



**MINUTES OF THE SPECIAL CITY COUNCIL MEETING**  
**Council Chambers**  
**777 B Street, Hayward, CA 94541**  
**Tuesday, December 11, 2018, 7:00 p.m.**

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The Meeting of the Special City Council was called to order by Mayor Halliday at 7:00 p.m.

**SPECIAL PRESENTATIONS**

**Color Guard Flag Ceremony**

Hayward Police Department Honor Guard and Hayward Fire Department Honor Guard

**Pledge of Allegiance**

Boy Scout Troop 168

Leading the Pledge Luke Fewx

**Star-Spangled Banner**

Mt. Eden High School Choir

Director of Choir Ash Walker

Student Conductor Shaina Sunga

**Poem**

"Public Service" by Poet Laureate Bruce Roberts, read by Council Member Zermeño.

**ROLL CALL**

Present: COUNCIL MEMBERS Zermeño, Márquez, Mendall, Peixoto,  
Lamnín, Salinas

MAYOR Halliday

Absent: None

**PUBLIC COMMENTS**

Ms. Ginny Delaney, Vice Chair of the Keep Hayward Clean and Green Task Force, thanked Hayward voters and campaign volunteers for the passage of Measure T (Hayward's Real Property Transfer Tax).

Ms. Angela Andrews, Hayward resident, congratulated re-elected and elected members of the City Council and thanked Hayward voters for supporting Measure T.

Mr. Satinder Malhi, on behalf of California State University East Bay, congratulated re-elected and elected members of the City Council, and thanked Council Member Peixoto for his service to the community.

Ms. Angelica Espinoza, Chabot College student, spoke about domestic violence and the benefits of seeking counseling.

Mr. Ralph Farias Jr., Hayward resident, congratulated newly elected Council Member Wahab, and spoke about the incident where Agustin Gonzalez was allegedly shot by a Hayward police officer.

Ms. Cynthia Nunes spoke on behalf of the Gonzalez family and asked about the ongoing investigations related to the incident where Agustin Gonzalez was allegedly shot by a Hayward police officer on November 15 and passed away on November 16, 2018.

Mr. Frank Carto, Hayward resident and Agustin Gonzalez's uncle, asked for accountability and justice related to excessive use of force used with his nephew.

Ms. Karla Gonzalez, Agustin Gonzalez's mother, asked for justice and more mental health crisis intervention when police officers interact with disturbed individuals.

City Manager McAdoo, on behalf of the City, apologized for the incident and noted there were two independent investigations being conducted.

Mr. Jim Drake submitted a card but did not speak.

Ms. Peggy Guernsey, Hayward resident, spoke about the AC Transit bus route cancelations and the negative impact to riders; and thanked the Council for any assistance.

Mr. Charlie Peters, Clean Air Performance Processional's representative, spoke about an electrical outage and affected businesses, and strategies to evaluate the ethanol in gasoline.

## **ELECTION**

1. Resolution Acknowledging Receipt of Certificate of Election Results and Official Canvass of the General Municipal Election Held November 6, 2018, and Declaring the Results Thereof (Report from City Clerk Lens) **LB 18-061**

Staff report submitted by City Clerk Lens, dated December 11, 2018, was filed.

City Clerk Lens provided a synopsis of the staff report.

It was moved by Council Member Mendall, seconded by Council Member Zermeño, and carried unanimously, to approve the following:

|          |                                                                                          |
|----------|------------------------------------------------------------------------------------------|
| AYES:    | COUNCIL MEMBERS Zermeño, Márquez, Mendall, Peixoto,<br>Lamnin, Salinas<br>MAYOR Halliday |
| NOES:    | None                                                                                     |
| ABSTAIN: | None                                                                                     |
| ABSENT:  | None                                                                                     |



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Resolution 18-248, "Resolution Acknowledging Receipt of Certificate of Election Results and Official Canvass by the City Clerk of the General Municipal Election Held November 6, 2018, and Declaring the Results Thereof"

**PRESENTATION**

Mr. Daniel Taylor, Housing Authority of the County of Alameda (HACA) Special Programs Manager, on behalf of the Housing Authority of the County of Alameda, presented Council Member Peixoto with a Resolution in honor and recognition of his eight years of outstanding and dedicated service on the Housing Commission. On behalf of Alameda County Supervisor Richard Valle and the Alameda County Transportation Commission, District Director Ginny DeMartini, presented Council Member Peixoto with a Certificate of Commendation for his service on the Alameda County Transportation Commission. A Certificate of Commendation was presented to Council Member Peixoto upon completion of his second four-year term as a City of Hayward Council Member and in honor of his dedication and commitment to the community of Hayward from 2010 to 2018.

Mayor Halliday and Council Members offered words of appreciation to Council Member Peixoto in recognition of his leadership, dedication and commitment to the City of Hayward. Council Member Peixoto acknowledged the support that his wife, colleagues, supporters, Hayward Police Officers Association, Hayward Firefighters Local 1909, voters, and City staff provided to him during his campaign. Council Member Peixoto spoke about the accomplishments that occurred during his tenure and the challenges that are forthcoming such as housing related items.

**INSTALLATION**

City Clerk Lens administered the Oath of Office to Re-Elected Mayor Barbara Halliday, Re-Elected Council Member Sara Lamnin, and Council Member-Elect Aisha Wahab.

Council Member Wahab, Council Member Lamnin and Mayor Halliday offered words of appreciation to their families, colleagues, consultants, campaign committees, treasurers, central labor councils, building trades, democratic party, volunteers, City staff, supporters, Hayward Police Officers' Association, Hayward Firefighters Local 1909, Service Employees International Union Local 1021, International Federation of Professional and Technical Engineers Local 21, Chamber's Good Government Now, endorsers, and voters of Hayward. It was noted that the 2018 election was a historic time because the City had a majority female City Council.

Council Member Márquez, in her role as a volunteer and co-chair of the Committee to Protect Hayward's Future – Yes on Measure T, acknowledged volunteers, labor unions and

associations, building trades and labor council, Hayward Firefighters Local 1909, and Clifford Moss, all of whom made possible the passage of Measure T (Hayward's Real Property Transfer Tax). Council Member Mendall, in his role as co-chair of the Committee, thanked Council Member Márquez for her leadership.

Council Members congratulated the elected and re-elected members of the City Council and thanked Hayward voters for their participation.

## **LEGISLATIVE BUSINESS**

### **2. Election of Mayor Pro Tempore **LB 18-059****

Staff report submitted by City Clerk Lens, dated December 11, 2018, was filed.

It was moved by Council Member Márquez, seconded by Council Member Salinas, and carried with the following vote, to approve electing Council Member Zermeño as Mayor Pro Tempore of the City of Hayward from January 1, 2019 to December 31, 2019.

|          |                                                                                        |
|----------|----------------------------------------------------------------------------------------|
| AYES:    | COUNCIL MEMBERS Zermeño, Márquez, Mendall, Lamnin,<br>Wahab, Salinas<br>MAYOR Halliday |
| NOES:    | None                                                                                   |
| ABSTAIN: | None                                                                                   |
| ABSENT:  | None                                                                                   |

Resolution 18-249, "Resolution Authorizing the Election of Mayor Pro Tempore of the City of Hayward for 2019"

### **3. Transmittal of the Annual Mitigation Fee Act Report (AB 1600) **CONS 18-853**** (Continued to December 18, 2018)

## **CITY MANAGER'S COMMENTS**

City Manager McAdoo congratulated re-elected and elected members of the City Council on behalf of City staff.

## **COUNCIL REPORTS, REFERRALS, AND FUTURE AGENDA ITEMS**

Mayor Halliday announced the Council would be holding a meeting on December 18, 2018.

## **ADJOURNMENT**

Mayor Halliday adjourned the meeting at 9:01 p.m. and invited all to a reception in the Rotunda.



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**APPROVED**

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Barbara Halliday  
Mayor, City of Hayward

**ATTEST:**

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Miriam Lens  
City Clerk, City of Hayward