



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Minutes City Council

Tuesday, September 5, 2023

6:30 PM

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

1. CALL TO ORDER PLEDGE OF ALLEGIANCE ROLL CALL

The meeting was called to order at 6:31 pm.

Dawn Fehr, CERT Volunteer led the Pledge of Allegiance.

Councilmember Simon arrived at 6:53 pm.

Present 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Reynes, Bowen

2. ANNOUNCEMENTS

Mayor Gonzalez made an announcement about the Dahlia Society event at the library the weekend of September 9 and gave an update of the new order of the agenda.

3. RECOGNITIONS

3.a. [23-374](#) Mayor's Award for Kindness for Deanna Slaton

Deanna Slaton received the award.

This matter was Presented

3.b. [23-376](#) Proclamation: September 2023 as Library Card Sign-up Month

Josh Daniel accepted the proclamation.

This matter was Presented

3.c. [23-382](#) September 2023 as Fire Fighter Appreciation

Captain Brian Brooks, Engineer Robert Groh and Firefighter Salvador Plascencia accepted the proclamation.

This matter was Presented

3.d. [23-383](#) September 2023 as National Preparedness Month

Firefighter Curt Myers and CERT team member Dawn Fehr accepted the proclamation

This matter was Presented

4. AMENDMENT OF CONSENT CALENDAR

Approval of the Consent Agenda

Comments were made by approximately 7 people.

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

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

Absent: 1 - Simon

5. CONSENT CALENDAR

- 5.a. [23-393](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute an Asset Purchase and Sale Agreement and Assignment of Lease in an Amount Not to Exceed \$147,270 for the Super 5 Chinese Restaurant Located in the Nimitz Motel at 555 Lewelling Boulevard
Received and Filed on the Consent Calendar.
Enactment No: 2023-114
- 5.b. [23-372](#) Adopt a Resolution to Approve and Authorize the City Manager to Enter into a Consulting Services Agreement with Fehr & Peers for the Bicycle and Pedestrian Master Plan Update in the Amount of \$172,307.00 and Authorization for Cumulative Amendments up to 25% of the Original Agreement and Appropriating \$115,383.75 of Measure BB Bicycle and Pedestrian Funds for the Project, Project No. 2024.6260
Received and Filed on the Consent Calendar.
Enactment No: 2023-115
- 5.c. [23-380](#) Adopt a Resolution to Approve Final Map for Tract 8592 for 2824 Halcyon Drive, Assessor's Parcel Number 77C-1240-5, and Authorize the City Manager to Execute the Subdivision Improvement Agreement (Private and Public Improvements): Owner, Subdivider and Applicant: D.R. Horton Bay, Inc.
Received and Filed on the Consent Calendar.
Enactment No: 2023-116
- 5.d. [23-381](#) Adopt a Resolution to Amend the San Leandro City Employees' Association Salary Schedule to Revise Code Enforcement Officer to Community Preservation Officer I, Code Enforcement Supervisor to Community Preservation Supervisor, and to Add the Community Preservation Officer II Classification

Received and Filed on the Consent Calendar.

Enactment No: 2023-117

- 5.e. [23-277](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 3 to the Non-Professional Services Agreement between the City of San Leandro and MV Transportation, Inc. for an additional \$1,226,654.52 (for a new not to exceed amount of \$2,755,959.99), to Provide Transportation Services for the FLEX RIDES Shuttle Paratransit Program and to Authorize Appropriation of \$1,226,654.52 in Grant Funding from accounts 157-36-001-5640 and 154-36-002-5640 for Fiscal Year 2023-2024 and Fiscal Year 2024-2025

Received and Filed on the Consent Calendar.

Enactment No: 2023-118

- 5.f. [23-398](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 1 to a Non-Professional Services Agreement with West Coast Arborists, Inc. for Citywide Tree Pruning, Stump Removal, and Arborist Services for \$400,000.00 for Fiscal Year 2023-2024 for a total contract amount of \$754,000.00

Received and Filed on the Consent Calendar.

Enactment No: 2023-119

- 5.g. [23-395](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Non-Professional Services Agreement with AERI Tree Service, LLC, for Boulevard Yarwood Sycamore Tree Trimming for \$111,435.00 and to Negotiate and Approve Cumulative Contract Amendments up to 15% or \$16,715.00 of the Original Contract Amount for a Total Not-to-Exceed Amount of \$128,150.00

Received and Filed on the Consent Calendar.

Enactment No: 2023-120

- 5.h. [23-397](#) Adopt a Resolution to Find that Emergency Conditions Exist That Do Not Permit a Delay Resulting from a Competitive Solicitation for Bids; Approve and Authorize the City Manager to Award an Emergency Construction Contract to McGuire & Hester for the Demolition and Removal of the Haas Street Pedestrian Bridge and Other Debris in the Amount of \$227,500.00 Plus Up to an Additional 10% (\$22,750.00) in Cumulative Change Orders for a Total of \$250,250.00, and Approve a Re-appropriation of \$250,250.00 from the FY 2022-2023 to the FY 2023-2024 Budget in Account 010-38-903-5240 for an Emergency Project

Received and Filed on the Consent Calendar.

Enactment No: 2023-121

- 5.i. [23-399](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with HF&H Consultants, LLC for Recycling Program Support Services for \$80,000.00

Received and Filed on the Consent Calendar.

Enactment No: 2023-122

- 5.j. [23-408](#) Adopt a Resolution to Find Emergency Conditions Continue to Exist that Do Not Permit a Delay Resulting from a Competitive Solicitation for Bids and to Authorize the City Manager to Negotiate and Award an Emergency Construction Contract, to a yet to be Determined Responsible Contractor, for the Lake Chabot Road Upslope Repair Project, Project 2023.4020

Received and Filed on the Consent Calendar.

Enactment No: 2023-123

- 5.k. [23-406](#) First Reading to Adopt an Ordinance Amending the San Leandro Municipal Code §1-1-200; and Adopt a Resolution to Amend the San Leandro Administrative Code §1.1.105 and the City Council Handbook to Change the Council Meeting Start Time

Received and Filed on the Consent Calendar.

Enactment No: 2023-124

- 5.l. [23-387](#) Minutes City Council Meeting July 17, 2023

Approved as Submitted on the Consent Calendar.

- 5.m. [23-388](#) Minutes Rules Committee March 23, 2023

Approved as Submitted on the Consent Calendar.

- 5.n. [23-389](#) Minutes Rules Committee May 25, 2023

Approved as Submitted on the Consent Calendar.

- 5.o. [23-390](#) Minutes Rules Committee June 22, 2023

Approved as Submitted on the Consent Calendar.

- 5.p. [23-391](#) Minutes Rules Committee July 27, 2023

Approved as Submitted on the Consent Calendar.

- 5.q. [23-392](#) Minutes Facilities and Transportation Committee July 5, 2023

Approved as Submitted on the Consent Calendar.

5.r. [23-378](#) Minutes Finance Committee July 26, 2023

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 8 people.

10. PUBLIC HEARINGS

There were none.

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. [23-319](#) Infrastructure Work Plan

*Engineering Director Marquises presented the item.
Comments were made by approximately 6 people.*

This matter was Presented

13. ACTION ITEMS

13.a. [23-407](#) Adopt a Resolution to Designate the Voting Delegate and Alternate(s) for the League of California Cities 2023 Annual Conference (provides for discussion and designation of a voting delegate and alternate voting delegate[s])

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

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Reynes, Bowen

Enactment No: 2023-125

14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

None.

15. CITY COUNCIL REPORTS

None.

16. ADJOURN

The meeting was adjourned at 8:21 p.m.

RESPECTFULLY SUBMITTED:

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

DRAFT