



**CITY COUNCIL MEETING
REMOTE PARTICIPATION
Tuesday, April 27, 2021, 7:00 p.m.**

The City Council meeting was called to order by Mayor Halliday at 7:00 p.m. The meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No 29-20 dated March 17, 2020, regarding the COVID-19 pandemic. Members of the City Council, City Staff, and members of the public participated via the Zoom platform.

Pledge of Allegiance: Council Member Wahab

ROLL CALL

Present: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab, Zermeño
MAYOR Halliday
Absent: None

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 6:00 p.m., regarding public employment for the City Clerk pursuant to Government Code Section 54957. Mayor Halliday indicated there was no reportable action.

PRESENTATIONS

Mayor Halliday announced the 2021 City of Hayward Earth Day Poster and Writing Contest and welcomed all winners and their families for participating virtually. It was noted that 218 entries were received from students representing 31 Hayward schools. Council Member Márquez, who serves on the Council Sustainability Committee along with Council Member Zermeño and Mayor Halliday, noted it was the 38th Annual Earth Day Campaign. Council Member Zermeño and Council Member Márquez announced the 20 Poster and Writing Contest winners who were recognized with gift certificates. Eighteen teachers were acknowledged for their involvement and recognized with gift cards. All students were thanked for their participation and teachers for encouraging the students to participate. Mayor Halliday announced the recruitment for the Hayward Youth Commission. City Clerk Lens welcomed families of students in Spanish.

PUBLIC COMMENTS

Council Member Salinas noted he was approached by a constituent to acknowledge Arab American Heritage Month, thanked Mayor Halliday for issuing a proclamation, and read a proclamation recognizing April as Arab American Heritage Month which was presented to Mr. Omar Hashwi.

Ms. Claire Dugan spoke in support of drones for the Hayward Police Department and acknowledged privacy concerns but also noted there will be clear policies and guidelines for their use.

Ms. Elisha Crader reiterated Hayward Community Coalition (HayCoCoa) budget recommendations: fund a mental health crisis response team, move the 911 call center away from the Hayward Police Department (HPD), double the funds for homelessness and housing affordability, and create a social services department.

Mr. Stephen Schott, Bailey Ranch Homeowners Association President, objected to the proposed configuration of Hayward Boulevard and asked to wait on deciding until fire safety and other concerns have been addressed.

City Manager McAdoo noted additional community meetings will be held and further outreach will be done.

Ms. Susan Gehlke spoke about the recommendation made by the Policy Innovation Committee noting the risk of sending an unarmed clinician to a crisis situation and noted this would be a good option for a drone to surveil a situation for safety.

Ms. TJ with Hayward Concerned Citizens (HCC), advocated for an older population to be included in empathy interviews as they can provide important data based on their set of experiences with HPD, and for tools to strengthen community partnerships.

Mr. George Syrop noted Alameda County has one of the largest drone programs in the Bay Area and HPD has access to them at no cost, spoke about HayCoCoa budget recommendations, and encouraged to consider stimulus funds as opportunity to fund unmet Community Services social programs.

Ms. Suzanne Luther, Hayward Concerned Citizens member, urged Council to approve HPD's drone request and did not agree with borrowing from Alameda County when time and safety is important in emergency situations.

Mr. Tom Ferreira noted the CAT team was instituted for mental health crisis response through passage of Alameda County Measure A (2004) and spoke against the hiring freeze of 12 HPD officers to save funds for programs that are already in place such as the CAT.

Ms. Selina McManus spoke in support of HayCoCoa's budget demands, spoke about homicides in downtown despite patrols and noted the need to fund mental health services and take Youth and Family Services Bureau away from HPD.

Ms. Lacei Amodei, HayCoCoa member, reiterated HayCoCoa budget recommendations and spoke about the April 24 Healing Hayward Standing Together Against Police Violence event at City Hall.

Ms. Artavia Berry, Community Services Commissioner, asked for reconsideration of a Community Services letter sent last summer which outlined some initiatives, encouraged to build trust with the African American community by engaging them in conversations, requested



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an analysis of policy outlining banning use of deadly force and more de-escalation training for HPD officers, supported demilitarization of HPD and urged to carefully evaluate the impact of drones on members of the community.

Ms. Araceli Orozco spoke in support of HayCoCoa budget recommendations, thanked HayCoCoa for organizing the April 2, 2021 event, and supported more joint meetings of the HUSD Board and City Council.

In response to Council Member Wahab's inquiry about joint City Council and HUSD Board meetings, City Manager McAdoo shared that she and the Mayor meet regularly with the HUSD Superintendent and President and she will discuss a timeline at their next meeting. Council Member Wahab requested the next meeting be focused on student/teacher housing.

Council Member Wahab thanked Congressman Swalwell for earmarking federal funding for the Stack Center.

Council Member Zermeño disapproved some inappropriate words/terms mentioned during public comment and inquired about censorship options. Mayor Halliday reminded speakers to be mindful of using offensive language.

Council Member Lamnin shared that the next Hayward Local Agencies Committee meeting will be on May 13, 2021 via Zoom and additional housing on school properties is a topic that may be discussed in the future.

CONSENT

1. Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 4 Increasing the Professional Services Agreement with Advanced Mobility Group, Inc., by \$95,000 for a Total Not-to-Exceed Amount of \$432,500 **CONS 21-179**

Staff report submitted by Director of Public Works Ameri dated April 27, 2021, was filed.

It was moved by Council Member Márquez, 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 21-054, “Resolution Authorizing the City Manager to Execute Amendment No. 4 Increasing Funding for the Professional Services Agreement with Advanced Mobility Group, Incorporated by \$95,000 for a Total Not-to-Exceed Amount of \$432,500 for On-Call Design and Other Related Services”

2. Adopt a Resolution Accepting the Resignation of Ms. Jacquelyn Young from the Keep Hayward Clean and Green Task Force, Effective Immediately **CONS 21-215**

Staff report submitted by City Clerk Lens dated April 27, 2021, was filed.

It was moved by Council Member Márquez, 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 21-055, “Resolution Accepting the Resignation of Ms. Jacquelyn Young from the Keep Hayward Clean and Green Task Force”

PUBLIC HEARING

3. Amazon Facility: Introduce an Ordinance Related to a Zoning Text Amendment to Conditionally Permit Truck Terminals in the Industrial Park District and Adopt a Resolution Approving a Conditional Use Permit and Related Addendum for an Amazon Last Mile Delivery Facility at 2701 W. Winton Avenue. Amazon.com Services, Inc. (Applicant); Black Creek Group (Property Owner) **PH 21-038**

The item was continued to May 4, 2021.

4. Community Agency Funding: Approval of Fiscal Year 2022 Community Agency Funding Recommendations and the FY 2022 Annual Action Plan **PH 21-036**

Staff report submitted by Assistant City Manager Ott, dated April 27, 2021, was filed.

Assistant City Manager Ott introduced Community Services Manager Davis and Management Analyst Lee. Community Services Manager David provided an outline of the presentation noting the first part would cover Community Development Block Grant (CDBG) COVID-19 CARES Act Funding Update, FY 2022 Annual Action Plan, and Community Agency Funding Recommendations (General Fund: Arts & Music and Social Services); and the second part



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would include Community Agency Funding Recommendations (CDBG: Public Services and Economic Development and Infrastructure).

Community Services Manager Davis and Management Analyst Lee provided a synopsis of the first part of the presentation.

Discussion ensued among Council Members and City staff regarding: Rent Relief fund balance and the \$2,500 per family amount; the SAVE project and recommendations for funding out of the Police Department in FY 2023; and the West Coast Blues Festival and funding for the Juneteenth Celebration.

Council Member Márquez made two recommendations: ensure there is still a vetting process by Community Services Commissioners to review applications and the funding for SAVE project and funding for the Library and provide the Homelessness Housing Task Force updated statistics about how Rent Relief funds were expended.

There being no public comment, Mayor Halliday opened and closed the public hearing at 8:40 p.m.

Council Member Wahab made a motion to approve staff's recommendation.

Council Member Zermeño seconded the motion.

Members of the Community Services Commission and City staff were praised for their work and the partnership with non-profit agencies.

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

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

Resolution 21-056, "Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2022 in the Social Services Funding Category"

Resolution 21-057, “Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2022 in the Arts and Music Funding Category”

Council Member Andrews disclosed she had to recuse herself from discussing and voting on the CDBG funding recommendations as she was a member of the Downtown Streets Team Hayward Advisory Council and left the Zoom meeting at 8:45 p.m.

Council Member Zermeño and Council Member Salinas disclosed they had to recuse themselves from discussing and voting on the CDBG funding recommendations as they are members of the St. Rose Hospital Foundation Board and left the Zoom meeting at 8:45 p.m.

Management Analyst Lee provided an overview of the second presentation regarding FY 2022 CDBG Funding Recommendations (Public Services, Economic Development, and Infrastructure categories).

There being no public comment, Mayor Halliday opened and closed the public hearing at 8:50 p.m.

Council Member Wahab made a motion per staff’s recommendation.

Council Member Márquez thanked Council Member Lamnin for her work as the Community Services Commission liaison.

Council Member Wahab withdrew her motion to allow Council Member Lamnin to make the motion.

Council Member Lamnin made a motion to approve staff’s recommendation.

Council Member Wahab seconded the motion.

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

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

Resolution 21-058, “Resolution Approving and Appropriating the Community Agency Funding Recommendations for Fiscal Year 2022 in the Community Development Block Grant (CDBG) Category and Authorizing the City Manager to Apply for Federal Assistance under the Community Development Block Grant Program”

Council Members Andrews, Salinas and Zermeño rejoined the Zoom meeting at about 8:54 p.m.



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LEGISLATIVE BUSINESS

5. Federal Stimulus Funding: Adopt a Resolution Authorizing the Acceptance of the Federal Stimulus Allocation Under the American Rescue Plan Act of 2021 to Address the Economic and Fiscal Impacts of the COVID Crisis in the City of Hayward; and Provide Feedback on a More Detailed Plan and Process for Expenditure of Federal Stimulus Funding **LB 21-012**

Staff report submitted by City Manager McAdoo dated April 27, 2021, was filed.

City Manager McAdoo provided a synopsis of the staff report and acknowledged Assistant City Manager Ott and Finance Director Claussen for their work and coordination with the Executive Team and other staff members.

Discussion ensued among members of the City Council and staff regarding: May-July timeframe of when allocations to nonprofit agencies would be evaluated by the Community Services Commission and brought to City Council; repayment of employee concessions/elimination of furloughs and the complexity related to different Memoranda of Understanding (MOUs) and side letter agreements; further opportunity for the community to provide input; feasibility assessment analysis for the Weekes Library during the first appropriation; matching funds for the Stack Center; allocation of funds for First-Time Homeowner Down Payment Assistance project; Economic Development Business Recovery project allocation and how it will be tailored based on feedback from small business community; Community Agency Funding Augmentation project and arts community; winter warming shelter and hours of operations; policy for first right of refusal to purchase; foreclosure property program to provide legal and financial assistance; encampment clean-ups and purchasing equipment; building upgrades and consideration for the Animal Shelter; funding back to programs such as the murals program to deter graffiti and vandalism; community engagement; funds for maintenance/cleanup and improved landscaping; flexibility to calibrate funds for changing projects; and guidelines for expenditures.

Mayor Halliday opened the public hearing at 9:53 p.m.

Mr. Saad, SEIU representative, thanked Council for their comments on behalf of City employees.

Mayor Halliday closed the public hearing at 9:55 p.m.

Council Member Wahab made a motion per staff's recommendation.

Council Member Márquez seconded the motion.

Council Member Wahab prioritized repayment of employee concessions/elimination of furloughs, replenish General Fund reserves and offset of future revenue loss due to pandemic; and asked for more detail on shelter programs and 24/7 access, focus on needs of property owners, library services to be revamped, provide more detail on items partially approved, provide more information on economic recovery and checkpoint six months down the road for metrics of success.

Council Member Márquez acknowledged the community for its resilience; thanked the Fire Department for their leadership and partnerships with testing and vaccinations; recognized relief and support programs, and supported repayment of employee concessions/elimination of furloughs.

Council Member Andrews echoed statements about repayment of employee concessions/elimination of furloughs, asked to consider how social ills can be deterred and Maintenance Services staff supported, was interested to learn how funds will be applied for one-time implementation of pilot programs, and wanted to see hot spots that will benefit the community as it has exposed inequities in our communities.

Council Member Zermeño expressed sadness that Sunday library hours are not part of the conversation, supported additional security cameras in popular dumping grounds, was excited for all projects that are moving Hayward forward, and emphasized repayment of employee concessions/elimination of furloughs was a priority, including ensuring proper equipment and facilities.

City Manager McAdoo responded to Sunday library hours clarifying the stimulus funds are one-time funding and may be difficult to fund services the City may not be able to sustain funding on an ongoing basis.

Council Member Lamnin noted her priority for allocating dollars is displacement prevention, noted there are a few facility improvements that are employee health and safety issues, and expressed prioritizing empowering people of color for recovery programs to address long standing inequity issues.

Council Member Salinas echoed Council Member Márquez's comments about accomplishments over the last year and thanked all the partner agencies and City staff for their contributions, noted in many spaces Hayward was first and led the way, and highlighted his priorities were economic development, corridors' infrastructure, narrow the digital divide, and disaster preparedness.

Mayor Halliday appreciated the comments made by her colleagues and noted Hayward has been recognized for its efforts in meeting the needs of the community during the pandemic, thanked staff for developing the framework for Council to review and make recommendations, supported replenishing reserves and repayment of employee concessions, and cleanup efforts, asked to consider putting money back into the community by hiring residents who lost money, noted policy innovation projects are worth funding, and asked to consider reserving small amount for events that will bring the community back together.



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

NOES: None

ABSENT: None

ABSTAIN: None

Resolution 21-059, “Adopt a Resolution Authorizing the Acceptance of the Federal Stimulus Allocation under the American Rescue Plan Act of 2021 to Address the Economic and Fiscal Impacts of the COVID Crisis in the City of Hayward, and the Creation of Fund 103 to Account for Stimulus Funds”

CITY MANAGER’S COMMENTS

City Manager McAdoo announced the downtown Hayward Public Library will reopen to the public for limited express walk-in services on May 3, 2021; noted Maintenance Services staff will be back on regular shift schedules; added the plan for City Hall is to continue to provide services virtually with a partial reopening for counter services for early July and full reopening anticipated in September.

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Lamnin received confirmation that the Downtown Hayward Improvement Association secured private security to supplement HPD to provide additional visibility in downtown; gave an update on Alameda County Supervisorial Redistricting efforts and how the State is starting to launch community education with opportunities for people to provide feedback; praised faith communities for offering vaccinations; and announced the South Hayward Neighborhood Collaborative was hosting a meeting on May 6, 2021.

Council Member Andrews recognized Council Member Zermeño for his continued cleanup efforts; noted the National Association for the Advancement of Colored People (NAACP) asked her for consideration of Juneteenth observance as the City had adopted for Cesar Chavez and asked for Council support. Discussion ensued and Mayor Halliday directed staff to look into the item and bring it back for future discussion.

Council Member Wahab asked when discussion about the referral process would be coming back for future consideration and noted it will have been over a year since policy referrals could be brought forward by Council Members. City Manager McAdoo noted the item was rescheduled for the May 25, 2021 City Council meeting.

COUNCIL REFERRALS

None received.

ADJOURNMENT

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

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward