



CITY OF HAYWARD

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

Action Minutes City Council

Monday, October 30, 2017

7:00 PM

Council Chambers

SPECIAL CITY COUNCIL MEETING

CALL TO ORDER Pledge of Allegiance: Council Member Peixoto

ROLL CALL

Present: 7 - Council Member Francisco Zermeno, Council Member Al Mendall, Council Member Marvin Peixoto, Council Member Sara Lamnin, Council Member Elisa Marquez, Mayor Barbara Halliday, and Council Member Mark Salinas

PUBLIC COMMENTS

Kim Huggett

Consent Item No. 3 and Item No. 8 were removed for separate vote.

CONSENT

Approval of the Consent Calendar

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

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, Mayor Halliday, and Council Member Salinas

1. [Minutes of the Special City Council Work Session Meeting on October 14, 2017](#)

Consent Item approved.

2. [Minutes of the City Council Meeting on October 17, 2017](#)

Consent Item approved.

3. [Adoption of Ordinance of the Council of the City of Hayward Enacting Comprehensive Regulations for Personal Cannabis Cultivation and Commercial Cannabis Land Uses through the Amendment of Hayward Municipal Code, Chapter 10, Article 1 \(Zoning Ordinance\); Article 2 \(Off-Street Parking Requirements\); Article 24 \(South Hayward BART/Mission Boulevard Form-Based Code\); and Article 25 \(Hayward Mission Boulevard Corridor Form-Based Code\)](#)

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

Aye: 6 - Council Member Zermeno, Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, and Mayor Halliday

Nay: 1 - Council Member Salinas

4. [Adoption of Ordinance of the City of Hayward, California Adding Article 14 to Chapter 6 of the Hayward Municipal Code Regarding Commercial Cannabis Businesses](#)

Consent Item approved.

5. [Adoption of Ordinance of the City of Hayward, California Amending Article 6 of Chapter 5 of the Hayward Municipal Code Regarding Smoking Pollution Control](#)

Consent Item approved.

6. [Resolution of the City Council of the City of Hayward Imposing a Limit on Cannabis Retail Dispensary Permits](#)

Consent Item approved.

7. [West Winton Landfill Leachate Conveyance System Replacement Project: Approval of Plans and Specifications, and Call for Bids](#)

Consent Item approved.

8. [Approval of Resolution Accepting the Transfer of Parking Facilities from the Hayward Successor Agency](#)

A motion was made by Mayor Halliday, seconded by Council Member Márquez, to approve the staff recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Council Member Marquez, Mayor Halliday, and Council Member Salinas

PUBLIC HEARING

9. [Zoning Text Amendment to Update Regulations Related to Accessory Dwelling Units and Establish a New Fee Associated with Amendment to Chapter 10, Planning, Zoning, and Subdivisions of the Hayward Municipal Code \(Zoning Text Amendment Application No. 201701087\); City of Hayward \(Applicant\) \(Report from Interim Development Services Director Bristow\) \(Continued from 10/17/17\)](#)

A motion was made by Council Member Zermeño, seconded by Council Member Lamnin, to approve with an amendment to RES 17-161 by changing the reference “disabled individuals” to “individuals with disabilities.” The motion carried by the following vote:

Aye: 6 - Council Member Zermeno, Council Member Mendall, Council Member Peixoto, Council Member Lamnin, Mayor Halliday, and Council Member Salinas

Nay: 1 - Council Member Marquez

WORK SESSION

10. [Review of Cannabis Business Operator Selection Process \(Report from City Manager McAdoo\)](#)

Information Only.

11. [Discussion Regarding Measure EE Cannabis Tax Rate \(Report from Finance Director Claussen and City Attorney Lawson\)](#)

Information Only.

ADJOURNMENT

Mayor Halliday adjourned the special meeting at 10:46 p.m.

NEXT MEETING, Tuesday, November 7, 2017, 7:00 PM