



**AGENDA
HAYWARD CITY COUNCIL
777 B STREET
Hayward, CA 94541
September 16, 2003**

**CITY COUNCIL MEETING
COUNCIL CHAMBERS**

8:00 P.M. CALLED TO ORDER - Pledge of Allegiance – Council Member Rodriquez

ROLL CALL

PRESENTATION: Business Recognition Award

PUBLIC COMMENTS *(The Public Comments section provides an opportunity to address the City Council on items not listed on the agenda. 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.)*

CONSENT

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| 1. Approval of Minutes of the City Council Meeting of July 22, 2003 | Motion |
| 2. Authorization for the City Manager to Execute a Lease with the Federal Aviation Administration for Control Tower Space at the Hayward Executive Airport | Resolution |
| 3. Authorization for City Manager to Execute a Professional Services Agreement with The Culver Group for a Boundary Survey of the Hayward Executive Airport | Resolution |

The following order of business applies to items considered as part of Public Hearings and Legislative Business:

- *Staff Presentation*
- *City Council Questions*
- *Public Input*
- *Council Discussion and Action*

HEARINGS

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing 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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| 4. Appeal of Planning Commission Denial of Use Permit No. PL-2002-0577 to Expand Operation of Drive-Through to 24 Hours - Jack-in-the-Box (Anthony Poligono Operator/Applicant) - Foodmaker, Inc. (Owner) - Request to Amend Use Permit 80-109 - The Property is Located at 1075 Tennyson Road | Resolution |
| 5. Amendment of Benefit District 407-95, Arbutus Court Sanitary Sewer District, to Annex Two Parcels into the District – Padilla and Rand (Applicants) and Utility Service Agreement 03-02 – Duca, Gunseor, Rose, Rand and Padilla (Applicants/Owners) - Authorize the City Manager to Execute Utility Service Agreements for Sanitary Sewer Service for Properties Located on Arbutus Court | Resolutions(2) |

LEGISLATIVE BUSINESS

- | | |
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| 6. Introduction of Ordinance to Adopt Revised Hayward Municipal Water System Code | Introduce Ordinance |
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COUNCIL REPORTS *(Oral reports for items related to Council Member activities associated with external agencies.)*

ADJOURNMENT

NEXT REGULAR MEETING - 8:00 P.M., TUESDAY, SEPTEMBER 23, 2003

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.

An online version of this agenda is available on the Internet at www.ci.hayward.ca.us

