



# CITY OF HAYWARD

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

## Action Minutes City Council

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**Tuesday, June 22, 2021**

**7:00 PM**

**Remote Participation**

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**CALL TO ORDER: Mayor Halliday**

**Pledge of Allegiance: Council Member Wahab**

### ROLL CALL

**Present:** 7 - Council Member Angela Andrews, Council Member Sara Lamnin, Council Member Elisa Marquez, Council Member Mark Salinas, Council Member Aisha Wahab, Council Member Francisco Zermeno, and Mayor Barbara Halliday

### CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session, with all Council Members present on June 22, 2021, at 5:00 p.m., regarding two items: (1) conference with labor negotiators pursuant to Government Code section 54957.6 regarding all labor groups; and (2) conference with property negotiators pursuant to Government Code section 54956.8 regarding purchase option agreement with California Community Housing Agency at 28850 Dixon Street; APN 078C-0801-001-00. City Attorney Lawson noted there was no reportable action related to Item 1. With Council Member Márquez recusing herself from discussing Item 2 because she is temporarily residing in the Cadence site while her home is being remodeled, the Council discussed Item 2 but took no reportable action.

### PRESENTATION

Eden Health District Update: Presentation by Mark Friedman, Eden Health District CEO and Mariellen Faria, Eden Health District Board Chair

### PUBLIC COMMENTS

City Clerk Lens  
Council Member Andrews

### CONSENT

1. [Approve City Council Minutes of the City Council Meeting on June 15, 2021](#)

Consent item approved

2. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Procure America for Cost Reduction Consulting Services for an Amount Not-to-Exceed \\$500,000, Over a Term of 10 Years](#)

Consent item approved

3. [Adopt a Resolution Awarding a Construction Contract to Rosas Brothers Construction for the FY21 Sidewalk Rehabilitation and Wheelchair Ramps Project in the Amount of \\$661,076 and Authorizing a Construction Contingency Change Order Budget of \\$41,924](#)

Consent item approved

4. [Adopt a Resolution Authorizing the City Manager to Execute a Pipeline Disposition Agreement with Pacific Gas & Electric Company for the Transfer of Ownership to the City of a Portion of a Decommissioned Gas Line on West Winton Avenue Along the Fire Station 6 and Fire Training Center Project](#)

Consent item approved

5. [Adopt Resolutions Authorizing the City Manager to Execute Amendment #2 with MuniServices, LLC to Extend Sales Tax Analysis and Information Services and Execute a Novation Agreement Required by Sales and Use Tax Law](#)

Consent item approved

6. [Adopt a Resolution Authorizing the City Manager to Amend the Agreement with Acclamation Insurance Management Services \("AIMS"\) as Third Party Administrator \("TPA"\) of the City of Hayward's Workers' Compensation Claims Services Extending the Term of the Contract for a Period of One Year](#)

Consent item approved

7. [Adopt a Resolution Authorizing the City Manager to Award a Contract to Root Tamers, Inc., for Sewer Root Control Services in an Amount Not-to-Exceed \\$94,498](#)

Consent item approved

8. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a One-Year Renewal of the Master Agreement and Lease with the Hayward Area Recreation and Park District for Operations and Maintenance of City Park Lands](#)

Consent item approved

9. [Adopt a Resolution Amending the FY21 Capital improvement Program Budget to Transfer and Appropriate Funds to Project Number 07267, Online Permitting, in the Amount of \\$363,469 to Increase the Total Project Budget Amount Not-to-Exceed \\$1,726,988 for the Purchase and Implementation of EnerGov Online Permitting Solution and Authorize the City Manager to Amend the Agreement with Tyler Technologies to Reflect the Revised Project Budget](#)

Consent item approved

## WORK SESSION

10. [Tuolumne River Voluntary Agreement: Presentation and Discussion of Tuolumne River Voluntary Agreement \(TRVA\) as an Alternative to the Bay-Delta Plan \(Report from Public Works Director Ameri\)](#)

Information only; no action taken.

## PUBLIC HEARING

11. [Stratford Village Prop. 218 Hearing: Proposition 218 Public Hearing to Receive and Tabulate Property Owner Ballots Regarding Formation and Levying of Assessments for the Stratford Village Flood Control Facilities Improvement Assessment District \(MD1-2021\), Adopt a Resolution Establishing the Stratford Village Flood Control Facilities Improvement Assessment District \(MD1-2021\), Approving the Final Engineer's Report, Ordering the Levy and Collection of Assessments for Fiscal Year 2022, and Appropriating the Budget \(Report from Maintenance Services Director Rullman\)](#)

Ballots received did not constitute a 50% majority plus one to approve the proposed assessment.

12. [LLAD 96-1 Assessment Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Reconfirm Maximum Base Assessment Amounts, Confirm the Assessment Diagrams and Fiscal Assessments, Order the Levy and Collection of Fiscal Assessments; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Special Revenue Funds for Consolidated Landscaping and Lighting Assessment District \(LLAD\) No. 96-1, Zones 1 through 18, for Fiscal Year 2022 \(Report from Maintenance Services Director Rullman\)](#)

A motion was made by Council Member Lamnin, seconded by Council Member Zermeno, to approve staff recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

13. [Eden Shores Maintenance District: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 2 - Eden Shores Storm Water Buffer and Facilities, for Fiscal Year 2022 \(Report from Maintenance Services Director Rullman\)](#)

A motion was made by Council Member Wahab, seconded by Council Member Marquez, to approve staff recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

## LEGISLATIVE BUSINESS

14. [Temporary Eviction Moratorium: Adoption of an Emergency Ordinance Enacting a Moratorium on Residential Evictions \(Report from Assistant City Manager Ott\)](#)

That Council adopt an Emergency Ordinance (Attachment II) establishing a temporary moratorium on residential evictions in the City of Hayward for non-payment of rent caused by the coronavirus (COVID-19) pandemic, or for a no-fault reason unless the eviction is necessary for the health and safety of the tenant or landlord effective July 1, 2021 through September 30, 2021.

**Aye:** 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

**15. [FY 2022 Salary Plan: Adopt Resolutions Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2022 and the Restoration of Furlough Time and Foregone Salary Adjustments for Fiscal Year 2021 for the International Association of Firefighters, Local 1909 and Unrepresented Executives, Management, City Manager's Office, Human Resources and City Attorney's Office Employees \(Report from Director of Finance Claussen\)](#)**

**That Council adopts a Resolution (Attachment II) approving an amendment to the City of Hayward Salary Plan for fiscal year 2022 (FY 2022), which designates all classifications and the corresponding salary range for employment in the City of Hayward as of June 21, 2021, superseding Resolution No. 21-038 and all amendments thereto. Further, that Council adopts a Resolutions (Attachment IV) approving the restoration of furlough time and foregone salary adjustments for Fiscal Year 2021 (FY 2021) for the International Association of Firefighters, Local 1909 (Local 1909) and Unrepresented Executives, Management, City Manager's Office, Human Resources and City Attorney's Office Employees (Unrepresented Employees).**

**Aye:** 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

**16. [City Manager Employment Agreement: Adopt a Resolution Approving an Amendment to the Employment Agreement Between the City of Hayward and the City Manager and Authorizing the Mayor to Execute the Amended Agreement \(Report from Finance Director Claussen\)](#)**

**That Council adopts a resolution (Attachment II) approving the amendment to the employment agreement between the City of Hayward and the City Manager and authorizing the Mayor to execute the agreement.**

**Aye:** 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

**17. [City Attorney Concessions Repayment: Adopt a Resolution Approving A Foregone Cost-Of-Living Adjustment and a One-Time Lump Sum Payment to the City Attorney \(Report from Finance Director Claussen\)](#)**

**That Council adopts a resolution (Attachment II) approving the amendment to the employment agreement between the City of Hayward and the City Attorney and authorizing the Mayor to execute the agreement.**

**Aye:** 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

**18. [City Clerk Concessions Repayment: Adopt a Resolution Approving A Foregone Cost-Of-Living Adjustment and a One-Time Lump Sum Payment to the City Clerk \(Report from Finance Director Claussen\)](#)**

**That Council adopts a resolution (Attachment II) approving the amendment to the employment agreement between the City of Hayward and the City Clerk and authorizing the Mayor to execute the agreement.**

**Aye:** 7 - Council Member Andrews, Council Member Lamnin, Council Member Marquez, Council Member Salinas, Council Member Wahab, Council Member Zermeno, and Mayor Halliday

## **ADJOURNMENT**

Mayor Halliday adjourned the meeting at 10:40 p.m.

## **NEXT MEETING, July 6, 2021, 7:00 PM**