



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 Stephen H. Cassidy
Michael Gregory, District 1
Ursula Reed, District 2
Diana Souza, District 3
Benny Lee, District 4
Pauline Russo Cutter, District 5
Jim Prola, District 6*

Tuesday, September 2, 2014

7:00 PM

City Council Chambers

Joint Meeting of City Council and Successor Agency to Redevelopment Agency

1. CALL TO ORDER

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Members Cutter, Gregory, Lee, Prola, Reed, Souza; Mayor Cassidy

1.C. ANNOUNCEMENTS

2. RECOGNITIONS

2.A. [14-372](#) Presentation by the City Council to the Asian Community Cultural Association of San Leandro (ACCA) of a Check for \$4,525 for the ACCA Moon Festival on Sunday, September 7, 2014

2.B. [14-371](#) MOTION Approving Resolution Commending Will Fernandez for His Years of Service as San Leandro's Community Representative on the Oakland Airport-Community Noise Management Forum

3. PRESENTATIONS

4. PUBLIC HEARINGS

Public Hearing Comments are limited to 5 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained.

- 4.A. [14-357](#) Staff Report for the Matter of PLN2014-00007; Appeal of the Planning Commission's Denial of a Proposed Modification to Planned Development PD-91-3. Appellant proposes to construct new gates and fencing for the Heron Bay Homeowners Association residential development. A Planning Commission denial is final but can be appealed to the City Council. RS(PD) Residential Single-Family, Planned Development Overlay District. Assessor's Parcel Numbers 80G-1325-5-1, 80G-1406-26, and 80G-1406-29. Heron Bay Homeowners Association c/o A. A. Berger, General Counsel (appellant).

[14-358](#) RESOLUTION to Deny an Appeal by the Heron Bay Homeowners Association to Modify Its Planned Development, PD-91-3, to Allow for the Construction of Security Gates and Fences (The appellant appeals the Planning Commission's denial of PLN2014-00007)

5. PUBLIC COMMENTS

Public Comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. When you address the City Council, you should FILL OUT A SPEAKER CARD and submit it to the City Clerk so the order of speakers may be determined and an official record of names and addresses obtained. The public is invited to make comments on items of public interest NOT listed on the Agenda.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

- 6.A. [14-369](#) City Attorney Presentation to the City Council Regarding Status of E-Cigarette Regulations and Discussion by the City Council Regarding Amendments to the Municipal Code Related to E-Cigarette Use
- 6.B. [14-370](#) City Attorney Presentation to the City Council Regarding Current Status of Massage Business Regulations, Proposed State Legislation, and Request for Direction from the City Council Regarding Amendments to the Municipal Code that Regulate Massage Businesses
- 6.C. [14-341](#) City Manager Update on City Hall/Police Department Security Camera Project

7. 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 by filling out a speaker card and submitting it to the City Clerk prior to the calling of Item 7, Amendment of Consent Calendar. Items remaining on the Consent Calendar will be considered for approval under one motion.

8. CONSENT CALENDAR

Consent Calendar items are considered for approval by the City Council with one single action. As described above in Item 7, Amendment of Consent Calendar, the City Council may remove items from the Consent Calendar for purposes of presentation or discussion. Members of the public who have requested to address the Council regarding items remaining on the Consent Calendar may do so for up to 3 minutes per item with a maximum of 5 minutes for all items. Items listed on the Consent Calendar are deemed to have been read by title.

- 8.A.** [14-362](#) Minutes of the Meeting of July 21, 2014
- 8.B.** [14-286](#) ORDINANCE Vacating Portions of Public Rights-of-Way and Retaining Public Utility Easements (Martinez Street Between West Estudillo Avenue and Thornton Boulevard, and West Estudillo Avenue Between Alvarado Street and Martinez Street) (vacates portions of public streets and retains public utility easements in the vacated areas)
- ADOPT ORDINANCE NO. 2014-014
- 8.C.** [14-347](#) Staff Report for a Resolution Authorizing the City Manager to Execute a 10-Year Lease Agreement with St. Leander Parish for the Installation of Artwork at 474 West Estudillo Avenue
- [14-354](#) RESOLUTION Authorizing the City Manager to Execute a 10-Year Lease Agreement with St. Leander Parish for the Use of the Exterior West Facing Wall on the Gymnasium Building for the Installation of artwork at 474 West Estudillo Avenue (approves 10-year initial term at \$5,000, with optional renewal for another 10 years at \$5,000, for a total of \$10,000 to be paid from Office of Business Development's Commercial Incentive Program account)
- 8.D.** [14-355](#) Staff Report for Resolution Accepting the Investment Report for the Quarter Ended June 30, 2014
- [14-356](#) RESOLUTION Accepting Investment Report for the Quarter Ended June 30, 2014 (reviews the activities of the City's investment portfolio)
- 8.E.** [14-307](#) Staff Report for a Resolution Approving and Authorizing the City Manager to Execute a Non-Professional Services Agreement with Jack Doheny Companies, Inc. for the Closed Circuit Television (CCTV) Truck and Equipment Replacement Project, Project No. 2013.0240
- [14-308](#) RESOLUTION Approving and Authorizing the City Manager to Execute a Non-Professional Services Agreement with Jack Doheny Companies, Inc. for the Closed Circuit Television Truck and Equipment Replacement Project, Project No. 2013.0240 (provides for the replacement of a Closed Circuit Television Truck and Equipment funded by the Water Pollution Control Plant Fund at a cost of \$193,254)

9. ITEMS REMOVED FROM CONSENT CALENDAR

Public comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor.

10. ACTION ITEMS

Public comments are limited to 3 minutes per speaker per item, subject to adjustment by the Mayor. When you address the City Council, you should fill out a speaker card and submit it to the City Clerk, prior to the calling of the Action Item.

- 10.A** [14-359](#) Staff Report for Resolution Approving the Issuance of the Successor Agency to the Redevelopment Agency of the City of San Leandro 2014 Tax Allocation Refunding Bonds

[14-360](#) RESOLUTION of the Successor Agency to the Redevelopment Agency of the City of San Leandro Confirming the Issuance of Refunding Bonds Pursuant to an Indenture of Trust, Approving Preliminary and Final Official Statements and Providing Other Matters Relating Thereto (refunds \$10,375,000 of outstanding 2002 Tax Allocation Bonds and \$4,720,000 of outstanding 2004 Tax Allocation Bonds)

- 10.B** [14-344](#) Staff Report for the Establishment of an Arts Commission

[14-368](#) ORDINANCE Amending Sections 1-3-100, 1-3-110 and 1-3-115 of the San Leandro Municipal Code, and Adding Title I, Chapter 3, Article 16 to the San Leandro Municipal Code Relating to the Establishment of an Arts Commission (establishes a nine-member Arts Commission and its powers and duties)

- PASS TO PRINT

[14-361](#) RESOLUTION Adding a New Title 24, Chapter 1 to the San Leandro Administrative Code Relating to Rules of Procedure for the City of San Leandro Arts Commission (creates rules of procedure for a newly established Arts Commission)

11. REPORT ON CLOSED SESSION ACTIONS TAKEN**12. CITY COUNCIL REPORTS**

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

13. 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.

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. ADJOURN

MEETING ACCESSIBILITY

The meeting is shown live on the City of San Leandro's website at <https://sanleandro.legistar.com/>. The video recording of the meeting will remain accessible to the public on the City of San Leandro's website.

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.