 4-33 to Title 4 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits (provides for establishment of up to two medical marijuana dispensaries in the City and regulates their operations)

**A motion was made by Vice Mayor Prola, seconded by Councilmember Cutter, that this ordinance be passed to print with amendment to allow only one dispensary in the City; to require installation and use of high definition security cameras at the dispensary; and to set the effective date of the ordinance at 30 days after adoption. The motion carried by the following vote.**

**Aye:** 6 - Cassidy, Cutter, Gregory, Lee, Prola, Reed

**Nay:** 1 - Souza

Enactment No: Ordinance 2013-019

**The City Council recessed from 9:12 p.m. to 9:25 p.m.**

10.B. [13-543](#) Discussion Regarding City Council Meeting Efficiency Guidelines

## 11. REPORT ON CLOSED SESSION ACTIONS TAKEN

*City Attorney Rich Pio Roda reported that, in accordance with subsection (a)(4) of California Government Code section 54957.1, pursuant to a presentation to the City Council of claims made against the City on February 25, 2013, in the claim of Aberash W. Habtegeorgis v. City of San Leandro, the claimant being Aberash W. Habtegeorgis, the party claimed against being the City of San Leandro for damages suffered from a trip and fall on City property and loss of consortium, for a full and final release, dismissal with prejudice, and settlement of all claims, the City of San Leandro paid \$5,000. No vote of the City Council was taken because the amount was within the settlement authority of the City Manager.*

## 12. 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.*

## 13. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

*Councilmember Cutter requested to schedule a presentation by StopWaste.Org prior to receiving City Council direction on the proposed household hazardous waste fee increase. There was consensus of the City Council to add the item for the next regular meeting.*

*Councilmember Gregory requested to schedule a discussion on the matter brought up by Mayor Cassidy regarding bicycle and pedestrian access. Mayor Cassidy requested the City Manager to make a report at the next meeting.*

## 14. ADJOURN

*The meeting was adjourned at 10:26 p.m. to a special meeting and closed session.*

**RESPECTFULLY SUBMITTED:**

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