



# CITY OF HAYWARD

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

## Action Minutes City Council

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**Tuesday, July 18, 2017**

**7:00 PM**

**Council Chambers**

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### SPECIAL CITY COUNCIL MEETING

#### **CALL TO ORDER Pledge of Allegiance: Council Member Márquez**

#### **ROLL CALL**

**Present:** 5 - Council Member Al Mendall, Council Member Marvin Peixoto, Council Member Sara Lamnin, Council Member Elisa Marquez, and Mayor Barbara Halliday

**Absent:** 2 - Council Member Francisco Zermeno, and Council Member Mark Salinas

#### **PRESENTATIONS**

Proclamation for Nelson Mandela International Day  
Proclamation for Michael L. Emerson

#### **PUBLIC COMMENTS**

Mr. Eduardo Padilla  
Mr. Jerry Turney  
Ms. Kate Turney  
Ms. Wynn Grcich  
Ms. Laurel Pascual  
Ms. Sonny Alvarado  
Mr. Javier Delgadillo  
Mr. Jim Drake  
Mr. Evan Coons  
Ms. Julia Lang  
Council Member Mendall  
Council Member Márquez  
Mayor Halliday

#### **CONSENT**

##### Approval of the Consent Calendar

**A motion was made by Council Member Peixoto, seconded by Council Member Márquez, to approve the Consent Calendar. The motion carried by the following vote:**

**Aye:** 5 - Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

**Absent:** 2 - Council Member Zermeno, and Council Member Salinas

1. [Report and Special Assessment for Residential Rental Inspection Program Fees Past Due](#)

Consent Item approved.

2. [Report and Special Assessment for Community Preservation Fees Past Due](#)

Consent Item approved.

3. [Filing Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations](#)

Consent Item approved.

4. [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 \(Applicant/Owner\)](#)

Consent Item approved.

5. [Median Landscape Improvement Project \(Industrial Parkway West - Hesperian Boulevard to I-880\) - Award of Contract](#)

Consent Item approved.

6. [Report and Special Assessment for Delinquent Sewer Bills and Water Bills Incurred by Property Owners](#)

Consent Item approved.

7. [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](#)

Consent Item approved.

8. [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 \(Applicant/Owner\)](#)

Consent Item approved.

9. [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](#)

Consent Item approved.

10. [Resolution Authorizing the City Manager to Negotiate, Execute, and Amend the Agreement with CEL Consulting Inc.](#)

Consent Item approved.

11. [Report and Assessment for Delinquent Garbage Bills Incurred by Property Owners of Single-Family Households](#)

Consent Item approved.

12. [Cast Iron Water Pipeline Replacement Project: Approval of Additional Funds to Pay Contract's Retention and Close the Project](#)

Consent Item approved.

13. [Authorization to Negotiate and Execute an Agreement with Chabot-Las Positas Community College District for PEG Broadcasting Services](#)

Consent Item approved.

14. [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"](#)

Consent Item approved.

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

Consent Item approved.

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

Consent Item approved.

## WORK SESSION

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

Information Only

**LEGISLATIVE BUSINESS**

**18. [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](#)**

A motion was made by Council Member Lamnin, seconded by Council Member Mendall, to approve staff's recommendation with an amendment to the resolution by changing the application processing fee from \$1,000 to \$5,000; and provide direction to staff. The motion carried by the following vote:

**Aye:** 5 - Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

**Absent:** 2 - Council Member Zermeno, and Council Member Salinas

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

A motion was made by Council Member Mendall, seconded by Council Member Peixoto, to approve staff's recommendation. The motion carried by the following vote:

**Aye:** 5 - Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

**Absent:** 2 - Council Member Zermeno, and Council Member Salinas

**PUBLIC HEARING**

**20. [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 \(Report from Library and Community Services Director Reinhart\)](#)**

Sara Lamnin was called to speak  
Zachariah Oquenda was called to speak  
Al Mendall was called to speak  
Sara Lamnin was called to speak  
Sara Lamnin was called to speak

A motion was made by Council Member Lamnin, seconded by Council Member Márquez, to approve staff's recommendation with an amendment to the third paragraph of the resolution by changing the amount from \$1,289 to \$1,289,000; and provide direction to staff. The motion carried by the following vote:

**Aye:** 5 - Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

**Absent:** 2 - Council Member Zermeno, and Council Member Salinas

**ADJOURNMENT**

Mayor Halliday adjourned the meeting at 10:58 p.m.

**NEXT SPECIAL MEETING, July 25, 2017**