



City of San Leandro

Meeting Date: December 2, 2019

Minutes

File Number: 19-626

Agenda Section: CONSENT CALENDAR

Agenda Number: 8.A.

TO: City Council

FROM: Jeff Kay
City Manager

BY: Liz Warmerdam
Assistant City Manager

FINANCE REVIEW: Not Applicable

TITLE: Minutes of the City Council Meeting of November 18, 2019



City of San Leandro

Civic Center
835 East 14th Street
San Leandro, California

Minutes

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
Victor Aguilar, Jr., District 3
Benny Lee, District 4
Corina N. Lopez, District 5
Pete Ballew, District 6*

Monday, November 18, 2019

7:00 PM

City Council Chambers

1. CALL TO ORDER

The meeting was called to order at 7:08 p.m.

1.A. PLEDGE OF ALLEGIANCE TO THE FLAG

Mr. Bernard Ashcraft led the Pledge of Allegiance to the Flag.

1.B. ROLL CALL

Present 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

1.C. ANNOUNCEMENTS

An announcement was made for Item 8.E., Attachments 1 and 2 should read "Environmental Services Enterprise Fund" instead of "Shoreline Enterprise Fund".

2. RECOGNITIONS

2.A. [19-616](#)

RESOLUTION Nominating and Appointing Members to the Youth Advisory Commission for Term Ending August 31, 2020

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

Aye: 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

Enactment No: Reso 2019-185

2.B. [19-613](#)

Proclamation Honoring Russell Means

Public Comment was received from Ms. Catherine Ralph, Ms. Surlene Grant, and Mr. Mike Katz-Lacabe.

Presented.

- 2.C. [19-608](#) Proclamation Declaring the week of November 17-23, 2019 as United Against Hate Week

Public Comment was received from Ms. Surlene Grant and Mr. Leo T. West

Presented.

3. PUBLIC COMMENTS

There were approximately 8 public speakers.

Comments were made by the following individuals:

- Mr. Corey Blanchette commented on Root Park.*
- Ms. Jennifer Victoria Rodrigues commented on Macarthur Blvd.*
- Mr. Bernard Ashcraft commented on Russell Means.*
- Mr. Kenneth Fox commented on Gloria Tims' son.*
- Ms. Theresa Alves commented on the homeless at Root Park.*
- Ms. Debra Honcik and Jerry Treskin commented on illegal dumping and truck parking.*
- Ms. Patricia Millar commented on general matters.*
- Mr. Stephen Cassidy commented on cannabis business tax rates.*

4. PRESENTATIONS

- 4.A. [19-617](#) I-880 Express Lanes by the Metropolitan Transportation Commission Presentation

Public Comment was received by Mr. Mike Katz-Lacabe.

Presented.

- 4.B. [19-615](#) Presentation by CALICO, the Child Abuse Listening, Interviewing and Coordination Center

Presented.

5. PUBLIC HEARINGS

None.

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

None.

7. AMENDMENT OF CONSENT CALENDAR

Items 8.L. was removed from the Consent Calendar to Item 9, Items Removed From Consent Calendar

8. CONSENT CALENDAR

Approval of the Consent Calendar

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

Aye: 7 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez, Cutter

- 8.A.** [19-605](#) Minutes of the City Council Meeting of November 4, 2019
Approved as Submitted on the Consent Calendar.
- 8.B.** [19-606](#) Minutes of the Rules Committee Meeting of October 10, 2019
Approved as Submitted on the Consent Calendar.
- 8.C.** [19-575](#) Minutes of the Facilities and Transportation Committee Meeting of October 2, 2019
Approved as Submitted on the Consent Calendar.
- 8.D.** [19-607](#) MOTION Approving the 2020 City Council Meeting Calendar
Adopted on the Consent Calendar.
Enactment No: Min Order 2019-018
- 8.E.** [19-525](#) Staff Report for the City of San Leandro City Council to Approve a Resolution for Budget Amendments to the City's Fiscal Year 2018-19 and 2019-20 General Fund, Special Revenue Funds, Enterprise Funds, Internal Service Funds, Capital Projects Funds, and Agency Funds Budget
Received and Filed on the Consent Calendar.
- [19-526](#) RESOLUTION of the City of San Leandro City Council Approving Amendments to the City of San Leandro Budget for Fiscal Year 2018-19 and 2019-20
Adopted on the Consent Calendar.
Enactment No: Reso 2019-186
- 8.F.** [19-551](#) Staff Report for a City of San Leandro City Council Resolution Declaring Twenty-Five (25) Vehicles, Twelve (12) Pieces of Equipment, and Other Miscellaneous Items as Surplus and Authorizing the Sale of Said Surplus Assets at Public Auction
Received and Filed on the Consent Calendar.

[19-552](#)

RESOLUTION of the City of San Leandro City Council to Declare Twenty-Five (25) Vehicles, Twelve (12) Pieces of Equipment, and Other Miscellaneous Items as Surplus and Authorizing the Sale Thereof at Public Auction (approves the public auction of said surplus vehicles and equipment)

Adopted on the Consent Calendar.

Enactment No: Reso 2019-187

8.G. [19-573](#)

Staff Report for a City of San Leandro City Council Resolution to Accept the Work for the Annual Sidewalk Repair Program 2017-18, Project No. 2017.0060

Received and Filed on the Consent Calendar.

[19-574](#)

RESOLUTION of the City of San Leandro City Council to Accept the Work for the Annual Sidewalk Repair Program 2017-18, Project No. 2017.0060 (provides for accepting the work performed by Sposeto Engineering, Inc., filing the Notice of Completion, releasing the performance and payment bonds, and authorizing release of the warranty bond after one year)

Adopted on the Consent Calendar.

Enactment No: Reso 2019-188

8.H. [19-593](#)

Staff Report for a City of San Leandro City Council Resolution to Award a Construction Contract to Spencon Construction, Inc., in the Amount of \$1,172,980 for the Annual Sidewalk Repair Program 2019-20, Project No. 2019.0060; to Authorize the City Manager to Negotiate and Approve Individual Change Orders up to 5% or \$58,649 of the Original Contract Amount; to Authorize the City Manager to Negotiate and Approve Cumulative Change Orders up to 27% or \$316,705 of the Original Contract Amount; and to Appropriate \$170,000 in Measure B Funds for the Project in Fiscal Year 2019-20

Received and Filed on the Consent Calendar.

[19-594](#)

RESOLUTION of the City of San Leandro City Council to Award a Construction Contract to Spencon Construction, Inc., in the Amount of \$1,172,980 for the Annual Sidewalk Repair Program 2019-20, Project No. 2019.0060; to Authorize the City Manager to Negotiate and Approve Individual Change Orders up to 5% or \$58,649 of the Original Contract Amount; to Authorize the City Manager to Negotiate and Approve Cumulative Change Orders up to 27% or \$316,705 of the Original Contract Amount; and to Appropriate \$170,000 in Measure B Funds for the Project in Fiscal Year 2019-20

Adopted on the Consent Calendar.

Enactment No: Reso 2019-189

- 8.I. [19-578](#) Staff Report for a Resolution of the City of San Leandro City Council to Authorize the City Manager to Execute a Six-Month Extension to the Current Joint Exercise of Powers Agreement with East Bay Dischargers Authority, with Term Ending June 30, 2020, and to Execute an Amended and Restated Joint Exercise of Powers Agreement with East Bay Dischargers Authority, with Term Ending June 30, 2040

Received and Filed on the Consent Calendar.

- [19-579](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager to Execute Amendment Four to the East Bay Dischargers Authority Joint Exercise of Powers Agreement to Extend the Term of the Agreement to June 30, 2020

Adopted on the Consent Calendar.

Enactment No: Reso 2019-190

- [19-580](#) RESOLUTION of the City of San Leandro City Council to Authorize the City Manager to Execute Amendment Five to the East Bay Dischargers Authority Joint Exercise of Powers Agreement to Restate the Agreement and Extend the Term to June 30, 2040

Adopted on the Consent Calendar.

Enactment No: Reso 2019-191

- 8.J. [19-596](#) Staff Report for a City of San Leandro City Council Resolution to Approve Annual Renewals for Fiscal Years 2019-2020 and 2020-2021 with SoftChoice Corporation, Inc. for the Microsoft Enterprise Agreement for the Combined Amount of \$366,478.46 (Approves One Annual Renewal of \$183,239.23 in Fiscal Year 2019-2020 and One Annual Renewal of \$183,239.23 plus up to a 10% increase in Fiscal Year 2020-2021).

Received and Filed on the Consent Calendar.

- [19-597](#) RESOLUTION of the City of San Leandro City Council to Approve Annual Renewals for Fiscal Years 2019-2020 and 2020-2021 with SoftChoice Corporation for the Microsoft Enterprise Agreement for the Combined Amount of \$366,478.46 (Approves One Annual Renewal of \$183,239.23 in Fiscal Year 2019-2020 and One Annual Renewal of \$183,239.23 plus up to a 10% increase in Fiscal Year 2020-2021).

Adopted on the Consent Calendar.

Enactment No: Reso 2019-192

- 8.K. [19-562](#) ORDINANCE of the City of San Leandro City Council to approve a

Zoning Amendment and Planned Development at 874 Lewelling Boulevard, the subject property, from RS Residential Single-Family to RM-3000(PD) Residential Multi-Family, Planned Development Overlay District. Alameda County Assessor’s Parcel Number 80G-1114-3-2 (PLN17-0069)

Adopted on the Consent Calendar.

Enactment No: Ordinance 2019-019

Items 8.L. was removed from the Consent Calendar to Item 9, Items Removed From Consent Calendar

The City Council Meeting recessed at 9:28 p.m. and reconvened at 9:38 p.m.

9. ITEMS REMOVED FROM CONSENT CALENDAR

8.L. [19-571](#) ORDINANCE Establishing the Mayor’s Salary

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

Aye: 6 - Aguilar, Ballew, Cox, Hernandez, Lee, Lopez

Recused: 1 - Cutter

Enactment No: Ordinance 2019-020

10. ACTION ITEMS

10.A. [19-604](#) Receive Report from the City Council Rules Committee Regarding the Following Issues: Annual Reports from City Boards and Commissions; and Moving the Consent Calendar Earlier on the City Council’s Regular Meeting Agenda

A motion was made by Mayor Cutter, seconded by Councilmember Cox, to have City Council discussions timed for a six month trial basis.

Roll call was taken as follows:

Aye: 3- Ballew, Cox, Mayor Cutter

Nay: 4- Aguilar, Hernandez, Lee, Lopez

Absent: None

11. REPORT ON CLOSED SESSION ACTIONS TAKEN

There was no Closed Session.

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

None.

15. ADJOURN

The meeting was adjourned at 10:29 p.m..

RESPECTFULLY SUBMITTED:

LETICIA I. MIGUEL
City Clerk of the City of San Leandro