



# 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*

*Lee Thomas, District 3*

*Benny Lee, District 4*

*Corina N. Lopez, District 5*

*Pete Ballew, District 6*

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Monday, December 17, 2018

7:00 PM

City Council Chambers

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#### 1. CALL TO ORDER

*The meeting was called to order at 7:05 p.m.*

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

*Councilmember Lee Thomas led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

**Present** 7 - Cutter, Lee, Lopez, Ballew, Hernandez, Thomas, Cox

#### 1.C. ANNOUNCEMENTS

*None*

#### 2. RECOGNITIONS

2.A. [18-648](#) California State Assembly Resolution for Council Member Lee Thomas

2.B. [18-633](#) Recognition of and Comments by Outgoing Council Member Lee Thomas, District 3

#### 3. PUBLIC COMMENTS

*There were 5 public speakers.*

*Mr. Jason Lyndsey commented on training opportunities in the City of San Leandro.*

*Mr. Aaron Bukofzer commented on the noticing for the development at 1388 Bacroft.*

*Ms. Jeanne Kinkella commented on changes to the zoning code at 1388 Bacroft.*

*Mr. Stephen Cassidy commented on the 1388 Bacroft development.*

*Ms. Kelley Gamble commented on the 1388 Bacroft development.*

**4. PRESENTATIONS**

- 4.A. [18-634](#) Presentation and Staff Report for the City of San Leandro’s 2019 State Legislative Platform and Summary of the City’s 2018 State Legislative Activities
- 4.B. [18-638](#) San Leandro Improvement Association Annual Report and Presentation

**The City Council Meeting recessed at 9:08 p.m.**

**The City Council Meeting reconvened at 9:16 p.m.**

**5. PUBLIC HEARINGS**

- 5.A. [18-626](#) Staff Report for a City of San Leandro City Council Ordinance to Amend the Professional Office (P) Zoning District and Commercial and Professional Development Regulations of the City of San Leandro Zoning Code

*The Hearing was opened to the public.*

*There were ten public speakers. Comments were made by the following individuals: Ms. Susan Hupp, Ms. Susan Rose Riskind, Mr. Aaron Bukofzer, Mr. Evan Adams, Ms. Nancy Pretto, Mr. Robert V. Caruso, Mr. R. James Holton, Mr. Rick Pember, Ms. Haldis Fearn, and Mr. Steve Parker.*

*There being no further public comments, and without objection, the Public Hearing was closed.*

- [18-627](#) ORDINANCE of the City of San Leandro City Council to Amend Article 6, Division 2 of the San Leandro Zoning Code, Related to the Development Regulations of Commercial and Professional Zoning Districts.

**A motion was made that this Ordinance be Passed to Print. The motion carried by the following vote.**

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

Enactment No: Ordinance 2018-021

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

*None.*

**7. AMENDMENT OF CONSENT CALENDAR**

*Items 8B, 8D, 8E, 8F, 8G and 8H were removed from the Consent Calendar.*

## 8. CONSENT CALENDAR

### Approval of the Consent Agenda

A motion was made by Councilmember Cox, seconded by Councilmember Ballew, to Approve the Consent Calendar. The motion carried by the following vote.

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

- 8.A. [18-640](#) Minutes of the City Council Meeting of December 3, 2018

Approved as Submitted.

### Item 8.B. moved to Item 9, Items removed from the Consent Calendar

- 8.C. [18-641](#) Minutes of the Rules Committee Meeting of November 26, 2018

Approved as Submitted.

### Item 8D moved to Item 9, Items removed from the Consent Calendar

- 8.I. [18-610](#) Staff Report for a Resolution of the City of San Leandro City Council to Approve and Authorize the City Manager to Execute Amendment No. 1 to the Service Contract with the State of California Department of Transportation, and to Appropriate Additional Reimbursable Funds in the Amount of \$343,738 for the Section 130 Grade Crossing Improvement Program for the Washington/Chapman Railroad Crossing Improvement Project, Project No. 2016.0320

[18-611](#) RESOLUTION of the City of San Leandro City Council to Approve and Authorize the City Manager to Execute Amendment No. 1 to the Service Contract with the State of California Department of Transportation, and to Appropriate Additional Reimbursable Funds in the Amount of \$343,731 for the Section 130 Grade Crossing Improvement Program for the Washington/Chapman Railroad Crossing Improvement Project; Project No. 2016.0320 (provides for approval and authorizes the City Manager to execute a Service Contract Amendment No. 1 and to appropriate funds that will be reimbursed for the completion of the subject project)

**Adopted.**

Enactment No: Reso 2018-157

- 8.J. [18-639](#) Staff Report for a First Amendment to the Loan with the San Leandro Improvement Association in the Amount of \$285,000 for the Purpose of Funding Public Improvements in the Downtown

[18-644](#)

RESOLUTION of the City of San Leandro City Council Authorizing the City Manager to Execute the First Amendment to the Loan Agreement and Promissory Note By and Between the City of San Leandro and the San Leandro Improvement Association in the Amount of \$285,000 for the Purpose of Funding Public Improvements

**Adopted.**

Enactment No: Reso 2018-158

8.K. [18-635](#)

MOTION Adopting the 2019 State Legislative Platform and Summary of 2018 State Legislative Activities

**Adopted.**

Enactment No: Min Order 2018-013

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

8.B. [18-655](#)

Minutes of the Finance Committee Meeting of November 13, 2018

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

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

8.D. [18-652](#)

Highlights of the Disaster Council Meeting of October 30, 2018

**A motion was made by Councilmember Hernandez, seconded by Mayor Cutter, that this Minutes be Approved as Submitted with the addition of letter dated December 14,2018 added to the record. The motion carried by the following vote.**

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

8.E. [18-562](#)

ORDINANCE Adding Section 1-3-135 to Title 1, Chapter 1-3 of the City of San Leandro Municipal Code to Enable Concurrent Appointments to the City of San Leandro Planning Commission and Board of Zoning Adjustments

**A motion was made by Councilmember Hernandez, seconded by Councilmember Cox, that this Ordinance be Adopted. The motion carried by the following vote.**

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

Enactment No: Ordinance 2018-020

8.F. [18-636](#)

Staff Report for a City of San Leandro City Council Resolution Declaring the Results of the General Municipal Election Held on Tuesday, November 6, 2018

[18-637](#)

RESOLUTION of the City of San Leandro City Council Declaring Results of the General Municipal Election Held on Tuesday, November 6, 2018 (accepts the statement of election results for Mayor, and City Council Districts 1, 3, and 5)

**A motion was made by Councilmember Thomas, seconded by Councilmember Lee, that this Resolution - Council be Adopted. The motion carried by the following vote.**

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

**Abstain:** 1 - Thomas

Enactment No: Reso 2018-159

8.G. [18-596](#)

Staff Report for Approval of the City of San Leandro's 2019 Local Appointments List of Upcoming Vacancies on the City's Boards and Commissions

[18-597](#)

MOTION Approving the Posting of the 2019 Local Appointments List on the Bulletin Boards Outside the City Council Chambers and at the Main Library, and on the City Website

**A motion was made by Mayor Cutter, seconded by Councilmember Cox, that this Minute Order be Adopted. The motion carried by the following vote.**

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

Enactment No: Min Order 2018-014

8.H. [18-645](#)

Staff Report for a City of San Leandro City Council Resolution to Approve a General Fund Loan of \$455,107.36 and Loan Agreement and Promissory Note, Secured by a Deed of Trust on 2539 Grant Avenue, San Leandro between the City and MTLG, LLC

*Public comment was received from Mr. Richard Brennan.*

[18-646](#)

RESOLUTION of the City of San Leandro City Council to Approve a General Fund Loan of \$455,107.36 and the Loan Agreement, Promissory Note, and a Deed of Trust on 2539 Grant Avenue, San Leandro to Secure the Loan, between the City and MTLG, LLC

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

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

**Recused:** 1 - Lee

Enactment No: Reso 2018-160

## 10. ACTION ITEMS

**10.A. [18-478](#)**

Staff Report for a Resolution of the City of San Leandro City Council Authorizing the City Manager to Execute a Side Agreement to Extend the Term of the Community Workforce Agreement with the Alameda County Building and Construction Trades Council and Its Affiliated Local Unions and for a Resolution Approving a Consulting Services Agreement with Bay Area Business Roundtable for Workforce Development and Local Business Inclusion Services

*Public comment was received from Mr. Glenn Laveau.*

**[18-480](#)**

RESOLUTION of the City of San Leandro City Council Authorizing the City Manager to Execute a Side Agreement to Extend the Term of the Community Workforce Agreement with the Alameda County Building and Construction Trades Council and Its Affiliated Local Unions

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

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

Enactment No: Reso 2018-161

**[18-625](#)**

RESOLUTION of the City of San Leandro City Council to Approve a \$60,000 Consulting Services Agreement with Bay Area Business Roundtable for Workforce Development and Local Business Inclusion Services

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

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

Enactment No: Reso 2018-162

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

*No Closed Session*

**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**

*Due to late hour, the City Council dispensed with this item.*

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

*By consensus, the City Council agreed to schedule the following item:*

- *A Work Session regarding gas shut-off valves.*

**15. ADJOURN**

*The meeting was adjourned at 11:55 p.m.*

*In memory of*

*-Joel Ramirez*

*-Carole A. Rinaldi*

**RESPECTFULLY SUBMITTED:**

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**LETICIA I. MIGUEL**

**City Clerk of the City of San Leandro**