



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

Tuesday, September 8, 2020

7:00 PM

Access the meeting remotely by using this URL

<https://zoom.us/j/506831637>

**REVISION: ITEM 8.N. RESOLUTION of the City of San Leandro City Council
Extending the Ratification of a Proclamation of Local Emergency and State of
Emergency by the City's Director of Emergency Services Pursuant to California
Government Code Section 8630 and Public Contract Code Section 22050(c) because
of the COVID-19 Pandemic WAS ADDED TO THE AGENDA**

This meeting is being held in accordance with the State Emergency Services Act, the Governor's Emergency Declaration related to COVID-19, and the Governor's Executive Order N-29-20 issued on March 17, 2020 to allow attendance by members of the City Council by teleconference, videoconference, or both.

Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, the Council Chambers will not be open for the meeting. Council Members will be participating telephonically and will not be physically present in the Council Chambers.

If you would like to speak on an agenda item, you can access the meeting remotely:

Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL

<https://zoom.us/j/506831637>

If you do not wish for your name to appear on the screen, then use the drop-down menu and click on "rename" to rename yourself to be anonymous.

Or join by phone:

*67 877- 853-5247 (Toll Free) or 888- 788-0099 (Toll Free)

Enter Meeting ID: 506 831 637

If you want to comment during the public comment portion of the agenda, Press *9 and we will select you from the meeting queue.

NOTE: Your phone number will appear on the screen unless you first dial *67 before dialing the numbers as shown above.

The City wants you to know that you can also submit your comments by email to clerk@sanleandro.org To give the City Clerk adequate time to print out your comments for consideration at the meeting, please submit your written comments prior to 3:00 p.m.

If you wish to have your comments read to the Council Members during the appropriate Public Comment period, please indicate in the Subject Line " FOR PUBLIC COMMENT" and list the item number you wish to comment on. Comments that you want read to the Council will be subject to the three minute time limitation (approximately 350 words). Written comments that are only to be provided to Council and not read at the meeting will be distributed to the Council prior to the meeting.

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. [20-365](#) Proclamation Declaring the Week of September 17-23, 2020 as Constitution Week

2.B. [20-399](#) Proclamation Declaring the Month of September 2020 as National Preparedness Month

3. PUBLIC COMMENTS

Public Comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. The public is invited to make comments on items of public interest NOT listed on the Agenda. The Mayor, as the Chair of the meeting charged with its orderly administration and, together in partnership with the other City Council members, the timely completion of the meeting agenda, manages Item 3., Public Comments. This includes but is not limited to moving immediately to the next speaker after a speaker has completed their comments within the allotted time, prohibiting speakers from yielding or granting their time to another person who is later in the queue to speak or who has already spoken, prohibiting speakers who have already spoken from speaking again regardless of whether it is during the public comment period or on an individual agenda item, and setting when and where in the agenda public comments under item 3. shall be heard.

4. PRESENTATIONS

- 4.A.** [20-395](#) Presentation by the Alameda County Registrar of Voters for updates on the November 3, 2020 Election
- 4.B.** [20-396](#) Report on the Library Resources for Remote (COVID-19 related) Student Learning

5. PUBLIC HEARINGS

Public Hearing Comments are limited to 5 minutes per speaker, subject to adjustment and management of comments by the Mayor.

- 5.A** [20-049](#) Staff Report for a City of San Leandro City Council Consideration of a General Plan Map Amendment, Zoning Map Amendment, Planned Development, Site Plan Review, and Tentative Map to allow for a 39-unit, three-story residential townhome development on a 2.3 acre site at 903 Manor Boulevard; General Plan Map Amendment from CN Neighborhood Commercial to CG General Commercial and Zoning Map Amendment from CC Commercial Community to CC(PD) Commercial Community Planned Development Overlay District; Alameda County Assessor's Parcel Number 080H-1541-036-00; ERC SC, LLC (applicant/property owner); PLN19-0037.

[20-354](#) RESOLUTION of the City of San Leandro City Council Adopting an Initial Study - Mitigated Negative Declaration and a Mitigation Monitoring and Reporting Program for PLN19-0037, General Plan Map Amendment, Zoning Map Amendment, Planned Development, Site Plan Review, and Tentative Map at 903 Manor Boulevard (Assessor's Parcel Number 080H-1541-036-00).

[20-355](#) RESOLUTION of the City of San Leandro City Council approving a General Plan Map Amendment for 903 Manor Boulevard, the subject property, from CN Neighborhood Commercial to CG General Commercial. Alameda County Assessor's Parcel Number 080H-1541-036-00 (PLN19-0037).

[20-357](#) RESOLUTION of the City of San Leandro City Council approving a Planned Development and Site Plan Review for PLN19-0037 at 903 Manor Boulevard (Assessor's Parcel Number 080H-1541-036-00).

[20-358](#) RESOLUTION of the City of San Leandro City Council approving a Vesting Tentative Tract Map for Condominium Purposes for a 39-Unit condominium with seven lettered lots on a 2.3 acre parcel located at 903 Manor Boulevard (PLN19-0037).

[20-356](#) ORDINANCE of the City of San Leandro City Council approving a Zoning Map Amendment for a Planned Development at 903 Manor Boulevard, from CC Commercial Community to CC(PD) Commercial Community Planned Development Overlay District. Alameda County Assessor's

Parcel Number 080H-1541-036-00 (PLN19-0037).

-PASS TO PRINT

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. 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, subject to adjustment and management of comments by the Mayor. Items listed on the Consent Calendar are deemed to have been read by title.

- 8.A.** [20-359](#) Minutes of the City Council Meeting of July 20, 2020
- 8.B.** [20-360](#) Minutes of the City Council Adjourned Meeting of July 21, 2020
- 8.C.** [20-361](#) Minutes of the Rules Committee Meeting of June 24, 2020
- 8.D.** [20-362](#) Minutes of the Rules Committee Meeting of July 22, 2020
- 8.E.** [20-026](#) Staff Report for a City of San Leandro City Council Resolution to Increase the Construction Contract Change Order Cap Authorization from 25% to 90% (from \$20,605 to \$74,178; an increase of \$53,573) to the Original Construction Contract Amount of \$82,420 with Pacific Underground Services for the Heron Bay Levee Maintenance Project, Project No. 2006.0111; to approve an Individual Change Order of \$43,262 or 53% of the Original Construction Contract Amount of \$82,420; and to Authorize Appropriation of an Additional \$45,000 from the Heron Bay Maintenance Assessment District Fund Balance for the Project 147-42-150-5240 in Fiscal Year 2020-2021, for a Total Vendor Contract Amount of \$125,682 and a Total Cost of \$156,598 including Additional Authorized Change Orders.
- [20-027](#) RESOLUTION of the City of San Leandro City Council to Increase the Construction Contract Change Order Cap Authorization from 25% to 90% (from \$20,605 to \$74,178; an increase of \$53,573) to the Original Construction Contract Amount of \$82,420 with Pacific Underground Services; to Approve an Individual Change Order of \$43,262 or 53% of the

Original Construction Contract Amount of \$82,420 for the Heron Bay Levee Maintenance Project, Project No. 2006.0111; and to Authorize Appropriation of an Additional \$45,000 from the Heron Bay Maintenance Assessment District Fund Balance for the Project 147-42-150-5240 in Fiscal Year 2020-2021. (Provides for additional work for compliance with mitigation requirements of regulatory agency for the Heron Bay Levee Project)

- 8.F.** [20-318](#) Staff Report for City of San Leandro City Council Resolution to Approve a Consulting Services Agreement with Ethosoft, Inc. for an Amount Not to Exceed \$54,305 for the Installation and Configuration and First Year of Service of a Laboratory Information Management System; to Authorize Cumulative Agreement Amendments up to 10% (\$5,430); and Approve Appropriation of Funds from the Water Pollution Control Plant Fund Balance Reserves of \$43,065

[20-319](#) RESOLUTION of the City of San Leandro City Council to Approve a Consulting Services Agreement with Ethosoft, Inc. for the Installation and Configuration of a Laboratory Information Management System for an Amount not to Exceed \$54,305; to Authorize Individual Agreement Amendments up to 10% (\$5,430); and to Approve Appropriation of Funds from the Water Pollution Control Plant Fund Balance Reserves of \$43,065

- 8.G.** [20-369](#) Staff Report for a City of San Leandro City Council Resolution to Accept an \$8,700 grant from the American Association of Retired People for a Virtual Design Charrette of a Proposed Community Garden by Bancroft Middle School and Appropriation Approval of Grant Funds to Account 150-18-102-5890

[20-368](#) RESOLUTION of the City of San Leandro City Council to Accept Grant Funds of \$8,700 from the American Association of Retired People for the Virtual Design Charrette of a Proposed Community Garden by Bancroft Middle School and Appropriation Approval of Grant Funds to Account 150-18-102-5890

- 8.H.** [20-374](#) Staff Report for a City of San Leandro City Council Resolution to Authorize the City Manager to Execute Agreements with the California Department of Transportation and to Approve the Receipt of Grant Funding from the Fiscal Year 2020-2021 Sustainable Transportation Planning Grant Program for the Crosstown Class IV Corridors Study

[20-375](#) RESOLUTION of the City of San Leandro City Council to Approve the Receipt of and Authorize the City Manager to Execute Agreements with the California Department of Transportation to Receive Grant Funding from the Fiscal Year 2020-2021 Sustainable Transportation Planning Grant Program for the Crosstown Class IV Corridors Study (provides for City Council approval to receive a Caltrans Sustainable Transportation Planning Grant and authorize the City Manager to execute necessary agreements for the Crosstown Class IV Corridors Study)

8.I. [20-381](#) Staff Report for a City of San Leandro City Council Resolution to Approve and Authorize the City Manager to Purchase One Cimline Crack-Sealer from Cimline Pavement Maintenance Group-Duraco/Cimline for \$61,531 Through HGACBuy, a Cooperative Contract Purchasing Agency; and to Appropriate \$25,914 from the Equipment Repair and Maintenance Fund Balance to the Equipment Repair and Maintenance Fund Account 690-16-002-7510; and to Authorize a Budget Transfer Out in the Amount of \$35,617 from the Gas Tax-RMRA Operating Account (Fund 140) and Transfer In to the Equipment Repair and Maintenance Operating Account (Fund 690)

[20-382](#) City of San Leandro City Council RESOLUTION to Approve and Authorize the City Manager to Purchase One Cimline Crack-Sealer from Cimline Pavement Maintenance Group-Duraco/Cimline for \$61,531 Through HGACBuy, a Cooperative Contract Purchasing Agency; and to Appropriate \$25,914 from the Equipment Repair and Maintenance Fund Balance to the Equipment Repair and Maintenance Fund Account 690-16-002-7510; and to Authorize a Budget Transfer Out in the Amount of \$35,617 from the Gas Tax-RMRA Operating Account (Fund 140) and Transfer In to the Equipment Repair and Maintenance Operating Account (Fund 690)

8.J. [20-372](#) Staff Report for a City of San Leandro City Council Resolution to Approve and Authorize the City Manager to execute a Memorandum of Understanding with the City of Hayward to provide dispatch and concierge services to FLEX RIDES On Demand members from July 1, 2019 through September 30, 2020 at a cost of \$81,429.02 utilizing Measure B and Measure BB funds.

[20-373](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager to approve a Memorandum of Understanding with the City of Hayward to provide dispatch and concierge services to FLEX RIDES On Demand members for the period of July 1, 2019 through September 30, 2020 for \$81,429.02 utilizing Measure B and Measure BB funds.

8.K. [20-383](#) Staff Report for a City of San Leandro City Council Resolution Approving the Investment Report for the Quarter Ended June 30, 2020

[20-384](#) RESOLUTION of the City of San Leandro City Council Accepting the City Council Investment Report for the Quarter Ended June 30, 2020

8.L. [20-387](#) Staff Report for a City of San Leandro City Council Resolution Condemning White Supremacy and White Supremacist Hate Groups, Declaring Support for Classifying the Ku Klux Klan as a Domestic Terrorist Organization, and Reaffirming the City's Commitment to Diversity and Inclusion

[20-388](#) RESOLUTION of the City of San Leandro City Council Condemning White Supremacy and White Supremacist Hate Groups, Declaring Support for

Designating the Ku Klux Klan as a Domestic Terrorist Organization, and Reaffirming the City's Commitment to Diversity and Inclusion

- 8.M. [20-389](#) Staff Report for a City of San Leandro City Council Ordinance to Add Chapter 6-10 to Title 6 of the San Leandro Municipal Code Relating to Standing or Sitting on Traffic Medians or near Curbs
- [20-390](#) ORDINANCE of the City of San Leandro City Council to Add Chapter 6-10 to Title 6 of the San Leandro Municipal Code Relating to Standing or Sitting on Traffic Medians or near Curbs.
-PASS TO PRINT
- 8.N. [20-405](#) RESOLUTION of the City of San Leandro City Council Extending the Ratification of a Proclamation of Local Emergency and State of Emergency by the City's Director of Emergency Services Pursuant to California Government Code Section 8630 and Public Contract Code Section 22050(c) because of the COVID-19 Pandemic

9. ITEMS REMOVED FROM CONSENT CALENDAR

Public Comments are limited to 3 minutes per speaker per item, subject to adjustment and management of comments by the Mayor

10. ACTION ITEMS

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

- 10.A. [20-394](#) RESOLUTION Designating the Voting Delegate and Alternate(s) for the League of California Cities 2020 Annual Conference (provides for discussion and designation of a voting delegate and alternate voting delegate[s])

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.

RESPECTFULLY SUBMITTED:

LETICIA I. MIGUEL
City Clerk of the City of San Leandro