



# 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*

---

Monday, September 16, 2013

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. PRESENTATIONS/ RECOGNITIONS

- 2.A. [13-462](#) Proclamation Declaring September 22, 2013 as Tim Holmes and Mitch Huitema Day

#### 3. PUBLIC HEARINGS – CITY COUNCIL

*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.*

- 3.A. [13-387](#) Staff Report for Resolution Approving the City of San Leandro Consolidated Annual Performance and Evaluation Report (CAPER) of the FY 2012-2013 Annual Action Plan

[13-388](#) ADOPT: Resolution Approving the City of San Leandro FY 2012-2013 Consolidated Annual Performance and Evaluation Report (CAPER) (approves the CAPER for submission to the U.S. Department of Housing and Urban Development)

**4. PUBLIC HEARINGS – OTHER****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.** [13-457](#) City Manager Report on Restoration of Cherry Festival

**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.** [13-436](#) APPROVE: Minutes of the Meeting of September 3, 2013
- 8.B.** [13-427](#) ADOPT: Ordinance No. 2013-007, an Ordinance Repealing Title 3, Chapter 3-5 of the San Leandro Municipal Code Relating to Animals; Amending Title 4, Section 4-11-1000; and Enacting Title 4, Chapter 4-11, Articles 11-15 (clarifies housing and care requirements for animals, establishes regulations to maintain chickens and bees, and establishes an animal permit that allows for the maintenance of animals beyond what City regulations would otherwise allow)
- 8.C.** [13-389](#) Staff Report for Resolution Approving the Annual Rent Review Program Evaluation for July 2012 - June 2013
- [13-390](#) ADOPT: Resolution Approving the Annual Rent Review Program Evaluation for July 2012 - June 2013 (reviews the program pursuant to San Leandro Municipal Code Section 4-32-500)

- 8.D.**     [13-459](#)     Staff Report for Resolution Approving the Measure Z Citizens Oversight Committee's Annual Report on Measure Z Sales Tax for Fiscal Year 2012-13
- [13-359](#)     ADOPT: Resolution Approving the Measure Z Citizens Oversight Committee's Annual Report on Measure Z Sales Tax for Fiscal Year 2012-13 and Accepting the Related Quarterly Report on Sales Tax and Business Activity (reviews the sales tax reports)
- 8.E.**     [13-424](#)     Staff Report for a Resolution Awarding a Construction Contract to Pleasanton Engineering Contractors, Inc. for the Westgate Soundwall Repair Project, Project No. 2012.0200
- [13-425](#)     ADOPT: Resolution Awarding a Construction Contract to Pleasanton Engineering Contractors, Inc. for the Westgate Soundwall Repair Project, Project No. 2012.0200 (awards a construction contract to the lowest responsible bidder in the amount of \$37,000 using General Fund Capital Improvement project account number 210-38-346 appropriated by mid-year adjustment of the 2011-2012 CIP Budget and a loan from existing General Fund project accounts)
- 8.F.**     [13-398](#)     Staff Report for a Resolution Accepting the Work for the Toyon Park Pathway Rehabilitation Project, Project Number 2013.0280
- [13-399](#)     ADOPT: Resolution Accepting the Work for the Toyon Park Pathway Rehabilitation Project, Project No. 2013.0280 (provides for the acceptance of the contract work by Grade Tec, Inc., filing of the Notice of Completion, release of the performance and payment bonds, and release of the maintenance bond upon completion of the one-year maintenance period)
- 8.G.**     [13-443](#)     Staff Report for a Resolution Approving the San Leandro Management Organization (SLMO) Memorandum of Understanding and a Resolution Approving the Conditions of Employer Paid Member Contributions for the San Leandro Management Organization (SLMO)
- [13-446](#)     ADOPT: Resolution Approving Conditions of Employer Paid Member Contributions for San Leandro Management Organization (SLMO) Members (specifies the conditions of EPMC as required by the California Public Employee's Retirement System [CalPERS])
- [13-445](#)     ADOPT: Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Management Organization (SLMO) for the Period January 1, 2013 Through June 30, 2015 (provides for a two-and-a-half year contract)
- 8.H.**     [13-439](#)     Staff Report for a Resolution Approving the Confidential Employees Compensation Plan and a Resolution Approving the Conditions of Employer Paid Member Contributions for the Confidential Employees Group

[13-440](#) ADOPT: Resolution Approving the Compensation Plan Between the City of San Leandro and the Confidential Employees Group for the Period October 1, 2013 Through June 30, 2015 (sets forth the salaries and benefits applicable to the City's confidential employees)

[13-441](#) ADOPT: Resolution Approving the Conditions of Employer Paid Member Contributions (EPMC) for Confidential Employees for the Period October 1, 2013 Through June 30, 2015 (specifies the conditions of EPMC as required by the California Public Employee's Retirement System [CalPERS])

8.I. [13-447](#) Staff Report for a Resolution Approving the San Leandro Police Management Unit (SLPMU) Memorandum of Understanding and a Resolution Approving the Conditions of Employer Paid Member Contributions for the San Leandro Police Management Unit (SLPMU)

[13-448](#) ADOPT: Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Police Management Unit (SLPMU) for the Period January 1, 2013 Through June 30, 2015 (provides for a two-and-a-half-year contract)

[13-449](#) ADOPT: Resolution Approving Conditions of Employer Paid Member Contributions for San Leandro Police Management Unit (SLPMU) Members (specifies the conditions of EPMC as required by the California Public Employee's Retirement System [CalPERS])

8.J. [13-401](#) Staff Report for Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Adopting a Recognized Obligation Payment Schedule (ROPS) for the Period January 1 - June 30, 2014, Pursuant to Health and Safety Code Section 34177(L)

[13-402](#) ADOPT: Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Adopting a Recognized Obligation Payment Schedule (ROPS) for the Period January 1 - June 30, 2014, Pursuant to Health and Safety Code Section 34177(L) (approves the six-month payment schedule detailing the obligations of the former Redevelopment Agency)

## 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. [13-456](#) Staff Report Requesting Direction from the City Council Regarding the Draft Medical Marijuana Dispensary Ordinance
- 10.B. [13-458](#) Consideration of Request to Raise the Flag of the People's Republic of China on October 1st
- 10.C. [13-438](#) City Council Discussion on Google's Get Your Business Online
- 10.D. [13-451](#) Discussion and Direction on State Legislative Matters
- 10.E. Report on Closed Session Actions Taken

**11. CITY COUNCIL CALENDAR, REPORTS, AND ANNOUNCEMENTS**

*City Councilmembers announce calendar of upcoming events and coordinate attendance; report on meetings and other local events attended since the last meeting; report on attendance at conferences and seminars; and make brief comments on issues of concern.*

**12. 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.*

**13. ADJOURN**