



CITY OF HAYWARD

Hayward City Hall
777 B Street
Hayward, CA 94541
www.Hayward-CA.gov

Action Minutes City Council

Tuesday, April 25, 2023

7:00 PM

**Council Chamber and
Virtual Platform (Zoom)**

CITY COUNCIL MEETING

CALL TO ORDER: Mayor Salinas

Pledge of Allegiance: Council Member Roche

ROLL CALL

Present: 7 - Council Member Angela Andrews, Council Member Daniel Goldstein, Council Member Julie Roche, Council Member George Syrop, Council Member Francisco Zermeno, Mayor Mark Salinas, and Council Member Ray Bonilla Jr.

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:00 p.m., with all members present and no public comment, regarding two items: 1) conference with legal counsel pursuant to Government Code section 54956.9 (a), (c), (d) (4), and (e)(2) regarding one anticipated litigation; and 2) annual performance evaluation of the City Attorney pursuant to Government Code section 54957. City Attorney Lawson announced the Council discussed an administrative enforcement proceeding before the California Energy Commission related to the Russell City Energy Center and took no reportable action. Related to Item 2, Mayor Salinas announced there was no reportable action. The closed session adjourned at 6:50 p.m.

PRESENTATIONS

Arts, Culture and Creativity Month
National Public Safety Telecommunicators Week
Fair Housing Month

PUBLIC COMMENTS

Ms. Suzanne Luther

CITY MANAGER'S COMMENTS

Items 3, 4, 6 and 7 were removed from the Consent Calendar for clarification and to allow for public comment.

CONSENT

1. [Approve the City Council Minutes of the Special City Council Meeting on April 11, 2023](#)

Consent item approved.

2. [Adopt a Resolution Rejecting all Bids, Approving Revised Plans and Specifications, and Calling for Bids for the Cesar Chavez Safe Routes to Schools Improvements Project, Project No. 05319](#)

Consent item approved.

3. [Adopt a Resolution Authorizing the City Manager to Execute an Agreement With Foster + Freeman to Purchase the DCS@5 Fingerprint Imaging Workstation in an Amount Not-to-Exceed \\$199,350](#)

Consent item approved.

4. [Adopt a Resolution Awarding a Contract to Bay Cities Paving & Grading, Inc., for the FY23 Pavement Improvement Project, Project No. 05240, in the Amount of \\$15,294,950 and Authorizing an Administrative Change Order Budget of \\$855,050](#)

Consent item approved.

5. [Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 5 Increasing the Professional Services Agreement with Pavement Engineering, Inc., by \\$517,540, for a Total Not-to-Exceed \\$2,273,035 to Provide Engineering Services for the FY24 Pavement Improvement Project No. 05242](#)

Consent item approved.

6. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Purchase Agreement with San Leandro Ford to Purchase Two \(2\) Vehicles for the Hayward Evaluation and Response Team \(HEART\) Program](#)

Consent item approved.

7. [Adopt a Resolution Authorizing the City Manager to Submit an Application to the Metropolitan Transportation Commission for Transportation Development Act Article 3 Funds in Fiscal Year 2023-2024 and Execute a Funding Agreement](#)

Consent item approved.

8. [Adopt Resolutions: \(1\) Approving Addenda Nos. 1, 2, and 3 and Awarding a Contract to DeSilva Gates Construction for the Mission Boulevard Corridor Improvements Phase 3 Project, Project No. 05287 in the Amount of \\$15,742,743, and \(2\) Authorizing the City Manager to Execute Amendment No. 4 to the Professional Services Agreement with Mark Thomas & Company to Increase their Contract Amount by \\$107,000, for a Total Not-to-Exceed Amount of \\$1,626,180](#)

Consent item approved.

9. [Adopt a Resolution Authorizing the City Manager to Accept \\$30,000 from the Moirao Family Trust - Surviving Spouse's Trust to Be Used by the Hayward Animal Shelter for the Continued Operation of the Community Cats Trap, Neuter, and Return Program and to Purchase Replacement Kennels for Small Animals](#)

Consent item approved.

WORK SESSION

10. [Affordable Housing Bonds: Review and Discuss a Proposed Social Impact Bonds Program and Reallocation of \\$2 Million in Housing ARPA Funds \(Report from Assistant City Manager Claussen\)](#)

No action taken; information only.

PUBLIC HEARING

11. [Airport Rental Rate Adjustment: Adopt a Resolution Amending the FY24 Master Fee Schedule and Adjusting Hayward Executive Airport Hangar Rental Rates \(Report from Public Works Director Ameri\)](#)

A motion was made by Council Member Goldstein, seconded by Council Member Syrop, to approve the item with a friendly amendment to refer review of a percent rate increase cap to the Council Airport Committee and report back to Council thirty days after the item is heard by the committee. The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, Mayor Salinas, and Council Member Bonilla Jr.

12. [Community Agency Funding: Approval of FY 2024 Community Agency Funding Recommendations and the FY 2024 Annual Action Plan \(Report from Assistant City Manager Youngblood\)](#)

A motion was made by Council Member Goldstein, seconded by Council Member Bonilla Jr., to approve staff's recommendation related to (Social Services), (Arts and Music), (CDBG), and (2-1-1 Services). The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, Mayor Salinas, and Council Member Bonilla Jr.

Council Member Zermeno recused himself from participating in the next motion and left the Council Chambers.

12. [Community Agency Funding: Approval of FY 2024 Community Agency Funding Recommendations and the FY 2024 Annual Action Plan \(Report from Assistant City Manager Youngblood\)](#)

A motion was made by Council Member Syrop, seconded by Council Member Goldstein, to approve staff's recommendation related to (Special Events). The motion carried by the following vote:

Aye: 6 - Council Member Andrews, Council Member Goldstein, Council Member Roche, Council Member Syrop, Mayor Salinas, and Council Member Bonilla Jr.

Absent: 1 - Council Member Zermeno

Council Member Zermeno returned to the Council Chambers.

LEGISLATIVE BUSINESS

13. [Adopt a Resolution Accepting the Resignation of Mr. Ray Bonilla Jr., from the Planning Commission, and Consideration of Options for Filling the Planning Commission Vacancy \(Report from City Clerk Lens\)](#)

A motion was made by Council Member Zermeno, seconded by Council Member Goldstein, to adopt a resolution accepting the resignation of Mr. Ray Bonilla Jr., and a motion to fill the vacancy as part of the 2023 annual recruitment process. The motion carried by the following vote:

Aye: 4 - Council Member Goldstein, Council Member Roche, Council Member Zermeno, and Mayor Salinas

Nay: 3 - Council Member Andrews, Council Member Syrop, and Council Member Bonilla Jr.

ADJOURNMENT

Mayor Salinas adjourned the meeting at 10:15 p.m.

NEXT MEETING, Closed Session, May 2, 2023

Regular Meeting Canceled.