

**MINUTES OF THE CITY COUNCIL MEETING OF THE CITY OF HAYWARD**  
**Council Chambers**  
**777 B Street, Hayward, CA 94541**  
**Tuesday, April 19, 2016, 7:00 p.m.**

The City Council meeting was called to order by Mayor Halliday at 7:00 p.m., followed by the Pledge of Allegiance led by Council Member Márquez.

**ROLL CALL**

Present: COUNCIL MEMBERS Zermeño, Mendall, Jones, Peixoto, Lamnin,  
Márquez  
MAYOR Halliday  
Absent: None

**COUNCIL REPORTS, REFERRALS, AND FUTURE AGENDA ITEMS**

Council Member Peixoto noted that he had received complaints from residents on Virginia Street about unfair street sweeping tickets.

**CLOSED SESSION ANNOUNCEMENT**

City Attorney Lawson announced that the Council convened in closed session concerning a conference with legal counsel pursuant to Government Code 54956.9 regarding S.E.I.U., Local 1021/City of Hayward, P.E.R.B., Case Nos. SF-CE-1075-M, SF-CE-1117-M, SF-CE-1118-M, SF-CE-1174-M, SF-CO-320-M, SF-CE-321-M; and reported there was no action.

**PRESENTATION**

Mayor Halliday noted the City of Hayward 2016 Environmental Awards honored residents, schools, businesses and property managers of multi-family homes for excellent environmental practices. Efforts by members of the community were acknowledged in recognition of Earth Day, April 22, 2016. Mayor Halliday and Council Member Mendall, who also serves as the Chair of the Council Sustainability Committee, presented the 2016 Environmental Awards to the following recipients: Stonebrae Elementary School; Longwood Elementary School; Lea's Christian School; Cesar Chavez Middle School; Bret Harte Middle School; Tennyson High School; residents and managers of multi-family housing for participating in the City's residential recycling program and energy-efficiency programs; and former Mayor Michael Sweeney for his contributions to environmental sustainability in the City of Hayward. Mr. Kim Huggett, President of the Hayward Chamber of Commerce, recognized the following: Felson Companies; Pepsi Beverages Company (Hayward facility); Alphabet Energy; Hayward Area Senior Center; and South Hayward Parish.

**PUBLIC COMMENTS**

Mr. Charlie Peters, Clean Air Performance Professionals representative, provided documents related to voluntary genetically modified corn fuel.

Mr. Mark Stillman, Hayward resident, spoke about the improvements of the Green Shutter Hotel.

Mayor Halliday announced the League of Women Voters- Eden Area was hosting forums for the June 7, 2016 Ballot Measures C and D on April 20, 2016 at Hayward City Hall.

The following speakers expressed concerns about noise and safety as they relate to the Hayward Executive Airport.

Mr. Tommy Paich, San Lorenzo resident  
Mr. Al Herrera, Hayward resident  
Mr. Fred Carrillo, Hayward resident  
Ms. Rebeca Mendoza, Hayward resident  
Mr. Paul Steinbrink, San Lorenzo resident

Mr. Victor Medina, Hayward resident, reported that commercial trucks were driving on the residential area of Baumberg Avenue.

## CONSENT

1. Authorization to Withdraw Membership in the East Bay-Delta Housing and Finance Agency, dba Bay Area Homebuyer Agency, a Joint Powers Agency **CONS 16-034**

Staff report submitted by Housing Development Specialist Cortez, dated April 19, 2016, was filed.

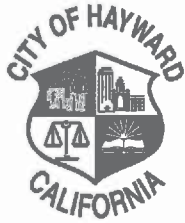
It was moved by Council Member Mendall, seconded by Council Member Márquez, and carried unanimously, to adopt the following:

Resolution 16-048, "Resolution of the City Of Hayward Authorizing Withdrawal from Membership in the East Bay-Delta Housing and Finance Agency, dba Bay Area Homebuyer Agency, a Joint Powers Agency"

2. Filing Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations **CONS 16-168**

Staff report submitted by Code Enforcement Supervisor Espitia, dated April 19, 2016, was filed.

It was moved by Council Member Mendall, seconded by Council Member Márquez, and carried unanimously, to adopt the following:



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Staff report submitted by City Clerk Lens, dated April 19, 2016, was filed.

It was moved by Council Member Mendall, seconded by Council Member Márquez, and carried unanimously, to adopt the following:

Resolution 16-054, "Resolution Accepting the Resignation of Anjanette Scott from the Council Economic Development Committee and Dania Frink from the Community Services Commission"

9. Park In-Lieu Fee Appropriation to the Hayward Area Recreation and Park District (HARD) for the Greenwood Park Expansion and Enhancement Project **CONS 16-190**

Staff report submitted by Management Analyst Kim, dated April 19, 2016, was filed.

It was moved by Council Member Mendall, seconded by Council Member Márquez, and carried unanimously, to adopt the following:

Resolution 16-055, "Resolution Approving Request from Hayward Area Recreation and Park District for Final Appropriation of Park Dedication in-Lieu Fees for the Greenwood Park Expansion and Enhancement Project"

## **WORK SESSION**

10. Overview of Draft Airport Overlay Zoning Regulations **WS 16-027**

Staff report submitted by Development Services Director Rizk, Consultant Lichman of Buchalter Nemer, and Assistant City Attorney Brick, dated April 19, 2016, was filed.

Development Services Director Rizk provided a synopsis of the report and noted that the proposed regulations in the staff report did not apply to the Hayward Executive Airport operations.

Discussion ensued among Council Members and City staff regarding: the proposed Airport overlay zoning regulations; the Airport Land Use Compatibility Plan and infill developments; public outreach regarding the Airport overlay zone ordinance; potential airport noise impacts of projects to surrounding areas; land use compatibility regulations and non-conforming uses. There was general support for staff to continue to work with the consultant to develop regulations and return with final draft regulations.