



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

Vice Mayor Pete Ballew, District 6

Deborah Cox, District 1

Bryan Azevedo, District 2

Victor Aguilar, Jr., District 3

Fred Simon, District 4

Corina N. Lopez, District 5

Monday, December 5, 2022

6:30 PM

City Council Chambers

Access the meeting remotely by using this URL

<https://zoom.us/j/506831637>

Members of the public may attend the meeting in-person at the Council Chambers 835 E. 14th Street, visiting <https://zoom.us/j/506831637> online, or by phone 1-888-788-0099 Enter Webinar ID: 506 831 637

Public Comment may be made live during the meeting in-person, via zoom or through the eComment feature at <https://sanleandro.legistar.com>. Please note that the eComment period will close at 11:59 pm the Sunday before the scheduled council meeting and distributed to City Councilmembers prior to the start of the City Council meeting. Written public comment will not be verbally read out loud.

1. **CALL TO ORDER**
PLEDGE OF ALLEGIANCE
ROLL CALL

2. **ANNOUNCEMENTS**

3. **RECOGNITIONS**

No items scheduled.

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

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

6. **PUBLIC COMMENTS**

This is the time when any person may address the Council on matters not listed on this agenda, but which are within the subject matter jurisdiction of the Council. Public Comments are limited to 2 minutes per speaker, subject to adjustment by the Mayor. The Mayor, as the Chair of the meeting charged with its orderly administration and,

together in partnership with the other City Council members, the timely completion of the meeting agenda, manages Public Comments. This includes but is not limited to moving immediately to the next speaker after a speaker has completed their comments within the allotted time, prohibiting speakers from yielding or granting their time to another person who is later in the queue to speak or who has already spoken, prohibiting speakers who have already spoken from speaking again regardless of whether it is during the public comment period or on an individual agenda item, and setting when and where in the agenda public comments shall be heard.

7. 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.

8. PRESENTATIONS

No items scheduled.

9. 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. Items remaining on the Consent Calendar will be considered for approval under one motion.

10. CONSENT CALENDAR

- 10.a. [22-695](#) Council Minutes from October 3 and 17, 2022 and November 7 and 21, 2022
Attachments: [10032022 Minutes Draft](#)
[10172022 Minutes Draft](#)
[11072022 Minutes Draft](#)
[11212022 Minutes Draft](#)
- 10.b. [22-691](#) Second Reading of an Ordinance Amending the Municipal Code Title 1, Chapter 1-3 Boards and Commissions, Article 13 Youth Advisory Commission (YAC), 1-3-1300 Memberships, to add Alternates
Attachments: [Att A Ord 2022-019 Youth Advisory Commission \(YAC\)](#)
- 10.c. [22-701](#) Second Reading of an Ordinance Amending Title 1, Chapters 1-5 and 1-6 of the San Leandro Municipal Code Relating to Contracts for Public Works Projects and Contracts for Purchases
Attachments: [Att A - Ord Amend Ch. 1-5 and 1-6 of SLMC to increase CM authority to contra](#)
- 10.d. [22-589](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$62,500 to Support New and Ongoing Economic Development Services
Attachments: [Att A - Reso 2022 Chamber Contract](#)
[Ex A - Chamber CSA 2022-23](#)

- 10.e. [22-609](#) Adopt a Resolution for the City Council to receive the Annual Rent Review Ordinance and Tenant Relocation Assistance Ordinance Program Evaluations for July 2018 - June 2022
Attachments: [Att A - Reso RRO TRO Annual Report FY2018-2022](#)
[Ex A1 RRO TRO Eval Annual Report FY2018-2022 FINAL](#)
- 10.f. [22-671](#) Adopt a Resolution to Authorize the Grant Application, Acceptance, and Execution of the Grant Funds from the State of California Budget Act of 2021 (SB 129), and to Authorize the City Manager to Accept and Execute All Documents Related to the Grant Funds Awarded in the Amount of \$16,425 by the California State Library's Building Forward Match Grant to Fund the South Branch Library Improvements Project
Attachments: [Att A - Resolution South Branch Library Improvments](#)
[Att B - South Branch Library - Award Letter](#)
[Att C - Building Forward Unallowable Items List](#)
[Att D - South Branch Library - Grant Agreement & Certification of Compliance D](#)
- 10.g. [22-670](#) Adopt a Resolution to Authorize the Grant Application, Acceptance, and Execution of Grant Funds from the State of California Budget Act of 2021 (SB 129), and to Authorize the City Manager to Accept and Execute All Documents Related to the Grant Funds Awarded in the Amount of \$128,280 by the California State Library's Building Forward Match Grant to Fund the Manor Branch Library Improvements Project
Attachments: [Att A - Resolution Manor Branch Library Improvments Project Grant](#)
[Att B - Manor Branch Library - Award Letter](#)
[Att C - Building Forward Unallowable Items List](#)
[Att D - Manor Branch Library - Grant Agreement & Certification of Compliance E](#)
- 10.h. [22-669](#) Adopt a Resolution to Authorize the Grant Application, Acceptance, and Execution of the Grant Funds from the State of California Budget Act of 2021 (SB 129), and to Authorize the City Manager to Accept and Execute All Documents Related to the Grant Funds Awarded in the Amount of \$316,516 by the California State Library's Building Forward Match Grant to Fund the Main Branch Library Improvements Project
Attachments: [Att A - Resolution Main Branch Library Improvments Project Grant](#)
[Att B - Main Branch Library - Award Letter](#)
[Att C - Building Forward Unallowable Items List](#)
[Att D - Main Branch Library- Grant Agreement & Certification of Compliance DR](#)
- 10.i. [22-667](#) Adopt a Resolution to Authorize the Grant Application, Acceptance, and Execution of the Grant Funds from the State of California Budget Act of 2021 (SB 129), and to Authorize the City Manager to Accept and Execute All Documents Related to the Grant Funds Awarded in the Amount of \$4,079,701 by the California State Library's Building Forward Match Grant to Fund the Mulford-Marina Branch Library Improvements

Attachments: [Att A - Resolution Mulford-Marina Grant](#)
[Att B - Mulford-Marina Branch Award Letter](#)
[Att C - Building Forward Unallowable Items List](#)
[Att D - Mulford-Marina Branch - Grant Agreement & Certification of Compliance](#)

- 10.j. [22-662](#) Adopt a Resolution to Authorize the City Manager to Accept Grant Funds in the Amount of \$16,400 from First 5 Alameda County to Fund Early Childhood Learning Community Events and Multilingual Programming and Materials in Celebration of Dia de los Ninos

Attachments: [Att A - Resolution First 5](#)
[Att B - MOU First 5 Alameda County and San Leandro Public Library](#)
[Att C - Proposition 10 Statutes](#)

- 10.k. [22-668](#) Adopt a Resolution to Approve the San Leandro Police Officers' Association (SLPOA) Memorandum of Understanding for the Period Covering January 1, 2023 through June 30, 2028

Attachments: [Att A - Reso SLPOA MOU](#)
[Att B - SLPOA MOU 2023-2028](#)

- 10.l. [22-675](#) Adopt a Resolution Approving Amendments to the Non-Represented Part-Time Salary Schedule to Include a Wage Adjustment and to Add the Classification of Lifeguard, and Amending the San Leandro City Employees' Association Salary Schedule to Add the Classification of Museum Curator

Attachments: [Att A - Resolution Non-Represented Part-Time Salary Schedule](#)
[Att B - Non-Rep PT SS](#)
[Att C - SLCEA SS](#)

- 10.m. [22-649](#) Adopt a Resolution to Award a Construction Contract to Sposeto Engineering, Inc. in the Amount of \$646,640.00, for the Washington-Chapman Railroad Crossing Improvements, Project No. 2016.0320; 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 Cumulative Change Orders up to 15% of the Original Contract Amount; to Appropriate \$250,000 of Measure BB Funds to the Project; and to Re-Appropriate Grant Funds for the Project

Attachments: [Att A - W-C Award Reso](#)
[Att B - Bid Summary Washington-Chapman Railroad Crossing Improvements](#)

11. ITEMS REMOVED FROM CONSENT CALENDAR

Public Comments are limited to 2 minutes per speaker per item, subject to adjustment by the Mayor.

12. PUBLIC HEARINGS

Public Hearing Comments are limited to 5 minutes per speaker, subject to adjustment and management of comments by the Mayor.

12.a. [22-677](#)

Adopt an Ordinance Amending Articles 1, 3 through 9 and 10A of Title 7 “Maps, Buildings and Subdivisions” Chapter 7-5 “Building Code” of the San Leandro Municipal Code in Order to Adopt by Reference the 2022 Edition of the California Building Standards Code and 2018 International Property Maintenance Code, with Local Amendments

Attachments: [Att A - Ord 2022- Ordinance Amending Articles 1, 3 through 9 and 10A of Title 7](#)

[Att A Article 1 \(Building Code\)](#)

[Att A Article 3 \(Property Maintenance Code\)](#)

[Att A Article 4 \(Mechanical Code\)](#)

[Att A Article 5 \(Electric Code\)](#)

[Att A Article 6 \(Green Building Code\) - Revised](#)

[Att A Article 7 \(Energy Code\)](#)

[Att A Article 8 \(Fire Code\)](#)

[Att A Article 9 \(Plumbing Code\)](#)

[Att A Article 10A \(Residential Code\)](#)

12.b. [22-678](#)

Adopt a Resolution Certifying the Supplemental Environmental Impact Report for the 2023-2031 Housing Element and General Plan Update, and Related General Plan, Zoning Map, and Zoning Code Amendments, and Make All Required Mitigation and Alternatives Findings, and Adopt a Mitigation Monitoring and Reporting Program, all in Compliance with the Requirements of CEQA; and

Adopt a Resolution Adopting the 2023-2031 Housing Element, Amending the Land Use Element of the 2035 General Plan, and Adopting the Environmental Justice Element of the 2035 General Plan; and

Introduce an Ordinance Amending the Zoning Map and Adopting Miscellaneous Related Amendments to the Zoning Code

Attachments: [Att A - Resolution 2022- Housing Element Supplement EIR](#)

[Att A Exh A - Draft Housing Element Update Supplemental EIR](#)

[Att A Exh A - Draft Housing Element Update Supplemental EIR Appendices](#)

[Att A Exh B - Housing Element Plan Update FEIR](#)

[Att A Exh C - MMRP](#)

[Att B - Draft CC Resolution Housing Element and Related Amendments](#)

[Att B Exh A - Public Hearing Draft 2023-2031 Housing Element](#)

[Att B Exh B - Proposed Environmental Justice Element](#)

[Att B Exh C General Plan Amendments](#)

[Att B Exh D - Alternate Sites for Sites Inventory](#)

[Att C - Ord Zoning Code Amendments for Housing Element](#)

[Att C - CC Ord Zoning Code Amendments for Housing Element](#)

[Att C Exh A – Proposed Zoning Code Amendments](#)

[Att C Exh B – Proposed Zoning Map Amendments](#)

[Att D – HCD Comment Matrix](#)

[Att E - Proposed General Plan Amendments \(track changes\)](#)

[Att F – Summary of Proposed Zoning Code Amendments](#)

[Att G – Proposed Zoning Code Amendments \(track changes\)](#)

[Att H - Proposed Zoning Map Amendments](#)

[Att I - 2023-2031 Housing Element \(track changes\)](#)

[Presentation - 2023-2031 Housing Element](#)

13. ACTION ITEMS

Public Comments are limited to 2 minutes per speaker per item, subject to adjustment and management of comments by the Mayor.

- 13.a. [22-700](#) Second Reading of an Ordinance to Merge the Arts Commission and Library Historical Commission, Create a Newly Formed Arts, Culture & Library Commission, and Transfer Jurisdiction for Any Action Pertaining to an Existing or Proposed City Landmark, Merit Resource, or Historic Resource to the Planning Commission/Board of Zoning Adjustments

Attachments: [Att A - Ordinance Arts, Culture, Library Comm](#)

- 13.b. [22-697](#) Staff Report and Request for City Council Comments and Direction on Referral to Transfer City Clerk from City Manager Authority to City Council

Attachments: [13.b. Presentation City Clerk's Office](#)

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. CITY COUNCIL REPORTS

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

16. ADJOURN

RESPECTFULLY SUBMITTED:

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

MEETING ACCESSIBILITY

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.