



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

Deborah Cox, District 1

Ed Hernandez, District 2

Victor Aguilar, Jr., District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Monday, May 6, 2019

7:00 PM

City Council Chambers

Council Member Ballew may participate in the meeting via telephone conference call from the Business Center of the Bellevue Hotel Split, Bana Josipa Jelacica 2, Split, Croatia.

The agenda will be posted at the remote location, which will be accessible to the public.

1. CALL TO ORDER

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Members Aguilar, Ballew, Cox, Hernandez, Lee, Lopez; Mayor Cutter

1.C. ANNOUNCEMENTS

2. RECOGNITIONS

2.A. [19-231](#) Proclamation Declaring May 6, 2019 as Anthony Santos Day

2.B. [19-217](#) Proclamation Declaring May 5-May 11, 2019 as Small Business Week

2.C. [19-230](#) Proclamation Declaring May 9, 2019 as Bike to Work/School Day

2.D. [19-223](#) Proclamation Declaring May 9-May 19, 2019 as East Bay Affordable Housing Week

2.E. [19-196](#) Proclamation Declaring May 12-May 18, 2019 as National Police Week

3. 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.

4. PRESENTATIONS

- 4.A. [19-242](#) Alameda County Fire Department Budget Presentation
- 4.B. [19-246](#) East Bay Dischargers Authority Joint Powers Authority Term Sheet Presentation

5. 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.

- 5.A. [19-078](#) Staff Report for City of San Leandro City Council Resolution Approving Adjustments to City Fees and Service Charges for 2019-20
- [19-235](#) RESOLUTION Amending Title 6, Chapter 4 of the San Leandro Administrative Code Relating to Fees and Charges for Services Provided by City Departments (adjusts user fees and service charges, effective July 1, 2019)
- 5.B. [19-208](#) Staff Report for a Resolution of the City of San Leandro City Council to Amend Title 6, Chapter 4 and Title 8, Chapter 8 of the City of San Leandro Administrative Code to Create a New Park Facilities Development Impact Fee Category for Accessory Dwelling Units and to Modify the Definition of Special Unit
- [19-209](#) RESOLUTION of the City of San Leandro City Council to Amend Title 6, Chapter 4, and Title 8, Chapter 8, of the City of San Leandro Administrative Code to Create a New Park Facilities Development Impact Fee Category for Accessory Dwelling Unit and to Modify the Definition of Special Unit
- 5.C. [19-236](#) Staff Report for the City of San Leandro City Council Approval of Ordinances Amending the San Leandro Municipal Code Relating to Proposed Adjustments to the Business License Tax, the Emergency Medical Services Taxes, and the Emergency Communication System Access (9-1-1) Tax for 2019-2020
- [19-237](#) ORDINANCE Amending Section 2-2-500 of the San Leandro Municipal Code Relating to the Annual Consumer Price Index (CPI) Adjustment of the Business License tax (enacts the legally permitted increase to the business license tax by the CPI, which is 3.87%)

-PASS TO PRINT

[19-238](#) ORDINANCE Amending Section 2-13-140 of the San Leandro Municipal Code Relating to the Annual Consumer Price Index (CPI) Adjustment of the Emergency Medical Services Tax (EMS Tax) (increases EMS tax by CPI, or 3.87%)

-PASS TO PRINT

[19-239](#) ORDINANCE Amending Section 2-18-210 of the San Leandro Municipal Code Relating to the Annual Consumer Price Index (CPI) Adjustment of the Emergency Communication System Access Tax (911 Tax) (increases 911 Tax by CPI of 3.87%)

-PASS TO PRINT

5.D. [19-240](#) Staff Report for the City Council of the City of San Leandro to Approve the U.S. Department of Housing and Urban Development (HUD) Final FY 2019-2020 Annual Action Plan

[19-241](#) RESOLUTION of the City of San Leandro City Council Approving the City of San Leandro U.S. Department of Housing and Urban Development (HUD) Final FY 2019-2020 Annual Action Plan (implements the Housing and Community Development Strategies of the FY 2015-2019 Consolidated Plan and authorizes the execution of all related documents by the City Manager and submission of the Action Plan to HUD)

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

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. [19-202](#) Minutes of the City Council Meeting of April 15, 2019

8.B. [19-261](#) Minutes of the Rules Committee Meeting of April 11, 2019

8.C. [19-171](#) Staff Report for a City of San Leandro City Council Resolution to Approve a Consultant Services Agreement for \$196,170 with Lee & Ro, Inc. for the

Preparation of As-Built Plans for the Water Pollution Control Plant; Project No. 08-593-52-239; to Authorize the City Manager to Negotiate and Approve an Amendment up to 10% of the Original Contract Amount, and to Appropriate \$265,790 for the Project from the Water Pollution Control Plant Fund Balance

[19-172](#)

RESOLUTION of the City of San Leandro City Council to Approve a Consultant Services Agreement for \$196,170 with Lee & Ro, Inc. for the Preparation of As-Built Plans for the Water Pollution Control Plant; Project No. 08-593-52-239; Authorizing the City Manager to Negotiate and Approve an Amendment of up to 10% of the Original Contract Amount; and Appropriating \$265,790 for the Project from the Water Pollution Control Plant Fund Balance (provides for the consolidation of changes made to the construction documents and saved in various formats into one singular record drawing set)

8.D. [19-189](#)

Staff Report for a City of San Leandro City Council Resolution to Award a \$134,185 Construction Contract to Demolition Services and Grading, Incorporated for the Farrelly Pool Replacement - Demolition Phase, Project No. 2018.3420; to Authorize the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; to Authorize the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 25% of the Original Contract Amount; and to Authorize the City Manager to Execute a Memorandum of Understanding Between the San Leandro Unified School District and the City of San Leandro for the Construction of the Farrelly Pool Replacement

[19-190](#)

RESOLUTION of the City of San Leandro to Award a Construction Contract to Demolition Services and Grading, Incorporated for the Farrelly Pool Replacement - Demolition Phase, Project No. 2018.3420; to Authorize the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and to Authorize the City Manager to Negotiate and Approve Change Orders Up to a Cumulative Value of 25% of the Original Contract Amount (Provides for the demolition and removal of the existing Farrelly Pool Facility)

8.E. [19-216](#)

Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute a Master Agreement Between San Leandro Unified School District and the City of San Leandro for Recreational Use and Maintenance of School Sites

[19-220](#)

RESOLUTION of the City of San Leandro to Approve and Authorize the City Manager to Execute a Master Agreement Between San Leandro Unified School District and the City of San Leandro for Recreational Use and Maintenance of School Sites

8.F. [19-207](#)

Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute a Non-Professional Services Agreement with Monterey Mechanical for Tide Gate Repairs at an Amount Not to Exceed

\$118,895

[19-215](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager to Execute a Non-Professional Services Agreement with Monterey Mechanical for Tide Gate Repairs at an Amount Not to Exceed \$118,895

8.G. [19-226](#) Staff Report for a City of San Leandro City Council Resolution for the Approval of Fiscal Year 2020 Proposed Projects (Amended) Anticipated for Payment from the State's Road Maintenance and Rehabilitation Account to City's Gas Tax Fund (140-31-057) for Streets Maintenance

[19-229](#) RESOLUTION of the City of San Leandro City Council to Approve Fiscal Year 2020 Proposed Projects (Amended) Anticipated for Payment from the State's Road Maintenance and Rehabilitation Account to City's Gas Tax Fund (140-31-057) for Streets and Roads Maintenance

8.H. [19-154](#) Staff Report for a City of San Leandro City Council Resolution to Adopt 2030 and 2050 Carbon Emissions Targets and a City Council Resolution to Approve Amendment No. 6 to the Contractual Services Agreement with PlaceWorks for an Additional \$68,151 for a Total Not to Exceed Amount of \$815,119 and to Approve an Appropriation of \$58,151 from the General Fund Unrestricted Fund Balance

[19-155](#) RESOLUTION of the City of San Leandro City Council to Adopt Greenhouse the Gas Emissions Reductions Goals to Reduce San Leandro Emissions to 40% below 2005 Levels by the Year 2030 and to 80% Below 2005 Levels by the Year 2050

[19-156](#) RESOLUTION of the City of San Leandro City Council to Approve Amendment No. 6 to the Contractual Services Agreement with PlaceWorks for an Additional \$68,151 for a Total Not to Exceed Amount of \$815,119 and an Appropriation of \$58,151 from the General Fund Unrestricted Fund Balance

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. [19-218](#) Staff Report for the First Readings of Ordinances to Add Chapter 4-40 and Chapter 4-41 to the San Leandro Municipal Code to Regulate Hosted Short Term Rentals of Residential Dwelling Units

[19-256](#) ORDINANCE of the City Council Of The City Of San Leandro Adding Chapter 4-41 To Title 4 Of The San Leandro Municipal Code Prohibiting

Non-Hosted Short-Term Rental Of All Or Part Of A Residential Dwelling Unit

-PASS TO PRINT

[19-219](#)

ORDINANCE of the City Council Of The City Of San Leandro Adding Chapter 4-40 To Title 4 Of The San Leandro Municipal Code Regarding Hosted Short-Term Rental Of All Or Part Of A Residential Dwelling Unit

-PASS TO PRINT

10.B. [19-224](#)

Staff Report for the City of San Leandro City Council to Receive a Report on Wastewater Utility Financial Plan and Rates Study and Wastewater Utility Capacity Charges Study and Provide Direction to Proceed with the Necessary Procedural Requirements Pursuant to Proposition 218 for Proposed Sewer Rate Increases

[19-225](#)

RESOLUTION to Accept the Wastewater Utility Financial Plan and Rates Study and Wastewater Utility Capacity Charges Study and Provide Direction to Proceed with the Processes and Procedures to Increase the Sewer Service Rate as Required by Proposition 218

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/> and on cable (Comcast Channel 15 or AT&T U-Verse Channel 99). The video recording of the meeting will remain accessible to the public on the City of San Leandro's website. The recording is also replayed on cable throughout the week according to the schedule shown at <http://www.sanleandro.org/depts/council/>.

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.

