



CITY COUNCIL MEETING FOR NOVEMBER 15, 2011
777 B STREET, HAYWARD CA 94541
WWW.HAYWARD-CA.GOV

CLOSED SESSION
Closed Session Room 2B – 5:00 PM

1. **PUBLIC COMMENTS**
 2. Public Employment
Pursuant to Government Code 54957
 - Performance Evaluation
City Manager
 3. Conference with Labor Negotiators
Pursuant to Government Code 54957.6
 - Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager Morariu, Human Resources Director Robustelli, and Finance Director Vesely
Under Negotiation: All Bargaining Units
 4. Adjourn to Special Joint City Council/Redevelopment Agency/Housing Authority Meeting
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**SPECIAL JOINT CITY COUNCIL/REDEVELOPMENT AGENCY/
HOUSING AUTHORITY MEETING**
Council Chambers - 7:00 PM

CALL TO ORDER Pledge of Allegiance Council Member Halliday

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PRESENTATIONS

Certificate of Commendation Presented to Samuel and Lenore Cohen
Business Recognition Award Presented to Serpico Landscaping

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.)*

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 anytime before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.)*

CONSENT

1. Approval of Minutes of the Special City Council/Redevelopment Agency/Housing Authority Meeting on October 25, 2011
Motion
2. Approval of Minutes of the Special City Council/Redevelopment Agency/Housing Authority Meeting on November 1, 2011
Motion
3. Filing Nuisance Abatement/Municipal Code Violations with the County Recorder’s Office for Non-Abatable Code Violations
Resolution
4. Resolution Authorizing the City Manager to Negotiate and Execute a Ground Lease with Avcon, Inc., for a Parcel of Land at the Hayward Executive Airport
Resolution
5. Revision of Resolution Authorizing the City Manager to Submit an Application for State Grant Funds Under the BEGIN Program to Finance the Development of an Affordable Homeownership Housing Project at the Corner of A and Walnut Streets
Resolution
6. Approval of a Consulting Agreement and Appropriations for South Hayward BART Project Management, and Approval of Additional Appropriations for Project Legal Expenses
Housing Authority Resolution
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*
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PUBLIC HEARING

7. Request to Change the Zoning from Medium Density Residential to Planned Development and to Subdivide the Property to Construct 144 Single-Family Homes - Zone Change Application No. PL-2011-0175 and Vesting Tentative Tract Map Application No. PL-2011-0176 – John Dutra of Dutra Enterprises (Applicant); Dutra, Christensen, Tilley (Owners) - The Project is Located on Multiple Parcels Totaling 10.9 Acres Generally Located between Eden Avenue and Saklan Road, North of Middle Lane in the Mt. Eden Area (***Report from Development Services Director Rizk***)
Resolution
Introduction of Ordinance

LEGISLATIVE BUSINESS

8. Countywide Transportation Plan/Transportation Expenditure Plan: City Recommendation to Steering Committee (***Report from Public Works Director Bauman***)
Motion
9. Introduction of an Amendment to the Inclusionary Housing Interim Relief Ordinance Clarifying Certain Provisions and Authorizing the City Manager to Amend Certain Inclusionary Housing Agreements to Apply the Provisions of the Interim Relief Ordinance (***Report from Assistant City Manager Morariu***)
Resolution
Introduction of Ordinance

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

**NOVEMBER 22 AND 29, 2011 MEETINGS CANCELED
DUE TO FURLOUGH AND HOLIDAY**

NEXT REGULAR MEETING – 7:00 PM, TUESDAY, DECEMBER 6, 2011



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 and their address before speaking and are expected to honor the allotted time. A Speaker's Card must be completed by each speaker and is 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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