



**MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL**  
**Council Chambers**  
**777 B Street, Hayward, CA 94541**  
**Tuesday, April 24, 2018, 6:00 p.m.**

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The Special Meeting of the Hayward City Council was called to order by Mayor Halliday at 6:00 p.m., followed by the Pledge of Allegiance led by Mayor Halliday.

**ROLL CALL**

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

**PUBLIC COMMENTS**

There were no public comments.

**PUBLIC HEARING**

1. Fire Stations 1-5 Improvements: Public Contract Code § 4107 Hearing for Subcontractor Substitution Request for Electrical Work. (Report from Interim Public Works Director Ameri) **PH 18-032**

Staff report submitted by Interim Public Works Director Ameri and City Attorney Lawson, dated April 24, 2018, was filed.

Additional information from JP Van Zee, Sr. Project Manager for Arntz Builders, Inc., was received on April 23, 2018, and submitted to the Council and made a part of the record on April 24, 2018, prior to the meeting.

Senior Assistant City Attorney Vigilia provided a synopsis of the staff report and laid down procedures for the hearing. Mr. Vigilia noted the hearing would allow for 15 minutes of testimony by the prime contractor Arntz Builders, Inc., to present its position, 20 minutes of testimony by subcontractor DAL Technology to present its position, and five minutes for the prime contractor to rebuttal the subcontractor's argument.

Representatives wishing to provide testimony were sworn as witnesses by Senior Assistant City Attorney Vigilia prior to them providing their testimonies.

Mr. JP Van Zee, Sr. Project Manager with Arntz Builders, Inc., provided his testimony and presented Arntz Builders' position within the allotted time.

Mr. Bryant Fields, President of DAL Technology, Inc., provided his testimony and presented DAL Technology's position within the allotted time.

Mr. JP Van Zee offered a rebuttal to Mr. Bryant Fields' testimony.

Discussion ensued among City Council members and City staff about the scope of contract related to the construction of the fire stations; Kitchell serving to handle construction administration; procurement delays; the lighting control at the fire stations 1-3; DAL Technology's staff capacity; building inspection of the stations; and contractual relationship between Arntz Builders and DAL Technology and the criteria for selecting subcontractors.

It was moved by Council Member Mendall, seconded by Council Member Salinas, and carried unanimously, to grant the request from prime contractor Arntz Builders Inc., to substitute its electrical subcontractor DAL Technology, Inc.

Discussion ensued among Council Members and City staff regarding subcontractor Cal Pacific Systems, and the process followed by contractors to select subcontractors.

It was moved by Council Member Mendall, seconded by Council Member Salinas, and carried unanimously, to grant the request from Arntz Builders Inc., to substitute DAL Technology with Cal Pacific Systems.

## **ADJOURNMENT**

Mayor Halliday adjourned the meeting at 7:04 p.m.

## **APPROVED**

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Barbara Halliday  
Mayor, City of Hayward

## **ATTEST:**

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Miriam Lens  
City Clerk, City of Hayward