



# CITY OF HAYWARD

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

## Action Minutes City Council

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**Tuesday, September 15, 2015**

**7:00 PM**

**Council Chambers**

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### REGULAR CITY COUNCIL MEETING

#### Council Chambers – 7:00 PM

#### CALL TO ORDER Pledge of Allegiance: Mayor Halliday

#### ROLL CALL

**Present:** 7 - Council Member Francisco Zermeno, Mayor Pro Tempore 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 regarding four items: 1) conference with labor negotiators pursuant to Government Code 54957.6 regarding all groups; 2) conference with legal counsel pursuant to Government Code 54956.9 regarding two anticipated cases; 3) conference with legal counsel pursuant to Government Code 54956.9 regarding pending litigations: a) Huynh v. City of Hayward, et al., Alameda County Superior Court No. RG10510409; b) City of Hayward, et. al. v. Board of Trustees of California State University, et. al., Alameda County Superior Court case numbers RG09480852 and RG09481095; 4) conference with property negotiators pursuant to Government Code 54956 regarding 22280 City Center Dr, Hayward, CA 94541, APN 415-0250-015-07 and 22320 City Center Dr, Hayward, CA 94541, APN 415-0250-018-11. City Attorney Lawson noted there was no reportable action.

#### PRESENTATION

Certificate of Commendation Presented to Rich LaPlante for His Service on the Keep Hayward Clean and Green Task Force

**PUBLIC COMMENTS**

Charlie Peters  
Council Member Mendall  
Frank Goulart  
Gail Lundholm  
Jim Drake  
Joe Dolley  
Patra Nesseth-Steffes  
Renee Rettig  
S. Samiul (aka) Citizen Sam  
Wynn Grcich

**BOARDS, COMMISSIONS, COMMITTEES AND TASK FORCE**

1. Appointments and Reappointments to Council's Appointed Bodies (Report from City Clerk Lens)

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

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

**CONSENT****Approval of the Consent Calendar.**

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

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

2. Approval of Minutes of the Special Joint City Council/Hayward Public Financing Authority/Hayward Housing Authority Meeting on July 21, 2015

**This Consent Item was approved.**

3. Approval of Minutes of the Special City Council Meeting on July 28, 2015

**This Consent Item was approved.**

4. Request for Water Service for a Property at 3996 Star Ridge Road in Unincorporated Alameda County, requiring Adoption of a Resolution Authorizing the City Manager to File an application with the Alameda County Local Agency Formation Commission for Approval of an Out-of-Service Area Agreement and to Execute Utility Service and Public Street Improvement Agreements; Utility Service Agreement Application No. USA 15-01; Majdi El-Khatib (Owner)

**This Consent Item was approved.**

5. Request for Water Service for a Property at 26526 Fairview Avenue in Unincorporated Alameda County, requiring Adoption of a Resolution Authorizing the City Manager to File an Application with the Alameda County Local Agency Formation Commission for Approval of an Out-of-Service Area Agreement and to Execute Utility Service and Public Street Improvement Agreements; Utility Service Agreement Application No. USA 15-02; Charanjit Kahlon (Owner)

**This Consent Item was approved.**

6. Sanitary Sewer System Repair at Various Locations: Approval of Addendum and Award of Contract

**This Consent Item was approved.**

7. Hayward Executive Airport - Southside New Access Road: Award of Construction Contract

**This Consent Item was approved.**

8. Adoption of a Resolution to Accept a Housing Related Parks Program Funding Allocation

**This Consent Item was approved.**

9. BART Hayward Maintenance Complex (HMC) Water Main Looping Project: Award of Contract

**This Consent Item was approved.**

10. New Garin Reservoir and Pump Station Improvements: Authorization for the City Manager to Execute a Professional Services Agreement

**This Consent Item was approved.**

11. 21st Century Library and Community Learning Center and Heritage Plaza Arboretum - Approval of Addenda and Award of Construction Contract

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

**Aye:** 6 - Council Member Zermeno, Mayor Pro Tempore Mendall, Council Member Jones, Council Member Peixoto, Council Member Marquez, and Mayor Halliday

**Nay:** 1 - Council Member Lamnin

12. Sidewalk Rehabilitation and Wheelchair Ramps FY 2016 - Districts 1 and 8: Approval of Plans and Specifications and Call for Bids

**This Consent Item was approved.**

13. Municipal Parking Lot Nos. 3 and 4 Improvement Project - Approval of Plans and Specifications and Call for Bids

**This Consent Item was approved.**

**WORK SESSION**

14. Amendments to Hayward's Livestock Regulations Related to Keeping of Chickens and Other Fowl (Report from Development Services Director Rizk)

**Informational Only.**

**PUBLIC HEARING**

15. Proposed Subdivision and Construction of Four Office/Light Industrial Buildings on a 14.41-acre site at 28803 Marina Drive, requiring Adoption of a Resolution and Introduction of an Ordinance for a Zone Change from Business Park to Planned Development, Tentative Parcel Map 10363, and an Addendum to the previously certified Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program. Elizabeth Cobb, Shea Properties (Applicant), Eden Shores Associates I, LLC (Owner). (Report from Development Services Director Rizk)

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

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

**ADJOURNMENT**

Mayor Halliday adjourned the meeting at 11:37 p.m., in memory of former Hayward Police Chief Lloyd Lowe and Mr. Gilbert Zaballos.