



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, June 28, 2016

7:00 PM

Council Chambers

SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT SUCCESSOR AGENCY/ HAYWARD HOUSING AUTHORITY MEETING

CALL TO ORDER Pledge of Allegiance: Council/RSA/HHA Member Mendall

ROLL CALL

Present: 7 - Council Member Francisco Zermeno, Council Member Al Mendall, Council Member Greg Jones, Council Member Marvin Peixoto, Council Member Sara Lamnin, Council Member Elisa Marquez, and Mayor Barbara Halliday

CLOSED SESSION ANNOUNCEMENT

City Attorney Lawson announced that the Council convened in closed session concerning two items: 1) Conference with legal counsel pursuant to Government Code 54956.9 regarding McKinney, et al. v. City of Hayward, U.S. District Court No. C-15-3121-THE; and 2) Public employment pursuant to Government Code 54957 regarding performance evaluation for City Manager. Mr. Lawson noted the City Council unanimously approved, with Council Member Lamnin moving and Council Member Márquez seconding to settle the case related to Item No. 1. Mayor Halliday noted there was no action related to Item No. 2.

PUBLIC COMMENTS

Ms. Tamara Centeno
Mr. Charlie Peters
Ms. Sarah Finnigan

HAYWARD YOUTH COMMISSION

1. [Appointment and Reappointment to the Hayward Youth Commission \(Report from City Clerk Lens\)](#)

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

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

City Clerk Lens administered the oath of office to new and continuing Hayward Youth Commission members.

Approval of the Consent Calendar

A motion was made by Council Member Peixoto, seconded by Council Member Márquez, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

CONSENT

Consent Item No. 7 was removed for separate vote.

2. [Minutes of the Special Joint City Council/Hayward Public Financing Authority Meeting on June 14, 2016](#)

Consent Item approved.

3. [Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Assessments for Fiscal Year 2017; and set July 19, 2016, as the Public Hearing Date for Such Actions for Consolidated Landscaping and Lighting District No. 96-1, Zones 1 through 13](#)

Consent Item approved.

4. [Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Levy Assessments for Fiscal Year 2017 for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit Located at Pacheco Way, Stratford Road and Ruus Lane, and Set July 19, 2016, as the Public Hearing Date for Such Actions](#)

Consent Item approved.

5. [Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Levy Assessments for Fiscal Year 2017 for Maintenance District No.2 - Eden Shores Storm Water Facilities and Water Buffer, and Set July 19, 2016, as the Public Hearing Date for such Actions](#)

Consent Item approved.

6. [Resolution Authorizing the City Manager to Negotiate and Execute a Memorandum of Understanding with California State University, East Bay to Establish the Sustainable City Year Program for a Total Amount Not to Exceed \\$75,000](#)

Consent Item approved.

7. [Resolution to Establish a Permanent Poet Laureate Program, Reappoint Bruce Roberts as Poet Laureate for FY 2017, and Establish a Stipend for FY 2017](#)

A motion was made by Mayor Halliday, seconded by Council Member Zermeno, to approve the staff recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

8. [Adoption of a Resolution Approving the Modifications and Extensions of Employment Agreements with the City Manager, City Attorney and City Clerk for Fiscal Year 2017 and Authorizing the Mayor to Execute Those Agreements on Behalf of the Council](#)

Consent Item approved.

9. [Adoption of Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2017](#)

Consent Item approved.

10. [Resolution Accepting the Written Resignation of Rui Li from the Downtown Business Improvement Area Advisory Board](#)

Consent Item approved.

11. [Downtown Business Improvement Area Annual Report and Proposed Budget for FY 2017 \(Continued from June 21, 2016 City Council Meeting\)](#)

Consent Item approved.

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

WORK SESSION

12. [Preliminary Analysis of the 2-1-1 System in Alameda County \(Report from Library and Community Services Director Reinhart\)](#)

Information Only

13. [East Bay Community Energy - Presentation of Draft Joint Powers Agreement and Technical Study \(Report from Utilities and Environmental Services Director Ameri\)](#)

Information Only

PUBLIC HEARING

14. [Recommend Approval and Necessary Actions to Allow Establishment of California Crosspoint Middle and High School at 25500 Industrial Boulevard. California Crosspoint Middle and High School \(Applicant\)/ Lampert 25500 Industrial Blvd, LLC \(Owner\); Including a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program \(Report from Development Services Director Rizk\)](#)

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

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

LEGISLATIVE BUSINESS**15. [Approval of the FY 2017 Operating Budget and Appropriations for FY 2017; Approval of the FY 2017 Capital Improvement Program Budget and Appropriations for FY 2017; Approval of the Hayward Redevelopment Successor Agency Budget; Approval of the Hayward Housing Authority Budget \(Report from Interim Director of Finance Claussen\)](#)**

A motion was made by Council Member Lamnin, seconded by Council Member Márquez , to approve the staff recommendation related to "Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2017" with an amendment (\$10,000). The motion failed by the following vote:

Aye: 3 - Council Member Lamnin, Council Member Marquez, and Mayor Halliday

Nay: 3 - Council Member Zermeno, Council Member Mendall, and Council Member Peixoto

Recused: 1 - Council Member Jones

A motion was made by Council Member Zermeño, seconded by Council Member Lamnin, to approve with revisions:RES 16-126 (Operating Budget), RES 16-127 (CIP), RSA RES 16-03, HA RES 16-01. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

A motion was made by Council Member Márquez, seconded by Council Member Zermeño, to approve with revisions RES 16-128 (Community Agency Funding). The motion carried by the following vote:

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

Recused: 1 - Council Member Jones

INFORMATION ITEMS**16. [Downtown Specific Plan Project Update \(Report from Development Services Director Rizk\)](#)**

Information Only

ADJOURNMENT

Mayor/Chair Halliday adjourned the meeting at 10:22 p.m.