



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

Monday, March 20, 2017

7:00 PM

City Council Chambers

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.** [17-143](#) RESOLUTION Appointing Jeffrey Falero as District 2 Member to the Board of Zoning Adjustments for a Term Ending December 31, 2020
- 2.B.** [17-144](#) RESOLUTION Appointing Thomas Baker as District 2 Member to the Planning Commission for a Term Ending December 31, 2020
- 2.C.** [17-145](#) RESOLUTION Appointing Cindy Barreto as District 2 Member to the Recreation and Parks Commission for a Term Ending December 31, 2020
- 2.D.** [17-146](#) RESOLUTION Appointing Terry Guillory as District 6 Member to the Arts Commission for a Term Ending December 31, 2020
- 2.E.** [17-147](#) RESOLUTION Appointing E. Dewayne Cornelious as an At-Large Member to the Personnel Relations Board for a Term Ending December 31, 2020
- 2.F.** [17-148](#) RESOLUTION Reappointing Catherine Vierra Houston as District 4 Member to the Board of Zoning Adjustments for a Term Ending December 31, 2020

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. [17-149](#) Presentation of Recreation and Human Services
Dashboard/Data-Driven Analytics Tool

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. [17-123](#) Public Hearing to Consider and Adopt Proposed Zoning Code Amendments to Article 5, Section 2-576, "Secondary Dwelling Units," and Related Conforming Amendments to Respond to New State of California Mandates for Accessory Dwelling Units

[17-124](#) ORDINANCE Amending San Leandro Zoning Code Article 5, Section 2-576, "Secondary Dwelling Units," and Related Conforming Amendments to Respond to New State of California Mandates for Accessory Dwelling Units.

-PASS TO PRINT

- 5.B. [17-103](#) Staff Report for Proposed General Plan Land Use Diagram and Zoning Map Corrections and Clarifications Related to an Un-zoned Parcel at 555 Estudillo, four parcels west of Harrison Street and north of Chumalia Street, and two parcels at 100 Halcyon Drive.

[17-106](#) RESOLUTION adopting an Amendment to the 2035 San Leandro General Plan Land Use Diagram to Correct and Clarify a Map Designation at the Northwest Corner of Chumalia Avenue and Harrison Street

[17-107](#) ORDINANCE Amending the San Leandro Zoning Map to Clarify and Correct Map Designations at 555 Estudillo Avenue, the Northwest Corner of Chumalia Avenue and Harrison Street, and 100 Halcyon Drive

-PASS TO PRINT

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. [17-108](#) Minutes for March 6, 2017 Meeting
- 8.B. [17-129](#) Highlights of the Rules Committee Meeting of February 27, 2017
- 8.C. [17-111](#) MOTION Appointing City Councilmembers to Serve on the Intergovernmental Agencies until Replaced
- 8.D. [17-062](#) Staff Report for a Resolution Accepting the Work for the Annual Sidewalk Repair Program 2013-14, Project No. 2013.0060
- [17-063](#) RESOLUTION Accepting the Work for the Annual Sidewalk Repair Program 2013-14, Project No. 2014.0060 (provides for accepting the work performed by Rosas Brothers Construction, filing the Notice of Completion, releasing the performance and payment bonds, and waiving the maintenance bond upon acceptance of the subject work)
- 8.E. [17-115](#) Staff Report for Resolution and Ordinance Establishing a Wastewater Fee Structure to Comply with New Accessory Dwelling Unit State Law and Zoning Code Changes
- [17-116](#) ORDINANCE Amending Title 3, Chapter 14 of the San Leandro Municipal Code to Establish a Wastewater Fee Category to Comply with New Accessory Dwelling Unit State Laws
-PASS TO PRINT
- [17-117](#) RESOLUTION Amending Title 12, Chapter 5 of the San Leandro Administrative Code Relating to Uniform Wastewater Discharge Regulations
- 8.F. [17-119](#) Staff Report for a Resolution to Appropriate \$20,439 to Cover Costs for the 2016 General Municipal Election from the General Fund Economic Uncertainty Reserve Fund Balance
- [17-122](#) Resolution to Appropriate \$20,439 in Additional Funds to Cover Increased Costs for the 2016 General Municipal Election from the General Fund Economic Uncertainty Reserve Fund Balance
- 8.G. [17-125](#) Staff Report for Resolutions Accepting Quitclaim Deeds to the City of San Leandro Releasing Parking Easements on the Public Parking Lot Located at the Northeast Corner of East 14th Street and Callan Avenue

(APN 077-0447-007-01)

[17-126](#) Resolution Accepting a Quitclaim Deed from Regency Centers, L.P. for a Parking Easement on the Public Parking Lot Located at the Northeast Corner of East 14th Street and Callan Avenue (APN 077-0447-007-01)

[17-127](#) Resolution Accepting a Quitclaim Deed from Safeway, Inc. for a Parking Easement on the Public Parking Lot Located at the Northeast Corner of East 14th Street and Callan Avenue (APN 077-0447-007-01)

8.H. [16-693](#) Staff Report for a Resolution Approving the Annual Rent Review Program Evaluation for July 2015 - June 2016

[16-694](#) RESOLUTION Approving the Annual Rent Review Program Evaluation for July 2015 - June 2016 (Reviews the Program Pursuant to San Leandro Municipal Code Section 4-32-500)

8.I. [17-022](#) Staff Report for a Resolution Approving a Consulting Services Agreement for \$150,000 between the City of San Leandro and Rebuilding Together for the Provision of Housing Rehabilitation Grants for Mobile Home Owners at Trailer Haven Mobile Home Community and City Council Appropriation of \$150,000 from the General Fund Economic Uncertainty Reserves to Fund the Housing Rehabilitation Grant Program

[17-023](#) RESOLUTION to Approve a Consulting Services Agreement for \$150,000 Between the City of San Leandro and Rebuilding Together Oakland East Bay for the Provision of Housing Rehabilitation Grants to Mobile Home Owners at the Trailer Haven Mobile Home Community, and City Council Approval of Appropriating \$150,000 General Fund Economic Uncertainty Reserves to fund the Consulting Services Agreement Grant Program

8.J. [17-134](#) Staff Report for an ORDINANCE of the City Council of the City of San Leandro to Waive the First Reading of and Introduce an Ordinance to Reauthorize the City's Public, Educational and Government (PEG) Fee as Provided in section 5-7-115 of the San Leandro Municipal Code

[17-135](#) An ORDINANCE of the City Council of the City of San Leandro to Reauthorize a Public, Educational and Governmental Fee on State Cable Franchisees Operating Within the City Pursuant to Section 5-7-115 of the San Leandro Municipal Code

-PASS TO PRINT

8.K. [17-070](#) ORDINANCE Approving New Speed Limits, Title 6, Chapter 6-1, Article 7, of the San Leandro Municipal Code, Establishing Prima Facie Speed Limits of 30, 35, and 40 Miles Per Hour on Various Street Segments Citywide

-Adopt Ordinance No. 2017-002

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. [17-113](#) Staff Report for a Resolution Setting the Cannabis Business Tax at 7% of Gross Receipts Until June 30, 2019, and Increasing to 8% of Gross Receipts on July 1, 2019 and 9% of Gross Receipts on July 1, 2021
- [17-114](#) RESOLUTION Setting the Cannabis Business Gross Receipts Tax at a Rate of 7% until June 30, 2019, and Increasing to 8% on July 1, 2019, and Increasing to 9% on July 1, 2021.
- 10.B. [17-109](#) Staff Report for an Update on the Community Care Initiative and City Council Approval of a Resolution Appropriating \$1,000,000 from General Fund Economic Uncertainty Reserve to Fund Community Care Costs beginning in Fiscal Year 2016-17
- [17-110](#) RESOLUTION for City Council Approval of Appropriating \$1,000,000 from General Fund Economic Uncertainty Reserve to Fund Community Care Initiative Costs beginning in Fiscal Year 2016-17 through 2018-19
- 10.C. [17-132](#) Staff Report for an Urgency Ordinance to Reauthorize the City's Public, Educational and Government Fee as Provided in Section 5-7-115 of the San Leandro Municipal Code
- [17-133](#) Urgency ORDINANCE to Reauthorize the City's Public, Educational and Government Fee as Provided in Section 5-7-115 of the San Leandro Municipal Code
-PASS TO PRINT

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.