



CITY COUNCIL MEETING FOR JUNE 28, 2011

CLOSED SESSION **Closed Session Room 2B – 5:30 PM**

1. **PUBLIC COMMENTS** *(Limited to items agendized for Closed Session)*
 2. Conference with Real Property Negotiators
Pursuant to Government Code 54956.8
 - Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager Morariu, Assistant City Attorney Conneely, Project Manager DeClerq, Heather Gould and Polly Marshall, Goldfarb & Lipman.
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
 3. Adjournment to Special Meeting
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SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY/ HOUSING AUTHORITY MEETING **Council Chambers - 7:00 PM**

CALL TO ORDER Pledge of Allegiance Mayor Sweeney

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.)*

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

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.)*

BOARDS AND COMMISSIONS

1. Appointments and Reappointments to the Hayward Youth Commission and Swearing in Ceremony
Resolution

CONSENT

2. Approval of the Minutes of the Special City Council/Redevelopment Agency/Housing Authority Meeting on June 14, 2011
Motion
3. Consolidated Landscaping and Lighting District No. 96-1, Zones 1 through 13 – Preliminarily Approve the Engineer’s Report and Levy Assessments for Fiscal Year 2012, and Set July 26, 2011, as the Public Hearing Date for Such Actions
Resolution
4. Maintenance District No. 1 – Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane - Preliminarily Approve the Engineer's Report and Levy Assessment for Fiscal Year 2012, Adopt a Resolution of Intention and Set July 26, 2011, as the Public Hearing Date for Such Actions
Resolution
5. Maintenance District No. 2 – Eden Shores Storm Water Facilities and Water Buffer - Preliminarily Approve the Engineer's Report and Levy Assessment for Fiscal Year 2012, Adopt a Resolution of Intention and Set July 26, 2011, as the Public Hearing for Such Actions
Resolution
6. Adoption of Resolutions for Paying and Reporting the Value of Employer Paid Member Contributions for City of Hayward Employee Bargaining Groups to California Public Employees Retirement System
Resolutions (3)
7. Agreement with Wells Fargo Insurance Services, USA, Inc. for Group Insurance Broker and Advisory Services and Inclusion of the City of Hayward with the Wells Fargo Municipality Pool for Delta Dental Coverage
Resolutions (2)



8. Authorization for the Executive Director to Negotiate and Execute a Contract with TRC Solutions, Inc. (TRC), and to Appropriate Funds for Additional Phase II Investigation of the Residual Burbank School Site and to Prepare a Removal Action Completion Report (RAC)
Redevelopment Resolutions (2)
 9. Election of Mayor Pro Tempore
Resolution
 10. Authorization of Inter-fund Transfer in Connection with Assignment of First-Time Homebuyer Down Payment Assistance Program Loans from the City to the Housing Authority
Resolution
Housing Authority Resolution
 11. Approval of Redevelopment Agency Budget Transfer of \$450,000 to Capital Improvement Program Budget, Street System Improvement Fund, for Transportation for Livable Communities Grant Matching Funds
Redevelopment 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

12. Downtown Business Improvement Area Consideration of Annual Levy (***Report from Assistant City Manager Morariu***)
Resolution
13. Request to Change the Zoning from Medium Density Residential/SD-4 to Planned Development and to Subdivide the Property to Construct Fifty-Seven Detached Single Family Homes - Zone Change Application No. PL-2010-0403 and Vesting Tentative Tract Map Application No. PL-2010-0405 – Perry Hariri of Urban Dynamic (Applicant); City of Hayward (Owner). The project site is located at the Southwest Corner of B Street and Myrtle Street east of Burbank Elementary School (***Report from Development Services Director Rizk***)
Resolution
Introduction of Ordinance



LEGISLATIVE BUSINESS

14. Agreement for the Purchase and Sale of Real Property between the City of Hayward and Urban Dynamic, LLC for the Construction and Sale of Fifty-Seven Detached Single Family Homes - the Property is Located at 353 B Street (*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. ****

JULY 5, 2011 MEETING * CANCELED *****

NEXT SPECIAL MEETING – 7:00 PM, TUESDAY, JULY 12, 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.

JUNE 28, 2011

