



CITY OF HAYWARD

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

Agenda City Council

Tuesday, March 19, 2019

7:00 PM

Council Chambers

CONCURRENT MEETING OF THE SPECIAL JOINT HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT BOARD OF DIRECTORS AND CITY COUNCIL

HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD) BOARD OF DIRECTORS MEETING

CALL TO ORDER Pledge of Allegiance: Council/GHAD Member Wahab

ROLL CALL

CONSENT

1. [CONS 19-171](#) Minutes of the Hayward Geologic Hazard Abatement District Board Meeting on February 5, 2019

Attachments: [Attachment I Draft GHAD Minutes of 2/5/2019](#)

2. [CONS 19-170](#) Minutes of the Hayward Geologic Hazard Abatement District Board Meeting on February 26, 2019

Attachments: [Attachment I Draft GHAD Minutes of 2/26/2019](#)

PUBLIC HEARING

3. [PH 19-021](#) Adopt a Resolution to Declare the GHAD's Intent to Order an Assessment for the Ersted Property and Set a Public Hearing 45 days after Notice is Provided to Consider the Proposed Assessment and any Protests thereto

Attachments: [Attachment I Staff Report](#)
[Attachment II GHAD Resolution 19-04](#)

The Hayward Geologic Hazard Abatement District Board of Directors Adjourns and Reconvenes into the Meeting of the City Council

CITY COUNCIL MEETING**CLOSED SESSION ANNOUNCEMENT****PRESENTATION**

American Red Cross Month

LEGISLATIVE BUSINESS (Unfinished Business from March 5, 2019)

1. [LB 19-011](#) Introduction of the Hayward Community Foundation Concept, Formation Process, and Authorization for the City Manager to Establish an Affiliate Fund with the East Bay Community Foundation to Create the Hayward Community Foundation (Report from City Manager McAdoo)

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

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

2. [MIN 19-027](#) Minutes of the City Council Meeting on February 19, 2019

Attachments: [Attachment I Draft Minutes of 2/19/2019](#)

3. [MIN 19-033](#) Minutes of the City Council Meeting on February 26, 2019

Attachments: [Attachment I Draft Minutes of 2/26/2019](#)

4. [CONS 19-163](#) Authorize the City Manager to Accept and Appropriate up to \$150,000 from the California State Library for Hayward Library's Education Services Programs
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
5. [CONS 19-158](#) Adoption of a Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with ICF Incorporated for Commercial Cannabis Program Permit Application Review Services, for Round 1, Tier 2 Applications, and Increasing the Compensation Amount Not to Exceed \$250,838
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Scope of Services](#)
6. [CONS 19-161](#) Resignation of Ms. Frederica Brewer from the Keep Hayward Clean and Green Task Force, Effective Immediately
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Resignation Letter](#)
7. [CONS 19-162](#) Resolution to Initiate the Formation and Annexation of the Parkside Heights Property to Benefit Zone No. 17 of the Consolidated Landscaping and Lighting District 96-1
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Vicinity Map](#)

PUBLIC HEARING

8. [PH 19-020](#) Application to Amend Chapter 10, Article 1 (Zoning Ordinance), Section 10-1.3603(B) related to a Proposed Modification of the Required Setbacks for Commercial Cannabis Businesses from Certain Sensitive Land Uses; and Chapter 10, Article 1 (Zoning Ordinance), Section 10-1.3607(C).1 Related to a Reduction of the Overconcentration Buffer from 1,000 feet to 500 feet for Commercial Cannabis Retail Dispensaries of the Hayward Municipal Code in the City of Hayward, Requiring the Introduction of an Ordinance and the Adoption of a Resolution Approving Zoning Text Amendment Application No. 201900727 (Report from Development Services Director Simpson)

Attachments: [Attachment I Staff Report](#)
[Attachment II Ordinance](#)
[Attachment III Resolution](#)
[Attachment IV Cannabis Land Use Maps](#)
[Attachment V PC Draft Minutes 2/28/19](#)

LEGISLATIVE BUSINESS

9. [LB 19-017](#) Adoption of Proposed Revisions to the Council Member Handbook Section on “Order of Business related to Council Reports, Referrals and Future Agenda Items” (Report from City Manager McAdoo)

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Exhibit A Council Member Handbook - Council Referral Section](#)
[Attachment III Council Member Handbook 2017](#)
[Attachment IV Sample Council Referral Memo](#)

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 MEETING, March 26, 2019, 7:00 PM

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.