



# 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*

*Bryan Azevedo, District 2*

*Victor Aguilar, Jr., District 3*

*Fred Simon, District 4*

*Corina N. Lopez, District 5*

*Pete Ballew, District 6*

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Tuesday, July 6, 2021

6:30 PM

Access the meeting remotely by using this URL

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

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### Revised Meeting

San Leandro City Council conducted this meeting in accordance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020.

#### 1. CALL TO ORDER

*The meeting was called to order at 6:32 p.m.*

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

*Public Comment was received by Douglas Spalding.*

#### 1.B. ROLL CALL

**Present** 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

#### 1.C. ANNOUNCEMENTS

#### 2. RECOGNITIONS

*None.*

#### 3. PUBLIC COMMENTS

*There were approximately 5 public speakers.*

*Comments were made by the following individuals:*

*Douglas Spalding, John Minot, Stephen Michael Tow, Leo T. West, Fona Ou*

**5.A.** [21-398](#)

Staff Report for APL21-0001, a Resolution of the City of San Leandro City Council to Affirm the City of San Leandro Board of Zoning Adjustments Decision to Approve a Conditional Use Permit, Parking Exception and Site Plan Review and Finding No Additional Review is Required under the California Environmental Quality Act (CEQA) Pursuant to Public Resources Code Section 21094.5 and CEQA Guidelines Section 15183.3 for the Callan & East 14th Street Project Application and Denying the Appeals by East Bay Residents for Responsible Development and Laborers International Union of North America, Local 304, Case Number PLN18-0036.

*Mayor Cutter opened the public testimony portion of the public hearing.*

*There were approximately 23 public speakers.*

*Comments were made by the following individuals:*

*Brian Werner, Celio Melo, Sarah Bailey, Stephen Michael Tow, Michelle Miller, Morgan Mack-Rose, Douglas Spalding, Bernard Ashcraft, Amy Neuman, Emily Griego, Dan Pauline, Leisel Whitlock Petersen, Michael House, Issac Fagundes, Kristin Anderson, John Minot, Michael Gregory, Joe Hernandez, Juan Gonzalez, Vanessa Pineda-Klein, Heather Ripley, Stephen Cassidy, and Lawrence Abbott.*

*The public testimony portion of the public hearing was closed.*

[21-399](#)

RESOLUTION of the City of San Leandro City Council Affirming the Board of Zoning Adjustments Decision to Approve a Conditional Use Permit, Parking Exception and Site Plan Review and Finding No Additional Review is Required under the California Environmental Quality Act (CEQA) Pursuant to Public Resources Code Section 21094.5 and CEQA Guidelines Section 15183.3 for the Callan & East 14th Street Project Application and Denying the Appeals by East Bay Residents for Responsible Development and Laborers International Union of North America, Local 304, Case Number PLN18-0036

**A motion was made by Councilmember Simon, seconded by Vice Mayor Aguilar. A substitute was made by Councilmember Cox, seconded by Mayor Cutter, to deny the appeal. The motion carried by the following vote.**

**Aye:** 4 - Ballew, Cox, Lopez, Cutter

**Nay:** 2 - Aguilar, Simon

**Recused:** 1 - Azevedo

Enactment No: Reso 2021-105

The City Council Meeting recessed at 9:14 p.m. and reconvened at 9:20 p.m.

**4. PRESENTATIONS**

**4.A. [21-417](#)** Multi-Family Development Standards Project Update

*There were approximately 4 public speakers.*

*Comments were made by the following individuals:  
Sarah Bailey, John Minot, Douglas Spalding, and Lawrence Abbott*

**Received and Filed.**

**4.B. [21-424](#)** New City Website - Project Update

*There were approximately 3 public speakers.*

*Comments were made by the following individuals:  
Douglas Spalding, Lawrence Abbott, and Ginny Madsen*

**Presented.**

**10.A. [21-438](#)** Staff Report for City of San Leandro City Council Urgency ORDINANCE to Amend Both the Urgency Ordinance and Regular Ordinance Related to Grocery Workers Hazard Pay so that they Terminate on July 29, 2021

*There were approximately 3 public speakers.*

*Comments were made by the following individuals:  
Douglas Spalding, Emily Griego, and Lawrence Abbott*

**This matter was Received and Filed**

[21-439](#) Urgency Ordinance of the City of San Leandro City Council Amending the Retail Food Worker Hazard Pay Ordinance and the Retail Food Worker Hazard Pay Urgency Ordinance to Clarify the Duration of Required Hazard Pay

**A motion was made by Councilmember Ballew, seconded by Councilmember Aguilar, that this Urgency Ordinance be Passed to Print and Adopted. The motion CARRIED by the following vote:**

**Aye:** 6 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon

**Abstain:** 1 - Cutter

Enactment No: Ordinance 2021-008

-A motion was made by Councilmember Ballew, seconded by Councilmember Azevedo, with a friendly amendment by Mayor Cutter to adjourn the meeting, Items 6., 7.,8.A, 8.B.,11, 12, 13 and 14 were not heard and adjourned to the Adjourned Meeting of Monday, July 12, 2021.

Roll call was taken as follows:

Aye: Azevedo, Ballew, Cox, Lopez, Simon, Mayor Cutter

Nay: Aguilar

Absent: None

Abstain: None

## 5. PUBLIC HEARINGS

Item 5.A. was moved up in the Agenda, after Item 3.

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

## 7. AMENDMENT OF CONSENT CALENDAR

## 8. CONSENT CALENDAR

8.A. [21-408](#) MOTION Nominating Chong Hong as District 6 Recreation and Parks Commission

8.B. [21-362](#) Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute an Agreement with Pacific Gas and Electric Company for Abandoned Facilities

[21-363](#) RESOLUTION of the City of San Leandro City Council Authorizing the City Manager to Execute an Agreement with Pacific Gas and Electric Company for Abandoned Facilities (memorializes City standards with respect to abandoned underground gas and electric conveyance systems)

8.C. [21-367](#) Staff Report for a City of San Leandro City Council Resolution Authorizing the City Manager to Approve a Consulting Services Agreement for an Amount Not to Exceed \$40,000 Between the City of San Leandro and Dixon Resources Unlimited for On-Call Parking Management Support Services (to conduct parking impact studies on future residential and commercial development)

**Received and Filed.**

[21-368](#) RESOLUTION of the City of San Leandro City Council Authorizing the City Manager to Execute a Consulting Services Agreement with Dixon

Resources Unlimited for an Amount Not to Exceed \$40,000 for On-Call Parking Management Support Services (to conduct parking impact studies on future residential and commercial development)

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

**Aye:** 7 - Aguilar, Azevedo, Ballew, Cox, Lopez, Simon, Cutter

Enactment No: Reso 2021-106

**8.D.** [21-400](#)

Staff Report for a City of San Leandro City Council Resolution to Accept the Engineer's Report for Fiscal Year 2021-2022 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 and Ordering the Levy and Collection of Assessments Within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2021-2022

**Received and Filed.**

[21-401](#)

RESOLUTION of the City of San Leandro City Council Ordering the Levy and Collection of Assessments Within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2021-2022 (Provides funding for the on-going maintenance of certain public facilities constructed as part of the Heron Bay Development)

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

**Aye:** 6 - Aguilar, Azevedo, Ballew, Cox, Lopez, Cutter

**Recused:** 1 - Simon

Enactment No: Reso 2021-107

[21-402](#)

RESOLUTION of the City of San Leandro City Council to Accept the Engineer's Report for Fiscal Year 2021-2022 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 (Provides funding for the on-going maintenance of certain public facilities constructed as part of the Heron Bay Development)

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

**Aye:** 6 - Aguilar, Azevedo, Ballew, Cox, Lopez, Cutter

**Recused:** 1 - Simon

Enactment No: Reso 2021-108

**9. ITEMS REMOVED FROM CONSENT CALENDAR**

**10. ACTION ITEMS**

Item 10.A. was moved up in the Agenda, after Item 4.B.

- 11. **REPORT ON CLOSED SESSION ACTIONS TAKEN**
- 12. **CITY COUNCIL REPORTS**
- 13. **CITY COUNCIL CALENDAR AND ANNOUNCEMENTS**
- 14. **COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS**
- 15. **ADJOURN**

*The meeting was adjourned at 10:56 p.m. In memory of Lou Profumo.*

**RESPECTFULLY SUBMITTED:**

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