



CITY OF HAYWARD

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

Agenda City Council

Tuesday, December 17, 2019

7:00 PM

Council Chambers

CITY COUNCIL MEETING

CALL TO ORDER Pledge of Allegiance: Council Member Wahab

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PUBLIC COMMENTS

The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Information Items. The Council welcomes your comments and requests that speakers present their remarks in a respectful manner, within established time limits, and focus on issues which directly affect the City or are within the jurisdiction of the City. As the Council is prohibited by State law from discussing items not listed on the agenda, your item will be taken under consideration and may be referred to staff.

ACTION ITEMS

The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council Member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk any time before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.

CONSENT

1. [MIN 19-149](#) Minutes of the City Council Meeting on December 3, 2019

Attachments: [Attachment I Draft Minutes of 12/3/2019](#)

2. [CONS 19-812](#) Resignation of Ms. Christina Cabrera from the Keep Hayward Clean and Green Task Force, Effective November 22, 2019

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Resignation Letter](#)

3. [CONS 19-750](#) Adopt a Resolution Approving the Proposed Special Event Support and Grant Program Guidelines
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Proposed Event Support Guidelines](#)
 [Attachment IV Special Events](#)
 [Attachment V Special Event City Comparison](#)
4. [CONS 19-771](#) Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$200,000 in Grant Funding from the California Office of Traffic Safety for the Hayward Police Department
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Grant Agreement](#)
5. [CONS 19-813](#) Adopt Resolutions Authorizing the City Manager to Accept and Accept and Appropriate \$999,881 of Proposition 47 Funds and Amend Resolution 19-015 Authorizing the City Manager to Appropriate Up to \$3,192,339 for an Additional \$116,000 for the One-Year Operations of the Hayward Housing Navigation Center
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution to Appropriate Prop 47 Funds](#)
 [Attachment III Resolution to Amend Resolution 19-015](#)
6. [CONS 19-792](#) Adopt a Resolution Approving Policy on Discontinuation of Residential Water Service for Nonpayment
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Policies & Guidelines](#)
7. [CONS 19-814](#) Adopt a Resolution Authorizing the City Manager to Execute an Operations and Maintenance Agreement with Engie Services U.S., Inc., for the First Phase (Phase IIA) of the Two-Megawatt Solar Photovoltaic Energy System at the Water Pollution Control Facility (WPCF)
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)

8. [CONS 19-790](#) Adopt a Resolution Approving Final Map Tract 8482 (Eden Village II), Associated with the Previously Approved Vesting Tentative Map for five (5) Single Family Homes on a 0.51-Acre Site Located at 24763 Mohr Drive

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Vicinity Map](#)
[Attachment IV Tentative Map](#)
[Attachment V Final Map](#)

9. [CONS 19-822](#) Adopt Resolutions Authorizing the City Manager to Execute the Amended Joint Exercise of Powers Agreement for the East Bay Dischargers Authority and Approve a Fourth Amendment Extending the Current Agreement by Six Months (January 1, 2020-June 30, 2020)

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution Amending JPA](#)
[Attachment III Resolution Executing 4th Amendment to JPA](#)
[Attachment IV EBDA Effluent Disposal System Map](#)
[Attachment V Amended JPA](#)
[Attachment VI Fourth Amendment to JPA](#)

10. [CONS 19-823](#) Adopt a Resolution Supporting the Proposal to Transform the Pacific Gas and Electric Company into a Customer-Owned Utility

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III 11/4/19 Letter to CPUC](#)
[Attachment IV Briefing Paper](#)
[Attachment V Customer Owned Utility Principles](#)

LEGISLATIVE BUSINESS

11. [LB 19-045](#) Update on Commercial Cannabis Permit Process and Program (Report from Development Services Director Simpson) (Continued from October 29, 2019)

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)

12. [LB 19-046](#) Introduction of an Ordinance Increasing the Commercial Cannabis Tax Rate to 7% of Gross Sales (Report from City Manager McAdoo) (Continued from October 29, 2019)
- Attachments:** [Attachment I Staff Report](#)
[Attachment II Ordinance](#)
13. [LB 19-055](#) Introduction of an Ordinance Revising the City's Park Impact Fees and Chapter 10, Article 16 of the Hayward Municipal Code (Report from Development Services Director Simpson)
- Attachments:** [Attachment I Staff Report](#)
[Attachment II Ordinance - Redline](#)
[Attachment III Ordinance - Clean](#)
[Attachment IV Resolution](#)
[Attachment V Nexus Study](#)
[Attachment VI LOS Reduction Comparisons](#)
14. [LB 19-054](#) Adoption a of Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2020 (Report from Assistant City Manager Hurtado)
- Attachments:** [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III FY 2020 Salary Plan](#)

CITY MANAGER'S COMMENTS

An oral report from the City Manager on upcoming activities, events, or other items of general interest to Council and the Public.

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Members can provide oral reports on attendance at intergovernmental agency meetings, conferences, seminars, or other Council events to comply with AB 1234 requirements (reimbursable expenses for official activities).

COUNCIL REFERRALS

Council Members may bring forward a Council Referral Memorandum (Memo) on any topic to be considered by the entire Council. The intent of this Council Referrals section of the agenda is to provide an orderly means through which an individual Council Member can raise an issue for discussion and possible direction by the Council to the appropriate Council Appointed Officers for action by the applicable City staff.

ADJOURNMENT

NEXT SPECIAL MEETING, January 14, 2020**PUBLIC COMMENT RULES**

Any member of the public desiring to address the Council shall limit her/his address to three (3) minutes unless less or further time has been granted by the Presiding Officer or in accordance with the section under Public Hearings. The Presiding Officer has the discretion to shorten or lengthen the maximum time members may speak. Speakers will be asked for their name before speaking and are expected to honor the allotted time. Speaker Cards are available from the City Clerk at the meeting.

PLEASE TAKE NOTICE

That if you file a lawsuit challenging any final decision on any public hearing or legislative business item listed in this agenda, the issues in the lawsuit may be limited to the issues that were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing.

PLEASE TAKE FURTHER NOTICE

That the City Council adopted Resolution No. 87-181 C.S., which imposes the 90-day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.

****Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. ****

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400 or TDD (510) 247-3340.

Assistance will be provided to those requiring language assistance. To ensure that interpreters are available at the meeting, interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400.