



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, March 19, 2019

7:00 PM

Council Chambers

CONCURRENT MEETING OF THE SPECIAL JOINT HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT BOARD OF DIRECTORS AND CITY COUNCIL

HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD) BOARD OF DIRECTORS MEETING

CALL TO ORDER Pledge of Allegiance: Council/GHAD Member Wahab

ROLL CALL

Present: 7 - Council Member Francisco Zermeno, Council Member Elisa Marquez, Council Member Al Mendall, Council Member Sara Lamnin, Council Member Aisha Wahab, Council Member Mark Salinas, and Mayor Barbara Halliday

CONSENT

Approval of the Consent Calendar

Approval of the Consent Calendar

A motion was made by Council Member Mendall, seconded by Council Member Marquez, to approve the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

1. [Minutes of the Hayward Geologic Hazard Abatement District Board Meeting on February 5, 2019](#)

Consent item approved.

2. [Minutes of the Hayward Geologic Hazard Abatement District Board Meeting on February 26, 2019](#)

Consent item approved.

PUBLIC HEARING

3. [Adopt a Resolution to Declare the GHAD's Intent to Order an Assessment for the Ersted Property and Set a Public Hearing 45 days after Notice is Provided to Consider the Proposed Assessment and any Protests thereto](#)

A motion was made by Council Member Lamnin, seconded by Council Member Mendall, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

The Hayward Geologic Hazard Abatement District Board of Directors Adjourns and Reconvenes into the Meeting of the City Council

CITY COUNCIL MEETING**CLOSED SESSION ANNOUNCEMENT**

City Attorney Lawson reported the City Council convened in closed session at 5:00 p.m., concerning four items: 1) public employment pursuant to Government Code 54957 regarding the City Clerk's annual performance evaluation; 2) conference with property negotiators pursuant to Government Code 54956.8, regarding City owned property at 1401 Golf Course Road; APN 432-0134-001-05; 3) conference with legal counsel pursuant to Government Code 54956.9(d)(2) regarding two anticipated litigation cases. Mayor Halliday noted there was no reportable action related to item 1. City Attorney Lawson noted there was no reportable action related to Items 2 and 3.

PRESENTATION

American Red Cross Month

LEGISLATIVE BUSINESS (Unfinished Business from March 5, 2019)

1. [Introduction of the Hayward Community Foundation Concept, Formation Process, and Authorization for the City Manager to Establish an Affiliate Fund with the East Bay Community Foundation to Create the Hayward Community Foundation \(Report from City Manager McAdoo\)](#)

A motion was made by Council Member Mendall, seconded by Council Member Zermeño, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

PUBLIC COMMENTS

City Attorney Lawson

Jim Drake

Frank Running Horse

Gerald Smith

Tracy Rosenberg

Carlos Archaleta

Craig Emery

Amanda Hallberg

Rachel Schenkel

Juliana Morris

Lacei Amodei

Cynthia Nunes

Lindsay Williams

Rosaura Mendoza

Danny Rey

Stan Woods

Luis

Amaya Rodriguez submitted a card but did not speak.

Michael Kerr

Warren Foster

Jessica Nunes

Angelica submitted a card but did not speak.

Araceli Orozco

Diana Ponce submitted a card but did not speak.

Karla Gonzalez

Frankie

Tina Garcia submitted a card but did not speak.

Augie

Eduardo Orozco

Iman Siddiqi

Veronica Solorio

Aunt B

Melissa Mallory

Andy Briseño

Mo Kim

Steve Jacobsen

Consent items 3 and 5 were removed from the Consent Calendar.

CONSENT

2. [Minutes of the City Council Meeting on February 19, 2019](#)

Consent item approved.

3. [Minutes of the City Council Meeting on February 26, 2019](#)

Continued to March 26, 2019.

4. [Authorize the City Manager to Accept and Appropriate up to \\$150,000 from the California State Library for Hayward Library's Education Services Programs](#)

Consent item approved.

5. [Adoption of a Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with ICF Incorporated for Commercial Cannabis Program Permit Application Review Services, for Round 1, Tier 2 Applications, and Increasing the Compensation Amount Not to Exceed \\$250,838](#)

A motion was made by Council Member Mendall, seconded by Council Member Márquez, to approve staff's recommendation. The motion carried by the following vote:

Aye: 6 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, and Mayor Halliday

Nay: 1 - Council Member Salinas

6. [Resignation of Ms. Frederica Brewer from the Keep Hayward Clean and Green Task Force, Effective Immediately](#)

Consent item approved.

7. [Resolution to Initiate the Formation and Annexation of the Parkside Heights Property to Benefit Zone No. 17 of the Consolidated Landscaping and Lighting District 96-1](#)

Consent item approved.

PUBLIC HEARING

8. [Application to Amend Chapter 10, Article 1 \(Zoning Ordinance\), Section 10-1.3603\(B\) related to a Proposed Modification of the Required Setbacks for Commercial Cannabis Businesses from Certain Sensitive Land Uses; and Chapter 10, Article 1 \(Zoning Ordinance\), Section 10-1.3607\(C\).1 Related to a Reduction of the Overconcentration Buffer from 1,000 feet to 500 feet for Commercial Cannabis Retail Dispensaries of the Hayward Municipal Code in the City of Hayward, Requiring the Introduction of an Ordinance and the Adoption of a Resolution Approving Zoning Text Amendment Application No. 201900727 \(Report from Development Services Director Simpson\)](#)

A motion was made by Council Member Mendall, seconded by Council Member Zermeño, to approve staff's recommendation - Section 10-1.3603(b). The motion carried by the following vote:

Aye: 6 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, and Mayor Halliday

Recused: 1 - Council Member Salinas

A motion was made by Council Member Mendall, seconded by Council Member Zermeño, to approve staff's recommendation - Section 10-1.3607(c). The motion carried by the following vote:

Aye: 5 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, and Council Member Wahab

Nay: 1 - Mayor Halliday

Recused: 1 - Council Member Salinas

LEGISLATIVE BUSINESS

9. [Adoption of Proposed Revisions to the Council Member Handbook Section on "Order of Business related to Council Reports, Referrals and Future Agenda Items" \(Report from City Manager McAdoo\)](#)

A motion was made by Council Member Zermeño, seconded by Council Member Lamnin, to approve staff's recommendation with various changes. The motion carried by the following vote:

Aye: 5 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, and Mayor Halliday

Nay: 2 - Council Member Wahab, and Council Member Salinas

ADJOURNMENT

Mayor Halliday adjourned the meeting at 12:06 a.m., in memory of Muslim people who lost their lives at the two mosques in Christchurch, New Zealand on March 15, 2019.

NEXT MEETING, March 26, 2019, 7:00 PM