



# 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 Pauline Russo Cutter*

*Deborah Cox, District 1*

*Ed Hernandez, District 2*

*Victor Aguilar, Jr., District 3*

*Benny Lee, District 4*

*Corina N. Lopez, District 5*

*Pete Ballew, District 6*

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Tuesday, February 19, 2019

7:00 PM

City Council Chambers

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#### 1. CALL TO ORDER

*The meeting was called to order at 7:03 p.m.*

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

*Mayor Cutter led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

**Present** 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

#### 1.C. ANNOUNCEMENTS

*None.*

#### 2. RECOGNITIONS

*None.*

#### 3. PUBLIC COMMENTS

*There were approximately 2 public speakers.*

*Comments were made by the following individuals:*

*Mr. Jeromey Shafer commented on affordable housing in the City of San Leandro.*

*Ms. Carol Habercross commented on mobile home ordinance.*

#### 4. PRESENTATIONS

4.A. [19-071](#) Capital Improvement Program Funding Proposal for Inclusion in the

Fiscal Year 2020 and 2021 Budget

*There were approximately 2 public speakers.*

*Comments were made by the following individuals:*

*Ms. Sarah Bailey and Mr. Stephen Cassidy*

**Presented.**

- 4.B.** [19-083](#) Presentation Regarding Potential Approval of Retail Sales of Cannabis for Adult Use at San Leandro Cannabis Dispensaries

*There were approximately 4 public speakers.*

*Comments were made by the following individuals:*

*Mr. Arturo Sanchez, Mr. Andrew Bernon, Mr. Stephen Cassidy, and Mr. Tim Holmes*

**Presented.**

**The City Council Meeting recessed at 9:06 p.m. and reconvened at 9:22 p.m.**

**5. PUBLIC HEARINGS**

*None.*

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

*None.*

**7. AMENDMENT OF CONSENT CALENDAR**

**8. CONSENT CALENDAR**

**Approval of the Consent Calendar**

**A motion was made by Councilmember Ballew, seconded by Councilmember Cox, to Approve the Consent Calendar. The motion carried by the following vote.**

**Aye:** 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

- 8.A.** [19-085](#) Minutes of the City Council Meeting of February 4, 2019

**Approved as Submitted.**

- 8.B.** [19-100](#) MOTION Renominating Representatives to Boards or Commissions as follows:

Rick Solis as District 3 Representative to the Planning Commission/Board of Zoning Adjustments

Catherine Vierra-Houston as District 4 Representative to the Planning

Commission/Board of Zoning Adjustments  
Dana Fry as an At-large Representative to the Arts Commission  
Nancy Gonchar at an At-large Representative to the Arts Commission  
Allen Schoenfeld as an At-large Representative to the Recreation and  
Parks Commission  
Darlene Cozzette-Daevu as an At-large Representative to the Senior  
Commission

**Adopted.**

Enactment No: Min Order 2019-007

**8.C. [19-101](#)**

MOTION Nominating Representatives to Boards or Commissions as follows:

Jane Abelee as an At-large Representative to the Human Services  
Commission  
Chike Udemezue as an At-large Representative to the Personnel  
Relations Board

**Adopted.**

Enactment No: Min Order 2019-008

**8.D. [18-484](#)**

Staff Report for a City of San Leandro City Council Resolution to Accept  
the Work for the Water Pollution Control Plant Asphalt Replacement  
Project, Project No. 2015.0260

**Received and Filed.**

[18-485](#)

RESOLUTION of the City of San Leandro City Council to Accept the  
Work for the Water Pollution Control Plant Asphalt Replacement Project,  
Project No. 2015.0260

**Adopted.**

Enactment No: Reso 2019-043

**8.E. [18-590](#)**

Staff Report for a City of San Leandro City Council Resolution to  
Approve and Authorize the City Manager to Execute Consulting Services  
Agreements with NBS for Services Related to the Formation of Special  
Financing Districts for Eden Road, Project 210-38-295 and Neptune  
Drive Shoreline Flood Protection, Project 2016.0700; to Authorize the  
City Manager to Negotiate and Approve Individual Amendments up to  
10% of the Original Contract Amounts; and to Authorize the City Manager  
to Negotiate and Approve Cumulative Amendments up to 20% of the  
Original Contract Amounts;

**Received and Filed.**

[18-591](#)

RESOLUTION of the City of San Leandro City Council to Approve and

Authorize the City Manager to Execute Consulting Services Agreements with NBS for Services Related to the Formation of Special Financing Districts for Eden Road, Project 210-38-295 and Neptune Drive Shoreline Flood Projection, Project 2016.0700; to Authorize the City Manager to Negotiate and Approve Individual Amendments up to 10% of the Original Contract Amounts; and to Authorize the City Manager to Negotiate and Approve Cumulative Amendments up to 20% of the Original Contract Amounts;

**Adopted.**

Enactment No: Reso 2019-044

**8.F.** [19-029](#)

Staff Report for a City of San Leandro City Council Resolution to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with Noll & Tam Architects for Design Services for the Mulford-Marina Branch Library, Project 2018.2400; to Authorize the City Manager to Negotiate and Approve Individual Amendments up to 5% of the Original Contract Amount; and to Authorize the City Manager to Negotiate and Approve Cumulative Amendments up to 15% of the Original Contract Amount.

**Received and Filed.**

[19-030](#)

RESOLUTION of the City of San Leandro City Council to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with Noll & Tam Architects for Design Services for the Mulford-Marina Branch Library, Project 2018.2400; to Authorize the City Manager to Negotiate and Approve Individual Contract Amendments up to 5%; and to Authorize the City Manager to Negotiate and Approve Cumulative Contract Amendments up to 15% of the Original Contract Amount; (Provides for design services for replacement of the existing library with a new facility at the same location)

**Adopted.**

Enactment No: Reso 2019-045

**8.G.** [19-031](#)

Staff Report for a City of San Leandro City Council Resolution to Approve Parcel Map 10850 for 84 Oakes Boulevard, Assessor's Parcel Number 076-0420-003; Owner, Subdivider and Applicant: Rongkang Wang

**Received and Filed.**

[19-032](#)

RESOLUTION of the City of San Leandro City Council to Approve Parcel Map 10850 for 84 Oakes Boulevard, Assessor's Parcel Number 076-0420-003; Owner, Subdivider and Applicant: Rongkang Wang

**Adopted.**

Enactment No: Reso 2019-046

- 8.H. [19-074](#) Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Purchase a Haul Truck via the National Joint Powers Alliance (to be Used in Conjunction with the Cold Milling Machine) in an Amount Not to Exceed \$213,457.17 and Appropriation of \$213,457.17 from the Gas Tax Fund to the Equipment Repair and Maintenance Fund

**Received and Filed.**

- [19-075](#) RESOLUTION of the City of San Leandro City Council to Approve and Authorize the City Manager to Purchase a Haul Truck for an Amount Not to Exceed \$213,457.17 and Appropriation of \$213,457.17 from the Gas Tax Fund to the Equipment Maintenance Fund

**Adopted.**

Enactment No: Reso 2019-047

- 8.I. [19-096](#) Staff Report for a Resolution of the City of San Leandro City Council to Approve a Budget Amendment to the City's Fiscal Year 2018-19 General Fund, Special Revenue Funds, and Enterprise Funds

**Received and Filed.**

- [19-097](#) RESOLUTION of the City of San Leandro City Council to Approve Amendments to the City of San Leandro Budget for Fiscal Year 2018-19

**Adopted.**

Enactment No: Reso 2019-048

**9. ITEMS REMOVED FROM CONSENT CALENDAR**

*No Items were removed from the Consent Calendar.*

**10. ACTION ITEMS**

*None.*

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

*City Attorney Mr. Richard D. Pio Roda reported there was no reportable action taken.*

**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**

*-A motion was made by Councilmember Lee, seconded by Councilmember Ballew, to schedule a presentation regarding the wetland erosion near Heron Bay .*

*Roll call was taken as follows:*

*Aye: Aguilar, Cox, Ballew, Hernandez, Lee, Lopez, Mayor Cutter*

*Nay: None*

*Absent: None*

*-A motion was made by Councilmember Aguilar, seconded Mayor Cutter, to schedule on the next available Rules Committee agenda a discussion of campaign finance and contribution limits.*

*Roll call was taken as follows:*

*Aye: Aguilar, Cox, Lee, Lopez, Mayor Cutter*

*Nay: Ballew, Hernandez*

*Absent: None*

**15. ADJOURN**

*The meeting was adjourned at 9:45 p.m.  
In memory of Bento (Ben) C. Leal, Jr.*

**RESPECTFULLY SUBMITTED:**

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**LETICIA I. MIGUEL**  
**City Clerk of the City of San Leandro**