

CITY COUNCIL MEETING AGENDA

MONDAY, MAY 7, 2018



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

7:00 PM City Council Special 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

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

Monday, May 7, 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. [18-173](#) Proclamation Declaring the Week of May 13 to May 19 as National Police Week

2.B. [18-172](#) Proclamation Declaring May 10, 2018 as Bike to Work/School Day

2.C. [18-171](#) Proclamation Declaring May 10 to May 20 as the 22nd Annual East Bay Affordable Housing Week in San Leandro

2.D. [18-191](#) Proclamation Declaring May as "Older Americans Month"

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. [18-208](#) Capital Improvement Process (CIP) for 2020 & 2021

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.** [18-184](#) Staff Report for APL18-0002, Appeal of the Decision of the Board of Zoning Adjustments regarding warehouse-storage facilities and warehouse-wholesale/retail distribution facilities uses of PLN17-0020, for Alvarado Commerce Center, a new 159,450 square foot industrial building at 2756 Alvarado Street. Zoning District: Industrial General (IG); Alameda County Assessor's Parcel Number 77B-800-14; Paceline Investors (Applicant) and IPT Alvarado Commerce Center LP (Property Owner) (collectively the "Appellants").

[18-183](#) RESOLUTION of the City Council of the City of San Leandro to Deny an Appeal and Request for a Conditional Use Permit for Warehouse-Storage Facilities and Warehouse-Wholesale/Retail Distribution Facilities as a Permitted Use, APL18-002, and Modifying the Decision of the Board of Zoning Adjustments for PLN17-0020.

- 5.B.** [18-198](#) Staff Report for Resolution Approving Adjustments to City Fees and Service Charges for 2018-19

[18-197](#) RESOLUTION Amending Title 6, Chapter 4 of the San Leandro Administrative Code Relating to Fees and Charges for Services Provided by City Departments (adjusts user fees and service charges, effective July 1, 2018)

- 5.C.** [18-199](#) Staff Report for Ordinances Amending the San Leandro Municipal Code Relating to Proposed Adjustments to the Business License Fee, the Emergency Medical Services Tax, and the Emergency Communication System Access Tax for 2018-19

[18-200](#) ORDINANCE Amending Section 2-2-500 of the San Leandro Municipal Code Relating to the Annual Consumer Price Index (CPI) Adjustment of the Business License Fees (increases business license fees by CPI of 3.2%)
-Pass to Print

[18-201](#) ORDINANCE Amending Section 2-18-210 of the San Leandro Municipal Code Relating to the Annual Consumer Price Index (CPI) Adjustment of the Emergency Communication System Access Tax (911 Tax) (increases 911 Tax by CPI of 3.2%)
-Pass to Print

[18-202](#) ORDINANCE Amending Section 2-13-140 of the San Leandro Municipal Code to Relating to the Annual Consumer Price Index (CPI) Adjustment of the Emergency Medical Services Tax (EMS Tax) (increases EMS tax by CPI of 3.2%)

-Pass to Print

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. [18-211](#) Minutes for April 16, 2018 Meeting

8.B. [18-214](#) Minutes for April 23, 2018 Rules Committee

8.C. [18-187](#) Staff Report to Adopt a Resolution of Intention to Approve an Amendment to the Contract with the Board of Administration of the California Public Employees' Retirement System (CalPERS) to Include Provisions Pursuant to Government Code 20516 "Cost Sharing" for Local Police Members in Accordance with the San Leandro Police Officers Association Memorandum of Understanding and to Adopt an Ordinance Authorizing an Amendment to the Contract with the Board of Administration of CalPERS to Provide Section 20516 (1% employee cost sharing) for Local Police Members in Accordance with the Memorandum of Understanding

[18-188](#) RESOLUTION of Intention to Approve an Amendment to a Contract Between the Board of Administration California Public Employees' Retirement System and the City Council City of San Leandro

[18-189](#) An Ordinance Authorizing an Amendment to the Contract Between the City Council of the City of San Leandro and the Board of Administration of the California Public Employees' Retirement System (CalPERS)

-Pass and Adopt

8.D. [18-181](#) Staff Report for Resolution Authorizing the City Manager to Execute a Non-Professional Services Agreement with Newton Construction & Management, Inc. for Marina Community Center Renovations in the Amount of \$188,870.52 and Authorizing the City Manager to Negotiate and

Approve Cumulative Change Orders up to 25% (\$47,217.63) of the Original Contract Amount

[18-180](#)

RESOLUTION Authorizing the City Manager to Execute a Non-Professional Services Agreement with Newton Construction & Management, Inc. for Marina Community Center Renovations in the Amount of \$188,870.52 and Authorizing the City Manager to Negotiate and Approve Cumulative Change Orders up to 25% (\$47,217.63) of the Original Contract Amount

8.E.

[18-210](#)

Staff Report for a Resolution Authorizing the City Manager to Execute a Rental Agreement with Nixon-Egli Equipment Company for a Cold Milling Machine at an amount not to exceed \$93,332.96.

[18-212](#)

RESOLUTION Authorizing the Interim City Manager to Execute a Rental Agreement with Nixon-Egli Equipment Company for a 3-Month Rental of a Cold Milling Machine at an Amount Not to Exceed Total Cost of \$93,332.96

8.F.

[18-193](#)

Staff Report for a Resolution to Accept the Investment Report for the Quarter Ended March 31, 2018

[18-194](#)

RESOLUTION Accepting Investment Report for the Quarter Ended March 31, 2018 (Reviews the Activities of the City's Investment Portfolio)

8.G.

[18-195](#)

Staff Report for Resolution Approving the Agreement between the City of San Leandro and Maze & Associates for Audit Services effective July 1, 2018

[18-196](#)

RESOLUTION Approving the Agreement between the City of San Leandro and Maze & Associates for Audit Services Effective July 1, 2018

8.H.

[18-017](#)

Staff Report for a Resolution to Approve Amendment No. 2 to a Consulting Services Agreement with BKF Engineers for the Preparation of Construction-Ready Plans, Specifications and Estimates for the MacArthur/Superior Roundabout Design Project, Project No. 2014.0470 to Increase the Amount of Compensation by \$38,690.00 for a Total Not to Exceed Amount of \$147,334.00

[18-018](#)

RESOLUTION to Approve Amendment No. 2 to a Consulting Services Agreement with BKF Engineers for the Preparation of Construction-Ready Plans, Specifications and Estimates for the MacArthur/Superior Roundabout Design Project, Project No. 2014.0470 to Increase the Amount of Compensation by \$38,690.00 for a Total not to Exceed Amount of \$147,334.00 (provides for additional surveying and mapping work associated with right-of-way and easement acquisitions that were not originally anticipated)

8.I.

[18-137](#)

Staff Report for a Resolution to Approve a Consulting Services Agreement with Glass Architects in an Amount Not to Exceed \$306,310 for Preparation of Construction-Ready Plans, Specifications, and Estimates

for the Family Aquatic Center Competition Pool Project, Project No. 2018.0170, and an Amendment to the City of San Leandro Budget for the Family Aquatics Center Competition Pool Project and Farrelly Pool Replacement Project

[18-138](#) RESOLUTION to Approve a Consulting Services Agreement with Glass Architects in an Amount Not to Exceed \$306,310 for the Preparation of Construction-Ready Plans, Specifications and Estimates for Family Aquatics Center Competition Pool, Project No. 2018.0170; Authorizing the City Manager to Negotiate and Approve Individual Change Orders up to 10% (or \$30,631) and Cumulative Change Orders up to 25% (or \$76,578) of the Original Contract Amount; and Amend the City of San Leandro Budget for the Family Aquatics Center Competition Pool and Farrelly Pool Replacement Projects

8.J. [18-166](#) Staff Report for a Resolution to Authorize the City Manager to Execute Program Supplement Agreement No. 026-F with the State of California to Provide \$32,850 in Grant Funds for the Design Phase of the East 14th Street (State Route 185) at 144th Avenue High-intensity Activated Crosswalk (HAWK) Signal Project

[18-167](#) RESOLUTION to Authorize the City Manager to Execute Program Supplement Agreement No. 026-F with the State of California to Provide \$32,850 in Grant Funds for the Design Phase of the East 14th Street (State Route 185) and 144th Avenue High-intensity Activated Crosswalk (HAWK) Signal Project

8.K. [18-168](#) Staff Report for a Resolution to Authorize the City Manager to Execute Program Supplement Agreement No. 027-F with the State of California to Provide \$59,850 in Grant Funds for the Design Phase of the East 14th Street (State Route 185) at Joaquin Avenue Scramble Pedestrian Signal Project

[18-169](#) RESOLUTION to Authorize the City Manager to Execute Program Supplement Agreement No. 027-F with the State of California to Provide \$59,850 in Grant Funds for the Design Phase of the East 14th Street (State Route 185) at Joaquin Avenue Scramble Pedestrian Signal Project

8.L. [18-176](#) Staff Report for a Resolution to Authorize the City Manager to Enter into an Agreement with the Bay Area Air Quality Management District to Receive \$139,128 in Grant Funding from the Transportation Fund for Clean Air Program and Provide a Minimum Local Match Amount of \$48,372 to Install 9.5 Miles of Bikeways for the Bicycle Network West, Project No. 2014.0430

[18-177](#) RESOLUTION to Authorize the City Manager to Enter into an Agreement with the Bay Area Air Quality Management District to Receive Grant Funding from the Transportation Fund for Clean Air to Install 9.5 Miles of Bikeways for the Bicycle Network West, Project No. 2014.0430

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.** [18-213](#) Presentation from Townsend Public Affairs on Various Statewide Legislation of Potential Impact to San Leandro Including Regional Measure 3 and Senate Bill 827
- 10.B.** [18-209](#) Staff Report for Overview of Potential November 2018 Public Safety Parcel Tax Measure

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.