



# City of San Leandro

Meeting Date: March 4, 2013

## Minutes

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**File Number:** 13-082

**Agenda Section:** CONSENT CALENDAR

**Agenda Number:** 8.B.

**TO:** City Council

**FROM:** Chris Zapata  
City Manager

**BY:** Lianne Marshall  
Assistant City Manager

**FINANCE REVIEW:** Not Applicable

**TITLE:** APPROVE: Minutes of the Meeting of February 19, 2013

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### ATTACHMENT

- Draft Minutes

**PREPARED BY:** Marian Handa, City Clerk, City Manager's Office



# 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 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, February 19, 2013

7:00 PM

City Council Chambers

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### Joint Meeting of City Council and Successor Agency to Redevelopment Agency

#### 1. CALL TO ORDER

*The meeting was called to order at 7:06 p.m.*

#### 1.A. PLEDGE OF ALLEGIANCE

*City Clerk Marian Handa led the Pledge of Allegiance to the Flag.*

#### 1.B. ROLL CALL

**Present** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

#### 1.C. ANNOUNCEMENTS

*None.*

#### 2. PRESENTATIONS/ RECOGNITIONS

- 2.A.** [13-057](#) ADOPT: Resolution Appointing Kai Leung as District 4 Member to Planning Commission (approves appointment for term ending December 31, 2016)

**A motion was made by Councilmember Lee, seconded by Councilmember Prola, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-019

- 2.B.** [13-058](#) ADOPT: Resolution Appointing Justin Hutchison as District 4 Member to Recreation and Parks Commission (approves appointment for term

ending December 31, 2016)

**A motion was made by Councilmember Lee, seconded by Councilmember Prola, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-020

**3. PUBLIC HEARINGS – CITY COUNCIL**

*None.*

**4. PUBLIC HEARINGS – OTHER**

*None.*

**5. PUBLIC COMMENTS**

*None.*

**6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS**

*City Manager Chris Zapata requested that City Councilmembers submit to him their ideas for future work session topics of interest.*

**7. AMENDMENT OF CONSENT CALENDAR**

*Item 8.E. was removed from consideration and will be brought back on a future agenda.*

**8. CONSENT CALENDAR**

**Approval of the Consent Calendar**

**Item 8.E. was removed from consideration. A motion was made by Councilmember Reed, seconded by Councilmember Prola, to approve the remaining items on the Consent Calendar. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

**8.A. [13-043](#)** APPROVE: Minutes of the Special Meeting and Planning Session of January 26, 2013

**Approved as submitted on the Consent Calendar.**

**8.B. [13-056](#)** APPROVE: Minutes of the Meeting of February 4, 2013

**Approved as submitted on the Consent Calendar.**

- 8.C. [13-062](#) ADOPT: Resolution Supporting Assembly Bill 59, The School Funding Protection Act of 2013 (supports proposed legislation clarifying that existing law authorizes school districts to assess parcel taxes in accordance with uniform property classifications)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-021

- 8.D. [13-049](#) Staff Report for Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Approving a Recognized Obligation Payment Schedule for July through December 2013 for Enforceable Obligations of the Former Redevelopment Agency Pursuant to Health and Safety Code Section 34177

[13-048](#) 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 July 1 - December 31, 2013, Pursuant to Health and Safety Code Section 34177(L) (approves the six month payment schedule detailing the obligations of the former Redevelopment Agency)

**Adopted on the Consent Calendar.**

Enactment No: Reso 2013-002 SA

- 8.E. [13-020](#) Staff Report for a Resolution Approving an Easement Agreement with PG&E for a Portion of City Property Located at 454 Warden Avenue, a Strip of Land that Serves as an Access to the Area Underneath I-880 and as an Emergency Access Road for the Davis West Neighborhood

*This item was removed from consideration and will be rescheduled for a future meeting.*

[13-019](#) ADOPT: Resolution Approving an Easement Agreement with PG&E for a Portion of City Property Located at 454 Warden Avenue, a Strip of Land that Serves as an Access to the Area Underneath I-880 and as an Emergency Access Road for the Davis West Neighborhood (grants PG&E a 1,000 square foot easement for Facilities PG&E Requires for the Distribution of Electricity and Communications)

*This item was removed from consideration and will be rescheduled for a future meeting.*

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

*None.*

## 10. ACTION ITEMS

- 10.A. [13-030](#) ADOPT: Ordinance No. 2013-001, an Ordinance Rezoning Certain Properties Herein Described as to Zoning District and Amending

Zoning Map (PLN2012-00039) 13533-13547 Aurora Drive Assessor's Parcel Numbers 79A-584-18-1, 79A-584-18-2, 79A-584-19-1, and 79A-584-19-2 [rezones the property from RO Residential Outer District to RO(PD) Residential Outer, Planned Development Overlay District]

**A motion was made by Councilmember Souza, seconded by Councilmember Reed, that this ordinance be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Ordinance 2013-001

**10.B.** [13-007](#)

Review and Discussion of Legal Services Analysis and Report Conducted by Municipal Resource Group, LLC

*There was consensus by the City Council to support Option 1, to continue to contract with Meyers Nave. Interest was also expressed in moving to a market-based fee for service, and eliminating the use of the current retainer and the distinction between "Basic Level of Service" and "Additional Legal Services", and replacing it with a fee-for-service arrangement.*

**10.C.** [13-052](#)

Staff Report for the Mid-Year Financial Report as of December 31, 2012 and a Budget Amendment Reflecting Mid-Year Adjustments to the City's Fiscal Year 2012-13 General Fund, Special Revenue Funds, Enterprise Funds and Internal Service Funds Budget

[13-054](#)

ADOPT: Resolution Approving a Budget Amendment Reflecting Mid-Year Adjustments to the City of San Leandro Budget for Fiscal Year 2012-13 (approves mid-year adjustments to the FY 2012-13 City budget)

**A motion was made by Councilmember Prola, seconded by Councilmember Cutter, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-022

**10.D.** [13-063](#)

MOTION: Motion Accepting Report from Management Partners on City Council Priority Setting Workshop/Planning Session of January 26, 2013, and Adopting City Council 2013-15 Goals

**A motion was made by Councilmember Prola, seconded by Vice Mayor Gregory, that this minute order be adopted with a minor amendment to the goals. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Min Order 2013-008

**10.E.** [13-073](#)

Staff Report for Resolution Amending Section IV of the City of San Leandro Councilmembers Handbook, Related to Requests by Members of the Council to Schedule Agenda Items

[13-064](#)

ADOPT: Resolution Amending Section IV of the Councilmembers Handbook Regarding "Requests by Members of the Council to Schedule Agenda Items" (clarifies the process by which members request the scheduling of items on a future City Council agenda)

**A motion was made by Councilmember Cutter, seconded by Councilmember Souza, that this resolution be adopted. The motion carried by the following vote.**

**Aye:** 7 - Cassidy, Cutter, Gregory, Lee, Prola, Reed, Souza

Enactment No: Reso 2013-023

10.F. Report on Closed Session Actions Taken

*No reportable actions taken.*

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

*City Councilmembers announced upcoming events and coordinated attendance; reported on meetings and other local events attended since the last meeting; reported on attendance at conferences and seminars; and made brief comments on issues of concern.*

12. **ADJOURN**

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

- In memory of Ray Diaz.*
- In memory of Roger Sifuentes.*
- In memory of Anna Urish.*

**RESPECTFULLY SUBMITTED:**

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**MARIAN HANDA**  
City Clerk of the City of San Leandro