AGENDA
HAYWARD CITY COUNCIL
777 B STREET
Hayward, CA 94541
September 21, 2004

ROOM 2B

6:30 p.m. 1. Public Comments *(The Public Comments section provides an opportunity to address the City Council on items listed on the agenda, as well as other items of interest. 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.)*

6:35 p.m. 2. Council Announcements, Referrals, Future Agenda Items

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION –
Pursuant to subdivision (a) of Section 54956.9: Olden Henson v. Jesús Armas, Case No. RG04175004

CITY COUNCIL MEETING
COUNCIL CHAMBERS

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

ROLL CALL

PRESENTATION: Pride in Hayward 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

1. Approval of Minutes of the City Council Meeting of September 7, 2004 — Motion
2. Authorization to Submit Pavement Rehabilitation Project Application to MTC for Next Cycle Federal Funding — 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.*

3. Adoption of Resolution of Intent to Reimburse Expenditures from the Proceeds of Mortgage Revenue Bonds Financing the Purchase and Rehabilitation of the Josephine Lum Lodge	Resolution
4. Text Amendment (PL-2004-0314) – Request to Amend the Municipal Code by Establishing Provisions in Accordance with the State's Surface Mining and Reclamation Act (SMARA), and Request to Amend the Zoning Ordinance by Establishing Provisions Related to Asphalt and Concrete Batch Plants	Resolution Intro Ords (2)

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 28, 2004

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.hayward-ca.gov***