



**MINUTES OF THE SPECIAL CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING OF  
THE CITY OF HAYWARD**  
City Council Chambers  
777 B Street, Hayward, CA 94541  
Tuesday, November 20, 2007, 8:00 p.m.

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**MEETING**

The Special Meeting of the City Council/Redevelopment Agency was called to order by Mayor/Chair Sweeney at 8:00 p.m., followed by the Pledge of Allegiance led by Council/RA Member Dowling.

**ROLL CALL**

Present: COUNCIL/RA MEMBERS Rodriquez, Quirk, Halliday, Ward, Dowling,  
Henson  
MAYOR/Chair Sweeney  
Absent: COUNCIL/RA MEMBER None

**PUBLIC COMMENTS**

John Wichman, Pastor of Westminster Hills Church, thanked the Council for funding the development of the day labor center in South Hayward. He introduced and translated the comments made by the following speaker, Mr. Carlos Alenan.

Carlos Humberto Alenan spoke in favor of the day labor center on Tennyson and appreciated the Council's efforts. He is an immigrant and has been able to receive work and other benefits from the staff at this day labor center.

Dee Dee Ligibel thanked the Council for its work in the downtown related to the homeless feeding program and the closure of the medicinal marijuana facilities in Hayward. She asked for an update on vacancies in the Police Department and when she might see more police presence in the downtown.

Mayor Sweeney asked staff to update both the Council and the homeowners associations in the downtown related to the police department staffing.

Doug Ligibel expressed his concerns on the amount of gang related crime activity in the downtown, including violence at the Hayward BART station. He asked for more police staff in the downtown for the safety of the neighborhood. He expressed concern about the current police department staffing. He described the littering that impacts Watkins Street as customers leave McDonald's and walk along Watkins. Lastly, he submitted an ordinance from Oakland that he felt could improve several situations in the downtown.

Mayor Sweeney also asked staff to distribute this material to the members of the KHCG as well as the Sustainability Committee.

Linda Bristow announced the Light Up the Season event coming up on November 29<sup>th</sup>. She noted that there will be containers throughout the downtown for the collection of toys for needy families.

**DRAFT**

She is an active volunteer at the Hayward Animal Shelter and announced the Downtown Pet Parade that will be held on December 8<sup>th</sup>. She invited all to participate with their pets and distributed informational packets.

Rubin Andrade, along with five of his neighbors residing in town homes on Thornton Court, thanked the Mayor and City Council for listening to their concerns related to the loss of parking on Tennyson due to the number of for-sale vehicles that are continuously parked there. He spoke on behalf of his neighborhood association and requested a special parking permit program for the residents on Thornton Court.

Mayor Sweeney asked that staff assist Mr. Andrade and this neighborhood in seeking resolution to their issue.

Council Member Henson presented Mayor Sweeney with an award that was presented to him at the National League of Cities Conference (NLC) recently held in New Orleans. The City of Hayward was awarded for its 50 years of participation with this national organization. This milestone award was presented to the City for its exceptional participation throughout those 50 years. Council Member Henson, currently serving on an NLC committee, noted past participation on several national committees by former Hayward Council Members as Joe Hilson and Matt Jimenez.

## **CONSENT CALENDAR**

Consent Item #2 was removed for public input. Council Member Dowling thanked staff for adding a potential bike path along the Eden Greenway. He urged staff to aggressively seek additional grants to fund similar projects.

### **1. Approval of Minutes of the City Council Meeting of November 6, 2007**

It was moved by Council Member Ward, seconded by Council Member Henson, to approve the Minutes of the City Council Meeting of November 6, 2007.

### **2. Bicycle Master Plan Update**

Staff report submitted by Deputy Director of Public Works Fakhrai, dated November 20, 2007, was filed.

Glen Kirby, a member of the Alameda County Planning Commission and former Planning Commissioner commented that he participated in adopting a previous plan. He was pleased with the work of the consultant for this plan, which was last updated in 1997. He commended the consultant and suggested that improvements in the public input process be considered. He thought that the public process was limited and asked that the implementation strategy be thoroughly reviewed as there are a number of resources and grants available and named several including ACTIA. He asked that this approval be continued for further discussion and input with other groups. He was willing to provide further input as well.



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Public Works Director Bauman responded that an adopted Plan must be in place when applying for grants and there is an application on this agenda. He was not aware of any significant proposal that could revise this Draft Plan. He reported that this group was informed and offered opportunity for input. He felt that further discussion could occur on the specific projects without changing the titles of particular projects.

Council Member Quirk expressed concern in placing this on next week's Council Agenda as it is anticipated to be lengthy. He asked for legal advice on whether the Plan could be amended if input from the Eastbay Bikers would be substantial. It was noted that the Plan could be amended and it would be appropriate. He moved the approval.

It was moved by Council Member Quirk, seconded by Council Member Dowling, and unanimously carried to adopt the following:

Resolution 07-160, "Resolution Approving the Initial Study and Negative Declaration and Adopting the Bicycle Master Plan Update"

3. Various Bicycle Facility Improvements: Fund Transfer Agreement with Alameda County Congestion Management Agency for Transportation for Clean Air Funds and Appropriation of Funds

Staff report submitted by Deputy Director of Public Works Fakhrai, dated November 20, 2007, was filed.

It was moved by Council Member Ward, seconded by Council Member Henson, and unanimously carried to adopt the following:

Resolution 07-155, "Resolution Authorizing the City Manager to Execute a Fund Transfer Agreement with the Alameda County Congestion Management Agency for Transportation for Clean Air (TFCA) Funds for the Installation of Bicycle Facilities at Various Locations"

Resolution 07-156, "Resolution Amending Resolution 07-081, As Amended, the Capital Improvement Budget Resolution for Fiscal Year 2007-08, Relating to an Appropriation of Funds for Various Bicycle Facility Improvements"

4. Amendment to Positions and Salaries Resolution and Related Budget Appropriation

Staff report submitted by Human Resources Director Brock-Cohn, dated November 20, 2007, was filed.

It was moved by Council Member Ward, seconded by Council Member Henson, and unanimously carried to adopt the following:

Resolution 07-157, "Resolution Amending Resolution No. 06-077, the Positions and Salaries Resolution, Relating to Position Changes in the Public Works Department and the Community and Economic Development Department"

Resolution 07-158, "Resolution Amending Resolution No. 07-079, as Amended, the Budget Resolution for Fiscal Year 2007-08 Relating to an Appropriation of Funds for Changes in Authorized Personnel"

RA Resolution 07-24, "Resolution Amending Resolution RA 07-16, as Amended, the Redevelopment Budget Resolution for Fiscal Year 2007-2008, Relating to an Appropriation of Funds from the Redevelopment Agency's Low and Moderate Income Housing Fund, Fund 452"

5. Approval of Fees to be Charged for Costs Incurred in 2006 for Administering the Residential and Mobilehome Rent Stabilization Ordinances

Staff report submitted by Interim City Attorney Conneely, dated November 20, 2007, was filed.

It was moved by Council Member Ward, seconded by Council Member Henson, and unanimously carried to adopt the following:

Resolution 07-159, "Resolution Amending Resolution No. 06-082, the Master Fee Resolution for Fiscal Year 2006-2007, Relating to the City Attorney Department, Establishing Time for Payment of Rent Stabilization Fees"

## HEARING

6. Introduction of Ordinance to Adopt the 2007 California Plumbing Code

Staff report submitted by Building Official Elliott and Hayward Fire Marshall Berg, dated November 20, 2007, was filed.

Building Official Elliott made the report, noting the recommendations from the previous Council meeting related to the use of plastic pipe, have been included in this ordinance. She responded to Council questions.

With no requests to speak, Mayor Sweeney opened and closed the public hearing at 8:29 p.m.



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It was moved by Council Member Henson, seconded by Council Member Ward, and unanimously carried to introduce the following:

Resolution 07-161, "Resolution Finding and Determining the Need for Changes or Modifications to the Uniform Plumbing Code, 2007 Edition"

Intro Ordinance 07-\_, "An Ordinance Repealing Ordinance No. 02-17 and all Amendments thereto, and Establishing a Plumbing Code for the City of Hayward, Regulating the Construction, Alteration, Repair, and Maintenance of Plumbing; Providing for the Issuance of Permits and Collection of Fees"

## **COUNCIL REPORTS**

Council Member Dowling stated that he attended the annual National League of Cities Conference (NLC) in New Orleans. He reported on a session that he attended related to revitalizing older shopping centers, in particular the strip type centers that were previously approved with no landscaping and poor architecture. In 1964 there were 7,000 shopping centers in the United States; now there are 10,000 neighborhood centers and over 72,000 convenience centers. He was appreciative of the leadership in Hayward in sustaining and improving its commercial centers. He will be distributing information for the KHCG Task Force as well as materials on sustainability. He was impressed with the various experts and speakers and brought information on the solar in Santa Monica. Council Member Dowling also mentioned that he attended a session that featured San Francisco's efforts to give residents options to check cashing facilities. Banks in San Francisco are beginning to offer bank accounts free or charge low fees without requiring minimum funds in accounts and even considering not requiring social security numbers. At this NLC Conference, he realized that issues Hayward struggles with are also issues that other cities throughout the nation are also struggling with.

Council Member Henson also attended the NLC Conference. He serves on the NLC's Public Safety Committee. Relevant to Hayward was an issue that was discussed related to rail safety, noting that federal agencies do not need to report what is being transported on railroads through cities. He reported on one of the NLC's board discussions on immigration. It was contentious and a rather controversial issue. Council Member Henson participated in a rather sobering tour of New Orleans and saw what has not been done two years after Katrina. He discussed the monies involved and noted that much of the funding has not been released by the federal government. He was moved by what has not been re-established and that the levees have yet to be repaired. He stressed the need for preparation, preparation and preparation in anticipation of natural disasters.

**ADJOURNMENT**

Mayor/Chair Sweeney adjourned the meeting at 8:40 p.m.

**APPROVED:**

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Michael Sweeney, Mayor, City of Hayward  
Chair, Redevelopment Agency

**ATTEST:**

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Angelina Reyes, City Clerk, City of Hayward  
Secretary, Redevelopment Agency