



# CITY OF HAYWARD

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

## Agenda City Council

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**Tuesday, September 15, 2015**

**7:00 PM**

**Council Chambers**

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### REGULAR CITY COUNCIL MEETING

**Council Chambers – 7:00 PM**

**CALL TO ORDER Pledge of Allegiance: Mayor Halliday**

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

**PRESENTATION**

Certificate of Commendation Presented to Rich LaPlante for His Service on the  
Keep Hayward Clean and Green Task Force

**PUBLIC COMMENTS**

*The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Work Session 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.*

**BOARDS, COMMISSIONS, COMMITTEES AND TASK FORCE**

1. [APPT 15-003](#) Appointments and Reappointments to Council's Appointed Bodies (Report from City Clerk Lens)

**Attachments:** [Attachment I Resolution Establishing Appointments and Reappointments](#)  
[Attachment II List of Appointments and Reappointments](#)

**CONSENT**

2. [MIN 15-007](#) Approval of Minutes of the Special Joint City Council/Hayward Public Financing Authority/Hayward Housing Authority Meeting on July 21, 2015

**Attachments:** [Attachment I Draft Minutes of 072115](#)

3. [MIN 15-008](#) Approval of Minutes of the Special City Council Meeting on July 28, 2015

**Attachments:** [Attachment I Draft Minutes of 072815](#)

4. [CONS 15-101](#) Request for Water Service for a Property at 3996 Star Ridge Road in Unincorporated Alameda County, requiring Adoption of a Resolution Authorizing the City Manager to File an application with the Alameda County Local Agency Formation Commission for Approval of an Out-of-Service Area Agreement and to Execute Utility Service and Public Street Improvement Agreements; Utility Service Agreement Application No. USA 15-01; Majdi El-Khatib (Owner)

**Attachments:** [Attachment I - Resolution](#)  
[Attachment II - Project Location Map](#)

5. [CONS 15-102](#) Request for Water Service for a Property at 26526 Fairview Avenue in Unincorporated Alameda County, requiring Adoption of a Resolution Authorizing the City Manager to File an Application with the Alameda County Local Agency Formation Commission for Approval of an Out-of-Service Area Agreement and to Execute Utility Service and Public Street Improvement Agreements; Utility Service Agreement Application No. USA 15-02; Charanjit Kahlon (Owner)

**Attachments:**

[Attachment I - Resolution](#)

[Attachment II - Project Location Map](#)

6. [CONS 15-110](#) Sanitary Sewer System Repair at Various Locations: Approval of Addendum and Award of Contract

**Attachments:**

[Attachment I - Resolution Award of Contract](#)

[Attachment II - Resolution Appropriation of Funds](#)

[Attachment III - Bid Summary](#)

7. [CONS 15-114](#) Hayward Executive Airport - Southside New Access Road: Award of Construction Contract

**Attachments:**

[Attachment I Resolution](#)

[Attachment II Location Map](#)

[Attachment III Bid Summary](#)

8. [CONS 15-116](#) Adoption of a Resolution to Accept a Housing Related Parks Program Funding Allocation

**Attachments:**

[Attachment I: Resolution](#)

9. [CONS 15-132](#) BART Hayward Maintenance Complex (HMC) Water Main Looping Project: Award of Contract

**Attachments:**

[Attachment I Resolution](#)

[Attachment IIA Project Location Map](#)

[Attachment IIB Waterline Location Map.pdf](#)

10. [CONS 15-137](#) New Garin Reservoir and Pump Station Improvements: Authorization for the City Manager to Execute a Professional Services Agreement

**Attachments:**

[Attachment I - Resolution](#)

11. [CONS 15-138](#) 21st Century Library and Community Learning Center and Heritage Plaza Arboretum - Approval of Addenda and Award of Construction Contract

**Attachments:** [Attachment I Resolution - Approval of Addenda, Rejection of Bid Protest and Award of Contract](#)  
[Attachment II Resolution - Appropriation of Funds](#)  
[Attachment III Bid Summary](#)  
[Attachment IV Alten Construction's Bid Protest, T. B. Penick & Sons Response, and City's Response](#)

12. [CONS 15-141](#) Sidewalk Rehabilitation and Wheelchair Ramps FY 2016 - Districts 1 and 8: Approval of Plans and Specifications and Call for Bids

**Attachments:** [Attachment I Resolution](#)  
[Attachment II Location Map - District 1](#)  
[Attachment III Location Map - District 8](#)  
[Attachment IV Sidewalk District Map](#)

13. [CONS 15-142](#) Municipal Parking Lot Nos. 3 and 4 Improvement Project - Approval of Plans and Specifications and Call for Bids

**Attachments:** [Attachment I Resolution](#)  
[Attachment II Location Map](#)

## WORK SESSION

*Work Session and Informational Staff Presentation items are non-action items. Although the Council may discuss or direct staff to follow up on these items, no formal action will be taken. Any formal action will be placed on the agenda at a subsequent meeting in the action sections of the agenda.*

14. [WS 15-017](#) Amendments to Hayward's Livestock Regulations Related to Keeping of Chickens and Other Fowl (Report from Development Services Director Rizk)

**Attachments:** [Attachment I City of San Diego Informational Handout](#)  
[Attachment II Permit Processes of Neighboring Jurisdictions](#)

**PUBLIC HEARING**

15. [PH 15-026](#) Proposed Subdivision and Construction of Four Office/Light Industrial Buildings on a 14.41-acre site at 28803 Marina Drive, requiring Adoption of a Resolution and Introduction of an Ordinance for a Zone Change from Business Park to Planned Development, Tentative Parcel Map 10363, and an Addendum to the previously certified Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program. Elizabeth Cobb, Shea Properties (Applicant), Eden Shores Associates I, LLC (Owner). (Report from Development Services Director Rizk)

**Attachments:**

[Attachment I Draft Resolution](#)

[Attachment II Draft Ordinance](#)

[Attachment III Area and Zoning Map](#)

[Attachment IV Draft PC Minutes](#)

[Attachment V Plans](#)

**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, REFERRALS, AND FUTURE AGENDA ITEMS**

Oral reports from Council Members on their activities, referrals to staff, and suggestions for future agenda items.

**ADJOURNMENT****NEXT REGULAR MEETING – 7:00 PM, TUESDAY, SEPTEMBER 22, 2015****PUBLIC COMMENT RULES:**

*The Mayor may, at the beginning of the hearing, limit testimony to three (3) minutes per individual and five (5) minutes per an individual representing a group of citizens or organization. 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 has 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*