



CITY OF HAYWARD

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

Agenda City Council

Tuesday, May 21, 2024

7:00 PM

Council Chambers

CITY COUNCIL MEETING City Hall, Council Chambers

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 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/86380595387?](https://hayward.zoom.us/j/86380595387?pwd=wpgoLI9LSdvpiQKKUvg6lkEH8w4AfAHplgg.XWWC2ICeczT9VN9t)
[pwd=wpgoLI9LSdvpiQKKUvg6lkEH8w4AfAHplgg.XWWC2ICeczT9VN9t](https://hayward.zoom.us/j/86380595387?pwd=wpgoLI9LSdvpiQKKUvg6lkEH8w4AfAHplgg.XWWC2ICeczT9VN9t)

Meeting ID: 863 8059 5387

Password: CC5/21@7pm

or

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

Meeting ID: 863 8059 5387

Password: 8350833579

**CITY COUNCIL MEETING
777 B Street, Hayward, CA 94541
City Hall, Council Chambers**

CALL TO ORDER: Mayor Salinas

Pledge of Allegiance: Council Member Goldstein

AB 2449 TELECONFERENCE NOTIFICATIONS AND CONSIDERATION

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

Saturday, May 11, 2024

Tuesday, May 21, 2024

PRESENTATION

National Police Week & Peace Officers' Memorial Day

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. ration and may be referred to staff.

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 24-060](#) Approve the Minutes of the City Council Meeting on April 23, 2024

Attachments: [Attachment I Draft Minutes of 4/23/2024](#)
2. [CONS 24-222](#) Adopt a Resolution Approving the Revised Community Workforce Agreement (CWA) between the City of Hayward and the Building and Construction Trades Council of Alameda County (BTC) and Authorize the City Manager to Execute the Revised CWA

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Community Workforce Agreement](#)
3. [CONS 24-251](#) Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Project Sentinel for Fiscal Year 2025 in an Amount Not-to-Exceed \$180,000 to Provide Mediation, Arbitration, and Education Services Related to the Residential Rent Stabilization and Tenant Protection Ordinance and Mobilehome Space Rent Stabilization Ordinance

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
4. [CONS 24-252](#) Adopt a Resolution Authorizing an Extension to the Term of the Homelessness Housing Task Force (HHTF) through June 2024

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
5. [CONS 24-253](#) Adopt a Resolution Awarding a Construction Contract to QA Constructors, Inc. for the Alves Street and Leighton Street Drainage Improvements, Project No. 07794, in the Amount of \$132,250 and Approving an Administrative Change Order Budget of \$32,750.

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

6. [CONS 24-257](#) Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Professional Services Agreement with Kimley-Horn and Associates, Inc., for On-Call Airport Planning and Environmental Services which will Extend the Termination Date to June 30, 2026

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

7. [CONS 24-259](#) Adopt an Ordinance Adding Article 22, Chapter 8 to the Hayward Municipal Code Regarding Water and Wastewater Enterprise Revenue Bond Law

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

8. [CONS 24-260](#) Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Memorandum of Understanding with the Hayward Area Recreation and Park District for Operations and Maintenance of Certain Landscape and Lighting Assessment District Parks

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Memorandum of Understanding](#)

9. [CONS 24-262](#) Adopt Resolutions Authorizing the City Manager to Amend the Professional Services Agreements with (1) Kitchell CEM for Extended Construction Support Services by \$90,000 for a Not-to-Exceed Amount of \$3,028,000, and (2) with ABC Inspections, Inc., by \$50,000 for a Not-to Exceed Amount of \$1,080,000 for the Fire Station 6 and Fire Training Center Project (FS6/FTC), Project Nos. 07481 and 07482

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution Kitchell CEM](#)
 [Attachment III Resolution ABC Inspectors](#)

10. [CONS 24-263](#) Adopt a Resolution Awarding a Construction Contract to GSW Construction, Inc., for the Trash Capture Device Installation on Arf Avenue, Project No. 07746, in the Amount of \$398,000 and a Contingency Budget of \$82,000 for a Total Contract Not-to-Exceed Amount of \$480,000

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

11. [CONS 24-264](#) Adopt a Resolution Approving the Plans and Specifications and Call for Bids for the Jackson Street Gateway Monument Sign Project

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

12. [CONS 24-265](#) Approve the State Department of Housing and Community Development's Requested Action and Adopt a Resolution Authorizing Joint Application to and Participation in the State Homekey Program for the Project Reclamation Scattered Site Program in a Total Not-To-Exceed Amount of \$10 Million

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

13. [CONS 24-267](#) Adopt a Resolution Authorizing the City Manager to Execute an Amendment to the Contract with AEI Consultants to Increase the Not-to-Exceed Amount by \$200,000, for a Total Not-to-Exceed Amount of \$400,000 to Provide Environmental Services for the Stack Center Phase I and II Project

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

14. [CONS 24-276](#) Adopt a Resolution Authorizing the City Manager to Approve and Execute an Agreement Between the City of Hayward and Dutra Enterprises, Inc., for the San Lorenzo Creek Bank Emergency Repair and Cost Sharing in an Amount Not-to-Exceed \$400,000; and Determining that the Proposed Project is Categorically Exempt from CEQA.

Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Proposed Dutra Enterprises, Inc. Agreement](#)

WORK SESSION

Work Session items are non-action items. Although the Council may discuss or direct staff to follow up on these items, no formal action will be taken. Any formal action will be placed on the agenda at a subsequent meeting in the action sections of the agenda.

15. [WS 24-018](#) Potential Ballot Measure to Extend Without Increasing the City of Hayward Half-Cent Sales Tax (Report from Interim City Manager Claussen)

Attachments: [Attachment I Staff Report](#)
[Attachment II Measure C Ballot Language](#)
[Attachment III Measure C 20-Year Forecast Update](#)
[Attachment IV Measure C Community Engagement Report](#)
[Attachment V Sales Tax Extension Poll Toplines Report](#)

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 REFERRALS

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, May 28, 2024, 6:00 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.

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.