



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Draft Minutes

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

Lee Thomas, District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Monday, November 20, 2017

7:00 PM

City Council Chambers

1. CALL TO ORDER

The meeting was called to order at 7:02 p.m.

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Cutter led the Pledge of Allegiance to the Flag.

1.B. ROLL CALL

Present 6 - Cutter, Lee, Lopez, Hernandez, Thomas, Cox

Excused 1 - Ballew

1.C. ANNOUNCEMENTS

The Mayor announced pending awards that will be presented by Assemblymember Rob Bonta at the January 8, 2018 City Council meeting.

2. RECOGNITIONS

2.A. [17-674](#) Recognition of the San Leandro Nitro 9U Softball Team

Presented

2.B. [17-641](#) Recognition of the Employee of the Quarter, Bobson Lam, Systems Analyst, Information Technology Division

Presented

2.C. [17-608](#) Proclamation Declaring Monday, November 20, 2017 as "Law Enforcement Records and Support Personnel Day" in San Leandro.

Presented

3. PUBLIC COMMENTS

There was one Public Comment speaker.

4. PRESENTATIONS

- 4.A. [17-647](#) San Leandro High School Summer Trades Program Presentation

Presented

- 4.B. [17-671](#) San Leandro Police Department Update

Presented

5. PUBLIC HEARINGS

- 5.A. [17-612](#) Staff Report a Resolution Authorizing the City Manager to Execute an Agreement with the California Energy Commission (CEC) to Construct a 1 Mega Watt Solar Array Project with Associated Energy Efficiency Upgrades at the Water Pollution Control Plant; and to Authorize the City Manager to Amend the Installation Agreement and the Measurement and Verification Agreement with Climatec, LLC for Energy and Water Savings Projects with Related Improvements to City Facilities, to include the Solar Installation. The Agreement with the CEC Includes \$1,995,963 in Reimbursable Grant Funds, with a City Match of \$1,922,905 (from the WPCP Enterprise Fund).

Received and Filed

[17-613](#) RESOLUTION Authorizing the City Manager to Execute an Agreement with the California Energy Commission (CEC) to Construct a 1 Mega Watt Solar Array Project with Associated Energy Efficiency Upgrades at the Water Pollution Control Plant; and to Authorize the City Manager to Amend the Installation Agreement and the Measurement and Verification Agreement with Climatec, LLC for Energy and Water Savings Projects with Related Improvements to City Facilities, to include the Solar Installation. The Agreement with the CEC Includes \$1,995,963 in Reimbursable Grant Funds, with a City Match of \$1,922,905 (from the WPCP Enterprise Fund).

A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Resolution be Adopted. The motion carried by the following vote.

Aye: 6 - Cutter, Lee, Lopez, Hernandez, Thomas, Cox

Excused: 1 - Ballew

Enactment No: Reso 2017-161

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

Assistant City Manager, Jeff Kay, announced the City Manager's annual evaluation will be scheduled to December 4, 2017.

7. AMENDMENT OF CONSENT CALENDAR

Item 8G was removed from the Consent Calendar to Item 9, Items Removed from Consent Calendar.

8. CONSENT CALENDAR

Approval of the Consent Agenda

A motion was made by Councilmember Cox, seconded by Councilmember Lee, to Approve the Consent Calendar. The motion carried by the following vote.

Aye: 6 - Cutter, Lee, Lopez, Hernandez, Thomas, Cox

Excused: 1 - Ballew

8.A. [17-651](#) Minutes for November 6, 2017

Approved as Submitted.

8.B. [17-668](#) MOTION Nominating Linda Spreer to the Rent Review Board for a Term Ending December 31, 2018.

Adopted.

Enactment No: Min Order 2017-032

8.C. [17-670](#) RESOLUTION Appointing Addison Zhang as Youth Member to the Library Historical Commission for Term ending August 31, 2018

Adopted.

Enactment No: Reso 2017-162

8.D. [17-625](#) Staff Report for a Resolution Authorizing the City Manager to Execute a Non-Professional Services Agreement with George Salinas Tree Preservation for Boulevard Yarwood Sycamore Tree Trimming for \$58,932.48 for Fiscal Year 2017-2018

Received and Filed.

[17-626](#) RESOLUTION Authorizing the City Manager to Execute a Non-Professional Services Agreement with George Salinas Tree Preservation for Boulevard Yarwood Sycamore Tree Trimming for

\$58,932.48 for Fiscal Year 2017-2018

Adopted.

Enactment No: Reso 2017-163

8.E. [17-643](#)

Staff Report for a Resolution Authorizing the City Manager to Execute Amendment No 1 to the Non-Professional Services Agreement with 21Tech, LLC in the amount of \$7,700 for the Accela Improvements Project Phase 2.

Received and Filed.

[17-644](#)

RESOLUTION Authorizing the City Manager to Execute Amendment No. 1 to the Non-Professional Services Agreement with 21Tech, LLC in the amount of \$7,700 for the Accela Improvements Project Phase 2

Adopted.

Enactment No: Reso 2017-164

8.F. [17-645](#)

Staff Report for a Resolution to Increase the Maximum Contract Change Order Percentage from 25% to 40% (from \$64,623 to \$103,396, an increase of \$38,773) for Purchase Order No. 55997 with WRECO for Design Services Related to the Annual Overlay / Rehabilitation 2016-17 Project, Project No. 2017.0050

Received and Filed.

[17-646](#)

RESOLUTION to Increase the Maximum Contract Change Order Percentage from 25% to 40% (from \$64,623 to \$103,396, an increase of \$38,773) for Purchase Order No. 55997 with WRECO for Design Services Related to the Annual Overlay / Rehabilitation 2016-17 Project, Project No. 2017.0050

Adopted.

Enactment No: Reso 2017-165

Item 8G was moved to Item 9, Items Removed from the Consent Calendar

8.H. [17-664](#)

Staff Report for Resolution Declaring Twenty-One (21) Vehicles, Two (2) Pieces of Equipment, and Other Miscellaneous Parts as Surplus and Authorizing the Sale of Said Surplus Assets at a Public Auction.

Received and Filed.

[17-665](#)

RESOLUTION Declaring Twenty-One (21) Vehicles, Two (2) Pieces of Equipment, and Other Miscellaneous Parts as Surplus and Authorizing the Sale Thereof at Public Auction (approves the public auction for the surplus of said vehicles and equipment)

Adopted.

Enactment No: Reso 2017-166

- 8.I. [17-652](#) Staff Report for an Ordinance Amending Section 2-2-500 of the San Leandro Municipal Code in its entirety Relating to the Business License Tax for 2017-18

Received and Filed.

- [17-653](#) Adopt ORDINANCE No. 2017-18, an Ordinance Amending Section 2-2-500 of the City of San Leandro Municipal Code in its Entirety Relating to the Business License Tax for 2017-2018

Adopted.

Enactment No: Ordinance 2017-018

9. ITEMS REMOVED FROM CONSENT CALENDAR

- 8.G. [17-650](#) Staff Report to Waive First Reading and Introduce an Ordinance of the City of San Leandro City Council adding Chapter 4-38 "Permitted Commercial Cannabis Activity" to the City of San Leandro Municipal Code

- [17-654](#) ORDINANCE of the City of San Leandro Adding Chapter 4-38 "Permitted Commercial Cannabis Activity" to Regulate Commercial Cannabis Activity In Accordance with State Law to Promote the Health, Safety, Morals, and General Welfare of the Residents and Businesses Within the City

A motion was made by Councilmember Lee, seconded by Councilmember Lopez, that this Ordinance be Passed to Print. The motion carried by the following vote.

Aye: 6 - Cutter, Lee, Lopez, Hernandez, Thomas, Cox

Excused: 1 - Ballew

Enactment No: Ordinance 2017-019

10. ACTION ITEMS

- 10.A. [17-663](#) Staff Report on Potential Divestiture from Wells Fargo Bank due to its Funding of the Dakota Access Pipeline (DAPL) Project

Councilmember Lee made a motion, seconded by Councilmember Lopez to move forward with the divestiture of \$700,000 from Wells Fargo. The motion passed with 6 Ayes, 1 Excused - Ballew.

Councilmember Lee made a motion to bring in an expert and work with council to understand the City's needs and return to Council when we have sufficient staff and determine if staff has the capacity to move forward with the

banking RFP of if we need to hire a consultant.

Aye: 6 - Cutter, Lee, Lopez, Hernandez, Thomas, Cox

Excused: 1 - Ballew

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

No reportable action was taken in closed session this evening.

12. CITY COUNCIL REPORTS

City Councilmembers reported on attendance at intergovernmental agency meetings, conferences, and seminars since the last meeting.

13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS

City Councilmembers announced calendar of upcoming events and coordinated attendance; reported on local events attended since the last meeting; and made brief comments on issues of concern.

14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

15. ADJOURN

The meeting was adjourned at 11:00 p.m.

RESPECTFULLY SUBMITTED:

TAMIKA GREENWOOD
City Clerk of the City of San Leandro