



# CITY OF HAYWARD

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

## Action Minutes City Council

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**Tuesday, June 23, 2020**

**7:00 PM**

**Remote Participation**

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### **SPECIAL JOINT MEETING HAYWARD CITY COUNCIL/HAYWARD REDEVELOPMENT SUCCESSOR AGENCY BOARD/HAYWARD HOUSING AUTHORITY BOARD**

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No. 29-20 dated March 17, 2020, and Alameda County Health Officer Order No. 20-10 dated April 29, 2020, regarding the COVID-19 pandemic.

#### **CALL TO ORDER Pledge of Allegiance: Mayor/Chair Halliday**

#### **ROLL CALL**

**Present:** 7 - Council Member Francisco Zermeno, Council Member Elisa Marquez, Council Member Al Mendall, Council Member Sara Lamnin, Council Member Aisha Wahab, Council Member Mark Salinas, and Mayor Barbara Halliday

#### **CLOSED SESSION ANNOUNCEMENT**

The City Council convened in closed session on June 23, 2020, at 5:00 p.m., regarding two items: 1) conference with property negotiators pursuant to Government Code 54956.8 regarding Levy Affiliated Holdings; 22695 Foothill Blvd, 22631 Foothill Blvd, 1099 B St, 1093 B St, 1061 B St, 1071 B St, 1075 B St, 1081 B St, 1055 B St, 1057 B St, 1087 B St, 1061 B St, 1099 B St, 1075 B St, 1069 B St, 1057 B St, 1071 B St, 1063 B St, 1093 B St, 1081 B St, 1087 B St, 1063 B St; APNs: 428-0066-086-00, 428-0066-085-00; and 2) conference with legal counsel pursuant to Government Code 54956.9(d)(4) regarding one anticipated case. City Attorney Lawson added there was no reportable action related to the items.

#### **PUBLIC COMMENTS**

None.

## Approval of the Consent Calendar

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

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

**CONSENT**

1. [Approve City Council Minutes of the Special City Council Meeting on June 9, 2020](#)

Consent item approved.

2. [Adopt a Resolution Calling for the City of Hayward General Municipal Election to be Consolidated with the Presidential General Election to Be Held on November 3, 2020, for the Purpose of Electing Four Council Members for Full Terms of Four Years; and Adopt a Resolution Setting Regulations for Candidates Pertaining to Candidate Statements](#)

Consent item approved.

3. [Adopt an Ordinance Amending the Hayward 2040 General Plan Establishing New Vehicle Miles Traveled \(VMT\) California Environmental Quality Act \(CEQA\) Thresholds and Updated Greenhouse Gas \(GHG\) Emission Reduction Goals](#)

Consent item approved.

4. [Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Safir & Associates for Diversity, Equity, and Inclusion Trainings](#)

Consent item approved.

5. [Adopt a Resolution Authorizing the City Manager to Enter into Exclusive Negotiations with Waste Management of Alameda County to Extend the Solid Waste and Recycling Franchise Agreement](#)

Consent item approved.

6. [Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with SurfaceDesign, Inc., for Design of the Mission Boulevard Linear Park Landscape Project, Project No. 05288, in an Amount Not-to-Exceed \\$310,000](#)

Consent item approved.

7. [Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Project Sentinel for Fiscal Year 2021 in an Amount Not-to-Exceed \\$150,000 to Provide Mediation Services Related to Rent Stabilization and Repayment Agreements at the Same Level as Fiscal Year 2020 and Adopt a Resolution Appropriating \\$75,000 to the Rental Housing Program Fund from Additional Fee Revenue](#)

Consent item approved.

8. [Adopt a Resolution Approving Addendum No.1 and Addendum No.2 and Awarding a Contract to GSE Construction Company, Inc., for the Water Pollution Control Facility \(WPCF\) Headworks Bar Screens Project, Project No. 07567, in an Amount Not-to-Exceed \\$7,886,200, and Appropriating Additional Funds from the Sewer Replacement Fund in the Amount of \\$4,598,300](#)

Consent item approved.

9. [Approve the City of Hayward's Five-Year Permanent Local Housing Allocation Plan and Authorization for the City Manager and Assigned Staff to Submit an Application to the State of California Department of Housing Community Development for Permanent Local Housing Allocation Funds for the Hayward Navigation Center](#)

Consent item approved.

10. [Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and the International Federation of Professional and Technical Engineers, Local 21 for Implementation of an Unpaid Furlough in Fiscal Year 2021 and Authorizing the City Manager to Execute the Agreement](#)

Consent item approved.

11. [Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2020](#)

Consent item approved.

## PUBLIC HEARING

12. [Community Development Block Grant \(CDBG\): Approval of FY 2021 Community Agency Funding Recommendations and FY 2021-2025 Community Development Block Grant Consolidated Plan and FY 2021 Action Plan \(Report from Deputy City Manager Ott\)](#)

A motion was made by Council Member Wahab, seconded by Council Member Márquez, to approve and appropriate the Community Agency Funding recommendations for Fiscal Year 2021 in the Social Services Funding Category. The motion carried by the following vote:

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

A motion was made by Council Member Zermeno, seconded by Council Member Salinas, to approve FY 2021-2025 Community Development Block Grant Consolidated Plan and FY 2021 Action Plan:

The motion carried by the following vote:

**Aye:** 6 - Council Member Zermeno, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

**Recused:** 1 - Council Member Marquez

**13. [FY 2021 Budget: Public Hearing for the Proposed FY 2021 Operating Budgets for the City of Hayward, Hayward Redevelopment Successor Agency, and Hayward Housing Authority; FY 2021 Capital Improvement Program Budget; Approval of the FY 2021 Operating Budgets and Appropriations for FY 2021; Approval of the FY 2021 Capital Improvement Program Budget and Appropriations for FY 2021; Approval of the Hayward Redevelopment Successor Agency Budget, and Approval of the Hayward Housing Authority Budget \(Report from Director of Finance Claussen\)](#)**

A motion was made by Council Member Zermeno, seconded by Council Member Márquez, to approve staff's recommendation with two amendments: 1) include language committing to address the seven community demands but not limited to them; and 2) authorize \$1 million for Social Services funding but do not allocate until the first quarter budget review in October). The motion carried by the following vote:

**Aye:** 6 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Salinas, and Mayor Halliday

**Nay:** 1 - Council Member Wahab

**14. [Engineer's Report LLD No. 96-1: Adopt a Resolution to Approve the Final Engineer's Report, Reconfirm Maximum Base Assessment Amounts, Confirm the Assessment Diagrams and Fiscal Assessments, Order the Levy and Collection of Fiscal Assessments; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Special Revenue Funds for Consolidated Landscaping and Lighting Assessment District No. 96-1, Zones 1 through 18, for Fiscal Year 2021 \(Report from Maintenance Services Director Rullman\)](#)**

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

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

**15. [Engineer's Report MD No. 1: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 \(MD-1\) - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2021 \(Report from Maintenance Development Services Director Rullman\)](#)**

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

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

**16. [Engineer's Report MD No. 2: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 2 - Eden Shores Storm Water Buffer and Facilities, for Fiscal Year 2021 \(Staff report from Maintenance Services Director Rullman\)](#)**

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

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

## LEGISLATIVE BUSINESS

**17. [Hayward Municipal Code: Adopt an Ordinance Amending Chapter 10, Article 1 \(Zoning Ordinance\) of the Hayward Municipal Code Rezoning Certain Property to General Commercial in Connection with Zone Change Application No. 202000605 to Accommodate the Future Development of Parcel Group 9 \(Report from City Clerk Lens\)](#)**

**A motion was made by Council Member Mendall, seconded by Mayor Halliday, to approve staff's recommendation. The motion carried by the following vote:**

**Aye:** 5 - Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Salinas, and Mayor Halliday

**Nay:** 2 - Council Member Zermeno, and Council Member Wahab

**18. [Hayward City Charter Amendment: Consider Proposed City Charter Amendment to Eliminate Qualified Elector/Citizenship Requirement for Service on Boards, Commissions, Committees, Task Forces, and Advisory Bodies \(Report from City Manager McAdoo, City Attorney Lawson, and City Clerk Lens\)](#)**

**A motion was made by Council Member Márquez, seconded by Council Member Salinas, motion for City staff to return with a proposed resolution and provide additional information regarding election cost. The motion carried by the following vote:**

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

**19. [Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2021 \(Report from Assistant City Manager/Interim Human Resources Director Hurtado\)](#)**

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

**Aye:** 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

## ADJOURNMENT

Mayor/Chair Halliday adjourned the meeting on June 24, 2020 at 12:03 a.m.

**NEXT SPECIAL MEETING, June 30, 2020, 7:00 PM**