



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, November 7, 2022

6:30 PM

City Council Chambers

Please use 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**
 - 3.a. [22-631](#) Mayor's Award For Kindness: Manuel Jimenez
 - 3.b. [22-606](#) Proclaiming San Leandro an Age-Friendly City
 - 3.c. [22-187](#) Proclaiming November 13-19th as Transgender Awareness Week and November 20, 2022 as Transgender Day of Remembrance in San Leandro
 - 3.d. [22-189](#) Proclaiming November as Native American Heritage Month in San Leandro
 - 3.e. [22-188](#) Proclaiming November 7, 2022 as Law Enforcement Records and Support

Personnel Day

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

There are 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. [22-646](#) Motion to Approve the 2023 City Council Calendar**

Attachments: [Att A - 2023 City Council Meeting Schedule](#)

[Att B - 2023 Meeting Calendar](#)

10.b. [22-596](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with Bay Area Tree Specialists for High Maintenance Tree Trimming in an Amount Not-to-Exceed \$126,169

Attachments: [Att A - Reso Bay Area Tree Specialists Amend #1](#)

[Att B - Scope of Work High Maint Trees Phase II](#)

[Att C - NPSA Bay Area Tree Specialists Phase I](#)

- 10.c. [22-618](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with NBS Government Finance Group for the Preparation of a Cost Allocation Plan, Comprehensive User Fee Study, and Development Impact Fee Study in an Amount Not-to-Exceed \$149,800
Attachments: [Att A - Resolution for a NBS CSA Not-to-Exceed \\$149,800](#)
[Att B - NBS Scope of Work and Compensation Schedule for contract](#)
- 10.d. [22-625](#) Adopt a Resolution to Approve and Accept a Non-Professional Services Agreement with Devil Mountain Nursery in an Amount Not to Exceed \$335,660 to Purchase Trees for the CALFIRE Grant Funded Project for Tree Planting from June 2022 to June 2026
Attachments: [Att A - Resolution NPSA Devil Mtn Nursery](#)
[Att B - CSA Scope of Work](#)
[Att C - Sole Source Form](#)
- 10.e. [22-626](#) Adopt a Resolution to Approve and Authorize the Execution of a License Agreement with East Bay Community Energy Authority, a Joint Power Authority, for Installing, Operating, and Maintaining Electric Vehicle Fast Charging Stations at the City of San Leandro's Main Library
Attachments: [Att A - Resolution](#)
[Att B - Site License Agreement](#)
[Att C - CEC REACH Commitment Letter](#)
- 10.f. [22-620](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Non-Professional Services Agreement with Garland/DBS, Inc. for Roof Restoration Projects for Fiscal Year 2022-2023 for \$536,362 and to Negotiate and Approve Cumulative Change Orders up to 10% or \$53,636 of the Original Contract Amount, For a Total Not-to-Exceed Amount of \$589,998, Budgeted in Account 210-18-153-5240
Attachments: [Att A - Resolution Garland DBS Roof Projects 2023](#)
[Att B1 - Ex A-1 - Proposal for Marina Community Center](#)
[Att B2 - Ex A-2 - Proposal for Other City Buildings](#)
- 10.g. [22-637](#) Adopt a Resolution to Authorize appropriation of \$179,401.32 from Measure B and \$142,946.57 from Measure BB Undesignated Fund Balance to the Paratransit Operating Accounts for Fiscal Year 2022-2023 for Amendment #1 with MV Transportation
Attachments: [Att A - Resolution MV Transportation](#)
[Att B - Amendment No. 1 to NPSA .pdf](#)
- 10.h. [22-608](#) Adopt a Resolution to Approve and Authorize the City Manager to File the City of San Leandro Affordable Housing Trust Fund Report for FYs 2014-2022

Attachments: [Att A - Resolution AHTF Report FY 14-22 v2](#)

[Att B - City of SL AHTF Report FY 14-15 to FY 21-22 FINAL](#)

- 10.i. [22-610](#) Adopt a Motion to Accept the City of San Leandro Housing Element Annual Progress Report for the 2021 Calendar Year

Attachments: [Att A - Motion to Accept CY 2021 HE APR](#)

[Ex A1 - CY2021-HE-APR](#)

- 10.j. [22-621](#) Introduction and First Reading of an Ordinance adding San Leandro Municipal Code Article 1 “Electronic Signatures” and Chapter 1-9 “Signatures” to provide for the use and acceptance of Digital or Electronic signatures

Attachments: [Att A - Ordinance Adopting Use of Electronic Digital Signatures](#)

- 10.k. [22-645](#) Second Reading of an Ordinance Amending the Cannabis Dispensary Permit Ordinance, Chapter 4-33, Permitted Commercial Cannabis Activity Ordinance, Chapter 4-38, and Citations-Violations Ordinance, Chapter 1-12, to implement a nuisance abatement option for a single violation of the Cannabis Dispensary Permit and Permitted Commercial Cannabis Activity Ordinances

Attachments: [Att A - Ord 2022-015 - Cannabis Ordinance Updates](#)

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. [22-617](#) Approve Second Reading and 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; and
Adopt a Resolution of the City of San Leandro City Council Finding and Determining the Need for Local Amendments to the California Building Standards Code to be Adopted By Reference in the San Leandro Municipal Code are Reasonably Necessary Because of Local Climatic, Geologic, or Topographical Conditions, in Accordance with California Health and Safety Code Section 17958.7

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 \(Residential Code\)](#)

[Att B - Resolution Findings for Local Amendments](#)

[Att B Exhibits A-D - Findings](#)

[Presentation 2022 Building Code Adoption and Reach Codes 2nd 2022 Building](#)

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. [22-648](#) Introduction and First Reading of an Ordinance to Establish Compensation of Councilmembers; and
Introduction and First Reading of an Ordinance to Establish Compensation of the Mayor

Attachments: [Att A - Council Compensation](#)

[Att B - Mayor Compensation](#)

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

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.

RESPECTFULLY SUBMITTED:

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