



**CITY COUNCIL MEETING
REMOTE PARTICIPATION
Tuesday, April 6, 2021, 7:00 p.m.**

The City Council meeting was called to order by Mayor Halliday at 7:00 p.m. The meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No 29-20 dated March 17, 2020, regarding the COVID-19 pandemic. Members of the City Council, City staff, and public participated via the Zoom platform.

Pledge of Allegiance: Council Member Márquez

ROLL CALL

Present: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab
MAYOR Halliday

Absent: COUNCIL MEMBER Zermeño

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:30 p.m., regarding two items: (1) conference with labor negotiators pursuant to Government Code section 54957.6 regarding all labor groups; and (2) conference with legal counsel pursuant to Government Code section 54957 (a) regarding matters posing threat to public's right of access to public services or public facilities. City Attorney Lawson reported the City Council met, with Council Member Zermeño absent, to discuss both items and there was no reportable action.

PUBLIC COMMENTS

Ms. TJ, with Hayward Concerned Citizens, spoke in support of the use of drones for Hayward Police Department (HPD) and Hayward Fire Department (HFD) noting the use of drones is becoming the standard practice.

Ms. Maclane Olson, former Hayward Area and Recreation Park District (HARD) employee, spoke about potential closure of camps at East Avenue Park and urged to help bridge the gap between the City and HARD to ensure youth programs remain intact.

Ms. Suzanne Luther, Hayward Concerned Citizens member, spoke in favor of approving the funding and use of drones for HPD to assist with de-escalation situations, disaster management and criminal searches.

Mr. Jeffrey Bouchard, former HARD employee, echoed comments made by Ms. Olson and urged the Council to do everything possible to intercept camp programs from closing.

Mr. Tom Ferreira, with Hayward Concerned Citizens, noted drones are important tools for the safety of officers and the community; and noted HFD already uses drones for firefighter safety.

Mr. Ryan Howard, former HARD camp director, spoke on the potential closure of HARD camp programs, spoke fondly of the programs, and urged the Council to help keep the camps open because they benefit the community.

Ms. Alicia Lawrence, Hayward Collective member, spoke in response to comments about drones, and asked for Council's deliberations of a drone program to be in the context of how many programs are being funded and how to empower the community to help themselves.

Ms. Lauren Korbas, former HARD Camp Director, asked for any support the Council and City can provide to keep East Avenue Park camps open and thriving post pandemic.

In response to Council Member Márquez's inquiry for updates on the B Street parking garage homicide and the HPD video circulating on social media; City Manager McAdoo noted the suspect was detained and did not appear to be a random act of violence; and the HPD incident was undergoing an internal investigation and pledged transparency and accountability.

Council Member Wahab noted she was supportive of a partnership to benefit HARD camps, highlighted her experience visiting homeless encampments, and announced the Policy Innovation Workshop on community safety would be discussed during the April 26 Council Budget and Finance Committee (CBFC) meeting.

City Manager McAdoo noted Policy Innovation Workshop recommendations will be presented during the April 26th CBFC meeting and then during the May 18th City Council work session.

Mayor Halliday announced the next Hayward Local Agency Committee meeting will be on May 13th for individuals interested in the HARD East Avenue Park camp's issue.

Council Member Andrews noted she met with HARD Board Director Hatcher to discuss partnership opportunities for youth and will bring the camps issue to future discussions.

CONSENT

1. Approve City Council Minutes of the City Council Meeting on March 16, 2021 **MIN 21-043**

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried unanimously with Council Member Zermeño absent, to approve the minutes of the City Council meeting on March 16, 2021.

Council Member Wahab highlighted that related to the vote on Item No. 1, she voted on items she had not voted on previously, worked on or were completed.

2. Approve City Council Minutes of the City Council Meeting on March 23, 2021 **MIN 21-044**

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried unanimously with Council Member Zermeño absent, to approve the minutes of the City Council meeting on March 23, 2021.



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3. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Vegetation Management Contract for Specific City Owned and Maintained Properties with Joe's Landscape and Concrete in an Annual Amount of \$104,092.77 **CONS 21-149**

Staff report submitted by Director of Maintenance Services Rullman dated April 6, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried by the following roll call vote, to approve the resolution with a change to its text by including "not to exceed" in front of \$104,092.77 and read, "annual amount not to exceed \$104,092.77."

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab
MAYOR Halliday
NOES: None
ABSENT: COUNCIL MEMBER Zermeño
ABSTAIN: None

Resolution 21-045, "Resolution Authorizing the City Manager to Negotiate and Execute a Vegetation and Rubbish Management Contract for Specific City Owned and Maintained Properties with Joe's Landscape and Concrete in an Annual Amount of \$104,092.77"

4. Adopt a Resolution Approving the FY 2022 Measure B/BB Annual Paratransit Program Plan and Authorizing the City Manager to Execute FY 2022 Service Agreements for the Continued Provision of Measure B/BB Funded Paratransit Services **CONS 21-160**

Staff report submitted by Assistant City Manager Ott dated April 6, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Márquez, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab
MAYOR Halliday
NOES: None
ABSENT: COUNCIL MEMBER Zermeño
ABSTAIN: None

Resolution 21-046, “Resolution Authorizing the City Manager to Implement an Annual Paratransit Plan and Negotiate and Execute all Documents Related to and in Support of Paratransit Activities Including the Administration of the Hayward Operated Paratransit (HOP) Program”

WORK SESSION

5. Community Agency Funding: Fiscal Year 2022 Community Agency Funding Recommendations for Services; Arts & Music; and Economic Development and Infrastructure; and Overview of the FY 2022 Annual Action Plan **WS 21-016**

Staff report submitted by Assistant City Manager Ott dated April 6, 2021, was filed.

Community Services Manager Davis and Management Analyst Lee provided a synopsis of the staff report.

Mayor Halliday opened the public comment period at 7:55 p.m.

Community Services Commissioner Garg reminded Council about the different Application Review Committee (ARC) process, hoped the Council endorses the recommendations, and asked for clarity as to the purpose of general funds.

Community Services Commissioner Lawrence shared she served on the Arts & Music ARC, asked for Council’s support for the recommendations, and acknowledged Manager Davis and her team for their work.

Mr. Alexis Villalobos, Hayward resident, highlighted there was a \$270,000 request for the Tenant Rights Program project and the Commission was recommending \$75,164, underscored the need to have legal services for tenants, and added the stimulus funding could be used to meet funding gaps.

Mayor Halliday closed the public comment period at 8:02 p.m.

Members of the City Council praised the work done by the Community Services Commission (CSC) and congratulated them on the annual entitlement award; acknowledged Council Member Lamnin’s service as a liaison to the Commission, and acknowledged the work done by City staff.

Council Member Lamnin, serving also as the CSC Council Liaison, acknowledged the Commission for its work in balancing priorities and applying a racial equity lens, and invited Council’s input on how to apply resources and a potential Council Homelessness Housing Task Force and CSC subcommittee joint meeting.

Council Member Márquez expressed she was open to having discussions about funding the SAVE COPS program through the HPD budget and the Family Education Program through



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the Library budget, especially with anticipated stimulus funding; and concurred with Council Member Lamnin's comment about a joint meeting to have further discussion.

Community Services Commissioner Garg, Commissioner Lawrence and Commissioner Berry described how the CSC engaged in discussions/training related to the importance of funding programs and services that advance racial equity and to have standing monthly updates from the HPD Community Advisory Panel (CAP).

Council Member Andrews asked about the letter that was submitted on behalf of CSC and how it may have impacted the selection process.

Council Member Wahab expressed a desire to meet requests over the recommendation with stimulus funds, noted her priority to ensure people can stay housed and have legal services to make payments; and wants to ensure information is shared between commissions and departments to help understand policy and community demands.

Council Member Salinas expressed appreciation for the process and attention to program fidelity.

Mayor Halliday noted City funds usually leverage funding from other sources and philanthropic organizations, supported continuing to recognize Russell City Blues in its tradition; agreed to address unmet needs with stimulus funds, and received confirmation that the Hayward Municipal Band is working with Hayward Area Historical Society as its fiscal sponsor and funds were carried forward from last year's award.

Council Member Andrews recused herself from participating on Item No. 5 regarding CDBG funding and left the Zoom meeting at 8:36 p.m.

Community Services Manager Davis provided a synopsis of FY 2022 funding recommendations for public services, economic development, and infrastructure (CDBG). It was noted the public hearing will be held on April 27, 2021.

There being no public comment, Mayor Halliday opened and closed public comment at 8:40 p.m.

Council Member Márquez disclosed she has had conversations with nonprofits that felt overwhelmed about the application process in the past and was happy to see new agencies receiving funding and staff providing technical assistance to service providers.

Council Member Andrews rejoined the meeting at 8:41 p.m., and disclosed she had to recuse from participating on the previous item because of her former position on the Hayward Downtown Streets Team within the last year.

6. Stimulus Funding Expenditure Plan: Provide Feedback on a Proposed Expenditure Framework for Stimulus Funding from the American Rescue Plan Act of 2021 to Address the Economic and Fiscal Impacts of the COVID Crisis in the City of Hayward **WS 21-017**

Staff report submitted by Assistant City Manager Ott dated April 6, 2021, was filed.

City Manager McAdoo provided a synopsis of the staff report.

Mayor Halliday opened public comment at 8:57 p.m.

Ms. Lacei Amodei, Hayward resident, spoke to the suggestion about implementing recommendations from the community public safety workshops with stimulus funding and urged the Council to communicate to the public the ongoing commitment to community safety and create a permanent one-line item in the budget.

Ms. Suzanne Philis, Hayward resident and SEIU 1021 Clerical Chapter President, urged Council to use stimulus funds to reinvest in services for the community and reinvest in the workforce that provides those services; and make workers whole who took furloughs and had to upgrade home technology to work from home or worked as essential workers.

Mr. Saad Muhammad, SEIU 1021 Clerical/Maintenance field representative, echoed Ms. Philis' comments, noted proposed funding expenditure recommendations speak to members' concerns including furloughs, continuance of FFCRA, and restoration positions.

Ms. Arti Garg, Hayward resident and Policy Innovation Workshop member, supported making City employees whole, agreed with concerns that workshops implementation should not be one-time adoptions, and encouraged to think about the balance of what can be done with the funding opportunity.

Mr. Blake Huntsman, SEIU field representative, noted it was important to acknowledge that employees struggled and worked collaboratively to continue City operations and it was fair to use the funding opportunity to make City workers whole.

Community Services Commissioner Berry expressed support for City employees, reiterated comments from the work session around the funding gap for safety nets, noted there were organizations that could leverage additional support, and encouraged consideration of funding for innovative programs and one time infrastructure requests for vulnerable communities.

Mayor Halliday closed the public comment at 9:12 p.m.

Council Member Wahab recommended expenditure of stimulus funds as follows: make employees whole, who took furlough/COLA (cost of living adjustments) deferrals; give hazard



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pay to employees who were exposed; bring reserves back to 20% of General Fund; address public health hazards including maintenance and cleanliness throughout the city; allocate funds for housing including legal services and property owners (commercial/residential); focus on infrastructure (water, sewage, broadband); reserve funds for business employees in the city, particularly small businesses such as childcare; revisit down payment assistance and tax defaulted property programs; and expressed concern about implementation of public safety workshop recommendations before programs are fully vetted.

Council Member Márquez recommended expenditure of stimulus funds as follows: make employees who gave concessions whole; engage the public in the discussion (Saturday work session or survey); have staff provide information regarding leveraging county dollars to further support homeless individuals and mental health services; consider funding for pilot projects in public safety innovation; agree with increasing funding for legal services for housing issues and to prevent displacement; mitigate blight, illegal dumping and graffiti nuisances; consider funding for contract staff to supplement Economic Development team to help fill vacant storefronts and encourage walkability; consider additional support for rent relief programs; and be briefed on other funding streams.

Council Member Lamnin recommended expenditure of stimulus funds as follows: address internal infrastructure backlog such as Corporation Yard improvements; agree to one-time expenditure as a criteria for funding; agree with cross-department and cross-agency collaboration for programs that Hayward residents might not be eligible for; echo need to refill reserves; agree to support staff in redesigning workspaces to ensure safety; consider majority of funds for economic recovery; target funds that enables programs to offer down payment assistance; consider looking into building tiny homes which may be an affordable solution for long term housing; and support hiring temporary staff to administer programs to disperse funding as soon as possible.

Council Member Andrews recommended expenditure of stimulus funds as follows: support considering small businesses that were impacted by the pandemic such as childcare; agree on rent relief and assistance for homeowners of small properties; agree with need for emergency response for mental health services and use of community ambassadors; leverage community agencies to address blight; address graffiti but if not on city's infrastructure, find a mechanism to hold agencies responsible for the blight to keep dollars in the community; use funds for one-time costs for immediate implementation related to Policy Innovation Workshop recommendations on public safety and have a timeline of when projects can be completed.

Council Member Salinas recommended expenditure of stimulus funds as follows: concur with leveraging other agencies to take care of their properties and blight that Hayward has been fighting; consider researching what other local agencies will be receiving stimulus funding; agree with suggestions offered; keep families healthy and safe by investing in HFD; consider housing for all families including tenant protections; grow Hayward's economy by investing in

small local businesses; budget for recovery and growth; and make staff whole in recognition of their commitment to help the City be financially solvent.

Mayor Halliday recommended expenditure of stimulus funds as follows: agree to support workforce and replenish reserves; focus on small businesses such as childcare; support initiatives to support the economy and green initiatives; focus on community cleanup and consider providing temporary part-time jobs for community members who lost income; consider supporting the funding gap for the South Hayward Youth and Family Center project; support youth literacy and academic support through the library; and for year two, set aside funds for community recovery events; keep in mind that the funding is intended for community recovery and the expenditures should reflect that goal; and mentioned the idea of a COVID memorial by Library Commissioner Gorringer.

In response to Mayor Halliday's inquiry about community input, City Manager McAdoo noted the internal-facing funding will not require as much community engagement and input; and there will be opportunities for input on community-facing funding.

Council Member Wahab pointed out that staff concessions amounted to close to \$2 million and reserve spend was about \$5 million which would account for 18% of the anticipated funding. City Manager McAdoo noted the April 20th City Council staff report will include updated forecasting of revenue loss to give a whole picture of the budget.

CITY MANAGER'S COMMENTS

Council Member McAdoo made three comments: (1) highlighted that next week the City will launch its first post-Measure OO recruitment for City commissions and the KHCG Task Force which removes the requirement to be a registered voter from the Charter; (2) congratulated the Finance Department for achieving its 39th consecutive Distinguished Budget Presentation Award from Government Finance Officers Association; and (3) noted a membership-based private jet company SetJet opened its Bay Area hub at the Hayward Executive Airport which will offer private flights to Los Angeles, San Diego and Las Vegas and eventually to Cabo San Lucas.

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Wahab noted she would like to see passport services provided at the Hayward Executive Airport; noted Sikh Gurdwara at 1805 Hill Avenue in Hayward will have COVID vaccinations on April 10th from 8am-12pm; added Alameda County Assessor will host a 2021 Homeowners Expo on April 28th via Zoom on how to lower property taxes, resources for first-time homebuyers, and home loan updates; mentioned Tami Rossell's Living Love scholarships are available to students attending Hayward schools; and noted concerns about the HPD video circulating on social media regarding use of force and urged for a transparent and thorough investigation.

Council Member Márquez, serving as Hayward's representative to the Alameda County Mosquito Abatement District Board, asked the community to be vigilant about standing water



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in backyards, stated there have been no reported cases of West Nile virus in Hayward and noted the District launched its quarterly reporting at www.mosquitoes.org

Council Member Andrews spoke about the HPD use of force video and asked to expedite the review and release of any videos; and reminded that April is Earth Month and community members can visit the City website to sign up for Earth Month Challenge.

Mayor Halliday spoke about letters she has sent supporting legislation for Assembly Bill 71 (Chu) to address homelessness by committing to dedicating ongoing resources, and Assembly Bill 550 (Chu) which would open the door for California communities to consider automated speeding enforcement.

Mayor Halliday announced the next regular City Council meeting will be April 20, 2021.

COUNCIL REFERRALS

None received.

ADJOURNMENT

Mayor Halliday adjourned the meeting at 10:17 p.m.

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward