



# 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*

*Ed Hernandez, District 2*

*Victor Aguilar, Jr., District 3*

*Benny Lee, District 4*

*Corina N. Lopez, District 5*

*Pete Ballew, District 6*

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Monday, September 16, 2019

7:00 PM

City Council Chambers

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#### 1. CALL TO ORDER

*The meeting was called to order at 7:01 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 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

#### 1.C. ANNOUNCEMENTS

*An announcement was made for the Minutes of September 3, 2019, the wording "as amended" will be inserted to item 8.O. with motion to read,  
A motion was made by Councilmember Ballew, seconded by Vice Mayor Lopez, that this Resolution be Adopted as amended.*

#### 2. RECOGNITIONS

**2.A.** [19-498](#) Proclamation Declaring the Week of September 17-23, 2019 as Constitution Week

**Presented.**

**2.B.** [19-499](#) RESOLUTION Appointing Alberto Perez Rendon as District 5 Representative to the Arts Commission for Term Ending December 31, 2022

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

**Aye:** 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Enactment No: Reso 2019-152

**3. PUBLIC COMMENTS**

*There were approximately 9 public speakers.*

*Comments were made by the following individuals:*

- Ms. Carol Bardoff commented on climate emergency resolution*
- Mr. Jeromey Schefer commented on fair rent, just cause for evictions, and homeowner protection ordinance*
- Mr. Kenneth W. Fox commented on the pledge of allegiance*
- Ms. Carol Habercoss commented on fair rent*
- Mr. Jim Prola commented on Wells Fargo Bank*
- Ms. Debrorah Hirsh commented on climate crisis*
- Ms. Annie Mladinich commented on homeless program app*
- Ms. Darlene Evans commented on residential design and building height standards*
- Mr. Butch Kille commented on annual Marine Corps birthday*

**4. PRESENTATIONS**

**4.A.** [19-500](#) Update from East Bay Community Energy

**Presented.**

**5. PUBLIC HEARINGS**

**5.A.** [19-451](#) Staff Report for the City of San Leandro City Council to Hold a Public Hearing on the FY 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER); Adopt a Resolution to Approve the FY 2018-2019 CAPER; and Authorize the City Manager To Execute All Related Documents And Submit The CAPER To The U.S. Department Of Housing And Urban Development (HUD)

**Received and Filed.**

[19-452](#) RESOLUTION of the City of San Leandro City Council to Approve the Fiscal Year 2018-2019 Consolidated Annual Performance and Evaluation Report (CAPER) (approves the CAPER for submission to the U.S. Department of Housing and Urban Development)

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

**Aye:** 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Enactment No: Reso 2019-153

The City Council Meeting recessed at 9:08 p.m. and reconvened at 9:20 p.m.

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

*None.*

## 7. AMENDMENT OF CONSENT CALENDAR

**Items 8.D. and 8.I. were removed from the Consent Calendar to Item 9, Items Removed From Consent Calendar**

## 8. CONSENT CALENDAR

### Approval of the Consent Agenda

**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, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

- 8.A.** [19-484](#) Minutes of the City Council Meeting September 3, 2019  
**Approved as Submitted on the Consent Calendar.**
- 8.B** [19-393](#) Minutes of the Facilities and Transportation Committee Special Meeting of July 22, 2019  
**Approved as Submitted on the Consent Calendar.**
- 8.C** [19-481](#) Highlights of the Finance Committee Meeting of April 2, 2019  
**Approved as Submitted on the Consent Calendar.**
- 8.E.** [19-492](#) Staff Report for Adoption of a City of San Leandro City Council Resolution that Authorizes the City Manager or his designee to Submit an Application for Senate Bill 2 Planning Grants Program Funds for a potential grant of up to \$310,000 (to develop objective residential design standards and stimulate high quality residential and mixed use development)  
**Received and Filed on the Consent Calendar.**
- [19-493](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager or his designee to Submit an Application for Senate Bill 2 Planning Grants Program Funds for a grant up to \$310,000 (to develop objective residential design standards)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2019-154

- 8.F. [19-494](#) Staff Report for a City of San Leandro City Council Resolution to Approve the Investment Report for the Quarter Ended June 30, 2019

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

- [19-495](#) RESOLUTION of the City of San Leandro City Council Accepting the Investment Report for the Quarter Ended June 30, 2019 (Reviews the Activities of the City's Investment Portfolio)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2019-155

- 8.G. [19-496](#) Staff Report for a City of San Leandro City Council Resolution to Approve the Acquisition of Fire Ladder Truck Equipment at a Cost of Up to \$236,578

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

- [19-497](#) RESOLUTION of the City of San Leandro to Authorize the Purchase of Fire Ladder Truck Equipment at a Cost of Up to \$236,578

**Adopted on the Consent Calendar.**

Enactment No: Reso 2019-156

- 8.H. [19-474](#) Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute Program Supplement Agreement No. F028 with the State of California to Provide \$73,000 in Grant Funds for the Design Phase of the Washington Avenue Reconstruction Project, Project No. 2018.4020

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

- [19-475](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager to Execute Program Supplement Agreement No. F028 with the State of California to Provide \$73,000 in Grant Funds for the Design Phase of the Washington Avenue Reconstruction Project, Project No. 2018.4020 (Provides for the acceptance of federal grant and City's commitment to complete the project)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2019-157

- 8.J. [19-472](#) Staff Report for a City Council Resolution to Approve Annual Renewals for Fiscal Years 2019-2020 and 2020-2021 with Tyler Technologies, Inc. for the Computer Aided Dispatch and Records Management System for

the Combined Amount of \$500,065

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

[19-473](#)

RESOLUTION of the City of San Leandro City Council to Approve Annual Renewals for Fiscal Years 2019-2020 and 2020-2021 with Tyler Technologies, Inc. for the Police Department's Computer Aided Dispatch and Records Management System for the Combined Amount of \$500,065.00 (Approves One Annual Renewal of \$250,032.50 in Fiscal Year 2019-2020 and One Annual Renewal of \$250,032.50 plus up to a 10% increase (\$25,003.25) in Fiscal Year 2020-2021).

**Adopted on the Consent Calendar.**

Enactment No: Reso 2019-158

8.K. [19-490](#)

Staff Report for a City of San Leandro City Council Ordinance Repealing San Leandro Municipal Code Title 4, Chapter 4-1, Article 9 Pertaining to Intimidating Solicitation

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

[19-491](#)

ORDINANCE of the City of San Leandro City Council Repealing Title 4, Chapter 4-1, Article 9 of the San Leandro Municipal Code Pertaining to Intimidating Solicitation

**Passed to Print.**

Enactment No: Ordinance 2019-014

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

8.D. [19-487](#)

Highlights of the Finance Committee Meeting of May 7, 2019

**A motion was made by Mayor Cutter, seconded by Councilmember Hernandez, that this Minutes be Approved as Submitted. The motion carried by the following vote.**

**Aye:** 6 - Aguilar, Ballew, Cox, Hernandez, Lopez, Cutter

**Abstain:** 1 - Lee

8.I. [19-489](#)

STAFF REPORT for a City of San Leandro City Council Resolution to Authorize the City Manager to Submit an Application to the California Energy Commission that Requests Up to \$1.75 Million Dollars (at 1% Financing) for Future Implementation of Potential Energy Efficiency Projects

**This Received and Filed.**

[19-488](#)

RESOLUTION of the City of San Leandro City Council Authorizing the City Manager to Submit an Application to the California Energy

Commission Requesting Up to \$1.75 Million Dollars (at 1% Financing) for Future Implementation of Potential Energy Efficiency Projects

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

**Aye:** 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Enactment No: Reso 2019-159

**10. ACTION ITEMS**

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

*City Attorney Richard Pio Roda reported there was no reportable action taken, direction was given to staff.*

**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 Aguilar, seconded by Councilmember Hernandez, with a friendly amendment by Vice Mayor Lopez, to schedule a resolution addressing climate action plan in San Leandro.*

*Roll call was taken as follows:  
Aye: Aguilar, Cox, Hernandez, Lopez  
Nay: Ballew, Lee, Mayor Cutter  
Absent: None*

**15. ADJOURN**

*The meeting was adjourned at 10:14 p.m.  
In memory of Mario Gabriel Perez*

**RESPECTFULLY SUBMITTED:**

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**LETICIA I. MIGUEL**  
**City Clerk of the City of San Leandro**