



# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Draft Minutes

### 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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Tuesday, February 20, 2018

7:00 PM

City Council Chambers

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**Councilmember Hernandez may participate in this meeting via telephone conference call from the Lobby of Garza Blanca Resort at Carretera a Barra de Navidad Km. 7.5, Puerto Vallarta, JAL., 48390, MX. The agenda will be posted at the remote location, and the teleconference location will be accessible to the public.**

#### 1. CALL TO ORDER

*The meeting was called to order at 7:00 p.m.*

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

*Vice Mayor Cox led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

**Present** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused** 1 - Cutter

#### 1.C. ANNOUNCEMENTS

*Vice Mayor Cox announced Councilmember Hernandez's participation via teleconference and she announced that Mayor Cutter absence from the meeting due to surgery.*

#### 2. RECOGNITIONS

- 2.A. [18-084](#) Proclamation Declaring February 2018 as "Teen Violence Awareness Month"

*PRESENTED*

2.B. [18-087](#) RESOLUTION Appointing Dylan Boldt as District 6 Representative to the Board of Zoning Adjustments, Term to Expire December 31, 2020

**A motion was made by Councilmember Ballew, seconded by Councilmember Thomas, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-007

### 3. PUBLIC COMMENTS

*None.*

### 4. PRESENTATIONS

4.A. [17-725](#) Update on East Bay Community Energy (EBCE)

*PRESENTED*

4.B. [18-073](#) Downtown Parking Management Plan Implementation Update

*PRESENTED*

### 5. PUBLIC HEARINGS

5.A. [18-064](#) Staff Report to Certify the Final Environmental Impact Report for the Bay Fair Transit-Oriented Development (TOD) Specific Plan and to Adopt the Bay Fair TOD Specific Plan

[18-065](#) RESOLUTION Certifying an Environmental Impact Report, and Adopting Mitigation Findings, Alternatives Findings, a Statement of Overriding Considerations, and a Mitigation Monitoring and Reporting Program for the Bay Fair Transit-Oriented Development (TOD) Specific Plan

**A motion was made by Councilmember Hernandez, seconded by Councilmember Lee, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-008

[18-066](#) RESOLUTION Adopting the Bay Fair Transit-Oriented Development (TOD) Specific Plan

*Councilmember Thomas made a motion that council will revisit this resolution at a future Work Session to address concerns about local inclusion issues and receive the input of Fire, PD, the Trades, and the Sierra Club. Council Member Thomas accepted Council member Lopez's friendly amendment to include in the discussion, the Broadband Strategy, and opportunity for Solar panels on the surface parking area.*

**A motion was made by Councilmember Thomas, seconded by Councilmember Lopez, that this Resolution be Adopted as Amended. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-009

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

*None.*

## 7. AMENDMENT OF CONSENT CALENDAR

*Items 8D and 8J 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 Councilmember Lee, seconded by Councilmember Ballew, to Approve the Consent Calendar. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

8.A. [18-079](#) Minutes of February 5, 2018 Meeting

**Approved as Submitted.**

8.B. [18-088](#) Minutes of the January 8, 2018 Special Meeting

**Approved as Submitted.**

8.C. [18-063](#) MOTION Nominating Frederick Simon as District 4 Representative to the Senior Commission for a Term Ending December 31, 2020

**Adopted.**

Enactment No: Min Order 2018-004

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

- 8.E.** [17-019](#) Staff Report for a Resolution Accepting the Work for the Main Library Carpet Replacement Project; Project No. 2014.0370  
**Received and Filed.**
- [17-020](#) RESOLUTION to Accept the Work for the Main Library Carpet Replacement Project; Project No. 2014.0370 (provides for accepting the work performed by Century Carpet, Inc., filing the Notice of Completion, releasing the performance and payment bonds, and releasing the maintenance bond upon completion of the one-year maintenance period)  
**Adopted.**  
Enactment No: Reso 2018-016
- 8.F.** [18-005](#) Staff Report for a Resolution Approving a Consulting Services Agreement with Cal Engineering and Geology for the Lake Chabot Road Stabilization, Project 2009.0030  
**Received and Filed.**
- [18-006](#) RESOLUTION Approving a Consulting Services Agreement with Cal Engineering and Geology for the Lake Chabot Road Stabilization, Project 2009.0030 (provides for the engineering design to stabilize Lake Chabot Road)  
**Adopted.**  
Enactment No: Reso 2018-010
- 8.G.** [18-054](#) Staff Report for a Resolution to Approve a Consulting Services Agreement with Wood Rodgers, Inc. for the Neptune Drive Flood Protection, Project 2016.0700  
**Received and Filed.**
- [18-055](#) RESOLUTION to Approve a Consulting Services Agreement with Wood Rodgers, Inc. for the Neptune Drive Flood Protection, Project 2016.0700 (provides for engineering and design services for a project to reduce flood risk near Neptune Drive)  
**Adopted.**  
Enactment No: Reso 2018-011
- 8.H.** [18-072](#) Staff Report for the Mid-Year Financial Report as of December 31, 2017 (Information Only)  
**Received and Filed.**
- 8.I.** [18-074](#) Staff Report for Resolution to Approve the Investment Report for the Quarter Ended December 31, 2017

**Received and Filed.**

[18-075](#) RESOLUTION Accepting Investment Report for the Quarter Ended December 31, 2017 (Reviews the Activities of the City’s Investment Portfolio)

**Adopted.**

Enactment No: Reso 2018-012

**Item 8J was removed from the Consent Calendar to Item 9, Items Removed from the Consent Calendar**

**8.K.** [17-642](#) Staff Report for an Ordinance to Amend the City of San Leandro Municipal Code Title 6, Chapters 6-1 and 6-2 (to update parking definitions and regulations)

**Received and Filed.**

[17-605](#) ORDINANCE of the City of San Leandro Amending Title 6, Chapters 6-1 and 6-2 of the San Leandro Municipal Code Relating to San Leandro Parking Regulations

**Passed to Print on the Consent Calendar.**

Enactment No: Ordinance 2018-001

**9. ITEMS REMOVED FROM CONSENT CALENDAR**

**8.D.** [18-062](#) Staff Report Authorizing Amendments to the San Leandro Municipal Code Section 1-3, to Reflect Recommendations of the Multicultural Ad Hoc Committee

**Received and Filed.**

[18-061](#) Adopt a RESOLUTION Approving Recommendations of the Multicultural Ad Hoc Committee Regarding Amendments to San Leandro Municipal Code Chapter 1-3, Boards and Commissions

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-013

[18-053](#) Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 16, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Arts Commission

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Ordinance be Passed to Print. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Ordinance 2018-002

[18-056](#)

Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 7, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Human Services Commission

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Ordinance be Passed to Print. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Ordinance 2018-003

[18-059](#)

Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 8, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Library-Historical Commission

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Ordinance be Passed to Print. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Ordinance 2018-004

[18-060](#)

Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 15, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Senior Commission

**A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Ordinance be Passed to Print. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Ordinance 2018-005

**8.J.** [18-057](#)

Staff Report for a Resolution Approving a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and Ongoing Economic Development Services

**Received and Filed.**

[18-058](#)

RESOLUTION Authorizing the City Manager to Execute a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and Ongoing Economic Development Services

**A motion was made by Councilmember Ballew, seconded by Councilmember Lee, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-014

## 10. ACTION ITEMS

10.A. [18-082](#)

Staff Report for a Resolution to Approve an Interim City Manager agreement with Jeff Kay

[18-078](#)

RESOLUTION Approving an Employment Agreement for Interim City Manager

**A motion was made by Councilmember Cox, seconded by Councilmember Ballew, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Lee, Lopez, Ballew, Hernandez, Thomas, Cox

**Excused:** 1 - Cutter

Enactment No: Reso 2018-015

## 11. REPORT ON CLOSED SESSION ACTIONS TAKEN

*City Attorney Pio Roda reported on an action in Closed Session.*

## 12. CITY COUNCIL REPORTS

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

## 13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS

*City Councilmembers announced calendar of upcoming events and coordinated attendance; reported on local events attended since the last meeting; and made brief comments on issues of concern.*

## 14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

*By consensus, the City Council agreed to schedule the following items:*

*National Nutrition and Registered Dietician Month in March (Thomas)*

*Proclamation March 19 as National Elected Women's Day (Cox)*

**15. ADJOURN**

*The meeting was adjourned at 10:40 p.m., in memory of 17 students killed in Parkland, Florida and Harold Perez.*

**RESPECTFULLY SUBMITTED:**

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**TAMIKA GREENWOOD**  
City Clerk of the City of San Leandro