



**SPECIAL HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT BOARD
AND HAYWARD CITY COUNCIL MEETING**

777 B Street, Hayward, CA 94541

Virtual Platform – Zoom

<https://hayward.zoom.us/j/85011535412?pwd=ZldtYmpOcGtmRWxtdnFITFI0aEtSUT09>

Tuesday, October 26, 2021, 7:00 p.m.

The Special Hayward Geologic Hazard Abatement District (GHAD) Board and Hayward City Council meeting was called to order by Mayor/Chair Halliday at 7:00 p.m. The City Council/GHAD Board held a hybrid meeting which included in-person and teleconference participation by members of the City Council, staff and public.

CALL TO ORDER: Mayor/GHAD Board Chair Halliday

Pledge of Allegiance: Mayor/GHAD Board Chair Halliday

Present: COUNCIL MEMBERS/BOARD MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR/CHAIR Halliday

Absent: None

CLOSED SESSION ANNOUNCEMENT

The Special City Council convened in closed session on October 26, 2021, at 5:30 p.m., with all members present, regarding three items: 1) conference with labor negotiators pursuant to Government Code section 54957.6 regarding all labor groups; 2) conference with legal counsel pursuant to Government Code section 54956.9 regarding Swain v. City of Hayward, USDC Case Number 21-cv-07680 SK; and 3) conference with property negotiators pursuant to Government Code section 54956.8 regarding former California Air National Guard Site (CANG): 1525 W. Winton Avenue, APN 432-0124-002-00. City Attorney Lawson announced there was no reportable action related to the items.

PUBLIC COMMENTS

Ms. Susan Gehlke asked if water coming out of fire hydrants is recycled or non-potable water and suggested it should be recycled or non-potable given drought conditions in the county.

City Manager McAdoo noted most of the water in fire hydrants is potable water and noted she will share the comment with Public Works and the Fire Chief.

Council Member Wahab announced an event to welcome Curbie, a mobile library, at the Heritage Plaza on October 30, 2021; and suggested the City accommodate requests for community/Police Department engagement events that allow for social distancing.

CITY MANAGER'S COMMENTS

City Manager McAdoo made three comments: (1) invited all to welcome Curbie at the Heritage Plaza on October 30, 2021; (2) announced a compost giveaway event at the former Skywest Golf Course on October 30, 2021; and (3) introduced the newly launched Together for Hayward e-Gift Card program to support local businesses and help residents get more value for their money by shopping locally.

CONSENT

1. Approve City Council Minutes of the Special City Council Meeting on October 12, 2021
MIN 21-135

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried unanimously, to approve the minutes of the Special City Council meeting on October 12, 2021.

2. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Six-Month Extension of a Joint Exercise of Powers Agreement for the Hayward Area Shoreline Planning Agency **CONS 21-531**

Staff report submitted by Development Services Director Ott and Director of Public Works Ameri, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES:	COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab, Zermeño MAYOR Halliday
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 21-210, "Resolution Authorizing the City Manager to Negotiate and Execute a Six-Month Extension for Renewal of an Agreement Between the City of Hayward, East Bay Regional Park District, and Hayward Area Recreation and Park District Titled the Hayward Area Shoreline Planning Agency Joint Exercise of Powers Agreement"

3. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$200,000 in Awarded Grant Funding from the State of California Office of Traffic Safety for the Hayward Police Department for Traffic Safety Education and Enforcement Programs **CONS 21-542**



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Staff report submitted by Chief of Police Chaplin, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-211, "Resolution Authorizing the City Manager to Accept and Appropriate \$200,000 in Funding from the State of California Office of Traffic Safety for the Hayward Police Department"

4. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$20,000 from the State of California Department of Alcoholic Beverage Control to Fund Enforcement Operations to Prevent the Sale of Alcohol to Minors **CONS 21-544**

Staff report submitted by Chief of Police Chaplin, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-212, "Authorization for the City Manager to Accept and Appropriate \$20,000 from the State of California Department of Alcoholic Beverage Control to Fund Enforcement Operations to Prevent the Sale of Alcohol to Minors"

5. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate a Grant in the Amount of \$7,500 from the State of California Department of Food and Agriculture for the Purposes of Offering Free Spay and Neuter Services for Cats Owned by Low-Income City of Hayward Residents **CONS 21-545**

Staff report submitted by Chief of Police Chaplin, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-213, “Resolution Authorizing the City Manager to Accept and Appropriate a Grant in the Amount of \$7,500 from the State of California Department of Food and Agriculture for the Purpose of Offering Free Spay and Neuter Services for Cats Owned by Low-Income City of Hayward Residents”

6. Adopt a Resolution Endorsing the Regional Action Plan Developed by the Regional Impact Council to Provide a 1-2-4 Framework to Support Ending Homelessness in the San Francisco Bay Area with a Goal of a 75% Reduction by 2024 **CONS 21-548**

Staff report submitted by Assistant City Manager Ott, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-214, “Resolution Endorsing the Regional Action Plan Developed by the Regional Impact Council and Facilitated by all Home California, Including the Framework to Support Ending Homelessness in the San Francisco Bay Area”



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7. Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2022 **CONS 21-563**

Staff report submitted by Director of Human Resources Sangy, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-215, “Resolution Approving the Amended Fiscal Year 2022 Salary Plan Designating Positions of Employment in the City of Hayward and Salary Range; and Superseding Resolution No. 21-197 and all Amendments Thereto”

8. Adopt a Resolution Allowing City Council and Appointed Commissions/Task Forces and Council’s Committees to Hold Continued Teleconferenced Public Meetings Pursuant to AB 361 **CONS 21-568**

Staff report submitted by City Manager McAdoo and City Clerk Lens, dated October 26, 2021, was filed.

It was moved by Council Member Wahab, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution.

AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 21-216, “Resolution Making the Required Findings Pursuant to AB 361 to Continue to Hold Teleconferenced Public Meetings During the COVID 19 State of Emergency”

WORK SESSION

9. Skywest Property Update: Summary of Community Comments and Review of Draft Site Plan WS 21-040

Staff report submitted by Director of Public Works Ameri, dated October 26, 2021, was filed.

Public Works Director Ameri announced the staff report and introduced Airport Manager McNeely and consultant with Kimley-Horn Ms. Erin Sheelen who provided a synopsis of the staff report.

Mayor Halliday opened the public comment period at 7:45 p.m.

Mr. Andy Wilson, California Pilots Association Board of Directors member, shared that they are monitoring how the former Skywest Golf Course property is being developed.

Ms. Meredith, resident of area near proposed development, expressed concern about the negative impact of the proposed development on residential areas including increase of plane noise and loss of trees and wildlife.

Mr. Randy W. suggested turning the proposed 8-acre pocket park into 16 or 21 acres, partnering with Chabot College for a fire training center, keeping the three ponds, and turning the clubhouse into a community center and using the commercial kitchen for training or rental for food truck vendors.

Mayor Halliday clarified the regional fire house training center is already being constructed and is not part of the proposed project.

Ms. Christina Fletes, resident of area close to the Skywest property, was disappointed the area was being considered for business development and airport expansion, asked to preserve the green space, and was concerned about the negative health impacts from the airport expansion on the community.

Mr. Dario noted the business development center area should be used to expand the airport which is further away from residents and closer to existing industrial areas and was concerned about noise disturbance and the negative impact on health and property value.

Ms. Mimi Dean suggested working within the guiding principles of the General Plan to turn the property into a much-needed park and community center with amenities such as outdoor gym and consider the area as buffer for sea level rise and educational activities.

Mayor Halliday closed the public comment period at 8:00 p.m.

Discussion ensued among members of the City Council, City staff and Ms. Erin Sheelen, Transportation Planner with Kimley-Horn regarding: the draft site plan for the future development of the former Skywest Golf Course which is now owned by the Executive Airport and has to adhere to Federal Aviation Administration (FAA) regulations; FAA



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constraints and wildlife (including geese); loss of trees; envisioned trails; cost of maintaining the planned park, open space, and recreational use which would need further evaluation and analysis; FAA airport safety zones and reasoning for removing structures and maintaining the area open; runway safety area; fair market value when leasing airport land and FAA regulations; request for a market feasibility study and economic development; General Plan and Airport Master Plan priorities to be expressed in the request for proposal (RFP); solar panels on top of hangars and the idea of wind farms would need to be studied; public members' concerns regarding the need for restoration of Sulphur Creek and Friends of the San Lorenzo Creek's advocacy for more environmentally friendly options and protections; options for keeping a variation of the golf course open; low-income farming and FAA requirements; business development proposal; regarding aeronautical use, it was clarified that T or shade hangars were being proposed which are small planes; and funding to develop the plan.

Members of the City Council thanked City staff and the consultant for the robust outreach and thanked community members for all the input provided.

Council Member Zermeño, also Chair of the Council Airport Committee, was acknowledged for his work on the Council Airport Committee.

Members of the City Council provided the following comments: ensure every tree lost is replaced; consider increasing the acreage of open space for use by the community; include an economic analysis for the plan; gather robust input and response from the southern side and neighborhoods south of A Street; note that housing development is not an option for the site; preserve open space; consider amenities not available through Kennedy Park or parks in the region; create an outdoor learning space for shoreline-related content and curriculum; continue with a plan for BMX (bicycle motocross) tracks; focus on having a dog park component; expand the economic development of the site; seek opportunity for business development by planning and implementing a business center; consider adding green/open space elements as part of the RFP to make the industrial area a destination place; provide information on how recreation is currently managed and how it will be accomplished moving forward; seek opportunity for Russell City markers and walk of fame landmarks; consider connecting to existing trails or creating new trails such as a looped trail for running; explore the open runoff area as an opportunity for carbon sequestration and urban agriculture uses; consider coordination with the Muwekman Tribe, Native American, and BIPOC (Black, Indigenous, People of Color) communities; prioritize disenfranchised groups for economic opportunity; consider partnerships for recreation uses such as disc golf course, cricket fields, bocce ball court, pump track, gymnastic space, and hockey or roller rink; provide information on noise and emissions impacts; consider less business development and ability to preserve to address desire for more open space; in acknowledging different groups, consider using features discussed as public art; use Brooklyn Basin in Oakland as a model for open space with outdoor recreation and commercial use; find complementary uses on the business side to help offset costs of

recreational site as part of the RFP; look into San Jose and Milpitas which have popular golf driving range amenities with low upkeep; continue with a plan for walking/bike trails and paths to be connected; protect ponds and keep natural areas and landscape buffer; focus on public benefits; consider business development that has lower density and public amenities; consider the Hayward Youth Commission's idea of an airport viewing area; have an economic analysis prior to releasing the RFP; consider comments received previously for an incubator space, shared work space, and other types of community benefits in the business park; think about recreational amenities that are not currently provided in the region; and have the economic use vetted by the Council Economic Development Committee.

10. Solid Waste and Recycling Franchise Agreement: Update on Negotiations with Waste Management of Alameda County to Extend the Solid Waste and Recycling Franchise Agreement **WS 21-041**

Staff report submitted by Director of Public Works Ameri, dated October 26, 2021, was filed.

Public Works Director Ameri announced the staff report and introduced Environmental Services Manager Pearson who provided a synopsis of the staff report.

There being no speakers, Mayor Halliday opened and closed the public comment section at 9:19 p.m.

Discussion ensued among members of the City Council and City staff regarding: Senate Bill 1383 requirements; coordination with Hayward Unified School District (HUSD), Hayward Recreation and Park District (HARD) and New Haven Unified School District; proposed rate increase for initial year and subsequent years based on the Consumer Price Index (CPI); and bulky pickup service change for multi-family development and increase in frequency participation.

Members of the City Council provided the following comments: there was preference for getting more big belly dual containers in the community than personal containers; there was interest for cities and counties to look at subcontracting for food recovery; a rate increase of 10% is significant for anyone on a fixed income; explore cost cutting strategies to avoid pushing costs onto consumers given Hayward's demographic; negotiating a lower 10% rate increase; consider efforts to decrease litter and carbon footprint to help meet SB 1383 requirements; work with Waste Management of Alameda County (WMAC) to educate the community on preventative measures to ensure personal bins are not used by others; explore a stronger partnership between WMAC and the Keep Hayward Clean and Green Task Force (KHCGTF) regarding big belly bins and community engagement events and yearlong support such as compost giveaways on cleanup days; explore the feasibility of adding public art on big belly bins; continue the strong position to not close the office site as elderly residents use it; urged for more education and messaging before charging customers for contamination and overages and before monitoring with cameras; explore



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ways to getting compost/mulch out to the community; and consider painting bins rather than disposing them.

LEGISLATIVE BUSINESS

11. Review of Community Agency Funding Process: Adopt a Resolution Authorizing the Mayor to Appoint Three Members of Council to Form a Sub-Group to Work with a Committee of the Community Services Commission to Review and Discuss the Community Agency Funding Process **LB 21-047**

Staff report submitted by Assistant City Manager Ott dated October 26, 2021, was filed.

Acting Community Services Manager Lobedan introduced Management Analyst Lee who provided a synopsis of the staff report. Community Services Commissioner Arti Garg represented the Community Services Commission (CSC) on the proposed recommendation regarding the Community Agency Funding (CAF) process.

Discussion ensued among members of the City Council, City staff and Community Services Commissioner Garg regarding: process update for appropriation of cannabis revenue towards the Hayward Community Foundation; the political implication and deliberation process of the proposed joint Council/CSC CAF Review Committee; CAF process and input from agencies during the application process; and discussion to include grantees who have a history of receiving funds to help improve existing process.

There being no speakers, Mayor Halliday opened and closed the public hearing at 10:10 p.m.

Members of the City Council thanked City staff and CSC members for their work.

Council Member Salinas expressed support for the recommendation but was concerned that with limited funds to meet all needs he did not want the process to become political, and noted he understood the subcommittee would discuss vision, priorities, and give insight as to what the groupthink appears to be.

Council Member Salinas made a motion to approve the recommendation and Council Member Lamnin seconded the motion.

Council Member Lamnin, also serving as the liaison to the Community Services Commission, noted part of the goal of the subcommittee was to address political tensions, and thanked City staff and the Community Services Commission for their work.

In response to Council Member Andrews about the role of the Council Member Lamnin on the subcommittee as the CSC liaison, Mayor Halliday noted the role of Council Member Lamnin on the temporary subcommittee assignment would need to be further addressed with the City Manager, Council Member Lamnin and CSC Chair Mehdavi.

Council Member Zermeño noted he supported the motion and expressed his priorities are Hayward-centric organizations, temporary needs such as unaccompanied children and Afghan refugees, and long-term needs such as child/elder/women abuse.

Council Member Andrews suggested staff seek input by way of convening a joint session of the City Council and CSC or engage the Council through a survey to give priorities.

Council Member Wahab indicated the Council selects CSC members to vet non-profit agencies based on information provided to them, noted a survey or individual responses from members of the City Council identifying core concepts and rating them or input by one or two members would be a more effective approach in garnering feedback.

Mayor Halliday noted the subcommittee would not be making any decisions or recommendations on how funding is spent, thought the recommendation was a good suggestion to get the discussion started to get to a point where the City Council could be involved in a more meaningful discussion, and expressed she would be supporting the motion.

Council Member Andrews offered a friendly amendment to change language in the resolution to indicate the Mayor would be authorized to select “up to three (3) members” of Council and if the goal of having three members is not reached, those who opt to participate could provide a survey to remaining members of the City Council.

Council Member Salinas and Council Member Lamnin accepted the friendly amendment.

City Manager McAdoo indicated staff can do a survey regardless, noted the subcommittee meeting will be open to the public with a noticed agenda, and added that members of the City Council who are not participating can provide input to her via email on what questions should be in the survey.

Mayor Halliday asked that members interested in serving on the subcommittee should communicate their interest to the City Manager and shared similar instances in the past where advisory committees were formed to advise on CDBG funds.

It was moved by Council Member Salinas, seconded by Council Member Lamnin, and carried by the following roll call vote, to approve the resolution, with a friendly amendment authorizing the Mayor to select and appoint up to three (3) members of Council to form a sub-group and add language directing staff to engage the Council through a survey to receive feedback.



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AYES: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas,
Wahab, Zermeño
MAYOR Halliday

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 21-217, “Resolution Authorizing the Mayor to Select and Appoint Up to Three (3) Members of Council to Form a Sub-Group to Work with a Committee of the Community Services Commission to Review and Discuss the Community Agency Funding Process and Provide Recommendations to the Community Services Commission and Council for Further Consideration”

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Salinas acknowledged the Promotoras from Tiburcio Vasquez Health Center for their phenomenal job over the course of the pandemic disseminating information around COVID-19, helping marginalized neighborhoods, and organizing vaccine events.

Council Member Wahab asked for an update on the City’s plan should there be an increase in homelessness given the news about inflation expectations.

Council Member Zermeño noted Caltrans will lead a group of folks to clean Tennyson Road and I-880 exit on November 9, 2021, and thanked Assemblymember Quirk and San Leandro Council Member Cox for their support.

Council Member Andrews added that Caltrans will work with Hayward to clean up freeway exits and encouraged residents to submit customer service requests to csr.dot.ca.gov; thanked residents, HPD, Maintenance Services, Chabot College, CSUEB and Mt. Eden for attending a KHCETF event and to the landscaping team for planting 25 trees around Weekes Park.

Mayor Halliday shared she attended the 35th anniversary of the relationship between Hayward and the Funabashi Sister City in Japan, which took place via the Zoom platform.

COUNCIL REFERRALS

There were none.

ADJOURNMENT

Mayor Halliday adjourned the special meeting at 10:45 p.m.

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward