



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, July 14, 2020

7:00 PM

Remote Participation

SPECIAL CITY COUNCIL MEETING

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

CALL TO ORDER Pledge of Allegiance: Mayor Halliday

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on July 13, 2020, at 7:30 p.m., regarding conference with legal counsel pursuant to Government Code 54956.9(d)(4) regarding one anticipated litigation case. City Attorney Lawson reported all members of the City Council were present and there was no reportable action.

The City Council convened in closed session on July 14, 2020, at 5:30 p.m., regarding three items: 1) conference with labor negotiators pursuant to Government Code 54957.6 regarding all labor groups; 2) conference with legal counsel pursuant to Government Code 54956.9 regarding Stoddard-Nunez v. City of Hayward, U.S. District Court, N.D. CA, No. 4:13-cv-04490 KAW; and 3) conference with legal counsel pursuant to Government Code 54956.9 regarding National Lawyers Guild, etc. v. City of Hayward, Alameda County Superior Court, No. RG15785243. City Attorney Lawson reported all members of the City Council were present and there was no reportable action.

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

PUBLIC COMMENTS

There were no public comments.

CONSENT

Consent Items 2 and 4 were removed from the Consent Calendar for separate vote.

Approval of the Consent Calendar

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

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

1. [Approve City Council Minutes of the Special City Council Meeting on June 30, 2020](#)

Consent item approved.

2. [Adopt an Ordinance Amending Chapter 10 \(Planning, Zoning and Subdivisions\), Article 1 \(Zoning Ordinance\), Section 10-1.2780 through 10-1.2797, Tobacco Retail Sales Establishments, of the Hayward Municipal Code](#)

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

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

3. [Adopt an Ordinance Amending the Hayward Zoning Map and Chapter 10, Article 1 \(Zoning Ordinance\), Article 7 \(Sign Regulations\), Article 24 \(South Hayward Bart/Mission Boulevard Form Based Code\) and Article 25 \(Mission Boulevard Corridor Form Based Code\) of the Hayward Municipal Code Related to the Comprehensive Update of the Mission Boulevard Code](#)

Consent item approved.

4. [Adopt a Resolution Confirming the Report and Special Assessment for Delinquent Sewer Bills and Water Bills Incurred by Property Owners](#)

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

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

WORK SESSION

5. [East Bay Community Energy Potential Rate Increase: Review and Comment on a Potential Rate Increase for Electricity from East Bay Community Energy \(Report from Public Works Director Ameri\)](#)

Information only; no action taken.

LEGISLATIVE BUSINESS

6. [Residential Rent Stabilization and Tenant Protections: \(1\) Introduce an Ordinance Amending Chapter 12, Article 1 of the Hayward Municipal Code Relating to Residential Rent Stabilization and Tenant Protections; \(2\) Introduce an Ordinance Adding Chapter 12 Article 2 of the Hayward Municipal Code Related to Tenant Relocation Assistance; \(3\) Adopt a Resolution Authorizing Amendment to Resolution 20-060 City of Hayward Fiscal Year 2021 Master Fee Schedule to Establish an Amount of Relocation Assistance; and \(4\) Provide a Progress Report on Implementation of Residential Rent Stabilization and Tenant Protection Ordinance \(Report from Deputy City Manager Ott\)](#)

A motion was made by Council Member Márquez, seconded by Council Member Zermeño, to approve staff's recommendation with direction to staff to reconvene a meeting of the Homelessness-Housing Task Force in September to reevaluate, discuss and analyze residential rent increases. The motion carried by the following vote:

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

7. [Transient Occupancy Tax: Adopt Resolutions Establishing November 3, 2020 as the Date for a Proposed Ballot Measure Asking Hayward Voters to Approve an Increase in the City's Transient Occupancy Tax \(Report from Finance Director Claussen\)](#)

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

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

8. [Hayward City Charter: Adopt Resolutions Establishing November 3, 2020 as the Date for One Proposed Ballot Measure Asking Hayward Voters to Approve Amendments to the Hayward City Charter \(Report from City Manager McAdoo, City Clerk Lens, and City Attorney Lawson\)](#)

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

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

ADJOURNMENT

Mayor Halliday adjourned the special meeting at 11:56 p.m.

NEXT MEETING, July 21, 2020, 7:00 PM