



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

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Monday, December 19, 2011

7:00 PM

City Council Chambers

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**\*\*\* MINUTES ARE DRAFT UNTIL ACCEPTED BY CITY COUNCIL \*\*\***

### Joint Meeting with Redevelopment Agency

#### 1. CALL TO ORDER

*The meeting was called to order at 7:24 p.m.*

#### 1.A. PLEDGE OF ALLEGIANCE

#### 1.B. ROLL CALL

**Present** 7 - Mayor Stephen H. Cassidy, Vice Mayor Michael J. Gregory, Councilmember Pauline Russo Cutter, Councilmember Jim Prola, Councilmember Ursula Reed, Councilmember Diana M. Souza, Councilmember Joyce R. Starosciak

#### 1.C. ANNOUNCEMENTS

*Mayor Cassidy conveyed staff's request that Action Item 10.A. be moved to Item 2, Presentations/Recognitions, to accommodate Mike Connor, General Manager of EBDA. There was consensus of the Council to do so.*

#### 2. PRESENTATIONS/ RECOGNITIONS

10.A. 11-384 Summary of New Waste Water NPDES Permit

#### 3. PUBLIC HEARINGS – CITY COUNCIL

3.A. 11-396 Staff Report for Approving the Amendment to the San Leandro FY 2011-2012 Consolidated Annual Action Plan

**Attachments:** AMENDED Table 1 for FY11-12 Action Plan

*The Hearing was opened to the public.*

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

**11-397**

ADOPT: Resolution Approving the Amendment to the San Leandro FY 2011-2012 Consolidated Annual Action Plan and Authorizing the Execution of All Related Documents by the City Manager and Submission of the Amended Plan to the U.S. Department of Housing and Urban Development (HUD)

**A motion was made by Council Member Prola, seconded by Council Member Reed, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

Enactment No: Reso 2011-205

**3.B. 11-422**

Staff Report for Adoption of a Resolution Amending the Parking Space Rental, Estudillo Garage Fees in Title 6, Chapter 4 of the San Leandro Administrative Code (Master Fee Schedule)

*The Hearing was opened to the public.*

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

**11-424**

ADOPT: Resolution Amending Title 6, Chapter 4 of the San Leandro Administrative Code (Master Fee Schedule) Relating to Fees and Charges for Parking Space Rental, Estudillo Garage

**A motion was made by Council Member Prola, seconded by Council Member Souza, that this Resolution be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

Enactment No: Reso 2011-206

**3.C. 11-388**

Staff Report for Adoption of the San Leandro Local Hazard Mitigation Plan 2010 Annex

**Attachments:** San Leandro LHMP Annex 2010

*The Hearing was opened to the public.*

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

**11-389**

ADOPT: Resolution Adopting San Leandro Local Hazard Mitigation Plan 2010 Annex

**A motion was made by Council Member Cutter, seconded by Council Member Starosciak, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

Enactment No: Reso 2011-207

**4. PUBLIC HEARINGS – OTHER**

*None.*

**5. PUBLIC COMMENTS**

*None.*

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

*None.*

**7. AMENDMENT OF CONSENT CALENDAR**

*There was no amendment to the Consent Calendar.*

**8. CONSENT CALENDAR****Approval of the Consent Calendar**

A motion was made by Council Member Starosciak, seconded by Council Member Prola, to Approve the Consent Calendar. The motion carried by the following vote

**Aye:** 7 - Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

**8.A. 11-436** APPROVE: Minutes of the Meeting of December 5, 2011

**Attachments:** Minutes 2011 1205.pdf

**The Minutes were Approved as Submitted on the Consent Calendar.**

**8.B. 11-425** ACCEPT: Finance Committee Meeting Highlights of November 4, 2011

**Attachments:** 11042011Finance Committee Agenda  
FC First Quarter Investment Report9-30-11  
FC Budget Development for 12-13 Budget  
FC Quarterly Sales Tax Report update  
November 4, 2011 FC sign-in sheet

**The Minutes were Approved as Submitted on the Consent Calendar.**

**8.C. 11-433** ACCEPT: Finance Committee Meeting Highlights of December 2, 2011

**COMMITTEE RECOMMENDATION:** Schedule authorization of sale of pension obligation bonds to refinance outstanding Side Fund obligations of the City to the California Public Employees Retirement System (CalPERS) (listed as Action Item

10.B.)

COMMITTEE RECOMMENDATION: Schedule authorization of inter-fund loan of \$6 million to pay down CalPERS Public Safety Side Fund (listed as Action Item 10.C.)

**Attachments:**    12022011Finance Committee-  
FC Memo Re Legal Fees and Self-Insurance  
Legal Fee Attachments 1-4  
Legal Fee Attachment 5 SanLeandro SIR Council Agenda  
FC Memo Re Authorizing Sale POB Side Fund  
Side Fund Resolution 12-2-11  
Indenture of Trust  
San Leandro POB POS (Fin Comm 11 29 11)  
Bond Purchase Agreement  
FC Memo Re \$6 Million Inter-Fund Loan from WPCP  
Resolution WPCP Inter-Fund \$6 Million Loan  
December 2, 2011 FC Sign-in Sheet

**The Minutes were Approved as Submitted on the Consent Calendar.**

**8.D.    11-201**    Staff Report for Resolution Approving a Non-Professional Services Agreement Between the City of San Leandro and Pacheco Brothers Gardening, Inc. for Citywide Landscape Maintenance Services

**This Staff Report was Received and Filed on the Consent Calendar.**

**11-390**    ADOPT: Resolution Approving Non-Professional Services Agreement with Pacheco Brothers Gardening, Inc. for Citywide Landscape Maintenance Services

**Attachments:**    Pacheco Landscape NPSA 2012

**This Resolution was Adopted on the Consent Calendar.**

Enactment No: Reso 2011-208

**8.E.    11-429**    Staff Report for Approval of the City of San Leandro's 2012 Local Appointments List of the Upcoming Vacancies on the City's Boards and Commissions

**This Staff Report was Received and Filed on the Consent Calendar.**

**11-434**    MOTION: Motion Approving the Posting of the 2012 Local Appointments List on the Bulletin Boards Outside the City Council Chambers and at the Main Library, and on the City Website

**Attachments:**    Maddy Notice 2012.doc

**This Minute Order was Adopted on the Consent Calendar.**

Enactment No: Min Order 2011-092

**8.F.    11-338**    Staff Report Approving the Transfer of and Authorizing the City Manager to Execute All Documents Related to a Grant Deed and a Grant of Easement to the Alameda County Flood Control District (District) for the Real Property Commonly Known as 2048 Farallon Drive and 2046 Farallon Drive, APN's 077B-0851-016-17 and 077B-0851-050-00

**This Staff Report was Received and Filed on the Consent Calendar.**

**11-341**

ADOPT: Resolution Approving the Transfer of and Authorizing the City Manager to Execute All Documents Related to a Grant Deed and a Grant of Easement to the Alameda County Flood Control District for the Real Property Commonly Known as 2048 Farallon Drive and 2046 Farallon Drive, APN's 077B-0851-016-17 and 077B-0851-050-00

**Attachments:**     Exhibit A Pump Station Grant Deed

**This Resolution was Adopted on the Consent Calendar.**

Enactment No: Reso 2011-209

## **9. ITEMS REMOVED FROM CONSENT CALENDAR**

*None.*

## **10. ACTION ITEMS**

Item 10.A. was moved from Action Items to Item 2, Presentations/ Recognitions.

**10.B. 11-430**

Staff Report for Resolution Authorizing the Sale of Pension Obligation Bonds to Refinance Outstanding Side Fund Obligations of the City to the California Public Employees' Retirement System (CalPERS), Approving the Final Form of Related Financing Documents, and Approving Official Actions (authorizes the sale of bonds to pay off the side fund debt to CalPERS and create new debt at a lower interest rate)

**Attachments:**     Bond Purchase Agreement  
                              Indenture of Trust  
                              San Leandro POB POS (Fin Comm 11 29 11)

**11-432**

ADOPT: Resolution Authorizing the Sale of Pension Obligation Bonds to Refinance Outstanding Side Fund Obligations of the City to the California Public Employees' Retirement System, Approving the Final Form of Related Financing Documents and Approving Official Actions (authorizes the sale of bonds to pay off the side fund debt to CalPERS and create new debt at a lower interest rate)

**A motion was made by Council Member Reed, seconded by Council Member Prola, that this Resolution be adopted. The motion carried by the following vote.**

**Aye:** 7- Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

Enactment No: Reso 2011-210

**10.C. 11-387**

Staff Report for Resolution Authorizing Inter-Fund Loan from Water Pollution Control Plant Fund and Appropriating \$6,000,000 to Pay-Down Public Safety Side Fund Obligation

**11-428**

ADOPT: Resolution of the City Council of the City Of San Leandro Approving Inter-Fund Loan From the Water Pollution Control Plant Fund And Appropriating \$6,000,000 to Pay-Down Public Safety Side Fund Obligation

A motion was made by Council Member Reed, seconded by Council Member Prola, that this Resolution - Council be Adopted. The motion carried by the following vote.

Aye: 7 - Cassidy, Gregory, Cutter, Prola, Reed, Souza, Starosciak

Enactment No: Reso 2011-211

10.D. Report on Closed Session Actions Taken

*No reportable actions taken.*

11. CITY COUNCIL CALENDAR

*City Councilmembers announced upcoming events and coordinated attendance.*

12. CITY COUNCIL REPORTS AND ANNOUNCEMENTS

*City Councilmembers reported on meetings and other local events attended since the last meeting; reported on attendance at conferences and seminars; and made brief comments on issues of concern.*

13. ADJOURN

*The meeting was adjourned at 8:55 p.m. and*

*In memory of Russ Boeder.*

*In memory of Lucille Kline.*

*In memory of Floyd Pierini.*

RESPECTFULLY SUBMITTED:



MARIAN HANDA

City Clerk of the City of San Leandro