



CITY COUNCIL MEETING FOR SEPTEMBER 28, 2010

CLOSED SESSION **Closed Session Room 2B – 6:30 PM**

1. **PUBLIC COMMENTS** *(Limited to items agendaized for Closed Session)*
 2. Conference with Legal Counsel – Anticipated Litigation
Pursuant to Government Code 54956.9
 - Anticipated Litigation (One Case)
 3. Adjournment to Regular Meeting
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CITY COUNCIL MEETING **Council Chambers - 7:00 PM**

CALL TO ORDER Pledge of Allegiance Council Member Halliday

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PUBLIC COMMENTS: *(The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Work Session, or Informational Staff Presentation items. 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.)*

NON-ACTION ITEMS: *(Work Session and Informational Staff Presentation items are non-action items. Although the Council may discuss or direct staff to follow up on these items, no formal action will be taken. Any formal action will be placed on the agenda at a subsequent meeting in the action sections of the agenda.)*

HAYWARD CITY COUNCIL, 777 B STREET, HAYWARD, CA 94541
[HTTP://WWW.HAYWARD-CA.GOV](http://www.hayward-ca.gov)

WORK SESSION (60-Minute Limit)

1. Update on the Development of the Gang Investigation Unit and Gang Injunction Program (***Report from Police Chief Ace***)
 2. Revisions to the Smoking Pollution Control Ordinance (***Report from Development Services Director Rizk***)
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ACTION ITEMS: *(The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk anytime before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.)*

CONSENT

3. Approval of Minutes of the City Council Meeting on September 14, 2010
Motion
 4. Resolution of Local Support for the Sustainable Communities Planning Grant and Incentives Program Application for Development of a Downtown Specific Plan and Form-Based Code
Resolution
 5. Authorization for the City Manager to Execute One Master Lease with Three Lease Purchase Agreements and Promissory Note for the Purchase of Motor Vehicles, and necessary Funding Transfers
Resolution
 6. Resolution in Support of Proposition 22, the Local Taxpayer Protection Act of 2010, an Initiative that Proposes to Amend the State Constitution to Protect Local Revenues
Resolution
 7. Creation of Council Appointed Officers Committee
Resolution
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The following order of business applies to items considered as part of Public Hearings and Legislative Business:

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

8. Inclusionary Housing Interim Relief Ordinance and In-Lieu Fee Resolution (*Report from Redevelopment Director Bartlett- Continued from September 14, 2010*)
Resolutions (2)
Introduction of Ordinance

LEGISLATIVE BUSINESS

9. Adoption of an Ordinance Authorizing Execution of Amendment to Mount Eden Business and Sports Park Community Development Agreement (*Introduced on 9/21/10*)
Adoption of Ordinance

COUNCIL REPORTS, REFERRALS, AND FUTURE AGENDA ITEMS

Oral reports from Council Members on their activities, referrals to staff, and suggestions for future agenda items

ADJOURNMENT

PUBLIC COMMENT RULES: The Mayor may, at the beginning of the hearing, limit testimony to three (3) minutes per individual and five (5) minutes per an individual representing a group of citizens or organization. Speakers will be asked for their name and their address before speaking and are expected to honor the allotted time. A Speaker's Card must be completed by each speaker and is available from the City Clerk at the meeting.

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.

****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, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. ****

**SPECIAL JOINT CITY COUNCIL/PLANNING COMMISSION
FIELD TRIP TO SAN FRANCISCO, CA – SATURDAY, OCTOBER 2, 2010
TUESDAY, OCTOBER 5, 2010 ***CANCELED***
NEXT SPECIAL MEETING – 7:00 PM, TUESDAY, OCTOBER 12, 2010**

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.

