



**DATE:** October 27, 2020

**TO:** Mayor and City Council

**FROM:** Development Services Director  
Director of Public Works

**SUBJECT:** Adopt a Resolution Authorizing the City Manager to Execute a One Year Renewal of a Joint Exercise of Powers Agreement (JPA) for the Hayward Area Shoreline Planning Agency (HASPA)

## **RECOMMENDATION**

That Council adopts a resolution (Attachment II) authorizing a one year extension to the Joint Exercise of Powers Agreement for the Hayward Area Shoreline Planning Agency (HASPA).

## **SUMMARY**

The Hayward Area Shoreline Planning Agency (HASPA) is preparing a Shoreline Adaptation Master Plan to make the shoreline more resilient to the effects of sea level rise. On July 9, 2020, the HASPA Board of Trustees unanimously voted to extend the JPA for one year. The Hayward Regional Shoreline Adaptation Master Plan has an expected completion date of early 2021. If approved, this extension would allow City staff to maintain coordinating authority of HASPA until January 2022, through the completion and adoption of the Hayward Regional Shoreline Adaptation Master Plan.

## **BACKGROUND**

HASPA was established in 1970 via a Joint Exercise of Powers Agreement (JPA) between the City, the East Bay Regional Park District (EBRPD), and the Hayward Area Recreation and Park District (HARD). The HASPA Board of Trustees is composed of three members – one from each participating agency. The current Board consists of Councilmember Al Mendall, HARD Board member Minane Jameson, and EBRPD Board member Dennis Waespi. Councilmember Mendall serves as the Chair of the Board of Trustees.

The JPA is renewed every five years and the responsibility for administrative duties rotates among the member agencies with each renewal. The JPA was most recently renewed following Council's authorization on December 1, 2015<sup>1</sup>. At the last renewal, the member

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<sup>1</sup> 2015 JPA Renewal

agencies agreed on a new mission of planning for sea level rise. That mission is currently being carried out through the development of the Hayward Regional Shoreline Adaptation Master Plan. Staff presented an update on the Plan during a Council work session on May 5, 2020<sup>2</sup>. The two-year project is nearing completion and the draft Plan was considered by the HASPA Board of Trustees on October 8, 2020<sup>3</sup> and is available on the project webpage<sup>4</sup>.

## **DISCUSSION**

On July 9, 2020<sup>5</sup>, the HASPA Board of Trustees unanimously voted to extend the JPA for one year. The Hayward Regional Shoreline Adaptation Master Plan has an expected completion date of early 2021. As such, City staff offered to maintain coordinating authority of HASPA until January 2022, through the completion and adoption of the Plan. EBRPD and HARD staff have agreed to have the City maintain coordinating authority of HASPA until January 2022. In keeping with the traditional rotation of official duties and administrative responsibilities among member agencies, the City of Hayward representative will serve as Chair of the Board of Trustees (mentioned above) and City of Hayward staff would continue to provide administrative support for the next year. The City of Hayward served in this capacity from 2000 to 2005 and has assumed responsibility for these duties from 2016 through 2021. Staff anticipates the next extension of the HASPA JPA will be for five years. City staff looks forward to continued participation with HASPA and implementation of HASPA's mission of addressing sea level rise through the completion of the Shoreline Adaptation Master Plan.

## **ENVIRONMENTAL REVIEW**

Pursuant to the California Environmental Quality Act Guidelines, this one-year extension of the JPA does not require environmental review since there is no possibility that it may have a significant effect on the environment.

## **ECONOMIC IMPACT**

Hayward is a desirable place to live and enjoy in large part because of the existence of the Hayward Shoreline. The activities of HASPA will continue to help ensure that the Shoreline remains accessible. The Shoreline is a local asset that has a positive impact on the local economy by attracting hikers, bird watchers, runners, and cyclists.

## **FISCAL IMPACT**

If the one-year extension is approved, City staff will continue to oversee the completion of the

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<https://hayward.legistar.com/LegislationDetail.aspx?ID=2522122&GUID=7927BF7B-75B4-4A4F-BF17-649B2A032483&Options=ID|Text|&Search=HASPA>

<sup>2</sup> May 2020 City Council Master Shoreline Plan work session

<https://hayward.legistar.com/LegislationDetail.aspx?ID=4432812&GUID=3DD619A8-210F-4C7E-9636-1BDB7908C3E9&Options=&Search=>

<sup>3</sup> HASPA October 2020 Board Meeting

<https://hayward.legistar.com/MeetingDetail.aspx?ID=806168&GUID=A8EBEDE5-54AE-454E-AF9D-28902F0F3588&Options=&Search=>

<sup>4</sup>Master Shoreline Plan City Webpage

<https://www.hayward-ca.gov/shoreline-master-plan>

<sup>5</sup> HASPA July 2020 Board Meeting

<https://hayward.legistar.com/MeetingDetail.aspx?ID=794926&GUID=08E06003-082A-4A8B-9204-A9C78C8E7AC2&Options=&Search=>

Shoreline Adaptation Master Plan. Consultant costs are funded by way of the Caltrans grant mentioned in the background section of this report. Staff time associated with the coordination of HASPA activities including completion of the Master Plan will be absorbed within existing budgeted staff resources. Implementation of all projects identified in the Plan may cost close to \$1 billion and would involve participation and cost sharing from several agencies in addition to the three HASPA agencies. Staff expects most projects will rely upon grant funding. At the October 8, 2020, HASPA meeting, the Board asked staff to explore the possibility of adding key agencies to HASPA so that they might be added to the JPA at the next renewal to help facilitate the projects identified in the Plan.

## **STRATEGIG ROADMAP**

This agenda item supports the Strategic Priority of “Combat Climate Change.” Specifically, this item relates to the implementation of the following project:

Project 9: Complete Shoreline Master Plan

## **SUSTAINABILITY FEATURES**

The Hayward Regional Master Plan once complete would provide a framework for resiliency to sea level rise and support the following sustainability related general Plan Goals:

- NR-1.4: The City shall coordinate with the Hayward Area Shoreline Planning Agency, Bay Conservation and Development Commission, and California Coastal Commission to conserve, protect, and enhance natural and cultural resources along the San Francisco Bay shoreline by balancing uses that support multiple community needs, such as recreation, tourism, cultural resource preservation, and natural resource protection
- NR-3.2: The City shall coordinate with Hayward Area Shoreline Planning Agency, East Bay Regional Park District, Bay Conservation and Development Commission, California Coastal Commission, and other Federal, State, and regional agencies to identify methods for acquiring and restoring baylands and marsh habitats, expanding the National Wildlife Refuge, and funding the purchase and restoration of wetland habitats.
- HAZ-4.1: The City shall monitor information from regional, State, and Federal agencies on rising sea levels in the San Francisco Bay to determine if additional adaptation strategies should be implemented to address flooding hazards
- HAZ-4.3: The City shall coordinate with the Hayward Area Shoreline Planning Agency, the Bay Conservation Development Commission, and other agencies involved in the Adapting to Rising Tides Project to develop and implement a Regional Shore Realignment Master Plan.

- HQL-9.9: The City shall support plans, standards, regulation, incentives, and investments to reduce the impacts of climate change on those populations most vulnerable to the impacts of climate change
- HQL-11.1: City shall establish and maintain an integrated recreational corridor system that connects regional trails (e.g., Bay Trail), Baylands (i.e., Hayward Regional Shoreline), local creeks and open space corridors, hillside areas, and EBRPD and HARD parks.

## **PUBLIC CONTACT**

The one-year extension of the HASPA JPA was discussed at the regular HASPA meeting on July 9, 2020.

## **NEXT STEPS**

The HARD and EBRPD Boards will consider approval of the one-year extension in November. Upon adoption of the attached resolution and approval by the Boards, staff will ensure one-year extension to the JPA is fully executed before January 1, 2021. In addition, staff will present the draft Shoreline Adaptation Master Plan to Council during a work session on December 1, 2020.

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*Recommended by:* Laura Simpson, Development Services Director  
Alex Ameri, Director of Public Works

Approved by:



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Kelly McAdoo, City Manager