



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Meeting Agenda

City Council

Monday, July 15, 2024

7:00 PM

City Council Chambers

Access the meeting remotely by using this URL

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

Councilmember Bowen may participate via teleconference from the business center of the Doubletree Suites by Hilton Hotel Boston - Cambridge 400 Soldiers Field Road Boston, MA 02134-1893

PUBLIC MEETING GUIDELINES

San Leandro City Council meetings are conducted in person at the City Hall Council Chambers. Members of the public may attend City Council meetings in person. As a courtesy, and technology permitting, members of the public may continue to participate virtually by Zoom. However, the City does not guarantee that the public's access to teleconferencing or videoconferencing technology will be uninterrupted, and technical difficulties may occur from time to time. Should Zoom not be available, or become non-functioning, or should the City Council otherwise encounter technical difficulties that make Zoom unavailable, the City Council will proceed with business in person unless otherwise prohibited by law.

1. **CALL TO ORDER**
PLEDGE OF ALLEGIANCE
ROLL CALL
2. **ANNOUNCEMENTS**
3. **REPORT ON CLOSED SESSION ACTIONS TAKEN**
4. **RECOGNITIONS**
5. **CONSENT CALENDAR**

- 5.a. [24-322](#) Second Reading and Adoption of an Ordinance Amending Various Chapters of the Zoning Code to Modify Regulations Pertaining to Fencing, Extend Entitlements for Qualified Projects, Replace References to the Board of Zoning Adjustments with the Planning Commission; and an Ordinance to Modify Various Chapters of the Municipal Code to Amend Regulations Pertaining to Private Property Maintenance, Mobile Food Vending, and Noise

Attachments: [A - Ord 2024-011 Amending Zoning Code](#)
[A - Ex A - Zoning Code Amendments](#)
[B - Ord 2024-012 Amending Municipal Code](#)
[B - Ex A - Municipal Code Amendments](#)
[C - Zoning Code Amendments \(Redlined Version\)](#)
[D - Municipal Code Amendments \(Redlined Version\)](#)
[Code Amendments Second Reading Presentation 7.15.24](#)

- 5.b. [24-320](#) Adopt a Resolution to Accept and Authorize the City Manager to Execute all Documents for a San Francisco Bay Restoration Authority (SFBRA) Grant in the amount of \$3,734,489 and Execute All Documents for Phase 2 of the San Leandro Treatment Wetland for Pollution Reduction, Habitat Enhancement, and Shoreline Resiliency Project

Attachments: [A - Resolution to accept SFBRA Grant for Phase 2 of Treatment Wetland Project](#)
[B - SFBRA Resolution to award City of San Leandro Grant](#)

- 5.c. [24-328](#) 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 at the Water Pollution Control Plant for Fiscal Year 2024-2025 for \$1,009,344 and to Negotiate and Approve Cumulative Change Orders up to 8% or \$80,748 of the Original Contract Amount, for a Total Not-to-Exceed Amount of \$1,090,092 and to Appropriate \$1,090,000 From the Water Pollution Control Fund to Account 593-52-113

Attachments: [A - Resolution WPCP Roofing for Fiscal Year 2024-25](#)
[B - Scope of Services and Price for Roof Projects](#)

- 5.d. [24-327](#) Adopt a Resolution to Authorize the City Manager to Accept the United States Environmental Protection Agency's San Francisco Bay Water Quality Improvement Fund Water Grant in the amount of \$2,975,302 and Execute All Documents Related to the Grant and Appropriate Grant Funds for Phase 2 of the San Leandro Treatment Wetland for Pollution Reduction, Habitat Enhancement, and Shoreline Resiliency Project

Attachments: [A - Resolution to Accept US EPA Treatment Wetland Grant](#)
[B - US EPA Grant Agreement Number 98T96701](#)

- 5.e. [24-241](#) Adopt a Resolution to Approve and Authorize the City Manager to Award a Construction Contract to DeSilva Gates Construction, LLC in the amount of \$3,550,550 for the Rehabilitation Phase for the Annual Street Paving 21-23, Project No. 2020.0050; to Authorize the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount (\$177,528); to Authorize the City Manager to Negotiate and Approve Cumulative Change Orders up to 15% of the Original Contract Amount (\$532,583); and to Reappropriate \$266,896 from Account No. 141-38-392 to the Subject Project

Attachments: [A - Reso DeSilva Gates Construction, LLC](#)

[B - Street List](#)

[C - Bid Summary Rehab for Annual Paving 21-23](#)

- 5.f. [24-278](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute a Consulting Services Agreement with GPA Consulting in the amount of \$271,438 for Environmental Services in support of the Lake Chabot Road Erosion Repairs, Project No. 2023.4020; to Authorize the City Manager to Negotiate and Approve Individual Contract Amendments up to 5% (or \$13,572) of the Original Contract Amount; and to Authorize the City Manager to Negotiate and Approve Contract Amendments up to a Cumulative Value of 10% (or \$27,144) of the Original Contract Amount

Attachments: [A - Resolution CSA GPA Consulting](#)

[B - CSA Scope of Work](#)

[C - CSA Compensation Schedule](#)

- 5.g. [24-299](#) Adopt a Resolution to Authorize the City Manager to Negotiate and Approve Increases in Individual Change Orders from 5% to 10% (from \$97,941 to \$195,882) and Cumulative Change Orders from 15% to 20% (from \$293,822 to \$391,763) for Washington Avenue Reconstruction, Project No. 2018.4020

Attachments: [A - Reso Wash CCO Cap](#)

- 5.h. [24-258](#) 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 2024-2025 for \$1,159,072 and to Negotiate and Approve Cumulative Change Orders up to 10% or \$115,908 of the Original Contract Amount, for a Total Not-to-Exceed Amount of \$1,274,980

Attachments: [A - Reso for PWSC and History Museum Roof Repairs](#)

[B - Garland Scope of Services and Price Schedule](#)

- 5.i. [24-318](#) Adopt a Resolution to Approve and Authorize the City Manager to Execute Amendment No. 2 for \$15,140 to a Consulting Services Agreement with Terraphase Engineering, Inc for Environmental Permitting Support for the Haas Avenue Pedestrian Bridge Removal Project

Attachments: [A - Reso Amendment 2 CSA Terraphase Haas Bridge](#)
[B - Amendment 2 Terraphase Scope and Fee](#)
[C - Amendment 1 Terraphase](#)
[D - Original CSA Terraphase](#)

- 5.j. [24-321](#) Adopt a Resolution to Authorize the City Manager to Approve the Designation of Applicant's Agent Resolution for Non-State Agencies

Attachments: [A - Resolution - Cal OES Form 160](#)
[B - Cal-OES-130-Fillable-Rev-3-9-22](#)

- 5.k. [24-304](#) Adopt a Resolution to Approve the City of San Leandro 2024-2029 Age-Friendly Action Plan

Attachments: [A - Resolution](#)
[B - Age-Friendly Action Plan](#)

- 5.l. [24-339](#) Minutes for the June 17 and July 1 Regular City Council Meetings and June 10 and July 8, 2024 Special City Council Meetings.

Attachments: [DRAFT Minutes 06102024 Joint SR Comm](#)
[DRAFT Minutes 06172024](#)
[DRAFT Minutes 07012024](#)
[DRAFT Minutes 07082024](#)

- 5.m. [24-330](#) Minutes for the June 26, 2024 Finance Committee

Attachments: [June 26, 2024 Finance Committee Minutes](#)

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

7. 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. Public Comments on matters not listed on this agenda will pause after 30 minutes and the remaining speakers will be heard after Item 15 (City Council Reports).

8. PUBLIC HEARINGS

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

- 8.a.** [24-323](#) Adopt Two Resolutions 1) Imposing 2024 Liens for Non-Payment of Delinquent Solid Waste Service Charges, Sidewalk Repair Charges, CalEPA CUPA Surcharge Fees, Building Code Violation and Code Compliance Citation Fees, and Water Pollution Control Plant Commercial and Industrial User Charges; and

2) Overruling Protests Related to Non-Payment of Delinquent Solid Waste Service Charges, Sidewalk Repair Charges, CalEPA CUPA Surcharge Fees, Building Code Violation and Code Compliance Citation Fees, and Water Pollution Control Plant Commercial and Industrial User Charges

Attachments: [A - Reso Authorizing Liens](#)

[B - Reso Overruling Protests Liens](#)

[C - Presentation CC City of San Leandro annual liens 2024-25](#)

[D - Liens list Memo](#)

9. PRESENTATIONS

No items scheduled.

10. ACTION ITEMS

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

- 10.a.** [24-280](#) Adopt a Resolution to Accept the Tabulation Results for the City of San Leandro's 2024 Stormwater Fee Amendment

Attachments: [A - Reso Tabulating Ballot Results](#)

[B - Presentation](#)

- 10.b.** [24-310](#) Adopt Three Resolutions to Approve and Authorize the City Manager to Execute 1) a Franchise Agreement for Collection of Solid Waste, Recyclables, and Organic Waste; 2) a Franchise Agreement for Post Collection Transportation Of Solid Waste and Organic Waste, and Post Collection Processing of Recycling, both between the City of San Leandro and Alameda County Industries, Inc.; and 3) a Franchise Agreement for Post Collection Processing and Disposal of Solid Waste and Organic Waste between the City of San Leandro and Waste Management of Alameda County, Inc

Attachments: [A - Reso ACI Collection Agreement](#)
 [B - Reso ACI Post Collection Agreement](#)
 [C - Reso WM Post Collection Agreement](#)
 [D - Franchise Agreement ACI Collection](#)
 [E - Franchise Agreement ACI Post Collection](#)
 [F - Franchise Agreement WM Post Collection](#)
 [G - Presentation](#)

- 10.c.** [24-305](#) Motion to Adopt a Minute Order Directing Staff to Either:
 A) To Cease All Efforts Associated With Placing a Revenue Measure on the November 2024 Ballot, or
 B) Schedule a Special City Council Meeting on July 22 2024 to Place a Specified Revenue Measure on the November 2024 Ballot

Attachments: [Attach A - Presentation 7.15.2024 final1](#)

- 10.d.** [24-325](#) Adopt a Resolution Approving and Authorizing the City Manager to Negotiate and Execute a Memorandum of Understanding with Alameda County Fire Department to Implement and Operate the Alternative Response Unit program in San Leandro for a Period of 18 Months in an Amount Not-to-Exceed \$1,350,000 in Previously Allocated Funds

Attachments: [A - Resolution AC Fire](#)
 [B - Draft MOU AC Fire](#)
 [C - Presentation](#)

- 10.e.** [24-332](#) Adopt a Resolution to Approve and Authorize the City Manager to Enter into Master Services Agreements with Workday, Inc, Cognizant Technology Solutions U.S. Corporation, Robert Half Inc., and Can/Am Technologies Inc. for the implementation of an Enterprise Resource Planning (ERP) solution and 10-year software subscriptions/renewals in the Amount of \$8,144,520 and to Authorize Individual Amendments Up to 10% (or \$814,452) of the Original Agreements

Attachments: [A - ERP Reso](#)
 [B - Workday MSA](#)
 [C - Cognizant MSA](#)
 [D - Presentation](#)

11. 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.

12. CITY COUNCIL REPORTS, CALENDAR AND ANNOUNCEMENTS

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

13. ADJOURN

RESPECTFULLY SUBMITTED:

Kelly B. Clancy, CMC
City Clerk for the City of San Leandro

MEETING ACCESSIBILITY

Members of the public may attend the meeting in-person in the Council Chambers at San Leandro City Hall (835 E. 14th Street), or by 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 be distributed to City Councilmembers prior to the start of the City Council meeting. Written public comment will not be read out loud at the City Council meeting.

In compliance with the Americans with Disabilities Act, a person requiring an accommodation, auxiliary aid, or service to participate in this meeting should contact the City Clerk 's Office at 510-577-3368 kclancy@sanleandro.org, as far in advance as possible, but no later than 72 hours prior to the meeting. Best efforts to fulfill the request will be made. Assistive listening devices are available from the City Clerk prior to the meeting for anyone with hearing difficulties; all devices must be returned to the City Clerk at the end of the meeting.

Translators and sign language interpreters are available if requested prior to the meeting. To request a translator, interpreter or any reasonable accommodation that may be necessary to participate in the meeting, please contact the City Clerk at 510-577-3368 or kclancy@sanleandro.org at least 72 hours prior to the meeting.