



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, December 12, 2023

5:30 PM

**Council Chamber and
Virtual Platform (Zoom)**

SPECIAL CITY COUNCIL MEETING

CALL TO ORDER: Mayor Salinas

Pledge of Allegiance: Council Member Goldstein

ROLL CALL

Present: 7 - Council Member Angela Andrews, Council Member Ray Bonilla Jr., Council Member Daniel Goldstein, Council Member Julie Roche, Council Member George Syrop, Council Member Francisco Zermenio, and Mayor Mark Salinas

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on December 12, 2023, at 4:00 p.m., with all members present and no public speakers, regarding three items: 1) conference with legal counsel pursuant to Government Code section 54957 (a) to discuss matters posing a threat to the security of essential public services; 2) conference with legal counsel pursuant to Government Code section 54956.9 (a) regarding Poulsen, Thor v. City of Hayward, Claim No. 202000029HAY Workers' Compensation Appeals Board Case No. ADJ12642990; and 3) conference with legal counsel pursuant to Government Code section 54956.9 (d)(1) and 54956.9 (e)(2) regarding Chaplin/City of Hayward Workers' Compensation Appeals Board Case No. 2296000195. City Attorney Lawson indicated the Council discuss all three items and gave direction to staff but otherwise took no reportable action. The closed session adjourned at 5:10 p.m.

PRESENTATION

2023 Arbor Day Proclamation

PUBLIC COMMENTS

Arieana Castellanos
Alejandro Jasso
Carlos Gutierrez
Bishop Robert Lopez
Stephanie Spencer
Julie Greenfield
Sara Lamnin
Al Mendall

CITY MANAGER'S COMMENTS

City Manager McAdoo

Mayor Salinas changed the order of business to ensure certain consent items and the public hearing were heard at or after 7:00 p.m. per noticing requirements.

CONSENT

Approval of the Consent Calendar

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

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeño, and Mayor Salinas

1. [Adopt a Resolution Accepting Transmittal of the Annual Mitigation Fee Act Report \(AB1600\)](#)

Consent item approved.

2. [Adopt a Resolution Authorizing the Purchase of Two Plunger Valves from Core & Main LP in an Amount Not-to-Exceed \\$155,850 as part of the 250-Foot Zone for Pressure Reducing Strategy at Decoto Pump Station Project No. 07074](#)

Consent item approved.

3. [Adopt a Resolution Authorizing the City Manager to Apply for a United States Environmental Protection Agency \(EPA\) Water Infrastructure Finance and Innovation Act \(WIFIA\) Loan for the Water Pollution Control Facility \(WPCF\) Improvements - Phase II Project No. 07760](#)

Consent item approved.

4. [Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \\$515,000 in Awarded Transportation Fund for Clean Air Funding from the Alameda County Transportation Commission for the Winton Avenue/D Street and Tennyson Road Corridors Signal Timing Project for Construction of Traffic Signal Infrastructure and Implementation of Adaptive Signal Timing](#)

Consent item approved.

5. [Adopt a Resolution Approving the Plans and Specifications and Call for Bids for the Hayward Police Department Locker Room Building Project No. 06926](#)

Consent item approved.

6. [Adopt a Resolution Authorizing the City Manager to Appropriate Additional Funds in the Amount of \\$120,000 from Transportation System Improvement - Fund 460 for the Traffic Signal Upgrade at Huntwood Avenue, Project No. 05737](#)

Consent item approved.

7. [Adopt a Resolution Approving Addendum Nos. 1,2,3 and 4, Rejecting the Bid from CWS Construction Group, Inc. and Awarding a Construction Contract to Rodan Builders, Inc., for The Stack Center - Phase I Project, Project No. 06960, in the Amount of \\$8,699,000 and Authorizing an Administrative Change Order Budget of \\$871,000](#)

Consent item approved.

8. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with LookingPoint for Implementation of Network Refresh in an Amount Not-to-Exceed \\$2,340,126](#)

Consent item approved.

9. [Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Clifford Moss in an Amount Not-to-Exceed \\$90,000 Plus Direct Communications Expenses Estimated at \\$155,000 and with Fairbank, Maslin, Maullin, Metz & Associates \(FM3\) in an Amount Not-to-Exceed \\$45,750 for Education and Outreach Services Relating to a Potential Early Extension of the ½ cent Local District Sales Tax and Appropriating Funds for these Agreements](#)

Consent item approved.

10. [Adopt an Ordinance Amending Chapter 4, Article 12 of the Hayward Municipal Code Regarding Spectators at Illegal Speed Contests and Exhibitions of Speed](#)

Consent item approved.

11. [Adopt a Resolution Accepting the Resignation of Commissioner Artavia Berry from the Community Services Commission, Effective Immediately](#)

Consent item approved.

12. [Adopt a Resolution Appointing Hoang Dao to the Community Services Commission to Fill the Unexpired Term of Artavia Berry](#)

Consent item approved.

13. [Adopt a Resolution Accepting the Resignation of Commissioner Arti Garg from the Planning Commission, Effective Immediately](#)

Consent item approved.

14. [Adopt a Resolution Appointing Ron Meyers to the Planning Commission to Fill the Unexpired Term of Arti Garg](#)

Consent item approved.

PUBLIC HEARING

15. [Hayward Residential Design Study: Consideration of Proposed Text Amendments to Hayward Municipal Code Chapter 10, Article 1 \(Zoning Ordinance\), Article 2 \(Off Street Parking Regulations\), Article 24 \(Mission Boulevard Code\), and Article 28 \(Downtown Development Code\); Zoning Map Amendments; and Finding that No Further Environmental Review is Required Pursuant to the California Environmental Quality Act \(Report from Development Services Director Buizer\)](#)

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

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

LEGISLATIVE BUSINESS

16. [Palace Poker Casino: Transfer of Partial Ownership of the Palace Poker Casino Per the Hayward Card Club Regulations Located at 22821 Mission Boulevard \(APN 428-0081-033-00\) and Finding that the Project is Statutorily Exempt from the California Environmental Quality Act, Catherine Aganon and Pamela Roberts \(Owners and Applicants\) \(Report from Development Services Director Buizer\)](#)

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

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

17. [Public Safety Committee: Adopt a Resolution Establishing the Council Public Safety Committee, Dissolving the Police Department Community Advisory Panel, and Consolidating the Council Airport Committee with the Council Infrastructure Committee \(Report from City Manager McAdoo\)](#)

A motion was made by Council Member Bonilla Jr., seconded by Council Member Syrop, to approve staff's recommendation with two amendments: 1) set the frequency of meetings to bimonthly; and 2) change the name of the consolidated committee to Council Infrastructure and Airport Committee. The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

18. [FY 2024 Salary Plan Amendment: Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2024 \(Report from Director of Human Resources Frye\)](#)

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

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

COUNCIL REFERRAL

19. [City Council Referral: Recreational Vehicle \(RV\) Parking in Hayward \(Referral from Council Members Goldstein and Roche\)](#)

Item removed from the agenda.

20. [City Council Referral: City of Hayward Funding and Support for St. Rose Hospital \(Referral from Mayor Salinas and Council Member Bonilla Jr.\)](#)

A motion was made by Mayor Salinas, seconded by Council Member Bonilla Jr., to approve the Council's referral. The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Bonilla Jr., Council Member Goldstein, Council Member Roche, Council Member Syrop, Council Member Zermeno, and Mayor Salinas

ADJOURNMENT

Mayor Salinas adjourned the Special City Council meeting at 7:59 p.m., in memory of Jodie Gordon.

**COUNCIL MEETINGS, December 19 and 26, 2023 and January 2, 2024 - CANCELED
NEXT MEETING, January 16, 2024, 7:00 PM**