

CITY COUNCIL MEETING AGENDA

TUESDAY, FEBRUARY 20, 2018



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 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 2018

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 - Final-revised

City Council

Welcome to your City of San Leandro City Council meeting.

Your City Councilmembers are:

Mayor Pauline Russo Cutter

Deborah Cox, District 1

Ed Hernandez, District 2

Lee Thomas, District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Tuesday, February 20, 2018

5:30 PM

City Manager's Large Conference Room

Special Meeting and Closed Session

1. CALL TO ORDER

1.A. ROLL CALL

Members Ballew, Cox, Hernandez, Lee, Lopez, 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

(Paragraph (1) of subdivision (d) of California Government Code Section 54956.9)

Name of case: Henriquez v. City of San Leandro, Alameda County Superior Court, Case No. RG17853270

- 3.B.** Name of Case: Roland Omura Liu and Julie Jing Chen v. Union Pacific Railroad Company, County of Alameda, Alameda County Flood Control and Water Conservation District, City of San Leandro, KIPP Bay Area Schools, San Lorenzo Unified School District, Alameda County Superior Court, Case No. HG18887997

3.C. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Cal. Govt. Code Section 54956.9: 1 case

4. **ADJOURN**

Adjourn to Regular Meeting at 7:00 p.m. in the 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.



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

Ed Hernandez, District 2

Lee Thomas, District 3

Benny Lee, District 4

Corina N. Lopez, District 5

Pete Ballew, District 6

Tuesday, February 20, 2018

7:00 PM

City Council Chambers

1. CALL TO ORDER

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

1.B. ROLL CALL

Members Ballew, Cox, Hernandez, Lee, Lopez, Thomas; Mayor Cutter

1.C. ANNOUNCEMENTS

2. RECOGNITIONS

2.A. [18-084](#) Proclamation Declaring February 2018 as "Teen Violence Awareness Month"

2.B. [18-087](#) RESOLUTION Appointing Dylan Boldt as District 6 Representative to the Board of Zoning Adjustments, Term to Expire December 31, 2020

3. 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.

4. PRESENTATIONS

4.A. [17-725](#) Update on East Bay Community Energy (EBCE)

4.B. [18-073](#) Downtown Parking Management Plan Implementation Update

5. 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.A.** [18-064](#) Staff Report to Certify the Final Environmental Impact Report for the Bay Fair Transit-Oriented Development (TOD) Specific Plan and to Adopt the Bay Fair TOD Specific Plan

[18-065](#) RESOLUTION Certifying an Environmental Impact Report, and Adopting Mitigation Findings, Alternatives Findings, a Statement of Overriding Considerations, and a Mitigation Monitoring and Reporting Program for the Bay Fair Transit-Oriented Development (TOD) Specific Plan

[18-066](#) RESOLUTION Adopting the Bay Fair Transit-Oriented Development (TOD) Specific Plan

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.** [18-079](#) Minutes of February 5, 2018 Meeting

- 8.B.** [18-088](#) Minutes of the January 8, 2018 Special Meeting

- 8.C.** [18-063](#) MOTION Nominating Frederick Simon as District 4 Representative to the Senior Commission for a Term Ending December 31, 2020

- 8.D.** [18-062](#) Staff Report Authorizing Amendments to the San Leandro Municipal Code Section 1-3, to Reflect Recommendations of the Multicultural Ad Hoc Committee

[18-061](#) Adopt a RESOLUTION Approving Recommendations of the Multicultural

Ad Hoc Committee Regarding Amendments to San Leandro Municipal Code Chapter 1-3, Boards and Commissions

[18-053](#) Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 16, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Arts Commission

-PASS TO PRINT

[18-056](#) Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 7, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Human Services Commission

-PASS TO PRINT

[18-059](#) Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 8, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Library-Historical Commission

-PASS TO PRINT

[18-060](#) Adopt an ORDINANCE Amending Title 1, Chapter 1-3, Article 15, of the San Leandro Municipal Code to Include Updated Language to the Description and Goals of the Senior Commission

-PASS TO PRINT

8.E. [17-019](#) Staff Report for a Resolution Accepting the Work for the Main Library Carpet Replacement Project; Project No. 2014.0370

[17-020](#) RESOLUTION to Accept the Work for the Main Library Carpet Replacement Project; Project No. 2014.0370 (provides for accepting the work performed by Century Carpet, Inc., filing the Notice of Completion, releasing the performance and payment bonds, and releasing the maintenance bond upon completion of the one-year maintenance period)

8.F. [18-005](#) Staff Report for a Resolution Approving a Consulting Services Agreement with Cal Engineering and Geology for the Lake Chabot Road Stabilization, Project 2009.0030

[18-006](#) RESOLUTION Approving a Consulting Services Agreement with Cal Engineering and Geology for the Lake Chabot Road Stabilization, Project 2009.0030 (provides for the engineering design to stabilize Lake Chabot Road)

8.G. [18-054](#) Staff Report for a Resolution to Approve a Consulting Services Agreement with Wood Rodgers, Inc. for the Neptune Drive Flood Protection, Project 2016.0700

[18-055](#) RESOLUTION to Approve a Consulting Services Agreement with Wood Rodgers, Inc. for the Neptune Drive Flood Protection, Project 2016.0700 (provides for engineering and design services for a project to reduce flood risk near Neptune Drive)

- 8.H. [18-072](#) Staff Report for the Mid-Year Financial Report as of December 31, 2017 (Information Only)
- 8.I. [18-074](#) Staff Report for Resolution to Approve the Investment Report for the Quarter Ended December 31, 2017
- [18-075](#) RESOLUTION Accepting Investment Report for the Quarter Ended December 31, 2017 (Reviews the Activities of the City's Investment Portfolio)
- 8.J. [18-057](#) Staff Report for a Resolution Approving a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and Ongoing Economic Development Services
- [18-058](#) RESOLUTION Authorizing the City Manager to Execute a Consulting Services Agreement with the San Leandro Chamber of Commerce for \$50,000 to Support New and Ongoing Economic Development Services
- 8.K. [17-642](#) Staff Report for an Ordinance to Amend the City of San Leandro Municipal Code Title 6, Chapters 6-1 and 6-2 (to update parking definitions and regulations)
- [17-605](#) ORDINANCE of the City of San Leandro Amending Title 6, Chapters 6-1 and 6-2 of the San Leandro Municipal Code Relating to San Leandro Parking Regulations
- PASS TO PRINT

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. [18-082](#) Staff Report for a Resolution to Approve an Interim City Manager agreement with Jeff Kay
- [18-078](#) RESOLUTION Approving an Employment Agreement for Interim City Manager

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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