



**SPECIAL MEETING OF THE CITY COUNCIL**  
**Remote Participation**  
**Tuesday, May 5, 2020, 7:00 p.m.**

The City Council meeting was called to order by Mayor Halliday at 7:00 p.m. This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No 29-20 dated March 17, 2020, and the Alameda County Health Officer Order No. 20-10 dated April 29, 2020, regarding the COVID-19 pandemic.

**ROLL CALL**

Present: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab, Zermeño  
MAYOR Halliday  
Absent: None

**CLOSED SESSION**

The City Council convened in closed session on May 4, 2020, regarding a conference with labor negotiators pursuant to Government Code 54957.6 for all labor groups. City Attorney Lawson reported all Council members were present and there was no reportable action.

The City Council convened in closed session on May 5, 2020, regarding three items: 1) public employment pursuant to Government Code 54957 regarding the City Attorney's performance evaluation; 2) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 6: Carlos Bee Boulevard and Overlook Avenue, APN: 455-0180-001-00; and 3) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 9: Apple and Oak Streets, APNs: 415-0160-001-00, 415-0160-002-00, 415-0160-003-00, 415-0160-004-00, 415-0160-005-00, 415-0160-006-00, 415-0160-007-00, 415-0160-008-00, 415-0160-009-00, 415-0160-010-00, 415-0170-002-00, 415-0170-003-00, 415-0170-004-00, 415-0170-005-00, 415-0170-006-00, 415-0170-007-00, 415-0170-008-00, 415-0170-009-00, 415-0170-010-00, 415-0170-011-00, 415-0170-012-00. Mayor Halliday reported Item 1 was not discussed and continued to next week. City Attorney Lawson reported that, pursuant to Government Code Section 54954.2(b)(2), the Council unanimously approved, with Council Member Zermeño moving and Mayor Halliday seconding, to add an item to the agenda to discuss one anticipated litigation case. City Attorney Lawson added there was no reportable action related to Items 2, 3 and the added item.

**PRESENTATION**

Mayor Halliday read a Proclamation declaring the month of May 2020 as Mental Health Matters Month in the City of Hayward to enhance public awareness of local mental health services.

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## PUBLIC COMMENTS

Public comment was limited to items on the agenda.

### CONSENT

Consent Items 3 and 5 were removed from the Consent Calendar for separate vote.

1. Approve City Council Minutes of the Special City Council Meeting on March 17, 2020  
**MIN 20-045**

It was moved by Council Member Lamnin, seconded by Council Member Mendall, and carried unanimously, to approve the minutes of the Special City Council meeting on March 17, 2020.

2. Approve City Council Minutes of the Special City Council Meeting on March 24, 2020  
**MIN 20-046**

It was moved by Council Member Lamnin, seconded by Council Member Mendall, and carried unanimously, to approve the minutes of the Special City Council meeting on March 24, 2020.

3. Adopt a Resolution Awarding a Contract to Joe's Landscape and Concrete, in the Amount of \$103,215, for Vegetation Management of Specific City Owned and Maintained Properties **CONS 20-206**

Staff report submitted by Director of Maintenance Services Rullman, dated May 5, 2020, was filed.

Council Member Wahab requested the item be removed from the Consent Calendar.

Mayor Halliday opened public comments at 7:12 p. m.

Public speakers participated by calling the City Clerk's office at (510) 583-4400.

Dr. Marlina Selva, Friends of San Lorenzo Creek member, supported the Friends' recommendation that the proposed vegetation management site on Route 238 Bypass parcels do not include the creation of a 30-foot fire break down the creek's steep banks and areas along the creek bank.

Mr. Bruce King, Friends of San Lorenzo Creek representative, noted he had submitted a letter to Council and Fire staff had acknowledged the letter and updated staff's recommendation; and suggested staff create a vegetation management plan including a fire break in the open area, contact impacted homeowners and protect the riparian and woodland ecosystem.

Mayor Halliday closed public comments at 7:21 p.m.

Council Member Wahab supported Mr. King's suggestion and asked City staff to respond to concerns expressed by the Ohlone Audubon Society.



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Deputy Fire Chief Vollmer noted staff would work on a comprehensive vegetation management plan and would meet with Ohlone Audubon Society as soon as contact information was provided.

Council Member Mendall thanked Mr. King for expressing the concern and to City staff for making appropriate corrections.

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

AYES: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab,  
Zermeño  
MAYOR Halliday  
NOES: NONE  
ABSENT: NONE  
ABSTAIN: NONE

Resolution 20-048, "Resolution Authorizing the City Manager to Issue a Contract to Joe's Landscape and Concrete for Vegetation Management Services for \$103,215"

4. Adopt a Resolution Awarding a Contract to The Garland Company for the Hayward Executive Airport – Executive Hangars 1 and 2 Roof Repair Project, Project No. 06826, in an Amount Not-to-Exceed \$450,000 **CONS 20-208**

Staff report submitted by Public Works Director Ameri, dated May 5, 2020, was filed.

It was moved by Council Member Lamnin, seconded by Council Member Mendall, and carried with the following roll call vote, to approve the resolution:

AYES: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab,  
Zermeño  
MAYOR Halliday  
NOES: NONE  
ABSENT: NONE  
ABSTAIN: NONE

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Resolution 20-047, "Resolution Authorizing the City Manager to Negotiate and Execute a Contract with the Garland Company for the Hayward Executive Airport – Executive Hangars 1 and 2 Roof Repair Project, Project No. 06826, in an Amount Not-to-Exceed \$450,000"

5. Adopt a Resolution Authorizing the City Manager to Negotiate an Amendment and Extend the Exclusive Negotiating Rights Agreement with Eden Housing Inc. and Pacific Companies through June 30, 2021 **CONS 20-211**

Staff report submitted by Deputy City Manager Ott, dated May 5, 2020, was filed.

Council Member Wahab sought clarification from City staff about the agreement with Eden Housing Inc. and Pacific Companies; the proposal for Parcel Group 3; the number of residential units for Parcel Group 4; and teacher housing.

There were no public comments on the item.

It was moved by Council Member Márquez, seconded by Council Member Lamnin, and carried with the following roll call vote, to approve the following:

AYES: COUNCIL MEMBERS Lamnin, Márquez, Mendall, Salinas, Wahab,  
Zermeño  
MAYOR Halliday  
NOES: NONE  
ABSENT: NONE  
ABSTAIN: NONE

Resolution 20-049 "Resolution of the City Council of the City of Hayward Authorizing the City Manager to Negotiate and Execute an Extension of the Exclusive Negotiating Rights Agreement Between the City of Hayward and Eden Housing/Pacific Companies for the Acquisition and Development of Former Route 238 Parcel Groups 3 and 4"

## **WORK SESSION**

6. Hayward Shoreline Master Plan: Review and Discuss Preliminary Design Alternatives **WS 20-017**

Staff report submitted by Development Services Director Simpson and Public Works Director Ameri, dated May 5, 2020, was filed.



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Senior Planner Golubics announced the staff report and acknowledged the work done by the three Hayward Area Shoreline Planning Agency (HASPA) agencies and SCAPE (landscape architecture firm) in developing three preliminary design alternatives for the Hayward Shoreline. Mr. Golubics recognized Council Member Mendall, Chair on the HASPA Board of Trustees; Dennis Watsby, HASPA Board Trustee from East Bay Regional Park District (EBRPD); and Minane Jameson, HASPA Board Trustee from Hayward Area Recreation and Park District (HARD).

SCAPE Landscape Architecture Consultant Gena Wirth presented an overview of the Hayward Shoreline Master Plan including the project timeline, Master Plan assumptions, three design alternatives (closer to the bay, down the middle and further inland), and preliminary cost estimates.

There being no public comment, Mayor Halliday opened and closed public comments at 8:02 p.m.

Discussion ensued among City Council members, City staff, SCAPE Consultant Wirth, SCAPE Project Manager Voron, and Mary Kimball with Arcadis regarding: other bay area projects (Palo Alto, Foster City) and cost estimates; project timeline; Alameda County Mosquito Abatement District's (ACMAD) feedback; state and federal funding sources and Measure AA funds; potential partnerships with other neighboring cities and entities such as Army Corp of Engineers, Oro Loma District and Alameda Flood Control District to support the Master Plan through funding of different phases; Bachman water quality impact to marsh health and maintaining the natural wildlife habitat when sea level rises; the three preliminary design alternatives; Russell City Energy Center (RCEC); and plans for the Interpretive Center in three options: Option 1 (remains in place and is protected but public access could be lost), Option 2 (remains in place but eventually upgrade to a more modern design); and Option 3 (relocate to a higher elevation and engage with the shoreline).

The SCAPE team noted all options included features of gravel beaches for shoreline protection to meet the core goal of the Master Plan to protect the infrastructure, and noted that a community web platform to provide project updates would be reviewed by HASPA prior to release to the public.

City Council members thanked City staff, HASPA staff and representatives, and the SCAPE team for their professionalism, extensive public outreach, and stakeholder engagement. Council Member Mendall was recognized for his contributions to the Master Plan.

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Council Member Mendall noted he was considering Option 2 (Down the Middle), and there were some components of Option 3 (Further Inland) that he would like to see incorporated such as the moving back of the bay trail, exploration of diked ponds and used as more natural stormwater storage.

Council Member Salinas favored the option that offers the most protections for the City and acknowledged that partnerships and funding sources can be pursued by having a Master Plan.

Council Member Márquez supported the ACMAD's position (highlighting road and access points to different types of habitats, which can be found in Option 1), noted the need to be conscientious of the impact of mosquitos, asked that HASPA members be engaged throughout the project, and suggested a news release to inform the public.

Council Member Lamnin favored a hybrid approach and liked the idea of Option 2 and the benefits from horizontal levees and having more opportunities for the natural integration of water. Ms. Lamnin noted her priorities were finding the right balance of not taking away a lot of marsh land, protecting the natural habitat, and building environments that could cause major problems if not protected.

Council Member Zermeño favored Option 2 and he suggested a gravel beach as a new recreation opportunity.

Council Member Wahab noted there could be a blending of the three options to prioritize the protections of wildlife habitat, water quality, and ensure the cleanup and protection of the ocean.

Mayor Halliday favored Option 2 as the moderate middle ground that addresses a lot of issues, appreciated a possibility for Council to review different combinations from the three options and noted her preference was to maintain essential infrastructure and recreational resources.

It was noted that a draft plan, containing stakeholders' approval, consideration of comments, and concerns addressed, should be available at the end of the year for review by the City Council.

## **INFORMATION ITEM**

### **7. Informational Report on the Hayward Youth Commission Annual Recruitment and Appointment/Reappointment Process RPT 20-051**

Staff report submitted by City Clerk Lend, dated May 5, 2020, was filed.

The item served to inform the public that due to the COVID-19 pandemic and schools closed, staff was recommending suspending the 2020 Hayward Youth Commission recruitment and extending terms of current members through June 2021. There were no concerns expressed by the Council moving forward with staff's recommendation.



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**CITY MANAGER'S COMMENTS**

City Manager McAdoo spoke about the May 4, 2020 virtual joint HUSD and City of Hayward Town Hall meeting to discuss how to support students and families, and noted construction projects had resumed on May 4, 2020, based on the revised shelter-in-place order by the Alameda County Health Officer.

**COUNCIL REPORTS AND ANNOUNCEMENTS**

City staff continued to be acknowledged for their work in response to COVID-19, the programs that have been in put in place to address the need in the community and for providing the City's website updated with COVID-19 related information.

Council Member Lamnin thanked Council Member Mendall for his service on HASPA and East Bay Dischargers Authority (EBDA) and Council Member Márquez for her service with the Alameda County Mosquito Abatement District. Council Member Lamnin acknowledged Municipal Clerk's Week, Public Service Recognition Week, Teacher's Week, and thanked everyone for their service.

Council Member Márquez thanked Fire Chief Contreras, Deputy Fire Chief Vollmer, volunteers, and staff for their response to the call for closing the gap of getting enough masks to day laborers.

Council Member Wahab wished everyone a Happy Cinco De Mayo and noted the month of May was also Asian Pacific American Heritage Month, Jewish American Heritage Month, and Older Americans Month.

Mayor Halliday thanked staff, volunteers, and the Alameda County Food Bank for partnering with the City to distribute food to the community. Mayor Halliday stressed the importance of following the advice of the Alameda County Health Officer in keeping the COVID-19 curve relatively flat and the rate of hospitalizations at manageable level.


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**ADJOURNMENT**

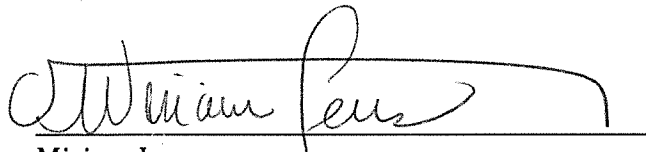
Mayor Halliday adjourned the meeting at 9:14 p.m., in memory of Ms. Marilyn Gise. Ms. Gise was a science teacher at Mt. Eden High School for over 40 years; served on the board of Scholarships Incorporated in Hayward; was an advocate for women and a member of the American Association of University of Women since 1994; and saw the creation of the Hayward Shoreline Interpretive Center Design Committee and was credited with sketching the first conceptual plan for the building in 1975.

Mayor Halliday asked City staff to work with the Gise family and find a suitable place to plant a tree in her memory.

**APPROVED**

  
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Barbara Halliday  
Mayor, City of Hayward

**ATTEST:**

  
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Miriam Lens  
City Clerk, City of Hayward