



## CITY COUNCIL MEETINGS November 17, 2009

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### CLOSED SESSION City Hall - Room 2B

#### 6:30 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.*

#### 6:35 p.m.

##### 2. Conference with Legal Counsel

- Pending Litigation  
Pursuant to Government Code 54956.9:  
Pollar, et al., v. County of Alameda, et al., U.S.D.C. No. 08-CV-04196-BZ

##### 3. Conference with Legal Counsel

- Pending Litigation  
Pursuant to Government Code 54956.9:  
Walker v. City of Hayward, et al., U.S.D.C., No. 07-CV-06205-TEH

##### 4. Conference with Legal Counsel

- Pending Litigation  
Pursuant to Government Code 54956.9:  
Rental Housing Owners, etc v. City of Hayward  
Alameda County Superior Court No. HG09433908

##### 5. Conference with Legal Counsel

- Anticipated Litigation  
Pursuant to Government Code 54956.9 (c):  
One Potential Case

##### 6. Adjournment

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**AGENDA**  
**HAYWARD CITY COUNCIL/REDEVELOPMENT AGENCY**  
**SPECIAL JOINT MEETING**  
**Council Chambers – 8:00 p.m.**

**CALL TO ORDER**            **Pledge of Allegiance Council Member Henson**

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

**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**

1. Approval of Minutes of the City Council Meeting on November 3, 2009  
*Motion*
2. Authorize the Executive Director to Negotiate and Execute a Contract with Hall-Alminana, Incorporated for the Preparation of a Specific Plan for the Mission Boulevard Corridor  
*Redevelopment Resolution*
3. Public Safety Computer Aided Dispatch/Records Management System (CAD/RMS) Computer Systems Hardware Acquisition  
*Resolution*
4. Utilities SCADA Software Conversion and Programming Update: Approval of Addenda and Award of Contract  
*Resolution*
5. Adoption of a Resolution Accepting the Report and Adopting Findings Confirming the City's Compliance with the Mitigation Fee Act, Related to Fees Collected for Development Projects  
*Resolution*
6. City Manager Contract Amendment  
*Resolution*
7. Appointment to Alameda County Mosquito Abatement District  
*Resolution*



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*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*
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## **PUBLIC HEARING**

8. Adoption of a Resolution of Necessity to Initiate Eminent Domain Proceedings to Acquire Real Property for the Route 238 Corridor Improvement Project located at 24874 Mission Boulevard - Assessor's Parcel No. 445-0150-052-01 (***Report from Public Works Director Bauman***)  
*Resolution*
9. Introduction of an Ordinance Amending Sections of the Article 5 of Chapter 9 of the Hayward Municipal Code Relating to the Residential Rental Inspection Ordinance (***Report from City Attorney Lawson and Development Services Director Rizk***)  
*Introduction Ordinance*

## **LEGISLATIVE BUSINESS**

10. Adoption of an Ordinance Amending Section 11-3.201 of Chapter 11, Article 3 of the Hayward Municipal Code, Establishing an Exception to the Requirement to Connect to the Public Sewer System for Certain Properties in the Mt. Eden Phase II Annexation Area (***Introduced on November 3, 2009***)  
*Adoption Ordinance*
11. Adoption of an Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code by Pre-Zoning Certain Territory Located in the Mt. Eden Annexation Phase II Study Area (***Introduced on November 3, 2009***)  
*Adoption Ordinance*

## **COUNCIL REPORTS**

Oral reports from Council Members on their activities associated with the Agenda

## **ADJOURNMENT**



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**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.

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\*\*\*Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4<sup>th</sup> Floor, Hayward, during normal business hours.\*\*\*

**TUESDAY, November 24, 2009 \*\*\* CANCELED \*\*\***

**NEXT REGULAR MEETING – 8:00 PM, TUESDAY, December 1, 2009**

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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 and staff reports are available on the Internet at [www.hayward-ca.gov](http://www.hayward-ca.gov)

