



# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Meeting Agenda - Final-revised 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*

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Tuesday, January 22, 2013

5:30 PM

City Manager's Large Conference Room

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### Joint Special Meeting and Closed Session of City Council and Successor Agency to Redevelopment Agency

**\*The agenda was revised after publication to amend Item 3.A. and to add Item 3.C.**

**1. CALL TO ORDER**

**1.A. ROLL CALL**

*Members Cutter, Gregory, Lee, Prola, Reed, Souza; Mayor Cassidy*

**1.B. ANNOUNCEMENTS**

**2. 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 Closed Session items only at this time.*

**3. CLOSED SESSION**

*Adjourn to Closed Session regarding:*

- 3.A. Joint City Council and Successor Agency to Redevelopment Agency  
Conference with Legal Counsel - Existing Litigation Pursuant to California  
Government Code Section 54956.9(a) - 3 Cases:

The Estate of Douglas M. King, et al. v. the City of San Leandro Redevelopment  
Agency, et al. (Alameda County Superior Court, Case No. HG12614907)

The Estate of Douglas M. King, et al. v. the City of San Leandro, et al.  
(Alameda County Superior Court, Case No. HG12630231)

City of San Leandro, et al v. Patrick J. O'Connell, et al. (Sacramento County  
Superior Court, Case No. 34-2013-80001367)

*\*Item 3.A. was revised to add the case number for the case of City of San Leandro, et al v. Patrick J.  
O'Connell, et al.*

- 3.B. City Council  
Conference with Labor Negotiators Pursuant to California Government Code  
Section 54957.6:

Agency Designated Representative: Chris Zapata, City Manager  
Employee Organizations: San Leandro City Employees'  
Association/International Federation of Professional and Technical Engineers,  
Local 21 (SLCEA/IFPTE); San Leandro Management Organization (SLMO);  
San Leandro Police Officers' Organization (SLPOA); and San Leandro Police  
Management Association

- 3.C. Joint City Council and Successor Agency to Redevelopment Agency  
Conference with Legal Counsel - Anticipated Litigation Re: Department of  
Finance Low and Moderate Income Housing Fund Due Diligence Review  
Determination, as follows:

Initiation of Litigation Pursuant to California Government Code Section  
54956.9(c) - 1 Matter

Potential Threat of Litigation Based on Existing Facts and Circumstances  
Pursuant to California Government Code Section 54956.9(b)(3)(B) - 1 Matter

*\*Item 3.C. was added.*

#### 4. **ADJOURN**

*Adjourn to Regular Meeting at 7:00 p.m. in City Council Chambers*

## CITY COUNCIL MEETING AGENDA

TUESDAY, JANUARY 22, 2013



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### ***LIST OF CITY COUNCIL MEETINGS AND EVENTS ON THIS DATE (at the time of publication)***

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- 5:30 PM** City Council and Successor Agency to Redevelopment Agency Special Meeting and Closed Session (agenda attached)
- 7:00 PM** City Council Regular Meeting (agenda attached)

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### ***AGENDAS***

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Agendas are available to the public at least 72 hours in advance of the meeting and are posted on the notice board outside the East 14<sup>th</sup> Street main entrance to the Civic Center by the Wednesday preceding the meeting. Special meeting agendas are available and posted not less than 24 hours prior to each special meeting. Agendas may be obtained from the City Clerk's Office. For information, call the City Clerk's Office at (510) 577-3366.

The complete agenda book is available for review at the City Clerk's Office, at the Main Library, and on the City website. Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection with the agenda book, during normal business hours, and on the City's website at [www.sanleandro.org](http://www.sanleandro.org).

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 at least 5 working days prior to the meeting.

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### ***CITY COUNCIL GOALS FOR FISCAL YEAR 2012-2013***

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The following City Council Goals serve as a guide for the upcoming fiscal year, and provide overall direction for the City's services and programs:

- Place the City on a firm foundation for long-term fiscal sustainability
- Work with the community and all stakeholders towards completing major projects and programs for sustainable economic development
- Provide quality public safety services and work in partnership with the community to keep San Leandro safe
- Maintain and enhance the City's infrastructure
- Support programs, activities and communication that enhance the quality of life in San Leandro and promote a sense of community and civic pride
- Maintain and support a strong positive relationship between the City and schools

## ***CITY COUNCIL MEETINGS***

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Regular meetings of the City Council are held on the first and third Mondays of each month at 7:00 p.m. in the Civic Center, City Council Chambers, 835 East 14<sup>th</sup> Street. Work Sessions of the City Council are held regularly at 7:00 p.m. on the second Monday of each month, with an additional Work Session scheduled on the fourth Monday, if needed, generally in the Civic Center Complex. At Work Sessions, City staff provide reports to the City Council on a variety of items and issues; however, usually, no formal action is taken at Work Session. Starting times for each item are approximate.

The City Council agenda also includes actions of the Successor Agency to the San Leandro Redevelopment Agency. In addition, meetings of the Economic Development Agency, Parking Authority and Public Financing Authority are held annually on the third Monday of June in conjunction with City Council meetings. All actions listed on the agenda are City Council actions, unless otherwise noted.

The City Council is prohibited by State law from discussing items not listed on the agenda unless, by a two-thirds vote, or unanimous vote if less than two-thirds of the members are present, the City Council finds that there is a need to take immediate action, and the need for the action came to the City's attention after the agenda was posted.

The order of business specified in the agenda may be changed if deemed appropriate by the Mayor and agreed to by a majority of the City Council.

## ***PUBLIC PARTICIPATION***

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The City Council welcomes your participation at meetings.

***AT REGULAR MEETINGS***, you have several opportunities for public participation, as follows:

**Public Hearings:** Anyone wishing to speak regarding a Public Hearing should fill out a speaker card prior to the completion of the staff presentation and submit it to the City Clerk. The order of business for Public Hearings is as follows:

1. Staff presentation
2. Applicant/Appellant – 10 minutes
3. City Council Questions/Clarifications
4. Public Comments – 5 minutes per speaker, subject to adjustment by the Mayor
5. Applicant/Appellant Rebuttal – 5 minutes
6. City Council Comments/Questions/Action

**Public Comments:** The public is invited to make comments on items **that are not listed on the agenda** at this time. Public comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor.

**Consent Calendar:** Members of the public who wish to address the City Council regarding items remaining on the Consent Calendar may do so for up to 3 minutes per item with a maximum of 5 minutes total for all items.

**Items Removed from Consent Calendar and Action Items:** Public comments on these items will be 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 prior to or as the item is being announced so that the order of speakers may be determined and an official record of names and addresses obtained. Speakers should approach the podium and speak clearly into the microphone, stating their name for the record. There shall be no dialogue between persons speaking from the podium and the City Council until the speaker has completed his or her comments. Your item may be taken under consideration and referred to staff. All personal, racial or ethnic slurs, profane language, or disruptive conduct is prohibited. Any person who disrupts the meeting by expressing such conduct is subject to removal from the City Council Chambers and/or arrest.

***AT WORK SESSIONS***, the Mayor will inquire if anyone wishes to address the City Council during the portion of the agenda entitled "**Public Comments**." Public comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. If you wish to address the City Council, you should approach the podium and speak clearly into the microphone, stating your name and address for the record.



# City of San Leandro

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## 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*

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Tuesday, January 22, 2013

5:30 PM

City Manager's Conference Room

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### Joint Special Meeting and Closed Session of City Council and Successor Agency to Redevelopment Agency

**1. CALL TO ORDER**

**1.A. ROLL CALL**

*Members Cutter, Gregory, Lee, Prola, Reed, Souza, Mayor Cassidy*

**1.B. ANNOUNCEMENTS**

**2. 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 Closed Session items only at this time.*

**3. CLOSED SESSION**

*Adjourn to Closed Session regarding:*

**3.A. Joint City Council and Successor Agency to Redevelopment Agency  
Conference with Legal Counsel - Existing Litigation Pursuant to California  
Government Code Section 54956.9(a) - 3 Cases:**

The Estate of Douglas M. King, et al. v. the City of San Leandro Redevelopment Agency, et al. (Alameda County Superior Court, Case No. HG12614907)

The Estate of Douglas M. King, et al. v. the City of San Leandro, et al. (Alameda County Superior Court, Case No. HG12630231)

City of San Leandro, et al v. Patrick J. O'Connell, et al. (Sacramento County Superior Court)

- 3.B. City Council  
Conference with Labor Negotiators Pursuant to California Government Code  
Section 54957.6:

Agency Designated Representative: Chris Zapata, City Manager  
Employee Organizations: San Leandro City Employees'  
Association/International Federation of Professional and Technical Engineers,  
Local 21 (SLCEA/IFPTE); San Leandro Management Organization (SLMO);  
San Leandro Police Officers' Organization (SLPOA); and San Leandro Police  
Management Association

- 4. **ADJOURN**

*Adjourn to Regular Meeting at 7:00 p.m. in City Council Chambers*

**SUPERSEDED**



# City of San Leandro

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## Meeting Agenda City Council

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Tuesday, January 22, 2013

7:00 PM

City Council Chambers

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**1. CALL TO ORDER**

**1.A. PLEDGE OF ALLEGIANCE**

**1.B. ROLL CALL**

*Members Cutter, Gregory, Lee, Prola, Reed, Souza; Mayor Cassidy*

**1.C. ANNOUNCEMENTS**

**2. PRESENTATIONS/ RECOGNITIONS**

**2.A.** [13-005](#) Recognition of the Employee of the Quarter, Mari Medrano, Facility Attendant, Recreation and Human Services Department

**2.B.** [13-014](#) Presentation by Business Development Division on the Local Economy - Business, Employment, Industry and Sales Data

**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.*

**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****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.**     [13-010](#)       APPROVE: Minutes of the Meeting of January 7, 2013
- 8.B.**     [13-009](#)       MOTION: Motion Renominating Lizzie Brown as Tenant Member to Rent Review Board
- 8.C.**     [13-017](#)       MOTION: Motion Renominating District 4 Members to Boards and Commissions, as follows:
- Catherine Vierra Houston to Board of Zoning Adjustments  
Amada Robles to Human Services Commission  
Arlene Lum to Library-Historical Commission
- 8.D.**     [13-011](#)       MOTION: Motion Renominating District 6 Members to Boards and Commissions, as follows:
- Rene Mendieta to Board of Zoning Adjustments  
Carmen Fewless to Human Services Commission  
Carole Rinaldi to Library-Historical Commission  
Esther Collier to Planning Commission  
Robert Fox to Recreation and Parks Commission  
Bella Comelo to Senior Commission
- 8.E.**     [13-013](#)       Staff Report for Approving the Addition of One Individual to the Shoreline Advisory Group to the City and Cal-Coast to Assist in Refining the Plans and Studies for the Shoreline Development Project
- [13-012](#)       MOTION: Motion Approving the Addition of Audrey Velasquez to the Shoreline Advisory Group to the City and Cal-Coast to Assist in Refining the Plans and Studies for the Shoreline Development Project
- 8.F.**     [12-539](#)       Staff Report for a Resolution Approving a Consulting Services Agreement with Aparc Systems, Ltd. in the Amount of \$332,098 for the Estudillo Callan 2008 Parking Garage Project, Project No. 962-86-067



[12-540](#) ADOPT: Resolution Approving a Consulting Services Agreement with Aparc Systems, Ltd. in the Amount of \$332,098 for the Estudillo Callan 2008 Parking Garage Project, Project No. 962-86-067 (provides for a Parking Access and Control System for the Downtown Parking Garage at a cost of \$332,098 to be funded by the Estudillo Callan 2008 Parking Garage Fund)

8.G. [12-549](#) Staff Report for a Resolution Approving the Plans and Specifications and Calling for Bids for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070

[12-550](#) ADOPT: Resolution Approving Plans and Specifications and Calling for Bids for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070 (provides for the application of preventative maintenance treatments on various streets in San Leandro using \$639,757.46 of Gas Tax funds and \$328,050.27 of Measure B Streets & Roads funds)

8.H. [12-551](#) Staff Report for a Resolution Approving the Plans and Specifications and Calling for Bids for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071

[12-552](#) ADOPT: Resolution Approving Plans and Specifications and Calling for Bids for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071 (provides for the application of preventative maintenance treatments on various streets in San Leandro using \$891,354.54 of Gas Tax funds and \$485,357.05 of Measure B Streets & Roads funds)

8.I. [12-605](#) Staff Report for a Resolution Approving a Consulting Services Agreement with RMC Water and Environment in the Amount of \$345,780 for the Sanitary Sewer Master Plan Project, Project No. 2013.0250

[12-607](#) ADOPT: Resolution Approving a Consulting Services Agreement with RMC Water and Environment in the Amount of \$345,780 for the Sanitary Sewer Master Plan Project, Project No. 2013.0250 (provides for the preparation of a Sanitary Sewer Capacity Study and Master Plan that will be funded by the money in account 593-52-255 that was allocated as part of the fiscal year 2012-13 budget)

## 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. [12-603](#) Staff Report for Discussion of the Capital Improvement Program Process

10.B. [12-610](#) Staff Report for Member Agency Voting Methodology Related to StopWaste.org's Proposed Energy Council Board Joint Exercise of Powers Agreement

10.C. [13-015](#) Discussion on Future City Council Work Sessions

10.D. 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. ADJOURN**

## ***CITY COUNCIL GOALS FOR FISCAL YEAR 2012-2013***

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