



CITY COUNCIL MEETING FOR DECEMBER 14, 2010

CLOSED SESSION **Closed Session Room 2B – 5:00 PM**

1. **PUBLIC COMMENTS** *(Limited to items agendized for Closed Session)*
 2. Conference with Labor Negotiators
Pursuant to Government Code 54957.6
 - Lead Negotiators: Fran David, City Manager; Michael Lawson, City Attorney; Kelly Morariu, Assistant City Manager; and Fran Robustelli, Human Resources Director
 - Under Negotiation: Hayward Police Officers' Association Bargaining Unit (HPOA)
 3. Conference with Real Property Negotiators
Pursuant to Government Code 54956.8
 - Lead Negotiators: Fran David, City Manager; Michael Lawson, City Attorney; Kelly Morariu, Assistant City Manager; and John DeClerq, Project Manager
 - Under Negotiation: South Hayward BART Transit Oriented Development Project
APN 078C-0441-001-29 and 078C-0441-001-28
APN 078C-0441-001-16 and 078C-0441-001-17
APN 078C-0441-001-23
 4. Adjournment to Special Meeting
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SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY MEETING **Council Chambers - 7:00 PM**

CALL TO ORDER Pledge of Allegiance Council Member Peixoto

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PRESENTATION Key to the City Presented to Jon Miller

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.)*

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

DECEMBER 14, 2010

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.)*

WORK SESSION (60-Minute Limit)

1. Redevelopment Agency Board/Hayward Redevelopment Area Committee Work Session: State of the Redevelopment Project Area (***Report from Redevelopment Director Bartlett***)
 2. Summary of Proposed Expansion of BART Hayward Maintenance Complex (***Report from Development Review Services 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 Special City Council Meeting on November 30, 2010
Motion
4. Approval of Minutes of the City Council Meeting on December 7, 2010
Motion
5. Transmittal of the Comprehensive Annual Financial Report for the Year Ended June 30, 2010; and of the “Communication of Internal Control Related Matters” and “Communication with Those Charged with Governance” Letters
Resolution
6. Adoption of the Annual Report of Redevelopment Agency Activities For FY 2010
Redevelopment Resolution
Resolution
7. Install Water Line at Golf Course Access Road Project: Award of Contract
Resolution
8. Summary Vacation of a Portion of Whitman Street
Resolution



9. Utility Service Agreement (USA 10-02) – Joginder Nagra (Owner/Applicant) – Authorize the City Manager to File an Application with the Alameda County Local Agency Formation Commission (LAFCo) for Approval of an Out-of-Service Area Agreement and to Negotiate and Execute a Utility Service Agreement and a Public Street Improvement Agreement Related to a Request for Sewer Service at 187 Laurel Avenue in the Cherryland Area of Unincorporated Alameda County
Resolution
 10. Adoption of Positions and Salaries Schedule for Fiscal Year 2010-2011 and Amendment of the Fiscal Year 2010-2011 Allocated Positions
Resolution
 11. Authorization for the City Manager to Negotiate and Execute An Agreement with the Alameda County Public Works Agency for the Relocation of the City’s Pedestrian Bridge as Part of the County’s Floodwall Improvement Project Between Industrial Parkway SW and Huntwood Avenue
Resolution
 12. Revisions to the Council Member Handbook
Resolution
 13. Adoption of Ordinance Amending Chapter 11, Article 4 of the Hayward Municipal Code by Adding Section 11-4.29 Thereto Relating to Underground District No. 29
Adoption of Ordinance
 14. Adoption of Ordinance Amending Chapter 11, Article 4 of the Hayward Municipal Code by Adding Section 11-4.30 Thereto Relating to Underground District No. 30
Adoption of Ordinance
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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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LEGISLATIVE BUSINESS

15. Approval of Drought Implementation Plan (***Report from Director of Public Works Bauman***)
Resolution
16. Inclusionary Housing Interim Relief Ordinance (***Report from Redevelopment Director Bartlett***)
Resolution
Introduction of Ordinance



17. Support for the Development, Relief, and Education for Alien Minors (DREAM) Act (**Report from Assistant City Manager Morariu**)
Resolution

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. ****

TUESDAY, DECEMBER 21, 2010 – CLOSED SESSION MEETING

**MEETINGS CANCELED DUE TO FURLOUGH AND HOLIDAYS
DECEMBER 28, 2010 AND JANUARY 4, 2011**

NEXT REGULAR MEETING – 7:00 PM, TUESDAY, JANUARY 18, 2011

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.

DECEMBER 14, 2010

