



**MINUTES OF THE CITY COUNCIL MEETING OF
THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, November 14, 2006, 8:00 p.m.**

MEETING

The Meeting of the City Council was called to order by Mayor Sweeney at 8:00 p.m., followed by the Pledge of Allegiance led by Mayor Sweeney.

ROLL CALL

Present: COUNCIL MEMBERS Rodriquez, Quirk, Halliday, Ward, Dowling,
Henson
MAYOR Sweeney
Absent: COUNCIL MEMBERS None

PRESENTATION

Business Recognition Award

The November 2006 Business Recognition Award was presented to Toys "R" Us. On October 15, 1971, Toys "R" Us opened the Hayward store at 24011 Hesperian Boulevard. This store employs 38 full and part time associates. During the holiday season, the store will increase its staff to approximately 75 associates. This award was presented to Toys "R" Us for the many contributions it has made by: being a positive retail presence for the young and young-at-heart in Hayward; for its generous participation in the form of donations and collections in the Toys for Tots Foundation; and for contributing to the economic well being of the City of Hayward. Mr. John Dendy, Store Director, was not available, but on behalf of Toys "R" Us, Sally Porfido accepted the award and thanked Council.

PUBLIC COMMENTS

Jeanne Gocker announced the 19th Annual Christmas Drawing that will be a major fundraiser towards the purchase of veterinary equipment and construction costs for the completion of the animal shelter wards. She also expressed her appreciation for Public Works staff and the members of the construction team.

CONSENT

Items 3 and 6 were removed for separate vote.

1. Approval of Minutes of the City Council Meeting of October 24, 2006

It was moved by Council Member Henson, seconded by Council Member Ward, and unanimously carried, to approve the minutes of the City Council Meeting of October 24, 2006.

2. Sobriety Checkpoint Program for Law Enforcement Agencies

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Staff report submitted by Traffic Bureau Sergeant Quinn, dated November 14, 2006, was filed.

It was moved by Council Member Henson, seconded by Council Member Ward, and unanimously carried to adopt the following:

Resolution 06-132, "Resolution Authorizing the City Manager to Execute an Agreement with the Office of Traffic Safety to Accept Funding for the Sobriety Checkpoint Program for Law Enforcement Agencies"

3. Authorization to Execute Agreement with West Coast Code Consultants, Inc., for Plan Check Services

Staff report submitted by City Building Official Elliott, dated November 14, 2006, was filed.

In response to Council Member Dowling's question regarding any impact to current employee status, it was noted that this agreement will be utilized for plan check services that exceed the availability of City staff.

It was moved by Council Member Dowling, seconded by Council Member Rodriguez, and unanimously carried to adopt the following:

Resolution 06-135, "Resolution Authorizing the City Manager to Execute an Agreement with West Coast Code Consultants, Inc., for Plan Check Services"

4. Authorization for the City Manager to Execute a Professional Services Agreement for the South of Route 92 Specific Plan Amendment Study

Staff report submitted by Planning Manager Rizk, dated November 14, 2006, was filed.

It was moved by Council Member Henson, seconded by Council Member Ward, and unanimously carried to adopt the following:

Resolution 06-133, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement between the City of Hayward and Pacific Municipal Consultants (PMC) for Professional Services to Evaluate Potential Revisions to the South of 92 Specific Plan"

5. Authorization for the City Manager to Execute a New Ground Lease with Pacific Roller Die Company, Inc., at the Hayward Executive Airport

Staff report submitted by Airport Manager Shiner, dated November 14, 2006, was filed.



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It was moved by Council Member Henson, seconded by Council Member Ward, and unanimously carried to adopt the following:

Resolution 06-134, "Resolution Authorizing the City Manager to Execute a Ground Lease and All Related Documents with Pacific Roller Die Company, Inc., at the Hayward Executive Airport"

6. Resignation of Christopher Parker from the Human Services Commission

Staff report submitted by City Clerk Reyes, dated November 14, 2006, was filed.

Council Member Rodriguez, as the liaison to the Human Services Commission, expressed her concern related to the current vacancies on this commission. City Manager Armas responded that staff will begin a recruitment to fill the vacancies on this commission as well as one on the Economic Development Commission.

It was moved by Council Member Rodriguez, seconded by Council Member Dowling, and unanimously carried to adopt the following:

Resolution 06-136, "Resolution Accepting the Resignation of Christopher Parker from the Human Services Commission "

LEGISLATIVE BUSINESS

7. Final Map Tract 7736 – Stonebrae, L.P. (Subdivider) – Approval of Final Map, Authorize the City Manager to Execute a Subdivision Agreement

Staff report submitted by Planning Manager Rizk, dated November 14, 2006, was filed.

Public Works Director Bauman made the report, highlighting the construction of the second water storage reservoir, off site traffic mitigation and updated the Council regarding the golf course, the traffic mitigations such as widening Fairview, new street lights and constructing improvements on the roundabout. He responded to Council questions related to road improvements such as bike lanes and equestrian trails. He noted that there will also be some underground utilities. It was noted that the sports fields are being used regularly. Staff depicted the play areas and sports areas totaling over ten acres that will be maintained by HARD.

In response to Council Member Halliday's request, Public Works Director Bauman noted that most students do not walk to the new Stonebrae Elementary School. Council Member Rodriguez noted that parents are concerned about the construction and dust that continues and there are still

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large trucks that may hinder walkers. She stated that at times the situation is chaotic in dropping and picking up children at the school. Council Member Henson commended the developer on the fitness center. Council Member Ward commented favorably that Lewis Park is finally being developed. Staff reported that HARD will be going out to bid for its development. He asked staff to reiterate the benefits that the developer has provided to accommodate the new subdivision.

Mayor Sweeney opened the public hearing at 8:44 p.m.

Steve Miller, Executive Director of Stonebrae, LLP, model homes for Toll Brothers opened October 20, and they have sold 65 homes. Warmington Homes will be opening this coming weekend. Standard Pacific will be building the first phase of Village A, with models opening in January. A grand opening for the general public will be conducted in February. The Championship golf course will be completely open in the fall of 2007. He highlighted the completion of the Stonebrae Elementary within the time previously scheduled. He also highlighted the state of the art fitness center, with a swimming pool and tennis courts. In the near future, the clubhouse will open and will be large enough to serve as a 200 guest banquet facility for weddings.

In response to Council Member Halliday's question regarding tot lots in the development, Mr. Miller stated that they were not included in the original plans and he reiterated his comments regarding the open space, paseos, and custom design of the lots in the development.

Mayor Sweeney closed the public hearing at 8:53 p.m.

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

Resolution 06-137, "Resolution Revising Conditions of Approval to the Vesting Tentative Map and Approving the Final Map for Tract 7736 and Authorizing the City Manager to Execute a Subdivision Agreement and other Necessary Documents"

8. Formation of Keep Hayward Clean and Green Task Force

Staff report submitted by, dated November 14, 2006, was filed.

City Manager Armas made the report, noting that Mayor Sweeney, Council Member Dowling and Council Member Henson met as a subcommittee to develop preliminary strategies.

Council Member Ward commended the subcommittee and asked his colleagues if they would consider the concept of appointing some fourteen (2 each) and the balance of 16 members to be a result of interviewing.

In response to Council Member Quirk's request for clarification regarding the purpose of the task force, Mayor Sweeney noted that throughout his campaign, walking door-to-door and house meetings and talking to people, it was made clear that cleaning up Hayward is a priority for its citizens, including the greening of Hayward, and improving the City's performance in certain areas in the City. This will be a community-based effort to clean up Hayward. He felt that the



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leadership effort needs to be rooted in the community, organizers are needed as well as workers involved in hands-on activities, and individuals who are willing to critique and provide suggestions for improvements.

Council Member Quirk commented that he noted some disproportion in representation in past interview processes and would consider Council Member Ward's suggestion.

Mayor Sweeney felt that he would consider it if the interview process is not successful. He commented on his recent visit with the neighborhood alert group and noted the enthusiasm.

Council Member Rodriguez commented on the need for translators for this project. She agreed to consider both processes.

Council Member Halliday expressed her concern that the recruitment period will occur during the holidays and that could also impact application submittals.

Council Member Henson spoke about the need for this committee to be in effect for a long time, until Hayward is known as the cleanest city. He added that people who are committed can be effective in reaching out to members of the community.

Council Member Ward stated that he supports the concept. He encouraged the community to become involved and apply. He asked the members of the subcommittee to discuss the duration of this task force and the short and long term goals.

Council Member Dowling stated that it is necessary to get neighborhood people involved as City staff cannot be everywhere.

Mayor Sweeney opened and closed the public hearing at 9:14 p.m., with no requests to speak.

It was moved by Council Member Dowling, seconded by Council Member Halliday, and unanimously carried, to establish the task force and direct staff to recruit thirty members for this purpose.

Mayor Sweeney urged the residents of the City to participate in this process and to contact the City Clerk or his office for additional information.

COUNCIL REPORTS

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Council Member Dowling commended staff and Chief of Police Lowe for the Police Promotions Celebration last evening, noting that many of the promotions were to long term employees. He commended staff for this and also noted the diversity of the police force.

Council Member Henson updated Council on a recent meeting of the ICLEI (International Council of Local Environmental Initiatives, also known as Local Governments for Sustainability). He had some information that he would provide to staff for a future Council update.

ADJOURNMENT

Mayor Sweeney provided opportunity to Council Member Rodriguez to adjourn the meeting at 9:23 p.m. in memory of Jim Wilson, a community activist. Council Member Ward commented that the Wilson family members were not only his neighbors but also mentors in community involvement. He will be missed as a person, a professional and a mentor by many Hayward families. Council Member Henson commented that Jim Wilson was a vital part of this community in particular in the African American community and was involved with the NAACP. He noted that Mr. Lewis was a noted musician and sang at Carnegie Hall. Condolences were directed to his wife, Gloria Grant-Wilson and his family. Council requested a tree be planted in his memory at a location agreeable with his family.

Mayor Sweeney announced that the next regular meeting of the City Council will be on Tuesday, November 28, 2006.

APPROVED:

Michael Sweeney, Mayor, City of Hayward

ATTEST:

Angelina Reyes, City Clerk, City of Hayward