



**AGENDA
HAYWARD CITY COUNCIL
777 B STREET
Hayward, CA 94541
December 21, 2004**

ROOM 2B

- 7:00 p.m. 1. Public Comments *(The Public Comments section provides an opportunity to address the City Council on items listed on the agenda, as well as other items of interest. 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.)*
- 7:05 p.m. 2. Council Announcements, Referrals, Future Agenda Items

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:

Properties: 19901 Hesperian Boulevard
Negotiating Party: City/BDC
Under Negotiation: Instructions to Negotiator

CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Pursuant to Government Code Section 54956.8:

Property: Vacant Parcel Adjacent to and North of the La Quinta Inn on Hesperian Boulevard
Negotiating Party: City of Hayward/Ray Bartalomucci
Under Negotiation: Instructions to Negotiator

**SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING
COUNCIL CHAMBERS**

8:00 P.M. CALLED TO ORDER - Pledge of Allegiance – Council Member Dowling

ROLL CALL

PRESENTATION: Business Recognition Award

PUBLIC COMMENTS *(The Public Comments section provides an opportunity to address the City Council on items not listed on the agenda. 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.)*

CONSENT

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|---|-------------------|
| 1. Approval of Minutes of the Special Joint City Council/Redevelopment Agency Meeting of December 14, 2004 | Motion |
| 2. Adoption of Amendments to the Zoning Ordinance Relative to Definition, Conditionally Permitted Use, and Minimum Design and Performance Standards for Theaters and to the Off-Street Parking Regulations for Theaters | Adopt Ordinance |
| 3. Highland Chain Pump Station Improvement Project: Approval of Addendum and Award of Construction Contract | Resolutions(2) |
| 4. Municipal Parking Lot No. 2 Modifications: Approval of Plans and Specifications and Call for Bids | Resolution |
| 5. Authorization for Professional Services Agreement for New Burbank School Environmental Assessment | RA Resolutions(2) |
| 6. Conveyance of Surplus Property Parcel 122, Orchard Avenue and Whitman Street, to the Adjoining Property Owner | Resolution |
| 7. Emergency Water System Intertie Project: Approval of Addenda, Award of Construction Contract, and Authorization for the City Manager to Execute an Amendment to the Professional Services Contract | Resolutions(2) |

The following order of business applies to items considered as part of Public Hearings and Legislative Business:

- *Staff Presentation*
- *City Council Questions*
- *Public Input*
- *Council Discussion and Action*

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 has 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.

HEARINGS

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| 8. Appeal of Planning Commission Decision regarding Text Amendment PL-2004-0331 – Salwan Property Management (Applicant) – A text amendment to the Zoning Ordinance, Section 10-1.1523(a)(7) to Conditionally Permit the use of “Animal Hospital” in the Central City-Commercial Subdistrict | Resolution |
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COUNCIL REPORTS *(Oral reports for items related to Council Member activities associated with external agencies.)*

ADJOURNMENT

NEXT REGULAR MEETING - 8:00 P.M., TUESDAY, JANUARY 11, 2005

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.

An online version of this agenda
is available on the Internet at
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