

CONCURRENT MEETING

**GEOLOGIC HAZARD
ABATEMENT DISTRICT/
CITY COUNCIL**

OCTOBER 28, 2025

PRESENTATIONS

Item #6

LB 25-036

**Proposed
Amendments to the
Maintenance and
Repair of Sidewalks
Ordinance**

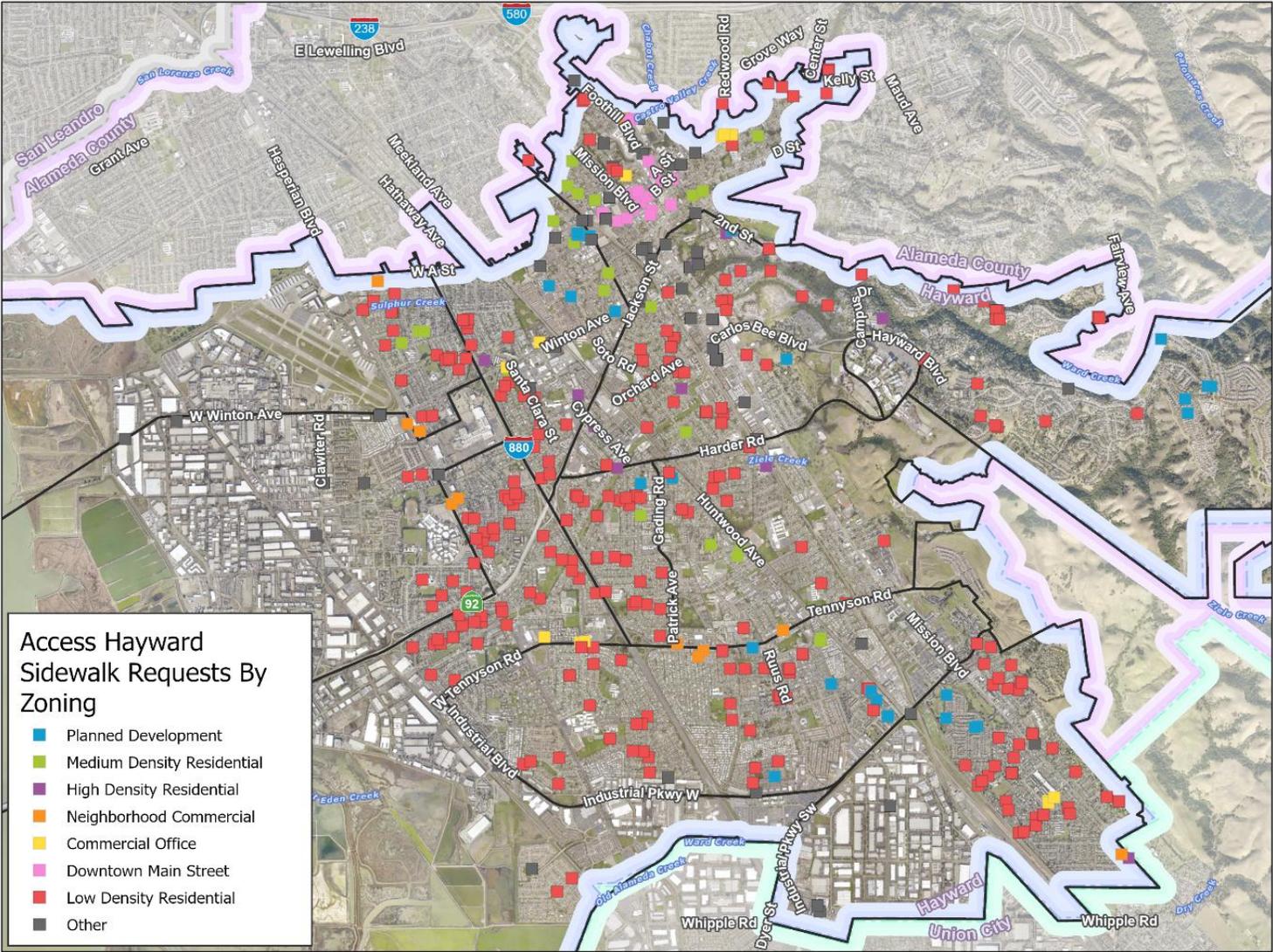
Item 6: Proposed Amendments to the Maintenance and Repair of Sidewalks Ordinance

October 28, 2025

Director of Maintenance Services: Todd Rullman
City Attorney: Michael Lawson



Need for Sidewalk Repairs



Hayward Sidewalks

- City of Hayward has approximately 430 miles of sidewalks
- Inspection Program and Repair
 - Each of the 10 Districts inspected annually in Summer/Fall and 2 Districts selected for repair
- Ongoing Maintenance
 - City of Hayward Maintenance Services Department – in response to complaints (Access Hayward)
 - Adjacent Property Owners

Current Ordinance re: Maintenance and Repair of Sidewalks

- State Law requires property owners to maintain sidewalks adjoining to their property
- Hayward codified the same requirement 24 years ago in 2001
- Local Ordinance requires property owners to maintain sidewalks adjoining to their property
- Where property owner fails to repair, Ordinance allows City to repair and recover costs through a special assessment against the property
- If sidewalk conditions are not repaired, may cause a trip hazard

Proposed Ordinance Amendment

- Seeks to clarify the duty of property owners and to hold property owners liable should they fail to remedy dangerous sidewalk conditions

“[An adjacent property owner] shall owe a duty to members of the public to keep and maintain the Sidewalk in a safe and non-dangerous condition. If, as a result a [property owner’s] failure to maintain a Sidewalk ..., any person suffers injury or damage..., the Responsible Person shall be liable to such person for the resulting damages or injury.”

- Specifically exempts repairs due to damage caused by City or others

“[Property owner shall not be responsible for repairs] where the unsafe condition exists because of some act of the City”

- Burden of proof upon property owner

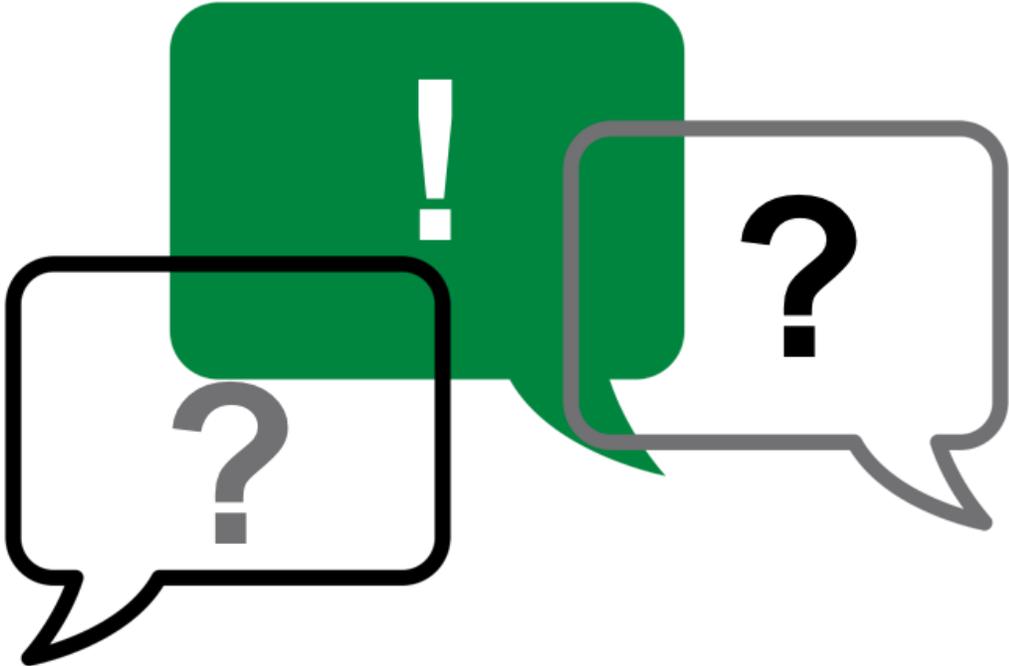
Impacts of Ordinance Amendment

- For Property Owners:
 - Homeowner Insurance Rates should not be impacted
 - No charge encroachment permits
- For the City:
 - Status quo will result in significant and continued impacts to the General Fund, which may amount to hundreds of thousands of dollars per claim

Notification of Ordinance Changes and Hardship Program

- Notification – Mail notices to be sent to all utility customers with water bills
- Hardship Program
 - Proposed annual budget: \$30,000
 - Source of Funds: Non-general Fund, Non-Enterprise Fund
 - Eligibility Criteria - Participation in existing means-based programs: PG&E CARE or CalFresh

Questions



Item #7

PH 25-0345

**Unrepresented Employees
Salary and Benefits Resolution
for Executives, the City Clerk
Employment Agreement, and
the City Attorney Employment
Agreement**

Adopt Resolutions Amending the Unrepresented Salary and Benefits Resolution for Executives, the City Clerk Employment Agreement, and the City Attorney Employment Agreement

Presenter: Ian Tecson, Director of Human Resources

Executive Furlough

Unrepresented Executives, City Clerk, and City Attorney

Group	4% Equivalent of Annual Salary	FISCAL IMPACT
All Unrepresented Executive Classifications except for the Police Chief	83.2 hour furlough	\$192,900 savings to the General Fund
City Clerk and City Attorney	83.2 hour furlough	\$29,500 savings to the General Fund