



# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Meeting Agenda

### 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, July 16, 2018

7:00 PM

City Council Chambers

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Mayor Cutter may participate in the meeting via telephone conference call from the Westdrift Manhattan Beach, 1400 Parkview Ave., Manhattan Beach, CA 90266. The agenda will be posted at the remote location, and the teleconference location will be accessible to the public.

**1. CALL TO ORDER**

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

**1.B. ROLL CALL**

*Members Ballew, Cox, Hernandez, Lee, Lopez, Thomas; Mayor Cutter*

**1.C. ANNOUNCEMENTS**

**2. RECOGNITIONS**

**2.A.** [18-342](#) Proclamation Declaring the Month of July as Lesbian, Gay, Bisexual, Transgender, and Questioning/Queer (LGBTQ) Senior Caring Month

**2.B.** [18-345](#) Proclamation Declaring Support for Honoring Chinese American World War II Veterans with a Congressional Medal of Honor

**2.C.** [18-361](#) Recognition of the Employee of the Quarter, Alfonso Sanchez, Senior Engineering Aide, Engineering and Transportation

**3. PUBLIC COMMENTS**

*Public Comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained. The public is invited to make comments on items of public interest NOT listed on the Agenda.*

**4. PRESENTATIONS**

- 4.A. [18-357](#) Presentation on Mobilehome Parks in San Leandro

**5. PUBLIC HEARINGS**

*Public Hearing Comments are limited to 5 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained.*

- 5.A. [18-024](#) Staff Report for Resolutions Regarding the Matter of Imposing Liens for Non-payment of Delinquent 2018 Business License Tax, Solid Waste Service Charges, and Certified Unified Program Agency Fees

[18-343](#) RESOLUTION Imposing Liens for Non-Payment of Delinquent 2018 Business License Tax, Solid Waste Service Charges, and Certified Unified Program Agency (CUPA) Fees

[18-344](#) RESOLUTION Overruling Protests (2018 Business License Tax, Solid Waste Service Charges, and Certified Unified Program Agency Fees)

**6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS****7. AMENDMENT OF CONSENT CALENDAR**

*City Councilmembers or staff have an opportunity at this time to request that an item be removed from the Consent Calendar for the presentation of a staff report or other special consideration. Members of the public may request the opportunity to address the City Council regarding items remaining on the Consent Calendar by FILLING OUT A SPEAKER CARD and submitting it to the City Clerk prior to the calling of Item 7, Amendment of Consent Calendar. Items remaining on the Consent Calendar will be considered for approval under one motion.*

**8. CONSENT CALENDAR**

*Consent Calendar items are considered for approval by the City Council with one single action. As described above in Item 7, Amendment of Consent Calendar, the City Council may remove items from the Consent Calendar for purposes of presentation or discussion. Members of the public who have requested to address the Council regarding items remaining on the Consent Calendar may do so for up to 3 minutes per item with a maximum of 5 minutes for all items. Items listed on the Consent Calendar are deemed to have been read by title.*

- 8.A. [18-356](#) Minutes from the June 18, 2018 City Council Meeting

- 8.B. [18-232](#) Highlights of the Facilities and Transportation Committee Meeting of May 2, 2018

- 8.C. [17-606](#) Staff Report for a Resolution Accepting the Work for the Annual Overlay / Rehabilitation 2015-16 Project, Project No. 2016.0050

[17-607](#) RESOLUTION to Accept the Work for the Annual Overlay / Rehabilitation 2015-16 Project, Project No. 2016.0050

- 8.D. [18-218](#) Staff Report for a Resolution to Award a \$1,894,316 Construction Contract to American Pavement Systems, Inc., for the Annual Street Sealing 2017-18 Project, Project No. 2018.0070; Authorizing the City Manager to Negotiate and Approve Individual Change Orders Up to 5% (or \$94,716) of the Original Contract Amount; and Authorizing the City Manager to Negotiate and Approve Change Orders up to a Cumulative Value not to Exceed 15% (or \$284,147) of the Original Contract Amount

[18-219](#) RESOLUTION to Award a \$1,894,316 Construction Contract to American Pavement Systems, Inc. for the Annual Street Sealing 2017-18 Project, Project No. 2018.0070; Authorizing the City Manager to Negotiate and Approve Individual Change Orders Up to 5% (or \$94,716) of the Original Contract Amount; and Authorizing the City Manager to Negotiate and Approve Change Orders up to a Cumulative Value not to Exceed 15% (or \$284,147) of the Original Contract Amount (Provides for the application of preventive maintenance treatments on City street segments in the 2018 Asphalt Maintenance Area and authorization for the City Manager to negotiate and execute contract change orders up to 15% of the contract amount)

- 8.E. [18-330](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Award a \$1,754,160 Construction Contract to Granite Construction Company for the Annual Street Overlay / Rehabilitation 2016-17 Phase 2, Project No. 2017.0050; to Authorize the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and to Authorize the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 15% of the Original Contract Amount; and City Council Approval to Appropriate \$900,000 from the Measure BB Grant Fund

[18-331](#) RESOLUTION of the City Council for the City of San Leandro to Award a \$1,754,160 Construction Contract to Granite Construction Company for the Annual Street Overlay / Rehabilitation 2016-17 Phase 2, Project No. 2017.0050; to Authorize the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; to Authorize the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 15% of the Original Contract Amount; and City Council Approval to Amend to the City of San Leandro Budget for the Annual Street Overlay / Rehabilitation 2016-17 project and the Annual Street Overlay / Rehabilitation 2018-19 project. (Provides for replacement of deteriorated pavement on various streets throughout the City)

**8.F.**     [18-332](#)     Staff Report for a Resolution of the City Council for the City of San Leandro to Award a \$10,163,485 Construction Contract to DeSilva Gates Construction LP for the Annual Overlay / Rehabilitation 2017-18, Project No. 2018.0050; Authorizing the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and Authorizing the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 13% of the Original Contract Amount; and City Council Approval to Appropriate \$3,225,000 from the Measure BB Grant Fund

[18-333](#)     RESOLUTION of the City Council for the City of San Leandro to Award a \$10,163,845 Construction Contract to DeSilva Gates Construction, L.P. for the Annual Overlay / Rehabilitation 2017-18, Project No. 2018.0050; to Authorize the City Manager or His Designee to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and to Authorize the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 13% of the Original Contract Amount; and City Council Approval to Amend to the City of San Leandro Budget for the Annual Street Overlay / Rehabilitation 2017-18 project and the Annual Street Overlay / Rehabilitation 2018-19 project. (Provides for replacement of deteriorated pavement on various streets throughout the City)

**8.G.**     [18-070](#)     Staff Report for a Resolution to Approve a Public Highway and Pedestrian At-Grade Crossing Agreement with Union Pacific Railroad for Improvements to the Alvarado Street Rail Crossing of the Niles Subdivision

[18-071](#)     RESOLUTION to Approve a Public Highway and Pedestrian At-Grade Crossing Agreement with Union Pacific Railroad for Improvements to the Alvarado Street Rail Crossing of the Niles Subdivision

**8.H.**     [18-278](#)     Staff Report for a Resolution of the City of San Leandro City Council to Accept the Engineer's Report for Fiscal Year 2018-19 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 2018-19

[18-279](#)     RESOLUTION of the City of San Leandro City Council to Accept the Engineer's Report for Fiscal Year 2018-19 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)

[18-280](#) RESOLUTION of the City of San Leandro City Council to Order the Levy and Collection of Assessments Within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2018-19 (Provides for an assessment to fund the on-going maintenance of certain public facilities constructed as part of the Heron Bay Development)

8.I. [18-304](#) Staff Report for a Resolution to Award a Construction Contract to Sposeto Engineering, Inc., for \$655,763 for the Pedestrian Crossings Improvements 2016-2017 Phase 1, Project No. 2017.5600; 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, and City Council Approval to Appropriate \$500,000 from Measure BB Fund Balance

[18-307](#) RESOLUTION to Award a Construction Contract to Sposeto Engineering, Inc., for \$655,763 for the Pedestrian Crossings Improvements 2016-2017 Phase 1, Project No. 2017.5600; 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, and City Council Approval to Appropriate \$500,000 From Measure BB Fund Balance

8.J. [18-283](#) Staff Report for City Council Approval and Appropriation of \$600,000 to Purchase and Upgrade Motorola All Public Safety Radio Equipment Utilizing the 2009 Contra Costa County Contract #0904-018 to Upgrade all Public Safety Radio Equipment to the East Bay Regional Communications System Authority (EBRCSA) Phase II, TDMA-Compatible Network Utilizing the 2009 Contra Costa County Contract #0904-018

[18-284](#) RESOLUTION Authorizing the City Manager to Increase the City's Radio Inventory from 230 to 256 by Purchasing Motorola Radios and Equipment Utilizing the 2009 Contra Costa County Contract #0904-018 and Upgrades all Related Public Safety Radio Equipment to the East Bay Regional Communications System Authority (EBRCSA) Phase II, TDMA-Compatible Network and Appropriating \$642,942 to Fund the Project in Fiscal Year 2018-19

8.K. [18-317](#) Staff Report for a Resolution of the City Council of the City of San Leandro Affirming the City's Continued Cooperation with the Public Sector Unions in the City of San Leandro to Ensure their Health and Success; and Supporting the Freedom of City of San Leandro Employees to Collectively Bargain After a United States Supreme Court Decision in Janus v. AFSCME

- [18-316](#) RESOLUTION of the City Council for the City of San Leandro Affirming the City's Continued Cooperation with the Public Sector Unions in the City of San Leandro to Ensure their Health and Success; and Supporting the Freedom of City of San Leandro Employees to Collectively Bargain After a United States Supreme Court Decision in Janus v. AFSCME
- 8.L.** [18-235](#) Staff Report for a Resolution Authorizing the City Manager to Execute a Non-Professional Services Agreement with Steve's Pool Service for Annual Pool Maintenance and Repair for \$180,000 (three fiscal years at \$60,000 per year)
- [18-234](#) RESOLUTION Authorizing the City Manager to Execute a Non-Professional Services Agreement with Steve's Pool Service for Annual Pool Maintenance and Repair for \$180,000 (three fiscal years at \$60,000 per year)
- 8.M.** [18-318](#) Staff Report for Resolution Authorizing a Budget Transfer in the Total Amount of \$33,692 for Purchase of a New One-Ton Long Bed Pick-up Truck
- [18-319](#) RESOLUTION of the City Council for the City of San Leandro to Authorize 2018-19 Budget Transfers in the Total Amount of \$33,692 for Purchase of a New One-Ton Long Bed Pick-up Truck
- 8.N.** [18-320](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Approve a First Amendment to the Consulting Services Agreement Between the City of San Leandro and Dixon Resources Unlimited for Continued Oversight of the Downtown San Leandro Parking System and Guided Implementation of the Downtown Parking Management Plan
- [18-321](#) RESOLUTION of the City Council for the City of San Leandro to Approve and Authorize the City Manager to Execute a First Amendment to the Consulting Services Agreement with Dixon Resources Unlimited for Continued Oversight of the Downtown San Leandro Parking System and Guided Implementation of the Downtown Parking Management Plan
- 8.O.** [18-334](#) Staff Report for a Resolution to Approve an Annual Renewal with Dude Solutions for Facilities Management System and Mobile 311 System
- [18-335](#) RESOLUTION of the City Council for the City of San Leandro to Approving Approve an Annual Renewal with Dude Solutions for the Facilities Management System and Mobile 311 System (for the amount of \$52,610.25)
- 8.P.** [18-336](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Approve a Consulting Services Agreement with ConvergeOne for Cisco Next-Generation Firewall Installation, and to Make a Finding for a Sole Source Procurement of Cisco products

- [18-337](#) RESOLUTION of the City Council for the City of San Leandro to Approve a Consulting Services Agreement with ConvergeOne for Cisco Next-Generation Firewall Installation (not to exceed \$104,000.00), and to Make a Finding for a Sole Source Procurement under California Public Contract Code section 3400
- 8.Q.** [18-350](#) Staff Report for City Council Actions Related to the November 6, 2018 General Municipal Election for the City of San Leandro
- [18-351](#) RESOLUTION of the City Council for the City of San Leandro to Call for the Holding of a General Municipal Election to Be Held on Tuesday, November 6, 2018, for the Election of Three City Councilmembers and the Mayor; To Request the Board of Supervisors to Consolidate the Election with the Statewide General Election; and To Adopt Regulations for Candidate Statements (provides for the conduct of the November 2018 General Municipal Election for City Council Districts 1, 3, and 5, and the Office of Mayor at an estimated cost of \$200,000, to be paid from the General Fund)
- [18-352](#) ORDINANCE of the City Council of the City of San Leandro to Establish Election and Nomination Procedures for the November 6, 2018 City of San Leandro General Municipal Election
- 8.R.** [18-258](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Repeal and Reenact Chapter 4.2 of the City of San Leandro Administrative Code Relating to the City's Conflict of Interest Code
- [18-259](#) RESOLUTION of the City Council for the City of San Leandro to Repeal and Reenact Chapter 4.2 of the City of San Leandro Administrative Code to Update the Conflict of Interest Code as Required by State Law
- 8.S.** [18-349](#) Staff Report for a MOTION to Approve Proposal to Pre-pay CalPERS Annual Required Contribution
- [18-366](#) MOTION Directing Staff to Pre-Pay the Fiscal Year 2018-2019 obligation in the amount of \$10,000,375 for the City's Unfunded Accrued Liability Calculated by CalPERS..Body
- 8.T.** [18-346](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Approve the City of San Leandro Human Services Commission's Recommendations for Community Assistance Program (CAP) Grants for 2018-19
- [18-347](#) RESOLUTION of the City Council for the City of San Leandro to Approve the City of San Leandro Human Services Commission's Recommendations for the Community Assistance Program (CAP) Grants for 2018-19

- 8.U. [18-363](#) Staff Report for a Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with ACCO Engineered Systems to Add Services in the Amount of \$105,727.31 for the Main Library Boiler Replacement Project
- [18-362](#) RESOLUTION to Authorize the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with ACCO Engineered Systems to Add Services in the Amount of \$105,727.31 for the Main Library Boiler Replacement Project

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

*Public Comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor.*

## 10. ACTION ITEMS

*Public Comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk, prior to the calling of the Action Item.*

- 10.A. [18-340](#) Staff Report for a Resolution of the City Council for the City of San Leandro to Approve the Establishment of a Tobacco Retailer's License Fee of Up to \$500 Per Year and Including the Tobacco Retailer's License Fee in the Master Fee Schedule for Fiscal Year 2018-19.
- [18-341](#) RESOLUTION of the City Council for the City of San Leandro to Approve the Establishment of a Tobacco Retailer's License Fee of Up to \$500 Per Year and Including the Tobacco Retailer's License Fee in the Master Fee Schedule for Fiscal Year 2018-19
- 10.B. [18-285](#) Staff Report for an Ordinance to Amend the City of San Leandro Municipal Code Title 6, Chapter 6-2 and a Resolution to Amend the City of San Leandro Administrative Code, adding Title 8, Chapter 14 for updates to parking definitions and regulations related to an Employee Parking Permit Program.
- [18-311](#) RESOLUTION to add Title 8, Chapter 14 to the City of San Leandro Administrative Code, to establish guidelines for an Employee Parking Permit Program
- [18-286](#) ORDINANCE of the City Council for the City of San Leandro to Amend Title 6, Chapter 6-2 of the San Leandro Municipal Code Relating to San Leandro Parking Regulations for an Employee Parking Permit Program
- 10.C. [18-287](#) RESOLUTION Designating the Voting Delegate and Alternate(s) for the League of California Cities 2018 Annual Conference (provides for discussion and designation of a voting delegate and alternate voting delegate[s])



- 10.D. [18-364](#) Staff Report for a Resolution to Reestablish the Employment Agreement for Interim City Manager
- [18-365](#) RESOLUTION of the City Council for the City of San Leandro to Reestablish the Employment Agreement Between the City and Jeffrey Kay for an Interim City Manager

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

12. **CITY COUNCIL REPORTS**

*City Councilmembers report on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting.*

13. **CITY COUNCIL CALENDAR AND ANNOUNCEMENTS**

*City Councilmembers announce calendar of upcoming events and coordinate attendance; report on local events attended since the last meeting; and make brief comments on issues of concern.*

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

*This section is to be used to propose items for consideration for future scheduling, and not for substantive discussion.*

15. **ADJOURN**

**MEETING ACCESSIBILITY**

*The meeting is shown live on the City of San Leandro's website at <https://sanleandro.legistar.com/> and on cable (Comcast Channel 15 or AT&T U-Verse Channel 99). The video recording of the meeting will remain accessible to the public on the City of San Leandro's website. The recording is also replayed on cable throughout the week according to the schedule shown at <http://www.sanleandro.org/depts/council/>.*

*If special accommodations are required for the disabled, please call the City Clerk's Office at (510) 577-3366 or TDD at (510) 577-3343.*