



City of San Leandro

City Hall
835 East 14th Street
San Leandro, California

Minutes City Council

Monday, November 18, 2024

7:00 PM

City Council Chambers
Access the meeting remotely by using this URL
<https://zoom.us/j/506831637>

1. CALL TO ORDER PLEDGE OF ALLEGIANCE ROLL CALL

Mayor Gonzalez called the meeting to order at 7:02 pm.

City manager Cameron led the Pledge of Allegiance.

Present 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Bowen, Viveros-Walton

2. ANNOUNCEMENTS

3. REPORT ON CLOSED SESSION ACTIONS TAKEN

No reportable actions taken.

4. RECOGNITIONS

4.a. [24-494](#) Proclamation to Declare Transgender Awareness Week & Transgender Day of Remembrance

Mayor Gonzalez presented the proclamation and numerous members of the public and City Councilmembers accepted the proclamation on behalf of Transgender Awareness Week and Transgender Day of Remembrance.

This matter was Presented

5. CONSENT CALENDAR

Approval of the Consent Agenda

Comments were made by approximately 3 people.

A motion was made by Councilmember Ballew, seconded by Councilmember Bowen, to Approve the Consent Calendar with the exception of item 5.h. The motion carried by the following vote.

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Bowen, Viveros-Walton

5.a. [24-484](#) Introduction and First Reading of an Ordinance to Amend the San

Leandro Municipal Code §1-3-100, §1-3-110 and Subsection (a) of §1-3-115 to Add the Bicycle and Pedestrian Advisory Commission (BPAC) and to Add Article 18 Bicycle and Pedestrian Advisory Commission to San Leandro Municipal Code Chapter 1-3, Boards and Commissions

Received and Filed on the Consent Calendar.

Enactment No: Ord 2024-015

5.b. [24-433](#)

Adopt a Resolution to Accept the Annual Report of the West San Leandro Shuttle Business Improvement District (BID) for Fiscal Year 2024-2025 and Direct the City Manager to Impose the 2025 BID Assessment Rates Increased by the Consumer Price Index (CPI)

Adopted on the Consent Calendar.

Enactment No: Reso 2024-145

5.c. [24-443](#)

Adopt a Resolution to Approve the U.S. Department of Housing and Urban Development Amended Citizen Participation Plan

Received and Filed on the Consent Calendar.

Enactment No: Reso 2024-146

5.d. [24-477](#)

Adopt a Resolution to Approve and Authorize the City Manager to declare fourteen (14) Vehicles along with other miscellaneous pieces of equipment and items as surplus and authorize the sale of said surplus assets at public auction

Received and Filed on the Consent Calendar.

Enactment No: Reso 2024-147

5.e. [24-487](#)

Adopt a Resolution to Approve and Authorize the City Manager to Accept and Appropriate a California Office of Traffic Safety (OTS), Selective Traffic Enforcement Program (STEP) Grant in the Amount of \$60,000 into Account 150-21-162; and to Execute Grant Agreement No. PT25058

Received and Filed on the Consent Calendar.

Enactment No: Reso 2024-148

5.f. [24-492](#)

Adopt a Resolution to Approve and Authorize the City Manager to Accept a Donation from Gateway Buena Park, Inc. for the Services of Four Flock Safety Automatic License Plate Reader (ALPR) Cameras Valued at \$30,100 for a Period of Two Years to be Placed at the Marina Square Center

Received and Filed on the Consent Calendar.

Enactment No: Reso 2024-149

- 5.g. [24-429](#) Adopt a Resolution to Consider Finding that Vesting Tentative Tract Map (VTTM 8643) for the Single-Family Element of the Shoreline Development Project PLN23-0026 is Consistent with the Project Analyzed in the 2022 Addendum to the San Leandro Shoreline Development Project Environmental Impact Report, which Concluded that the Proposed Project would not Result in any New Significant Impacts or Substantially Increase the Severity of any Significant Impacts Identified in the Certified EIR (SCH# 2013072011); and Determine that no Further Environmental Review is Required. Current Assessor's Parcel Numbers: APN 79A-590-7 and 79A-590-8; Monarch Bay for Sale Residential LLC (applicant and debtor-in-possession)

Adopted on the Consent Calendar.

Enactment No: Reso 2024-150

- 5.i. [24-478](#) Minutes for the October 23, 2024 Rules Committee Meeting

Approved as Submitted on the Consent Calendar.

- 5.j. [24-517](#) Minutes from the November 4, 2024 City Council Meeting

Approved as Submitted on the Consent Calendar.

Item 5.h. was removed from the Consent Calendar.

- 5.h. [24-445](#) Motion to Accept the FY 2023-2024 Annual Review of the Rent Review Ordinance and Tenant Relocation Assistance Ordinance

A motion was made by Councilmember Aguilar, Jr., seconded by Councilmember Ballew, that this Staff Report be Approved. The motion CARRIED by the following vote:

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Bowen, Viveros-Walton

Enactment No: MO 2024-029

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

There were no reports.

7. PUBLIC COMMENTS

Comments were made by approximately 7 people.

8. PUBLIC HEARINGS

- 8.a. [24-488](#) Adopt a Resolution to Approve a Planned Development, Administrative Site Plan Review, and Tentative Tract Map 8703 for the Construction of a

Nine-Unit Townhome Development at 13489 East 14th Street
PLN22-0006; and

Introduction and First Reading of an Ordinance for a Zoning Map Amendment to Rezone the Subject Site from SA-2 (South Area 2) to SA-2(PD) (South Area 2, with a Planned Development Overlay). Zoning District: SA-2 (South Area 2). APN: 077D-1405-001-01. Zoning District: SA-2. Applicant: Shoonya, LLC. Property Owner: Shoonya, LLC.

The Hearing was opened to the public.

There being no public comments, and without objection, the Public Hearing was closed.

A motion was made by Councilmember Ballew, seconded by Councilmember Aguilar, Jr., that this Staff Report be Approved. The motion CARRIED by the following vote:

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Simon, González III, Bowen, Viveros-Walton

Enactment No: Reso 2024-151

9. PRESENTATIONS

No items were scheduled.

10. ACTION ITEMS

10.a. [24-514](#)

Adopt a Resolution of the City of San Leandro City Council to Censure Councilmember Victor Aguilar for a Violation of the City of San Leandro Charter Section 345, Interference in Administrative Service

Comments were made by approximately 16 people.

A motion was made by Councilmember Azevedo, seconded by Councilmember Simon, to not accept the findings of the report.

A substitute motion was made by Councilmember Viveros-Walton, seconded by Councilmember Ballew, that this report shall be accepted. The motion CARRIED by the following vote:

Aye: 4 - Ballew, González III, Bowen, Viveros-Walton

Nay: 2 - Azevedo, Simon

Recused: 1 - Aguilar Jr.

A motion was made by Councilmember Viveros-Walton, seconded by Councilmember Ballew, that the resolution shall be Approved as Amended. The motion CARRIED by the following vote:

Aye: 4 - Ballew, González III, Bowen, Viveros-Walton

Nay: 2 - Azevedo, Simon

Recused: 1 - Aguilar Jr.

Enactment No: Reso 2024-152

At 9:50 pm Councilmember Ballew made a motion, with a second by Councilmember Viveros-Walton to extend the meeting through the completion of item 10.b. The motion CARRIED by the following vote:

Aye: 6 - Ballew, González III, Bowen, Aguilar Jr., Azevedo, Viveros-Walton

Nay: 1 - Simon

The City Council recessed from 9:59 pm to 10:12 pm.

10.b. [24-512](#)

Adopt a Resolution of the City of San Leandro City Council to Censure Vice-Mayor Fred Simon for Multiple Violations of the City of San Leandro Charter Section 345, Interference in Administrative Service

Comments were made by approximately 15 people.

A motion was made by Councilmember Viveros-Walton, seconded by Councilmember Ballew, that this report shall be accepted. The motion CARRIED by the following vote:

Aye: 4 - Ballew, González III, Bowen, Viveros-Walton

Nay: 2 - Azevedo, Simon

Recused: 1 - Aguilar Jr.

A substitute motion was made by Councilmember Aguilar to strike the second finding/allegation from the report, the motion failed for a lack of a second.

A motion was made by Councilmember Aguilar, seconded by Councilmember Ballew, that the resolution shall be Approved as Amended. The motion CARRIED by the following vote:

Aye: 4 - Ballew, González III, Bowen, Viveros-Walton

Nay: 2 - Aguilar Jr., Azevedo

Recused: 1 - Simon

Enactment No: Reso 2024-153

13. ADJOURN

The meeting was adjourned at 12:32 AM.

RESPECTFULLY SUBMITTED:

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