



CITY OF HAYWARD

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

Action Minutes

City Council

Tuesday, July 18, 2017

7:00 PM

Council Chambers

SPECIAL CITY COUNCIL MEETING

CALL TO ORDER Pledge of Allegiance: Council Member Márquez

ROLL CALL

Present: 5 - Council Member Al Mendall, Council Member Marvin Peixoto, Council Member Sara Lamnin, Council Member Elisa Marquez, and Mayor Barbara Halliday

Absent: 2 - Council Member Francisco Zermenio, and Council Member Mark Salinas

PRESENTATIONS

Proclamation for Nelson Mandela International Day
Proclamation for Michael L. Emerson

PUBLIC COMMENTS

Mr. Eduardo Padilla

Mr. Jerry Turney

Ms. Kate Turney

Ms. Wynn Grcich

Ms. Laurel Pascual

Ms. Sonny Alvarado

Mr. Javier Delgadillo

Mr. Jim Drake

Mr. Evan Coons

Ms. Julia Lang

Council Member Mendall

Council Member Márquez

Mayor Halliday

CONSENT

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

Absent: 2 - Council Member Zermenio, and Council Member Salinas

1. [Report and Special Assessment for Residential Rental Inspection Program Fees Past Due](#)**Consent Item approved.****2. [Report and Special Assessment for Community Preservation Fees Past Due](#)****Consent Item approved.****3. [Filing Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations](#)****Consent Item approved.****4. [Approval of Final Map Tract 8240 \(Harvest Park\), associated with the previously approved Vesting Tentative Tract Map and proposed development of 50 townhome-style condominium homes on a 2.6 acre site located at 31 W Jackson Street, \(APN 443-0050-006-00\); Harvest Park Hayward, LLC \(Applicant/Owner\)](#)****Consent Item approved.****5. [Median Landscape Improvement Project \(Industrial Parkway West - Hesperian Boulevard to I-880\) - Award of Contract](#)****Consent Item approved.****6. [Report and Special Assessment for Delinquent Sewer Bills and Water Bills Incurred by Property Owners](#)****Consent Item approved.****7. [Sustainable Groundwater Management: Authorization for the City Manager to execute a Memorandum of Understanding with the East Bay Municipal Utility District \(EBMUD\) Regarding Joint Preparation of a Groundwater Sustainability Plan for the East Bay Plain Subbasin and Support for EBMUD's Grant Application](#)****Consent Item approved.****8. [Approval of Final Map Tract 8289 \(Maybeck Place\), associated with the previously approved Tentative Tract Map and proposed development of 16 residential condominium units on a 0.8-acre site located at 24755 O'Neil Avenue, \(APN 444-0036-013-02\); Cypress Group \(Applicant/Owner\)](#)****Consent Item approved.****9. [Water Service Area: Consent to East Bay Municipal Utility District's Filing of a Change of Organization Application with the Alameda County Local Agency Formation Commission to Update EBMUD's Service Area Boundaries](#)****Consent Item approved.**

10. [Resolution Authorizing the City Manager to Negotiate, Execute, and Amend the Agreement with CEL Consulting Inc.](#)

Consent Item approved.

11. [Report and Assessment for Delinquent Garbage Bills Incurred by Property Owners of Single-Family Households](#)

Consent Item approved.

12. [Cast Iron Water Pipeline Replacement Project: Approval of Additional Funds to Pay Contract's Retention and Close the Project](#)

Consent Item approved.

13. [Authorization to Negotiate and Execute an Agreement with Chabot-Las Positas Community College District for PEG Broadcasting Services](#)

Consent Item approved.

14. [Adoption of Ordinance Mandated by California Government Code Section 65850.7 \(Assembly Bill 1236\), Amending Sections 9-1.01 and 9-1.02 of the Hayward Municipal Code to Add Section 105.3.1.2 "Expedited Electric Vehicle Charging Station Permitting"](#)

Consent Item approved.

15. [Authorization to Negotiate and Execute an Agreement with Lisa Wise Consulting for Preparation of the Downtown Specific Plan Development Code](#)

Consent Item approved.

16. [Approval of FY 2018 Measure B/BB Annual Paratransit Program Plan](#)

Consent Item approved.

WORK SESSION

17. [Policy Direction Regarding Community Facilities Districts \(Report from Finance Director Claussen\)](#)

Information Only

LEGISLATIVE BUSINESS

18. [Commercial Cannabis Businesses in Hayward: Discussion of Proposed Regulatory and Land Use Framework; Authorizing the City Manager to Begin Accepting Permit Applications; Resolution Establishing Application Processing Fee for Commercial Cannabis Permits \(Report from City Attorney Lawson and Interim Development Services Director Bristow\) – Report will be available no later than Monday, July 17, 2017](#)

A motion was made by Council Member Lamnin, seconded by Council Member Mendall, to approve staff's recommendation with an amendment to the resolution by changing the application processing fee from \$1,000 to \$5,000; and provide direction to staff. The motion carried by the following vote:

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

Absent: 2 - Council Member Zermenio, and Council Member Salinas

19. [Adoption of Final Fiber-Optic Master Plan \(Report from City Manager McAdoo\)](#)

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

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

Absent: 2 - Council Member Zermenio, and Council Member Salinas

PUBLIC HEARING

20. [Biennial Review of the Community Development Block Grant Program and Authorization of Reallocations of One-Time Available Fund Balance in FY 2018 and FY 2019 \(Report from Library and Community Services Director Reinhart\)](#)

Sara Lamnin was called to speakZachariah Oquenda was called to speakAl Mendall was called to speakSara Lamnin was called to speakSara Lamnin was called to speak

A motion was made by Council Member Lamnin, seconded by Council Member Márquez, to approve staff's recommendation with an amendment to the third paragraph of the resolution by changing the amount from \$1,289 to \$1,289,000; and provide direction to staff. The motion carried by the following vote:

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

Absent: 2 - Council Member Zermenio, and Council Member Salinas

ADJOURNMENT

Mayor Halliday adjourned the meeting at 10:58 p.m.

NEXT SPECIAL MEETING, July 25, 2017