



**SPECIAL MEETING OF THE CITY COUNCIL
REMOTE PARTICIPATION
Tuesday, June 9, 2020, 7:00 p.m.**

The Special City Council meeting was called to order by Mayor Halliday at 7:00 p.m. This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No 29-20 dated March 17, 2020, and the Alameda County Health Officer Order No. 20-10 dated April 29, 2020, regarding the COVID-19 pandemic.

CALL TO ORDER Pledge of Allegiance: Mayor Halliday

ROLL CALL

Present: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab, Zermeño
MAYOR Halliday

Absent: None

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:30 p.m., regarding two items: 1) conference with labor negotiators pursuant to Government Code 54957.6 regarding all labor groups; and 2) conference with property negotiators pursuant to Government Code 54956.8, regarding 22330 Main Street APN: 428-0061-061-03 and 428-0061-061-04. City Attorney Lawson reported all Council Members were present and there was no reportable action related to Items 1 and 2.

PUBLIC COMMENTS

Hayward Fire Captain La Shon Earnest, also member of the City's Government Alliance for Racial Equality, said a few words about what has been going on in the past few weeks and shared a poem he had written entitled, "[Pain is the Ingredient](#)"

The following public speakers participated by calling the City Clerk's office at (510) 583-4400.

Mr. Mahdi Fugfugosh, CSUEB student, voiced concerns about recent injustices, asked the City to listen to the community and urged members of the City Council to be open and to take the lead to bring about policy changes.

Mr. Jordan Leopold, Hayward native, requested the City provide a link to access community meetings with ample time to allow them to remotely join the meetings.

Ms. Erin Kitten urged the Council to show solidarity with the human rights movement by taking action such as cancel and/or ban contracts between schools and law enforcement.

Mr. Parvesh Gogna, Hayward resident, shared about speeding and traffic issues on his street and requested that these be addressed with traffic mitigation measures.

Ms. Araceli Orozco requested information about future Community Advisory Panel to Chief of Police/Town Hall meetings be provided in advance to allow for community participation.

Mr. Cody Konno, Hayward resident, spoke about the importance of the recent global Black Lives Matter movement and wanted Hayward to make a difference by creating a new law enforcement model and fund mental health services.

Mr. Alexis Villalobos, Hayward native, requested that online links to meetings be made more publicly accessible and favored the Zoom platform for its tools and flexibility for participants in public meetings.

CONSENT

1. Approve City Council Minutes of the Special City Council Meeting on May 26, 2020 **MIN 20-062**

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried unanimously, to approve the minutes of the Special City Council meeting on May 26, 2020.

2. Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and the Service Employees International Union, Local 1021 for Implementation of an Unpaid Furlough in Fiscal Year 2021, and Authorizing the City Manager to Execute the Agreement **CONS 20-293**

Staff report submitted by Assistant City Manager/Interim Human Resources Director Hurtado, dated June 9, 2020, was filed.

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried with the following roll call vote, to approve the following:

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| AYES: | COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab, Zermeño MAYOR Halliday |
| NOES: | None |
| ABSENT: | None |
| ABSTAIN: | None |

Resolution 20-075, "Resolution Approving a Side Letter of Agreement with the Service Employees International Union, Local 1021 for Implementation of an Unpaid Furlough in Fiscal Year 2021"



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3. Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and the Hayward Association of Management Employees for Implementation of an Eight-Hour Furlough in Fiscal Year 2021 and Authorizing the City Manager to Execute the Agreement **CONS 20-294**

Staff report submitted by Assistant City Manager/Interim Human Resources Director Hurtado, dated June 9, 2020, was filed.

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried with the following roll call vote, to approve the following:

AYES: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 20-076, "Resolution Approving a Side Letter of Agreement with the Hayward Association of Management Employees for Implementation of an Eighty Hour Furlough in Fiscal Year 2021"

WORK SESSION

4. FY 2021 Operating Budget Work Session #1 **WS 20-027**

Staff report submitted by Finance Director Claussen, dated June 9, 2020, was filed.

City Manager McAdoo announced the report and Finance Director Claussen provided a synopsis of the staff report.

Mayor Halliday opened the public hearing at 7:46 p.m.

Public speakers participated by calling the City Clerk's office at (510) 583-4400.

The following speakers voiced their support for the Hayward Collective seven community demands: 1) Redistribute 10% of the police's budget to non-police, community-based services outside of the police department; 2) Cancel and ban police contracts with HUSD schools and college/university campuses; 3) Demilitarize the police; 4) Freeze Police

Department Hiring indefinitely; 5) Ban paid leave for officers being investigated for misconduct; 6) Ban city spending on the assessment or building of any police buildings or Corp yards; and 7) Establish a city-wide, participatory committee for all residents. They also express solidarity with the Black Lives Matter Movement and urged the City Council to act on the demands.

Ms. Alicia Lawrence, The Hayward Collective member.
Mr. Jose Hernandez, Hayward resident.
Ms. Lacei Amodei, Hayward resident and community advocate.
Ms. Katie Alvarez, Hayward resident.
Mr. Alexis Villalobos, Hayward native.
Ms. Elisha Crader, Hayward resident.
Ms. Rosaura Mendoza, The Hayward Collective member.
Mr. Ramona Rio, The Hayward Collective member.
Ms. Vanessa Savsav
Ms. Susie Hufstader, Bike East Bay Advocacy Manager.
Ms. Eileen Syrop, Hayward resident.
Ms. Gizella Valencia
Ms. Ruby Aguilar, Hayward native.
Ms. Angelica Rosales, Hayward resident.
Mr. Nestor Castillo, Hayward resident.
Mr. Frankie Peterson
Ms. Roxana De La O-Cortez, Hayward native.
Ms. Annette Sanders, Hayward resident.
Mr. Cody Konno, Hayward resident.
Mr. Raul Chavez, Hayward resident.
Ms. Rachel Sagapolu, Hayward resident and teacher.

Ms. Angela Andrews, Planning Commissioner, also suggested a joint Community Services Commission and Community Advisory Panel to Police Chief meeting to review the Police budget and supported the Fire Training Center.

Mr. Jordan Leopold, Hayward native, also noted the City needs to prioritize the families who are impacted by the death of their family members.

Mr. Isaac Harris, Hayward employee, also noted a disproportionate number of unhoused people are Black and subject to over policing.

Ms. Cynthia Nunes, Hayward resident, also requested a mural be created in memory of his cousin Augie Gonzales.

Mr. Mahdi Fugfugosh also suggested a policy that police should render aid as first responders.

Mr. Eric Vance, Hayward resident, also read an article from the New York Times, May 30, 2020, entitled “No More Money for the Police”.



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Mr. Jesse Gunn, Hayward resident and teacher, also spoke about the 1992 City's Anti-Discrimination Action Plan.

Ms. Araceli Orozco, Hayward resident, also relayed the fear that some community members have of the Police Department.

Mr. Zachariah Oquenda, Community Advisory Panel to Police Chief member, suggested that staff be directed to conduct a legal and policy analysis and communicate the results to the public.

Mr. Todd Davis, Hayward resident, also noted the City needs to reimagine the role law enforcement plays in the community and make resources available.

Ms. Danae Griffin, Hayward resident, and expressed support for removing the Police officers from schools.

Ms. Diane Fagalde, Hayward resident, noted members of the City Council and staff work very hard and acknowledged that some police officers make mistakes.

Ms. Crystal Porter, Hayward resident and former Personnel Commissioner, noted Stoney Ramirez was killed on May 20, 2020 and there was a request for an independent investigation and the use of deadly force by the Hayward Police Department.

Mayor Halliday closed the public comments at 9:20 p.m.

Discussion ensued among members of the City Council and City staff regarding: status of cannabis dispensaries; recommendations for outdoor dining and guidance from the Alameda County Public Health Officer; rules governing the ability to make staffing changes and working conditions on the Police Department; and placing Council referrals during Shelter-in-Place.

Members of the City Council acknowledged City staff for the work related to the City's budget; the community engagement; and employee groups concessions. Council Members expressed sympathy to the Ramirez family for the death of Stoney Ramirez on May 20, 2020 and extended their heartfelt thoughts to the families who lost loved ones and have been impacted by recent events. It was stated that graduates of a recent police academy reflected the diversity of the Hayward community. It was also stated that policing is a band aid to the core issues of lack of economic development and jobs, lack of housing, lack of mental health support, and lack of food security.

Members of the City Council were in general agreement to have most of the community demands evaluated. Members of the City Council offered additional comments: communicate with the community within a couple of weeks on what demands are feasible; consider reallocating funds from the proposed freeze of twelve Police positions to community services and assist small businesses to prevent closures and retain Hayward jobs; inform the community on the protocol when there is an officer involved shooting and how the information will be made available to the public; have the Community Advisory Panel to Chief of Police review the seven demands; review how the CALEA accreditation, the Youth and Family Services Bureau, and the Junior Giants Program may be affected by the seven demands; study the current issues to enable positive change and reform; evaluate having a community centered police force; consider any reforms vetted by the Community Advisory Panel to Chief of Police; revisit the City of Hayward Strategic Roadmap, reallocate funds to reimagine and reprioritize goals; evaluate cancelling contracts for school officer resource (SRO) positions in schools and shift that funding to possibly mental health services; consider expanding police officer educational requirements to include focus on public and mental health degrees and ethnic studies background; consider a robust recruitment program that hires officers who mirror the community and support pipeline to upper police ranks to retain culturally competent and proficient on issues relevant to the neighborhoods they serve; consider renaming the Police Department to Hayward Public Health and Safety Department; have a thorough public process to obtain as much public input and provide Council enough time to thoroughly discuss options in order to make meaningful decisions; and find a balance in regards to police buildings.

As to Other Post Employment Benefit (OPEB), there was general support for not delaying the payment.

Regarding reserves, there was a suggestion to get cannabis businesses up and running which can be a revenue generator.

Mayor Halliday noted she was requesting to have a work session prior to the Council August recess regarding discussion for returning to in person meetings and Council referrals. Mayor Halliday added she had recently signed the Obama Foundation Mayors Pledge which calls for working hand in hand with the community to review and reform police policies and practices.

5. Review of Capital Improvement Program for FY 2021 – FY 2030 **WS 20-024**

Mayor Halliday asked if there were any objections to moving Item 5 to June 16, 2020. There were no objections voiced by members of the City Council.

CITY MANAGER'S COMMENTS

City Manager McAdoo announced the Alameda County Solid Waste Management bulky collection service had resumed services on June 1, 2020 and Tri-CED Recycling was also collecting items, and the street sweeping service would resume on June 15, 2020.



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COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Márquez spoke about her participation, along with community members, in peaceful demonstrations in the City of Hayward. Council Member Márquez said that the City needs beautification and encouraged the residents to utilize the Access Hayward website.

Council Member Lamnin reported on her attendance at meetings of the League of California Cities-Governance, Transparency and Labor Policy Committee and the Homelessness-Housing Task Force.

Council Member Salinas thanked Hayward Fire Captain La Shon Earnest for reading his poem "Pain is the Ingredient" at the beginning of the meeting.

In response to Council Member Wahab's inquiry, City Manager McAdoo noted staff was planning to present an extension of the moratorium on evictions to the City Council at the end of June.

ADJOURNMENT

Mayor Halliday adjourned the meeting at 11:10 p.m.

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward