

HAYWARD CITY COUNCIL

RESOLUTION NO. 23-\_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH DUDEK FOR THE TREE PRESERVATION ORDINANCE UPDATE AND HAYWARD EXECUTIVE AIRPORT LANDSCAPE GUIDELINES FOR THE CITY OF HAYWARD AND RELATED ENVIRONMENTAL ANALYSIS FOR AN AMOUNT NOT-TO-EXCEED \$94,022

WHEREAS, the City of Hayward adopted its first tree preservation ordinance in the late 1950s, establishing a need to preserve significant trees based on size and species. There have been two updates since then, in 1971 and 2002. These updates ranged from minor updates to more significant policy changes, with the most substantial update occurring in 2002; and

WHEREAS, new state laws have required changes and updates to the City's General Plan, Zoning Ordinance, and related development standards to allow for higher-density developments; and

WHEREAS, the Update to the Tree Preservation Ordinance will allow the City to evaluate and refine the current processes for preserving the protected trees, while offering creative, realistic solutions for those applicants that need to mitigate the removal of existing trees throughout the City; and

WHEREAS, the landscaping guidelines and a list of recommended trees will be updated for properties located in the airport land use district; and

WHEREAS, the update will ensure the regulations set by Federal Aviation Administration (FAA) to enable safe aviation operations are maintained; and

WHEREAS, the review will focus on developing recommendations for tree and landscape plans for the area designated as Air Terminal Subdistricts to ensure safe aviation operations; and

WHEREAS, a committee of staff representing the City's Planning Division and Public Works & Utilities – Airport Division reviewed the proposal and interviewed the firm before confirming that Dudek is the capable and the preferred team to complete the subject work; and

WHEREAS, the Scope of Work includes a budget of \$85,474 to complete the proposed project and related environmental analysis, and an approximately \$8,548 contingency for a total not to exceed project budget of \$94,022.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hayward, hereby authorizes the City Manager to negotiate and execute an Agreement with Dudek in a form approved by the City Attorney, for the Tree Preservation Ordinance Update and Hayward Executive Airport Landscape Guidelines for the City of Hayward and related environmental analysis for an amount not-to-exceed \$94,022, and a term through June 30, 2024.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2023

ADOPTED BY THE FOLLOWING VOTE:

AYES:           COUNCIL MEMBERS:  
                  MAYOR:

NOES:           COUNCIL MEMBERS:

ABSTAIN:       COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
          City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward