



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Minutes City Council

Monday, May 16, 2022

6:30 PM

City Council Chambers
Access the meeting remotely by using this URL
<https://zoom.us/j/506831637>

1. CALL TO ORDER

Mayor Cutter called the meeting to order at 6:37 p.m.

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Present 7 - Aguilar Jr., Azevedo, Ballew, Cox, Lopez, Simon, Cutter

2. RECOGNITIONS

- 2.a. [22-294](#) Mayor's Award for Kindness for Karina and David Mora
This matter was No Action Taken
- 2.b. [22-351](#) Resolution Nominating Litha Zuber as District 1 Representative to the Planning Commission/Board of Zoning Adjustments
This matter was Approved
Enactment No: 2022-070
- 2.c. [22-178](#) Proclaiming June 2022 as Elder Abuse Awareness Month
This matter was Presented
- 2.d. [22-277](#) Proclaiming May 1-7, 2022, as Small Business Week
This matter was Presented
- 2.e. [22-176](#) Proclaiming May 20, 2022 as Bike to Wherever Day in San Leandro
This matter was Presented
- 2.f. [22-328](#) Proclaiming May 21, 2022 as Kids to Parks Day
This matter was Presented

2.A. ANNOUNCEMENTS**3. REPORT ON CLOSED SESSION ACTIONS TAKEN****4. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS****5. PUBLIC COMMENTS**

Comments were made by the following individuals: Douglas Spalding and Denis Ducey

6. 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.

7. PRESENTATIONS**7.a. [22-335](#) East Bay Municipal Utility District Presentation on the East Bay Groundwater Sustainability Plan**

Comments were made by the following individuals: Mitch Huitema, Bernard Ashcraft, Douglas Spalding and Adrienne Miller

This matter was Presented

8. AMENDMENT OF CONSENT CALENDAR**9. CONSENT CALENDAR**

Comments were made by the following individual: Douglas Spalding

Approval of the Consent Calendar

A motion was made by Councilmember Aguilar, seconded by Mayor Cutter, to Approve the Consent Calendar. The motion carried by the following vote.

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Cox, Lopez, Simon, Cutter

9.a. [22-348](#) Minutes of May 2, 2022 City Council Regular Meeting

Approved as Submitted on the Consent Calendar.

9.b. [22-289](#) Resolution for the Approval of Fiscal Year 2023 Proposed Projects Paid from the State's Road Maintenance and Rehabilitation Account to City's Gas Tax Fund (152-31-057) for Streets Maintenance

Received and Filed on the Consent Calendar.

Enactment No: 2022-071

- 9.c.** [22-326](#) Resolution to Authorize Submission of a Request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2022-2023 Transportation Development Act Article 3 Pedestrian/Bicycle Project Funding to Install Pedestrian Improvements
Received and Filed on the Consent Calendar.

Enactment No: 2022-072

- 9.d.** [22-338](#) Resolution to Approve and Authorize the City Manager to Execute Amendment No. 3 for \$120,000 to the Consultant Services Agreement between the City of San Leandro and Maze & Associates for Audit Services for the Year Ending June 30, 2022 and to Authorize the City Manager to Negotiate and Approve Contract Amendments up to a Cumulative Value Not to Exceed 15% (\$18,000)
Received and Filed on the Consent Calendar.

Enactment No: 2022-073

- 9.e.** [22-340](#) Resolution Approving FY2021-2022 Third Quarter Financial Report as of March 31, 2022
Received and Filed on the Consent Calendar.

Enactment No: 2022-074

- 9.f.** [22-298](#) Resolution Approving City of San Leandro Investment Report, Period Ending March 31, 2022
Received and Filed on the Consent Calendar.

Enactment No: 2022-075

- 9.h.** [22-350](#) Second Reading of an Ordinance of the City of San Leandro City Council Approving and Adopting a Military Equipment Funding, Acquisition, and Use Policy and Adding Chapter 4-42 "Military Equipment Funding, Acquisition, and Use Policy" to Title 4. "Public Welfare" of the Municipal Code in Compliance with Assembly Bill 481
Passed and adopted on the Consent Calendar.

Enactment No: Ordinance 2022-006

Item 9.g. was removed from the Consent Calendar to Item 10, Items Removed from Consent Calendar.

10. ITEMS REMOVED FROM CONSENT CALENDAR

- 9.g.** [22-334](#) Resolution to Approve and Authorize the City Manager to Execute a Fourteenth Letter Amendment of the Franchise Agreement for Solid

Waste, Recyclables, and Green Waste Services between the City of San Leandro and Alameda County Industries, Inc

A motion was made by Councilmember Lopez, seconded by Councilmember Ballew, that this Staff Report be Approved. The motion CARRIED by the following vote:

Aye: 7 - Aguilar Jr., Azevedo, Ballew, Cox, Lopez, Simon, Cutter

Enactment No: 2022-076

11. PUBLIC HEARINGS

11.a. [22-244](#)

Resolution Adopting an Addendum to the San Leandro Shoreline Development Project EIR (SCH # 2013072011) and Approving Vesting Tentative Tract Map 8633 (PLN22-0009) to Subdivide Approximately 59 Acres Located West of Monarch Bay Drive Between Marina Boulevard and Fairway Drive into Seven Parcels for the Shoreline Development; Current Assessor's Parcel Numbers: 079A 0590 001 07, 079A 0475 009 04, 079A 0590 006 00, 079A 0590 005 00, 079A 0590 002 00, 080G 0900 004 01, 080G 0900 001 08, 079A 0590 004 00, 079A 0590 002 00; Monarch Bay LLC (applicant) and City of San Leandro (property owner)

Comments were made by the following individual: Douglas Spalding

A motion was made by Councilmember Lopez, seconded by Councilmember Aguilar, that this Staff Report be Approved. The motion CARRIED by the following vote:

Aye: 6 - Aguilar Jr., Azevedo, Cox, Lopez, Simon, Cutter

Recused: 1 - Ballew

Enactment No: 2022-083

12. ACTION ITEMS

12.a. [22-347](#)

Second Reading of Ordinance 2022-005 of the City of San Leandro City Council to Adopt a Zoning Map Amendment to Rezone the Project from a Split Zoning of IP/RS Industrial Park and Residential Single-Family to RD(PD) Residential Single-Family with a Planned Development Overlay District Located At 2824 Halcyon Drive. Alameda County Assessor's Parcel Number 77C-1240-5 (PLN21-0005)

A motion was made by Councilmember Aguilar, seconded by Councilmember Lopez, that this Ordinance be Adopted. The motion CARRIED by the following vote:

Aye: 6 - Aguilar Jr., Ballew, Cox, Lopez, Simon, Cutter

Nay: 1 - Azevedo

Enactment No: Ordinance 2022-005

13. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS

Councilmember Lopez requested staff create a resolution for council to adopt in support of Roe v. Wade. It was moved by Councilmember Lopez and seconded by Mayor Cutter, with a 7-0 unanimous vote.

14. CITY COUNCIL REPORTS

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

15. ADJOURN

The meeting was adjourned at 9:19 p.m. and

- In memory of Chief Bob McGinnis.*
- In memory of Mickey Gannich, Sr. Chief Quartermaster*

RESPECTFULLY SUBMITTED:

Kelly B. Clancy
Acting City Clerk for the City of San Leandro