CITY OF HAYWARD

Action Minutes

City Council

Tuesday, February 28, 2023	7:00 PM	Council Chamber and Virtual Platform (Zoom)

CITY COUNCIL MEETING

CALL TO ORDER: Mayor Salinas

Pledge of Allegiance: Council Member Goldstein

ROLL CALL

Present: 7 - Council Member Angela Andrews, Council Member Daniel Goldstein, Council Member Elisa Marquez, Council Member Julie Roche, Council Member George Syrop, Council Member Francisco Zermeno, and Mayor Mark Salinas

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:30 p.m., with all members present and no public comment, regarding two items: (1) annual performance evaluation of the City Clerk pursuant to Government Code section 54957; and (2) conference with property negotiators pursuant to Government Code section 54956.8 regarding Master Lease Renewal - Hayward Area Recreation and Park District; 28846 Bay Heights Rd, N Third St at Crescent Ave, 27020 Fielding Dr, 19501 Hesperian Blvd, 26780 Chiplay Ave, 22325 N 3rd St, 30504 Vanderbilt St, 27182 Patrick Ave, 275 Industrial Parkway West, Farm Hill Dr and Daisy Ct, N 3rd St and Crescent Ave, Colette St & Luvena Dr, Ward Creek Canyon, Eden Ave & Middle Ln, 27600 Decatur Way, Dickens Ave and Folsom Ave, 25610 Spring Dr, Stratford Rd & Canterbury Ln, Hamrick Ln and Rieger Ave, E 10th and Jefferson St, 301 Arrowhead Way, Santa Clara St and Winton Ave, 275 Goodwin St, 2580 Eden Park Pl, Tahoe Ave and Morningside Dr, 27798 Ross Pl, Panjon St and Huntwood Ave, 24176 Mission Blvd, Leonardo Way and Reed Way, 2841 Seahaven Ct, 22737 Main St, Bush Ln, 25625 Cypress Ave.

Senior Assistant City Attorney Vigilia reported that Council discussed both items on the agenda and took no reportable action. The closed session adjourned at 6:32 p.m.

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A copy of the official minutes is available by contacting the Office of the City Clerk.

PUBLIC COMMENTS

TJ
Mr. Vladimir Balazoza
Mr. Ralph Farias
Mr. Rosty Fox
Mr. Ivan Medina
Ms. Reena Johl
Council Member Márquez

CITY MANAGER'S COMMENTS

City Manager McAdoo

Consent Items No. 1, 2, 4, 5, and 6 were removed from the Consent Calendar for comment and separate vote.

CONSENT

Approval of the Consent Calendar

A motion was made by Council Member Syrop, seconded by Council Member Zermeño, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 7 -   Council Member Andrews, Council Member Goldstein, Council Member Marquez, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

1. [Adopt a Resolution Approving Plans and Specifications and Call for Bids for the FY23 Pavement Improvement Project No. 05240](#)

Consent item approved.

2. [Adopt a Resolution Approving Plans and Specifications and Call for Bids for the La Vista Park Project No. 06914](#)

Consent item approved.

3. [Adopt Resolutions Authorizing the City Manager to Execute MOUs and Accepting and Appropriating up to $101,000 for the Operation of Family Education Program Services for Hayward Unified School District (HUSD) Schools](#)

Item continued to March 21, 2023.

4. [Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 3 to the Professional Services Agreement with EKI Environment & Water, Inc., for As-Needed Technical Support Related to Implementation of the Groundwater Management Plan Increasing the Contract Amount by $50,000 for a Total Not-to-Exceed Amount of $145,000](#)

Consent item approved.

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5. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Landscape Maintenance Contract for the Hayward Medians with Brightview Landscape in an Annual Amount of $122,406 for a Total Not-to-Exceed Amount of $489,624, and Appropriate $30,000 from the General Fund to Fund the Annual Contingency](#)

Consent item approved.

6. [Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Galls to Purchase Point-Blank (Origin) Ballistic Body Armor for Hayward Police Department Special Response Unit Members, in an Amount-Not-to-Exceed $130,000](#)

A motion was made by Council Member Zermeño, seconded by Council Member Goldstein, to approve staff's recommendation. The motion carried by the following vote:

Aye: 6 -   Council Member Andrews, Council Member Goldstein, Council Member Marquez, Council Member Roche, Council Member Zermeno, and Mayor Salinas

Nay: 1 -   Council Member Syrop

7. [Adopt a Resolution Authorizing the City Manager to Accept Up to 1.5 Million Dollars in Revenue from Bay Area Rapid Transit as the Fiscal Agent for the South Hayward Bay Area Rapid Transit Station Access Authority](#)

Consent item approved.

LEGISLATIVE BUSINESS

8. [Cannabis Regulations Revised Ordinance: Introduction of an Ordinance Amending Article 14, Chapter 6 of the Hayward Municipal Code Regarding Commercial Cannabis Businesses by Amending Section 6-14.13 Relating to Commercial Cannabis Permit Applications, Amending Section 6-14.14 Relating to Operating and Performance Standards and Adding Section 6-14.18 Relating to Enforcement; Finding that this Action is Subject to CEQA Common Sense Exemption (Report from City Attorney Lawson)](#)

A motion was made by Council Member Márquez, seconded by Council Member Roche, to approve staff's recommendation with a friendly amendment to add review of restorative justice aspects in responding to violations and consider working with the Economic Development Division to create an infographic on how to submit a permit application; and return to Council in six months. The motion carried by the following vote:

Aye: 7 -   Council Member Andrews, Council Member Goldstein, Council Member Marquez, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

ADJOURNMENT

Mayor Salinas adjourned the City Council meeting at 8:29 p.m., in memory of longtime City employee Louis Jordan who was the first African American to retire from active duty from the City of Hayward; former Public Works employee Majid Hafezieh and Alameda County Supervisor Richard Valle.   Mayor Salinas asked City staff to plant trees in their memory.

NEXT MEETING, March 7, 2023