



CITY OF HAYWARD

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

Agenda - Final City Council

Tuesday, July 7, 2020

7:00 PM

Remote Participation

CITY COUNCIL MEETING

This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No. 29-20 dated March 17, 2020, and Alameda County Health Officer Order No. 20-10 dated April 29, 2020, regarding the COVID-19 pandemic.

How to observe the Meeting:

1. Comcast Channel 15
2. Live stream <https://hayward.legistar.com/Calendar.aspx>

How to submit written Public Comment:

1. Use eComment on the City's Meeting & Agenda Center webpage at <https://hayward.legistar.com/Calendar.aspx>. eComments are directly sent to the iLegislate application used by City Council and City staff. Comments received before 3:00 p.m. the day of the meeting will be exported into a report, distributed to the City Council and staff, and published on the City's Meeting & Agenda Center under Documents Received After Published Agenda. eComments received after 3:00 p.m. through the adjournment of the meeting will be included as a part of the meeting record and published the following day.

2. Send an email to List-Mayor-Council@hayward-ca.gov by 3:00 p.m. the day of the meeting. Please identify the Agenda Item Number in the subject line of your email. Emails will be compiled into one file, distributed to the City Council and staff, and published on the City's Meeting & Agenda Center under Documents Received After Published Agenda.

How to provide spoken Public Comment during the City Council Meeting:

Call the City Clerk at (510) 583-4400 prior to the close of public comment on an item as indicated by the Mayor.

CALL TO ORDER Pledge of Allegiance: Mayor Halliday

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PUBLIC COMMENTS

The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Information Items. The Council welcomes your comments and requests that speakers present their remarks in a respectful manner, within established time limits, and focus on issues which directly affect the City or are within the jurisdiction of the City. As the Council is prohibited by State law from discussing items not listed on the agenda, your item will be taken under consideration and may be referred to staff.

ACTION ITEMS

The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council Member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk any time before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.

CONSENT

1. [MIN 20-072](#) Approve the Minutes of the Special Joint City Council/Hayward Redevelopment Successor Agency Board/Hayward Housing Authority Board Meeting on June 23, 2020

Attachments: [Attachment I Draft Minutes of 6/23/2020](#)

2. [CONS 20-252](#) Adopt a Resolution Approving the Report and Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)

3. [CONS 20-264](#) Adopt a Resolution Approving Report and Assessment for Community Preservation Fees Past Due

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Community Preservation Assessments](#)

4. [CONS 20-274](#) Adopt a Resolution Approving Reports and Special Assessments for Residential Rental Inspection Program Fees Past Due

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Rental Assessments](#)

5. [CONS 20-336](#) Adopt a Resolution Authorizing the City Manager to: (1) Apply for and Enter into a Standard Agreement with the California State Department of Housing and Community Development Local Housing Trust Fund Program for an Amount Not-to-Exceed \$5 Million to Support EAH's Mission Paradise and Pimentel Place Affordable Housing Projects; and (2) Accept and Appropriate Any Awarded Funds in the Amount Not-to-Exceed \$5 Million

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)

6. [CONS 20-337](#) Adopt Resolutions: (1) Authorizing the City Manager to Execute a Cooperation Agreement to Enable the City of Hayward to Continue Participation in the Alameda County HOME Consortium for 2021-2023; and (2) Appropriating \$388,000 in HOME Investment Partnership Program (HOME) Funds to Provide Rental Assistance to Low-Income Tenants Experiencing Hardship Related to the COVID-19 Pandemic, as well as Authorizing the City Manager to Amend the Existing Agreement with Bay Area Community Services (BACS) to Add HOME Funds in an Amount Not-To-Exceed \$388,000 to Administer the Additional Rent Relief Program Funds

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution HOME Cooperative Agreement](#)
[Attachment III Resolution HOME Funds for Rent Relief](#)

7. [CONS 20-343](#) Adopt a Resolution Confirming the Report and Assessment for Delinquent Garbage Bills Incurred by Property Owners of Single-Family Residences and Authorizing the Delinquent Charges to Become a Special Assessment Against the Properties on or Before July 24, 2020

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Special Assessment Parcel List](#)

8. [CONS 20-358](#) Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with La Familia for Staffing Services at the COVID-19 Testing Center in an Amount Not to Exceed \$749,999

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)

PUBLIC HEARING

9. [PH 20-057](#) Adopt a Resolution Approving Addenda Nos. 1 through 6, Authorizing the Substitution of Subcontractors, Waiving Errors Related to Subcontractor's DIR/Contractor's Numbers and Awarding a Contract to S. J. Amoroso Construction for the Fire Station 6 and Fire Training Center Project, Project Nos. 07481 and 07482 in the Amount of \$52,397,000 (Report from Public Works Director Ameri)

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Bid Results](#)
[Attachment IV Declarations](#)

10. [PH 20-054](#) Zoning Text Amendment for Tobacco Retail Sales Establishments: Introduction of an Ordinance and Adoption of a Resolution for a Zoning Text Amendment to Chapter 10, Article 1, Section 10-1.2780, Tobacco Retail Sales Establishments, of the Hayward Municipal Code Relating to Tobacco Retail Sales Establishments (Report from Development Services Director Simpson)

Attachments: [Attachment I Staff Report](#)
[Attachment II Ordinance](#)
[Attachment III Resolution](#)
[Attachment IV Council Matrix](#)
[Attachment V Public Comments](#)
[Attachment VI 05/28/20 Planning Commission Minutes](#)

11. [PH 20-055](#) Mission Boulevard Form Based Code: Introduce an Ordinance Amending Chapter 10, Article 24 (South Hayward BART/Mission Boulevard Form Based Code), Article 25 (Hayward Mission Boulevard Corridor Form Based Code), Article 1 (Zoning Ordinance), and Article 7 (Sign Ordinance) of the Hayward Municipal Code Related to the Adoption of a Consolidated Mission Boulevard Code (Report from Development Services Director Simpson)

Attachments:

[Attachment I Staff Report](#)

[Attachment II Resolution Mission FBC](#)

[Attachment III Ordinance Mission FBC](#)

[Attachment IV Exhibit A Proposed Zoning Map Amendments](#)

[Attachment V Exhibit B Proposed Zoning Text Amendments](#)

[Attachment VI Mission Boulevard Code](#)

[Attachment VII 05/28/20 Planning Commission Minutes](#)

CITY MANAGER'S COMMENTS

An oral report from the City Manager on upcoming activities, events, or other items of general interest to Council and the Public.

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Members can provide oral reports on attendance at intergovernmental agency meetings, conferences, seminars, or other Council events to comply with AB 1234 requirements (reimbursable expenses for official activities).

COUNCIL REFERRALS

Council Members may bring forward a Council Referral Memorandum (Memo) on any topic to be considered by the entire Council. The intent of this Council Referrals section of the agenda is to provide an orderly means through which an individual Council Member can raise an issue for discussion and possible direction by the Council to the appropriate Council Appointed Officers for action by the applicable City staff.

ADJOURNMENT

NEXT SPECIAL MEETING, July 14, 2020, 7:00 PM

PUBLIC COMMENT RULES

Any member of the public desiring to address the Council shall limit her/his address to three (3) minutes unless less or further time has been granted by the Presiding Officer or in accordance with the section under Public Hearings. The Presiding Officer has the discretion to shorten or lengthen the maximum time members may speak. Speakers will be asked for their name before speaking and are expected to honor the allotted time. Speaker Cards are available from the City Clerk at the meeting.

PLEASE TAKE NOTICE

That if you file a lawsuit challenging any final decision on any public hearing or legislative business item listed in this agenda, the issues in the lawsuit may be limited to the issues that were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing.

PLEASE TAKE FURTHER NOTICE

That the City Council adopted Resolution No. 87-181 C.S., which imposes the 90-day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.

****Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. ****

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400 or TDD (510) 247-3340.

Assistance will be provided to those requiring language assistance. To ensure that interpreters are available at the meeting, interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400.

CHILDCARE WILL NOT BE PROVIDED UNTIL FURTHER NOTICE DUE TO COUNTYWIDE SHELTER-IN-PLACE ORDER.