

## CITY COUNCIL MEETING AGENDA

TUESDAY, JULY 5, 2015



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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 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 before the meeting and are posted on the bulletin board outside the East 14<sup>th</sup> 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 14<sup>th</sup> Street, San Leandro, and on the City's website at [www.sanleandro.org](http://www.sanleandro.org).

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### ***CITY COUNCIL GOALS FOR YEAR 2015***

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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 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***

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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. 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*

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Tuesday, July 5, 2016

5:30 PM

City Manager's Large Conference Room

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### 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. Conference with Legal Counsel – Existing Litigation Pursuant to California Government Code Section 54956.9(d)(1)

Cynthia Silva v. Union Pacific Railroad et al., USDC Northern District of California, Case No. 4:14-cv-05673-JSW

##### 3.B. Conference with Legal Counsel – Existing Litigation Pursuant to California Government Code Section 54956.9(d)(1)

Babbitt v San Leandro USDC Northern District of California, Case No. 3:15-cv-03247-EDL

3.C. Conference With Legal Counsel — Anticipated Litigation

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: 1 case

**4. ADJOURN**

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



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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*

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*Benny Lee, District 4*

*Corina N. Lopez, District 5*

*Jim Prola, District 6*

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Tuesday, July 5, 2016

7:00 PM

City Council Chambers

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**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**

**3. PRESENTATIONS**

**3.A.** [16-329](#) Presentation by Godbe Research Summarizing Results of Revenue Measure Feasibility Survey

**3.B.** [16-349](#) Update on the Bal Theater

**3.C.** [16-341](#) Staff Report and Presentation on the Draft 2035 San Leandro General Plan and Related Draft Environmental Impact Report

**3.D.** [16-335](#) Staff Report and Presentation for Work Session to Review Proposed Amendments to the City of San Leandro Zoning Code and Zoning Map to Bring the Underlying Zoning on Certain Properties into Conformance with the City of San Leandro General Plan 2035 and General Text Updates

**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. [16-344](#) Minutes of the Special Meeting and Closed Session of June 20, 2016
- 8.B. [16-300](#) Minutes of the Meeting of June 20, 2016
- 8.C. [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  
*- ADOPT ORDINANCE NO. 2016-008*
- 8.D. [16-274](#) Highlights of the Facilities and Transportation Committee Meeting of May 17, 2016.  
  
COMMITTEE RECOMMENDATION: The Committee recommends RFP for pilot program for 4 parklet locations
- 8.E. [16-302](#) Highlights of the Rules Committee Meeting of May 23, 2016
- 8.F. [16-325](#) MOTION Nominating Claudia McHenry as At-Large member to the

Senior Commission.

- 8.G.**     [16-334](#)     MOTION Nominating Diana Prola as the District 6 Member to the Library-Historical Commission
- 8.H.**     [16-278](#)     Staff Report for a Resolution Authorizing the City Manager to Enter into a Memorandum of Understanding (MOU) with the Metropolitan Transportation Commission (MTC) for the Interstate 880 Integrated Corridor Management (I-880 ICM) North Alameda Segment Project
- [16-279](#)     RESOLUTION Authorizing the City Manager to Enter into a Memorandum of Understanding (MOU) with the Metropolitan Transportation Commission (MTC) for the Interstate 880 Integrated Corridor Management (I-880 ICM) North Alameda Segment Project
- 8.I.**     [16-323](#)     Staff Report for the November 8, 2016 General Municipal Election for the City of San Leandro
- [16-326](#)     RESOLUTION Calling for the Holding of a General Municipal Election to Be Held on Tuesday, November 8, 2016, for the Election of Three City Councilmembers; Requesting the Board of Supervisors to Consolidate the Election with the Statewide General Election; and Adopting Regulations for Candidate Statements (provides for the conduct of the November 2016 General Municipal Election for Council Districts 2, 4, and 6, at an estimated cost of \$110,000 from the General Fund)
- 8.J.**     [16-322](#)     ORDINANCE Establishing Election and Nomination Procedures for the November 8, 2016 General Municipal Election  
          -PASS TO PRINT AND ADOPT
- 8.K.**     [16-336](#)     Staff Report for a Resolution Authorizing the City Manager to Negotiate and Execute an Amendment to the Loan Agreement (Amended Loan) with DSFRC in an Amount not to Exceed \$1.5 million
- [16-348](#)     RESOLUTION Authorizing the City Manager to Execute the First Amendment to the Loan Agreement By and Between the City of San Leandro (City) and the Davis Street Family Resource Center (DSFRC) to Assist DSFRC with Operating a Community Health Clinic Located at 3081 Teagarden Street (extends by three months the final maturity of a \$1,500,000 loan from the City's General Fund Unrestricted Reserves to allow DSFRC to operate a health clinic)

## 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.**     [16-330](#)     Staff Report for Adoption of a Local Minimum Wage Ordinance

[16-331](#) ORDINANCE Adopting a Minimum Wage in San Leandro

**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/>.*

*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.*