



# City of San Leandro

Meeting Date: October 17, 2016

## Minutes

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**File Number:** 16-542

**Agenda Section:** CONSENT CALENDAR

**Agenda Number:** 8.A.

**TO:** City Council

**FROM:** Chris Zapata  
City Manager

**BY:** Jeff Kay  
Acting Assistant City Manager

**FINANCE REVIEW:** Not Applicable

**TITLE:** Minutes of the October 3, 2016 City Council Meeting

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# City of San Leandro

Civic Center  
835 East 14th Street  
San Leandro, California

## Minutes - Draft

### 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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Monday, October 3, 2016

7:00 PM

City Council Chambers

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#### 1. CALL TO ORDER

*The meeting was called to order at 7:01 PM*

#### 1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

**Present** 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

#### 1.B. ROLL CALL

**Present** 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

#### 1.C. ANNOUNCEMENTS

*None.*

#### 2. RECOGNITIONS

**2.A** [16-450](#) Proclamation proclaiming October as "Crime Prevention Month"

*Presented*

**2.B** [16-451](#) Proclamation proclaiming October as "Breast Cancer Awareness Month"

*Presented*

**2.C.** [16-424](#) Proclamation Declaring Day for Yung-Sung Leal

*Presented*

**2.D.** [16-510](#) RESOLUTION Appointing Emily Breslin as District 1 Member to the

Arts Commission for Term ending December 31, 2018

**A motion was made by Councilmember Cox, seconded by Councilmember Prola, that this Resolution be Adopted. The motion carried by the following vote.**

**Aye:** 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Reso 2016-130

### **3. PRESENTATIONS**

**3.A**    [16-503](#)                      AC Transit BRT Update

**3.B**    [16-502](#)                      2016 Police Department Update

*Presented*

### **4. PUBLIC HEARINGS**

### **5. PUBLIC COMMENTS**

*There were four public speakers.*

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

*None.*

### **7. AMENDMENT OF CONSENT CALENDAR**

*Items 8I and 8K were removed from the Consent Calendar.*

### **8. CONSENT CALENDAR**

#### **Approval of the Consent Agenda**

**A motion was made by Councilmember Prola, seconded by Vice Mayor Reed, to Approve the Consent Calendar. The motion carried by the following vote.**

**8.A.**    [16-504](#)                      Minutes from September 19, 2016 Meeting

**A motion was made by Councilmember Prola, seconded by Vice Mayor Reed, to Approve the Consent Calendar. The motion carried by the following vote.**

**8.B.**    [16-505](#)                      Minutes from Closed Session July 5, 2016

**Approved on the Consent Calendar**

**8.C.**    [16-496](#)                      MOTION: Nominating Allen Schoenfeld as District 3 Member to the Parks and Recreation Commission

**Approved on the Consent Calendar**

- 8.D. [16-453](#) Staff Report for the Resolution to Approve the Measure HH Citizen Oversight Committee's Annual Report on Measure HH Sales Taxes for Fiscal Year 2015-16

[16-454](#) RESOLUTION Approving the Measure HH Citizen Oversight Committee's Annual Report on Measure HH Sales Tax for Fiscal Year 2015-16

**Approved on the Consent Calendar**

Enactment No: Reso 2016-123

- 8.E. [16-480](#) Staff Report for Resolution Approving the Agreement between the City of San Leandro and Chandler Asset Management for Investment Services effective July 1, 2016

[16-481](#) RESOLUTION Approving the Agreement between the City of San Leandro and Chandler Asset Management for Investment Services effective July 1, 2016

**Approved on the Consent Calendar**

Enactment No: Reso 2016-124

- 8.F. [16-497](#) Staff Report for a Resolution Approving a Budget Amendment to the City's Fiscal Year (FY) 2015-16 and 2016-17 General Fund, Special Revenue Funds, Enterprise Funds, Internal Service Funds, Capital Projects Funds, and Agency Funds Budget

[16-498](#) RESOLUTION Approving Amendments to the City of San Leandro Budget for Fiscal Year (FY) 2015-16 and 2016-17

**Approved on the Consent Calendar**

Enactment No: Reso 2016-125

- 8.G. [16-499](#) Staff Report for Resolution Approving the Agreement between the City of San Leandro and Maze and Associates for Audit Services effective July 1, 2016

[16-500](#) RESOLUTION Approving the Agreement between the City of San Leandro and Maze and Associates for Audit Services effective July 1, 2016

**Approved on the Consent Calendar**

Enactment No: Reso 2016-126

- 8.H. [16-476](#) Staff Report for Resolution Approving the Department of Justice's Byrne Justice Assistance Grant (JAG) Award of \$30,413.30 and to

Appropriate these Funds for Technology Improvements.

[16-477](#)

RESOLUTION Authorizing the City Manager to Accept the Department of Justice's Byrne Justice Assistance Grant (JAG) Award of \$30,413.30 and to Appropriate these Funds for Technology Improvements

**Approved on the Consent Calendar**

Enactment No: Reso 2016-127

**Item 8I removed to Item 9, Items Removed from Consent Calendar**

8.J. [16-460](#)

ORDINANCE Amending Ordinance 2007-021 (to Create Special Review Criteria for Certain Properties within the Downtown Transit-Oriented Development Study Area Generally within ½ Mile Radius of the Intersection of East 14th Street and Davis Streets) to Remove Special Project Areas SP-1, Downtown South Gateway and SP- 8 BART/Westlake Properties; and to Modify the Special Review Criteria for SP-2, Washington Plaza Shopping Center and San Leandro Plaza; SP-3, Town Hall Square and Vicinity; and SP-5, North Alvarado Sites.

**Approved on the Consent Calendar**

Enactment No: Ordinance 2016-011

**Item 8K moved to Item 9, Items Removed from Consent Calendar**

8.L. [16-389](#)

Staff Report for a Resolution Accepting the Work for the San Leandro Boulevard Rehabilitation Williams Street to Hudson Lane Project; Project No. 2014.0420

[16-390](#)

RESOLUTION Accepting the Work for the San Leandro Boulevard Rehabilitation Project, No. 2014.0420 (provides for the acceptance of the contract work by DeSilva Gates Construction LP, filing of the Notice of Completion, releasing of the performance and payment bonds, and releasing the maintenance bond upon completion of the one-year maintenance period)

**Approved on the Consent Calendar**

Enactment No: Reso 2016-128

8.M. [16-463](#)

Staff Report for the Resolutions Authorizing the City Manager to Execute a \$134,000 Grant Agreement with the California Office of Traffic Safety (OTS) for the Traffic Safety Education Programs for Youth and Older Adults (OTS Project No. PS1715); Appropriating Measure B Bicycle and Pedestrian Funds in the Amount of \$38,000 to Augment Funds from a California Office of Traffic Safety Grant; and

Approving a \$156,000 Consulting Services Agreement with Safe Moves to Conduct Traffic Safety Education Programs for Youth and Older Adults; Project No. 150-38-339

[16-464](#)

RESOLUTION Authorizing the City Manager to Execute a \$134,000 Grant Agreement with the California Office of Traffic Safety (OTS) for the Traffic Safety Education Programs for Youth and Older Adults; OTS Grant No. PS1715

**Approved on the Consent Calendar**

Enactment No: Reso 2016-129

## 9. ITEMS REMOVED FROM CONSENT CALENDAR

8.I. [16-459](#)

ORDINANCE Amending Zoning Code Article 3, Definitions; Article 6, Commercial and Professional Districts; Article 7, Industrial Districts; Article 16, Development Regulations; Article 18 Signs; Article 25 Site Plan Review, and the City of San Leandro Zoning Map to Bring the San Leandro Zoning Code and Zoning Map into Conformance with the 2035 General Plan, and General Text Updates

**A motion was made by Councilmember Cox, seconded by Vice Mayor Reed, that this Ordinance be Adopted. The motion carried by the following vote.**

**Aye:** 7 - Cox, Cutter, Lee, Lopez, Prola, Reed, Thomas

Enactment No: Ordinance 2016-012

8.K. [16-474](#)

ORDINANCE Amending Title 4, Chapter 4-33 of the San Leandro Municipal Code Pertaining to Medical Cannabis Dispensary Permits

**A motion was made by Councilmember Prola, seconded by Councilmember Cox, that this Ordinance be Adopted. The motion carried by the following vote.**

**Aye:** 6 - Cox, Cutter, Lopez, Prola, Reed, Thomas

**Abstain:** 1 - Lee

Enactment No: Ordinance 2016-013

## 10. ACTION ITEMS

*None.*

## 11. REPORT ON CLOSED SESSION ACTIONS TAKEN

*City Attorney Pio Roda reported on Babbit v. San Leandro case.*

## 12. CITY COUNCIL REPORTS

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

**13. CITY COUNCIL CALENDAR AND ANNOUNCEMENTS**

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

**14. COUNCIL REQUESTS TO SCHEDULE AGENDA ITEMS**

*Urgency ordinance for the October 17th meeting to place a moratorium on the issuance of any cannabis dispensary permits or land use approvals. Lopez/Reed 5 Ayes 1 Abstain – Lee, 1 No, Prola*

**15. ADJOURN**

*The meeting was adjourned at 10:19 p.m.*

**RESPECTFULLY SUBMITTED:**

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**TAMIKA GREENWOOD**

**City Clerk of the City of San Leandro**