

CITY COUNCIL MEETING AGENDA

MONDAY, MARCH 18, 2013



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

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

AGENDAS

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 14th 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.

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.

CITY COUNCIL GOALS FOR FISCAL YEAR 2013-2015

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
- Undertake programs and advance projects promoting sustainable economic development, including transforming San Leandro into a center for innovation
- 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 and implement programs, activities and strengthen communication that enhance the quality of life, including wellness, 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

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 14th 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

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

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 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*

Monday, March 18, 2013

5:30 PM

City Manager's Large Conference Room

Special Meeting and Closed Session

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. Conference with Labor Negotiators Pursuant to California Government Code Section 54957.6:

Agency Designated Representatives: Chris Zapata, City Manager; William Avery, Avery & Associates

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.B. Conference with Labor Negotiators Pursuant to California Government Code Section 54957.6:

Agency Designated Representatives: Chris Zapata, City Manager; Stephen Cassidy, Mayor

Unrepresented Employee: City Attorney

- 3.C. Public Employee Performance Evaluation Pursuant to California Government Code Section 54957:

Title: Assistant City Attorney

4. ADJOURN

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



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 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*

Monday, March 18, 2013

7:00 PM

City Council Chambers

Joint Meeting of City Council and Successor Agency to Redevelopment Agency

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. [13-117](#) ADOPT: Resolution Appointing Carl Basuino as District 4 Member to Senior Commission (approves appointment for term ending December 31, 2016)

2.B. [13-120](#) Update on Public Safety

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. [13-116](#) APPROVE: Minutes of the Meeting of March 4, 2013

8.B. [13-105](#) Staff Report for Resolution Approving a Master Agreement with SirsiDynix for Upgrade of Integrated Library System from SirsiDynix Horizon to SirsiDynix Symphony SaaS and Accepting the Quote for Upgrade of Two Self-Check Machines to Become Payment Card Industry (PCI) Compliant

[13-106](#) ADOPT: Resolution Approving a Master Agreement with SirsiDynix for Upgrade of Integrated Library System from SirsiDynix Horizon to SirsiDynix Symphony SaaS and Accepting the Quote for Upgrade of Two Self-Check Machines to Become Payment Card Industry (PCI) Compliant (provides upgrades for \$155,913.37, with \$68,369.00 from the San Leandro Public Library Foundation and \$87,544.37 from the fund balance reserves in the Information Technology fund 688)

8.C. [13-047](#) Staff Report for the Name Change of a Portion of 150th Avenue from Portofino Circle to the City Border to Bayfair Center

- [13-046](#) ADOPT: Resolution Approving Changing the Name of a Portion of 150th Avenue Between Portofino Circle and the City Border to Bayfair Center (renames a portion of 150th Avenue to Bayfair Center to facilitate the placement of directional signage to Bayfair Center on I-580, at the cost, including signage, of approximately \$20,000 to be split equally between the City and Madison Marquette)
- 8.D.** [13-065](#) Staff Report for an Ordinance Amending Title 1, Chapters 1-5 and 1-6 of the San Leandro Municipal Code Relating to Contracts for Public Works Projects and Contracts for Purchases
- [13-066](#) PASS TO PRINT: An Ordinance Amending Title 1, Chapters 1-5 and 1-6 of the San Leandro Municipal Code Relating to Contracts for Public Works Projects and Contracts for Purchases (enhances the City's ability to handle routine purchasing and public works projects in a timely and cost-effective manner by increasing the threshold for bidding and purchases)
- 8.E.** [13-114](#) Staff Report for Resolution Repealing and Reenacting Title 4, Chapter 2 of the San Leandro Administrative Code Relating to the City's Conflict of Interest Code
- [13-115](#) ADOPT: Resolution Repealing and Reenacting Title 4, Chapter 2 of the San Leandro Administrative Code Relating to the City's Conflict of Interest Code (updates the code as required by state law)
- 8.F.** [13-109](#) Staff Report for City Council Resolution Authorizing the Transfer (Return) of Properties to the Successor Agency of the Redevelopment Agency of the City of San Leandro and Successor Agency Resolution Authorizing the Acceptance of Quitclaim Deeds for Said Properties as Required by State Law
- [13-111](#) ADOPT: Resolution of the City Council of the City of San Leandro Authorizing the Transfer of Properties to the Successor Agency to the Redevelopment Agency of the City of San Leandro Previously Transferred to the City from the Former Redevelopment Agency of the City of San Leandro (returns assets to the Successor Agency as required by state law)
- [13-113](#) ADOPT: Resolution of the Successor Agency to the Redevelopment Agency of the City of San Leandro Authorizing the Acceptance of Quitclaim Deeds for Properties Previously Transferred by the Former Redevelopment Agency of the City of San Leandro to the City of San Leandro (accepts the transfer of non-public property assets as required by state law)
- 8.G.** [13-110](#) Staff Report for Resolution Approving and Confirming the Accounting Report for Development Fees for Street Improvements (DFSI) and Park Development Fees for Fiscal Year 2011-12

- [13-112](#) ADOPT: Resolution Approving and Confirming the Accounting Report for Development Fees for Street Improvements (DFSI) and Park Development Fees for Fiscal Year 2011-12 (reviews the annual accounting of development fees pursuant to California Government Code Section 66006)
- 8.H. [13-072](#) Staff Report for a Resolution Authorizing the City Manager to Acquire Easements for the Underground Utility Project on East 14th Street North of 150th Avenue, Project Nos. 123-38-279 and 123-38-328
- [13-071](#) ADOPT: Resolution Authorizing the City Manager to Acquire Easements for the Underground Utility Project -on East 14th Street North of 150th Avenue, Project Nos. 123-38-279 and 123-38-328 (authorizes the City Manager or his designee to acquire easements from private property owners so PG&E can underground its electrical lines and equipment)
- 8.I. [13-083](#) Staff Report for a Resolution Awarding a Construction Contract to Intermountain Slurry Seal, Inc. for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070
- [13-084](#) ADOPT: Resolution Awarding Construction Contract to Intermountain Slurry Seal, Inc. for the Annual Street Sealing 2012-13 Project, Project No. 2013.0070 (awards the contract to the lowest responsible bidder, Intermountain Slurry Seal, Inc., in the amount of \$848,727.40 from Measure B Streets and Roads Funds for preventive maintenance of various streets in San Leandro)
- 8.J. [13-085](#) Staff Report for a Resolution Awarding a Construction Contract to Intermountain Slurry Seal, Inc. for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071
- [13-086](#) ADOPT: Resolution Awarding Construction Contract to Intermountain Slurry Seal, Inc. for the Asphalt Rubber Street Sealing 2012-13 Project, Project No. 2013.0071 (awards the contract to the lowest responsible bidder, Intermountain Slurry Seal, Inc. in the amount of \$1,156,670.90 from Gas Tax Funds and Measure B Streets & Roads Funds for the application of preventive maintenance treatments on various streets in San Leandro)
- 8.K. [13-096](#) Staff Report for a Resolution Awarding a Construction Contract to Grade Tec, Inc. for the Toyon Park Pathway Rehabilitation, Project No. 2013.028
- [13-098](#) ADOPT: Resolution Awarding Construction Contract to Grade Tec, Inc. for the Toyon Park Pathway Rehabilitation Project, Project No. 2013.028 (awards a contract to the lowest responsible bidder, Grade Tec, Inc., in the amount of \$47,650 from Measure WW bond funds for the reconstruction of park pathways at Toyon Park)

8.L. [13-107](#) Staff Report for Resolution Approving the StopWaste.Org Joint Exercise of Powers Agreement (JPA) Creating the Energy Council and Agreeing to Become a Member of the Energy Council

[13-108](#) ADOPT: Resolution Authorizing the City Manager to Execute the Joint Exercise of Powers Agreement with Alameda County Waste Management Authority Creating the Energy Council and Agreeing to Become a Member of the Energy Council (approves the JPA creating the Energy Council and authorizes San Leandros membership in the Energy Council)

8.M. [13-118](#) ADOPT: Resolution in Support of Reducing Greenhouse Gas Pollution Under the Clean Air Act (expresses the City's support for enforcement of the federal Clean Air Act)

8.N. [13-121](#) Staff Report for Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Police Officers' Association (SLPOA)

[13-122](#) ADOPT: Resolution Approving the Memorandum of Understanding Between the City of San Leandro and the San Leandro Police Officers' Association (SLPOA) (provides for a three-year contract for the period January 1, 2013 through December 31, 2015)

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. [13-069](#) Consideration of Request to Raise the Rainbow Flag in Place of the City Flag at City Hall on the Day of the Supreme Court Hearing on Proposition 8

10.B. [13-124](#) Consideration of Request to Create a Committee on City/School Relations

10.C. [13-123](#) Discussion of Participation on the Federal Communications Commission (FCC) Intergovernmental Advisory Committee

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.

- 11.A. [13-125](#) Report by Councilmembers on Meetings in Washington, D.C. and Participation at National League of Cities Conference

12. 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.

- 13. ADJOURN**