

HAYWARD CITY COUNCIL

RESOLUTION NO. 23-_____

Introduced by Council Member _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HAYWARD AUTHORIZING THE CITY MANAGER TO EXECUTE AN EXCLUSIVE NEGOTIATING AGREEMENT BETWEEN THE CITY OF HAYWARD AND MONTECITO DEVELOPMENT LLC FOR PROPOSED DEVELOPMENTS AT 1401 GOLF COURSE ROAD (SKYWEST PROPERTY) AND 1525 WEST WINTON AVENUE (CALIFORNIA AIR NATIONAL GUARD SITE)

WHEREAS, the City of Hayward (“City”) owns and operates Hayward Executive Airport (“Airport”); and

WHEREAS, the ground lease for Skywest Golf Course was assigned to Hayward Area Recreation District (HARD) in 1975; and

WHEREAS, HARD ceased operations at the golf course on September 30, 2020 and the 126-acre leasehold was returned to the City; and

WHEREAS, the California Air National Guard (CANG) site has been vacant since 1980; and

WHEREAS, the CANG site was officially released to the City by the United States Government in 2012; and

WHEREAS, staff has held preliminary discussions with Montecito Development LLC related to development of the CANG site; and

WHEREAS, Montecito Development LLC has also recently expressed interest in potentially developing a portion of the Skywest property; and

WHEREAS, Montecito Development LLC is considering both sites for development, related to life sciences and advanced manufacturing; and

WHEREAS, Montecito Development LLC is requesting an Exclusive Negotiating Agreement (ENA) in order to conduct a due diligence investigation and determine the suitability of the premises for the intended use; and

ATTACHMENT II

WHEREAS, the duration of the ENA with Montecito Development LLC shall be for one year with up to four separate 6-month extensions of time, subject to the approval of the City Manager; and

WHEREAS, on June 27, 2023 the Council previously authorized the City Manager to negotiate the ENA with Montecito Development LLC.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby approves the Exclusive Negotiating Agreement with Montecito Development LLC consistent with the terms generally outlined in the accompanying staff report, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2023

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward