



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, March 3, 2020

7:00 PM

Council Chambers

CITY COUNCIL MEETING

CALL TO ORDER Pledge of Allegiance: Council Member Márquez

ROLL CALL

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

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:00 p.m., regarding four items: 1) public employment pursuant to Government Code 54957 regarding the City Clerk's annual evaluation; 2) conference with legal counsel pursuant to Government Code 54956.9(d)(4) regarding one anticipated litigation; 3) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 6: Carlos Bee Boulevard and Overlook Avenue; APN: 455-0180-001-00; and 4) conference with legal counsel pursuant to Government Code 54956.9 regarding City of Hayward vs. Bay Area Property Developers, LLC, et al., Alameda County Case No. HG19046792.

Mayor Halliday noted there was no reportable action related to Item 1 and City Attorney Lawson reported there was no reportable action related to Items 2, 3, and 4.

PRESENTATION

Proclamation: American Red Cross Month

PUBLIC COMMENTS

Mr. Charlie Peters
Mr. Basil Sherlock
Council Member Wahab
Council Member Mendall

Mayor Halliday announced that Legislative Business Item 5 was going to be heard prior to Public Hearing Item 4. There were no objections.

CONSENT

Approval of the Consent Calendar

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

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lammin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

1. [Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Kimley-Horn and Associates in an Amount Not-to-Exceed \\$154,750 for the Sulphur Creek Mitigation Design Project at Hayward Executive Airport](#)

Consent item approved.

2. [Adopt a Resolution Approving the Workplan to Incentivize Housing Production in the City of Hayward](#)

Consent item approved.

WORK SESSION

3. [Downtown Hayward Improvement Association \(DHIA\): Receive the Annual Report on DHIA Activities \(Report from City Manager McAdoo and Development Services Director Simpson\)](#)

Information only.

PUBLIC HEARING

Council Member Salinas disclosed he was going to recuse himself from participating and voting on Item 4 due the proximity of the Kids' Breakfast Club office to the proposed dispensary, and left the Council Chambers at 8:53 p.m.

4. [Cannabis Retail Dispensary - Aunty Honeys: Adopt a Resolution Approving the Proposed ±3,578 Commercial Cannabis Retail Dispensary with Ancillary Retail Delivery within an Existing Building Located at 1147 B Street \(Assessor Parcel No. 427-0011-021-00\), Requiring Approval of Conditional Use Permit Application No. 201806127 and Exempt from the California Environmental Quality Act \(CEQA\) Pursuant to Section 15301 \(Class 1\); Esther Lopez \(Applicant\); Gregory Varr \(Property Owner\) \(Report from Development Services Director Simpson\)](#)

A motion was made by Council Member Wahab, seconded by Council Member Mendall, to approve staff's recommendation with a revision to Conditional Use Permit Application - Cannabis Dispensary Use & Operations No. 6 by changing the time from 6am-10pm to 9am-8pm. The motion carried by the following vote:

Aye: 6 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lammin, Council Member Wahab, and Mayor Halliday

Absent: 1 - Council Member Salinas

LEGISLATIVE BUSINESS

5. [Electrification Reach Codes: Adopt a Resolution and Introduce an Ordinance to Adopt Electrification Reach Codes for the 2019 California Energy Code and California Green Building Standards Code \(Report from Public Works Director Ameri and Development Services Director Simpson\)](#)

A motion was made by Council Member Mendall, seconded by Council Member Wahab, to approve staff's recommendation with modifications to findings and determinations 5 and 6 in the resolution. The motion carried by the following vote:

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

ADJOURNMENT

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

NEXT MEETING, March 17, 2020, 7:00 PM