



CITY COUNCIL MEETING FOR JULY 26, 2011

BOARD, COMMISSIONS, COMMITTEE AND TASK FORCE Room 2B – 4:30 PM

1. PUBLIC COMMENTS
2. Selection of New Members (Continued)

CLOSED SESSION Closed Session Room 2B – 4:35 PM

3. 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, Development Services Director Rizk, Public Works Director Bauman;
Heather Gould, Polly Marshall, and Rafael Yaquian, 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
4. Conference with Legal Counsel
Pursuant to Government Code 54956.9
 - Pending Litigation
Reid, et al. v. City of Hayward, et al, Alameda County Superior Court, No. HG10542462
5. Conference with Labor Negotiators
Pursuant to Government Code 54957.6
 - Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager Morariu, and Human Resources Director Robustelli, Interim Finance Director Stark
Under Negotiation: All Bargaining Units
6. Conference with Legal Counsel
Pursuant to Government Code 54956.9
 - Pending Litigation
California Redevelopment Association, et al v. Ana Matosantos, et al
California Supreme Court Case No. S194861
7. Adjournment to Special Joint Meeting

**SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY/
HOUSING AUTHORITY MEETING
Council Chambers - 7:00 PM**

CALL TO ORDER Pledge of Allegiance Council Member Peixoto

ROLL CALL

CLOSED SESSION ANNOUNCEMENT (July 19, 2011 and July 26, 2011)

PRESENTATION Taste of Hayward Presentation of Proceeds to the Friends of the Library

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.)*

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

1. Approval of the Minutes of the Special Joint City Council/Redevelopment Agency/Housing Authority Meeting on June 28, 2011
Motion
2. Approval of Minutes of the Special Joint City Council/Redevelopment Agency/Housing Authority Meeting on July 12, 2011
Motion
3. Approval of Minutes of the Special Joint City Council/Redevelopment Agency/Housing Authority Meeting on July 19, 2011
Motion
4. Resolution for the City of Hayward to Join the League of California Cities' Healthy Eating Active Living (HEAL) Cities Campaign
Resolution

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5. Adoption of City Salary Plan for Fiscal Year 2012
Resolution
6. Authorization for the City Manager to Negotiate and Execute a Professional Services Agreement for Dixon Street Improvements, Tennyson Road to Valle Vista Avenue (Transportation for Livable Communities Grant Project)
Resolutions (2)
7. Signal Timing and Controller Replacement Program: Approval of Contracts and Amendment of Professional Services Agreement with TJKM Transportation Consultants
Resolution
8. Sidewalk Rehabilitation and Wheelchair Ramps FY 2011 - Districts 2 and 3: Award of Contract
Resolution
9. West Winton Landfill Drainage Culvert Repair and Cap Replacement Project: Approval of Plans and Specifications and Call for Bids
Resolution
10. Adoption of Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code By Rezoning Certain Property in Connection with Zone Change Application No. PL-2010-0403 Relating to the Residual Burbank School Site Residential Development
Adoption of Ordinance
11. Banking and Cash Management Services Contract Extension
Resolution
12. Authorization for City Manager to Execute a Master Agreement and Lease with Hayward Area Recreation and Park District for Park Sites and Designation of Alden E. Oliver Sports Park as an Additional Park Site
Resolution
13. Airport Noise Monitoring Program: Approval of Support Services Contract
Resolution
14. Resolution Authorizing the City Manager to Enter Into an Agreement With IntelliBridge Partners to Provide Temporary Staffing in the Finance Department
Resolution

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*



PUBLIC HEARING

15. Consolidated Landscaping and Lighting District No. 96-1, Zones 1 through 13 –Approving the Engineer’s Report, Confirming the Assessment Diagrams and Assessments, and Ordering the Levy and Collection of Assessments for Fiscal Year 2012 (***Report from Development Services Director Rizk***)
Resolution
16. Maintenance District No. 1 – Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane - Approve the Engineer's Report, Confirm the Assessment Diagram and Assessment, and Order the Levy and Collection of Assessment for Fiscal Year 2012 (***Report from Development Services Director Rizk***)
Resolution
17. Maintenance District No. 2 – Eden Shores Storm Water Facilities and Water Buffer - Approve the Engineer's Report, Confirm the Assessment Diagram and Assessment, and Order the Levy and Collection of Assessment for Fiscal Year 2012 (***Report from Development Services Director Rizk***)
Resolution
18. Certification of a Supplemental Environmental Impact Report, Adoption of Amendments to the General Plan, and Introduction of Ordinances involving Zoning Reclassifications and Text Changes to the Zoning Ordinance and Related Municipal Code Sections, to Enact and Implement the South Hayward BART/Mission Boulevard Form-Based Code
(Continued to September 13, 2011)

LEGISLATIVE BUSINESS

19. Introduction of an Ordinance to "Opt-In" to an Alternative Voluntary Redevelopment Program under ABx1 27, the Voluntary Program Act (***Report from Assistant City Manager Morariu***)
Introduction of Ordinance
20. Reauthorization of the approval to execute the Standard Agreement and Disbursement Agreement with the Department of Housing and Community Development for Infill Infrastructure Grant Funds; Approval to Negotiate and Execute an Owner Participation Agreement (OPA) with the Developers of the South Hayward BART Station Transit-Oriented Development; Modification / Clarification of Certain Conditions of Approval for the South Hayward BART Station Transit-Oriented Development (TOD Project); and Approval to Execute a Joint Powers Authority (JPA) Agreement with the Bay Area Rapid Transit District (BART) to Address BART Parking and Access Issues (***Report from Assistant City Manager Morariu***)
Resolutions (4)
21. Authorizing the City Manager to Negotiate a Disposition and Development Agreement with Habitat for Humanity East Bay for the Development of Certain Real Property Located at 123-197 “A” Street in Hayward as an Affordable Ownership Housing Project and to Submit an Application for State Grant Funds under the Building Equity and Growth in Neighborhoods (BEGIN) Program (***Report from Assistant City Manager Morariu***)
Resolutions (2)

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22. Designation of Voting Delegates and Alternates for the League of California Cities 2011 Annual Conference (*Report from City Manager David*)
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. ****

NEXT SPECIAL MEETING – TUESDAY, AUGUST 9, 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.

