



CITY COUNCIL MEETING FOR NOVEMBER 5, 2013
777 B STREET, HAYWARD, CA 94541
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CLOSED SESSION
Closed Session Room 2B – 6:30 PM

1. **PUBLIC COMMENTS**
 2. Conference with Legal Counsel
Pursuant to Government Code 54956.9
 - Pending Litigation: McGraw v. Top Grade Construction, City of Hayward, etc.
Alameda County Superior Court, Case No. HG126175574
 3. 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

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.

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

1. Review of 1st Quarter Progress for Police Department Council Priorities FY 2014 (*Report from Police Chief Urban*)
 2. Update on Future Plans for Southland Mall (*Report from Development Services Director Rizk and Economic Development Manager Taylor*)
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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.*)

CONSENT

3. Approval of Minutes of the City Council Meeting on October 22, 2013
Motion
 4. Adoption of an Ordinance Adding Article 13 to Chapter 4 of the Hayward Municipal Code Regarding Food Sharing Events
Adoption of Ordinance
 5. Adoption of an Ordinance Adding Article 14 to Chapter 4 of the Hayward Municipal Code Relating to Park Hours
Adoption of Ordinance
 6. Resignations of Nubia Piña and Joelynn Deng from the Hayward Youth Commission and Appointments of Elmer Beltran and Lilybeth Domingo to Fulfill Piña's and Deng's Unexpired Terms
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

7. Proposed Revisions Related to Hayward's Alcoholic Beverage Outlet Regulations, Proposed New Regulations for Cabarets and Dances to Replace Hayward's Public Dance Provisions, and Related Amendments to Zoning Ordinance Definitions and the CC-C and CG Zoning Districts; Proposed New Fees - (Text Amendment Application No. PL-2013-0175 TA); Adoption of Negative Declaration; Applicant: City of Hayward – (*Continued to 11/12/13*)

LEGISLATIVE BUSINESS

8. Introduction of an Ordinance Amending the Hayward Municipal Code by Adding Article 15 to Chapter 4 Relating to Social Nuisances (*Report from City Attorney Lawson and Police Chief Urban*) - (*Continued from 10/29/13*)
Introduction of Ordinance
9. Update on Status of Exclusive Negotiating Period with Waste Management of Alameda County (*Report from Director of Public Works - Utilities & Environmental Services Ameri*)
Resolutions (4)

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 SPECIAL MEETING, TUESDAY, NOVEMBER 12, 2013

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.*

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. 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. ****

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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