



CITY OF HAYWARD

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

Agenda City Council

Tuesday, July 18, 2017

7:00 PM

Council Chambers

SPECIAL CITY COUNCIL MEETING

Participating Via Teleconference Location: Council Member Salinas
Four Seasons Hotel
Paseo de la Reforma #500
Colonia Juárez, Mexico City, 06600 Mexico

Pursuant to Government Code Section 54953 (b) (4), this meeting will include a teleconference location at Four Seasons, Paseo de la Reforma #500, Colonia Juárez, Mexico City, 06600 Mexico. Council Member Salinas will be participating via teleconference. The public will have the opportunity to address the City Council at this teleconference location pursuant to Government Code Section 54954.3. All votes during the teleconferencing session will be conducted by roll call vote. The teleconference location will be accessible to the public and the agenda will be posted at the teleconference location 72 hours before the meeting.

CALL TO ORDER Pledge of Allegiance: Council Member Márquez

ROLL CALL

PRESENTATIONS

Proclamation for Nelson Mandela International Day

Proclamation for Michael L. Emerson

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. [CONS 17-366](#) Report and Special Assessment for Residential Rental Inspection Program Fees Past Due
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III 2016 & 2017 Residential Rental Inspection List](#)

2. [CONS 17-367](#) Report and Special Assessment for Community Preservation Fees Past Due
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Community Preservation List](#)
 [Attachment IV Weed Abatement List](#)

3. [CONS 17-368](#) Filing Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)

4. [CONS 17-411](#) Approval of Final Map Tract 8240 (Harvest Park), associated with the previously approved Vesting Tentative Tract Map and proposed development of 50 townhome-style condominium homes on a 2.6 acre site located at 31 W Jackson Street, (APN 443-0050-006-00); Harvest Park Hayward, LLC (Applicant/Owner)
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Vicinity Map](#)
 [Attachment IV Site Map](#)
 [Attachment V Final Map](#)

5. [CONS 17-418](#) Median Landscape Improvement Project (Industrial Parkway West - Hesperian Boulevard to I-880) - Award of Contract
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution Approving Award](#)
 [Attachment III Resolution Amending Resolution](#)
 [Attachment IV Location Map](#)
6. [CONS 17-420](#) Report and Special Assessment for Delinquent Sewer Bills and Water Bills Incurred by Property Owners
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Special Assessment List 2017](#)
7. [CONS 17-422](#) Sustainable Groundwater Management: Authorization for the City Manager to execute a Memorandum of Understanding with the East Bay Municipal Utility District (EBMUD) Regarding Joint Preparation of a Groundwater Sustainability Plan for the East Bay Plain Subbasin and Support for EBMUD's Grant Application
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
8. [CONS 17-423](#) Approval of Final Map Tract 8289 (Maybeck Place), associated with the previously approved Tentative Tract Map and proposed development of 16 residential condominium units on a 0.8-acre site located at 24755 O'Neil Avenue, (APN 444-0036-013-02); Cypress Group (Applicant/Owner)
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Vicinity Map](#)
 [Attachment IV Site Map](#)
 [Attachment V Final Map](#)

9. [CONS 17-424](#) Water Service Area: Consent to East Bay Municipal Utility District's Filing of a Change of Organization Application with the Alameda County Local Agency Formation Commission to Update EBMUD's Service Area Boundaries
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
10. [CONS 17-427](#) Resolution Authorizing the City Manager to Negotiate, Execute, and Amend the Agreement with CEL Consulting Inc.
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
11. [CONS 17-428](#) Report and Assessment for Delinquent Garbage Bills Incurred by Property Owners of Single-Family Households
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III List of Property Owners](#)
12. [CONS 17-432](#) Cast Iron Water Pipeline Replacement Project: Approval of Additional Funds to Pay Contract's Retention and Close the Project
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Draft Resolution](#)
 [Attachment III Project Location Map](#)
 [Attachment IV Statement of Final Quantities](#)
13. [CONS 17-438](#) Authorization to Negotiate and Execute an Agreement with Chabot-Las Positas Community College District for PEG Broadcasting Services
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
14. [CONS 17-443](#) Adoption of Ordinance Mandated by California Government Code Section 65850.7 (Assembly Bill 1236), Amending Sections 9-1.01 and 9-1.02 of the Hayward Municipal Code to Add Section 105.3.1.2 "Expedited Electric Vehicle Charging Station Permitting"
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Summary of Ordinance Published on 07/14/17](#)

15. [CONS 17-445](#) Authorization to Negotiate and Execute an Agreement with Lisa Wise Consulting for Preparation of the Downtown Specific Plan Development Code

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

16. [CONS 17-446](#) Approval of FY 2018 Measure B/BB Annual Paratransit Program Plan

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III FY 18 ACTC COH Program Plan](#)

WORK SESSION

Work Session 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.

17. [WS 17-037](#) Policy Direction Regarding Community Facilities Districts
(Report from Finance Director Claussen)

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution 09-049](#)

LEGISLATIVE BUSINESS

18. [LB 17-036](#) Commercial Cannabis Businesses in Hayward: Discussion of Proposed Regulatory and Land Use Framework; Authorizing the City Manager to Begin Accepting Permit Applications; Resolution Establishing Application Processing Fee for Commercial Cannabis Permits (Report from City Attorney Lawson and Interim Development Services Director Bristow) – Report will be available no later than Monday, July 17, 2017

19. [LB 17-018](#) Adoption of Final Fiber-Optic Master Plan (Report from City Manager McAdoo)

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Final Fiber Optic Master Plan](#)
 [Attachment IV Revisions Change Log](#)
 [Attachment V Fiber Optic Master Plan Appendix B](#)
 [Attachment VI Fiber Optic Master Plan Appendix F](#)

PUBLIC HEARING

20. [PH 17-071](#) Biennial Review of the Community Development Block Grant Program and Authorization of Reallocations of One-Time Available Fund Balance in FY 2018 and FY 2019 (Report from Library and Community Services Director Reinhart)

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

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 SPECIAL MEETING, July 25, 2017****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.