



# CITY OF HAYWARD

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

## Agenda City Council

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**Tuesday, March 26, 2019**

**7:00 PM**

**Council Chambers**

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### CITY COUNCIL MEETING

**CALL TO ORDER Pledge of Allegiance: Council Member Salinas**

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

#### **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.*

#### **COUNCIL REPORTS**

Council Members can provide oral reports on attendance at intergovernmental agency meetings, conferences, seminars, or other Council events to comply with AB 1234 requirements (reimbursable expenses for official activities).

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

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

2. [MIN 19-037](#) Minutes of the City Council Meeting on March 5, 2019

**Attachments:** [Attachment I Draft Minutes of 03/05/2019](#)

3.     [CONS 19-186](#)     Adoption of an Ordinance of the Council of the City of Hayward Amending the Hayward Municipal Code, 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

**Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Public Notice](#)  
                          [Attachment III Draft Ordinance](#)

4.     [CONS 19-200](#)     Adoption of an Ordinance of the Council of the City of Hayward Amending the Hayward Municipal Code, Chapter 10, Article 1 (Zoning Ordinance), Section 10-1.3607(c) (1) Related to Reduction of Overconcentration Buffer from 1,000 Feet to 500 Feet for Commercial Cannabis Retail Dispensaries

**Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Public Notice](#)  
                          [Attachment III Draft Ordinance](#)

5.     [CONS 19-165](#)     Resolution to Initiate the Formation and Annexation of the SoHay Properties to Benefit Zone No. 18 of the Consolidated Landscaping and Lighting District 96-1

**Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Resolution](#)  
                          [Attachment III Vicinity Map](#)

6.     [CONS 19-166](#)     Approval of Final Maps for Tracts 8445 and 8446 (SoHay), Associated with the Previously Approved Vesting Tentative Map for Tract 8428; William Lyon Homes, Inc. (Applicant/Owner)

**Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Resolution](#)  
                          [Attachment III Vicinity Map](#)  
                          [Attachment IV Site Maps](#)  
                          [Attachment V Final Maps](#)

7.     [CONS 19-167](#)     La Vista Park Project: Award of Professional Services Agreement to SurfaceDesign, Inc., (SDI); Award of Professional Services Agreement to Langan; Appropriation of Funds; and Amendment of Resolution 18-081
- Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Resolution - Award of Contract to SDI](#)  
                          [Attachment III Resolution - Award of Contract to Langan](#)  
                          [Attachment IV Resolution - Appropriation of Funds](#)  
                          [Attachment V Project Map](#)
8.     [CONS 19-191](#)     On-Call Public Works Construction Inspection Services - Authorization for the City Manager to Execute Professional Service Agreements with Park Engineering, CSG Consultants, and Willdan Engineering
- Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Resolution](#)
9.     [CONS 19-183](#)     Adoption of a Resolution Approving Annexation of the Ersted Property (Tract 8439) into the Hayward GHAD
- Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Resolution](#)

*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.*

#### WORK SESSION

10.    [WS 19-016](#)        Seismic Retrofit Standards for Multifamily Buildings Work Session (Report from Development Services Director Simpson)
- Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Soft Story Retrofit Programs](#)

#### LEGISLATIVE BUSINESS

11.    [LB 19-019](#)        Adoption of Emergency Ordinance Amending Just Cause for Tenant Evictions to Exempt Affordable Housing Conversion Projects (Report from City Manager McAdoo)
- Attachments:**     [Attachment I Staff Report](#)  
                          [Attachment II Ordinance](#)

**PUBLIC HEARING**

12. [PH 19-017](#) FY 2020 Master Fee Schedule/Fine and Bail Schedule (Report from Director of Finance Claussen)

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

**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 REFERRALS**

Council Members may bring forward a Council Referral Memorandum (Memo) on any topic to be considered by the entire Council. The intent of this Council Referrals section of the agenda is to provide an orderly means through which an individual Council Member can raise an issue for discussion and possible direction by the Council to the City Manager and City staff.

**ADJOURNMENT**

**NEXT MEETING, April 2, 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.*