

# **CITY COUNCIL MEETING**

**JUNE 21, 2022**

**DOCUMENTS RECEIVED  
AFTER PUBLISHED  
AGENDA**

# **PUBLIC COMMENTS**

----- Forwarded message -----

From: **Velda Goe** <>

Date: Sun, Jun 19, 2022, 11:33 AM

Subject: Arterial Road Diets: Not Impossible | Reply to Council

To: Angela Andrews <[Angela.Andrews@hayward-ca.gov](mailto:Angela.Andrews@hayward-ca.gov)>

Cc: List-Mayor-Council <[List-Mayor-Council@hayward-ca.gov](mailto:List-Mayor-Council@hayward-ca.gov)>, Kelly McAdoo <[kelly.mcadoo@hayward-ca.gov](mailto:kelly.mcadoo@hayward-ca.gov)>, Alex Ameri <[Alex.Ameri@hayward-ca.gov](mailto:Alex.Ameri@hayward-ca.gov)>

Happy Juneteenth and thank you for your voice of support, Angela!

I am praying that Council *directs* Alex and Kelly (at a bare minimum), to create *safety* zones for residents whose driveways are on Campus Drive; where now we are *forced* to back into or try to race against 2 lanes of speeding traffic to get into our driveways.

This can be fairly simply achieved by designating the 2nd lane going the same direction (directly in front of our homes) as Resident Access only - with a streetside separation wall along this short strip - accompanied with interior lane multiple speed humps to discourage cut thrus; post the speed limit along this strip to 15 mph and provide Resident/Guest Parking Permits to provide much needed, but not currently available, parking for our families, guests and service providers - who currently block the bike lanes as needed - forcing bikers into the speeding traffic at these locations.

Please note that if the City wanted to create COMPLETE streets, a simple modification of this strategy could be used for *all* the homes whose driveways are on Campus Drive.

This solidly PROVEN, cost effective strategy on residential arterials, such as Campus Drive, is a Win-Win on so many levels:

- transforms the added 2nd lane into a *safety solution*; rather than its current status as a *safety hazard* for residents, pedestrians, bikers and drivers, by *forcing* drivers to slow down and simultaneously providing safe access to our homes
- fulfills Strategic Roadmap goals by enabling residents, bikers and pedestrians to *use* Campus Drive for alternate modes of non-car mobility, due to the new safety features from this modification
- physically prevents speeding at locations where instituted; keeping *all* who use the road safer at those locations
- reduces unacceptable levels of traffic noise at the modified locations where a separation wall is installed to a suitable height to block traffic noise in front of the homes with addresses posted on the streetside for quick identification
- increases property values, rather than decreasing the desirability of the neighborhood due to accidents, speeding, high noise levels and the proliferation of ineffective installations that do not resolve hazardous conditions, nor speeding

- if correctly and thoughtfully designed and landscaped, this modification can beautify Campus Drive as the main entryway into the CSUEB Campus; which in turn, can *elevate* the overall stature of Hayward by providing a safe, green, and multimodal route to this revered and iconic Hayward Landmark
- improve the health, safety and wellbeing of ALL who use Campus Drive, if the 2nd uphill lane is *totally* adapted to be used exclusively by residents, cyclists and pedestrians as a physically PROTECTED lane (via a non-accessible wall barrier to prevent collision and bombardment by speeding cars) and the overall speed limit on Campus Drive be posted at 20 mph, at least in front of the homes, as recommended by Slow Streets and Vision Zero on this currently dangerous, windy residential arterial road.

Thank you so much for your consideration of the safety for all who use and who will use, Campus Drive. I hope you all enjoy your weekend - I am signing off to enjoy mine!

Best regards,

Velda Goe  
UCNA Resident

On Sun, Jun 19, 2022, 8:20 AM Angela Andrews <[Angela.Andrews@hayward-ca.gov](mailto:Angela.Andrews@hayward-ca.gov)> wrote:

Can someone please connect with Velda directly on Tuesday?

Angela Andrews  
Hayward City Council Member  
<http://www.accesshayward.com/>

This message is being sent on a public e-mail system and may be subject to disclosure under the California Public Records Act.

Sent from my iPhone

On Jun 19, 2022, at 7:30 AM, Velda Goe <> wrote:

**CAUTION:**This is an external email. Do not click on links or open attachments unless you know the content is safe.

<https://streets.mn/2016/06/03/arterial-road-diets-politically-difficult-not-impossible/>

**From:** Velda Goe

**Sent:** Monday, June 20, 2022 9:29 AM

**To:** Miriam Lens <[Miriam.Lens@hayward-ca.gov](mailto:Miriam.Lens@hayward-ca.gov)>

**Subject:** PUBLIC COMMENT - JUNE 21 City Council Meeting: Proven Solution to the Hazardous Speeding Conditions on Campus Drive

**CAUTION:**This is an external email. Do not click on links or open attachments unless you know the content is safe.

Thank you, Francisco.

To your point, that is why residents want the 3rd lane reallocated to a residential entry lane only to have safe access to their homes and prevent the aggressive and hazardous 3 lane configuration of 2 lanes going in the same direction, as now exists on Campus Drive.

As a 2 lane street, in lieu of a 3 lane street; *without* 2 lanes going in the same direction, drivers will no longer have the *choice* to use it as a speedway.

If that is coupled with returning the speed limit to 25 mph or even 20 mph, along with physical protective barriers to ensure the safety of residents, their guests, bikers, pedestrians and service vehicles - this issue, which we have been reporting to Council for 7 years, can be resolved.

Painted lines, unmonitored signs or warning installations, such as flexible posts, have been installed, against residents advisories, and remain ineffective in slowing speeding drivers.

Not sure if you had the chance to read the articles I have sent, but this 'road diet' has been well supported as a *proven* way to stop speeding on residential arterials such as Campus Drive.

It is supported by Vision Zero, SFMTA, AARP, ITE and has been utilized nationally, as well as locally; in Oakland, Berkeley, Fremont, San Leandro, San Francisco, Union City and hopefully, Hayward; to stop hazardous speeding by implementing *physical* barriers to make it an impossibility.

If you reallocate the EXISTING 3rd lane to be a 'safe harbor', as we have requested, for bikers, residents, pedestrians and drivers who are affiliated with the residents, the problem is largely solved and Campus drive will be restored to a multimodal option for *all* users - not just cut thru cars.

This is also economically a viable option, because the 3rd lane already exists and is paved. The only new item is a wall to divert residents safely into their homes, as well as the other users (bikers, pedestrians, residents' guests and requested service vehicles) to their destinations.

I hope Council understands this.

Please reach out to me for clarification, if needed, as I have a very large body of data that supports this reuse of the existing lanes on Campus Drive to protect the lives and well being of *all* who use Campus Drive.

Thank you, Francisco and Council Members for hopefully, your support in this matter,

Velda Goe  
UCNA Resident

On Mon, Jun 20, 2022, 7:50 AM Francisco Zermeno wrote:  
Gracias, Velda  
we will keep at it  
eventually the issue will solved  
but we will always have drivers who do not give a hoot  
have a good week.

---

**From:** Velda Goe <>  
**Sent:** Saturday, June 18, 2022 9:19 AM  
**To:** Francisco Zermeno <>  
**Cc:** List-Mayor-Council <>; Angela Andrews <>; Kelly McAdoo <>; Alex Ameri <>; Rishi Gogna <>; Parvesh Gogna <>; <>; Paul Wong - 91 Neighbor <>; Bill Wynn <>  
**Subject:** Re: PUBLIC COMMENT - JUNE 21 City Council Meeting - City reduces speed limit around Oakland schools to 15 mph

**CAUTION:**This is an external email. Do not click on links or open attachments unless you know the content is safe.

Thanks, Francisco for your reply.

But, in particular, the 5 households that have driveways across from the University Ct. cul-de-sac on the most dangerous curve of Campus Drive (this is where most of the accidents have happened); which we showed you, the other Council members, Kelly, Jennifer Ott and Alex Ameri last year; have **terrifying and unsafe experiences multiple times a day trying to get in and out of our driveways**, backing into 2 lanes of speeding traffic that threaten to hit us by racing right up to our car - which could cause a multi car accident if others in back are following too close, on their phones or don't recognize our car is stopped while trying to get into or out of our driveways.

The Hidden Driveway signs the City installed years ago have had no effect.

Since the City already added the 2nd lane and it is already paved and striped, the very simple solution is, as we presented to Council and City Staff previously, is to add a protective retainer wall, starting at the 1st driveway at the white pillar and ending at the 5th driveway - which is a fair distance before Highland Ave.

This would totally prevent the harrowing experiences we, and our circle of people, face multiple times a day.

It is a common solution seen in many cities, including Hayward in other locations; and if speed bumps/humps are installed before and after each driveway - along with restricted access signs at both ends of the restricted lane, 15 mph speed posted, with penalty warnings; cut-throughs will not benefit non-residents.

And, as was done across the street on University Ct., parked cars not displaying a Resident or Guest parking permit, could be ticketed or face towing for violations.

This very common solution does not prevent, nor negatively affect, Emergency Vehicle access, but does prevent a tragic disaster, that is 'an accident waiting to happen', if nothing continues to be done.

I will again text the example photo to Angela, Alex and Kelly (due to my email storage limitation) as one of the many ways this simple solution can be implemented and our safety assured; as we, our family members, friends and service providers access our homes on a daily basis.

We beseech you to *please* have this very serious discussion and reach a resolution; allowing us to be protected from the trauma and hazardous conditions we face **daily**, trying to get in and out of our driveways; where the speed has been increased by the City and another lane added on this most dangerous curve of Campus Drive - right in front of our homes.

Sincerely,

Velda Goe  
UCNA Resident

On Sat, Jun 18, 2022, 7:30 AM Francisco Zermeno < > wrote:

Thanks for the note, Velda  
our City Staff will keep working on  
Public Safety/Traffic measures in our City  
some of which does little to  
keep irresponsible speeders in LOVE with  
their machines from obeying traffic laws

be safe

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**From:** Velda Goe < >

**Sent:** Friday, June 17, 2022 12:07 PM

**To:** Francisco Zermeno < >

**Cc:** List-Mayor-Council < >; Angela Andrews < >

**Subject:** Re: PUBLIC COMMENT - JUNE 21 City Council Meeting - City reduces speed limit around Oakland schools to 15 mph

**CAUTION:**This is an external email. Do not click on links or open attachments unless you know the content is safe.

Thank you, Francisco!

Our neighborhood definitely needs the City Council to direct the City of Hayward to cease spending more budgetary dollars on painting more lines on the street, putting up more signs and other 'reminder' installations that are just additional 'eye litter' on the street, have no imbedded enforcement component and are discretionary; in terms of compliance by the drivers.

The City has repeated the above protocols, against our advisories, since 2016; in addition to other measures we have previously discussed at length, and they have not solved the problem and in some cases - exacerbated it.

To spend more money on the same is highly questionable, as to the motives of the City governance.

It is our hope, Francisco, et al., that Council acknowledges and moves forward to direct the City to install proven physical impediments that we, the UCNA Residents have researched, walked with City governance and Council to witness and is PROVEN in countless other neighboring Cities to **eliminate** speeding and non-observance of traffic laws, when installed on residential streets with high traffic speeding zones.

These solutions of installing physical impediments to speeding, far outweigh the cost-benefit ratio and effective use of resources over the repetition of installing more, or similar measures of the same elk as has been repeated in the past on Campus Drive, and, that do not FINALLY solve the very solvable and most dangerous, problem of speeding in our neighborhood.

We voted you all in as Councilmembers to **represent our interests** and trust that you will not prove us wrong in so doing.

In You We Place Our Trust,

Velda Goe  
UCNA Resident

On Fri, Jun 17, 2022, 11:13 AM Francisco Zermeno <> wrote:

Hola, Velda

thank you for the note on Public Safety

we will working on safety

have a good weekend and be safe!

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**From:** Velda Goe <>

**Sent:** Friday, June 17, 2022 10:24 AM

**To:** List-Mayor-Council <>; Kelly McAdoo <>; Jennifer Ott <>; Alex Ameri < Angela Andrews < Miriam Lens <>

**Cc:** Rishi Gogna <>; Parvesh Gogna <>; Paul Wong - 91 Neighbor <>; Bill Wynn <>; <>; Patty Burton <>; Brenda Senturia & Gary Cooper 91 <>; George Drapeau <>; Savitha Moorthy - 91 neighbor <>; Kathy and Chuck Spayne - 91 Neighbor <>; Richard Williams <>; HARRY BRUNO <>; Sherry Bruno <>; Amber Lee <>

**Subject:** PUBLIC COMMENT - JUNE 21 City Council Meeting - City reduces speed limit around Oakland schools to 15 mph

**CAUTION:**This is an external email. Do not click on links or open attachments unless you know the content is safe.

<https://oaklandside.org/2022/06/16/city-reduces-speed-limit-around-oakland-schools-to-15-mph/>



Greetings Mayor Halliday et. al:

The City of Oakland is very aggressively addressing the resolution of speeding and injury/property damage by taking multiple proactive steps that have been proven to be effective and fueled by Resident input.

As the long time residents and taxpayers of the University Campus Neighborhood Association (UCNA) have been advising your governance since 2016 of the chronic and ongoing problems surrounding unmitigated speeding, property damage, accidents and injury on Campus Drive, it is imperative that the City of Hayward make it an immediate prerogative to install **physical impediments** that **prevent** this hazardous, predictable behavior from continuing.

In a few short weeks, a bombardment of new travellers will be unleashed on Campus Drive from the **478 new family rental residences** of Lincoln Landing.

To rely on optional and non-predictive measures of traffic mitigation, such as sporadic enforcement by an overstressed police force, painted lines on the street, flexible plastic posts, unmonitored speed readout signs and a proliferation of other signs; along with the 'sure to exacerbate the issue measures' of increasing the speed limits and adding lanes going in the same direction, are installations that have not worked in the past and most certainly, will not work moving forward, and are in direct opposition to protocols that would keep Hayward residents safe on Campus Drive.

Especially, as the City marches ahead with adding more and more housing units in and around our neighborhood.

This is not fair; it is not responsible to ANY Hayward residents and it endangers *everyone* who uses Campus Drive.

Add if you will, housing - but simultaneously, add the **required infrastructure** of PROVEN PHYSICAL IMPEDIMENTS THAT ABSOLUTELY PREVENT SPEEDING on Campus Drive.

And if you cannot do that - quit heaping more and more people on our street.

Thank you for your consciousness and concern for the well-being of Hayward Residents; who have chosen and want to remain safe in Hayward, as our Home.

Velda Goe  
UCNA Resident

**From:** [Collin Thormoto](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** Resolution of Support for AB 256  
**Date:** Friday, June 17, 2022 12:24:53 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Mayor and City Council Members,

My name is Collin Thormoto and I am a constituent and Community Services Commissioner in Hayward.

I am reaching out to you today to bring your attention to [AB 256](#), the Racial Justice Act for All, and **I ask for your help to pass a resolution in support of this bill**. This bill is needed because it would extend the original Racial Justice Act's protections against racial bias in courts to everyone, regardless of when they were charged or convicted. Racist disparities in sentencing have been a problem in the courts for decades, so it's important that this bill passes so we can reverse this racist history.

Thank you for your attention to this important issue.

Sincerely,  
Collin Thormoto  
Community Services Commissioner  
Hayward Resident

# **AGENDA**

## **QUESTIONS AND ANSWERS**

**AGENDA QUESTIONS & ANSWERS**

**MEETING DATE: June 21, 2022**

**Item #4 [CONS 22-352](#)**

Adopt a Resolution (1) Authorizing the City Manager to Amend the Agreement with Tyler Technologies to Extend the Term of the Contract for Six Months and Reflect Revised Tasks, and (2) Authorize the Transfer of \$150,000 to Cover Previously Authorized and Appropriated Project Budget

Regarding the amendment to the Tyler Technologies contract. I see the need for \$97,000, but am not understanding the balance between that amount and the \$150,000 budget ask. Would you please repeat that info or clarify?

The Tyler contract will be amended to add the additional \$97,000 in tasks. The ask is to transfer \$150,000 of existing Development Services Department already approved budget savings to the CIP capital fund to cover those costs for the project and to provide contingency funds for related tasks.

**Item #6 [CONS 22-358](#)**

Adopt a Resolution Awarding a Contract to GSW Construction, Inc., for the Trash Capture Device Installation on Cotter Way Project No. 07675 in the Amount of \$188,600, Approving \$18,900 Construction Contingency Budget, and Appropriating an Additional \$70,000 to the Project

For item 6 on Tuesday's agenda, there is reference in the staff report to the need to approve an addendum to the specifications. I'm not seeing that language in the resolution. Did I miss it?

An addendum to Item No. 6 was prepared and is being routed to Council with a revised resolution adding approval of Addendum No. 1 and additional funds to the Project.

**Item #9 [CONS 22-366](#)**

Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Assessments for Fiscal Year 2023 for Consolidated Landscaping and Lighting District No. 96-1, Zones 1 through 18, and Set July 5, 2022, as the Public Hearing Date RECOMMENDATION

For item 9 - Landscape and Lighting Districts, is it possible to smooth the increase for SoHay residents by only charging the expected costs for the year (ex: based on expected expenses of \$95,000)?

Staff has reviewed the proposed budget for Landscaping and Lighting District Zone 18 (SoHay) and has agreed to reduce the assessment from \$400 to \$300 for FY 2023. Council approval of the Resolution for the LLD on tonight's agenda, only approves the Preliminary Engineer's Report and does not finalize the rates in the Engineer's Report. Staff will make these changes to the Final Engineer's Report that will be brought back to Council for approval at the July 5<sup>th</sup> Council meeting.

Is there any logic to adding murals to any of the walls / graffiti abatement areas of the various LLD's?

Many of our LLD areas have walls that are covered by plant material such as ivy that serve as living graffiti-deterrents. Generally, walls within and surrounding our LLD's aren't frequent targets of graffiti due to their location, as such, line-item budgets for graffiti abatement are typically low, usually around \$1k annually. Staff will evaluate areas that might be good opportunities for murals and solicit feedback from the respective district stakeholders for future consideration.

**Item #17 [LB 22-016](#)**

Military Equipment Use Policy: Introduction of an Ordinance Approving Military Equipment Use Policy No. 706 Regarding the Hayward Police Department's Funding, Acquisition, and Use of "Military Equipment," as Defined by Assembly Bill 481 (Report from Police Chief Chaplin)

In the complaint procedure section of the proposed policy, would it make sense to mirror our existing complaint policy? If I recall correctly, complaints can also be made to the City Manager's Office or to City Council?

Policy 706 is specific to the HPD; however in tonight's presentation, we will ensure the community is aware complaints can also be filed with Council, the CM's Office, the CAO's Office, and HR. Additionally, the City will provide an update on the Complaint Liaison policy solution during a later work session.

Current language (Attachment II, Page 6 of 7): "Any member of the community can submit a complaint regarding the use of "military equipment" to any Hayward Police Department employee. I appreciated the way community meetings were held this year. Would it be reasonable to require two meetings annually (rather than one) with translation

We will defer to the Council for direction on how many community meetings to hold on an annual basis, keeping in mind they require a great deal of staff time to execute. Perhaps determining factors could include whether new equipment is being sought, increases in usage, community preference, etc. This equipment has been presented during previous open house events and annually during our

<p>services available upon request? One of the meetings could have the hands-on component utilized on June 11?</p> <p>Would it make sense to include additional language in the inventory descriptions of the rifles. Perhaps something along the lines of: "The carbine rifle is a firearm capable of" harming or killing "an armed subject at various distances" with the goal of stopping the harm and or fatalities they are or are likely to inflict.</p> <p>Is there regulation or manufacturing standards in the creation of chemical agents?</p> <p>To confirm, is the recommendation that if/when the Council adopts the policy, it be with an amended inventory list that does not include stingerballs?</p> <p>While the legislation does not include sidearms, could they be added to future inventory lists and included for future review/discussions?</p> <p>Is there an update about when Council will discuss gun control issues?</p> <p>Am I understanding correctly that the armored personnel carrier has been used 200+ times? Is that all in Hayward?</p>	<p>Community, Spanish, and Youth Academies, which began independent of this legislation and will continue moving forward.</p> <p>All law enforcement firearms, regardless of caliber, distance capability, or design, fall under our Use of Force policy, which defines deadly force and outlines the circumstances under which it can be used by an HPD officer.</p> <p>The chemical process for the creation of chemical agents does not change, however the amount used is specific to the individual munition. The companies that manufacture munitions (primarily Defense Technologies and CTS) adhere to company specifications that ensure product reliability and manufacturing consistency. Manufacturing processes are regulated by OSHA.</p> <p>Yes, if Council adopts the policy, the munitions highlighted in the staff report will be removed from the inventory list and physically destroyed.</p> <p>The intent behind AB 481 was to enhance transparency regarding equipment items, deemed to be "military equipment", and are outside of those normally possessed by law enforcement agencies. Sidearms are standard issued equipment for police departments.</p> <p>A follow up work session on the gun control issues/Council referral is scheduled for Fall 2022.</p> <p>The deployment of the armored personnel carrier is not currently tracked, however the HPD is committed to doing so moving forward to comply with AB 481. The numbers provided in the staff report are estimates and, in the interest of being transparent, we felt it prudent to estimate on the high end. These deployments include all SRU activations, high-risk/critical incidents, transportation of equipment, and outside agency requests for assistance or the armored personnel carrier itself.</p>
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**AMENDMENT MEMO**

**APPROVE THE CITY COUNCIL  
MEETING MINUTES OF THE CITY  
COUNCIL MEETING ON JUNE 7,  
2022**

**ITEM #3**

**MIN 22-084**



**DATE:** June 21, 2022  
**TO:** Mayor and Council Members  
**FROM:** City Clerk  
**SUBJECT** June 7, 2022 City Council Meeting Minutes

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This serves to amend the June 7, 2022 City Council meeting minutes for the purpose of adding clarity.

**The last paragraph of page eleven and first paragraph of page twelve, currently reads:**

“Council Member Lamnin appreciated the Juneteenth event was happening as it was responsive to the needs of the community; encouraged residents to attend the event; supported the use of unspent training budget allocated for Council’s use; and urged Council to reevaluate how unused funds are used in the future.

Mayor Halliday suggested the evaluation of unspent Council funds could start with the Budget and Finance Committee.”

**Proposed to read:**

“Council Member Lamnin appreciated the Juneteenth event was happening as it was responsive to the needs of the community; encouraged residents to attend the event; supported the use of unspent training budget allocated for Council’s use; and urged Council to reevaluate how Council funds can be used in the future.

Mayor Halliday suggested the evaluation of Council funds could start with the Budget and Finance Committee.”

With the change noted above, I respectfully request approval of the amended minutes.



**CONSENT ITEM**

**ITEM #6**

**CONS 22-358**

**AMENDMENT MEMO**

**AMENDMENT TO:  
ATTACHMENT II RESOLUTION**



**DATE:** June 21, 2022

**TO:** Mayor and City Council

**FROM:** City Manager

**THROUGH:** Director of Public Works

**SUBJECT** Adopt a Resolution Awarding a Contract to GSW Construction, Inc., for the Trash Capture Device Installation on Cotter Way Project No. 07675 in the Amount of \$188,600, Approving \$18,900 Construction Contingency Budget, and Appropriating an Additional \$70,000 to the Project

**RECOMMENDATION**

That Council accepts the amendment to agenda item #6, CONS 22-358, revising the resolution presented for consideration with this item, adding approval of Addendum No. 1, which was issued to postpone the pre-bid conference date to May 5, 2022; and, appropriating an additional \$70,000 through transfer of funds from Stormwater Fund 615 to Sewer Replacement Fund 611 to support the Project.

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

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Kelly McAdoo, City Manager

**ATTACHMENTS:** Revised Attachment II Resolution

ATTACHMENT II

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-\_\_\_\_\_

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

RESOLUTION APPROVING ADDENDUM NO. 1, AWARDING THE CONTRACT FOR THE TRASH CAPTURE DEVICE INSTALLATION ON COTTER WAY PROJECT NO. 07675, TO GSW CONSTRUCTION, INC., -AND APPROPRIATING AN ADDITIONAL \$70,000 TO THE PROJECT

BE IT RESOLVED by the City Council of the City of Hayward as follows:

WHEREAS, by Resolution No. 22-091 on April 19, 2022, the City Council approved the plans and specifications for the Trash Capture Device Installation on Cotter Way, Project No. 07675, and called for bids to be received on May 17, 2022; and

WHEREAS, Addendum No. 1 was issued to postpone the Pre-Bid Conference date to May 5, 2022; and

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WHEREAS, on May 17, 2022, two(2) bids were received ranging from \$188,600 to \$325,000; GSW Construction, Inc., of San Francisco, CA, submitted the low bid in the amount of \$188,600, which is 16% percent below the Engineer's Estimate of \$225,000; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward that Addendum No. 1 is hereby approved and adopted as part of the plans and specifications for the project.

BE IT FURTHER RESOLVED NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that GSW Construction, Inc., is hereby awarded the contract for the Trash Capture Device Installation on Cotter Way, Project No. 07675, for \$188,600 with a 10% contingency budget of \$18,900, for a total amount not-to-exceed \$207,500, in accordance with the plans and specifications adopted therefore and on file in the office of the City Clerk of the City of Hayward, at and for the price named and stated in the final proposal of the hereinabove specified bidder, and all other bids are hereby rejected.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute an agreement with GSW Construction, Inc., in the name of and for and on behalf of the City of Hayward, in an amount not-to-exceed \$207,500, in a form to be approved by the City Attorney.

BE IT FURTHER RESOLVED that an additional \$70,000 is appropriated through a transfer from Stormwater Fund 615 to Sewer Replacement Fund 611 to support the Project.

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IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2022

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

**PUBLIC COMMENT**

**ITEM #16**

**WS 22-024**

**POLICE DEPARTMENT DASH  
CAMERAS**

**From:** [Theresa Rezendes](#)  
**To:** [List-Mayor-Council](#)  
**Cc:** [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Saturday, June 18, 2022 7:18:54 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Hayward City Council Members:

As a Hayward Concerned Citizen who supports our Hayward Police Department and places a high priority on public safety in our city, I am writing to urge you to approve both the purchase of dash cameras with automated license plate reading technology and the Military Equipment Use Policy No. 706 which are on the City Council meeting agenda this Tuesday, 6/21/2022.

I recognize that all professions have their own set of skills, standards, training, and tools to perform their job safely and efficiently, and our police are no different in that regard. It is important to me and my community that our police have all safety equipment at their disposal to use when a critical situation calls for using it. All of the items in the police department equipment inventory are not new equipment and the cost of saving lives is greater than that of replacing any items which may become outdated in the line of duty. As we have seen a significant rise in criminal activity where assault weapons have been used by criminals in instances such as school and church shootings, our police need the appropriate equipment at the right time to protect themselves and reduce the risk of mass casualties.

Additionally, the proposed dash cameras for HPD's patrol vehicles (already routinely used by regular citizens) will serve as another helpful tool to document critical events, aid with investigations, and preserve transparency when responding to calls in Hayward. Our city is often presented with litigation cases brought forth by criminals who then stand to profit from city fund settlements. The use of dash cameras will provide another perspective to establish proper accountability and may ultimately serve to reduce instances of litigation.

I trust that our Hayward Police will use this safety equipment for the purposes intended and believe that your approval of these agenda items will increase public safety in Hayward.

Sincerely,

Theresa Rezendes

**From:** [Claire Dugan List-](#)  
**To:** [Mayor-Council](#)  
**Subject:** 6/21/22 Hayward City Council meeting agenda items WS22-024 and LB22-016  
**Date:** Saturday, June 18, 2022 7:51:35 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Hayward City Council Members:

As a Hayward Concerned Citizen who supports our Hayward Police Department and places a high priority on public safety in our city, I am writing to urge you to approve both the purchase of dash cameras with automated license plate reading technology and the Military Equipment Use Policy No. 706 which are on the City Council meeting agenda this Tuesday, 6/21/2022.

I recognize that all professions have their own set of skills, standards, training, and tools to perform their job safely and efficiently, and our police are no different in that regard. It is important to me and my community that our police have all safety equipment at their disposal to use when a critical situation calls for using it. All of the items in the police department equipment inventory are not new equipment and the cost of saving lives is greater than that of replacing any items which may become outdated in the line of duty. As we have seen a significant rise in criminal activity where assault weapons have been used by criminals in instances such as school and church shootings, our police need the appropriate equipment at the right time to protect themselves and reduce the risk of mass casualties.

Additionally, the proposed dash cameras for HPD's patrol vehicles (already routinely used by regular citizens) will serve as another helpful tool to document critical events, aid with investigations, and preserve transparency when responding to calls in Hayward. Our city is often presented with litigation cases brought forth by criminals who then stand to profit from city fund settlements. The use of dash cameras will provide another perspective to establish proper accountability and may ultimately serve to reduce instances of litigation.

I trust that our Hayward Police will use this safety equipment for the purposes intended and believe that your approval of these agenda items will increase public safety in Hayward.

Sincerely,  
Claire Dugan  
Sent from my iPhone

**From:** [Nancy Riviera](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Sunday, June 19, 2022 3:02:22 PM

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My personal opinion is that anyone who is against the police having dash cameras, must have something to hide. We all see the advertisements, stating how dash cameras help in accidents, to the point that many people are buying them up (I have seen a number of posts on the Next Door app, urging people to get dash cameras for that very reason). We have all seen various shows, and news accounts, where a dash camera was used by police in all their cars. For Hayward not to use this technology, something that is widely used by many other law enforcement agencies, does make it seem like Hayward is not keeping up with technology, but rather remaining stagnate.



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Sincerely,

Nancy Riviera

**From:** [TJ](#)  
**To:** [List-Mayor-Council](#)  
**Cc:** [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Sunday, June 19, 2022 11:09:07 PM

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Sincerely,  
TJ of H.C.C.

**From:** [Tom Ferreira List-](#)  
**To:** [Mayor-Council](#)  
**Subject:** Police safety equipment/Dashcams  
**Date:** Monday, June 20, 2022 7:54:23 AM

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Sincerely,  
Tom Ferreira  
Hayward City Council Candidate

**From:** [Suzanne Luther](#)  
**To:** [List-Mayor-Council](#); [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Monday, June 20, 2022 11:44:49 AM

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Dear Hayward City Council Members:

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I trust that our Hayward Police will use this safety equipment for the purposes intended and believe that your approval of these agenda items will increase public safety in Hayward.

Please help keep our officers safe!

Sincerely,

Suzanne Luther  
Hayward Concerned Citizen

**From:** [Susan Gehlke](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** AB481  
**Date:** Monday, June 20, 2022 4:04:56 PM

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Dear Mayor and Councilpersons,

I am writing in support of the Hayward Police Department's use policy for safety equipment deemed "military" by the State. I am also in support of acquisition and use of dash cameras for our officers. It is important to provide our police officers with whatever tools they need to deal with the increasing crime in our community. If the average citizen had to undergo the same scrutiny that our police department must undergo, perhaps we wouldn't have as many problems as we do.

Respectfully,

Susan Gehlke  
Hayward Concerned Citizens

**PUBLIC COMMENT**

**ITEM #17**

**LB 22-016**

**MILITARY EQUIPMENT USE POLICY**

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Dear Mayor and Councilmembers,

My name is Eric Vance and I am a resident of Hayward. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

- 1.
- 2.
3. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.**
4. Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
- 5.
- 6.
- 7.
8. **Remove the Exigent Circumstances clause for banned equipment.**
9. This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
- 10.
- 11.
- 12.
13. **Ban the use of chemical agents.**
14. The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
- 15.
- 16.
- 17.
18. **Develop an avenue for complaints that does not involve talking to the HPD.**
19. If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.
- 20.

During the coming years, I look forward to engaging with the Hayward Police Department's community meetings to continue to call for demilitarization and the reallocation of funding toward community services which will help our city thrive.

Regards,

Eric Vance



**From:** [Maia Alviar](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** Amend HPD Policy 706  
**Date:** Tuesday, June 21, 2022 10:22:18 AM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Mayor and Council Members,

My name is Maia Alviar and I am a lifelong resident of Hayward. **Hayward Police Department Policy 706** is an incomplete document that provides **too many loopholes for abuse**.

It should be amended to include the following:

- **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Currently, the policy only specifies what training needs to be completed to use it. This is not an authorized use case, it is an authorized user.
- **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a true ban on acquisition.
- **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is hypocritical, immoral and should be stopped.
- **Develop an avenue for complaints that does not involve talking to HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

The time, money, and effort spent funding HPD could go toward city initiatives that are so much more deserving and would make a much more tangible difference in residents' lives. As someone who has lived in Hayward for my whole life, I trust city leadership to push Hayward to the forefront of police demilitarization in the U.S. and foster **a safer city for all residents**.

I look forward to engaging with HPD's community meetings to continue to call for demilitarization and the reallocation of funding toward community services that will better help our city thrive.

- Maia

**From:** [Vanessa Magaña](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** Response to HPD Policy 706  
**Date:** Tuesday, June 21, 2022 2:14:34 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Mayor and Councilmembers,

My name is Vanessa and I am a resident of and organizer in Hayward. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

1. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
2. **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
3. **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
4. **Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

As it stands, this policy has NO LIMITATIONS. HPD can continue using whatever weapon they see fit, spending thousands carelessly, without a single person outside of HPD to keep them in check. HPD not only shouldn't have military-grade weapons, they also shouldn't have the enormous budget y'all approve year after year. Our city needs and deserves better resources, outside of people who wear badges like a shield and guns to kill on their hips.

I will continue to call for demilitarization and the reallocation of funding toward community services until I see my city thriving. This didn't end in 2020, and it ain't ending now.

Regards,  
Vanessa

--

Vanessa Magaña

**From:**  
**To:** [List-Mayor-Council](#)  
**Subject:** HPD Policy 706  
**Date:** Saturday, June 18, 2022 3:47:07 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Hello,

Our family is supporting the HPD and believes that our Police Department should be equipped with all tools police may need to ensure public safety.

Please approve and implement policies for use of dash cams with license plate readers and use of military equipment as needed and justified.

Thank you,  
Inna and Aleksey.

**From:** [Theresa Rezendes](#)  
**To:** [List-Mayor-Council](#)  
**Cc:** [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Saturday, June 18, 2022 7:18:54 PM

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Sincerely,

Theresa Rezendes

**From:** [Claire Dugan List-](#)  
**To:** [Mayor-Council](#)  
**Subject:** 6/21/22 Hayward City Council meeting agenda items WS22-024 and LB22-016  
**Date:** Saturday, June 18, 2022 7:51:35 PM

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Sincerely,  
Claire Dugan  
Sent from my iPhone

**From:** [Nancy Riviera](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Sunday, June 19, 2022 3:02:22 PM

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My personal opinion is that anyone who is against the police having dash cameras, must have something to hide. We all see the advertisements, stating how dash cameras help in accidents, to the point that many people are buying them up (I have seen a number of posts on the Next Door app, urging people to get dash cameras for that very reason). We have all seen various shows, and news accounts, where a dash camera was used by police in all their cars. For Hayward not to use this technology, something that is widely used by many other law enforcement agencies, does make it seem like Hayward is not keeping up with technology, but rather remaining stagnate.

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Sincerely,

Nancy Riviera

**From:** [TJ](#)  
**To:** [List-Mayor-Council](#)  
**Cc:** [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Sunday, June 19, 2022 11:09:07 PM

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TJ of H.C.C.



**From:** [Tom Ferreira List-](#)  
**To:** [Mayor-Council](#)  
**Subject:** Police safety equipment/Dashcams  
**Date:** Monday, June 20, 2022 7:54:23 AM

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Tom Ferreira  
Hayward City Council Candidate

**From:** [Suzanne Luther](#)  
**To:** [List-Mayor-Council](#); [Toney Chaplin](#)  
**Subject:** 6/21/22 Hayward City Council Meeting Agenda Items WS 22-024 and LB 22-016  
**Date:** Monday, June 20, 2022 11:44:49 AM

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Please help keep our officers safe!

Sincerely,

Suzanne Luther  
Hayward Concerned Citizen

**From:** [Collin Thormoto](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** Please Fix Policy 706  
**Date:** Monday, June 20, 2022 1:20:42 PM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Mayor and Councilmembers,

My name is Collin Thormoto and I am a resident of Hayward and member of the Community Services Commission. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

1. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
2. **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
3. **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
4. **Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

These changes will save money for the City and reduce the potential for abuse by the Hayward Police Department which will result in safer neighborhoods. The money saved could be used to fund community programs, mental health services, and other necessary services that don't involve terrorizing residents.

During the coming years, I look forward to engaging with the Hayward Police Department's community meetings to continue to call for demilitarization and the reallocation of funding toward community services which will help our city thrive.

Regards,  
Collin Thormoto

Hayward Resident  
Community Services Commissioner

**From:** [Susan Gehlke](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** AB481  
**Date:** Monday, June 20, 2022 4:04:56 PM

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Dear Mayor and Councilpersons,

I am writing in support of the Hayward Police Department's use policy for safety equipment deemed "military" by the State. I am also in support of acquisition and use of dash cameras for our officers. It is important to provide our police officers with whatever tools they need to deal with the increasing crime in our community. If the average citizen had to undergo the same scrutiny that our police department must undergo, perhaps we wouldn't have as many problems as we do.

Respectfully,

Susan Gehlke  
Hayward Concerned Citizens

**From:** [Jeffra Diane Bussmann Sisson List-Mayor-Council](#)  
**To:** [Jeffra Diane Bussmann Sisson List-Mayor-Council](#)  
**Subject:** Response to HPD Policy 706  
**Date:** Tuesday, June 21, 2022 8:48:56 AM

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Dear Mayor and Councilmembers,

My name is Jeffra Bussmann, and I am a resident of Hayward. *Hayward Police Department Policy 706* is an incomplete document that provides too many loopholes for abuse. It should be amended to include the following:

1. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
2. **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
3. **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
4. **Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

I don't discount the valuable work that HPD does for our city, but a system of care and compassion should be in place as well. Measures of accountability and restricted, limited, or even complete lack of access to violent use items or equipment must be considered and implemented.

During the coming years, I look forward to engaging with the Hayward Police Department's community meetings to continue to call for demilitarization and the reallocation of funding toward community services which will help our city thrive.

Regards,  
Jeffra Bussmann  
Associate Librarian  
Cal State East Bay  
Resident of Hayward, CA 94541

**From:** [Selina Martin List](#)  
**To:** [Mayor-Council](#)  
**Subject:** Proposed Policy on Military Equipment  
**Date:** Monday, June 20, 2022 9:05:43 PM

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Dear Mayor and Councilmembers,

My name is Selina and I am a resident of Hayward for over 25 years. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

1. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
2. **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
3. **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
4. **Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

We cannot continue to fight injustices with violence. Or believe that being heavily armed is going to mend criminal and social issues in this city or country. That is simply adding fire to the flames that need to be extinguished. There has been no clear evidence that being heavily armed with military-grade equipment reduces crime nor helps the community. Who are the police going to war with? The city? Criminals?

A police officer's job is multifaceted. Law enforcement (including investigation of complaints, arrest and prosecution of suspects, and efforts at crime prevention) accounts for only about 10% of police activity. Maintaining order (intervening in family and neighborhood disputes, keeping traffic moving, responding to disturbances of the peace) accounts for about 30% of police activity.

As it has been stated HPD does not need these kinds of equipment. Instead, the funds should be redirected back into our community. Providing social programs, where funds will address social issues, like poverty, homelessness, and mental disorders.

These individuals are not criminals. Instead of placing more money in heavy arms that don't resolve anything, we should invest in our city of Hayward and really protect the community officers are sworn to also protect.

During the coming years, I look forward to engaging with the Hayward Police Department's community meetings to continue to call for demilitarization and the reallocation of funding toward community services which will help our city thrive.

Regards,  
Selina



**From:** [Jeff Syrop](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** the proposed policy on military equipment  
**Date:** Monday, June 20, 2022 10:13:29 PM

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Dear Mayor and Councilmembers,

I'm Jeff Syrop and I'm very concerned about HPD Policy 706. I agree with HayCoCoa that this is an incomplete document which provides too many loopholes for abuse. After careful reading, I concur with their list of amendments:

- The Authorized Use section should include an authorized use case, not just requirements to become an authorized user.
- HayCoCoa is right about the Exigent Circumstances clause for banned equipment: **a ban on acquisition should be a ban on acquisition.**
- The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents! This is immoral and, for Hayward, literally crazy!

Regarding "defunding" of the HPD, that is a very unfortunate word. But if we care about the actual improvement of life in Hayward, it's a no-brainer that we should REAPPORTION some of the bloated police budget to community services, job training, housing, medical care, counseling, whatever is needed for Hayward's poor people to start living more meaningful and dignified lives. Hiring more cops with bigger weapons and throwing more systemically disadvantaged people into prison won't accomplish anything, and every intellectually honest person knows this!

During the coming years, I will support HayCoCoa in engaging with the Hayward Police Department's community meetings to continue to call for demilitarization of the HPD and the reallocation of funding toward community services which will help our city thrive.

Regards,

Jeff Syrop  
Retired Technical Writer  
Hayward CA 94542

**From:** [DAVID CASINI](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** HPD policy 706  
**Date:** Tuesday, June 21, 2022 12:05:23 AM

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Dear Mayor and Councilmembers,

My name is Dave Casini and I am a resident of Hayward. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

**The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.

**Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.

**Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.

**Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

**From:** [Diana Thormoto](#)  
**To:** [List-Mayor-Council](#)  
**Subject:** HPD Policy 706: Please Amend to Keep Hayward Safe  
**Date:** Tuesday, June 21, 2022 6:35:23 AM

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**CAUTION:** This is an external email. Do not click on links or open attachments unless you know the content is safe.

Dear Mayor and Councilmembers,

My name is Diana Thormoto and I am a resident of Hayward. Hayward Police Department Policy 706 is an incomplete document which provides too many loopholes for abuse. It should be amended to include the following:

1. **The Authorized Use section should list actual minimum requirements for when the item can be deployed.** Right now the policy only specifies what training needs to be completed to use it, which is not an authorized use case, it is an authorized user.
2. **Remove the Exigent Circumstances clause for banned equipment.** This policy is meaningless if any equipment banned by the policy can be easily acquired if they feel they need it. A ban on acquisition should be a ban on acquisition.
3. **Ban the use of chemical agents.** The HPD recognizes that use of chemical agents is against international law for foreign combatants, but legal for use against domestic residents. This is immoral and should be stopped.
4. **Develop an avenue for complaints that does not involve talking to the HPD.** If a resident has a reason to complain about the behavior of an officer, they should not have to interact with the HPD in order to file a complaint.

Demilitarization of the police is important to me because it is a common-sense way to keep everyone in our communities safe. Escalation does not keep us safe and neither does funding HPD to a level that we, as a city, cannot afford to fully fund social services. I would like to see Hayward move funding from HPD to services that support our community thriving such as funding mental health resources, more affordable housing, increasing funding for education, improving the safety of our streets for pedestrians and cyclists, and looking at safety in a more holistic manner than simply policing. As a mother I do not feel like children are safer having police with military-grade equipment. Our children, our community deserves better.

During the coming years, I look forward to engaging with the Hayward Police Department's community meetings to continue to call for demilitarization and the reallocation of funding toward community services which will help our city thrive.

Thank you for your time and consideration.

Take care, Diana Thormoto

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Diana Thormoto (she/her)