



CITY OF HAYWARD

Hayward City Hall
777 B Street
Hayward, CA 94541
www.Hayward-CA.gov

Agenda City Council

Tuesday, January 21, 2020

7:00 PM

Council Chambers

SPECIAL JOINT MEETING OF THE CITY COUNCIL AND HAYWARD REDEVELOPMENT SUCCESSOR AGENCY BOARD

CALL TO ORDER Pledge of Allegiance: Council/HRSAB Member Lamnin

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PRESENTATION

Certificate of Recognition Presented to
Daisy Bamberger for Achieving Hayward Amateur Boxing Champion

PUBLIC COMMENTS

The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Information Items. The Council welcomes your comments and requests that speakers present their remarks in a respectful manner, within established time limits, and focus on issues which directly affect the City or are within the jurisdiction of the City. As the Council is prohibited by State law from discussing items not listed on the agenda, your item will be taken under consideration and may be referred to staff.

ACTION ITEMS

The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council Member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk any time before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.

CONSENT

1. [MIN 20-008](#) Approve City Council Minutes of the Special City Council Work Session Meeting on December 17, 2019

Attachments: [Attachment I Work Session Minutes of 12/17/2019](#)

2. [MIN 20-009](#) Approve City Council Minutes of the City Council Meeting on December 17, 2019
- Attachments:** [Attachment I Draft Minutes of 12/17/2019](#)
3. [CONS 20-018](#) Adopt an Ordinance Amending Chapter 8, Article 21, Section 8-21.11 of the Hayward Municipal Code Relating to Increasing the Commercial Cannabis Tax Rate to Seven Percent of Gross Sales
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Summary of Published Ordinance](#)
4. [CONS 20-019](#) Adopt an Ordinance Amending Chapter 10, Article 16 of the Hayward Municipal Code Regarding Obligations for Parks and Recreation for Property Developers
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Summary of Published Ordinance](#)
 [Attachment III Revised Ordinance](#)
5. [CONS 20-037](#) Adopt a Resolution Accepting the Resignation of Ms. Ginny Delaney from the Keep Hayward Clean and Green Task Force, Effective January 3, 2020
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Resignation Letter](#)
6. [CONS 20-038](#) Adopt a Resolution Accepting the Resignation of Mr. Ernesto Sarmiento Jr. from the Community Services Commission, Effective January 1, 2020
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Resignation Letter](#)
7. [CONS 20-023](#) Adopt a Resolution Authorizing Amendment of the Legal Services Agreement with Downey Brand LLP to Increase the Contract Amount for Specialized Legal Support on Water Resources-Related Matters to a Not-To-Exceed Amount of \$225,000
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)

8. [CONS 20-024](#) Adopt a Resolution Authorizing the City Manager to Amend the Professional Services Agreement with Luhdorff & Scalmanini Consulting Engineers to Increase the Contract Amount for Technical Groundwater Support Services by \$35,000, to a Not-to-Exceed Amount of \$110,000

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)

9. [CONS 20-027](#) Adopt a Resolution Supporting a Priority Production Area Designation in the Plan Bay Area 2050 for the Industrially Zoned Areas in the City of Hayward

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Proposed PPA Designation](#)

10. [CONS 20-029](#) Adopt Resolutions Authorizing the City Manager to Amend the Professional Services Agreement with HydroScience Engineers, Inc., to Increase the Contract Amount by \$80,000 to a Not-to-Exceed Amount of \$376,000, for Additional Support Services and Appropriate Additional Funds from Sewer Improvement Fund

Attachments: [Attachment I Staff Report](#)
[Attachment II Contract Increase Resolution](#)
[Attachment III Contract Appropriation Resolution](#)

11. [CONS 20-036](#) Adopt Resolutions Authorizing the City Manager to Negotiate and Execute Amendment to Professional Services Agreements with RossDrulisCusenbery and Kitchell CEM and to Negotiate and Execute New Professional Services Agreements with ABC Inspections, Inc., and Consolidated Engineering Laboratories for the Fire Station 6 and Fire Training Center Project

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution Amending RDC's Contract](#)
[Attachment III Resolution Amending Kitchell's Contract](#)
[Attachment IV Resolution for ABC Inspections](#)
[Attachment V Resolution for Consolidated Engineering Lab](#)

12. [CONS 20-052](#) Adopt a Resolution Authorizing the Purchase of a StarChase Pursuit Management System

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)

13. [CONS 20-056](#) Adopt a Resolution Approving the Annual Recognized Obligation Payment Schedule for the Period July 1, 2020 to June 30, 2021 and the Hayward Redevelopment Successor Agency Administrative Budget for the Period July 1, 2020 to June 30, 2021

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III ROPS 20-21](#)
 [Attachment IV Fiscal Year 2021 Administrative Budget](#)

PUBLIC HEARING

14. [PH 20-002](#) Huntwood Townhomes: City Council Call Up of the Planning Commission's Denial on October 24, 2019 and the Approval of a Resolution to Subdivide a 1.21-Acre Site into 18 Parcels to Allow the Construction of 14 Townhomes with Common Open Space Areas and Related Site Improvements at 28538 Huntwood Avenue (APN 465-0025-005-03) Requiring Approval of a Vesting Tentative Tract Map and Site Plan Review. Application No. 201705535 by James Chao (Applicant) on behalf of Zhong Yin Liu (Owner) (Report from Development Services Director Simpson)

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Applicant's Letter of Commitment](#)
 [Attachment IV PC Findings for Denial](#)
 [Attachment V Project Plans](#)
 [Attachment VI Affordable Housing Plan](#)
 [Attachment VII PC Minutes of 10/24/2019](#)

CITY MANAGER'S COMMENTS

An oral report from the City Manager on upcoming activities, events, or other items of general interest to Council and the Public.

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Members can provide oral reports on attendance at intergovernmental agency meetings, conferences, seminars, or other Council events to comply with AB 1234 requirements (reimbursable expenses for official activities).

COUNCIL REFERRALS

Council Members may bring forward a Council Referral Memorandum (Memo) on any topic to be considered by the entire Council. The intent of this Council Referrals section of the agenda is to provide an orderly means through which an individual Council Member can raise an issue for discussion and possible direction by the Council to the appropriate Council Appointed Officers for action by the applicable City staff.

ADJOURNMENT

NEXT MEETING, January 28, 2020, 7:00 PM

PUBLIC COMMENT RULES

Any member of the public desiring to address the Council shall limit her/his address to three (3) minutes unless less or further time has been granted by the Presiding Officer or in accordance with the section under Public Hearings. The Presiding Officer has the discretion to shorten or lengthen the maximum time members may speak. Speakers will be asked for their name before speaking and are expected to honor the allotted time. Speaker Cards are available from the City Clerk at the meeting.

PLEASE TAKE NOTICE

That if you file a lawsuit challenging any final decision on any public hearing or legislative business item listed in this agenda, the issues in the lawsuit may be limited to the issues that were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing.

PLEASE TAKE FURTHER NOTICE

That the City Council adopted Resolution No. 87-181 C.S., which imposes the 90-day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.

****Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. ****

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400 or TDD (510) 247-3340.

Assistance will be provided to those requiring language assistance. To ensure that interpreters are available at the meeting, interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400.