



**CITY COUNCIL MEETING FOR OCTOBER 15, 2013**  
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 – 4:30 PM**

**1. PUBLIC COMMENTS**

2. Conference with Labor Negotiators

Pursuant to Government Code 54957.6

- Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager McAdoo, Human Resources Director Robustelli, Finance Director Vesely, Deputy City Attorney Vashi, Maintenance Services Director McGrath, Public Works - Engineering and Transportation Director Fakhrai, Human Resources Analyst II Collins, Human Resources Analyst Monnastes

Under Negotiation: All Groups

3. Conference with Legal Counsel

Pursuant to Government Code 54956.9

- Pending Litigation: Joseph Masqulier/City of Hayward, WCAB No. ADJ6420217

4. Conference with Property Negotiators

Pursuant to Government Code 54956.8

- Property Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager McAdoo, Assistant City Attorney Conneely

Under Negotiation: South Hayward Transit-Oriented Development Project, 28901 and 28937 Mission Boulevard

5. Conference with Property Negotiators

Pursuant to Government Code 54956.8

Property Transaction

- Property Negotiators: City Manager David, Assistant City Manager McAdoo, City Attorney Lawson, Assistant City Attorney Conneely, Assistant City Attorney Brick, Heather Gould and Rafael Yaquian of Goldfarb Lipman (outside legal counsel), Libby Seifel of Seifel Consulting (outside financial consultant)

Under Negotiation: 22632 Main Street (APN 428-0066-024-00); 22654 Main Street (APN 428-0066-039-00); 22696 Main Street (APN 428-0066-038-02); 1026 C Street (APN 428-0066-037-00); 1026 C Street (APN 428-0066-038-01)

6. 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 Peixoto

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

**PROCLAMATION:** The Great California ShakeOut Day: October 17, 2013

**PUBLIC COMMENTS**

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*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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**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.)*

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**WORK SESSION (60-Minute Limit)**

1. Update on Community Preservation and Improvement (Illegal Dumping) Ordinance (***Report from Director of Maintenance Services McGrath***)
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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 any time before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.)*

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**CONSENT**

2. Approval of Minutes of the City Council Meeting on September 24, 2013  
*Motion*
3. Approval of Minutes of the City Council Meeting on October 1, 2013  
*Motion*

October 15, 2013



4. "Pay as You Save" (PAYSA®) Pilot On-Bill Conservation and Efficiency Financing System - Memorandum of Understanding and Concept Paper  
*Resolution*
  5. Advanced Metering Infrastructure Feasibility Study: Authorization for the City Manager to Execute Professional Services Agreement with TritonAMI for the Preparation of an Advanced Metering Infrastructure Feasibility Study  
*Resolution*
  6. Resolution Establishing the City Contribution for Active and Retiree Medical Premiums Set by the California Public Employee Retirement System (CalPERS) for Calendar Year 2014 pursuant to California Government Code Section 22892 of the Public Employees Medical and Hospital Care Act  
*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**

7. Refinancing of Eden Shores Community Facilities District (CFD#1) Special Tax Bonds (***Report from Finance Director Vesely***)  
*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 REGULAR MEETING, 7:00 PM, TUESDAY, OCTOBER 22, 2013**

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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 before speaking and are expected to honor the allotted time. Speaker Cards are 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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