

CITY COUNCIL MEETING AGENDA

MONDAY, JUNE 20, 2016



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

- 6:30 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 before the meeting and are posted on the bulletin board outside the East 14th Street entrance to City Hall. Special meeting agendas are available and posted not less than 24 hours before each special meeting. Agendas may be obtained from the City Clerk's Office, on the City's website, or by subscribing to our electronic agenda distribution. 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 at the City Clerk's Office, 835 East 14th Street, San Leandro, and on the City's website at www.sanleandro.org.

CITY COUNCIL GOALS FOR YEAR 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 San Leandro on a firm foundation for long-term fiscal sustainability
- Advance projects and programs promoting sustainable economic development, including transforming San Leandro into a center for innovation
- Provide quality public safety service and grow our partnership with the community to keep San Leandro safe
- Maintain and enhance San Leandro's infrastructure
- Support and implement programs, activities and strengthen communication that enhances the quality of life and wellness, celebrates the arts and diversity and promotes civic pride
- Maintain and support a strong positive relationship between the City, schools and the educational community

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. When you address the City Council, you should approach the podium and speak clearly into the microphone, stating your 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 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.

If you wish to 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 obtained.

AT WORK SESSIONS, the public is invited to make comments concerning an agenda item, and items not listed on the agenda during the "Public Comments" section. Public comments are limited to 3 minutes per speaker, subject to adjustment by the Mayor. Speaker cards are generally not required; the Mayor will inquire if anyone wishes to speak. If you wish to address the City Council, you should approach the podium and speak clearly into the microphone, stating your name for the record.

AT SPECIAL MEETINGS, the public may address the City Council concerning an item on the agenda only. 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 fill out a speaker card and submit it to the City Clerk so that the order of speakers may be determined and an official record of names obtained.



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 Pauline Russo Cutter

Deborah Cox, District 1

Ursula Reed, District 2

Lee Thomas, District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Jim Prola, District 6

Monday, June 20, 2016

6:30 PM

City Manager's Large Conference Room

Special Meeting and Closed Session

1. CALL TO ORDER

1.A. ROLL CALL

Members Cox, Lee, Lopez, Prola, Reed, Thomas; Mayor Cutter

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. Closed Session Pursuant to Section 54957.6, Conference with Labor Negotiators

City Representatives: Chris Zapata, Valerie Armento

Unrepresented Employee: City Attorney

4. ADJOURN

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

MEETING ACCESSIBILITY

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.



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Corina N. Lopez, District 5

Jim Prola, District 6

Monday, June 20, 2016

7:00 PM

City Council Chambers

Joint Meeting of City Council, Parking Authority, and Public Financing Authority

This is the annual regular meeting date for the San Leandro Parking Authority and the San Leandro Public Financing Authority. By convening and adjourning this joint meeting, the requirements of the Authorities for their annual meeting will be satisfied. There are no items on this agenda for the Authorities to consider.

1. CALL TO ORDER

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Members Cox, Lee, Lopez, Prola, Reed, Thomas; Mayor Cutter

1.C. ANNOUNCEMENTS

2. RECOGNITIONS

2.A. [16-153](#) Proclamation Declaring June 2016 as Elder Abuse Awareness Month

3. PRESENTATIONS

3.A. [16-311](#) Presentation by the Dr. Martin Luther King Jr. Oratorical Festival Winners, in Recognition of Juneteenth

3.B. [16-291](#) Presentation on Community Choice Energy Joint Powers Authority Agreement and Technical Analysis

3.C. [16-305](#) Staff Report for Overview of Various Revenue Measures Currently Being Explored for the November 2016 Ballot

4. PUBLIC HEARINGS

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.

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. [16-309](#) Minutes of the Special Meeting and Closed Session of June 6, 2016

8.B. [16-310](#) Minutes of the Meeting of June 6, 2016

8.C. [16-289](#) ORDINANCE Amending Title 4, Chapter 4-33 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits
- ADOPT ORDINANCE NO. 2016-007

8.D. [16-242](#) Staff Report for a Resolution Approving of an Increase in Project Costs from \$554,463.00 to \$689,414.00 (an Increase of \$134,951.00, or 24.3%) for the Annual Sidewalk Repair Program 2014-15; Project No. 2015.0060

[16-243](#) RESOLUTION Approving an Increase in Project Costs from \$554,463.00 to \$689,414.00 (an Increase of \$134,951.00, or 24.3%) for the Annual Sidewalk Repair Program 2014-15; Project No. 2015.0060 (provides for an increase in total expenditures to the subject project for

the construction of curb ramps in support of the Annual Street Sealing Project 2014-15. Costs to be paid for from the Annual Street Sealing 2014-15 budgeted funds)

- 8.E.** [16-250](#) Staff Report for a Resolution to Award a Construction Contract to American Asphalt Repair and Resurfacing Co., Inc. for the Annual Street Sealing 2015-16 Project, Project No. 2016.0070; authorization for the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and authorization for the City Manager to negotiate and approve cumulative change orders up to 15% of the original contract amount; City Council approval to appropriate \$750,000.00 from Measure B fund balance; and to appropriate \$50,000.00 from General Fund-Economic Uncertainty Fund reserves to be reimbursed from the California Department of Resources Recycling and Recovery (CalRecycle)

[16-251](#) RESOLUTION to Award a Construction Contract to American Asphalt Repair and Resurfacing Co., Inc. for the Annual Street Sealing 2015-16 Project, Project No. 2016.0070; authorization for the City Manager to Negotiate and Approve Individual Change Orders Up to 5% of the Original Contract Amount; and authorization for the City Manager to negotiate and approve cumulative change orders up to 15% of the original contract amount; City Council approval to appropriate \$750,000.00 from Measure B Fund; and to appropriate \$50,000.00 from General Fund-Economic Uncertainty Fund reserves to be reimbursed from the California Department of Resources Recycling and Recovery (CalRecycle)

- 8.F.** [16-267](#) Staff Report for a Resolution Approving Parcel Map 10468 for an unaddressed Warren Avenue property; Assessor's Parcel Number 077-0572-010-00; Owner: Treasureland Development LLC; Subdivider and Applicant: John Ha

[16-269](#) RESOLUTION Approving Parcel Map 10468 for an unaddressed Warren Avenue property; Assessor's Parcel Number 077-0572-010-00; Owner: Treasureland Development, LLC; Subdivider and Applicant: John Ha

- 8.G.** [16-271](#) Staff Report for a Resolution Accepting the Engineer's Report for Fiscal Year 2016-17 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 and Ordering the Levy and Collection of Assessments within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2016-17

[16-272](#) RESOLUTION Accepting the Engineer's Report for Fiscal Year 2016-17 for the Heron Bay Maintenance Assessment District, Assessment District No. 96-3 (Provides Funding for the On-Going Maintenance of Certain Public Facilities Constructed as part of the Heron Bay Development)

- [16-273](#) RESOLUTION Ordering the Levy and Collection of Assessments within the Heron Bay Maintenance Assessment District; Assessment District No. 96-3 for Fiscal Year 2016-17 (Provides Funding for the On-Going Maintenance of Certain Public Facilities Constructed as part of the Heron Bay Development)
- 8.H. [16-307](#) Staff Report Establishing the City's Appropriation Limit for Fiscal Year 2016-17
- [16-308](#) RESOLUTION Establishing the City's Appropriation Limit for Fiscal Year 2016-17
- 8.I. [16-140](#) Staff Report for Resolution Approving the City of San Leandro's Investment Policy for Fiscal Year 2016-17
- [16-141](#) RESOLUTION Approving the City of San Leandro's Investment Policy for Fiscal Year 2016-17 (provides for annual review and approval of the City's Investment Policy as required by California Government Code Section 53600 et seq., and Section VIII of the San Leandro Investment Policy)
- 8.J. [16-298](#) Staff Report for a Resolution to Approve Community Development Block Grant (CDBG) Agreements for FY 2016-2017 Between the City of San Leandro and CDBG Sub-recipients for Public Services Grants to the Child Abuse Listening, Interviewing, and Coordination Center (CALICO) for \$20,071; Davis Street Family Resource Center (Davis Street) for \$35,731; Service Opportunities for Seniors, Inc. (SOS/Meals on Wheels) for \$26,591; Spectrum Community Services (Spectrum) for \$15,146; and Eden Council for Hope and Opportunity Housing (ECHO Housing) for \$10,000 (approves 5 agreements totaling \$107,539)
- [16-299](#) RESOLUTION to Approve Community Development Block Grant (CDBG) Agreements for FY 2016-2017 Between the City of San Leandro and CDBG Sub-recipients for Public Services Grants to the Child Abuse Listening, Interviewing, and Coordination Center (CALICO) for \$20,071; Davis Street Family Resource Center (Davis Street) for \$35,731; Service Opportunities for Seniors, Inc. (SOS/Meals on Wheels) for \$26,591; Spectrum Community Services (Spectrum) for \$15,146; and Eden Council for Hope and Opportunity Housing (ECHO Housing) for \$10,000 (approves 5 agreements totaling \$107,539)
- 8.K. [16-301](#) Staff Report for a Resolution Approving the Community Development Block Grant (CDBG) Consulting Services Agreement for \$90,000 in FY 2016-2017 Between the City of San Leandro and Neighborhood Solutions - \$19,000 for Program Administration and \$71,000 for the Provision of Housing Rehabilitation Grants
- [16-304](#) RESOLUTION to Approve the Community Development Block Grant (CDBG) Consulting Services Agreement for \$90,000 in FY 2016-2017 Between the City of San Leandro and Neighborhood Solutions - \$19,000 for Program Administration and \$71,000 for the Provision of

Housing Rehabilitation Grants (provides grants to approximately 15 homeowners for minor home repair, mobile home repair, accessibility, exterior paint, exterior yard clean-up, and seismic strengthening)

- 8.L.** [16-313](#) Staff Report for a Resolution to Approve a Consulting Services Agreement with Urban Strategies Council in the amount of \$75,000 for the Human Services Gap Analysis
- [16-314](#) RESOLUTION Approving a Consulting Services Agreement with Urban Strategies Council in the Amount of \$75,000 for a Human Services Gap Analysis
- 8.M.** [16-315](#) Staff Report for a Resolution Approving three Consultant Services Agreements for Third Party Plan Check Services Between the City of San Leandro and 4LEAF for \$35,000; AHG Architectural Services for \$65,000; and TRB+Associates for \$100,000.
- [16-312](#) RESOLUTION Approving Consulting Services Agreements for Third Party Plan Check Services Between the City of San Leandro and 4Leaf, Inc. for \$35,000; AHG Architectural Services for \$65,000; and TRB+Associates for \$100,000
- 8.N.** [16-319](#) Staff Report for a Resolution Approving a 5-Year Legal Services Agreement with Meyers, Nave, Riback, Silver & Wilson ("Meyers Nave") in an amount not to exceed \$824,415 in FY 2016-17
- [16-303](#) RESOLUTION Approving a New 5-Year Agreement for Legal Services with Meyers, Nave, Riback, Silver & Wilson ("Meyers Nave") in an amount not to exceed \$824,415 in FY 2016-17

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.** [16-317](#) Staff report for an ordinance amending San Leandro Municipal Code Chapter 4.23 to repeal provisions related to the regulation of acupuncturists and to regulate the operation of massage establishments; and to repeal the ordinance establishing a moratorium on massage related land uses.
- [16-318](#) An ORDINANCE of the City of San Leandro Amending San Leandro Municipal Code Chapter 4.23 "Massage and Acupuncture Establishments and Services" to Repeal Provisions Related to the Regulation of Acupuncturists and to Regulate the Operation of Massage Establishments; and to Repeal Related Temporary Moratorium Ordinance

- PASS TO PRINT

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

12. CITY COUNCIL REPORTS

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

13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS

City Councilmembers announce calendar of upcoming events and coordinate attendance; report on local events attended since the last meeting; and make brief comments on issues of concern.

14. 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.

15. ADJOURN

MEETING ACCESSIBILITY

The meeting is shown live on the City of San Leandro's website at <https://sanleandro.legistar.com/> and on cable (Comcast Channel 15 or AT&T U-Verse Channel 99). The video recording of the meeting will remain accessible to the public on the City of San Leandro's website. The recording is also replayed on cable throughout the week according to the schedule shown at <http://www.sanleandro.org/depts/council/>.

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