



# 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, November 15, 2016**

**7:00 PM**

**Council Chambers**

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### **SPECIAL JOINT CITY COUNCIL/PLANNING COMMISSION MEETING**

#### **CALL TO ORDER Pledge of Allegiance: Council Member Mendall**

#### **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**

City Attorney Lawson announced the Council convened in closed session regarding three items: 1) conference with property negotiators pursuant to Government Code 54956.8, related to State Owned Parcels along Route 238 Bypass Alignment; 2) conference with legal counsel pursuant to Government Code 54956.9, regarding Greer v. City of Hayward, et al., U.S. District Court, N.D. CA., 3-15-CV-02307-WHO; and 3) conference with legal counsel pursuant to Government Code 54956.9, regarding anticipated litigation. There was no reportable action related to Items 1 and 3. Related to Item No. 2, the Council unanimously approved, moved by Council Member Peixoto and seconded by Council Member Salinas and gave direction to staff.

#### **PRESENTATIONS**

Presentation of Friends of Hayward Library Leadership Circle Donations by Hayward Rotary Club Foundation and Fremont Bank Foundation for the 21st Century Library Opening Day Collection of Books and Media

Certificate of Commendation Presented to the Youth and Family Services Bureau of the City of Hayward in Honor of their 40th Year Anniversary

**PUBLIC COMMENTS**

Ms. Debra Israel  
Ms. Kristine Jaramillo  
Ms. Eloisa Correa  
Ms. Reyna Martinez  
Ms. Ofilia Beas  
Ms. Graciela  
Ms. Araceli Orozco  
Ms. Miriam Tepo  
Mr. Eduardo Orozco  
Ms. Elena Lepe  
Ms. Rosario Balderas (did not speak)  
Ms. Liliana Mendoza  
Mr. Gabriel Altamirano  
Ms. Rhina Zepeda  
Ms. Lisa Brunner  
Mr. Luis Reynoso  
Mr. Al Parso  
Mr. Kim Huggett  
Mr. Renee Rettig  
Council Member Márquez

**CONSENT**

Consent Item No. 12 was pulled to allow a public comment.

**Approval of the Consent Calendar**

**A motion was made by Council Member Mendall, seconded by Council Member Márquez, 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 October 18, 2016](#)**

**Consent Item approved.**

**2. [Minutes of the Special Joint City Council/Hayward Redevelopment Successor Agency on October 25, 2016](#)**

**Consent Item approved.**

**3. [Adoption of Resolutions Amending the Side Letter Agreements between the City of Hayward and the International Association of Firefighters, AFL-CIO, Local 1909, and the City of Hayward and the Hayward Police Officers Association, HPOA that Clarify the Employee Paid-Employer Share Contribution Amounts for Public Employee Pension Reform Act \("PEPRA"\) Employees](#)**

**Consent Item approved.**

4. [Approval to Initiate the Formation and Annexation of the Amcal Property \(Cadence Development\) Located Across Dixon Street from the South Hayward BART Station to Benefit Zone No. 15 of the Consolidated Landscaping and Lighting District 96-1](#)

Consent Item approved.

5. [Adoption of a Resolution to Amend the Side Letter Agreement between the City of Hayward and the International Federation of Professional and Technical Engineers \(“Local 21”\) to Eliminate the \\$125 Contribution Rate to the Voluntary Employee Beneficiary Association \(“VEBA”\) Plan](#)

Consent Item approved.

6. [Adoption of a Resolution Establishing the City Contribution for Active and Retiree Medical Premiums Set by the California Public Employee Retirement System \(CalPERS\) for Calendar Year 2017 Pursuant to California Government Code Section 22892 of the Public Employees Medical and Hospital Care Act](#)

Consent Item approved.

7. [Resolution Authorizing the City Manager to Negotiate and Execute a New Ground Lease with Byculla Homes, Inc. for Lease of a Parcel of Land at Hayward Executive Airport](#)

Consent Item approved.

8. [Resolution Authorizing the City Manager to Negotiate and Execute a New Ground Lease Agreement with Air Plaza, LLC. for Lease of a Parcel of Land at Hayward Executive Airport](#)

Consent Item approved.

9. [Professional Services Agreement with CDM Smith, Inc. for Downtown Parking Study](#)

Consent Item approved.

10. [Approval of a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with the Alameda County Probation Department for Delinquency Prevention Network Services Provided by the Youth and Family Services Bureau of the Hayward Police Department.](#)

Consent Item approved.

11. [Mission Boulevard/Blanche Street and Gading Road/Huntwood Way Intersections Safety Improvements: Award of Contract](#)

Consent Item approved.

12. [Resolution Urging the Bay Area Air Quality Management District to Enact Rule 12-16. Community-Worker Alternative](#)

A motion was made by Council Member Mendall, seconded by Council Member Márquez, to approve staff's recommendation. 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

**13. [Fire Stations 1-6 and Fire Training Center Improvement Project - Amendment to Professional Services Agreement with Kitchell, Purchase Order Approval for Sole Source Item and Appropriation of Funds](#)**

**Consent Item approved.**

There was Council consensus to hear Legislative Business No. 17 prior to the Joint City Council/Planning Commission Work Session.

**JOINT CITY COUNCIL/PLANNING COMMISSION WORK SESSION**

**Planning Commissioners Julius Willis Jr., Daniel Goldstein, Al Parso-York, Brian Schott, Diane McDermott, Mariellen Faria and Chair Heather Enders attended the meeting.**

**14. [Downtown Specific Plan - Project Overview, Update and Discussion \(Report from Development Services Director Rizk\)](#)**

**Information Only.**

**15. [Review of Affordable Housing Resources and Strategies in Hayward \(Report from Library and Community Services Director Reinhart\)](#)**

**The City Council allowed comments by public speakers, but continued the item to November 29, 2016.**

**WORK SESSION**

**16. [Review of Conceptual Project Plan for Former CalTrans Route 238 Parcels in the Dixon/Valle Vista Area \(Report from City Manager McAdoo\)](#)**

**Information Only.**

**LEGISLATIVE BUSINESS**

**17. [Approval of Citywide Community Workforce Agreement \(Report from City Manager McAdoo\)](#)**

**A motion was made by Council Member Zermeno, seconded by Council Member Mendall, to approved staff's recommendation. 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

**18. [East Bay Community Energy - Introduction of Ordinance to Join Joint Powers Authority \(Report from Utilities & Environmental Services Director Ameri\) \(Continued from November 15, 2016\)](#)**

**Item continued to November 29, 2016.**

**ADJOURNMENT**

Mayor Halliday adjourned the meeting at 11:40 p.m., in memory of Felisa Guzman, Police Department Retired Sergeant Don Divine, and Public Works' Civil Engineer Jaime (Jimmy) Fanuncio.