



# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Minutes - Draft 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**

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Monday, November 7, 2011

7:00 PM

City Council Chambers

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**\*\*\* MINUTES ARE DRAFT UNTIL ACCEPTED BY CITY COUNCIL \*\*\***

### **Joint Meeting with Redevelopment Agency**

#### **1. CALL TO ORDER**

*The meeting was called to order at 7:24 p.m.*

#### **1.A PLEDGE OF ALLEGIANCE**

*Councilmember Prola led the Pledge of Allegiance to the Flag.*

#### **1.B ROLL CALL**

**Present** 7 - Pauline Russo Cutter; Jim Prola; Ursula Reed; Diana M. Souza; Joyce R. Starosciak; Vice Mayor Michael Gregory and Mayor Stephen H. Cassidy

#### **1.C ANNOUNCEMENTS**

*None.*

#### **2. PRESENTATIONS/ RECOGNITIONS**

**2.A. 11-339** ADOPT: Resolution Appointing Evelyn Gonzalez as San Leandro Unified School District Representative to Recreation and Parks Commission

**A motion was made by Vice Mayor Gregory, seconded by Council Member Russo Cutter, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 7 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Council Member Joyce Starosciak; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

Enactment No: Reso 2011-184

*Newly appointed Recreation and Parks Commissioner Evelyn Gonzalez took her Oath of Office administered by the City Clerk.*

**3. PUBLIC HEARINGS – CITY COUNCIL**

**3.A. 11-264** Staff Report for Amendment to the San Leandro Consolidated Annual FY 2011-2012 Action Plan

**11-331** MOTION: Motion Directing Staff to Make the Summary of the Amendment to the San Leandro Consolidated Annual FY 2011-2012 Action Plan Available for Public Comment for a 30-Day Period from November 17 - December 19, 2011, and to Set a Public Hearing for December 19, 2011 to Consider Final Approval of the Amended Action Plan

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

**Aye:** 7 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Council Member Joyce Starosciak; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

Enactment No: Min Order 2011-089

**4. PUBLIC HEARINGS – OTHER**

*None.*

**5. PUBLIC COMMENTS**

*RENATA MURRAY, Oakland resident, addressed the City Council, stating that some unknown person entered her in the federal Operation TIPS program, and since then, she has be the target of stalking and harassment by public safety personnel.*

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

*None.*

**7. AMENDMENT OF CONSENT CALENDAR**

*Items 8.A. 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 Council Member Prola, seconded by Council Member Reed, to Approve the Consent Calendar. The motion carried by the following vote**

**Aye:** 7 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Council Member Joyce Starosciak; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

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

**8.A. 11-360** APPROVE: Minutes of the Meeting of October 17, 2011

**Attachments:** [101711 MIN Draft.pdf](#)

**8.B. 11-336** ACCEPT: Disaster Council Meeting Highlights of October 14, 2011

**Attachments:** [10-14-11 Sign In Sheets](#)  
[CERT 2011 handouts](#)  
[10-14-11 Revised Agenda.pdf](#)

**Accepted as Submitted on the Consent Calendar.**

**8.C. 11-302** ACCEPT: Facilities and Transportation Committee Meeting Highlights of October 11, 2011

COMMITTEE RECOMMENDATION: Schedule approval of the proposed lease of City property at 2512 Davis Street to SJ Amoroso, provided the City Attorney's office finds that the lease will not be in violation of any State statutes

COMMITTEE RECOMMENDATION: Schedule approval of the proposed transfer of City real property at 2048 Farallon Drive to Alameda County Public Works

**Attachments:** [Facilities Committee Meeting](#)

**Accepted as Submitted on the Consent Calendar.**

**8.D. 11-314** ACCEPT: Finance Committee Meeting Highlights of October 21, 2011

COMMITTEE RECOMMENDATION: Approve transfers from the General Fund \$1.5 million to the Self Insurance Fund and \$2.0 million to the Economic Uncertainty reserve (listed as Action Item 10.B.)

COMMITTEE RECOMMENDATION: Approve the lease and purchase of two fire pumper trucks (listed as Consent Calendar Item 8.F.)

**Attachments:** [10212011Finance Committee Agenda](#)  
[First Quarterly Financial Report as of September 30, 2011](#)  
[Review of City Council Reserve Policy and General Fund Reserves](#)  
[Continued Discussion for Refinancing of CalPERS](#)  
[Acquisition of Two Pumper Fire Apparatus](#)  
[October 21, 2011 Finance Committee Sign-in Sheet](#)

**Accepted as Submitted on the Consent Calendar.**

8.E. 11-340 ACCEPT: Rules and Communications Committee Meeting Highlights of September 29, 2011

**Attachments:** [092911Rules&Comm.pdf](#)  
[092911 Rules Paperless agenda.pdf](#)  
[092911 Rules Press Releases.pdf](#)  
[092911 Rules Future Items.pdf](#)  
[092911 Rules sign-in sheet.pdf](#)

**Accepted as Submitted on the Consent Calendar.**

8.F. 11-321 Staff Report for the Acquisition of Two Fire Pumper Trucks and Financing Through Lease/Purchase Agreement With Oshkosh Capital

11-320 ADOPT: Resolution Authorizing the Purchase of Two Fire Apparatus Through a Lease/Purchase Financing Agreement

**Adopted on the Consent Calendar.**

Enactment No: Reso 2011-185

8.G. 11-223 Staff Report for Approving Plans and Specifications and Calling for Bids for the Bancroft Avenue and 136th Avenue Traffic Signal Project, Project No. 11-150-38-330; State Project No. SR2SL-5041(038).

11-255 ADOPT: Resolution Approving Plans and Specifications and Calling for Bids for the Bancroft Avenue and 136th Avenue Traffic Signal Project, Project No. 11-150-38-330; State Project No. SR2SL-5041(038)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2011-186

8.H. 11-027 Staff Report for Accepting the Work for the Dog Walking Park, Project No. 10-122-38-314.

11-041 ADOPT: Resolution Accepting the Work for the Dog Walking Park, Project No. 10-122-38-314

**Adopted on the Consent Calendar.**

Enactment No: Reso 2011-187

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

8.I. 11-359 Staff Report for Nomination of Robert Schwartz as Non-Resident Landlord Representative to the Rent Review Board

11-337 MOTION: Motion Nominating Robert Schwartz as Non-Resident Landlord Representative to the Rent Review Board

Enactment No: Min Order 2011-090

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

8.A. 11-360 APPROVE: Minutes of the Meeting of October 17, 2011

**Attachments:** [101711 MIN Draft.pdf](#)

**A motion was made by Council Member Prola, seconded by Council Member Reed, that the Minutes be Approved as Submitted. The motion carried by the following vote.**

**Aye:** 6 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

**Abstain:** 1 - Council Member Joyce Starosciak

8.I. 11-359 Staff Report for Nomination of Robert Schwartz as Non-Resident Landlord Representative to the Rent Review Board

11-337 MOTION: Motion Nominating Robert Schwartz as Non-Resident Landlord Representative to the Rent Review Board

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

**Aye:** 7 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Council Member Joyce Starosciak; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

Enactment No: Min Order 2011-090

## 10. ACTION ITEMS

10.A. 11-342 Update on Village Marketplace Proposed Development

**Attachments:** [Village Marketplace City Submittal Nov 2011](#)

*FRAN LEIDY, San Leandro resident, commented on the Village Marketplace project, and on maintaining the unique character of the City's downtown area.*

With the consensus of the Council, Item 10.C. was moved up to this point on the agenda.

- 10.C. 11-332** Staff Report for Authorization of the City Manager to Execute a Memorandum of Understanding with the Oro Loma Sanitary District for Refuse, Green Waste, and Recycling Services in the L-3 Area

**Attachments:** [Attachment 1](#)  
[Attachment 2](#)

- 11-330** ADOPT: Resolution Authorizing the City Manager to Execute a Memorandum of Understanding with the Oro Loma Sanitary District for Refuse, Green Waste and Recycling Services in the L3 Area

**Attachments:** [Memorandum of Understanding OLSA - V2.pdf](#)

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

**Aye:** 6 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

**Nay:** 1 - Council Member Joyce Starosciak

Enactment No: Reso 2011-188

**The City Council recessed from 9:02 p.m. to 9:12 p.m.**

- 10.B. 11-327** Staff Report for Resolution Authorizing Transfers from General Fund Fund Balance to Self Insurance Fund and Economic Uncertainty Reserve

**Attachments:** [General Fund Fund Reserves 10-11-11](#)

*CHRIS CROW, San Leandro resident, addressed the City Council, suggesting that the City allocate \$200,000 of its economic uncertainty reserve to the Davis Street Family Resource Center and other employment assistance programs as a way to help residents find jobs and stay in their homes.*

- 11-322** ADOPT: Resolution Authorizing Transfers from General Fund Fund Balance to Self Insurance Fund and Economic Uncertainty Reserve

**Attachments:** [Year End Fund Balance 2012](#)

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

**Aye:** 7 - Council Member Pauline Russo Cutter; Council Member Jim Prola; Council Member Ursula Reed; Council Member Diana Souza; Council Member Joyce Starosciak; Vice Mayor Michael Gregory and Mayor Stephen Cassidy

Enactment No: Reso 2011-189

Item 10.C. was considered earlier in the agenda.

- 10.D. 11-311 Report on Mutual Aid Response by San Leandro Police Department

**Attachments:** [2005 Agreement](#)

*MIKE KATZ-LACABE, San Leandro resident, addressed the City Council regarding the need to incorporate a civilian oversight component in the mutual aid agreement.*

- 10.E. Report on Closed Session Actions Taken

*No closed session 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, and made brief comments on issues of concern.*

## 13. ADJOURN

*The meeting was adjourned at 10:32 p.m., in Memory of Dana Weaver.*