



# City Manager's Weekly Update

September 26, 2012

## UPCOMING MEETINGS

- 10/1** City Council Meeting,  
7:00 p.m.,  
Council Chambers
- 10/5** Finance Committee  
Meeting, 8:30 a.m.,  
Council Chambers
- 10/8** City Council Work  
Session - Cancelled
- 10/10** Facilities Committee  
Meeting, 4:00 p.m.,  
Council Chambers
- 10/15** City Council Meeting,  
7:00 p.m.,  
Council Chambers
- 10/16** Community  
Development  
Committee Meeting,  
4:30 p.m.,  
Council Chambers
- 10/22** City Council Work  
Session, 7:00 p.m.,  
Council Chambers
- 10/23** Rules and  
Communications  
Committee Meeting,  
4:00 p.m.,  
Council Chambers
- 11/5** City Council Meeting,  
7:00 p.m.,  
Council Chambers
- 11/12** Veteran's Day Holiday  
(Observed) - City Hall  
and libraries closed.
- 11/13** City Council Meeting,  
7:00 p.m.,  
Council Chambers
- 11/14** Facilities Committee  
Meeting, 4:00 p.m.,  
Council Chambers
- 11/15** CC/SLUSD Liaison  
Committee Meeting,  
4:30 p.m., TBD

**To:** City Council  
**From:** Chris Zapata, City Manager

## Mark Your Calendar

Transportation Town Hall Meeting (reminder)

**Thursday, September 27, 7:00 to 9:00 p.m., Senior Community Center, 13909 East 14<sup>th</sup> Street**

- The public is invited to attend a Transportation Town Hall Meeting tomorrow, **September 27**, in which the City, the Alameda County Traffic Commission, AC Transit and Bay Area Rapid Transit will discuss issues solutions concerning the condition of the streets. The focus of this Town Hall Meeting will be the state of transportation in San Leandro and future funding opportunities, such as Measure B 1, the half-cent sales tax proposal on the November 2012 ballot. The public will have an opportunity to provide input on these issues, as well as the AC Transit Bus Rapid Transit (BRT) bus station design.

## Council Information

Downtown Parking Garage Update

- Construction work on the new seismically safe, ADA accessible, LEED certified downtown parking garage is wrapping up, and we are excited to share that the garage will open no later than Monday, November 12. Should the City receive final approval on all health and safety issues prior to November 12, the garage will open earlier.
- Permit parkers were notified this week. To show appreciation for their patience during this upgrade, the City is waiving the monthly permit parking fee for November 2012.
- Free short-term (2-hour and 24-minute parking) will continue to be available on the first floor of the parking garage. The second and third floor will be designated for permit parking and the top floor will offer daily parking.
- In early November, City staff will begin outreach to nearby customers and employees about parking availability at the garage. The increased capacity at the new garage will allow us to attract more long-term parkers with the goal of leaving the short-term parking lots near services for customers.

SLPD Siren Analysis (staff report attached)

- The City of San Leandro currently utilizes a siren system, as an alert warning, in the event of an emergency or natural disaster. The siren, when activated, is an audible, foghorn type notification that can be heard throughout the city. Information regarding the emergency is recorded on the City of San Leandro's radio station 1610. Upon activation of the siren, citizens should tune into 1610 on their radio for the most current information regarding the emergency.
- It is staff's recommendation to use the current technology we have in place, Code Red, for community alerting. Staff will keep current with the other agencies that have had a siren in the past as to the direction they are moving. No agency has a replacement solution at this time.

### San Leandro Library Offering Discover and Go Pass Network (flyer attached)

- On October 1, Library Services is pleased to join the Discover & Go Network, a service providing free and discounted passes to a wide variety of Bay Area museums and cultural attractions. Library cardholders can browse a growing list of participating Bay Area cultural venues, make online reservations, and download and print passes, all through the San Leandro Public Library's Discover & Go website at <http://discover.sanleandro.org>.

### United States Raid Los Angeles Marijuana Shops (article attached)

- Federal officials raided medical marijuana dispensaries to Los Angeles on Tuesday, raiding several shops and issuing warning letters to dozens more.

## Council Follow-Up

### 28<sup>th</sup> Annual California Coastal Clean-up – San Leandro (photos attached)

- The 28<sup>th</sup> Annual California Coastal Cleanup up was held on September 15.
- Staff was stationed at the Monarch Bay Bridge at the end of Monarch Bay Drive and at the Heron Bay entrance to the shoreline. Staff volunteers include: Debbie Pollart, Keith Cooke, Jennifer Auletta, Delmarie Snodgrass, Kurt Raphael and a community volunteer, Shawna Rose. In addition, Alameda County Fire Station #11 cleaned up the Estudillo flood control channel that leads to the bay under the Monarch Bay Bridge.
- In total, approximately 218 people attended this year's event which reflects a 50% decrease from last year. Several community groups participated, including KIPP Academy, The Principled Academy, San Leandro High Key Club, Iglesia Ni Cristo Church of Christ, the San Leandro Kiwanis Club, and many students from local high schools, churches, and citizens.
- The participants collected 140 bags of trash and 55 bags of recyclables. In addition many large items were recovered. The fire department retrieved 15 shopping carts, 8 tires, and 16 garbage cans of rubbish and recyclables from the canal.
- NBC News covered the event at the Monarch Bay Bridge site.
- The Heron Bay Homeowners Association issued a waiver of towing from 6:00 a.m. to 2:00 p.m. to provide parking and easier access for volunteers.

## Correspondence From Other Agencies

### East Bay Bus Rapid Transit (BRT) Community Workshop (reminder)

- The East Bay Bus Rapid Transit (BRT) project is asking the community to participate in providing feedback on BRT station design. They believe this is an important opportunity for community members to collaborate with AC Transit and station design engineers in selecting a design that resonates with and serves the needs of the community. There will be a community workshop on Thursday, September 27 from 7:00-9:00 p.m. at the San Leandro Senior Community Center, 13909 East 14th Street, San Leandro.

### Nominations open for the East Bay EDA Innovation Awards (flyer attached)

- The East Bay EDA has issued a call for nominations for the first-ever East Bay Innovation Awards. This event will celebrate the cutting-edge innovators in business that make the East Bay one of the preeminent regions of innovation in the U.S.
- Awards will be given for the following categories: Clean Tech, Advanced Manufacturing, Food, Life Sciences, Engineering and Design, Education, Catalyst, and Legacy. The award ceremony will be **January 31, 2012** at the Fox Theatre in Oakland.
- Anyone can nominate a potential award winner. Ideas for nominees can also be forwarded to [jkay@sanleandro.org](mailto:jkay@sanleandro.org).
- The nomination period closes on October 19. More information and the nomination form are available at <http://eastbayeda.org/iawards>.

### League of Cities Files Legal Challenge of AB1484 (correspondence attached)

- On September 6, the League of California Cities filed litigation challenging the constitutionality of the sales tax and property tax take aways and other provisions of AB 1484 (the redevelopment elimination cleanup bill).
- Although the San Leandro Successor Agency has already received confirmation that the State will not impose any penalties related to San Leandro's disputed AB1484 payment obligation, several points of concern remain in this legislation. A favorable judgment in this case could provide needed clarification on several issues related to the winding down of redevelopment activities and assets.

San Leandro Police Department

# Siren Analysis

July 2012



## INTRODUCTION

The City of San Leandro currently utilizes a siren system, as an alert warning, in the event of an emergency or natural disaster. The siren, when activated, is an audible, foghorn type notification that can be heard throughout the city. Information regarding the emergency is recorded on the City of San Leandro's radio station 1610. Upon activation of the siren, citizens should tune into 1610 on their radio for the most current information regarding the emergency.

## ANALYSIS

The siren is supported by the 800 MHz radio system which is slated to be disconnected as of December 31, 2012. Randall Hagar, the director of GSA, has notified staff that the siren will not be operable upon cessation of the 800 MHz system. GSA will not maintain or support any portion of the 800 MHz system. The GSA is contacting vendors for proposals to replace the siren system, however no quotes or options have been proposed as of date.

The 800 MHz radio system is being replaced by brand new digital technology under EBRCSA (East Bay Regional Communication System Authority). The siren system will not operate on a digital system. There has not been any solution provided by the county or EBRCSA to replace or operate a siren system.

Of the 13 agencies in Alameda County, only 3 agencies utilize a siren system. These agencies are San Leandro, Alameda and Oakland. Alameda Police Department is aware their siren will no longer be operable; however, they do not have a solution. Their fire department has taken the lead on finding a solution, but no solution has been proposed as of date. Oakland Police Department is not part of the EBRCSA agreement.

Agencies in Alameda County, Contra Costa County, Santa Clara County and San Mateo County were contacted regarding emergency notification systems. The County of Contra Costa maintains a siren system for every agency in their county. It operates on a low band frequency with pk90's and controller equipment and software at each site. When Contra Costa County migrates to the P25 solution, the entire control system will be phased out. Contra Costa County is hoping the Bay Area LTE program will provide the backbone for a siren system. Contra Costa does not have a contingency plan in place. Most agencies in Santa Clara County and San Mateo County have adopted a phone calling system such as Alert SCC (Santa Clara County Emergency Alert System) and SMC Alert (San Mateo County's Community Alert System). Code Red and Rapid Notify are also used for emergency notifications to members of the community.

<i>Agency</i>	<i>Siren</i>	
<b>Alameda County:</b>		
Albany	No	
Alameda	Yes	Siren will be inoperable December 2012
Alameda County Sheriff	No	
Berkeley	No	Berkeley Emergency Notification
Emeryville	No	
Fremont	No	
Hayward	No	
Livermore	No	
Newark	No	

Oakland	Yes	
Piedmont	No	
Pleasanton	No	
San Leandro	Yes	Siren will be inoperable December 2012
Union City	No	
<b>Contra Costa County:</b>		
Antioch	Yes	Siren will be inoperable December 2012
Brentwood	Yes	Siren will be inoperable December 2012
Clayton	Yes	Siren will be inoperable December 2012
Campbell	Yes	Siren will be inoperable December 2012
Concord	Yes	Siren will be inoperable December 2012
Danville	Yes	Siren will be inoperable December 2012
Hercules	Yes	Siren will be inoperable December 2012
Kensington	Yes	Siren will be inoperable December 2012
Lafayette	Yes	Siren will be inoperable December 2012
Martinez	Yes	Siren will be inoperable December 2012
Moraga	Yes	Siren will be inoperable December 2012
Oakley	Yes	Siren will be inoperable December 2012
Orinda	Yes	Siren will be inoperable December 2012
Pinole	Yes	Siren will be inoperable December 2012
Pittsburg	Yes	Siren will be inoperable December 2012
Pleasant Hill	Yes	Siren will be inoperable December 2012
Richmond	Yes	Siren will be inoperable December 2012
Walnut Creek	Yes	Siren will be inoperable December 2012
<b>Santa Clara County:</b>		
Campbell	No	Code Red
Gilroy	No	
Los Altos	No	Alert SCC
Los Gatos	No	Alert SCC
Milpitas	Yes	
Morgan Hill	Yes	Through Santa Clara County
Mountain View	No	Alert SCC
San Jose	No	Alert SCC
Sunnyvale	No	
<b>San Mateo County:</b>		
Brisbane	No	SMC Alert
Burlingame	No	Rapid Notify
Colma	No	
Daly City	No	
East Palo Alto	Yes	Through San Mateo County
Foster City	No	
Half Moon Bay	Yes	Through San Mateo County
Menlo Park	No	
Milbrae	No	SMC Alert
Redwood City	No	
South San Francisco	No	

## SUMMARY

The San Leandro Police Department will no longer have the ability to notify members of the community of an emergency or natural disaster through the siren system as of December 31, 2012. The current system will not be supported by EBRCSA technology. 77% of the agencies in Alameda County do not have a siren system.

## RECOMMENDATION

Due to expanding technology, police departments are using services such as Code Red and Rapid Notify, or a county wide alerting system such as SMC Alert or Alert SCC. San Leandro Police Department has utilized the services of Code Red since 2009. The Code Red System was designed to allow authorized users the ability to launch messages from phone or internet, anytime, from anywhere. It is staff's recommendation to use the current technology we have in place, Code Red, for community alerting. Staff will keep current with the other agencies that have had a siren in the past as to the direction they are moving. No agency has a replacement solution at this time.

# Visit Museums for FREE

with your  
San Leandro Library Card!



Discover & Go is a museum pass reservation system that allows San Leandro Library card holders to get free or discounted admission passes to local museums and cultural institutions.

## Discover

- Aquarium of the Bay
- Bay Area Discovery Museum
- Charles M. Schultz Gallery
- Exploratorium
- Lawrence Hall of Science
- Lindsey Wildlife Museum
- Museum of the African Diaspora (MOAD)
- Oakland Aviation Museum
- UC Berkely Art Museum & Pacific Film Archive
- USS Hornet Museum
- Yerba Buena Center for the Arts
- & more!



## Go!

1. Go to [discover.sanleandro.org](https://discover.sanleandro.org)
2. Login with your San Leandro Library Card
3. Choose the date of your visit from the calendar
4. Choose the venue
5. Click the blue reserve icon
6. Print your passes from home or from a library computer.

See the full list of exciting venues and learn more about this program at [discover.sanleandro.org](https://discover.sanleandro.org)



# **United States Raid Los Angeles Marijuana Shops**

*September 26, 2012, 1:54 a.m.*

*LA Times*

Federal officials brought their war on medical marijuana dispensaries to Los Angeles on Tuesday, raiding several shops and issuing warning letters to dozens more.

Officials at the U.S. attorney's office said it was the first large-scale federal action taken against cannabis shops in the city, and said more will probably follow.

"We couldn't do all of L.A. at once," said Thom Mrozek, a spokesman for the office. "There's just too many stores."

The crackdown adds a dramatic element to the already tense fight over the fate of medical marijuana dispensaries in the city. And it underscores the stern stance of the federal government that the sale and distribution of cannabis is illegal, no matter what cities do to try to regulate the industry.

Over the last year, federal authorities have targeted pot businesses across California, including a high-profile raid at a marijuana trade school in Oakland, where proceeds on medical marijuana are taxed.

The Southern California effort began in October in Orange County and has since moved east into the Inland Empire and north into Los Angeles County. "Now we have arrived at the city of Los Angeles," Mrozek said.

Prosecutors went to court Tuesday to file civil asset forfeiture complaints against the owners of three Eagle Rock properties for allowing three commercial marijuana stores to operate: Together for Change Collective, House of Kush and ER Collective.

The Drug Enforcement Administration also executed search warrants at three locations — in downtown, Boyle Heights and Silver Lake.

Mrozek said authorities have mailed warning letters to the property owners and operators of an additional 67 dispensaries, mostly in Eagle Rock and downtown, giving them two weeks to comply with federal law. A marijuana business in Huntington Park, believed to be the only one in that city, was also told to shut down.

The actions come as L.A. officials and medical marijuana activists gear up for a ballot measure fight over the fate of a recent city ban on dispensaries.

The City Council approved a ban on the storefront sale of marijuana this summer, saying that each of the estimated 750 pot shops operating across the city must close. The ordinance would allow small groups of patients to grow and share the drug.

But before the ban went into effect, activists seeking to strike it down saw their challenge qualify for the ballot. That means the City Council now must choose whether to repeal the ordinance, replace it with a modified version or let voters decide. Several council members, including [Jose Huizar](#), who pushed for the ban, say they intend to put the referendum on the March 5 ballot, when voters will choose a mayor, city controller, city attorney and eight council members.

Huizar, who represents Eagle Rock and much of downtown, cheered the federal crackdown and called on state legislators "to create a better way of providing access for seriously ill patients while removing the scores of profiteers and recreational users who currently dominate the market."

Huizar and others complain that California's law guaranteeing patients safe access to medical marijuana is too vague in how the drug should be regulated.

In the early days of President Obama's tenure, Atty. Gen. Eric H. Holder Jr. said federal prosecutors would not target medical marijuana users and caregivers as long as they followed state laws. But as the risk of prosecution diminished, storefront dispensaries and enormous growing operations proliferated in California, often in brazen defiance of zoning laws and local bans.

Last year, the four U.S. attorneys assigned to the state announced that they were taking aim at large-scale growers.

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**28<sup>th</sup> Annual California Coastal Clean-up – San Leandro**  
**September 15, 2012**



The Iglesia Ni Cristo Church of Christ were the first arrivals at Monarch Bay Bridge Registration and so participate.

eager to



The San Leandro High Key Club ready to serve.



The Principled Academy ready to go.



And hard at work.



Councilmember Souza joins the effort at Monarch Bay Bridge site and Councilmember Prola. (not pictured)



Keith Cooke helping a participant register.



NBC news interviews a participant.



Cleaning up at the corner of the Monarch Bay Bridge and the Par Course



One hour into the clean up at Monarch Bay Bridge.



Staff filling up the dumpster.



Captain Blair and crew at Fire Station #11 cleaned up the Estudillo canal.



# call for nominations!

Announcing the first-ever **East Bay Innovation Awards** to celebrate and recognize the significant contributors to the East Bay's unique culture and legacy of innovation and its impact on the regional economy!

The **East Bay Innovation Awards** will honor companies and individuals in a variety of categories, including:

- Clean Tech
- Advanced Manufacturing
- Food
- Information / Communication Technology
- Life Sciences
- Engineering and Design
- Education
- Catalyst
- Legacy

Nominate a business which has made a breakthrough, changed the direction of their industry, and continues to make the East Bay a hub of vibrant activity. Nominees will be evaluated by independent panels of experts in each field.

Sponsorship opportunities are still available:  
contact [Karen@eastbayeda.org](mailto:Karen@eastbayeda.org).

[www.eastbayeda.org/iawards](http://www.eastbayeda.org/iawards)





1400 K Street, Suite 400 • Sacramento, California 95814  
Phone: (916) 658-8200 Fax: (916) 658-8240  
www.cacities.org

Sept. 24, 2012

Contact: Eva Spiegel, (916) 658-8228  
Cell: (530) 400-9068

**FOR IMMEDIATE RELEASE**

**League of California Cities Challenges Constitutionality of Portions of AB 1484,  
the Redevelopment Budget Trailer Law**

**Sacramento** — Today the League of California Cities submitted a lawsuit for filing in the Sacramento County Superior Court challenging AB 1484, the 2012 redevelopment budget trailer bill. The lawsuit contends that AB 1484 contains unconstitutional property and sales tax claw-back and other provisions that violate the California State Constitution, including both Proposition 1 A (2004) and Prop. 22 (2010). The petition does not seek to invalidate AB 1484 in its entirety, but it is being filed to ensure that the wind-down of redevelopment agencies is executed in an orderly and constitutional fashion without jeopardizing the fiscal stability of cities as they work to faithfully implement the redevelopment dissolution legislation.

The plaintiffs are: the League of California Cities, the city of Vallejo, the Vallejo Successor Agency, and League Executive Director Chris McKenzie as the taxpayer plaintiff. The defendants are: the Department of Finance, the Board of Equalization, the State Controller and the Solano County Auditor Controller.

In the lawsuit the petitioners contend that AB 1484 lacks sufficient standards to guide and constrain the Department of Finance's decision making authority in a number of significant areas. The following provisions are being challenged as unconstitutional:

- The "true-up" payment requirement;
- The Department of Finance's authority to order the Board of Equalization to withhold sales tax from those cities whose successor agencies failed to make the July "true-up" payment and in other circumstances;
- County auditor-controllers' authority to withhold property taxes in certain circumstances; and
- Those provisions of AB 1484 that establish an unconstitutional delegation of legislative authority to the Department of Finance.

The League also asserts in the lawsuit that the Department of Finance has not complied with the Administrative Procedure Act (Act), which provides the procedures by which state agencies must adopt regulations. The Department of Finance has adopted no regulations under the Act to implement AB 1484.

League President and Pasadena Mayor Bill Bogaard: "By dissolving redevelopment agencies, the Legislature and Governor eliminated California's most effective tool to build infill infrastructure, cleanup brownfields and build affordable housing. While disagreeing with that decision, city officials have accepted it and are working to implement the law in a conscientious and lawful manner. This lawsuit asks the court to require that the Legislature and the Administration follow our state constitution in carrying out the state's responsibilities in this process, including establishment of an administrative process that guarantees certainty and transparency."

League Executive Director Chris McKenzie: "AB 1484 was enacted to secure revenues for the state budget, but it also puts the property and sales tax revenues of cities at risk at a time of great fiscal uncertainty. These are the same funds cities use to provide vital public safety and other city services. We are filing this lawsuit to protect the ability of California cities to effectively deliver services to their residents

and to insist that the voter-approved constitutional protections of these revenues be respected by our state government.”

McKenzie noted that the Department of Finance has recently taken some common sense steps to improve its administration of the redevelopment dissolution law. However, serious constitutional problems remain with the current administrative process and AB 1484 itself that put the sales and property tax revenues of cities at serious risk.

###