



**SPECIAL JOINT CITY COUNCIL/HOUSING AUTHORITY MEETING  
FOR JANUARY 13, 2015  
777 B STREET, HAYWARD, CA 94541  
[WWW.HAYWARD-CA.GOV](http://WWW.HAYWARD-CA.GOV)**

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

**1. PUBLIC COMMENTS**

**2. Public Employment**

Pursuant to Government Code 54957

➤ Performance Evaluation

City Attorney

**3. Conference with Labor Negotiators**

Pursuant to Government Code 54957.6

➤ Lead Negotiators: City Manager David; City Attorney Lawson; Assistant City Manager McAdoo; Finance Director Vesely; Engineering & Transportation Director Fakhrai; Human Resources Director Collins; Assistant City Attorney Vashi; Community and Media Relations Officer Holland; Jack Hughes, Liebert, Cassidy and Whitmore

Under Negotiation: All Groups

**4. Conference with Property Negotiators**

Pursuant to Government Code 54956.8

➤ Property Transaction

Under Negotiation: APNs 415-023-0072-00; 415-023-0073-00; 415-023-0074-00; 415-023-0075-00; 415-023-0076-00; 415-023-0077-00; 415-023-0078-00; 415-023-0079-00. Located at 22400, 22412, and 22422 Rockaway Lane, Hayward, CA

Property Negotiators: City Manager David, Assistant City Manager McAdoo, Engineering & Transportation Director Fakhrai, City Attorney Lawson; Assistant City Attorney Brick; Director of Development Services Rizk; Heather Gould, Goldfarb & Lipman

**5. Adjourn to Special City Council meeting**

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**SPECIAL CITY COUNCIL MEETING  
Council Chambers – 7:00 PM**

**CALL TO ORDER Pledge of Allegiance** Council Member Márquez

**ROLL CALL**

**CLOSED SESSION ANNOUNCEMENT**

## PUBLIC COMMENTS

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*The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Work Session or Information 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.*

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

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## CONSENT

1. Approval of Minutes of the City Council Meeting on December 16, 2014  
*Motion*
2. Adoption of Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code by Rezoning Certain Property in Connection with Zone Change Application No. PL-2013-0092 Relating to a Residential Development at 1818 Hill Avenue  
*Adoption of Ordinance*
3. Resignation of Sarahi Bautista from the Hayward Youth Commission and Appointment of Vicky Tran to Fulfill Bautista's Unexpired Term  
*Resolution*
4. East Bay Dischargers Authority: Approval of Fourth Amended Joint Exercise of Powers Agreement  
*Resolution*
5. Water Pollution Control Facility (WPCF) Digesters Improvement Project: Authorization for the City Manager to Execute a Professional Services Agreement for Engineering Services  
*Resolution*
6. New Highland 1530 Reservoir: Approval of Plans and Specifications and Call for Bids  
*Resolution*
7. Adoption of Resolution Authorizing the City Manager to Negotiate and Execute a Contract for up to \$50,000 with Buchalter-Nemer for Development of Land Use/Zoning Regulations and Related Environmental Impact Analysis for the Hayward Executive Airport Influence Area  
*Resolution*

January 13, 2015



8. Mission Aqueduct Seismic Improvements Project: Award of Contract and Appropriation of Funds  
*Resolutions (2)*

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***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**

9. Introduction of an Ordinance to Approve an Amendment to the City of Hayward’s Contract with the California Public Employees Retirement System (CalPERS) (***Report from Human Resources Director Collins***)  
*Introduction of Ordinance*

**LEGISLATIVE BUSINESS**

10. Massage Therapy Permit Ordinance: New Ordinance Regulating Massage Therapy Establishments Following the Enactment of AB 1147 (***Report from City Attorney Lawson, Police Chief Urban and Development Services Director Rizk***)  
*Introduction of Ordinance*
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*Information items are presented as general information for Council and the public. Should Council wish to take action on any of the “information” items, they will direct the City Manager to bring them back on a future Council agenda as an Action Item.*

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**INFORMATION ITEMS**

None

**CITY MANAGER’S COMMENTS**

An oral report from the City Manager on upcoming activities, events, or other items of general interest to Council and the Public.

**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

**NEXT REGULAR MEETING – 7:00 PM, Tuesday, January 20, 2015**

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**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 before speaking and are expected to honor the allotted time. Speaker Cards are available from the City Clerk at the meeting.*

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**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.*

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**\*\*\*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, 4<sup>th</sup> 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. \*\*\***

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*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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