



**CITY COUNCIL MEETING FOR FEBRUARY 21, 2012**  
777 B STREET, HAYWARD CA 94541  
[WWW.HAYWARD-CA.GOV](http://WWW.HAYWARD-CA.GOV)

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**CLOSED SESSION**  
**Closed Session Room 2B – 4:00 PM**

**1. PUBLIC COMMENTS**

**2. Public Employment**

Pursuant to Government Code 54957

- Performance Evaluation  
City Clerk

**3. Conference with Labor Negotiators**

Pursuant to Government Code 54957.6

- Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager Morariu, Human Resources Director Robustelli, Finance Director Vesely, and Assistant City Attorney Roufougar  
Under Negotiation: All Bargaining Units

**4. Conference with Legal Counsel**

Pursuant to Government Code 54956.9

- Pending Litigation  
Nanette Dillard v. Alameda County Associated Community Action Program Governing Board  
Alameda County Superior Court No. RG11572661

**5. Adjourn to City Council Meeting**

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**CITY COUNCIL MEETING**  
**Council Chambers - 7:00 PM**

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

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

**PRESENTATION** Hayward Fire Department Combat Challenge Team

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**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.)*

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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.)*

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**CONSENT**

1. Approval of Minutes of the City Council Meeting on February 7, 2012  
*Motion*
  
  2. Grease Receiving and Processing Facility at the Water Pollution Control Facility: Approval of Plans and Specifications, and Call for Bids  
*Resolution*
  
  3. 238 Corridor Settlement Agreement Update and Authorization for Additional Funding of Administrative Program Costs  
*Resolution*
  
  4. Resignations of Nicole Reams and Elie Goldstein from the Downtown Business Improvement Area Advisory Board; and Neisy Lujan from the Hayward Youth Commission  
*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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## LEGISLATIVE BUSINESS

5. Approval of the Alameda County Transportation Expenditure Plan and Recommendation for the Board of Supervisors to Place an Extension and Augmentation of the Existing Transportation Sales Tax on the November 6, 2012 Ballot (**Report from Public Works Director Fakhrai**)  
*Resolution*
6. Council Priorities for FY 2013 (**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

NEXT MEETING – 7:00 PM, TUESDAY, FEBRUARY 28, 2012

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**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.*

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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. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. \*\*\***

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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.*

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FEBRUARY 21, 2012

