



**MINUTES OF THE CITY COUNCIL MEETING OF  
THE CITY OF HAYWARD  
City Council Chambers  
777 B Street, Hayward, CA 94541  
Tuesday, March 25, 2008, 8:00 p.m.**

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**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 Council Member Ward.

**ROLL CALL**

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

**PRESENTATIONS** Badge Pinning for Newly Appointed Fire Chief Craig Bueno

Mayor Sweeney read a Certificate of Commendation that he presented to Fire Chief Bueno, noting that his 24 years with the City of Hayward, serving in a number of capacities in the Fire Department contributed toward his being the best candidate for this position. Mayor Sweeney enumerated a number of commendations received by Fire Chief Bueno and officiously pinned his badge. Fire Chief Bueno thanked City Manager Jones for appointing him and appreciated the Council and its support towards that department.

Retirement of Police Chief Lloyd Lowe

Mayor Sweeney presented retiring Chief Lloyd Lowe with a Certificate of Commendation in honor of his 28 years of dedication and commitment to the City of Hayward. Mayor Sweeney on behalf of the City Council, City employees, and residents of Hayward congratulated him and offered best wishes on his upcoming retirement. Mayor Sweeney commended him on his past accomplishments in community policing and noted his "Distinguished Service Medal for Bravery."

Retiring Chief Lloyd Lowe thanked the men and women of his department. He asked those present representing the Neighborhood Alert Program to stand and he expressed his appreciation for their work for this community. He thanked former City Manager Jesús Armas for promoting him to Chief. He also thanked Mayor Sweeney and the members of the City Council for supporting him as Chief of Police these past 4 years for their leadership, guidance and concerns in favor of this community. He thanked them for making his job easier. He also thanked the other public safety members, his "fire buddies" for their support throughout the years.

**PUBLIC COMMENTS**

Jesús Armas, Main Street, indicated that he was present to echo Mayor Sweeney's previous remarks by congratulating and commending Fire Chief Craig Bueno on his promotion to Fire Chief. Chief Bueno will have significant responsibilities and challenges, but is capable and up to meeting those tasks. Mr. Armas recalled serving as Hayward's Assistant City Manager with Chief Bueno as a rookie in the

Fire Department. He was pleased to see his progress and confident that Chief Bueno would perform well. Mr. Armas also commented favorably on the career of Chief of Police Lloyd Lowe for his loyalty, for the stability he brought to the police department, for his sense of maturity and order, and in particular, his calmness during a difficult time for that department. Mr. Armas stated that Lloyd Lowe was clearly his choice as Chief of Police. He commended him for his work and encouraged him to enjoy his retirement.

Bart J. Schemone spoke on behalf of the Hayward Lions Club and announced that his organization is accepting nominations for the Distinguished Citizen of Hayward Award. This award has been presented for the past 75 years. He reviewed the qualifications for this award and urged nominations be forwarded to him by April. Mayor Sweeney acknowledged another Hayward Lions Club Member, Joe Ochoa, who was also present.

Wynn Grcich, a resident of Union City, spoke about the impacts of power plants and in particular ammonia. She commented favorably about Rob Simpson, a candidate for Council, who opposes the energy plants. She spoke on sodium hydroxide or lye that may be in our drinking water and cautioned on what contaminants are in our drinking water.

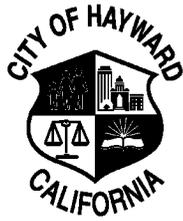
Janet Kassouf, on behalf of the Hayward Neighborhood Alert, commended Chief Lloyd Lowe for his leadership and stated that he was truly an example of an officer and gentleman. She announced that at the next Neighborhood Alert meeting on April 30, a celebration on his retirement will take place and an appropriate presentation will be made.

Chuck Horner, Chair of the Keep Hayward Clean and Green (KHCG), reported on the efforts and accomplishments of this task force including the collection of stray shopping carts. The next phase is to start more in the grass root levels by canvassing the neighborhoods to find citizen leaders in those neighborhoods. He commented on the spontaneous groups that have volunteered to clean their neighborhoods, which he attributed to the KHCG that has raised the level of awareness and needs in this community. He looked forward to the next clean-up that will begin at Schafer Park Elementary School beginning at 8:30 a.m., on Saturday, March 29th.

Rob Simpson, a resident of Grandview and member of KHCG Task Force, stated that he is an active litigant fighting against the energy plants. He stated that his appeal with the EPA is what is stopping the energy center from going forward. He listed a number of recommendations to prevent the construction of energy plants in Hayward.

Doug Ligibel, a resident of Grand Terrace and a member of the Keep Hayward Clean and Green Task Force spoke on the recent graffiti and damage to landscaping in his neighborhood. He expressed his concerns on the amount of damage that occurs related to graffiti. He commended Mayor Sweeney for his genuine earnestness and hands-on efforts and encouraged other Council Members to participate in this worthwhile effort. He specifically thanked Council Members Ward, Halliday and Rodriguez for their participation. Lastly, he asked if there can be some action done to address the BART fare evaders that occurs daily.

Council Member Henson commended Chief Lloyd Lowe on behalf of Bishop Macklin of Glad Tidings Church and the South Hayward residents for his assistance in the area around Forselles that left a positive impact on that community. He praised Police Chief Lowe's efforts and appreciated him for his



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involvement with the interoperability projects and the red-light camera program. He congratulated him on his retirement.

**CONSENT CALENDAR**

1. Approval of Minutes of the City Council Meeting of March 18, 2008

It was moved by Council Member Ward, seconded by Council Member Dowling, and unanimously carried, to approve the minutes of the City Council Meeting of March 18, 2008.

2. Pavement Rehabilitation FY 2007-08: Huntwood Avenue, Santa Clara Street, and Whitman Street: Approval of Plans and Specifications and Call for Bids

Staff report submitted by Deputy Director of Public Works Fakhrai, dated March 25, 2008, was filed.

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

Resolution 08-034, "Resolution Approving Plans and Specifications for the Pavement Rehabilitation 2007-08 – Huntwood Avenue, Santa Clara Street, and Whitman Street Project, Project No. 5191, and Calls for Bids"

3. Keep Hayward Clean and Green Task Force Resignations

Staff report submitted by City Clerk Reyes, dated March 25, 2008, was filed.

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

Resolution 08-035, "Resolution Accepting the Resignations of Nine Members from the Keep Hayward Clean and Green Task Force and Related Actions"

4. Adoption of a Resolution to Approve the Contract with Hayward Association of Management Employees (HAME)

Staff report submitted by Human Resources Director Brock-Cohn, dated March 25, 2008, was filed.

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

Resolution 08-036, “Resolution Adopting the Memorandum of Understanding between the City of Hayward and the Hayward Association of Management Employees”

5. Adoption of Intention to Approve an Amendment to the City’s California Public Employees Retirement System (PERS) Contract for Miscellaneous, Police and Fire to Add Two Years of Additional Service Credit Provision

Staff report submitted by Employee Benefits Administrator Iwata, dated March 25, 2008, was filed.

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

Resolution 08-037, “Resolution of Intention to Approve an Amendment to the Contract between the Board of Administration California Employees’ Retirement System”

#### **LEGISLATIVE BUSINESS & INFORMATIONAL ITEMS**

6. Support the “Stop Junk Mail” Campaign

Staff report submitted by Assistant City Manager David, dated March 25, 2008, was filed.

City Manager Jones stated that Council Member Henson initiated this request to stop the distribution of “junk mail” merchandise catalogs, which contain glossy pages that have contaminants and end up in our streams. Council Member Henson reported that this is part of the Alameda County Recycling Board effort for the City of Hayward and part of a package as “Don’t Sell My Name Campaign.” He noted that L. L. Bean, Inc., a retailer, will be part of this campaign.

With no requests to speak, Mayor Sweeney opened and closed the public hearing at 8:36 p.m.

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

Resolution 08-038, “Resolution in Support of BayROC’s Junk Mail Reduction Campaign”

#### **COUNCIL REPORTS**

There were no Council Reports. Council Member Halliday referred to the Consent Calendar item and thanked the former members of the KHCG Task Force, who recently resigned. She commended them for their arduous efforts in improving our community. She thanked Phyllis Medina, Larry Ratto,



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Samuel Fuenzalida, and Mark Smetana for serving and especially appreciated Kindra Mendall, who served as Chair of this task force for its first year. She noted that there are worthy successors and appreciated all involved.

**ADJOURNMENT**

Mayor Sweeney adjourned the meeting at 8:39 p.m., and provided opportunity for Council Member Quirk to adjourn in memory of Dwight “Buck” Minnich, a very active Neighborhood Alert Block Captain and National Night Out host, who passed away on March 6, 2008. He leaves behind his sisters, Virginia Gott, Dorothy Minnich and Louise Myers as well as nephews and grand nieces.

**APPROVED:**

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Michael Sweeney, Mayor, City of Hayward

**ATTEST:**

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Angelina Reyes, City Clerk, City of Hayward