



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, September 22, 2015

7:00 PM

Council Chambers

SPECIAL JOINT CITY COUNCIL/ REDEVELOPMENT SUCCESSOR AGENCY MEETING

CALL TO ORDER Pledge of Allegiance: Council Member Peixoto

ROLL CALL

Present: 7 - Council Member Francisco Zermeno, Mayor Pro Tempore Al Mendall, Council Member Greg Jones, Council Member Marvin Peixoto, Council Member Sara Lamnin, Council Member Elisa Marquez, and Mayor Barbara Halliday

CLOSED SESSION ANNOUNCEMENT

City Attorney Lawson announced that the Council convened in closed session 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 a) Gerry Price, OAH Case No. 2014120867, b) Chrysler, et al v. City of Hayward, Alameda County Superior Court No. RG14722275, c) C.E.W., et al v. City of Hayward, et al., U.S. District Court, N.D.CA., No. CV 13-4516(LB), d) Russell City Energy Company v. City of Hayward, California Court of Appeal, 1st District, No. A144749, e) National Lawyers Guild, etc. v. Urban, Alameda County Superior Court, No. RG15785743; and 3) conference with property negotiators pursuant to Government Code 54956 regarding 29263 to 29339 Mission Blvd. APN 078C 0438 007 00, 381Valle Vista Ave. APN 078C 0438 005 00, and 29530 Dixon St. APN 078C 0438 019 01. Mr. Lawson announced there was no reportable action on Items 1, 2 (b) (c) (d), 3. Regarding Item 2(a), Mr. Lawson noted the Council adopted the proposed decision of the Office of Administrative Hearings' administrative law judge.

PRESENTATION

Certificate of Commendation or Certificate in Memorium - Presented to the Lunger Family in Honor of Sergeant Lunger's Service to the City of Hayward

PROCLAMATION

National Domestic Violence Awareness Month October 2015

PUBLIC COMMENTS

Mr. Jim Drake
Ms. Chris Orrey
Ms. Marcy Timberman
Ms. Betty DeForest
Mr. Kim Huggett
Ms. Sue Merrill
Ms. Vivian Wan
Reverend Arlene Nelwing
Library and Community Services Director Reinhart
SJ Samiul (aka Citizen Sam)

CONSENT

Approval of the Consent Calendar.

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

Aye: 7 - Council Member Zermeno, Mayor Pro Tempore Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

1. Approval of Final Map Tract 8219 - Camden Place - Sylvester Development by Standard Pacific Corp. (Applicant/Owner): The Project is a fourteen (14) lot subdivision on a 1.0 acre site at 1561 Middle Lane and 23572 Saklan Road in the Mt. Eden area.

This Consent Item was approved.

2. Approval of Final Map Tract 8222 - Camden Place II - Ignacio Development by Standard Pacific Corp. (Applicant/Owner): The Project is a nine (9) lot subdivision on a 0.60 acre site at 23877 Eden Avenue in the Mt. Eden area.

This Consent Item was approved.

3. Approval of Recognized Obligation Payment Schedule for the Period January 1, 2016 through June 30, 2016 and the Successor Agency Administrative Budget for the period July 1, 2015 through June 30, 2016 (Report will be available on Monday, September 21, 2015).

A motion was made by Mayor Halliday, seconded by Council Member Marquez, to approve the staff recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Mayor Pro Tempore Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

4. Adoption of a Resolution Approving Modifications to Employment Agreements with the City Manager, City Attorney and City Clerk and Authorizing the Mayor to Execute Those Agreements on Behalf of the Council

This Consent Item was approved.

- 5. Authorization of an Agreement with the State Board of Equalization for Implementation of the Local Prepaid Mobile Telephony Services Collection Act and Authorization of Examination of Prepaid Mobile Telephony Services Surcharge and Local Charge Records

This Consent Item was approved.

- 6. FY 2015 Gann Limit Correcting Resolution

This Consent Item was approved.

- 7. Approval of Right of Entry to the Cinema Place Property and City Property to Monitor Remediation Efforts at Hayward Gas Mart Property

This Consent Item was approved.

- 8. Approval of Resolution Ratifying Re-Entry Agreement Approval

This Consent Item was approved.

- 9. Adoption of an Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code by Rezoning Certain Property in Connection with Zone Change Application No. 201501690 Relating to the Construction of Four Industrial Business Park Buildings at 28803 Marina Drive

This Consent Item was approved.

- 10. Resignation of Justin King from the Personnel Commission

This Consent Item was approved.

- 11. Adoption of a Resolution for Acceptance of the Properties Located at 22675 and 22695 Mission Blvd from the Hayward Successor Agency (This report will be available on Monday, September 21, 2015)

This Consent Item was approved.

- 12. Adoption of Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2016

This Consent Item was approved.

WORK SESSION

- 13. Review of 4th Quarter Progress for Police Department (Report from Chief of Police Urban)

Informational Only.

- 14. Update on Regional Efforts to Address Homelessness in Alameda County and Next Steps in the City of Hayward's Participation in Those Efforts (Report from Director of Library and Community Services Reinhart)

Informational Only.

PUBLIC HEARING

15. Establishment of New Regulations for Unattended Collection Boxes: Introduction of Ordinances and Adoption of a Resolution Related to Amendments to Chapter 5, Article 7 (Community Preservation and Improvement), and Chapter 10, Article 1 (Zoning Ordinance), of the Hayward Municipal Code; the proposed project is exempt from the California Environmental Quality Act (CEQA) under CEQA Section 15061(b)(3); City of Hayward (applicant) (Report from Development Services Director Rizk)

A motion was made by Council Member Zermeno, seconded by Council Member Jones, to approve the staff recommendation with an amendment to Sec. 10-1.2735(i)(3)(c)(v). The motion included direction to staff to bring the regulations for Unattended Collection Boxes back for review in two years. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Mayor Pro Tempore Mendall, Council Member Jones, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

ADJOURNMENT

Mayor Halliday adjourned the meeting at 10:52 p.m., in memory of Sergeant Scott Paul Lunger for his dedication and commitment to the City of Hayward. Mayor Halliday asked staff to work with his family to find a suitable place to plant a tree in his memory and to consider dedicating a tree and a bench in his honor.