



**MINUTES OF THE SPECIAL CITY COUNCIL/
REDEVELOPMENT AGENCY MEETING OF
THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, April 7, 2009, 8:00 p.m.**

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 Halliday.

ROLL CALL

Present: COUNCIL/RA MEMBERS Zermefio, Halliday, May, Dowling, Henson
MAYOR/Chair Sweeney
Absent: COUNCIL/RA MEMBER Quirk

CLOSED SESSION ANNOUNCEMENT

Council Member Quirk participated in the closed session via telephone conference call from 7253 Nohil Street, Honolulu, Hawaii.

City Attorney Lawson reported that Council met regarding existing litigation concerning Averiett, et al v. City of Hayward, Alameda County Superior Court Case No. HG 07356121 and Dufresne v. City of Hayward, et al, Superior Court Case No. 02-067063. There was no reportable action.

PUBLIC COMMENTS

City Clerk Lens announced that the Office of the City Clerk began accepting applications for Hayward Youth Commission and noted that the deadline to submit applications is May 1, 2009. Ms. Lens added that the information was available on the City's website and showed a video clip related to the recruitment.

CONSENT CALENDAR

At the request of Council Member Halliday, consent item No. 6 was removed for further discussion.

1. Approval of Minutes of the Special Joint City Council/Redevelopment Agency Meeting on March 17, 2009

It was moved by Council/RA Member Henson, seconded by Council/RA Member Dowling, and carried with Council/RA Member Quirk absent, to approve the minutes of the Special Joint City Council/Redevelopment Agency Meeting of March 17, 2009.

DRAFT

2. Approval of Minutes of the City Council Meeting on March 24, 2009

It was moved by Council Member Henson, seconded by Council Member Dowling, and carried with Council Member Quirk absent, to approve the minutes of the City Council Meeting of March 24, 2009.

3. Sanitary Sewer Spot Repairs at Various Locations: Approval of Plans and Specifications and Call for Bids

Staff report submitted by Deputy Director of Public Works Ameri, dated April 7, 2009, was filed.

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

Resolution 09-035, "Resolution Approving Plans and Specifications for the Sanitary Sewer Spot Repair at Various Locations Project, Project No. 7535, and Call for Bids"

4. Adoption of Identify Theft Prevention Program and Policy

Staff report submitted by Deputy Director of Public Works Ameri, dated April 7, 2009, was filed.

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

Resolution 09-036, "Resolution Approving Policies and Procedures for an Identity Theft Prevention Program in Accordance with the Fair and Accurate Credit Transaction Act of 2003"

RA Resolution 09-10, "Resolution Approving Policies and Procedures for an Identity Theft Prevention Program in Accordance with the Fair and Accurate Credit Transaction Act of 2003"

5. West T-Hangar Ramp Pavement Reconstruction: Approval of Plans and Specifications and Call for Bids

Staff report submitted by Deputy Director of Public Works Fakhrai, dated April 7, 2009, was filed.

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

Resolution 09-037, "Resolution Approving Plans and Specifications for the West T-Hangar Ramp Pavement Reconstruction Project, Project No. 6849, and Call for Bids"



**MINUTES OF THE SPECIAL CITY COUNCIL/
REDEVELOPMENT AGENCY MEETING OF
THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, April 7, 2009, 8:00 p.m.**

6. Summary Vacation of a Portion of Orchard Park Place

Staff report submitted by Deputy Director of Public Works Fakhrai, dated April 7, 2009, was filed.

In response to Council Member Halliday's concern regarding the development's failure to establish a homeowners' association (HOA) and measures to ensure that HOAs be established when required developments are approved, Director of Public Works Bauman noted that this development was an exception and there were procedural measures in place.

It was moved by Council Member Halliday, seconded by Council Member Zermefio, and carried with Council Member Quirk absent, to adopt the following:

Resolution 09-040, "Resolution Summarily Vacating a Portion of Orchard Park Place"

7. Summary Vacation of Murdock Court

Staff report submitted by Deputy Director of Public Works Fakhrai, dated April 7, 2009, was filed.

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

Resolution 09-038, "Resolution Summarily Vacating Excess Right-Of-Way at Murdock Court"

8. City Clerk Appointment – Approval of Employment Agreement

Staff report submitted by City Manager Jones, dated April 7, 2009, was filed.

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

Resolution 09-039, "Resolution of the Hayward City Council Appointing Miriam Lens as City Clerk and Authorizing the Mayor to Execute an Employment Agreement"

COUNCIL REPORTS

There were no Council reports.

ADJOURNMENT

Mayor/Chair Sweeney adjourned the meeting at 8:08 p.m.

APPROVED:

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

ATTEST:

Miriam Lens, City Clerk, City of Hayward
Secretary, Redevelopment Agency