



# CITY OF HAYWARD

Hayward City Hall  
777 B Street  
Hayward, CA 94541  
[www.Hayward-CA.gov](http://www.Hayward-CA.gov)

## Agenda City Council

---

**Tuesday, January 23, 2024**

**7:00 PM**

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

---

### CITY COUNCIL MEETING

NOTICE: The City Council will hold a hybrid meeting in the Council Chambers and virtually via Zoom.

#### *PUBLIC PARTICIPATION*

*How to observe the Meeting:*

1. Comcast TV Channel 15
2. Live stream <https://hayward.legistar.com/Calendar.aspx>
3. YouTube Live stream: <https://www.youtube.com/user/cityofhayward>

*How to submit written Public Comment:*

1. Use eComment on the City's Meeting & Agenda Center webpage at: <https://hayward.legistar.com/Calendar.aspx>. eComments are directly sent to the iLegislate application used by City Council and City staff. Comments received before 3:00 p.m. the day of the meeting will be exported into a report, distributed to the City Council and staff, and published on the City's Meeting & Agenda Center under Documents Received After Published Agenda.

2. Send an email to [List-Mayor-Council@hayward-ca.gov](mailto:List-Mayor-Council@hayward-ca.gov) by 3:00 p.m. the day of the meeting. Please identify the Agenda Item Number in the subject line of your email. Emails will be compiled into one file, distributed to the City Council and staff, and published on the City's Meeting & Agenda Center under Documents Received After Published Agenda. Documents received after 3:00 p.m. through the adjournment of the meeting will be included as part of the meeting record and published the following day.

*How to provide live Public Comment during the City Council Meeting:*

Participate in the Council Chambers or click link below to join the meeting:

[https://hayward.zoom.us/j/86804070080?  
pwd=7qfWXfpLHNrwsyMD\\_r0c8hYcbCR-WHo2300.o1lX2AU3vKe2lB3](https://hayward.zoom.us/j/86804070080?pwd=7qfWXfpLHNrwsyMD_r0c8hYcbCR-WHo2300.o1lX2AU3vKe2lB3)

Meeting ID: 868 0407 0080

Password: CC0123@7pm

or

Dial: +1 669 900 6833 or +1 646 931 3860

Meeting ID: 868 0407 0080

Password: 8167743018

**CALL TO ORDER: Mayor Salinas****Pledge of Allegiance: Council Member Andrews****ROLL CALL****CLOSED SESSION ANNOUNCEMENT****PUBLIC COMMENTS**

*The Public Comments section provides an opportunity to address the City Council on items not listed on the agenda or Informational Staff Presentation items. The Council welcomes comments and requests that speakers present their remarks in a respectful manner, within established time limits, and focus on issues which directly affect the City or are within the jurisdiction of the City. As the Council is prohibited by State law from discussing items not listed on the agenda, items will be taken under consideration and may be referred to staff. The City Council welcomes comments, including criticism, about the policies, procedures, programs, or services of the City, or of the acts or omissions of the City Council. Speakers shall not use threatening, profane, or abusive language which disrupts, disturbs, or otherwise impedes the orderly conduct of a City Council. The City is committed to maintaining a workplace free of unlawful harassment and is mindful that City staff regularly attend Council meetings. Discriminatory statements or conduct that is hostile, intimidating, oppressive, or abusive – are per se disruptive to a meeting and will not be tolerated.*

**CITY MANAGER'S COMMENTS**

An oral report from the City Manager on upcoming activities, events, or other items of general interest to Council and the Public.

**ACTION ITEMS**

*The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council Member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk any time before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.*

**CONSENT**

1. [MIN 24-005](#) Approve the Minutes of the City Council Meeting on December 5, 2023

**Attachments:** [Attachment I Draft Minutes of 12/5/2023](#)

2. [MIN 24-006](#) Approve the Minutes of the Special City Council Meeting on December 12, 2023

**Attachments:** [Attachment I Draft Minutes of 12/12/2023](#)

3. [MIN 24-007](#) Approve the Minutes of the Special Joint City Council/Hayward Redevelopment Successor Agency Board/Hayward Economic Development Corporation Board Meeting on January 8, 2024

**Attachments:** [Attachment I Draft Minutes of 1/8/2024](#)

4. [CONS 24-002](#) Adopt an Ordinance Amending the Zoning Map and Chapter 10, Article 1 (Zoning Ordinance), Article 2 (Off-Street Parking Regulations), Article 24 (Mission Boulevard Code), and Article 28 (Downtown Development Code) of the Hayward Municipal Code Associated with the Hayward Residential Design Study

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Summary of Published Ordinance](#)

5. [CONS 24-018](#) Adopt a Resolution Accepting the Resignation of Commissioner Kelly Sullivan from the Library Commission, Effective Immediately

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Resolution](#)  
[Attachment III Resignation Letter](#)

6. [CONS 24-019](#) Adopt a Resolution Appointing Marhya Kelsch to the Library Commission to Fill the Term of Kelly Sullivan Expiring September 30, 2027

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

7. [CONS 24-020](#) Adopt a Resolution Appointing Hayward Youth Commission Alternates Jesus Alejandro Reynoso and Temiloluwa Ogunkanmi to Fill the Seats of Sharana Sabesan and Niki Shiva for Terms Expiring June 30, 2025

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

8. [CONS 24-003](#) Adopt a Resolution Accepting the Fiscal Year 2024 Statement of Investment Policy and Delegation of Authority

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Resolution](#)  
[Attachment III PFM Asset Management Policy Review Memo](#)  
[Attachment IV FY 2024 Statement of Investment Policy](#)

9.        [CONS 24-008](#)     Adopt a Resolution Accepting and Appropriating \$487,981 in Homeless Housing, Assistance and Prevention (HHAP) Funding to Support Hayward Navigation Center Operations

**Attachments:**    [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

10.       [CONS 24-016](#)     Adopt a Resolution Authorizing the City Manager to Extend an Agreement with the Alameda County Probation Department through June 30, 2024, to Provide Services as a Delinquency Prevention Network Youth Service Center and to Accept and Appropriate \$297,500 from Alameda County to Fund the Extension

**Attachments:**    [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

11.       [CONS 24-017](#)     Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$25,000 in Grant Funding from the Eden Health District for the Purchase of Video Laryngoscopes for the Hayward Fire Department

**Attachments:**    [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

12.       [CONS 24-023](#)     Adoption of a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Newton Construction & Management for the Cinema Place Parking Garage Project No. 07204 in an Amount Not-to-Exceed \$160,000 and Transfer and Appropriate \$160,000 from the General Fund to the Facilities Capital Improvement Fund

**Attachments:**    [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

13.       [CONS 24-024](#)     Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$506,242.46 in Highway-Railway Crossing Program Funding from the California Department of Transportation for the Preliminary Engineering Phase of the Tennyson Road Rail Crossing Safety Improvement Project

**Attachments:**    [Attachment I Staff Report](#)  
[Attachment II Resolution](#)

**PUBLIC HEARING**

14. [PH 23-054](#) Eden Village III: Proposed Demolition of Two Existing Detached Residences and Construction of a New 12 Unit Small Lot Detached Residential Subdivision on a 1.45-Acre Site Located at 24764 and 24656 Mohr Drive (Assessor's Parcel Numbers (APNs) 441-0074-009-00 and 441-0074-009-00), Requiring Approval of a Zone Change to Planned Development District, Vesting Tentative Tract Map and Approval of an Environmental Consistency Checklist Associated with Application No. MTA-23-0001. Applicant: Jeffrey Lawrence, Nuvera Homes. Owners: Robert A. Pratt, F TRS Roberta, Anne C. Wu, and Ngai M. Wang (Report from Director of Development Services Buizer)

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Ordinance](#)  
[Attachment III Resolution](#)  
[Attachment IV Project Plans](#)  
[Attachment V CEQA Environmental Consistency Checklist](#)

**LEGISLATIVE BUSINESS**

15. [LB 24-002](#) FY 2024 Salary Plan: Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2024 (Report from Director of Human Resources Frye)

**Attachments:** [Attachment I Staff Report](#)  
[Attachment II Resolution](#)  
[Attachment III FY24 Salary Plan](#)

**COUNCIL REPORTS AND ANNOUNCEMENTS**

Council Members can provide oral reports on attendance at intergovernmental agency meetings, conferences, seminars, or other Council events to comply with AB 1234 requirements (reimbursable expenses for official activities).

**COUNCIL REFERRAL**

Council Members may bring forward a Council Referral Memorandum (Memo) on any topic to be considered by the entire Council. The intent of this Council Referrals section of the agenda is to provide an orderly means through which an individual Council Member can raise an issue for discussion and possible direction by the Council to the appropriate Council Appointed Officers for action by the applicable City staff.

**ADJOURNMENT****NEXT SPECIAL MEETING, January 30, 2024, 7:00 PM****PUBLIC COMMENT RULES**

*Any member of the public desiring to address the Council shall limit their comments to three (3) minutes unless less or further time has been granted by the Presiding Officer or in accordance with the section under Public Hearings. The Presiding Officer has the discretion to shorten or lengthen the maximum time members may speak. Speakers will be asked for their name before speaking and are expected to honor the allotted time.*

**PLEASE TAKE NOTICE**

*That if you file a lawsuit challenging any final decision on any public hearing or legislative business item listed in this agenda, the issues in the lawsuit may be limited to the issues that were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing.*

**PLEASE TAKE FURTHER NOTICE**

*That the City Council adopted Resolution No. 87-181 C.S., which imposes the 90-day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.*

*\*\*\*Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the City website, Cable Channel 15 - KHRT, and YouTube. \*\*\**

*Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400 or [cityclerk@hayward-ca.gov](mailto:cityclerk@hayward-ca.gov).*

*Assistance will be provided to those requiring language assistance. To ensure that interpreters are available at the meeting, interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400.*