



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/81668094657?pwd=NHFPeWJhWlloNUdWMmUyM1UrWW40UT09>

Tuesday, April 25, 2023, 7:00 p.m.

The City Council meeting was called to order by Mayor Salinas at 7:00 p.m. The City Council held a hybrid meeting in Council Chambers and virtually via Zoom.

AB 2449 TELECONFERENCE NOTIFICATIONS AND CONSIDERATION

Pledge of Allegiance: Council Member Roche

Present: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas

Absent: None

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:00 p.m., with all members present and no public comment, regarding two items: 1) conference with legal counsel pursuant to Government Code section 54956.9 (a), (c), (d) (4), and (e)(2) regarding one anticipated litigation; and 2) annual performance evaluation of the City Attorney pursuant to Government Code section 54957. City Attorney Lawson announced the Council discussed an administrative enforcement proceeding before the California Energy Commission related to the Russell City Energy Center and took no reportable action. Related to Item 2, Mayor Salinas announced there was no reportable action. The closed session adjourned at 6:50 p.m.

PRESENTATIONS

Mayor Salinas read a Proclamation declaring April 2023 as Arts, Culture and Creativity Month in the City of Hayward, and presented it to Hayward Arts Council (HAC) Board members Ruey Syrop, Edward Keller, Gerald Thompson, Winifred Thompson, Suzanne Philis, Heather Reyes, Lani Llamido, Winda Shimizu, Rachel Osajima, Bruce Roberts, Russell Foote. HAC Executive Director Shimizu thanked the City for such special recognition and highlighted HAC's upcoming 40th Anniversary on July 14, 2023. Alameda County Arts Commission Director Osajima expressed her appreciation for the City of Hayward and the mural program and acknowledged HAC's partnership. HAC Board President Reyes also appreciated the City's support.

Mayor Salinas read a Proclamation declaring the week of April 9-15, 2023 as National Public Safety Telecommunicators Week in the City of Hayward, and presented it to Acting Police Chief Matthews, Captain Deplitch and Communications Administrator Deorian. Acting Chief Matthews expressed his appreciation for the proclamation on behalf of the Hayward Communications Center.

Mayor Salinas read a Proclamation declaring April 2023 as Fair Housing Month in the City of Hayward and presented it to Bay East Association of REALTORS - Local Government

Relations Committee members Kevin McCallum, Bill Espinola and Sinath Thi. Mr. Bill Espinola accepted the recognition on behalf of Bay East Association of REALTORS and thanked the City for such special recognition.

PUBLIC COMMENTS

Ms. Suzanne Luther, Hayward Concerned Citizens member, asked if the City was preparing signs and notices related to illegal fireworks and fines residents may receive in anticipation of the Fourth of July holiday, inquired if fines had been collected from violators for the previous year, and how much money was received from the violations. Mayor Salinas noted the Council received a report last year on violations and fines assessed, and underscored the City has an active program addressing fireworks and residents could report violations.

CITY MANAGER'S COMMENTS

There were none.

CONSENT

Items 3, 4, 6 and 7 were removed from the Consent Calendar for clarification and to allow for public comment.

1. Approve the City Council Minutes of the Special City Council Meeting on April 11, 2023
MIN 23-052

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried unanimously, to approve the minutes of the City Council meeting on April 11, 2023.

2. Adopt a Resolution Rejecting all Bids, Approving Revised Plan and Specifications, and Calling for Bids for the Cesar Chavez Safe Routes to Schools Improvements Project, Project No. 05319 **CONS 23-203**

Staff report submitted by Public Works Director Ameri, dated April 25, 2023, was filed.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None



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Resolution 23-090, "Resolution Rejecting the Bid and Approving the Revised Plans, Specifications and Estimates and Calling for Bids for the Safe Routes to School (SR2S) Project, Project No. 05319"

3. Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Foster + Freeman to Purchase the DCS@5 Fingerprint Imaging Workstation in an Amount Not-to-Exceed \$199,350 **CONS 23-204**

Staff report submitted by Acting Chief of Police Matthews, dated April 25, 2023, was filed.

In response to Council Member Syrop's inquiry about the life span and planned duration of the fingerprint imaging workstation and the current fingerprinting machine, Acting Police Chief Matthews noted the proposed equipment was an upgrade and would allow to recover identifiable prints, was not aware of a sunset date as long as it would be operational, was not aware of a software update cost and elaborated on the items that would be scanned.

Council Member Syrop commented that he was not opposed to Item 3 or Item 6 and noted the City appeared to reinvest in alternatives to public safety with one hand and find ways to potentially criminalize on the other hand; recommended, as the City moves forward with its upcoming budget season, to consider how funds are allocated, and urged staff to continue to invest in the HEART program.

Mayor Salinas opened the public comment period at 7:47 p.m.

Ms. TJ, Hayward Concerned Citizens member, indicated that HPD obtained a grant to offset the cost of the fingerprint equipment which would help with crime investigation for murder cases, and noted that other departments had been approved for new equipment without concerns raised.

Mayor Salinas closed the public comment period at 7:48 p.m.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 23-091, “Resolution Authorizing the City Manager to Execute an Agreement with Foster + Freeman to Purchase the DCS-5 Fingerprint Imaging Workstation in an Amount not to Exceed \$199,350.00”

4. Adopt a Resolution Awarding a Contract to Bay Cities Paving & Grading, Inc., for the FY23 Pavement Improvement Project, Project No. 05240, in the Amount of \$15,294,950 and Authorizing an Administrative Change Order Budget of \$855,050 **CONS 23-209**

Staff report submitted by Public Works Director Ameri, dated April 25, 2023, was filed.

In response to Council Member Syrop’s inquiry, Public Works Director Ameri noted Bike East Bay was not contacted about the item because the project included mostly conventional bike lanes. Council Member Syrop supported the item and requested that Bike East Bay weigh in more to ensure protection is being provided to bicyclists moving forward.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 23-092, “Resolution Approving Plans and Specifications for the FY23 Pavement Improvement Project, Project Nos. 05240 and Call for Bids”

5. Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 5 Increasing the Professional Services Agreement with Pavement Engineering, Inc., by \$517,540, for a Total Not-to-Exceed \$2,273,035 to Provide Engineering Services for the FY24 Pavement Improvement Project No. 05242 **CONS 23-210**

Staff report submitted by Public Works Director Ameri, dated April 25, 2023, was filed.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution.



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AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop, Zermeño
MAYOR Salinas

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 23-093, "Resolution Authorizing the City Manager to Execute Amendment No. 5 to Professional Services Agreement with Pavement Engineering, Inc., to Provide Engineering Services for the FY24 Pavement Improvement Project No. 05242"

6. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Purchase Agreement with San Leandro Ford to Purchase Two (2) Vehicles for the Hayward Evaluation and Response Team (HEART) Program **CONS 23-216**

Staff report submitted by Assistant City Manager Youngblood, dated April 25, 2023, was filed.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop, Zermeño
MAYOR Salinas

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 23-094, "Resolution Authorizing the City Manager to Negotiate and Execute a Purchase Agreement with San Leandro Ford to Purchase Two (2) Vehicles for Hayward Evaluation and Response Team (HEART) Program"

Council Member Andrews thanked the Mobile Integrated Health Unit (MIHU) and the Hayward Evaluation and Response Team (HEART) response teams and asked how the purchase of two vehicles would impact the expansion of the HEART program. City Manager McAdoo indicated that the proposal would provide unmarked vehicles to be used by MIHU and Hayward Mobile Evaluation Team (HMET) providers.

In response to Council Member Bonilla's inquiry related to staffing and a report back to Council in a year on how often the vehicles are used, City Manager McAdoo confirmed there

was staffing to work on program implementation, and noted staff could provide information to Council in the future on how the programs have expanded and leveraged personnel.

7. Adopt A Resolution Authorizing the City Manager to Submit an Application to the Metropolitan Transportation Commission for Transportation Development Act Article 3 Funds in Fiscal Year 2023-2024 and Execute a Funding Agreement **CONS 23-225**

Staff report submitted by Maintenance Services Director Rullman, dated April 25, 2023, was filed.

Council Member Roche thanked staff for acquiring a fully electric compact bike lane street sweeper.

Council Member Zermeño noted that as a member of the Council Sustainability Committee, he commended staff for procuring an electric street sweeper.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolutions.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 23-095, “Resolution Supporting Submission of a Claim to the Metropolitan Transportation Commission (MTC) for the Allocation of Fiscal Year 2023-2024 Transportation Development Act (TDA) Article 3 Pedestrian/Bicycle Project Funding for the Procurement of a Fully Electric, Compact Bikelane Street Sweeper”

Resolution 23-096, “Resolution Supporting the Acceptance and Appropriation of Fiscal Year 2023-2024 Transportation Development Act (TDA) Article 3 Pedestrian/Bicycle Project Funding for the Procurement of a Fully Electric, Compact Bike-Lane Street Sweeper in Gas Tax (Fund 210)”

8. Adopt Resolutions: (1) Approving Addenda Nos. 1, 2, and 3 and Awarding a Contract to DeSilva Gates Construction for the Mission Boulevard Corridor Improvements Phase 3 Project, Project No. 05287 in the Amount of \$15,742,743, and (2) Authorizing the City Manager to Execute Amendment No. 4 to the Professional Services Agreement with Mark Thomas & Company to Increase their Contract Amount by \$107,000, for a Total Not-to-Exceed Amount of \$1,626,180 **CONS 23-226**



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Staff report submitted by Public Works Director Ameri, dated April 25, 2023, was filed.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolutions.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 23-097, "Resolution Approving Addenda Numbers 1, 2 And 3 and Awarding a Contract to DeSilva Gates Construction for the Mission Boulevard Corridor Improvements Phase 3 Project, Project No. 05287 in the Amount of \$15,742,743"

Resolution 23-098, "Resolution Authorizing the City Manager to Execute Amendment No. 4 to the Professional Services Agreement with Mark Thomas & Company, for Construction Support and Right-of-Way Services for the Mission Boulevard Corridor Improvements Phase 3 Project, Project No. 05287"

9. Adopt a Resolution Authorizing the City Manager to Accept \$30,000 from the Moirao Family Trust - Surviving Spouse's Trust to Be Used by the Hayward Animal Shelter for the Continued Operation of the Community Cats Trap, Neuter, and Return Program and to Purchase Replacement Kennels for Small Animals **CONS 23-228**

Staff report submitted by Acting Chief of Police Matthews, dated April 25, 2023, was filed.

It was moved by Council Member Roche, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolutions.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 23-099, "Adopt a Resolution Authorizing the City Manager to Accept \$30,000 From the Moirao Family Trust – Surviving Spouse's Trust to be Used by the Hayward Animal Shelter for the Continued Operation of the Community Cats Trap, Neuter, and Return Program and to Purchase Replacement Kennels for Small Animals"

WORK SESSION

10. Affordable Housing Bonds: Review and Discuss a Proposed Social Impact Bonds Program and Reallocation of \$2 Million in Housing ARPA Funds (Report from Assistant City Manager Claussen) **WS 23-014**

Staff report submitted by Housing Manager Morales and Assistant City Manager Claussen, dated April 25, 2023, was filed.

Housing Manager Morales announced the report and introduced Management Analyst Doris Tang who provided a synopsis of the staff report.

Mayor Salinas opened the public comment period at 8:00 p.m.

Ms. Ro Aguilar supported the allocation of \$2 million in American Rescue Plan Act (ARPA) funds for down payment assistance to be used in conjunction with the social impact bonds (SIB) program or as a stand-alone program; encouraged the City to consider giving priority to distressed properties if funds are used in conjunction with SIB program; and asked if ARPA funds are used alone, could they be allocated as a down payment to buyers of low-income houses built in a market rate development as part of the affordable inclusionary units.

Mayor Salinas closed the public comment at 8:04 p.m.

Discussion ensued among members of the City Council and City staff regarding: American Rescue Plan Act (ARPA) funds for down payment assistance; use of social impact bonds (SIB) to create affordable ownership housing from distressed properties; consideration of community land trusts (CLT) and support provided through the City's Affordable Housing Notice of Funding Availability (NOFA); the intent of SIB is to provide wealth building opportunities and target moderate and low-income households; ARPA funds for down payment assistance coupled with SIB would help target lower-income households with the intent to recapture funds when a property is resold; and the City of Richmond program which used social impact bonds to create affordable housing opportunities from underutilized properties.

Council Member Andrews asked if staff could look into a program to keep artists housed and generate public art, perhaps through a combination with social impact bonds.

Council Member Syrop asked if workforce housing could be tied into the proposal, noting that one way to achieve this was to provide down payment assistance to individuals employed



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within Hayward as a qualifier; favored building a system with ARPA funds to help perpetuate more affordability and earmark a small portion of the funds to support land trust initiatives to help build long-term affordability down the line.

Council Member Zermeño supported reallocating \$2 million ARPA funding for a down payment assistance program and providing down payment assistance with SIB program to convert vacant and blighted properties to ownership opportunities; and favored legal and rental assistance for renters.

Council Member Roche requested information about the City of Richmond's program to create affordable ownership housing from distressed properties using social impact bonds; indicated that she was in support of implementing a viable downpayment assistance program to promote wealth building and supported including social impact bonds if they did not take money away from implementing and helping people attain homeownership.

Council Member Bonilla supported maximizing a down payment assistance program by coupling it with social impact bonds; appreciated how the program would build generational wealth and root members of the community in Hayward; agreed with local preference and targeting middle income neighborhoods to offer inclusionary housing and integration of community members; supported exploring how land trusts could be brought into the community; and added that outside of ARPA funds for downpayment assistance, rental assistance could create the biggest impact for the community.

Council Member Goldstein favored the down payment assistance program and SIB program as both were innovative ways to address the housing shortage and enlist individuals working in the trades to enhance their own homebuilding skills and deliver a final product at a lower price, thus creating wealth building for both; supported local preference for people living or working in Hayward; stated that although land trusts were an excellent mechanism to increase housing stock at a more affordable rate, it did not translate to long-term intergenerational wealth building; and added that land trust should be considered later down the road.

Mayor Salinas commented that no one would disagree on the merits of a CLT program, but it was expensive, involved a large front-end investment and there was not a successful model of a comparable city; stressed that the purpose of ARPA funds was to help people presently through rental assistance, protecting renters, and keeping individuals housed; supported down payment assistance used in combination with a SIB program as it would target challenging vacant or abandoned properties and improve them and support families to build wealth.

PUBLIC HEARING

11. Airport Rental Rate Adjustment: Adopt a Resolution Amending the FY24 Master Fee Schedule and Adjusting Hayward Executive Airport Hangar Rental Rates (Report from Public Works Director Ameri) PH 23-020

Staff report submitted by Public Works Director Ameri, dated April 25, 2023, was filed.

Public Works Director Ameri announced the item and introduced Airport Manager McNeeley who provided a synopsis of the staff report.

Members of the City Council thanked City staff for the report and for the engagement with Airport tenants.

Discussion ensued among members of the City Council and City staff regarding: the proposed hangar rental rate increase was for FY 2024 and could be a potential increase the following year depending on the Consumer Price Index (CPI); revenue generated from rent increases would go towards the Enterprise Fund, which would be earmarked for airport maintenance, operations and revitalization; proposed increases would generate approximately \$151,000 over a two-year period; other airports generally charge increases at 100% of CPI, whereas Hayward has historically been lower at assessing only 75% of CPI; outreach and communication with the hangar tenant community; there is no hardship plan for tenants unable to make payments but staff works closely with them following Federal Aviation Administration (FAA) regulations; credit or reduced rate for aircrafts that participate in the Disaster Airlift Response Team (DART) and other public benefit type of operations occurring on airport premises; and an agreement with tenants that included increases of 2.5% to 5% per year dependent on hangar type during the next four years.

Council Member Zermeño, also a member of the Council Airport Committee (CAC), requested that staff prepare a chart including a hangar rental rate comparable to nearby airports and present it to the CAC.

Council Member Roche echoed Council Member Zermeño's request.

Council Member Bonilla Jr. noted that the Hayward Executive Airport was available at a feasible and economic rate which was evident by the modest fee increases.

Council Member Andrews recommended a postcard or another form of communication to notify hangar tenants of rent increases.

Council Member Goldstein noted that a Disaster Airlift Response Team (DART) was a part of the Civil Air Patrol organization and asked staff to find out if any outreach was done to advise tenants who may be eligible for a credit or reduced rate for participating in the program.



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There being no public comments, Mayor Salinas opened and closed the public hearing at 9:00 p.m.

Council Member Goldstein offered a motion per staff's recommendation.

Council Member Syrop seconded the motion with a friendly amendment that any future rent increases for the next five years do not exceed 5%.

Discussion ensued among members of City staff and Council Member Syrop related to the friendly amendment, and Council Member Syrop agreed to modify his friendly amendment to refer it to the Council Airport Committee (CAC) for review and report back to the Council within thirty days of a future meeting of the CAC.

Council Member Zermeño accepted the modified friendly amendment and thanked his colleagues on the CAC for being actively involved.

Council Member Goldstein stated that the intent of the friendly amendment was to explore ways to reduce the impact on tenants, whether this was accomplished via a 5% cap or another similar mechanism to lessen the impact.

Council Member Syrop recognized that the impact he was trying to relieve was on smaller tenants at the airport, noting there were large developments coming in on airport property that would provide most of the future revenue to the airport; and his objective was to minimize taking from the smaller tenants.

Mayor Salinas provided historical context of the Council and City staff making accommodations over the last five years to mitigate impact to airport tenants. Mayor Salinas thanked CAC members Councilmembers Zermeño, Goldstein, and Syrop for their service on the CAC.

It was moved by Council Member Goldstein, seconded by Council Member Syrop, and carried by the following roll call vote, to adopt the resolution with a friendly amendment to refer a review of a 5% rent increase cap for the next five years to the Council Airport Committee (CAC) and report back to Council within thirty days of the meeting of the CAC.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop, Zermeño
MAYOR Salinas

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 23-100 “Resolution Amending the Master Fee Schedule and Approving Airport Rates and Charges”

12. Community Agency Funding: Approval of FY 2024 Community Agency Funding Recommendations and the FY 2024 Annual Action Plan (Report from Assistant City Manager Youngblood) **PH 23-021**

Staff report submitted by Assistant City Manager Youngblood, dated April 25, 2023, was filed.

Assistant City Manager Youngblood and Community Services Manager Lobedan announced the item and introduced Management Analyst Lee who provided an overview of Part I of her presentation covering CDBG FY 2024 Annual Action Plan, and Community Agency Funding (CAF) Recommendations for FY 2024 in the categories of Economic Development & Infrastructure (CDBG Fund), Public Services (CDBG Fund), Social Services (General Fund), and Arts & Music.

Members of the Council thanked City staff for their work, acknowledged the work done by the Community Services Commission, the Council liaison, and former members of the Community Services Commission.

Discussion ensued among members of the City Council and City staff regarding: funding recommendation process including staff engaging Community Service Commission (CSC) members and applicants for ways to refine and improve the process, and staff debriefing in order to streamline the process and reduce staff time; the separate allocation made to Eden Area 2-1-1, and the desire to maintain a competitive process; how applications were evaluated for funding recommendations; application process and conversations about long-term sustainable funding and diversification of funding; South Hayward Parish submitted three applications and one was awarded funding; and direct allocation to Eden Information and Referral (EIR) for 2-1-1 services.

Council Member Bonilla Jr. requested that staff provide Eden I&R with assistance enabling them to be less dependent on City funding and more diversified in how they seek funding.

Council Member Goldstein expressed his support for staff continuing to have targeted conversations with non-profit providers to ensure there is diversification of funding sources; and offered that depending upon the need of some of nonprofits that are served, suggested perhaps working with a land trust to secure the land, and then obtaining additional funding for a building renovation might be another way of achieving the same goal.

Council Member Syrop identified the importance of communicating to residents about available resources through Eden Information and Referral (EIR) for 2-1-1 services as an improvement area for staff moving forward.



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Mayor Salinas indicated that if the City was to hypothetically focus on one issue in the community, he wondered if CDBG would permit this with its annual entitlement grant; expressed that that no one organization can survive on a grant of a few thousand dollars from CDBG; and thought that if all organizations focused on one area, then this could have a transformative impact on a particular matter such as stopping child hunger.

Council Member Bonilla Jr. concurred with Mayor Salinas about a focus area goal such as food security and noted that there could be infrastructure projects geared to that goal and still meet CDBG federal requirements, and Council discretion with the General Fund; and suggested that in future years three top priorities could be identified to go after with CDBG funding and galvanize the community around a common set of issues.

City Manager McAdoo cautioned to Council that there were community agencies relying on funding; noted a tradeoff could be rotating topics to be considered annually such as food security one year, homelessness the following year, within a five-year cycle; indicated the CDBG Action Plan would need to be modified if there was agreement to make such changes; and added that Council would need to give staff direction to explore this further.

There being no public comments, Mayor Salinas opened and closed the public hearing at 9:39 p.m.

Council Member Goldstein, also the Council liaison to the Community Services Commission, made a motion to approve the staff recommendation.

Council Member Bonilla Jr. seconded the motion.

Council Member Council Member Zermeño expressed deep appreciation to staff and the Community Services Commission for the funding recommendations.

Council Member Andrews noted that although she liked the theme idea, she did not want to lose sight of some important issues such as domestic violence which with even a small funding allocation could have an impact saving lives; mentioned that perhaps a couple of themes could be considered; was concerned about the staff and Community Services Commission time spent with the CAF process for determining allocation of \$1.5 million; and wondered how the process could be more efficient.

Council Member Syrop was excited that great organizations will continue to be supported; expressed he would like to hear from the CSC on the comments shared by the Mayor and was interested in how a discussion could be structured such as via an ad hoc committee of Council and CSC; agreed with Council Member Andrews about continuing to provide services individuals in the community; noted that the large projects mentioned by the Mayor could be addressed with other parts of the budget; and suggested that the CSC transition back to

delivering the CAF presentation to Council as was done in prior years; and expressed to CSC members they should be empowered to have conversations in the community in order to determine community needs.

Council Member Roche supported the idea to notice the funding as a five-year cycle to notify the other recipients of the probability of receiving a larger allocation in a future year, underscored that even if the dollar amount received by organizations might be a small sum, the funding allowed organizations to leverage the funds to apply for additional funding sources with other agencies and cautioned about these discussions to avoid disrupting the process organizations have in going after additional funding sources.

Mayor Salinas shared that the spirit of his proposal was to take the opportunity with the CAF process to be transformative and move the needle on a major citywide issue.

It was moved by Council Member Goldstein, seconded by Council Member Bonilla Jr., and carried by the following roll call vote, to adopt the resolutions.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 23-101 “Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2024 in the Social Services Funding Category”

Resolution 23-102 “Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2024 in the Arts and Music Funding Category”

Resolution 23-103 “Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2024 in the Community Development Block Grant (CDBG) Category and Authorizing the City Manager to Apply for Federal Assistance Under the Community Development Block Grant Program; and Updating the CDBG Citizen Participation Plan”

Resolution 23-104 “Resolution Approving and Appropriating the Community Agency Funding Recommendations for 2-1-1 Services”

Council Member Zermeño recused himself from participating in the next part of the public hearing related to Special Event allocations and left the Council Chambers at 9:48 p.m.



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Management Analyst Lee provided an overview of Part 2 of her presentation covering Community Agency Funding (CAF) Recommendations for FY 2024 in the category of Special Events (General Fund).

There being no public comments, Mayor Salinas opened and closed the public comment period at 9:52 p.m.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried by the following roll call vote, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche,
Syrop
MAYOR Salinas

NOES: None

ABSENT: COUNCIL MEMBER Zermeño

ABSTAIN: None

Resolution 23-105 "Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2024 in the Special Events Funding Category"

Council Member Zermeño returned to the Council Chambers at approximately 9:51 p.m.

LEGISLATIVE BUSINESS

13. Adopt a Resolution Accepting the Resignation of Mr. Ray Bonilla Jr., from the Planning Commission, and Consideration of Options for Filling the Planning Commission Vacancy (Report from City Clerk Lens) **LB 23-016**

Staff report submitted by City Clerk Lens, dated April 25, 2023, was filed.

City Clerk Lens provided a synopsis of the staff report.

There being no public comments, Mayor Salinas opened and closed the public comment period at 9:59 p.m.

In response to Council Member Goldstein's request for information about the impact on staff if Council were to appoint Ms. Shanta Franco-Clausen instead of wait until the August annual appointment process, City Manager McAdoo explained there was a substantial process in place to get new Planning Commissioners up to speed with the requirements of the position and only two meeting months remained; indicated that since the term would expire July 2023,

the appointed member would need to be reappointed based on two months of service.

City Clerk Lens confirmed for Council Member Zermeño that the annual commission interviews would take place mid-August due to the Council recess change.

Council Member Zermeño made a motion to accept the resignation of Council Member Bonilla Jr. and wait to fill the vacancy on the Planning Commission until the annual recruitment process.

Council Member Goldstein seconded the motion.

Council Member Syrop confirmed that a third option would be to appoint Ms. Franco-Clausen to fill the remainder of former Commissioner Bonilla Jr.'s term beginning after the August recess, noting he wanted to minimize staff time and recognize that Ms. Franco-Clausen had interviewed and was already selected as an alternate.

City Attorney Lawson commented that there was a motion on the floor which had already been seconded, and if the motion were to fail, then Council Member Syrop could offer a new motion. Council Member Syrop stated that he was not offering a new motion or a substitute motion.

In response to Council Member Roche's question about the impact to the Planning Commission by keeping the membership as six for the next two months, City Manager McAdoo noted the Acting Development Services Director had indicated they were not aware of any major projects coming to the Planning Commission that would necessitate participation by the full membership.

In response to Council Member Roche's inquiry if the alternate would need to reapply for consideration in August, staff clarified that if the appointment were made to the Planning Commission, then the appointed member would have to express interest and go through the reappointment process which required the individual to be in good standing with their attendance and performance, and if the appointment did not occur, then the alternate would need to reapply again.

Council Member Bonilla Jr. asked if the alternate underwent the reappointment process in August, then there was a probability that she would not be required to interview. City Clerk Lens confirmed that was correct generally; however, there have been situations where a member eligible for reappointment had been asked to interview due to attendance issues.

In response to Council Member Bonilla's inquiry about staff time involved with onboarding one member versus a group of recently appointment members, City Manager McAdoo confirmed that it was easier to do the training and onboarding as a group.

It was moved by Council Member Zermeño, seconded by Council Member Goldstein, and carried by the following roll call vote, to adopt the resolution and wait to fill the vacancy during the 2023 annual recruitment process.



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/81668094657?pwd=NHFPEmJaWlloNUdWMmUyM1UrWW40UT09>

Tuesday, April 25, 2023, 7:00 p.m.

AYES: COUNCIL MEMBERS Goldstein, Roche, Zermeño
MAYOR Salinas
NOES: COUNCIL MEMBERS Andrews, Bonilla Jr., Syrop
ABSENT: None
ABSTAIN: None

Resolution 23-106 "Resolution Accepting the Resignation of Mr.
Ray Bonilla Jr. from the Planning Commission"

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Roche shared that the red carnation worn by members of Council and staff was in solidarity with the Sister City Faro in Portugal noting that April 25 marked Freedom Day commemorating the Carnation Revolution which took place in 1974 and acknowledged community member Ms. Elisa Simons for her work with the Sister City.

Council Member Zermeño shared that the City of Hayward's flower coincidentally happened to be a carnation; shared that he was in Spain during the Carnation Revolution and witnessed the revolts firsthand; and addressed the Portuguese community in Portugal.

Council Member Syrop acknowledged Carl Gorringer and Kristine for helping organize the LitHop event in downtown Hayward on April 29, 2023.

Council Member Zermeño shared that the 38th Annual Cinco de Mayo event, hosted by La Alianza de Hayward, was going to be held in downtown Hayward on April 29, 2023.

COUNCIL REFERRALS

There were none.

ADJOURNMENT

Mayor Salinas adjourned the City Council meeting at 10:16 p.m.

APPROVED

Mark Salinas
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward