



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, November 17, 2020

7:00 PM

Remote Participation

CITY COUNCIL MEETING

COVID-19 Notice: Consistent with State of California Executive Order No. 29-20 dated March 17, 2020, and Alameda County Health Officer Order No. 20-10 dated April 29, 2020, the City Council will be participating in public meetings via phone/video conferencing.

CALL TO ORDER: Mayor Halliday

Pledge of Allegiance: Mayor Halliday

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

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:00 p.m., regarding three 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 Stoddard-Nunez v. City of Hayward, Ninth Circuit Case No. 18-16403; and 3) public employment pursuant to Government Code 54957(b)(1) for City Manager, City Attorney, and City Clerk. Mayor Halliday noted Item 3 was removed from the agenda and was not discussed. City Attorney Lawson added there was no reportable action related to the items.

PRESENTATION

Legislative Update by Assemblymember Bill Quirk (20th Assembly District)

PUBLIC COMMENTS

Ms. Claire Dugan
Westbay MGT
TJ
Mr. George Syrop
Small Business Owner
Ms. Vanessa Cuellar
City Manager McAdoo

CONSENT

Consent Item 4 was removed for separate vote.

Approval of the Consent Calendar

A motion was made by Council Member Wahab, seconded by Council Member Márquez, to approve the Consent Calendar. 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. [Adopt a Resolution Establishing the City Contribution for Active and Retiree Medical Premiums Set by the California Public Employee Retirement System \(CalPERS\) for Calendar Year 2021 Pursuant to California Government Code Section 22892 of the Public Employees' Medical and Hospital Care Act](#)

Consent item approved.

2. [Adopt Resolutions to Execute Side Letter Agreements Amending the Memoranda of Understanding \(MOU\) between the City of Hayward and the Hayward Police Officers Association \(HPOA\), and the City of Hayward and the International Association of Firefighters, AFL-CIO, Local 1909 \(Local 1909\), to Change the Existing Cost-Sharing Amount for PEPRAs Members](#)

Consent item approved.

3. [Adopt a Resolution Authorizing the City Manager to Execute a Grant Deed Conveying an Easement to Pacific Gas and Electric Company for Underground Installation of its Utility Facilities Within Portions of the City Owned Parcels at 962 B Street and Municipal Parking Lot 1 and Alley North of B Street](#)

Consent item approved.

4. [Adopt a Resolution Confirming Reappointment of Council Member Mendall as the City's Representative to the Boards of Directors of the Bay Area Water Supply and Conservation Agency and the San Francisco Bay Area Regional Water System Financing Authority](#)

A motion was made by Council Member Wahab, seconded by Mayor Halliday, 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

WORK SESSION

5. [Hayward Police Department 2019 and 2020 Year End Review \(Report from Chief of Police Chaplin\)](#)

Information only.

PUBLIC HEARING

6. [Commercial Cannabis Retail Dispensary with Ancillary Retail Delivery: Approve a Conditional Use Permit for a Commercial Cannabis Retail Dispensary with Ancillary Retail Delivery Service within an Existing Commercial Building located at 22701 Foothill Boulevard and 1055 C Street \(Assessor Parcel Nos. 428-0066-058-01 and 428-0066-056-00\) Application No. 201906312. Rajiv Pottabathni, Jiva Life LLC \(Applicant\); Ryan Bridge LLC \(Property Owner\) \(Report from Development Services Director Simpson\)](#)

Item continued to December 1, 2020.

LEGISLATIVE BUSINESS

7. [Adopt an Ordinance Amending Chapter 10, Article 1 \(Zoning Ordinance\) of the Hayward Municipal Code for a Major Modification to an Existing Planned Development District \(Application No. 201706217\) in Connection with the Development of a Fuel Facility at the Costco Business Center at 22330 Hathaway Avenue in the City of Hayward \(Report from City Clerk Lens\)](#)

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

Aye: 4 - Council Member Zermeno, Council Member Marquez, Council Member Wahab, and Mayor Halliday

Nay: 3 - Council Member Mendall, Council Member Lamnin, and Council Member Salinas

ADJOURNMENT

Mayor Halliday adjourned the meeting on November 18, 2020 at 12:11 a.m., in memory of Ms. Bertha "Berty" Nebenzahl.

**NOVEMBER 24, 2020 Meeting - Cancelled -
NEXT MEETING, December 1, 2020, 7:00 PM**