



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, October 16, 2018

7:00 PM

Council Chambers

CITY COUNCIL MEETING

CALL TO ORDER Pledge of Allegiance: Boy Scout Troop 168

ROLL CALL

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

CLOSED SESSION ANNOUNCEMENT

Assistant City Attorney Brick announced the City Council convened in closed session at 5:30 p.m., concerning three items: 1) conference with legal counsel pursuant to Government Code 54956.9, regarding one anticipated litigation; 2) conference with property negotiators pursuant to Government Code 54956.8, concerning City owned properties located at 1026 C Street and 22696 Main Street; APNs: 428-0066-037-00, 428-0066-038-01, and 428-0066-038-02; and 3) public employment pursuant to Government Code 54957(b) (1) regarding the City Manager's employment agreement; and noted there was no reportable action on Items 1 and 2. Mayor Halliday noted there was no reportable action related to Item 3. Council Member Márquez recused herself from participating on Item 2.

PRESENTATIONS

Domestic Violence Awareness Month
Presented to SAVE and Ruby's Place

Distinguished Workforce Partnership Award
Alameda County Workforce Development Board

PUBLIC COMMENTS

Mr. Jerry Turney
Ms. Wynn Grcich
Mr. Charlie Peters
Mr. Joe Ramos
Ms. Kari McAllister

CONSENT

Approval of the Consent Calendar

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

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

1. [Minutes of the City Council Meeting on September 18, 2018](#)

Consent item approved.

2. [Minutes of the Special City Council Work Session Meeting on September 25, 2018](#)

Consent item approved.

3. [Minutes of the City Council Meeting on September 25, 2018](#)

Consent item approved.

4. [Minutes of the Special Joint City Council/Hayward Housing Authority Meeting on October 2, 2018](#)

Consent item approved with a minor clarification.

5. [Authorization to Execute an Amendment to the Advanced Metering Infrastructure \(AMI\) System Material Supply Contract to Purchase and Install Additional Water Meter Materials](#)

Consent item approved.

6. [Resolution Authorizing the City Manager to Negotiate and Execute a First Amendment to the Existing Ground Leases with Ramesta Hospitality, LLC and Mahabal Hospitality, LLC](#)

Consent item approved.

7. [Installation of Trash Reduction Infrastructure in the Storm Drain System - Resolution Authorizing the City Manager to Sign a Letter of Intent to Partner with Caltrans](#)

Consent item approved.

8. [Adoption of a Resolution Authorizing the City Manager to Execute the Summary Vacation of a Portion of Whitman Street](#)

Consent item approved.

9. [Adoption of Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2019](#)

Consent item approved.

10. [Resolution Approving the Memorandum of Understanding between the City of Hayward and the International Federation of Professional and Technical Engineers - Local 21 \("Local 21"\) and Authorizing Staff to Execute the Agreement](#)

Consent item approved.

11. [Authorization for the City Council to Accept and Appropriate \\$30,609 from the Department of Justice for Enforcement of Illegal Tobacco Sales](#)

Consent item approved.

12. [Adoption of a Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Dutchover & Associates for Landscape Architect Services](#)

Consent item approved.

13. [Authorization to Appropriate Asset Forfeiture Funds from the Asset Forfeiture Fund Balance for Narcotics Forensic Analysis Equipment and for Narcotics Detective Training](#)

Consent item approved.

14. [Authorization for the City Manager to Accept and Appropriate up to \\$30,000 Annually for the Next Five Years in Grant Funding from the County Office of Homeland Security for the Community Emergency Response Team Program](#)

Consent item approved.

15. [Authorization for the City Manager to Accept and Appropriate \\$670,000 from the Fairview Fire Protection District for the Purchase of Type III and Type VI Vehicles](#)

Consent item approved.

16. [Authorization for the City Manager to Accept and Appropriate \\$100,000 from the Hayward Unified School District, \\$11,500 from the Chabot-Las Positas Community College District, and up to \\$80,000 from the California State Library for Hayward Library Education Services Programs](#)

Consent item approved.

PUBLIC HEARING

17. [Proposal to Subdivide Two Existing Parcels Totaling 17.23-acres into 74 Parcels to Allow the Construction of 59 Townhome Residences with Common Open Space Areas and Related Site Improvements on a Site South of the New Tennyson Road Extension between Mission Boulevard and Vista Grande Drive \(APNs 078C-0461-001-13 & 078C-0461-001-14\) by Chris Conklin of The Grupe Company \(Applicant\) on behalf of Hayward Tennyson, LLC \(Owner\) Requiring Introduction of an Ordinance and Adoption of a Resolution to Approve a Vesting Tentative Tract Map, Planned Development \(PD\) Rezone, and Mitigated Negative Declaration with Mitigation Monitoring and Reporting Program \(MMRP\) Application No. 201705848 \(Report from Development Services Director Simpson\).](#)

A motion was made by Council Member Mendall, seconded by Council Member Zermeño, to approve staff's recommendation with five amendments: 1) add a Condition that requires the use of tankless water heaters or an equivalently green technology that achieves the same level of sustainability; 2) modify a Condition increasing the number of guest parking spaces from 21 to 31; 3) add a Condition requiring an easement at the end of Court "A" that will allow for future connection of the road to a potential development of the adjacent Caltrans property; 4) add a Condition requiring a minimum of 12 units that include Accessory Dwelling Units (ADUs) on the ground floor; and 5) do not use the tree "Acer negundo" identified in Condition No. 149. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Peixoto, Council Member Lammin, Council Member Marquez, Mayor Halliday, and Council Member Salinas

ADJOURNMENT

Mayor Halliday adjourned the meeting at 8:51 p.m.

NEXT SPECIAL MEETING, November 13, 2018, 7:00 PM