



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
Joyce Starosciak, District 4
Pauline Russo Cutter, District 5
Jim Prola, District 6*

Monday, November 21, 2011

7:00 PM

City Council Chambers

Joint Meeting with Redevelopment Agency

DINNER/MIXER 6:00 PM Sister Cities Gallery

1. CALL TO ORDER

The meeting was called to order at 7:09 p.m. by Vice Mayor Gregory.

1.A PLEDGE OF ALLEGIANCE

1.B ROLL CALL

Present 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Absent 1 - Cassidy

1.C ANNOUNCEMENTS

Vice Mayor Gregory announced that Mayor Cassidy was out of town.

2. PRESENTATIONS/ RECOGNITIONS

2.A. [11-337](#)

ADOPT: Resolution Appointing Robert Schwartz as Non-Resident Landlord Member to Rent Review Board

(Nominated by Minute Order 2011-090 on November 7, 2011)

A motion was made by Council Member Starosciak, seconded by Council Member Cutter, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Reso 2011-190

Newly appointed Rent Review Board member Robert Schwartz took his Oath of Office administered by the City Clerk.

3. PUBLIC HEARINGS – CITY COUNCIL

3.A. [11-350](#)

Staff Report for Matter of Protest Ballots Regarding Change in Purpose of Previously Approved Wastewater Rate Increases and Consideration of Ordinance and Code Changes

The Hearing was opened to the public.

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

[11-416](#)

MOTION: Motion Accepting the Protest Ballot Results

The City Clerk reported that 14,580 properties were eligible to participate in the election. Of the 14,580 ballots that were mailed, 327 valid protest ballots were returned. The percentage of the protest vote was 2.24%.

A motion was made by Council Member Prola, seconded by Council Member Cutter, to accept the results of the protest ballots. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Min Order 2011-091

[11-368](#)

PASS TO PRINT: An Ordinance Amending Title 3, Chapter 14, Article 6 of the San Leandro Municipal Code Relating to the Reimbursement of Costs to Reconnect Private Sewer Laterals to the City's Sewerage System

A motion was made by Council Member Prola, seconded by Council Member Cutter, that this Ordinance be Passed to print. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Ordinance 2011-012

[11-367](#)

ADOPT: Resolution Amending the Title of Chapter 11 of Title 8, and Sections 8.11.100, 8.11.200, 8.11.350, 8.11.400 and 8.11.450 of the City of San Leandro Administrative Code Related to the City's Procedure to Reimburse Costs a Property Owner Incurs to Reconnect the Private Sewer Lateral to the City's Sewerage System

A motion was made by Council Member Prola, seconded by Council Member Cutter, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Reso 2011-191

3.B. [11-343](#)

Staff Report for PLN2009-00006; Planned Development and a Condominium [Vesting Tentative Tract] Map; General Plan Map Amendment from Office to High Density Residential; Rezone from P(AU)-Professional with Assembly Use Overlay to RM-1800(PD)-Residential Multi-Family with Planned Development Overlay; Development Agreement (DA); and an Initial Study, a Mitigated Negative Declaration and a Mitigation Monitoring Reporting Program; to build a new residential development consisting of 66 rental apartment units: 17 one-bedroom apartments, 48 two-bedroom apartments and one manager's unit in a Recreation building with other site amenities. 2450 Washington Avenue (Assessor's Parcel Numbers 77D-1410-25 and 77-556-104; Wm. Matthews, Inc. (Applicant and Property Owner); P-Professional Zoning District.)

The Hearing was opened to the public.

DAVE JOHNSON, San Leandro Chamber of Commerce, spoke in support of the project.

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

[11-344](#)

ADOPT: Resolution Approving a Mitigated Negative Declaration and a Mitigation Monitoring and Reporting Program for a Two-Story, 66-Unit Residential Development Project Located at 2450 Washington Avenue (PLN2009-00006)

A motion was made by Council Member Souza, seconded by Council Member Prola, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Reso 2011-192

[11-345](#)

PASS TO PRINT: An Ordinance Making Findings and Amending the City of San Leandro Zoning Map in Order to Rezone the Parcel Located at 2450 Washington Avenue from Professional with an Assembly Use Overlay P (AU) to Residential Multi-Family with a Planned Development Overlay [RM-1800(PD)] and Adopting a Development Agreement with William Mathews, Inc. for a Two-Story 66-Unit Residential Development (PLN2009-00006)

A motion was made by Council Member Souza, seconded by Council Member Prola, that this Ordinance be Passed to print. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Ordinance 2011-013

[11-361](#)

ADOPT: Resolution Approving an Amendment to the City General Plan Land Use Map, a Vesting Tentative Map, and a Planned Development Entitlement for a Two-Story, 66-Unit Residential Development Project Located at 2450 Washington Avenue (PLN 2009-00006) Assessor's Parcel Numbers 77D-1410-25 and 77-556-104

A motion was made by Council Member Souza, seconded by Council Member Prola, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Reso 2011-193

4. PUBLIC HEARINGS – OTHER

None.

5. PUBLIC COMMENTS

None.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

None.

7. AMENDMENT OF CONSENT CALENDAR

Item 8.D. was 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 Council Member Prola, seconded by Council Member Starosciak, to Approve the Consent Calendar. The motion carried by the following vote

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

8.A. [11-381](#)

APPROVE: Minutes of the Meeting of November 7, 2011

Approved as Submitted on the Consent Calendar.

8.B. [11-326](#)

ACCEPT: Business and Housing Development Committee Highlights of October 13, 2011

Accepted as Submitted on the Consent Calendar.

8.C. [11-295](#)

Staff Report for Accepting the Work for the Roof Replacement and

Accessories (Year 3) Project, Project No. 09-687-18-104.

[11-296](#)

ADOPT: Resolution Accepting the Work for the Roof Replacement and Accessories (Year 3) Project, Project No. 09-687-18-104

Adopted on the Consent Calendar.

Enactment No: Reso 2011-194

Item 8.D. was removed from the Consent Calendar to Item 9, Items Removed from Consent Calendar.

9. ITEMS REMOVED FROM CONSENT CALENDAR

8.D. [11-303](#)

Staff Report for Adding Title 8, Chapter 12 to the San Leandro Administrative Code, Establishing Guidelines for the Bicycle Rack Program

[11-306](#)

ADOPT: Resolution Adding Title 8, Chapter 12 to the San Leandro Administrative Code, Establishing Guidelines for the Bicycle Rack Program

A motion was made by Council Member Starosciak, seconded by Council Member Souza, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 5 - Prola, Reed, Souza, Starosciak, Gregory

Nay: 1 - Cutter

Enactment No: Reso 2011-195

[11-307](#)

PASS TO PRINT: An Ordinance Amending Article 1, Chapter 5-1 of Title 5 of the San Leandro Municipal Code Establishing a Bicycle Rack Program

A motion was made by Council Member Starosciak, seconded by Council Member Souza, that this Ordinance be Passed to print. The motion carried by the following vote.

Aye: 5 - Prola, Reed, Souza, Starosciak, Gregory

Nay: 1 - Cutter

Enactment No: Ordinance 2011-014

10. ACTION ITEMS

10.A. [11-333](#)

Staff Report for Single Use Bag Reduction and Mandatory Recycling Ordinances Proposed by StopWaste.Org

The Council expressed support for the two ordinances, and by consensus, provided input and direction to Councilmember Cutter, the City's representative to StopWaste.Org.

10.B. [11-379](#) Staff Report for Adoption of 2012 City Council Member Districts

[11-380](#)

PASS TO PRINT: An Ordinance Amending Title I, Chapter 1 of the San Leandro Municipal Code Relating to Council Member Districts

A motion was made by Council Member Starosciak, seconded by Council Member Reed, that this Ordinance be Passed to print. The motion carried by the following vote.

Aye: 6 - Cutter, Prola, Reed, Souza, Starosciak, Gregory

Enactment No: Ordinance 2011-015

10.C. Report on Closed Session Actions Taken

No reportable action taken.

11. CITY COUNCIL CALENDAR

City Councilmembers announced upcoming events and coordinated attendance.

12. CITY COUNCIL REPORTS AND ANNOUNCEMENTS

City Councilmembers 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. ADJOURN

The meeting was adjourned at 9:09 p.m., in memory of former City Councilmember Ed Suchman.

RESPECTFULLY SUBMITTED:

MARIAN HANDA
City Clerk of the City of San Leandro