SUMMARY

CITY OF SAN LEANDRO CITY COUNCIL, SAN LEANDRO ECONOMIC DEVELOPMENT AGENCY, SAN LEANDRO HILLSIDE GEOLOGIC HAZARD ABATEMENT DISTRICT, AND SAN LEANDRO REDEVELOPMENT AGENCY JOINT MEETING

JULY 18, 2011

Civic Center
835 East 14th Street
San Leandro, California

REGULAR MEETING	**7:00 PM – City Council Chambers**

1. CALL TO ORDER

The meeting was called to order at 7:02 p.m.

A. PLEDGE OF ALLEGIANCE TO THE FLAG

B. ROLL CALL

PRESENT: Members Cutter, Gregory, Prola, Reed, Souza, Starosciak; Mayor Cassidy

ABSENT: None

C. ANNOUNCEMENTS

None.

2. PRESENTATIONS/ RECOGNITIONS

A. Recognition of the Employee of the Quarter, Judy Walker, Administrative Assistant III, Water Pollution Control Plant, Public Works Department.

3. PUBLIC HEARINGS – CITY COUNCIL

A. Matter of Imposing Liens for Non-Payment of Delinquent 2011 Business License Tax, Solid Waste Service Charges, Sidewalk Improvements, Community Compliance Code Enforcement Violation Penalties and/or Weed Abatement Charges, False Alarm Responses, and Certified Unified Program Agency (CUPA) Fees.

1. **Resolution No. 2011-138**, Resolution Overruling Protests (2011 Business License Tax, Solid Waste Service Charges, Sidewalk Repairs, Community Compliance Code Enforcement Violation Penalties and/or Weed Abatement Charges, False Alarm Responses, and Certified Unified Program Agency [CUPA] Fees) (overrules protests or objections made by owners or persons in possession of certain properties).

   M/S/C Gregory and Prola. Ayes: 7; Noes: 0

2. **Resolution No. 2011-139**, Resolution Imposing Liens for Non-Payment of Delinquent 2011 Business License Tax, Solid Waste Service Charges, Sidewalk Repairs, Community Compliance Code Enforcement Violation Penalties and/or Weed Abatement Charges, False Alarm Responses, and Certified Unified Program Agency (CUPA) Fees (permits the City to place delinquent charges on the applicable fiscal year 2011-12 Alameda County secured property tax roll).

   M/S/C Gregory and Prola. Ayes: 7; Noes: 0

4. PUBLIC HEARINGS – OTHER

None.

5. PUBLIC COMMENTS

(See Minutes)

6. CITY MANAGER AND CITY ATTORNEY REPORTS AND COMMENTS

(See Minutes)

7. AMENDMENT OF CONSENT CALENDAR

Consent Calendar was amended to remove Items 8.C.2.a., 8.I., and 8.O. Items will be considered under Item 9, Items Removed from Consent Calendar.

8. CONSENT CALENDAR

Items 8.C.2.a., 8.I., and 8.O. were removed from the Consent Calendar to Item 9, Items Removed from Consent Calendar. The remaining items on the Consent Calendar were approved by the following vote:

M/S/C Cutter and Prola. Ayes: 7; Noes: 0

A. Minutes of the Special Meeting of June 30, 2011. **Approved as submitted.**

B. Minutes of the Meeting of July 5, 2011. **Approved as submitted.**

C. Reports on City Council Committees.

1. Finance Committee Meeting of July 8, 2011. **Accepted as submitted.**

   a. **COMMITTEE RECOMMENDATION:** The Committee recommends City Council approval of the proposed Interfund Loan and Advance Process and Authority Policy, requiring City Council approval for amounts greater than $499,999.

   The City Council approved this recommendation.

2. Rules and Communications Committee Meeting of June 23, 2011. **Accepted as submitted.**

   a. **COMMITTEE RECOMMENDATION:** The Committee recommends that the City Council schedule approval for the creation of a pilot program to digitally record the Rules and Communications Committee meetings in the Sister Cities Gallery, and the Planning Commission and Board of Zoning Adjustments meetings in the City Council Chambers. The program would be reviewed after six months to assess the costs, usage and benefits of the program. The Committee further recommends the purchase of the necessary equipment to digitally record meetings outside the Council Chambers, which would be purchased with PEG (Public, Educational and Government) funds. **(Moved to Item 9, Items Removed from Consent Calendar.)**

   b. **COMMITTEE RECOMMENDATION:** The Committee recommends scheduling consideration by the City Council of adoption of the proposed redistricting timeline, criteria and community outreach.

   The City Council approved this recommendation.

3. Shoreline-Marina Committee Meeting of July 5, 2011. **Accepted as submitted.**

D. **Resolution No. 2011-140**, Resolution Designating Voting Delegate for the League of California Cities 2011 Annual Conference (designates Councilmember Starosciak as voting delegate and Vice Mayor Gregory and Councilmember Souza as alternate voting delegates).

E. Matter of Resolutions Updating the Designation of Persons Authorized to Make Financial Transactions and Investments of Funds.

1. **Resolution No. 2011-141**, Resolution Rescinding Resolution No. 2010-132 and Designating Signatures on City Checks and Persons Authorized to Make Fund Transfers by Telephone and Wire (updates names of City officials authorized to deposit, withdraw and transfer funds with specific banking institutions for the City Treasury).

2. **Resolution No. 2011-142**, Resolution Rescinding Resolution No. 2010-133 and Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF) and Designating Certain Depositories and Further Authorizing Specified City Officials to Remit Money in the City Treasury to the State Treasury for Deposit in the Local Agency Investment Fund (updates names of City officials authorized to deposit, withdraw and transfer funds with LAIF for the City Treasury).

3. **Resolution No. 2011-009 RDA**, Resolution of the Redevelopment Agency of the City of San Leandro Rescinding Resolution No. 2010-011 RDA and Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF) and Designating Certain Depositories and Further Authorizing Specified City Officials to Remit Money in the City Treasury to the State Treasury for Deposit in the Local Agency Investment Fund (updates names of agency officials authorized to deposit, withdraw and transfer funds with LAIF for the Redevelopment Agency of the City San Leandro).

4. **Resolution No. 2011-001 EDA**, Resolution of the Economic Development Agency of the City of San Leandro Rescinding Resolution No. 2010-001 EDA and Authorizing Investment of Monies in the Local Agency Investment Fund (LAIF) and Designating Certain Depositories and Further Authorizing Specified City Officials to Remit Money in the City Treasury to the State Treasury for Deposit in the Local Agency Investment Fund (updates names of agency officials authorized to deposit, withdraw and transfer funds with LAIF for the Economic Development Agency of the City of San Leandro).

F. **Resolution No. 2011-143**, Resolution Approving Text Corrections to Title 6, Chapter 4 of the San Leandro Administrative Code Relating to Fees and Charges for Services Provided by City Departments (corrects a clerical error where a few fees were placed on wrong lines in the Community Development portion of fee schedule).

G. **Resolution No. 2011-010 RDA**, Resolution of the Redevelopment Agency of the City of San Leandro Adopting an Enforceable Obligation Payment Schedule Consistent with the Requirements of Health and Safety Code Section 34169 (provides a list of all the obligations enforceable within the meaning of California Health and Safety Code Section 34167).

H. **Resolution No. 2011-001 GHAD**, Resolution of the San Leandro Hillside Geologic Hazard Abatement District Approving the Annual Report of the San Leandro Hillside Geologic Hazard Abatement District (GHAD) for Fiscal Year 2010-11 (provides for the approval of the annual report of the activities of the GHAD).

I. **ADOPT:** Resolution Amending Title 8, Chapter 5 to the San Leandro Administrative Code, Relating to Substandard Residential Driveways (modifies the property owner/City cost sharing for non-standard driveway replacement under certain conditions when streets are reconstructed, and suspends the driveway replacement program when funding is not available). **(Moved to Item 9, Items Removed from Consent Calendar.)**

J. **Resolution No. 2011-144**, Resolution Approving Parcel Map 10025 for 2500 Merced Street and Acceptance of Dedication of Public Right-of-Way, Public Access Easements and a Public Utility Easement by the City of San Leandro, Assessor's Parcel Nos. 077A-0649-003-03, 077A-0649-012-00, and 077A-0649-003-02; Owner, Subdivider, and Applicant: Kaiser Foundation Hospitals (provides for roadway widening, new sidewalk, storm drainage, and traffic signal improvements associated with the construction of the future Kaiser Hospital and Hospital Support Building).

K. **Resolution No. 2011-145**, Resolution Approving Plans and Specifications and Calling for Bids for the Americans with Disabilities Act (ADA) Ramp Project 2011-12, Project No. 2012.0140 (provides for the construction of ADA compliant sidewalk wheelchair ramps at street intersections throughout the City).

L. **Resolution No. 2011-146**, Resolution Approving Plans and Specifications and Authorizing the Call for Bids for the Annual Sidewalk Program 2011-12, Project No. 2009.0241 (provides for removal and replacement of damaged concrete sidewalk, driveway approaches, curbs and gutters and the installation of sidewalk curb ramps throughout the City).

M. **Resolution No. 2011-147**, Resolution of Award of Construction Contract to Gallagher & Burk, Inc. for the Annual Overlay/Rehabilitation 2010-11 Project, Project No. 10-149-38-327 (recommends award to the low bidder in the amount of $1,009,729.50 for the subject project).

N. **Resolution No. 2011-148**, Resolution of Award of Construction Contract to Blossom Valley Construction for the Par Course Improvements, Project No. 10-150-38-322 (recommends award to the low bidder in the amount of $402,776.00 for the subject project).

O. **ADOPT:** Resolution Approving Contractual Services Agreement with Golden Associates Relating to the Bay Area Rapid Transit (BART)-Downtown Pedestrian Improvement Project, Project No. 11-150-38-331, Federal-Aid Project No. ESPL-5041(036) (provides for preparation of construction documents related to landscape and irrigation for the subject project). **(Moved to Item 9, Items Removed from Consent Calendar.)**

9. ITEMS REMOVED FROM CONSENT CALENDAR

8.C.2.a. **COMMITTEE RECOMMENDATION:** The Committee recommends that the City Council schedule approval for the creation of a pilot program to digitally record the Rules and Communications Committee meetings in the Sister Cities Gallery, and the Planning Commission and Board of Zoning Adjustments meetings in the City Council Chambers. The program would be reviewed after six months to assess the costs, usage and benefits of the program. The Committee further recommends the purchase of the necessary equipment to digitally record meetings outside the Council Chambers, which would be purchased with PEG (Public, Educational and Government) funds.

The City Council approved this recommendation.

M/S/C Cutter and Souza. Ayes: 7; Noes: 0

8.I. **Resolution No. 2011-149**, Resolution Amending Title 8, Chapter 5 to the San Leandro Administrative Code, Relating to Substandard Residential Driveways (modifies the property owner/City cost sharing for non-standard driveway replacement under certain conditions when streets are reconstructed, and suspends the driveway replacement program when funding is not available). **Adopted with amendment.**

M/S/C Cutter and Starosciak. Ayes: 7; Noes: 0

8.O. **Resolution No. 2011-150**, Resolution Approving Contractual Services Agreement with Golden Associates Relating to the Bay Area Rapid Transit (BART)-Downtown Pedestrian Improvement Project, Project No. 11-150-38-331, Federal-Aid Project No. ESPL-5041(036) (provides for preparation of construction documents related to landscape and irrigation for the subject project).

M/S/C Cutter and Prola. Ayes: 7; Noes: 0

10. ACTION ITEMS

A. Matter of Appeal by Harry Metaxas of the Board of Zoning Adjustments' Approval of PLN2011-00014, Minor Site Plan Review Approval (PLN2011-00012); to Build an Approximately 692 Square Foot Addition to the Rear of the Existing Single Family Home; Approximately 335 Square Feet Will Be Added to the First Floor for a Family Room and Half Bath and Approximately 355 Square Feet Will Be a New Second Story Providing for a Bedroom and Bath; 908 Dowling Boulevard; Assessor's Parcel Number 76-308-19; J. McGrath (Applicant and Property Owner); RS Residential Single-Family District.

1. **Minute Order No. 2011-080**, Motion Denying the Appeal by Harry Metaxas, Upholding the Board of Zoning Adjustments' Affirmation of the Approval of the Minor Site Plan Review.

The City Council denied the appeal by Harry Metaxas, upholding the Board of Zoning Adjustments' affirmation of the approval of the minor site plan review.

M/S/C Reed and Gregory. Ayes: 7; Noes: 0

B. Matter of Adoption of Timeline, Criteria and Outreach Plan for City Council Redistricting (reviews, discusses and adopts the criteria, timeline and community outreach plan for the 2011 Council redistricting).

1. **Minute Order No. 2011-081**, Motion Adopting the Criteria, Timeline and Community Outreach Plan for the 2011 Council Redistricting as Outlined in the Associated Staff Report.

The City Council adopted the criteria, timeline and community outreach plan for the 2011 Council redistricting as outlined in the associated staff report.

M/S/C Prola and Reed. Ayes: 7; Noes: 0

C. City Council Discussion Regarding Concepts of District Elections, Reducing Council Membership, and Increasing Term Limits. **Placed on agenda per direction at July 5, 2011 City Council meeting.**

D. Report on Closed Session Actions Taken.

None.

11. CITY COUNCIL CALENDAR

City Councilmembers announced calendar of upcoming events and coordinate attendance.

12. CITY COUNCIL REPORTS AND ANNOUNCEMENTS

City Councilmembers reported on meetings and other local events attended since the last meeting; reported on attendance at conferences and seminars; and made brief comments on issues of concern.

13. ADJOURN

The meeting was adjourned at 10:20 p.m.