

CITY OF HAYWARD

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



CITY OF
HAYWARD
HEART OF THE BAY

Agenda

Tuesday, April 26, 2022

7:00 PM

Council Chamber and Virtual Platform (Zoom)

City Council

CITY COUNCIL MEETING

NOTICE: The City Council will hold a hybrid meeting in Council Chambers and virtually via Zoom.

How to observe the Meeting:

1. Comcast TV Channel 15
2. Live stream <https://hayward.legistar.com/Calendar.aspx>
3. YouTube Live stream: <https://www.youtube.com/user/cityofhayward>

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.

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. Documents received after 3:00 p.m. through the adjournment of the meeting will be included as part of the meeting record and published the following day.

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

Click link below to join the meeting:

<https://hayward.zoom.us/j/87686691168?pwd=enMvK25Vdk5tT1d40Ec2VTNkaTFPUT09>

Meeting ID: 876 8669 1168

Password: CC4/26@7pm

or

Dial: +1 669 900 6833 or +1 253 215 8782 or 833 548 0276 (Toll Free)

Meeting ID: 876 8669 1168

Password: 4973326760

A Guide to attend virtual meetings is provided at this link: <https://bit.ly/3jmaUxa>

CALL TO ORDER: Mayor Halliday

Pledge of Allegiance: Council Member Wahab

ROLL CALL

CLOSED SESSION ANNOUNCEMENT**Monday, April 25, 2022****Tuesday, April 26, 2022****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.

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.

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. [CONS 22-216](#) Adopt a Resolution Awarding a Contract to Bay Cities Paving & Grading, Inc., for the FY22 Pavement Improvement Project, Project No. 05239, in the Amount of \$9,528,117 and Authorizing an Administrative Change Order Budget of \$1,671,883

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

2. [CONS 22-221](#) Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Memorandum of Understanding with Hayward Area Recreation and Parks District and Hayward Unified School District to Fund and Administer the Youth Commission

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

3. [CONS 22-223](#) Adopt Resolutions 1) Approving the Project Funding Agreement between the City of Hayward and the Alameda County Transportation Commission; and 2) Approving the Cooperative Agreement with the California Department of Transportation for the Implementation of the Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution ACTC Agreement](#)
[Attachment III Resolution Caltrans Agreement](#)
[Attachment IV Location Map](#)

4. [CONS 22-225](#) Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the FY22 Sidewalk Rehabilitation and Wheelchair Ramp Project, Project No. 05318

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Sidewalk Location Map](#)
[Attachment IV Wheelchair Ramp Location Map](#)
[Attachment V District Map](#)

5. [CONS 22-230](#) Adopt a Resolution Approving the Transfer and Appropriation of \$416,000 for the Hayward Police Department Locker Room Project, Project No. 07420

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

6. [CONS 22-251](#) Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the Keyways Grading Project, Project No. 06914 at La Vista Park

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

7. [CONS 22-252](#) Adopt a Resolution Approving the Project List for FY23 Road Repair and Accountability Act Funding for the FY23 Pavement Improvement Project

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

8. [CONS 22-255](#) Adopt an Ordinance Amending Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code Rezoning Certain Property to Planned Development District in Connection with Zone Change, Vesting Tentative Map and Disposition and Development Agreement Application No. 202003054 for Parcel Group 5 Bunker Hill Development by Trumark Properties LLC

Attachments: [Attachment I Staff Report](#)
[Attachment II Summary of Published Notice](#)

9. [CONS 22-256](#) Adopt an Ordinance Amending Article 4, Chapter 10 of the Hayward Municipal Code by Amending Section 10-4.56 Related to Precise Plan Lines for Rockaway Lane from “A” Street to Russell Way

Attachments: [Attachment I Staff Report](#)
[Attachment II Summary of Published Notice](#)

WORK SESSION

Work Session items are non-action items. Although the Council may discuss or direct staff to follow up on these items, no formal action will be taken. Any formal action will be placed on the agenda at a subsequent meeting in the action sections of the agenda.

10. [WS 22-010](#) AB 481 Policy Review: Council Work Session to Review Proposed Policy Regarding the Hayward Police Department’s Funding, Acquisition, and Use of “Military Equipment”, as Defined by Assembly Bill 481 (Report from Police Chief Chaplin)

Attachments: [Attachment I Staff Report](#)
[Attachment II Policy 706 - Military Equipment](#)
[Attachment III AB 481](#)
[Attachment IV HPD Equipment List](#)

PUBLIC HEARING

11. [PH 22-020](#) Community Agency Funding: Approval of Fiscal Year 2023 Community Agency Funding Recommendations, the FY 2023 Annual Action Plan, and City of the Hayward Community Development Block Grant Community Participation Plan (Report from Assistant City Manager Ott)

Attachments: [Attachment I Staff Report](#)
[Attachment II FY 2023 Funding Recommendations](#)
[Attachment III FY 2023 Resolution ARPA Funding](#)
[Attachment IV FY 2023 Resolution Social Services Funding](#)
[Attachment V FY 2023 Resolution Arts & Music Funding](#)
[Attachment VI FY 2023 Resolution CDBG Funding](#)
[Attachment VII FY 2022 Resolution Arts & Music Recovery Funding](#)

LEGISLATIVE BUSINESS

12. [LB 22-011](#) Strategic Roadmap Update: Adopt a Resolution Approving the Updated Strategic Roadmap for the FY2023 Budget (Report from City Manager McAdoo)

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Strategic Roadmap for Adoption](#)
[Attachment IV Retreat Summary](#)

INFORMATIONAL ITEMS

Information items are presented as general information for Council and the public, and are not presented for discussion. Should Council wish to discuss or take action on any of the "information" items, they will direct the City Manager to bring them back at the next Council agenda as an Action Item.

13. [RPT 22-035](#) Informational Report on Publicly Available Art in the City of Hayward

Attachments: [Attachment I Staff Report](#)
[Attachment II Art at Hayward Library](#)
[Attachment III Mural Guide](#)

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 MEETING, May 3, 2022, 7:00 PM

PUBLIC COMMENT RULES

Any member of the public desiring to address the Council shall limit their remarks 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 City website, Cable Channel 15 - KHRT, and YouTube.****

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 cityclerk@hayward-ca.gov.

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.



CITY OF HAYWARD

Hayward City Hall
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File #: CONS 22-216

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Awarding a Contract to Bay Cities Paving & Grading, Inc., for the FY22 Pavement Improvement Project, Project No. 05239, in the Amount of \$9,528,117 and Authorizing an Administrative Change Order Budget of \$1,671,883

RECOMMENDATION

That the Council adopts the attached resolution (Attachment II) approving Addendum No. 1 consisting of revisions to the plans and specification for the FY22 Pavement Improvement Project (PIP) and awarding the contract for the project to Bay Cities Paving & Grading, Inc., in the amount of \$9,528,117 and authorizing an administrative change order budget of \$1,671,883.

SUMMARY

The FY22 PIP calls for the rehabilitation of sixty-five (65) street sections and preventive maintenance of thirty-four (34) street sections for a total of ninety-eight (98) street sections. The proposed improvements will repair failed pavement sections and improve street surfaces.

On March 22, 2022, the project received seven (7) bids. All bids were over the engineer's estimate. At \$9,528,117, the low bid received is \$28,117 or 0.3% over the engineer's estimate of \$9,500,000. Because the low bid is close to the engineer's estimate, it provides an opportunity to add other street sections to take advantage of the reasonable unit prices and available budget, including cost savings from last year's paving project, FY21 PIP.

Staff recommends award of the contract to the responsible low bidder, Bay Cities Paving & Grading, Inc. (Bay Cities), in the amount of \$9,528,117 and authorizing a potential administrative change order budget of \$1,671,883 to be used at the discretion of the Public Works Director to add additional street segments to the project, including West Winton Avenue, from Hesperian Boulevard to Santa Clara Street, and Industrial Parkway West, from Ruus Road to Stratford Road.

The project budget of \$11,900,000 is funded via the Gas Tax, Measure B, Measure BB, Vehicle Registration Fees, and FY22 anticipated Road Repair and Accountability Act (RRAA) (SB1) funds.

File #: CONS 22-216

ATTACHMENTS

Attachment I Staff Report
Attachment II Resolution



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TO: Mayor and City Council

FROM: Director of Public Works

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The project budget of \$11,900,000 is funded via the Gas Tax, Measure B, Measure BB, Vehicle Registration Fees, and FY22 anticipated Road Repair and Accountability Act (RRAA) (SB1) funds.

BACKGROUND

On May 4, 2021¹, staff recommended Council approve a project list for the SB1 FY22 PIP Funding. A resolution was required to submit an application to the California Transportation Commission (CTC) to receive \$2,900,000 in funding for pavement improvement.

On June 1, 2021², staff recommended Council adopt a resolution authorizing the City Manager to execute Amendment No. 3 to the Professional Services Agreement (PSA) with Pavement Engineering, Inc., (PEI) for engineering services associated with the FY22 PIP. The scope of work for PEI is limited to engineering review, pavement evaluation, measurement of field quantities, curb ramp design, and construction support.

At the October 27, 2021³ Council Infrastructure Committee (CIC) meeting, staff presented the FY22 PIP including street selection criteria, treatment types, and budget allocations.

On February 22, 2022⁴, Council approved the plans and specifications for the FY22 PIP and called for bids to be received on March 22, 2022.

On March 22, 2022, seven (7) bids were received, all above the Engineer's Estimate. At \$9,528,117 the low bid submitted by Bay Cities of Concord, is \$28,117, or 0.3%, above the Engineer's Estimate of \$9,500,000. Azul Works, Inc., of San Francisco, submitted the second lowest bid in the amount of \$9,575,515 which is 0.8% above the Engineer's Estimate.

The PIP involves one of four types of treatments:

Pavement Rehabilitation:

- 1) Standard overlay of the existing street pavement with new Hot Mix Asphalt surfacing.
- 2) Cold-In-Place Recycling (CIR), which involves removing the top layer of asphalt, mixing the removed aggregates with a recycling agent and other additives on-site, replacing this pavement material onto the same roadway, then applying a Hot Mix Asphalt overlay.
- 3) Full Depth Reclamation (FDR), which consists of pulverizing and mixing distressed asphalt and underlying pavement materials with or without the addition of stabilizing agents; using the resulting material as a base for the renewed pavement structure and adding a new Hot Mix Asphalt cap.

Preventive Maintenance:

- 4) Varying combinations of: crack sealing, 6" spot repair and micro-surfacing.

Street selection for the PIP is based on staff's analysis using several criteria described below:

¹ <https://hayward.legistar.com/LegislationDetail.aspx?ID=4930432&GUID=0C5DEE9E-D5D9-45A2-91D3-38D2970DBD11&Options=&Search=>

² <https://hayward.legistar.com/LegislationDetail.aspx?ID=4968964&GUID=D49FD41C-BC73-4E3A-8CCF-AE9B9B69C4A2&Options=&Search=>

³ <https://hayward.legistar.com/LegislationDetail.aspx?ID=5194000&GUID=6DCAC115-B174-42F8-AF0E-0A0D1621F162&Options=&Search=>

⁴ <https://hayward.legistar.com/LegislationDetail.aspx?ID=5459679&GUID=123085C3-8CAB-4B36-942A-A689D5786F9C&Options=&Search=>

- **Technology** – The Pavement Management Program (PMP)⁵ evaluates current and predicts future roadway conditions. It provides logical and efficient methods of identifying street rehabilitation needs. It also determines the most cost-effective allocation of funds to the street segments needing preventive maintenance, rehabilitation or reconstruction. Staff utilized the PMP to compile an initial list of recommended streets. This list is then revised to consider other criteria and project budget allocation parameters.
- **Social Equity** – Whether a particular area of the City has received its fair share of improvements in the past.
- **Internal Reports** - Reports from the City’s Maintenance Services staff on streets needing repair were considered.
- **Council Members Input** – Council member requests for selecting streets were considered.
- **Public Input** - Public requests for selecting streets were considered.
- **Geographic Location** – Selecting streets in close vicinity to help lower construction bids was considered.
- **Funding Availability** – Available funding and potential for obtaining outside grant funding was evaluated.

The Pavement Condition Index (PCI) is an overall rating of road conditions. The PCI of each arterial and collector street segment is evaluated by an independent third-party every other year, and each residential street segment is evaluated every five years.

<u>PCI Rating</u>	<u>Description</u>
100	This rating is given to newly constructed or rehabilitated roadways.
85 - 99	Highly functional roadway. No action required.
70 - 85	Roadway can be maintained ("preventive maintenance") with crack sealing, slurry seals, micro-surfacing, and some minor, localized pothole repairs. As the roadway pavement ages, preventive maintenance may not be effective after a few maintenance cycles.
40 - 70	Extensive "dig-outs," grinding, fabric, or asphalt overlays may be required to maintain (or "rehabilitate") roadway.

⁵ The PMP is a Metropolitan Transportation Commission (MTC) recommended software program.

0 - 40	Roadway requires complete reconstruction using full depth reconstruction, cold in place recycling, or hot in-place recycling methods. If a street deteriorates beyond certain points, it becomes progressively more expensive to bring that street back to the desired standard.
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As part of the 2018 Capital Improvement Program (CIP) agenda item at the November 26, 2017⁶ CIP meeting, Council reviewed and agreed to the following budget allocations for annual pavement improvement projects:

- Minimum 20% for preventive maintenance (streets with PCI of 70-85).
- Minimum 15% for streets located in Industrial Hayward as recommended by the Economic Development Strategic Plan in 2014.
- Minimum 10% for deteriorated streets (streets with PCI of 0-30).

DISCUSSION

Based on staff's analysis using the criteria described above, the project parameters are as follows:

Project Budget Allocation	Goal	Current Performance	Difference
Preventive Maintenance Treatment	20% minimum	20%	0%
Streets Located in Industrial Hayward	15% minimum	25%	10%
Streets with PCI Less than 30	10% minimum	35%	25%

The project budget allocation is geared towards streets in very poor condition (PCI less than 30) due to various reasons:

- Including streets in very poor condition with high number of resident requests in order to improve and increase equity in distribution of City services (Carroll Ave, Amador St, Elmhurst St, Southgate St, Flagg St, Laurel Ave, and West Winton Ave).
- The establishment of the Old Highlands (OHHA) Assessment District requires the inclusion of streets from the area (Grandview Ave, Campus View Way, and New Dobbel Ave) which are in poor condition.

This selection requires both judgement and experience. Staff has engaged an experienced consultant, PEI, to confirm the selection of streets segments, the approximate level of treatment for each and provide engineering support services.

This Project will include 5.8 miles of bike lane striping at the following locations:

⁶ <https://hayward.legistar.com/LegislationDetail.aspx?ID=3162145&GUID=271A23E5-9011-4B2B-9B73-9C315A0FDD1&Options=&Search=>

- Amador St, Elmhurst St to Jackson St (0.6 miles)
- Calaroga Ave, Tennyson Rd to Peterman Ave (1.5 miles)
- Cathy Wy, Hesperian Blvd to Calaroga Ave (0.3 miles)
- West Winton Ave, from UPRR to West End (connecting to Hayward Regional Shoreline) (3.4 miles)

This project is categorically exempt from environmental review under Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

On November 15, 2016^[1], Council passed a resolution authorizing a Community Workforce Agreement (CWA) with the Alameda County Building Trades Council (BTC), which applies to City projects with construction costs of \$1,000,000 or more. The agreement requires contractors to use local union hiring halls, encourages contractors to employ Hayward residents or Hayward Unified School District graduates, and requires hired workers to pay union dues and other benefit trust fund contributions, etc. The construction cost estimate for the FY22 PIP is more than \$1,000,000 so therefore the CWA agreement applies to this project.

ECONOMIC IMPACT

The project will have a positive impact on the community by improving paving condition, upgrading curb ramps to ADA standards, striping to improve visibility at crosswalks and improving bike lane striping.

FISCAL IMPACT

Estimated project costs are as follows:

• Design and Contract Administration	\$400,000
• Construction Inspection and Testing	\$300,000
• Bay Cities Paving & Grading's Construction Bid	\$9,528,000
• Construction Contingency	<u>\$1,671,883</u>
	Total: \$11,900,000

The estimated project funding sources are as follows:

• 210 - Gas Tax	\$2,082,000
• 211 – RRAA (SB1)	\$2,900,000
• 212 - Measure BB – Local Transportation	\$1,900,000
• 215 - Measure B – Local Transportation	\$3,793,000
• 218 – Vehicle Registration Fee	\$825,000
• 450 – Street System Improvements	<u>\$400,000</u>
	Total: \$11,900,000

STRATEGIC ROADMAP

^[1] <https://hayward.legistar.com/MeetingDetail.aspx?ID=504356&GUID=BBB3510A-72A9-4C24-ADA5-97D40B48097B&Options=info|&Search=workforce>

This agenda item supports the Strategic Priority of Improve Infrastructure. Specifically, this item relates to the implementation of the following project(s):

- Project 5, Part 5a: Maintain Pavement Condition Index (PCI) at 70.
- Project 5, Part 5c: Construct various OHHA Pavement Improvements

SUSTAINABILITY FEATURES

The project requires the contractor to recycle all construction and demolition debris generated from the project.

This project is consistent with City’s Complete Streets Policy and improves travel for all users including:

- Improved pavement for motorists
- Additional bike lanes and sharrows for bicyclists
- More visible pavement markings for pedestrians, including near school zones
- New or upgraded curb ramps to meet the recently revised Caltrans standards for pedestrians

The project satisfies the following General Plan policies:

- PFS-7.10 Recycled Products or Processes for Capital Projects
- HQL-2.5 Safe Routes to School
- HQL-2.6 Education on Sharing the Road
- M-1.7 Eliminate Gaps (in pedestrian networks)
- M-3.1 Serving All Users
- M-5.1 Pedestrian Needs
- M-5.6 Safe Pedestrian Crossings
- M-6.2 Encourage Bicycle Use

PUBLIC CONTACT

Following the award of the construction contract, a preliminary notice explaining the project will be posted and distributed to all residents and businesses along the affected streets. After the construction work has been scheduled, signs on barricades will be posted seventy-two hours prior to commencement of work indicating the date and time of work for each street. Residents will be advised to park their vehicles on side streets outside of the work area during the period when the streets are being treated.

NEXT STEPS

May 2022	Start of Construction
October 2022	End of Construction

Prepared by: Yama Farouqi, Associate Civil Engineer
Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:

A handwritten signature in black ink, appearing to read 'K. McAdoo', written in a cursive style.

Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION AWARDING A CONTRACT TO BAY CITIES PAVING & GRADING, INC., FOR THE FY22 PAVEMENT IMPROVEMENT PROJECT, PROJECT NO. 05239.

WHEREAS, by resolution on February 22, 2022, the City Council approved the plans and specifications for the FY22 Pavement Improvement Project, Project No. 05239, and called for bids to be received on March 22, 2022; and

WHEREAS, on March 15, 2022, Addendum No. 1 was provided to revise the plans and specifications; and

WHEREAS, on March 22, 2022, seven (7) bids were received, ranging from \$9,528,117 to \$11,272,160; Bay Cities Paving & Grading, Inc., of Concord, California submitted the low bid in the amount of \$9,528,117, which is 0.3% above the engineer's estimate of \$9,500,000; and

WHEREAS, the Administrative Change Order (ACO) or contingency budget of \$1,671,883 was not disclosed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that Bay Cities Paving & Grading, Inc., is hereby awarded the contract for the FY22 Pavement Improvement Project, Project No. 05239, in the amount of \$9,528,117 in accordance with the plans and specifications adopted therefore and on file in the office of the City Clerk of the City of Hayward at and for the price named and stated in the bid of the hereinabove specified bidder, and all other bids are hereby rejected.

BE IT FURTHER RESOLVED that the expenditure of \$1,671,883 for Administrative Change Orders is hereby authorized.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute the contract with Bay Cities Paving & Grading, Inc., in the name of and for and on behalf of the City of Hayward, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



CITY OF HAYWARD

Hayward City Hall
777 B Street
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File #: CONS 22-221

DATE: April 19, 2022

TO: Mayor and City Council

FROM: City Manager

SUBJECT

Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Memorandum of Understanding with Hayward Area Recreation and Parks District and Hayward Unified School District to Fund and Administer the Youth Commission

RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute a Memorandum of Understanding (MOU) with the Hayward Area Recreation and Parks District (HARD) and Hayward Unified School District (HUSD) to fund and administer the Hayward Youth Commission and provide youth in the City with a means of communicating their concerns, needs, and opinions to HARD, HUSD, and the City.

SUMMARY

This staff report is to authorize the approval of an MOU for the Youth Commission. While the Youth Commission has operated since 1992 as a partnership between HARD, HUSD, and the City, it has done so without a formal operating agreement beyond the resolutions adopted by each agency. The MOU will generally formalize the partnership, establish clearer responsibilities and roles for each agency and the staff advisors to the Commission, nominally increase the annual financial support each agency provides to the Commission, and allow the financial support to roll over from fiscal year to fiscal year.

ATTACHMENTS

Attachment I Staff Report
Attachment II Resolution



DATE: April 19, 2022

TO: Mayor and City Council

FROM: City Manager

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This staff report is to authorize the approval of an MOU for the Youth Commission. While the Youth Commission has operated since 1992 as a partnership between HARD, HUSD, and the City, it has done so without a formal operating agreement beyond the resolutions adopted by each agency. The MOU will generally formalize the partnership, establish clearer responsibilities and roles for each agency and the staff advisors to the Commission, nominally increase the annual financial support each agency provides to the Commission, and allow the financial support to roll over from fiscal year to fiscal year.

BACKGROUND

The Hayward Youth Commission (HYC) was established on September 22, 1992, by City Council via Resolution No. 92-277. The City of Hayward, HUSD, and HARD participated in the development and endorsed the establishment of the HYC. Currently, all three agencies participate in the selection of Commissioners, staff the Commission, and financially support the Commission with an annual contribution of \$1,000 per agency. The City serves as the fiscal agent for the Hayward Youth Commission.

The Hayward Youth Commission advises HARD, HUSD, and the City on issues that affect and are of interest or concern to youth in the Hayward community. The HYC body composition

for the 2022 year comprises ten alternate and 19 commissioner members, ranging from 13 to 20 years old. Commissioners are appointed upon the recommendation of a six-member interview panel made of two elected officials from each participating agency. Commissioners meet on the 1st and 3rd Monday of each month to provide perspectives on policy issues concerning safety, health, environment, education, and teen resources to help the City Council understand matters that may affect Hayward youth.

HYC members work on various projects and activities throughout the year, e.g., identifying youth needs and organizing youth speak-outs and conferences. Additionally, HYC members actively promote and engage in leadership, development, and volunteer activities throughout the community, some of which include:

- Adopt-a-Block Earth Day Clean Up
- Annual Youth Conference
- Annual Youth Fair
- Annual Youth Summit
- Covid-19 Safe Earth Day
- Facebook Youth Councils Program
- Fundraising for the Hayward Homeless Shelter
- Hayward Animal Shelter Day of Service
- Heritage Plaza Clean up
- Keep Hayward Clean & Green Clean-up Events
- Racial Equity Training

The variety of activities allows for enhanced individual development as it provides youth with opportunities to enact real change in their community. This partnership allows the City to grow future leaders, supports the City's youth volunteer opportunities, and introduces younger residents to the democratic process.

DISCUSSION

In February of this year, during the Hayward Local Agencies Committee (HLAC) meeting, staff introduced a MOU to be formalized and adopted for the period of July 1, 2021 through July 30, 2023. While the Hayward Youth Commission has operated since 1992 as a partnership between HARD, HUSD, and the City, it has done so without a formal operating agreement beyond the resolutions adopted by each agency. The MOU will formalize the partnership, establish clearer responsibilities and roles for each agency and staff advisors to the Commission, nominally increase the annual financial contribution each agency provides to the Commission, and allow the financial support to carry forward from fiscal year to fiscal year.

FISCAL IMPACT

The MOU requests an additional \$500 in annual contribution to fund Hayward Youth Commission activities for a total annual contribution of \$1,500 per agency. The additional \$500 for this year will be absorbed into the existing FY 2022 budget, and included in budget

proposals in subsequent fiscal years. The MOU is stated retroactively to ensure the HYC receives funding for this year's activities.

STRATEGIC ROADMAP

This agenda is a routine operational item and does not directly relate to any of the six priorities outlined in the Council's Strategic Roadmap.

NEXT STEPS

Following Council approval of the attached resolution, the City Manager will negotiate and execute a MOU between the City of Hayward, HARD, and HUSD. The Youth Commission will continue to meet and conduct its business.

Prepared by: Bryant Duong, Graduate Intern

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A MEMORANDUM OF UNDERSTANDING WITH THE HAYWARD AREA RECREATION AND PARKS DISTRICT AND HAYWARD UNIFIED SCHOOL DISTRICT TO ADMINISTER THE YOUTH COMMISSION

WHEREAS, the Hayward Youth Commission (HYC) was established in 1992 and serves an essential role in ensuring that youth residents have a voice in influencing HARD, HUSD, and City policy and services; and

WHEREAS, participation in the Youth Commission provides youth exposure to the democratic process and volunteer opportunities for community enrichment; and

WHEREAS, despite ongoing collaboration between the three sponsor agencies to support the Youth Commission, an agreement formalizing the roles and responsibilities of each agency has not yet been established.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hayward, that the City Manager is hereby authorized and directed to negotiate and execute a Memorandum of Understanding(MOU) with the Hayward Area Recreation and Parks District and Hayward Unified School District for the administration of the Hayward Youth Commission and provide youth in the City with a means of communicating their concerns, needs, and opinions to HARD, HUSD, and the City; and

BE IT FURTHER RESOLVED that the MOU shall be retroactive to July 1, 2021, and shall provide for an annual contribution of \$1,500 from each of the three partnering agencies to fund the Hayward Youth Commission activities.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



CITY OF HAYWARD

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

File #: CONS 22-223

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt Resolutions 1) Approving the Project Funding Agreement between the City of Hayward and the Alameda County Transportation Commission; and 2) Approving the Cooperative Agreement with the California Department of Transportation for the Implementation of the Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project

RECOMMENDATION

That Council adopts two resolutions (Attachments II and III) authorizing the City Manager to execute the Project Funding Agreement with Alameda County Transportation Commission (ACTC) for the obligation of funds for the SR-92 Clawiter-Whitesell Interchange Upgrade Project; and authorizing the City Manager to execute the Cooperative Agreement with the California Department of Transportation (Caltrans) for the Implementation of the Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project (Project).

SUMMARY

Project Funding Agreement (PFA) with the ACTC

On July 26, 2018, the ACTC approved \$440,000 in Measure BB funding to advance the Planning and Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project. In order to receive this funding and to define the roles and responsibilities of the ACTC and the City of Hayward, a PFA is required to be approved. The estimated cost of the Planning and Scoping Phase of the Project is \$640,000. The City will contribute \$200,000 to the Project as a local match.

Cooperative Agreement with Caltrans

The proposed Project is located on State Route SR-92 at the existing Clawiter Road interchange. Since Caltrans owns and operates the SR-92, a Cooperative Agreement between the City and Caltrans is required. The Cooperative Agreement will enable Caltrans oversight on the Planning and Scoping Phase of the Project, allocate cost of Caltrans staff time, as well as formalize the process of review and approval of the Project Study Report-Project Development Support (PSR-PDS) document by Caltrans. The PSR-PDS document will provide preliminary engineering, initial cost estimates and planning level environmental review of the Project.

File #: CONS 22-223

ATTACHMENTS

- Attachment I Staff Report
- Attachment II Resolution - ACTC Agreement
- Attachment III Resolution - CalTrans Agreement
- Attachment IV Location Map



DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: Adopt Resolutions 1) Approving the Project Funding Agreement between the City of Hayward and the Alameda County Transportation Commission; and 2) Approving the Cooperative Agreement with the California Department of Transportation for the Implementation of the Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project

RECOMMENDATION

That Council adopts two resolutions (Attachments II and III) authorizing the City Manager to execute the Project Funding Agreement with Alameda County Transportation Commission (ACTC) for the obligation of funds for the SR-92 Clawiter-Whitesell Interchange Upgrade Project; and authorizing the City Manager to execute the Cooperative Agreement with the California Department of Transportation (Caltrans) for the Implementation of the Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project (Project).

SUMMARY

Project Funding Agreement (PFA) with the ACTC

On July 26, 2018, the ACTC approved \$440,000 in Measure BB funding to advance the Planning and Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project. In order to receive this funding and to define the roles and responsibilities of the ACTC and the City of Hayward, a PFA is required to be approved. The estimated cost of the Planning and Scoping Phase of the Project is \$640,000. The City will contribute \$200,000 to the Project as a local match.

Cooperative Agreement with Caltrans

The proposed Project is located on State Route SR-92 at the existing Clawiter Road interchange. Since Caltrans owns and operates the SR-92, a Cooperative Agreement between the City and Caltrans is required. The Cooperative Agreement will enable Caltrans oversight on the Planning and Scoping Phase of the Project, allocate cost of Caltrans staff time, as well as formalize the process of review and approval of the Project Study Report-Project Development Support (PSR-PDS) document by Caltrans. The PSR-PDS document will provide preliminary engineering, initial cost estimates and planning level environmental review of the Project.

BACKGROUND

This project proposes to extend Whitesell Street over SR-92 to create a new SR-92/Whitesell diamond interchange and would terminate and intersect at Clawiter Road just south of SR-92. The new four-lane Whitesell overcrossing structure would implement Complete Streets with bike lanes, sidewalks, and signalized intersections. The existing SR-92/Clawiter interchange would be modified by eliminating the eastbound on and off ramps, yet maintain the westbound off and on ramps.

Hayward's industrial zones, manufacturing sites, and office parks just west of I-880 suffer from lack of truck access due to prolonged congestion periods on several major arterials, such as Winton Avenue, Clawiter Road, Depot Road, and the regional routes, such as I-880 and SR-92, which is limiting economic development. Whitesell Street Improvements (Phase 1), and SR-92/Clawiter Reliever Route project was completed by the City, but it only benefits local circulation. The existing SR-92/Clawiter interchange is deficient for existing traffic conditions because the existing overcrossing only provides for one lane in each direction and Clawiter/off-ramp intersections do not accommodate for left-turn storage at peak times. Also, there is sidewalk only on one side and no provisions for bikes on the overcrossing and the approaches on each side of the bridge provide no sidewalk or bike facilities.

The budget for the Scoping Phase is \$640,000. ACTC Measure BB is funding \$440,000 and the City share is \$200,000.

DISCUSSION

This Project will provide a local reliever route between SR-92 and I-880, and would significantly improve access to and from industrial complexes, manufacturing sites, and office parks north and south of SR-92 and west of I-880. It would also relieve congestion on SR-92, I-880, and major arterials in the area. The proposed SR-92/Clawiter diamond interchange project will improve access and traffic operations with a new four-lane Whitesell overcrossing structure and new diagonal on and off ramps that provide adequate left-turn storage at the intersection. Also, the Whitesell overcrossing and extension will provide Class II bike lanes and sidewalks for bicyclists and pedestrians travelling along this local road. The modified SR-92/Clawiter interchange, which would eliminate the eastbound on and off ramps yet maintain westbound on and off ramp access to and from SR-92, will improve the on/off ramp intersection and allow the implementation of City and Caltrans complete streets policies. The project would also realign Baywater Avenue to accommodate the new westbound on and off ramps. These interchange improvements and new local road connections support the economic development of the industrial complexes and office parks and improves truck access and circulation to and from SR-92 and I-880.

On July 26, 2018, the ACTC approved \$440,000 in Measure BB funding to advance the Planning and Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project. In order to receive this funding and to define the roles and responsibilities of the ACTC and the City of Hayward, a PFA is required to be approved.

Since Caltrans owns and operates the SR-92, a Cooperative Agreement between the City of Hayward and Caltrans is required. The Cooperative Agreement will enable Caltrans oversight on the Planning and Scoping Phase of the Project, allocate cost of Caltrans staff time, as well as formalize the process of review and approval of the PSR-PDS document by the Caltrans.

ECONOMIC IMPACT

The overall transportation system will be more efficient; thus, reducing travel time while creating positive economic and health benefits and reduction of greenhouse gas emissions.

FISCAL IMPACT

This item has a total project budget of \$640,000. ACTC will reimburse \$440,000 of the cost. The remaining \$200,000 is budgeted in the City's Street System Improvements Fund (Fund 450).

STRATEGIC ROADMAP

This item supports Council's strategic priority of Improve Infrastructure.

SUSTAINABILITY FEATURES

There are no sustainability features associated with this action.

PUBLIC CONTACT

There is no public contact associated with this action.

NEXT STEPS

If Council approves this request, the City Manager will have signature authority to execute the PFA with ACTC and the Cooperative Agreement with Caltrans.

Prepared by: Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE PROJECT FUNDING AGREEMENT WITH ALAMEDA COUNTY TRANSPORTATION COMMISSION (ACTC) FOR THE OBLIGATION OF FUNDS FOR THE SR-92 CLAWITER-WHITESSELL INTERCHANGE UPGRADE PROJECT

WHEREAS, on July 26, 2018, the ACTC approved \$440,000 in Measure BB funding to advance the Planning and Scoping Phase of the SR-92 Clawiter-Whitesell Interchange Upgrade Project; and

WHEREAS, in order to receive this funding and to define the roles and responsibilities of the ACTC and the City of Hayward, a Project Funding Agreement is required to be approved; and

WHEREAS, the estimated cost of the Planning and Scoping Phase of the Project is \$640,000, and the City of Hayward will contribute \$200,000 to the Project as a local match.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hayward that the City Manager is hereby authorized to execute the Project Funding Agreement with ACTC for the SR-92 Clawiter-Whitesell Interchange Upgrade Project, in a form approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE THE COOPERATIVE AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS) FOR THE IMPLEMENTATION OF THE SCOPING PHASE OF THE SR-92 CLAWITER-WHITESSELL INTERCHANGE UPGRADE PROJECT

WHEREAS, the SR-92 Clawiter-Whitesell Interchange Upgrade Project (Project) is located on the State Route SR-92 at the existing Clawiter Road interchange; and

WHEREAS, the Project involves extension of Whitesell Street over SR-92 to create a new SR-92/Whitesell diamond interchange and would terminate and intersect at Clawiter Road just south of SR-92 ; and

WHEREAS, since Caltrans owns and operates the SR-92, a Cooperative Agreement between the City of Hayward and Caltrans is required; and

WHEREAS, the Cooperative Agreement will enable Caltrans oversight on the Planning and Scoping Phase of the Project, allocate cost of Caltrans staff time, as well as formalize the process of review and approval of the Project Study Report-Project Development Support (PSR-PDS) document by Caltrans; and

WHEREAS, the PSR-PDS document will provide preliminary engineering, initial cost estimates and planning level environmental review of the Project.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hayward that the City Manager is hereby authorized to execute the Cooperative Agreement with Caltrans for the SR-92 Clawiter-Whitesell Interchange Upgrade Project, in a form approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:




ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Conceptual Sketch: R: SR-92 Clawiter Rd. and Whitesell St. Interchange Modification

LEGEND

-  LOCAL ROAD IMPROVEMENTS
-  AT GRADE IMPROVEMENTS
-  PROPOSED BRIDGE



PROPOSED IMPROVEMENTS



EXISTING CONDITIONS



CITY OF HAYWARD

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

File #: CONS 22-225

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the FY22 Sidewalk Rehabilitation and Wheelchair Ramp Project, Project No. 05318

RECOMMENDATION

That Council adopts a resolution (Attachment II) approving the plans and specifications for the FY22 Sidewalk Rehabilitation and Wheelchair Ramps Project No. 05318 (Project) and calling for bids to be received on May 24, 2022.

SUMMARY

This Project is a continuation of the City's Annual Sidewalk Repair Program (Program) that began in 2001. The City is currently divided into ten districts for the purpose of the Program (Attachment V). Two districts, 2 and 3, will be the focus of this year's program to address continuous repair and improvement needs. Attachment III depicts the repair locations in the districts covered in this year's project.

The project budget is \$1,050,000 and is included in the FY22 Capital Improvement Program (CIP). The Project includes 176 locations for sidewalk repair and installation of approximately 57 wheelchair ramps. The proposed improvements will repair damaged sections of sidewalks and increase pedestrian mobility.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Sidewalk Location Map
Attachment IV	Wheelchair Ramp Location Map
Attachment V	Districts Map



DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the FY22 Sidewalk Rehabilitation and Wheelchair Ramp Project, Project No. 05318

RECOMMENDATION

That Council adopts a resolution (Attachment II) approving the plans and specifications for the FY22 Sidewalk Rehabilitation and Wheelchair Ramps Project No. 05318 (Project) and calling for bids to be received on May 24, 2022.

SUMMARY

This Project is a continuation of the City's Annual Sidewalk Repair Program (Program) that began in 2001. The City is currently divided into ten districts for the purpose of the Program (Attachment V). Two districts, 2 and 3, will be the focus of this year's program to address continuous repair and improvement needs. Attachment III depicts the repair locations in the districts covered in this year's project.

The project budget is \$1,050,000 and is included in the FY22 Capital Improvement Program (CIP). The Project includes 176 locations for sidewalk repair and installation of approximately 57 wheelchair ramps. The proposed improvements will repair damaged sections of sidewalks and increase pedestrian mobility.

BACKGROUND

When the Sidewalk Repair Program was initiated, the City was divided into ten districts (Attachment V) to facilitate the selection of sidewalk areas for repairs during each year of a ten-year cycle. Although significant progress was made during that first cycle, funding was inadequate to complete all the necessary sidewalk repairs in all of the ten districts. Because there has been significant progress on addressing repair backlogs, recent projects have included two districts. This year, the work will be performed in two districts, 2 and 3.

The Program for the repair of damaged concrete sidewalks consists of two components, each performed under separate construction contracts. City staff conducted a sidewalk survey in these districts to identify the number and location of sidewalk repairs. The first contract, which is currently being processed under the City Manager's contract authority, will remove tripping hazards from sidewalk displacements or offsets up to 1¾ inches. These hazards will be removed by saw cutting or grinding each uplifted sidewalk panel across the width of the sidewalk to produce a smooth and uniform surface that meets the Americans with Disabilities Act (ADA) slope requirements. Grinding or saw cutting up to 1¾" from a short segment of the typical 4" sidewalk section is less expensive and more cost effective than the removal and replacement of an entire sidewalk section.

The second component of the Program, which is the subject of this report, removes and replaces, with new concrete, all sidewalk displacements exceeding 1¾ inches.

DISCUSSION

This year's Project will repair damaged sidewalks in the Downtown Area (District 2) and the Huntwood Tyrrell Area (District 3) (Attachment III). The project includes repair of approximately 15,000 square feet of damaged sidewalk and curb and gutters plus the installation of 57 new or upgraded wheelchair ramps in various locations, tree trimming, root pruning of existing trees, and planting of new trees. As part of the project, the contractor will retain an arborist to examine the condition of existing trees and inspect all root-pruning work. Based on the preliminary inspection, staff anticipates removing 12 trees and planting 24 new trees in various locations. New trees will be planted where street trees are absent, where an existing tree must be removed because of disease or it is in danger of falling, where a need for extensive root pruning may kill the tree, or where a more suitable tree species will minimize future maintenance efforts. Fifty seven new wheelchair ramps will also be installed or upgraded to bring wheelchair ramps into compliance with current ADA standards (Attachment IV).

Pursuant to Section 5610 of the California Street and Highway Code, property owners are responsible for repairing damaged sidewalks in front of their properties. Under the City's program, property owners with damaged sidewalk are given the choice of completing the work themselves or having the repairs undertaken by the City's contractor for a nominal fee of \$550 per property.

In order to repair all sidewalks within the City, commercial and investment property owners are given the option to fix damaged sidewalks fronting their property themselves or reimburse the City for repairs. Property owners of commercial and investment properties, who opt to have the City perform repairs, shall be charged for the exact square footage of the damaged sidewalk repair at the actual Construction Contract bid price.

This project is categorically exempt for environmental review under the California Environmental Quality Act, Section 15301(c) that covers the operation, repair, maintenance, or minor alteration of existing streets, sidewalks, and gutters.

On November 15, 2016, Council passed a resolution authorizing a Community Workforce Agreement (CWA) with the Alameda County Building Trades Council (BTC), which applies to City projects with construction costs of \$1,000,000 or more. The agreement requires contractors to use local union hiring halls, encourages contractors to employ Hayward residents or Hayward Unified School District graduates, and requires hired workers to pay union dues and other benefit trust fund contributions, etc. The construction cost estimate for this project is less than \$1,000,000; therefore, the CWA agreement does not apply to this project.

ECONOMIC IMPACT

This project will have a positive economic impact on the community as it provides safer and more accessible sidewalks and ramps for pedestrians. Dividing the City into 10 districts allows staff to select and recommend districts to ensure equitable distribution of this service to all City residents and businesses.

FISCAL IMPACT

The adopted FY22 CIP includes \$1,050,000 for the Project in the Street System Improvements Fund (Fund 450). Reimbursement from property owners for the sidewalk rehabilitation is estimated to be approximately \$150,000.

The estimated project costs are as follows:

Construction Contract	\$720,000
Trip Hazard Removal (under a separate contract)	50,000
Design and Administration	140,000
Construction Survey, Inspection, and Testing	140,000
TOTAL	\$1,050,000

STRATEGIC ROADMAP

This agenda item is a routine operational item and does not relate to any of the six priorities outlined in the Council’s Strategic Roadmap.

SUSTAINABILITY FEATURES

This project requires that all material generated during construction and demolition be sent to designated facilities for recycling. Recycled Portland Cement Concrete will be required for use as aggregate base for the concrete curb, gutter, and sidewalk. The improvements made to the sidewalks will encourage the public to walk more as opposed to driving their vehicles. This reduces both carbon emissions and carbon footprints, which is beneficial for the environment.

PUBLIC CONTACT

Owners of the affected properties will receive certified letters regarding the Program along with a response form to return to the City indicating their choice to complete the

repairs themselves or pay the \$550 fee for a single-family home or actual repair cost for the commercial and investment properties to have the City complete the work. Property owners have the option of paying the fee in one lump sum or in twelve monthly payments. The response form also includes a list of trees that an owner can choose from for a replacement tree. Before construction commences, a second notice will be sent to all property owners who did not respond to the first notice to assure they are aware of the program.

NEXT STEPS

If Council approves, staff will release the calls for bids. The estimated schedule for this project is as follows:

Receive Bids	May 24, 2022
Award Contract	June 21, 2022
Begin Construction	July 25, 2022
Complete Construction	October 2022

Prepared by: Mir Ali, Assistant Civil Engineer
Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE FY22
SIDEWALK REHABILITATION AND WHEELCHAIR RAMP PROJECT NO.
05318 AND CALL FOR BIDS

WHEREAS, the FY 22 Sidewalk Rehabilitation and Wheelchair Ramp Project is a continuation of the City's Annual Sidewalk Repair Program (Program) that began in 2001, and the City is currently divided into ten districts for the purpose of the Program; and

WHEREAS, the Project includes repair of approximately 15,000 square feet of damaged sidewalk and curb and gutters plus the installation of 57 new or upgraded wheelchair ramps in various locations, tree trimming, root pruning of existing trees and planting of new trees in the Downtown Area (District 2) and the Huntwood Tyrrell Area (District 3).

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that those certain plans and specifications for the FY22 Sidewalk Rehabilitation and Wheelchair Ramps Project No. 05318, on file in the office of the City Clerk, are hereby adopted as the plans and specifications for the project.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to cause a notice calling for bids for the required work and material to be made in the form and manner provided by law.

BE IT FURTHER RESOLVED, that sealed bids therefor will be received by the City Clerk's office at City Hall, 777 B Street, Hayward, California 94541, up to the hour of 2:00 p.m. on Tuesday, May 24, 2022, and immediately thereafter publicly opened and declared by the City Clerk in the Rotunda, first Floor, at City Hall.

BE IT FURTHER RESOLVED, that the City Council will consider a report on the bids at a regular meeting following the aforesaid opening and declaration of same.

BE IT FURTHER RESOLVED, that the project is categorically exempt for environmental review per Section 15301(c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

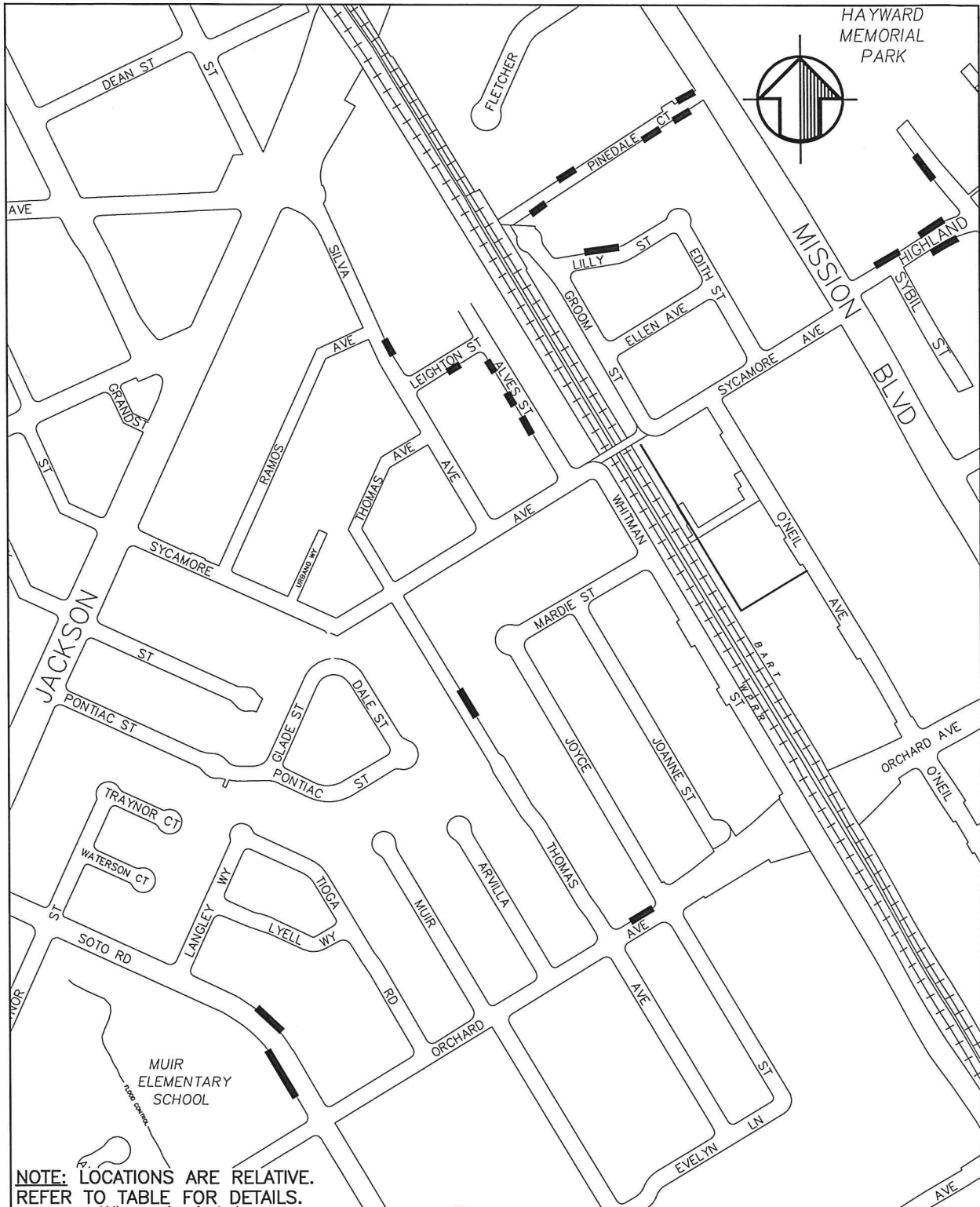
ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

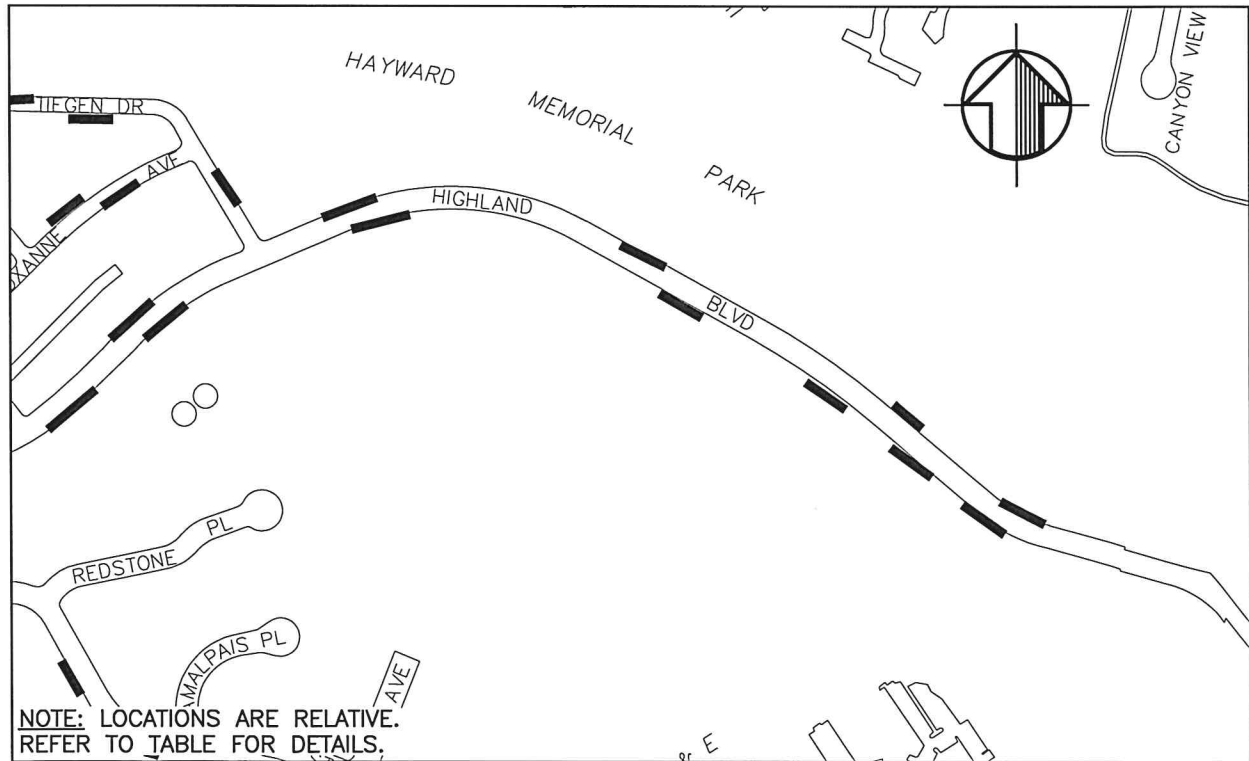
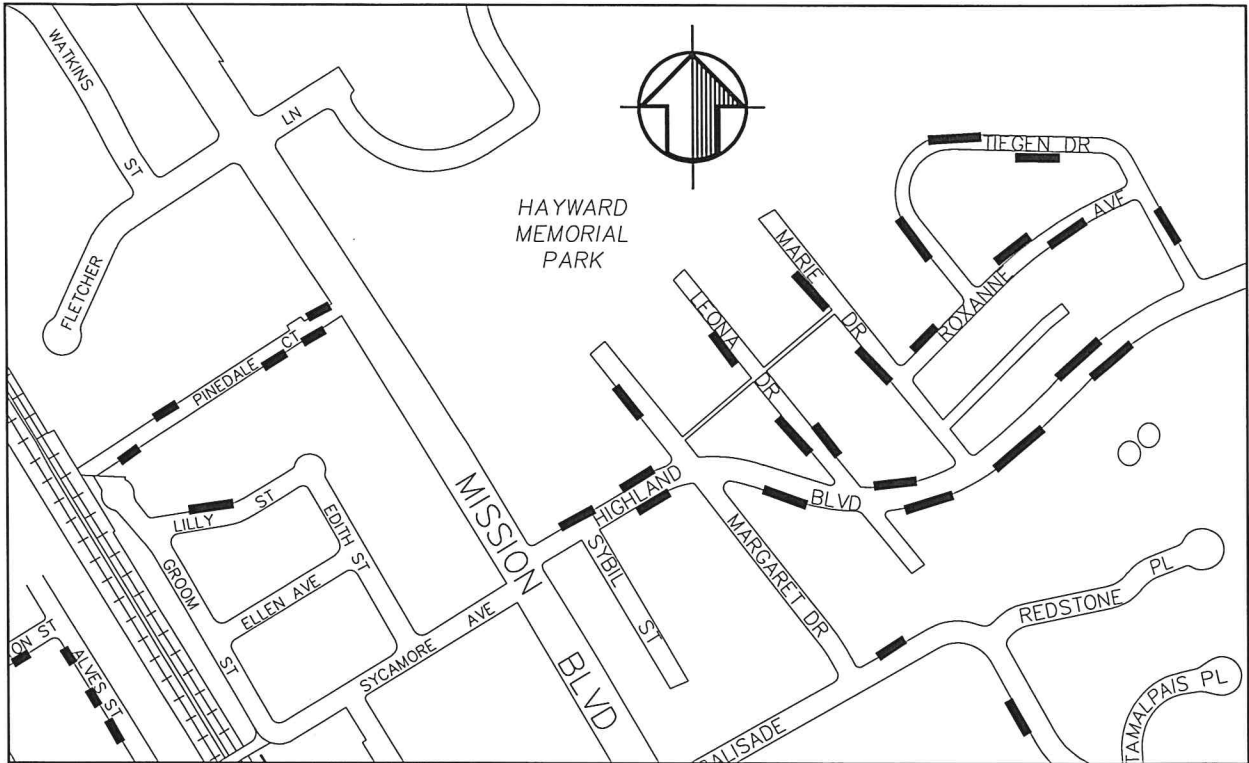
APPROVED AS TO FORM:

City Attorney of the City of Hayward



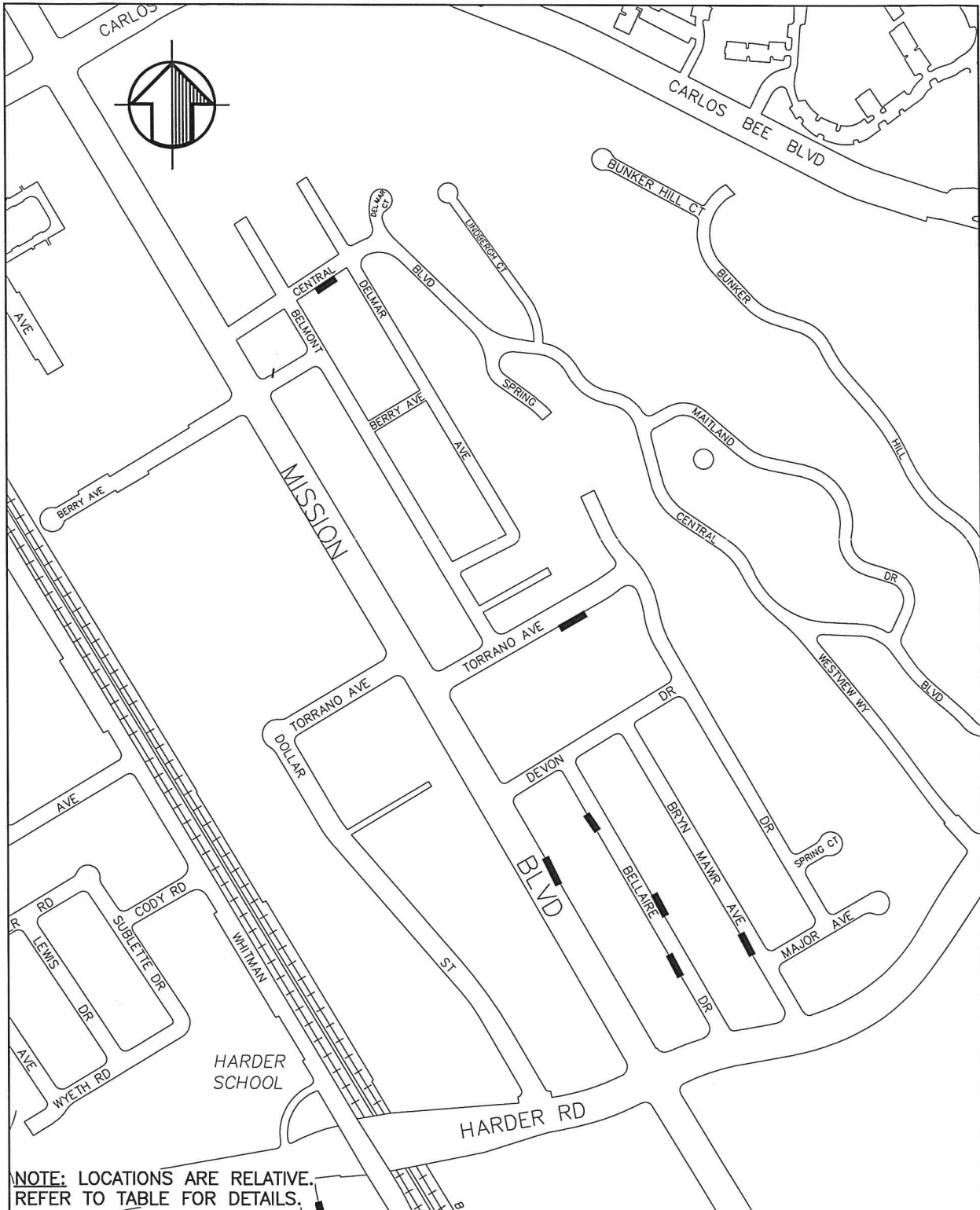
NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 2
PROJECT NO. 05318



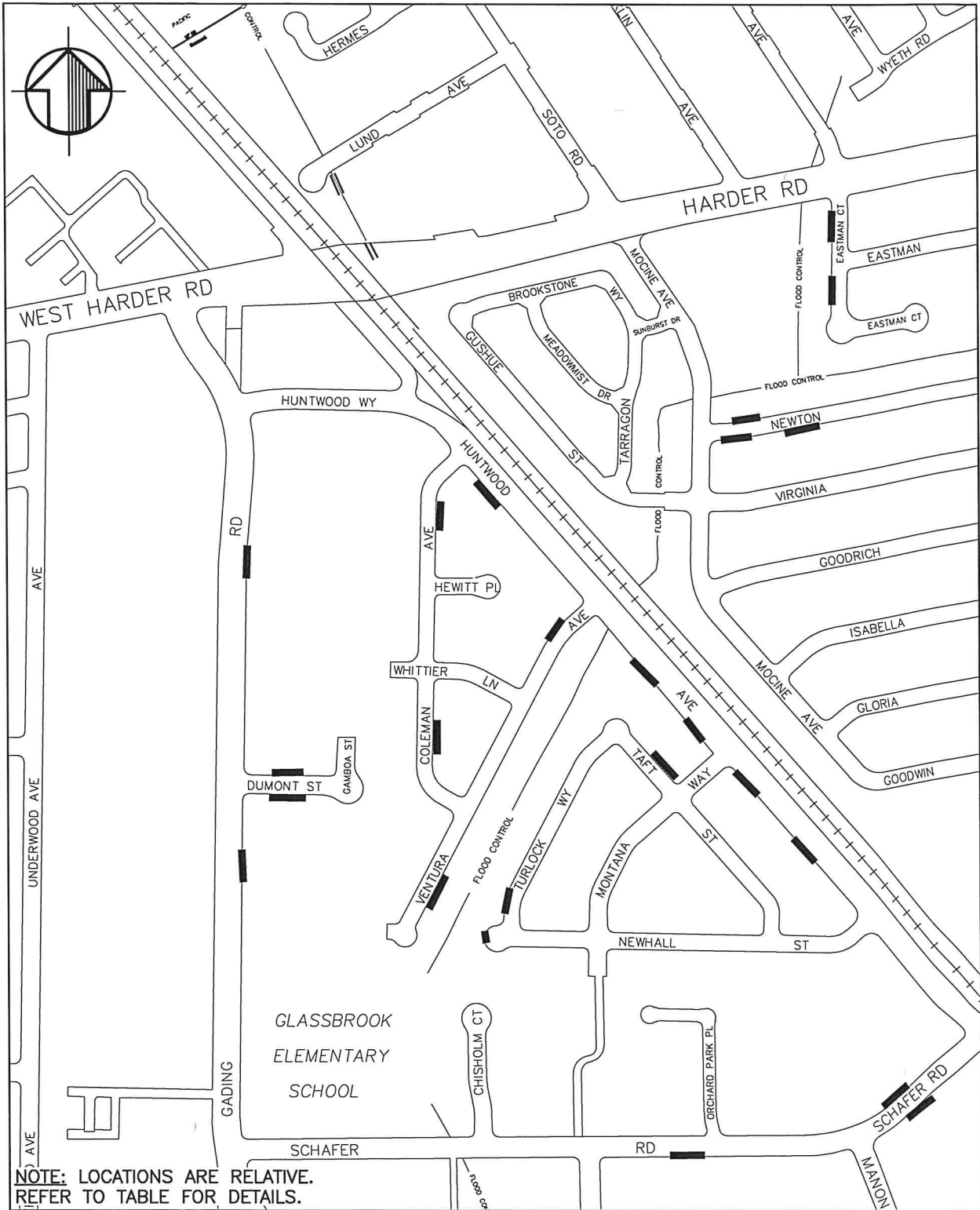
NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 2
PROJECT NO. 05318

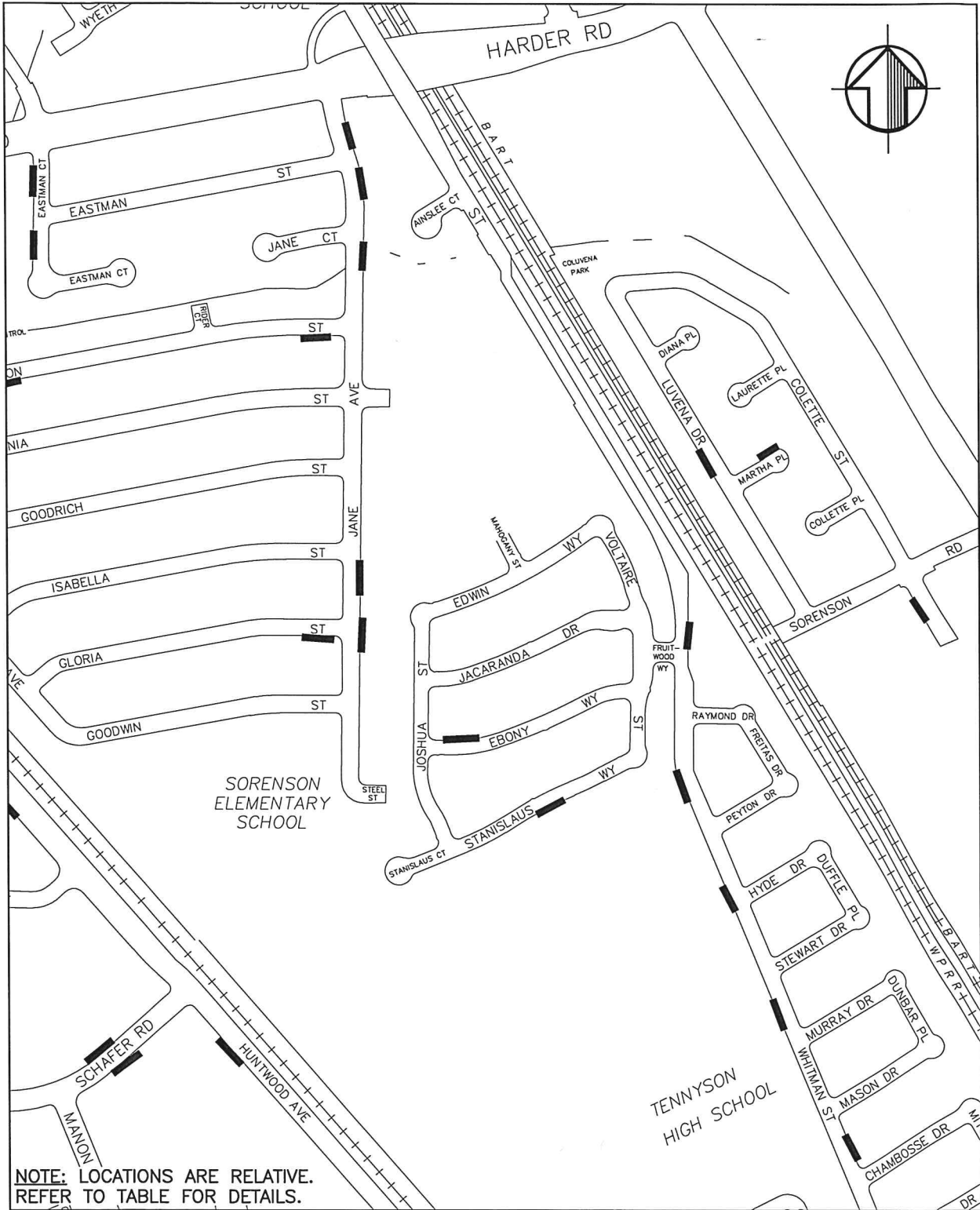


NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

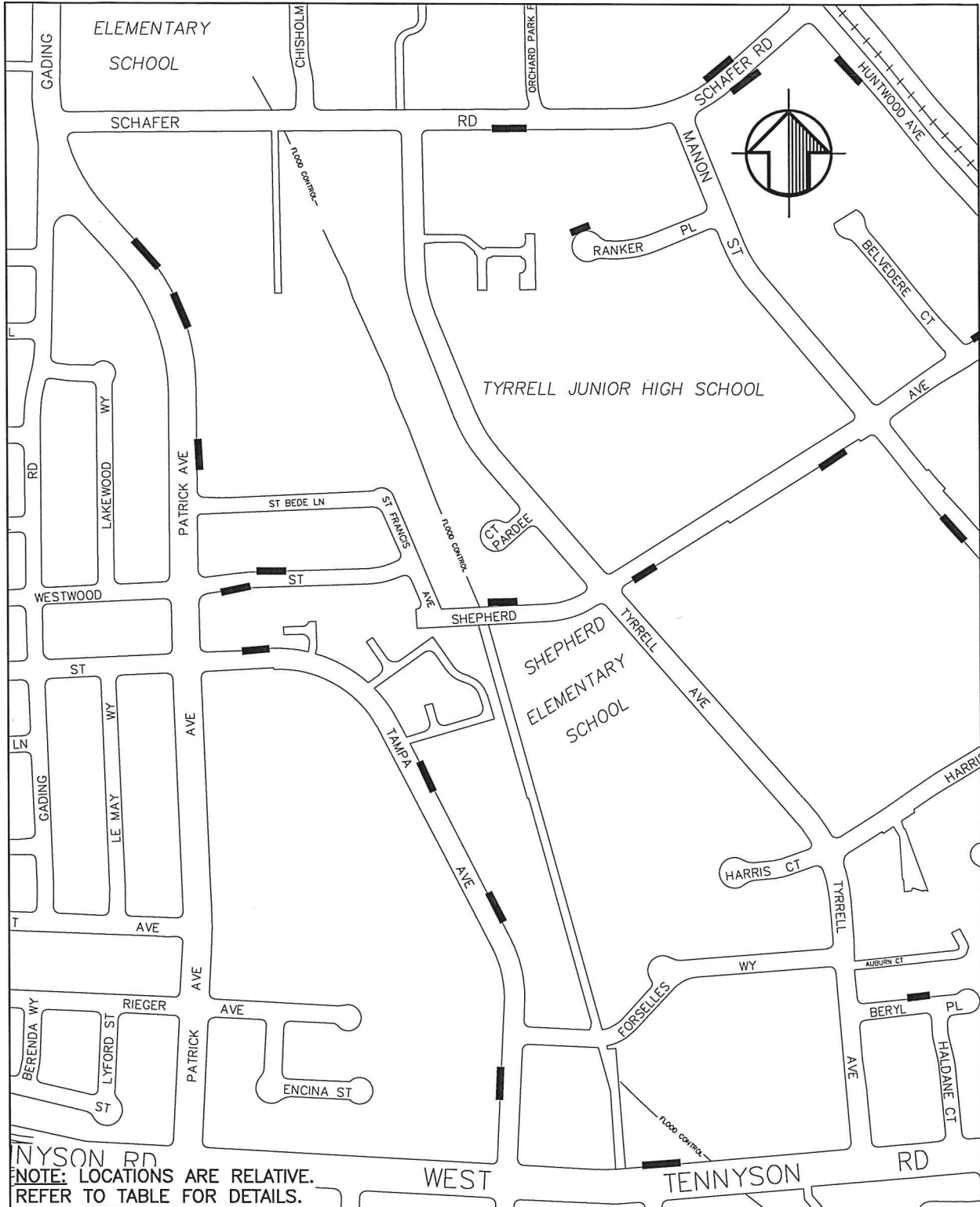
LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 2
PROJECT NO. 05318



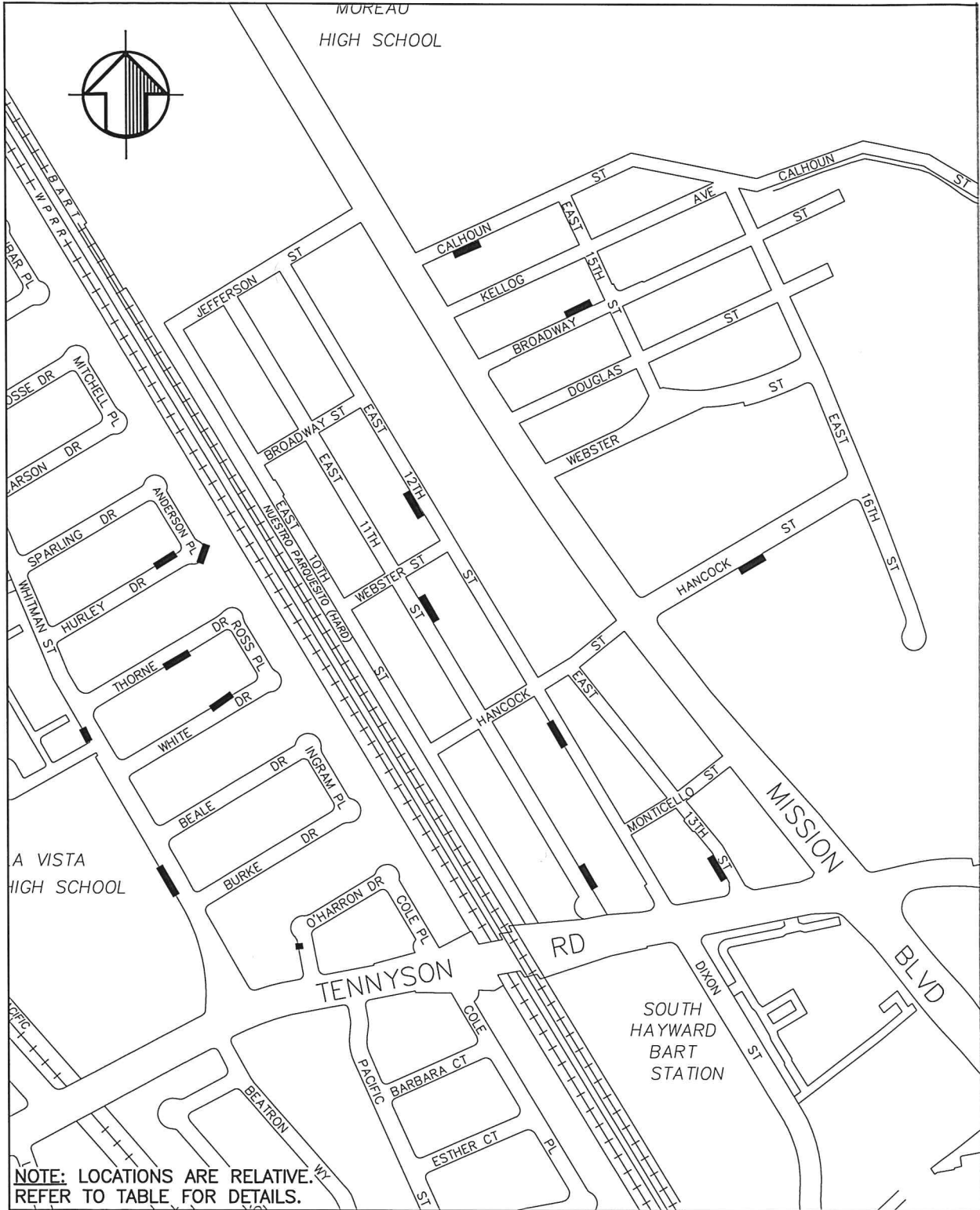
LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 3
PROJECT NO. 05318



LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 3
PROJECT NO. 05318

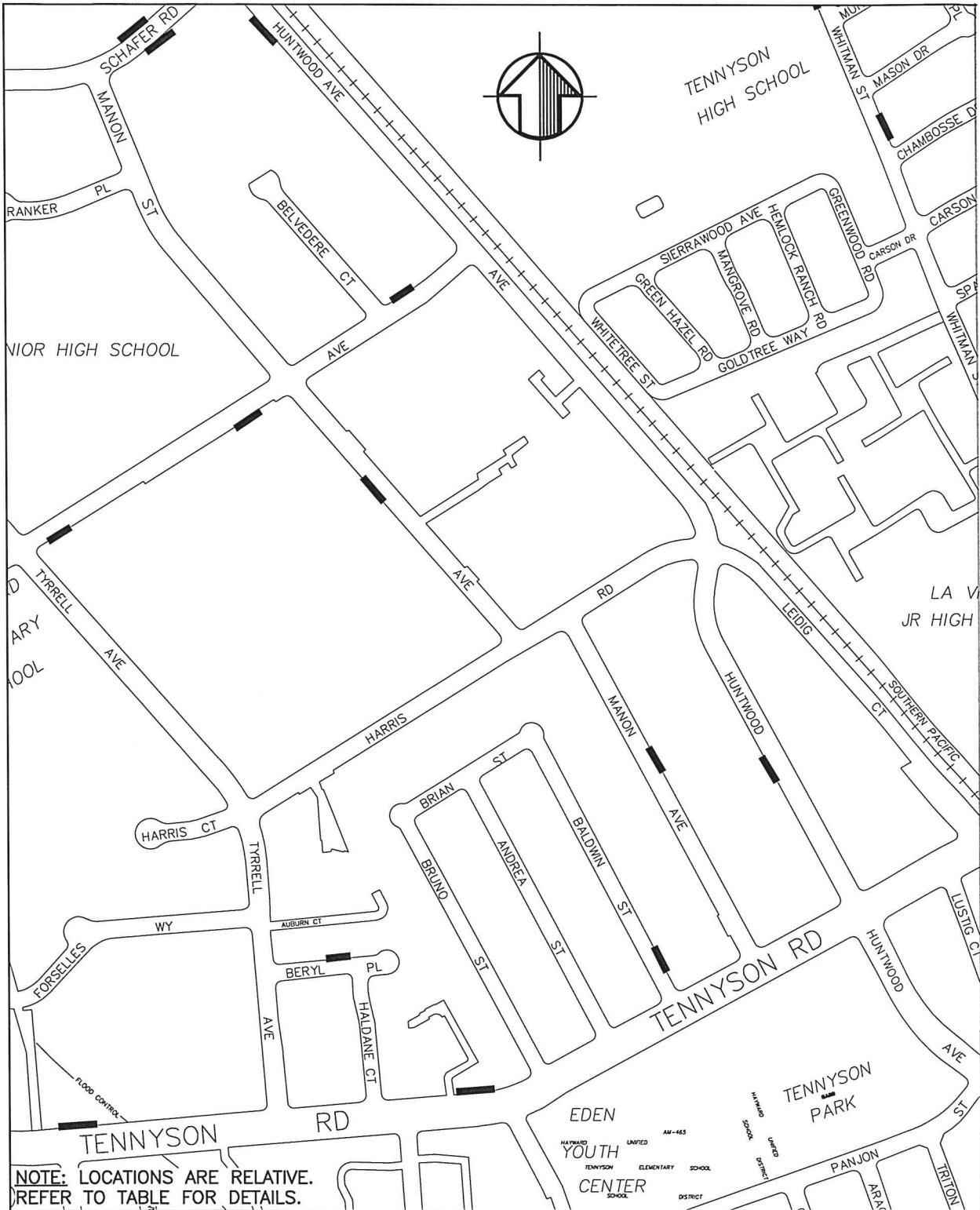


LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 3
PROJECT NO. 05318

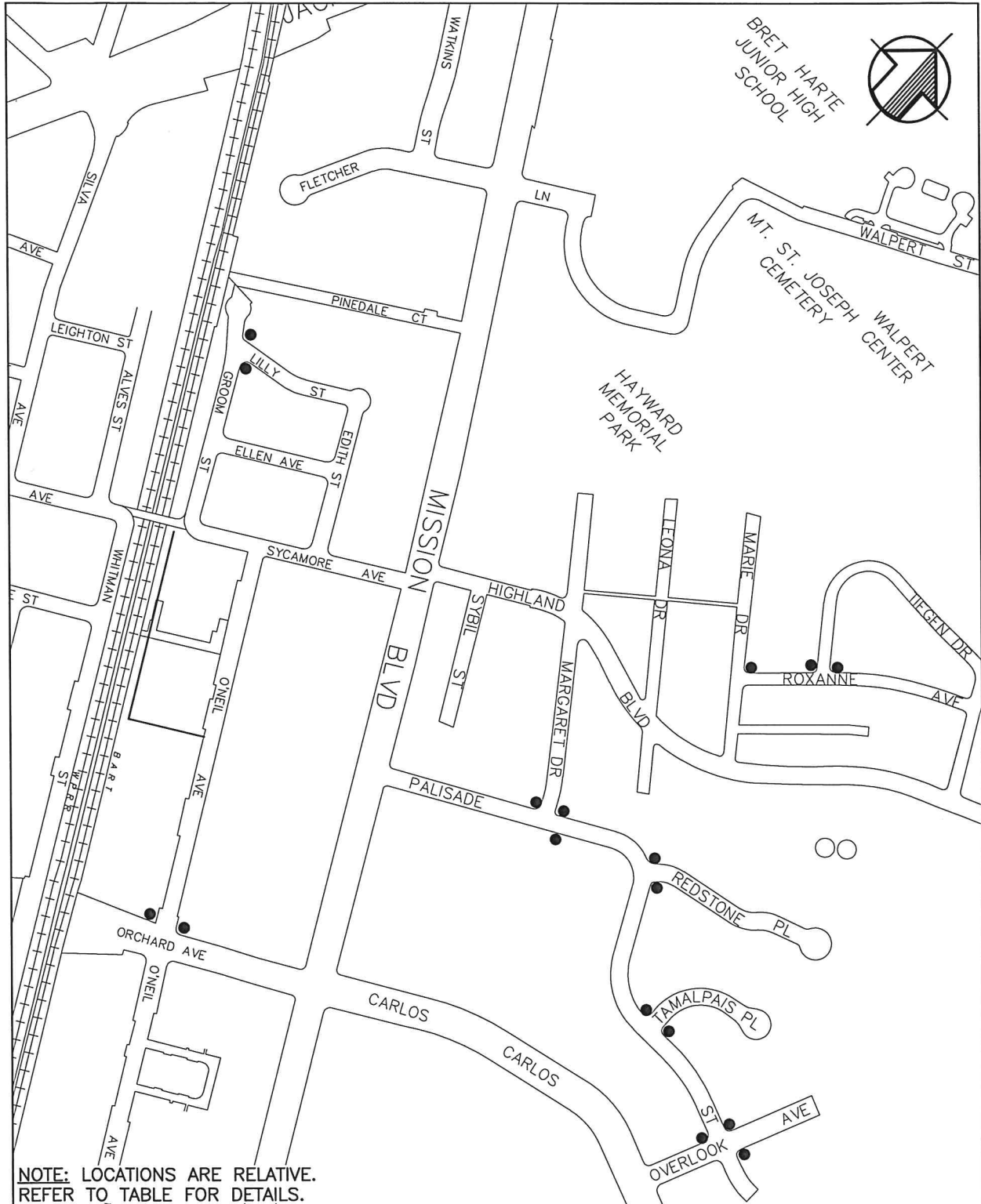


NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

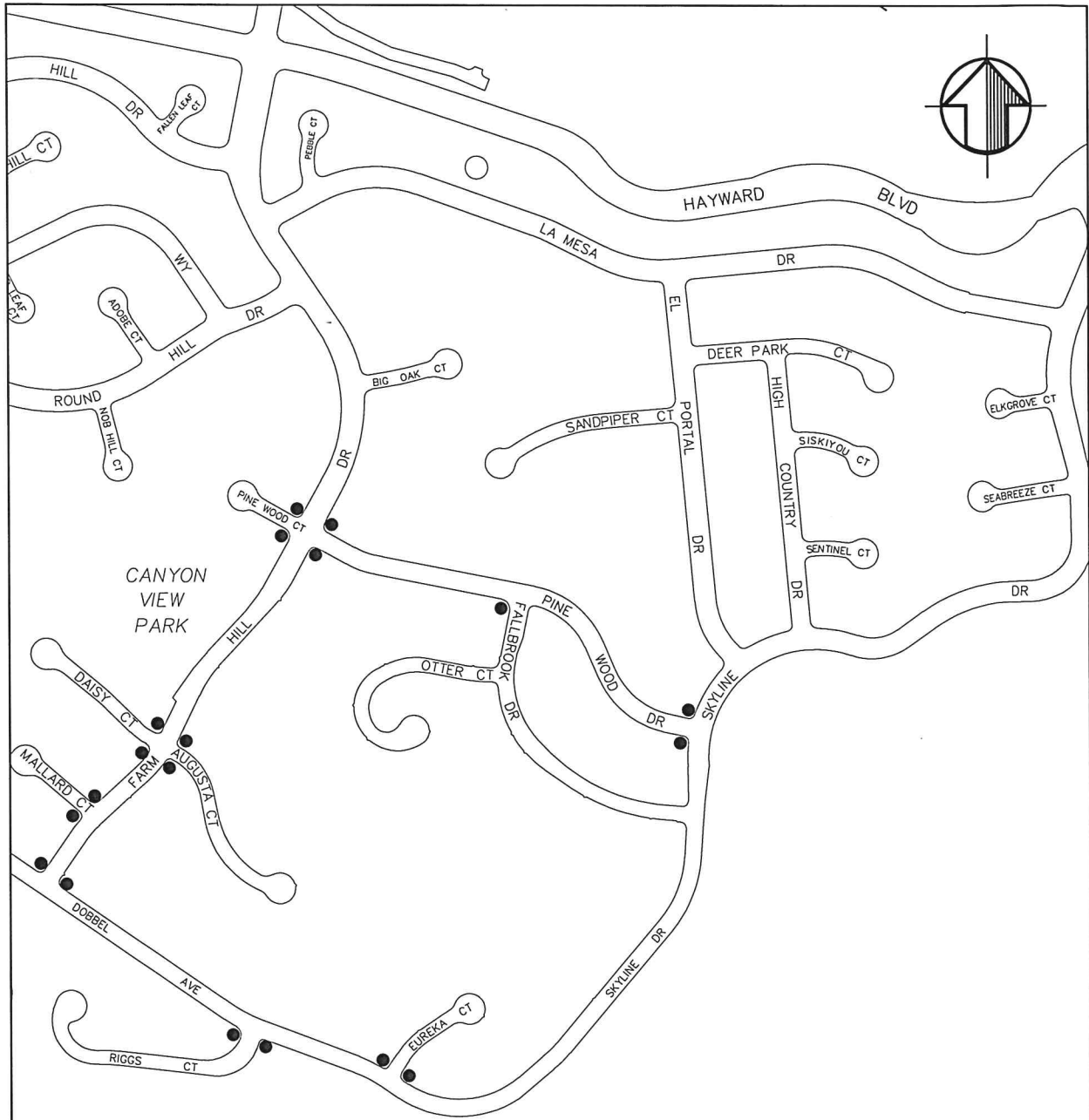
LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 3
PROJECT NO. 05318



LOCATION MAP
SIDEWALK REHABILITATION DISTRICT NO. 3
PROJECT NO. 05318

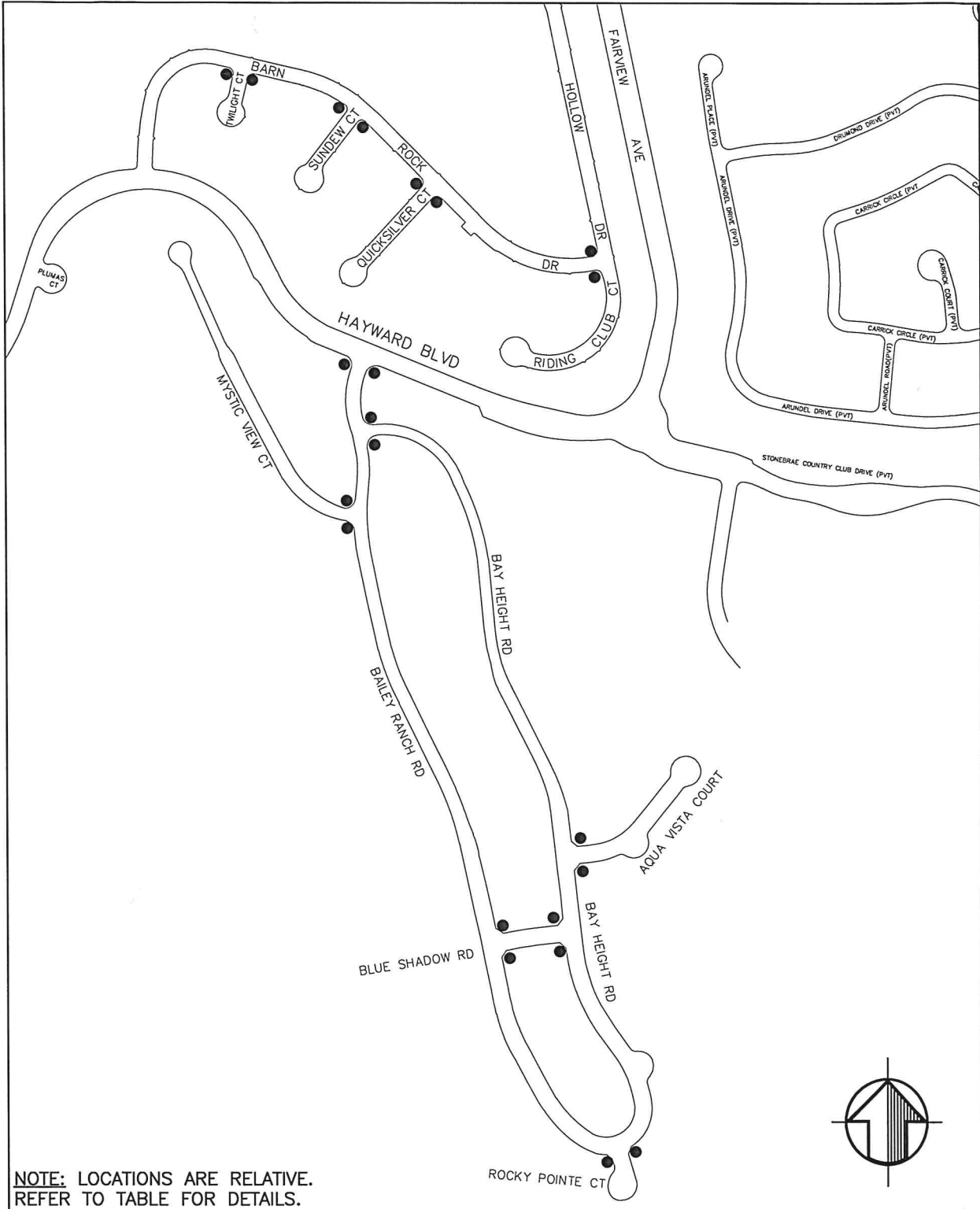


**LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 2
PROJECT NO. 05318**



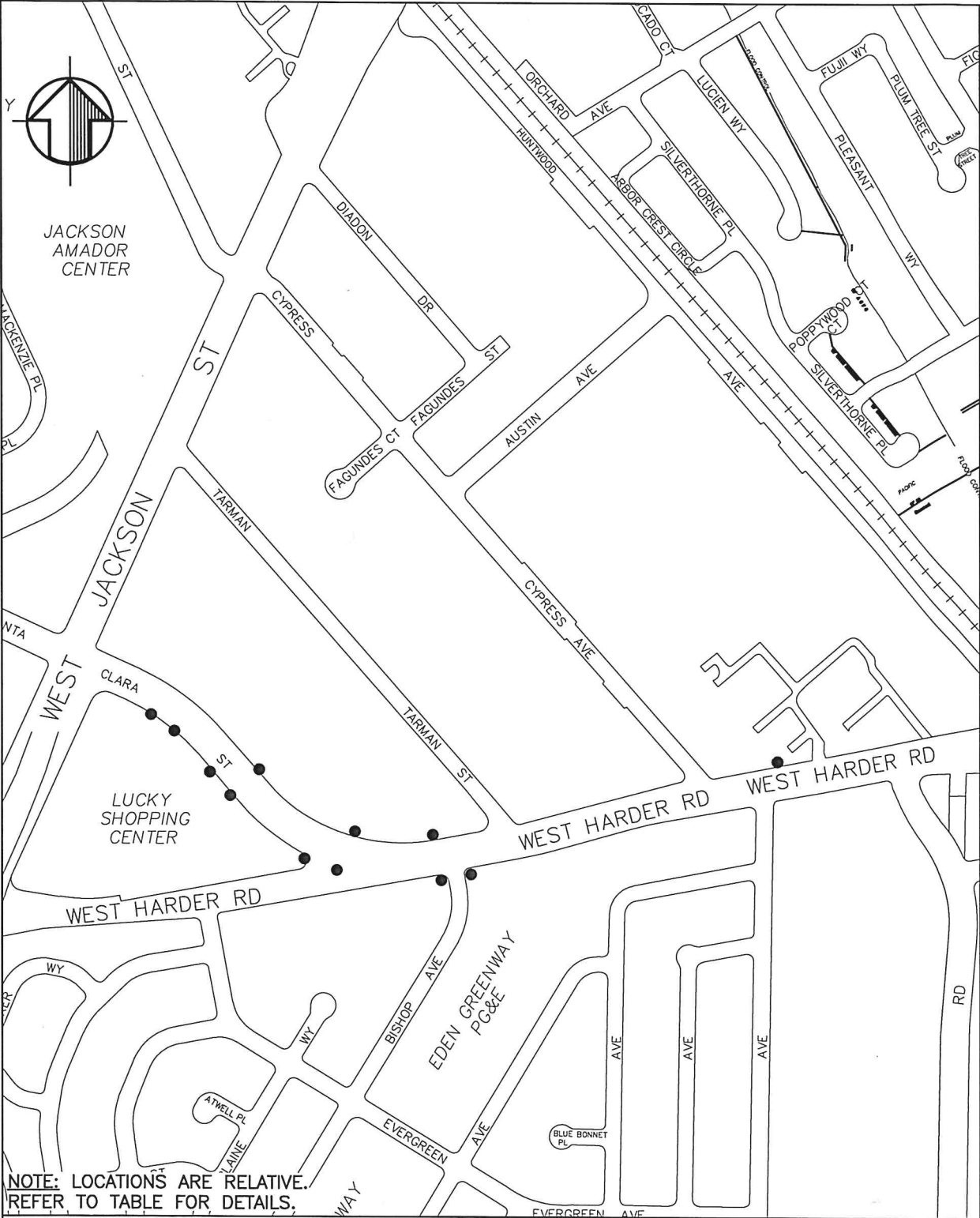
NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 2
PROJECT NO. 05318



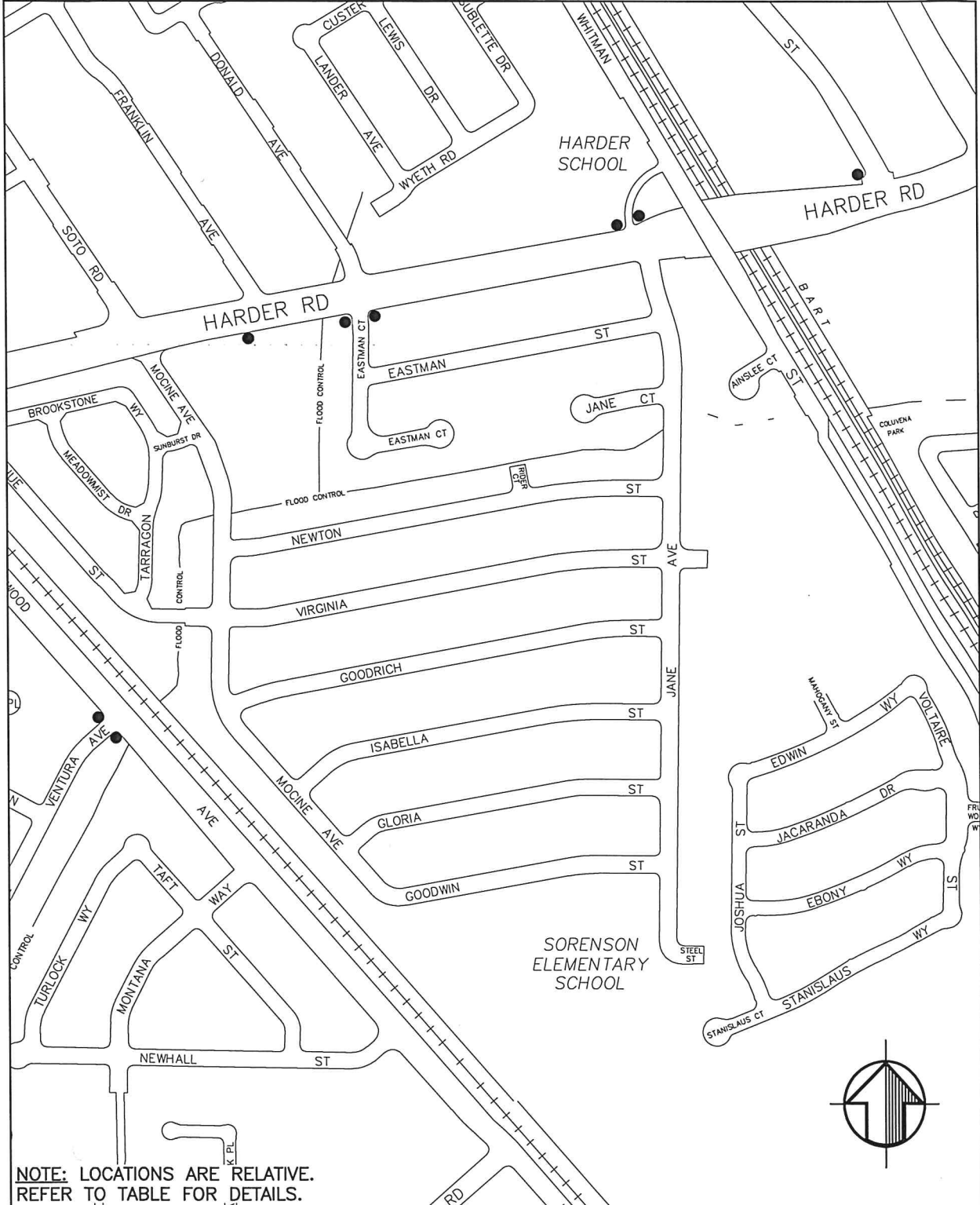
NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 2
PROJECT NO. 05318



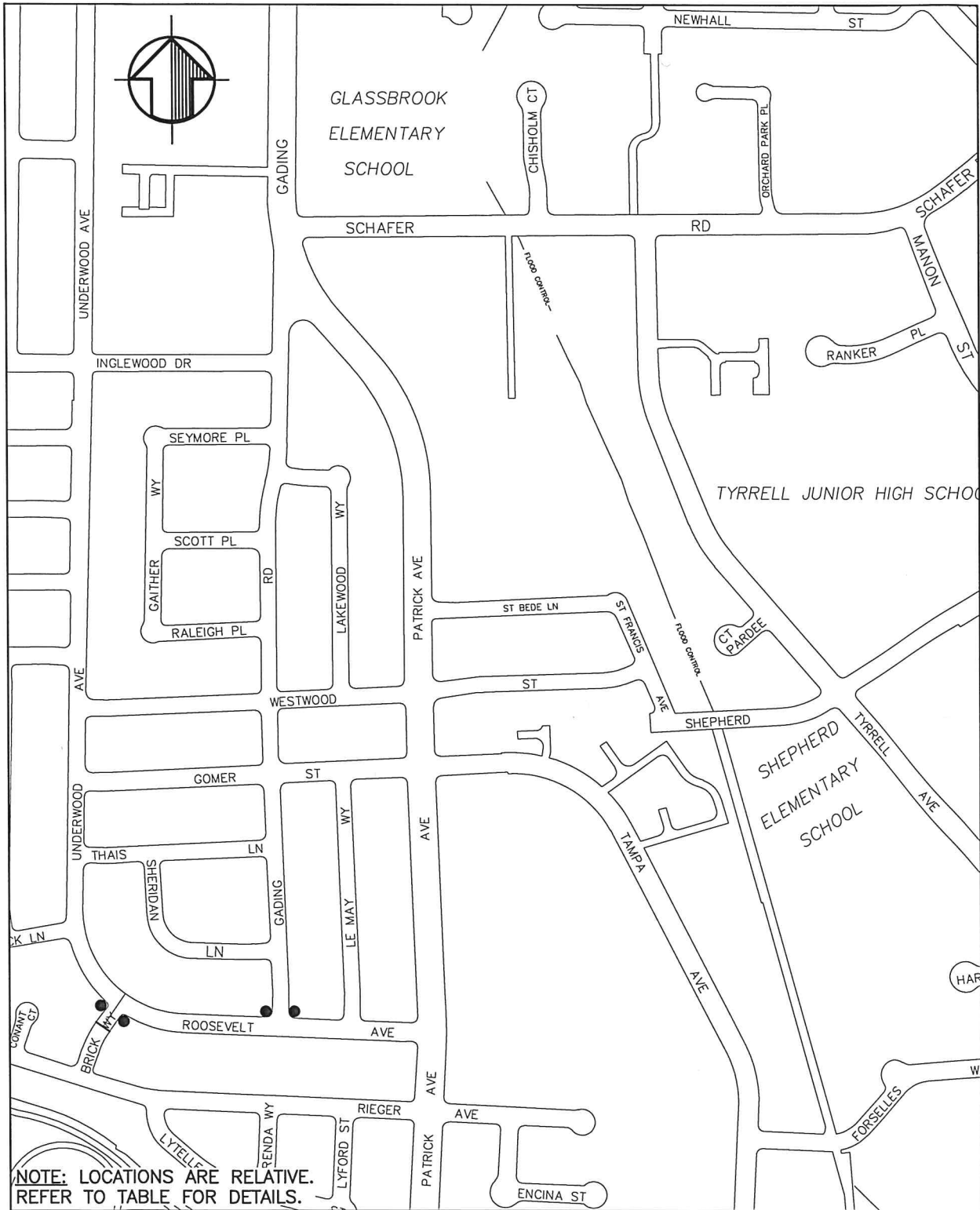
NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 3
PROJECT NO. 05318

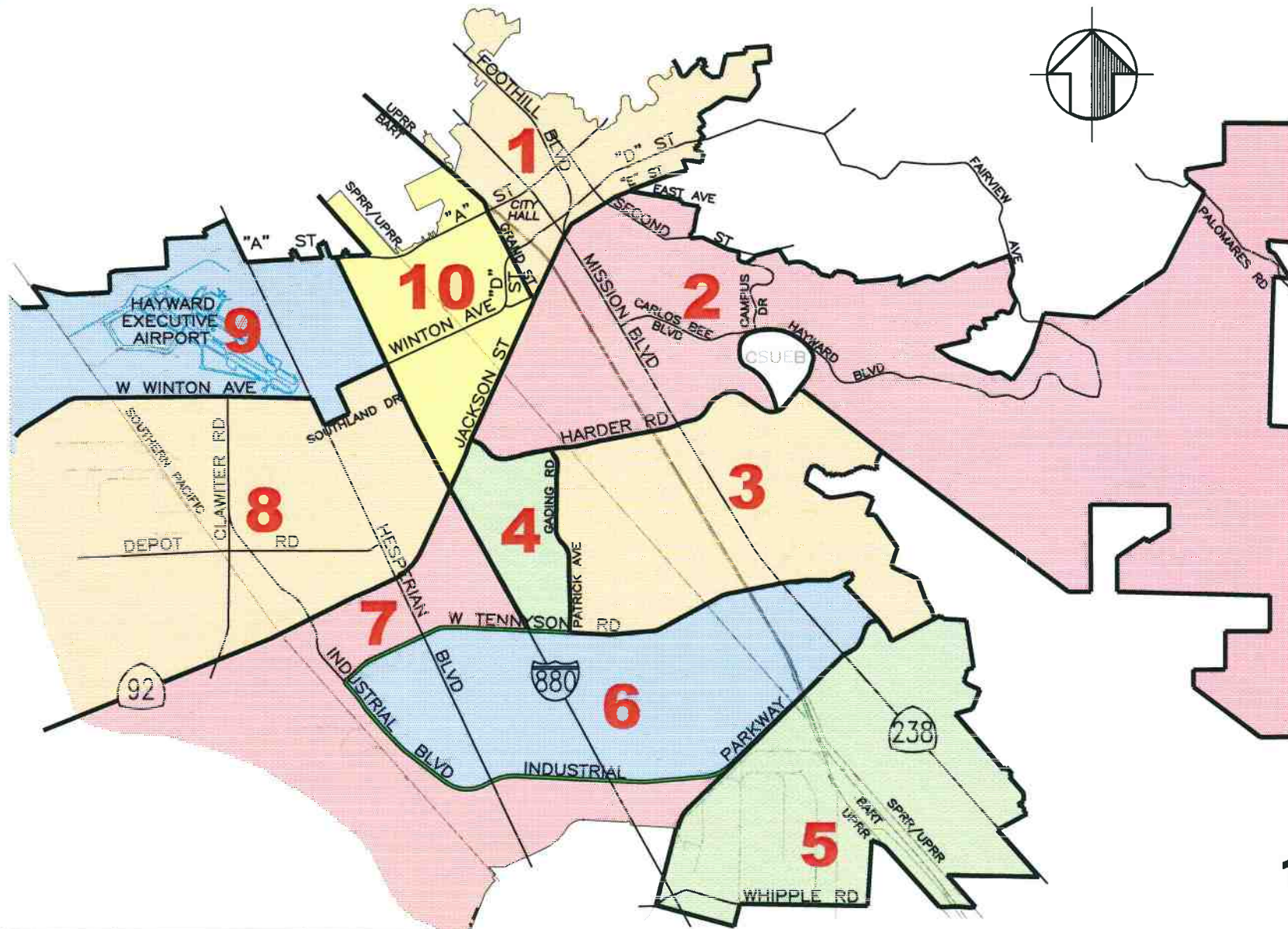


NOTE: LOCATIONS ARE RELATIVE.
REFER TO TABLE FOR DETAILS.

LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 3
PROJECT NO. 05318



LOCATION MAP
WHEELCHAIR RAMPS DISTRICT NO. 3
PROJECT NO. 05318



DISTRICTS

- 1** DOWNTOWN
- 2** ORCHARD HAYWARD HILLS
- 3** HUNTWOOD TYRRELL
- 4** SCHAFER PARK
- 5** FAIRWAY PARK RANCHO VERDE
- 6** TENNYSON RD. S.
- 7** CALAROGA
- 8** SLEEPY HOLLOW DEPOT
- 9** WINTON GROVE THELMA
- 10** SANTA CLARA

DISTRICTS	PREVIOUS REPAIRS	NEXT SCHEDULED
2 AND 3	2001, 2006, 2011	2017, 2022
6 AND 9	2002, 2007, 2012	2018, 2023
4 AND 5	2003, 2008, 2013	2019, 2024
7 AND 10	2004, 2009, 2015	2020, 2025
1 AND 8	2005, 2010, 2016	2021, 2026



CITY OF HAYWARD

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

File #: CONS 22-230

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Approving the Transfer and Appropriation of \$416,000 for the Hayward Police Department Locker Room Project, Project No. 07420

RECOMMENDATION

That Council adopts a resolution (Attachment II) approving the transfer and appropriation of \$416,000 for the Hayward Police Department Locker Room Project, Project No. 07420.

SUMMARY

The Hayward Police Department (HPD) is in need of a new locker room for separated use by both male and female police officers, other employees, and visitors. The existing facilities that are housed inside the HPD building are inadequate in terms of space and amenities. An extension located at the east section of the existing building is the ideal site for construction of the proposed locker room. Council previously adopted Resolution No 22-047 on February 22, 2022 awarding and funding the Professional Services Agreement (PSA) with Dewberry Architects, Inc., (Dewberry) for \$416,000 from the General Fund. This request is for the transfer of the authorized contract amount of \$416,000 from the General Fund (Fund 100) to the Government Capital Fund (Fund 405) for better project tracking purposes.

ATTACHMENTS

Attachment I Staff Report
Attachment II Resolution



DATE: April 26, 2022
TO: Mayor and City Council
FROM: Director of Public Works
SUBJECT: Adopt a Resolution Approving the Transfer and Appropriation of \$416,000 for the Hayward Police Department Locker Room Project, Project No. 07420

RECOMMENDATION

That Council adopts a resolution (Attachment II) approving the transfer and appropriation of \$416,000 for the Hayward Police Department Locker Room Project, Project No. 07420.

SUMMARY

The Hayward Police Department (HPD) is in need of a new locker room for separated use by both male and female police officers, other employees, and visitors. The existing facilities that are housed inside the HPD building are inadequate in terms of space and amenities. An extension located at the east section of the existing building is the ideal site for construction of the proposed locker room. Council previously adopted Resolution No 22-047 on February 22, 2022 awarding and funding the Professional Services Agreement (PSA) with Dewberry Architects, Inc., (Dewberry) for \$416,000 from the General Fund. This request is for the transfer of the authorized contract amount of \$416,000 from the General Fund (Fund 100) to the Government Capital Fund (Fund 405) for better project tracking purposes.

BACKGROUND AND DISCUSSION

The construction of a new locker room at the HPD building will include approximately 5,500 square feet of addition to the east section of the existing building. The facilities and amenities for the new locker room will provide 4 new handicapped accessible showers with 216 lockers (male); 2 new handicapped accessible showers with 96 lockers (female); 2 new handicapped accessible showers (unisex); and conversions of the existing male shower/locker room into a gym space, and of the female shower/locker room as a comfort area. Council Resolution No. 22-047 has authorized the City Manager to negotiate and execute a PSA with Dewberry to provide services for the design and construction documents associated with the HPD Locker Room Project. The scope of work includes providing design from conceptual plans to construction bid documents.

ECONOMIC IMPACT

The goal for the new HPD Locker Room is to create a comfortable, modern, and functional facility for police officers, other employees, and visitors. The space planning design process will consider the opportunities and the constraints of the existing building and the possibility of expansion, design consideration of the comfort of a balanced gendered staff, and balancing the program and budget to meet the HPD's goals.

FISCAL IMPACT

Council previously authorized the PSA to be funded out of the General Fund. Staff is requesting transfer of the authorized contract amount of \$416,000 from the General Fund (Fund 100) to the Government Capital Fund (Fund 405) for better project tracking purposes.

STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Improve Infrastructure. Specifically, this item relates to the implementation of the following project:

Project 10 Investigate major municipal building upgrade needs

SUSTAINABILITY FEATURES

This project will create a comfortable, modern, and functional work environment for police officers, other employees, and visitors that suits workplace requirements and accommodates all genders.

PUBLIC CONTACT

During the design process, staff and the design consultant will engage with HPD staff for design input.

NEXT STEPS

If Council approves this request, staff will transfer \$416,000 from the General Fund (Fund 100) to the Government Capital Fund (Fund 405), and appropriate the same amount to the Hayward Police Department Locker Room Project, Project No. 07420.

Prepared by: Hector M. Leuterio, Assistant Civil Engineer
Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION APPROVING THE TRANSFER AND APPROPRIATION OF \$416,000 FOR THE HAYWARD POLICE DEPARTMENT LOCKER ROOM, PROJECT NO. 07420

WHEREAS, Council Resolution No. 22-047 authorized the City Manager to negotiate and execute a Professional Services Agreement with Dewberry Architects, Inc., to provide services for the design and construction documents associated with the Hayward Police Department Locker Room Project, Project No. 07420 in an amount not-to-exceed \$416,000; and

WHEREAS, staff recommends transferring and appropriating the authorized contract amount from the General Fund (Fund 100) to the Government Capital Fund (Fund 405) for better project tracking purposes.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby amends Resolution 21-100, the budget resolution for the City of Hayward Operating Budget for FY 2022, and approves the transfer of \$416,000 from the General Fund (Fund 100), and appropriates \$416,000 to the Government Capital Fund (Fund 405) for the Hayward Police Department Locker Room Project, Project No. 07420.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



CITY OF HAYWARD

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

File #: CONS 22-251

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the Keyways Grading Project, Project No. 06914 at La Vista Park

RECOMMENDATION

That Council adopts a resolution (Attachment II) approving the plans and specifications, and calling for bids to be received on May 24, 2022, for the Keyways Grading Project, Project No. 06914 at La Vista Park.

SUMMARY

The Keyways Grading Project, Project No. 06914 at La Vista Park (Project), will remove and replace weak existing landslide areas with stronger backfill based on recommendations from the geotechnical report prepared by Langan, the geotechnical consultant hired by the City, to provide a strong and stable foundation for the future construction of park improvements. This project will expedite the construction of the keyways and allow work to begin while the overall park construction documents are finalized.

The adopted FY22 CIP budget includes a total project budget appropriation of \$23.2 million to design and construct La Vista Park, including the proposed keyway slope stabilization improvements portion of the Keyways Grading Project, Project No. 06914 at La Vista Park. The estimated cost to design and construct the Keyway Project is \$6,326,000, which leaves a remaining budget of \$16,874,000 to design and construct the La Vista Park. The project California Environmental Quality Act (CEQA) addendum analysis for La Vista Park was completed and presented to the City Council on September 28, 2021, with no further action required per adopted resolution 21-195.

Council Infrastructure Committee Review

An update was provided to the Council Infrastructure Committee (CIC) on September 29, 2021 that included a proposal to construct the keyways for slope stabilization. The proposal received positive feedback.

ATTACHMENTS

File #: CONS 22-251

Attachment I Staff Report
Attachment II Resolution



DATE: April 26, 2022
TO: Mayor and City Council
FROM: Director of Public Works
SUBJECT: Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the Keyways Grading Project, Project No. 06914 at La Vista Park

RECOMMENDATION

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SUMMARY

The Keyways Grading Project, Project No. 06914 at La Vista Park (Project), will remove and replace weak existing landslide areas with stronger backfill based on recommendations from the geotechnical report prepared by Langan, the geotechnical consultant hired by the City, to provide a strong and stable foundation for the future construction of park improvements. This project will expedite the construction of the keyways and allow work to begin while the overall park construction documents are finalized.

The adopted FY22 CIP budget includes a total project budget appropriation of \$23.2 million to design and construct La Vista Park, including the proposed keyway slope stabilization improvements portion of the Keyways Grading Project, Project No. 06914 at La Vista Park. The estimated cost to design and construct the Keyway Project is \$6,326,000, which leaves a remaining budget of \$16,874,000 to design and construct the La Vista Park. The project California Environmental Quality Act (CEQA) addendum analysis for La Vista Park was completed and presented to the City Council on September 28, 2021, with no further action required per adopted resolution 21-195.

Council Infrastructure Committee Review

An update was provided to the Council Infrastructure Committee (CIC) on September 29, 2021 that included a proposal to construct the keyways for slope stabilization. The proposal received positive feedback.

BACKGROUND

In 2005, the La Vista residential development that included 179 new single-family homes to be built at the South Hayward site east of (and up the hill from) the terminus of Tennyson Road and Mission Boulevard was approved. The original project included construction of a new approximately thirty-acre public park. The original thirty-acre park site on land donated from the developer was expanded to almost fifty acres in size by the addition twenty acres of the former Caltrans Route 238 property right-of-way acquired by the City.

Thirty percent of the design of La Vista Park was completed and used to define the project scope for preparation of the CEQA addendum analysis which included a 26.5-acre addition to the park project. The CEQA addendum analysis was presented to the Council on September 28, 2021, which authorized staff to continue with the design and construction documents.

The 65% design plans are complete, and the geotechnical consultant finalized the slope stability analysis, which proposed keyways to remove and replace weak existing landslide areas with stronger backfill and strengthen the soil.

DISCUSSION

The proposed geotechnical report recommends removal of the existing weak landslide areas and treatment of the excavated ground with a mixture of cement and/or lime and placement of multiple layers of geogrid reinforcement as the excavated area is re-constructed. This will provide a strong and stable foundation for the future construction of park improvements.

Phasing the construction in two phases will help reinforce the ground just uphill of the future Parcel Group 3 development before construction of the overall park improvements. Phasing the construction of the keyways grading for La Vista Park is critical to the Parcel Group 3 development and aligns the required work with the proposed Parcel Group 3 development grading operations scheduled to start in Spring of 2022.

Phasing the construction of La Vista Park in two phases incurs additional costs of approximately \$400,000 to prepare construction documents, coordinate, and support construction. Additional mobilization and preparation of the site is required during construction and post-construction to provide necessary interim improvements to maintain the site in preparation for the final phase of construction.

The project CEQA addendum analysis including the 26.5-acre addition for La Vista Park was completed and presented to Council on September 28, 2021 with no further action required per adopted resolution 21-195.

On November 15, 2016¹, Council passed a resolution authorizing a Community Workforce Agreement (CWA) with the Alameda County Building Trades Council (BTC), which applies to

¹ <https://hayward.legistar.com/LegislationDetail.aspx?ID=2882111&GUID=118B2EF9-1D2C-471F-999E-4BE0929706A0&Options=&Search=>

City projects with construction costs of \$1,000,000 or more. The agreement requires contractors to use local union hiring halls, encourages contractors to employ Hayward residents or Hayward Unified School District graduates, and requires hired workers to pay union dues and other benefit trust fund contributions, etc. Because the construction cost estimate for the La Vista Park – Keyways Grading project is more than \$1,000,000, the CWA agreement applies to this project.

ECONOMIC IMPACT

The development of a destination park will attract visitors that will contribute to the vitality of the City and South Hayward area. The park will provide an amenity to the area and have a positive impact on the community’s economic development.

FISCAL IMPACT

The adopted FY22 CIP budget includes a total project budget appropriation of \$23.2 million in the Government Capital Fund (Fund 405) to construct all the proposed La Vista Park improvements including the proposed keyway slope stabilization improvements proposed in this project.

The estimate project costs for the keyway grading are:

Design	\$78,000
Administration	\$70,000
Geotechnical Inspections, Testing & Report	\$128,000
<u>Construction with 10% Contingency</u>	<u>\$6,050,000</u>
Total Project Cost	\$6,326,000
 Remaining budget for La Vista Park design and construction	 \$16,874,000

Staff will work with the design consultant and HARD to align the design with the remaining budget.

STRATEGIC-ROADMAP

This agenda item supports the Strategic Priority of Support Quality of Life. Specifically, this item relates to the implementation of the following project(s):

Project 12, Part 12a: Design La Vista Park

SUSTAINABILITY FEATURES

The La Vista Park will be designed to be the most environmentally sustainable park within the City. As part of the design, park areas will require less irrigation and native grasses and plants will be used throughout the park. Park structures will be constructed from natural materials versus traditional, more costly fabricated structures. Bio-retention filtration areas will collect and retain stormwater runoff prior to exiting the park into the storm drainage

system.

PUBLIC CONTACT

After construction work has been scheduled, signs will be posted seventy-two hours prior to commencement of work indicating the date and time of work on E. 16th Street. Residents will be advised to park their vehicles on side streets outside of the work area during the construction period.

NEXT STEPS

Bid Opening	May 24, 2022
Award Construction Contract	June 21, 2022
Start of Construction	July 2022
End of Construction	October 2022

Prepared by: Alex Tat, Associate Civil Engineer
Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-_____

Introduced by Council Member _____

RESOLUTION APPROVING PLANS AND SPECIFICATIONS, AND CALLING FOR BIDS FOR THE KEYWAYS GRADING PROJECT, PROJECT NO. 06914 FOR THE LA VISTA PARK

WHEREAS, the Keyways Grading Project, Project No. 06914 for the La Vista Park involves removal of the existing weak landslide areas and treatment of the excavated ground with a mixture of cement and/or lime and placement of multiple layers of geogrid reinforcement as the excavated area is re-constructed, which will provide a strong and stable foundation for the future construction of park improvements; and

WHEREAS, the project California Environmental Quality Act (CEQA) addendum analysis for La Vista Park was completed and presented to the City Council on September 28, 2021 with no further action required per adopted resolution 21-195; and

WHEREAS, the adopted FY22 CIP budget for this project has sufficient funding.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Hayward that those certain plans and specifications, for the Keyways Grading Project, Project No. 06914 for the La Vista Park on file in the office of the City Clerk, are hereby adopted as the plans and specifications for the project.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to cause a notice calling for bids for the required work and material to be made in the form and manner provided by law.

BE IT FURTHER RESOLVED, that sealed bids therefor will be received by the City Clerk's office at City Hall, 777 B Street, 1st Floor Rotunda, Hayward, California 94541, up to the hour of 2:00 p.m. on Tuesday, May 24, 2022, and immediately thereafter publicly opened and declared by the City Clerk in the City Hall Rotunda, located on the 1st Floor of City Hall, Hayward, California.

BE IT FURTHER RESOLVED, that the City Council will consider a report on the bids at a regular meeting following the aforesaid opening and declaration of same.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



CITY OF HAYWARD

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

File #: CONS 22-252

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Approving the Project List for FY23 Road Repair and Accountability Act Funding for the FY23 Pavement Improvement Project

RECOMMENDATION

That the Council adopts a resolution (Attachment II) approving the project list for Road Repair and Accountability Act (RRAA) FY23 funding for the FY23 Pavement Improvement Project (PIP).

SUMMARY

A yearly application must be submitted to the California Transportation Commission (CTC) to continue receiving RRAA funding, which must include a resolution approving a project list of street segments or defined regions of the City for the estimated revenue. The RRAA revenue estimate for FY23 is \$3,000,000 and the project list includes the Hayward neighborhoods within the limits of Hesperian Blvd, A Street, BART, Jackson Street, Union Pacific Railroad, and West Winton Ave, as shown on Attachment III.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Project Limits



DATE: April 26, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT Adopt a Resolution Approving the Project List for FY23 Road Repair and Accountability Act Funding for the FY23 Pavement Improvement Project

RECOMMENDATION

That the Council adopts a resolution (Attachment II) approving the project list for Road Repair and Accountability Act (RRAA) FY23 funding for the FY23 Pavement Improvement Project (PIP).

SUMMARY

A yearly application must be submitted to the California Transportation Commission (CTC) to continue receiving RRAA funding, which must include a resolution approving a project list of street segments or defined regions of the City for the estimated revenue. The RRAA revenue estimate for FY23 is \$3,000,000 and the project list includes the Hayward neighborhoods within the limits of Hesperian Blvd, A Street, BART, Jackson Street, Union Pacific Railroad, and West Winton Ave, as shown on Attachment III.

BACKGROUND

On April 28, 2017, the Governor signed Senate Bill 1 (SB1), the RRAA of 2017, to address basic road maintenance, rehabilitation, and critical safety needs through an increase in per gallon fuel excise taxes and vehicle registration fees.

To receive each year's SB1 apportionments, cities must apply to the CTC for the funds by submitting a tentative project list approved by resolution to the CTC. The project list must contain either a list of street segments or defined regions of the City undergoing rehabilitation, an estimated completion date for the project, and the estimated useful life of the paving methods utilized.

DISCUSSION

This project is part of the larger FY23 PIP. This project is scheduled to finalize a street list by December 2022, call for bids in Spring 2023, start construction in Summer 2023, and complete construction in Fall of 2023. The RRAA revenue estimate of \$3,000,000 will be used to treat the Hayward neighborhoods within the limits of Hesperian Blvd, A Street, BART, Jackson Street, Union Pacific Railroad, and West Winton Ave. This area includes streets in very

poor condition with a high number of resident requests in order to improve and increase equity in distribution of City services (Fuller Ave, Elmwood Ln, Redbud Ln).

The RRAA application requires listing of the following information regarding the project:

- Project limits within Hesperian Blvd, A St, BART, Jackson St, Union Pacific Railroad, and West Winton Ave.
- Preventative maintenance treatment estimated useful life is 5-10 years.
- Pavement rehabilitation treatment estimated useful life is 10-15 years.
- Begin construction: Summer 2023
- End construction: Fall 2023

ECONOMIC IMPACT

This project is fully funded by the City's CIP through RRAA and has no impact on the General Fund.

FISCAL IMPACT

The estimated revenue from RRAA for FY22 is \$3,000,000. This amount will be budgeted in the recommended FY23-FY32 CIP which is scheduled to be presented to Council for adoption later this spring.

STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Improve Infrastructure. Specifically, this item relates to the implementation of the following project(s):

- Project 5, Part 5.a: Maintain Pavement Condition Index (PCI) at 70.
- Project 5, Part 5c: Construct various OHHA Pavement Improvements

SUSTAINABILITY FEATURES

The project requires the contractor to recycle all construction and demolition debris generated from the project.

This project is consistent with City's Complete Streets Policy and improves travel for all users including:

- Improved pavement for motorists
- Additional bike lanes and sharrows for bicyclists
- More visible pavement markings for pedestrians, including near school zones
- New or upgraded curb ramps to meet the recently revised Caltrans standards for pedestrians

The project satisfies the following General Plan policies:

- PFS-7.10 Recycled Products or Processes for Capital Projects

- HQL-2.5 Safe Routes to School
- HQL-2.6 Education on Sharing the Road
- M-1.7 Eliminate Gaps (in pedestrian networks)
- M-3.1 Serving All Users
- M-5.1 Pedestrian Needs
- M-5.6 Safe Pedestrian Crossings
- M-6.2 Encourage Bicycle Use

PUBLIC CONTACT

Immediately after the construction contract is awarded, a preliminary notice explaining the project will be posted and distributed to all residents and businesses along the affected streets. After the construction work has been scheduled, signs on barricades will be posted seventy-two hours prior to commencement of work indicating the date and time of work for each street. Residents will be advised to park their vehicles on side streets outside of the work area during the period when the streets are being treated.

NEXT STEPS

If Council approves this recommendation, staff will submit the defined regions in the City and resolution to the CTC.

May 2022	Submit RRAA funding application to CTC
December 2022	Finalize project list of streets
Spring 2023	Call for bids & bid opening
Summer 2023	Begin construction
Fall 2023	Complete construction

Prepared by: Yama Farouqi, Associate Civil Engineer
 Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public Works

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING PROJECT LIST FOR FY23 ROAD REPAIR AND ACCOUNTABILITY ACT FUNDING FOR THE FY23 PAVEMENT IMPROVEMENT PROJECT

WHEREAS, Senate Bill 1 (SB 1), the Road Repair and Accountability Act (RRAA) of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and Signed into law by the Governor in April 2017 in order to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS, SB 1 includes accountability and transparency provisions that will ensure the residents of Hayward are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

WHEREAS, the City must approve a list of all projects or defined regions of the City proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1, which must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement; and

WHEREAS, the City will receive an estimated \$3,000,000 in RRAA funding in Fiscal Year 2023 from SB1; and

WHEREAS, this is the sixth year in which the City of Hayward is receiving SB 1 funding and will enable the City of Hayward to continue essential road maintenance and rehabilitation projects, safety improvements, repairing and replacing aging bridges, and increasing access and mobility options for the traveling public that would not have otherwise been possible without SB 1; and

WHEREAS, the City has undergone a robust public process to ensure public input into our community's transportation priorities; and

WHEREAS, the City will use a Pavement Management System to develop the SB 1 project list to ensure revenues are being used on the most high-priority and cost-effective projects that also meet the community's priorities for transportation investment; and

Whereas, the funding from SB 1 will help the City maintain and rehabilitate street sections in the defined region of the City listed below in Fiscal Year 2023 and dozens of similar projects into the future; and

WHEREAS, the 2018 California Statewide Local Streets and Roads Needs Assessment found that the City’s streets and roads are in “good” condition and this revenue will help us increase the overall quality of our road system and over the next decade will help maintain our streets and roads in “good” condition.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that:

1. The foregoing recitals are true and correct.
2. The fiscal year 2022-23 list of projects planned to be funded with Road Maintenance and Rehabilitation Account revenues include:
 - Hayward neighborhoods within Hesperian Blvd, A St, BART, Jackson St, Union Pacific Railroad, & West Winton Ave.
 - Preventative maintenance treatment estimated useful life is 5-10 years.
 - Pavement rehabilitation treatment estimated useful life is 10-15 years.
 - Begin construction: Summer 2023
 - End construction: Fall 2023

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

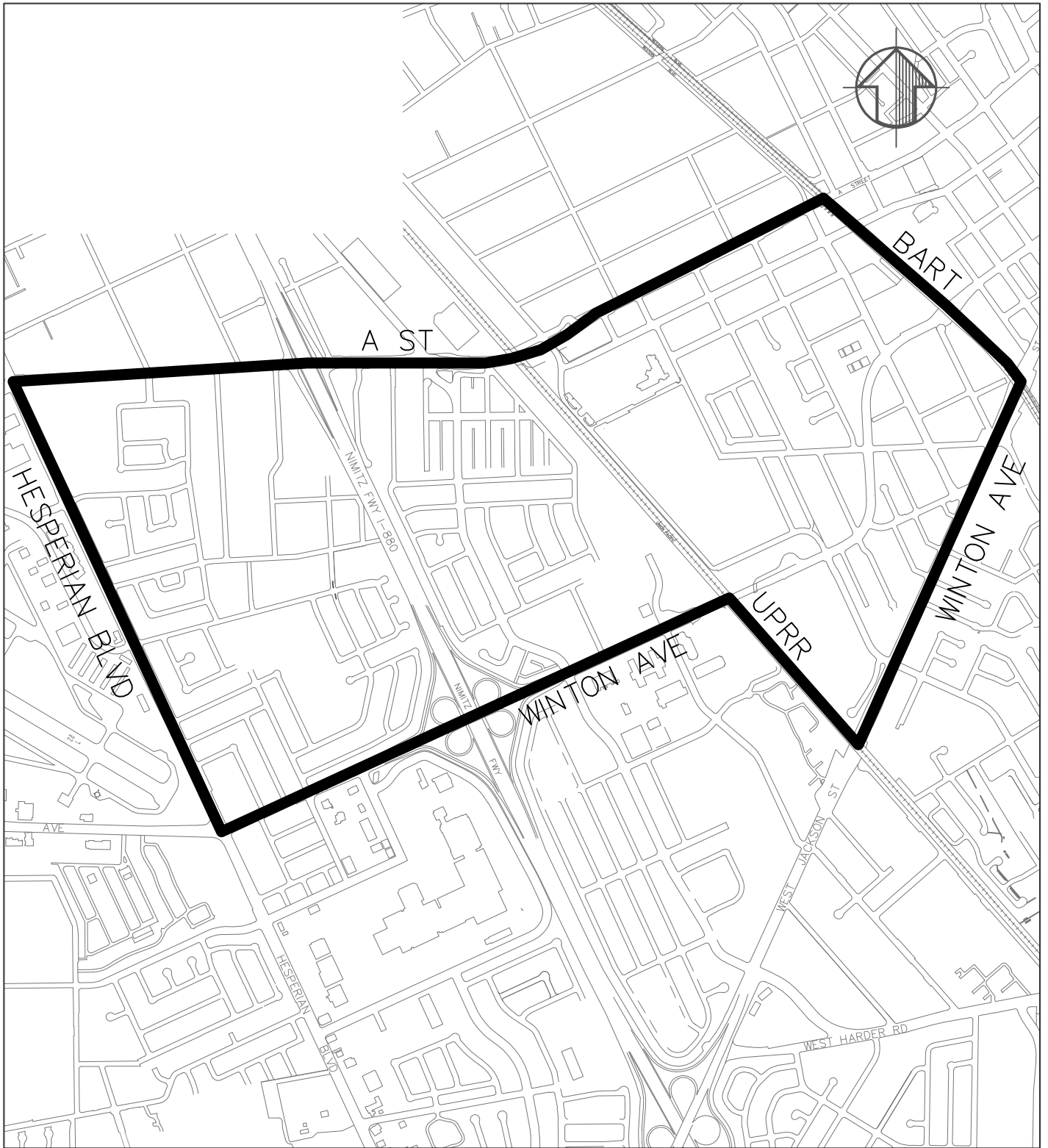
ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



Project Limits for FY23 Road Repair and Accountability Act (RRAA) Funding for the FY23 Pavement Improvement Project



CITY OF HAYWARD

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

File #: CONS 22-255

DATE: April 26, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

Adopt an Ordinance Amending Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code Rezoning Certain Property to Planned Development District in Connection with Zone Change, Vesting Tentative Map and Disposition and Development Agreement Application No. 202003054 for Parcel Group 5 Bunker Hill Development by Trumark Properties LLC

RECOMMENDATION

That the Council adopts the Ordinance introduced on April 19, 2022.

SUMMARY

This item entails adoption of an Ordinance amending Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code, introduced on April 19, 2022, by Council Member Zermeño.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Summary of Published Ordinance



DATE: April 26, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Adopt an Ordinance Amending Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code Rezoning Certain Property to Planned Development District in Connection with Zone Change, Vesting Tentative Map and Disposition and Development Agreement Application No. 202003054 for Parcel Group 5 Bunker Hill Development by Trumark Properties LLC

RECOMMENDATION

That the Council adopts the Ordinance introduced on April 19, 2022.

SUMMARY

This item entails adoption of an Ordinance amending Chapter 10, Article 1 (Zoning Ordinance) of the Hayward Municipal Code, introduced on April 19, 2022, by Council Member Zermeño.

BACKGROUND

The Ordinance was introduced by Council Member Zermeño at the April 19, 2022, meeting of the City Council with the following vote:

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

Introduction of the Ordinance included amendments to Attachment IV – now Resolution 22-093 (the first paragraph on Page 4 was amendment to change the word “eight” to “eighteen” in reference to the number of accessory dwelling units) and Attachment V (the last sentence, “The City has not incurred any demolition costs.” of Section III – Cost of Agreement - on Page 3 was deleted).

STRATEGIC ROADMAP

This agenda item is a routine operational item and does not relate to one of the priorities outlined in the Council's Strategic Roadmap.

FISCAL IMPACT

There is no fiscal impact associated with this report.

PUBLIC CONTACT

The summary of the Ordinance was published in the Daily Review c/o Bay Area News Group-East Bay on Friday, April 22, 2022. Adoption, at this time, is therefore appropriate.

NEXT STEPS

The Hayward Municipal Code and other related documents will be updated accordingly.

Prepared and Recommended by:

Miriam Lens, City Clerk

Approved by:



Kelly McAdoo, City Manager

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 1 (ZONING ORDINANCE) OF THE HAYWARD MUNICIPAL CODE REZONING CERTAIN PROPERTY TO PLANNED DEVELOPMENT DISTRICT IN CONNECTION WITH ZONE CHANGE, VESTING TENTATIVE MAP AND DISPOSITION AND DEVELOPMENT AGREEMENT APPLICATION NO. 202003054 FOR PARCEL GROUP 5 BUNKER HILL DEVELOPMENT BY TRUMARK PROPERTIES LLC THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

WHEREAS, on April 19, 2022, the City Council held a public hearing and adopted findings in support of the requested Zone Change, Tentative Map, Government Code Section 52201 Summary Report and Disposition and Development Agreement as set forth in the companion Resolutions (No. 22-93 and No. 22-94, respectively);

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Provisions.

Chapter 10 of the Hayward Municipal Code is hereby amended to rezone the parcels located at 25373 Bunker Hill Court (Assessor Parcel No. (APN) 445-0270-054-02), 25564 Maitland Drive (APN 445-0260-084-03), 25472 Bunker Hill Blvd (APN 445-0260-109-04), 25472 Bunker Hill Blvd (APN 445-0260-109-03), 25777 Bunker Hill Blvd (APN 445-0250-041-01), 25832 Bunker Hill Blvd (APN 445-0250-059-01), 25673 Maitland Drive (APN 445-0260-018-04), 25673 Maitland Drive/25721 Maitland Dr/25675 Maitland Dr/25685 Maitland Dr/25697 Maitland Dr (APN 445-0260-018-03), Harder Road (APNs 445-0250-060-01 and 445-0260-002-00), 25450 Bunker Hill Blvd (APN 445-0260-109-02), 25401 Bunker Hill Blvd (APN 445-0270-029-00), 25588 Maitland Drive (APN 445-0260-084-02) and 25673 Maitland Drive (APN 445-0260-018-02) to Planned Development District, subject to the findings and conditions of approval set forth in the companion Resolution (No. 22-93) to this Ordinance.

Section 2. Severance.

Should any part of this ordinance be declared by a final decision by a court or tribunal of competent jurisdiction to be unconstitutional, invalid or beyond authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided the remainder of the ordinance, absent the excised portion, can be reasonably interpreted to give effect to intentions of the City Council.

Section 3. Effective Date.

This ordinance shall become effective immediately upon adoption.

Introduced at a meeting of the City Council of the City of Hayward, held the 19th day of April 2022, by Council Member Zermeño.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on April 26, 2022, at 7:00 p.m. Please note the City Council will hold a hybrid meeting which will allow for participation in the Council Chamber and virtually via the Zoom platform. The full text of this Ordinance is available for examination by the public by contacting the City Clerk's office at cityclerk@hayward-ca.gov or (510) 583-4400.

Dated: April 22, 2022
Miriam Lens, City Clerk
City of Hayward



CITY OF HAYWARD

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

File #: CONS 22-256

DATE: April 26, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

Adopt an Ordinance Amending Article 4, Chapter 10 of the Hayward Municipal Code by Amending Section 10-4.56 Related to Precise Plan Lines for Rockaway Lane from "A" Street to Russell Way

RECOMMENDATION

That the Council adopts the Ordinance introduced on April 19, 2022.

SUMMARY

This item entails adoption of an Ordinance amending Chapter 10, Article 4, Section 10-4.56 of the Hayward Municipal Code, introduced on April 19, 2022, by Council Member Salinas.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Summary of Published Ordinance



DATE: April 26, 2022
TO: Mayor and City Council
FROM: City Clerk
SUBJECT: Adopt an Ordinance of the City of Hayward Amending Article 4, Chapter 10 of the Hayward Municipal Code by Amending Section 10-4.56 Related to Precise Plan Lines for Rockaway Lane from “A” Street to Russell Way

RECOMMENDATION

That the Council adopts the Ordinance introduced on April 19, 2022.

SUMMARY

This item entails adoption of an Ordinance amending Chapter 10, Article 4, Section 10-4.56 of the Hayward Municipal Code, introduced on April 19, 2022, by Council Member Salinas.

BACKGROUND

The Ordinance was introduced by Council Member Salinas at the April 19, 2022, meeting of the City Council with the following vote:

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

STRATEGIC ROADMAP

This agenda item is a routine operational item and does not relate to one of the priorities outlined in the Council’s Strategic Roadmap.

FISCAL IMPACT

There is no fiscal impact associated with this report.

PUBLIC CONTACT

The summary of the Ordinance was published in the Daily Review c/o Bay Area News Group-East Bay on Friday, April 22, 2022. Adoption, at this time, is therefore appropriate.

NEXT STEPS

The Hayward Municipal Code and other related documents will be updated accordingly.

Prepared and Recommended by:

Miriam Lens, City Clerk

Approved by:



Kelly McAdoo, City Manager

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE OF THE CITY OF HAYWARD, CALIFORNIA AMENDING ARTICLE 4, CHAPTER 10 OF THE HAYWARD MUNICIPAL CODE BY AMENDING SECTION 10-4.56 RELATED TO PRECISE PLAN LINES FOR ROCKAWAY LANE FROM "A" STREET TO RUSSELL WAY

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Article 4 of Chapter 10 of the Hayward Municipal Code is hereby amended by amending Section 10-4.56 related to precise plan lines for Rockaway Lane from "A" Street to Russell Way to read as follows:

SEC. 10-4.56 – ROCKAWAY LANE FROM "A" STREET TO RUSSELL WAY

The precise plan line requirements for Rockaway Lane from "A" Street shall be a minimum width of fifty-six (56) feet, as indicated on that certain drawing entitled, "City of Hayward, Department of Public Works, Engineering Division, Precise Plan Lines, Rockaway Lane, "A" Street to Russell Way, being drawing number H-116, which drawing is on file in the office of the City Clerk and hereby referred to, incorporated herein and made part hereof as if set forth in full. Drawing number H-116, amended in March 2022 supersedes and replaces drawing number H-116, dated December 11, 1958 and amended May 11, 1964 in full.

Section 2. The City Council finds and determines that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA guidelines as an existing facility. The exemption applies in this instance because the proposed amendment would reduce the dedication requirement and not result in any expansion of use or create additional automobile travel lanes.

Section 3. This Ordinance shall become effective thirty (30) days after adoption by the City Council.

Introduced at a meeting of the City Council of the City of Hayward, held the 19th day of April 2022, by Council Member Salinas.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on April 26, 2022, at 7:00 p.m. Please note the City Council will hold a hybrid meeting which will allow for participation in the Council Chamber and virtually via the Zoom platform. The full text of this Ordinance is available for examination by the public by contacting the City Clerk's office at cityclerk@hayward-ca.gov or (510) 583-4400.

Dated: April 22, 2022
Miriam Lens, City Clerk
City of Hayward



CITY OF HAYWARD

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

File #: WS 22-010

DATE: April 26, 2022
TO: Mayor and City Council
FROM: Chief of Police
SUBJECT:

AB 481 Policy Review: Council Work Session to Review Proposed Policy Regarding the Hayward Police Department's Funding, Acquisition, and Use of "Military Equipment", as Defined by Assembly Bill 481

RECOMMENDATION

That the Council holds a work session to review a proposed policy (Attachment II) regarding the Hayward Police Department's (HPD) funding, acquisition, and use of military equipment, as defined in Assembly Bill (AB) 481 (Attachment III).

SUMMARY

On January 1, 2022, AB 481, which governs the funding, acquisition, and use of military equipment by law enforcement agencies in the State of California, went into effect. AB 481 specifically requires all law enforcement agencies in California to obtain the approval of their respective governing bodies before funding, acquiring, or using equipment now defined under AB 481 as "military equipment." As the governing body for the HPD, Council is tasked with reviewing and approving, via ordinance at a public meeting, a policy consistent with the requirements in AB 481. The purpose of this staff report and related documents is to present information to the Council regarding the proposed policy and the relevant equipment currently in HPD's inventory. Council has 180 days to approve the policy via adoption of the ordinance once the approval process has been initiated. In this case, Council was provided with copies of the HPD's proposed Military Equipment Use Policy on April 6, 2022, initiating the AB 481 approval process. This means Council has until September 3, 2022 to officially approve the policy via adoption of the ordinance. If Council does not approve the policy via adoption of the ordinance within the 180-day timeframe, the HPD must cease the use of all equipment now defined as "military equipment." HPD does not utilize all of the equipment outlined in AB 481. Given the equipment that is deployed in specialized circumstances, ceasing to have this equipment available for use could be detrimental to HPD and the safety of community members and officers alike as outlined in this report.

ATTACHMENTS

Attachment I Staff Report

File #: WS 22-010

Attachment II	Policy 706 - Military Equipment
Attachment III	AB 481
Attachment IV	HPD Equipment List



DATE: April 26, 2022

TO: Mayor and City Council

FROM: Chief of Police

SUBJECT: AB 481 Policy Review: Council Work Session to Review Proposed Policy Regarding the Hayward Police Department's Funding, Acquisition, and Use of "Military Equipment", as Defined by Assembly Bill 481

RECOMMENDATION

That the Council holds a work session to review a proposed policy (Attachment II) regarding the Hayward Police Department's (HPD) funding, acquisition, and use of military equipment, as defined in Assembly Bill (AB) 481 (Attachment III).

SUMMARY

On January 1, 2022, AB 481, which governs the funding, acquisition, and use of military equipment by law enforcement agencies in the State of California, went into effect. AB 481 specifically requires all law enforcement agencies in California to obtain the approval of their respective governing bodies before funding, acquiring, or using equipment now defined under AB 481 as "military equipment." As the governing body for the HPD, Council is tasked with reviewing and approving, via ordinance at a public meeting, a policy consistent with the requirements in AB 481. The purpose of this staff report and related documents is to present information to the Council regarding the proposed policy and the relevant equipment currently in HPD's inventory. Council has 180 days to approve the policy via adoption of the ordinance once the approval process has been initiated. In this case, Council was provided with copies of the HPD's proposed Military Equipment Use Policy on April 6, 2022, initiating the AB 481 approval process. This means Council has until September 3, 2022 to officially approve the policy via adoption of the ordinance. If Council does not approve the policy via adoption of the ordinance within the 180-day timeframe, the HPD must cease the use of all equipment now defined as "military equipment." HPD does not utilize all of the equipment outlined in AB 481. Given the equipment that is deployed in specialized circumstances, ceasing to have this equipment available for use could be detrimental to HPD and the safety of community members and officers alike, as outlined in this report.

BACKGROUND

On September 30, 2021, Governor Newsom signed a series of eight (8) pieces of policing reform legislation aimed at increasing transparency around policing. AB 481 was one of those pieces of legislation. AB 481, which became effective on January 1, 2022, was created to address transparency issues in the funding, acquisition, and use of law enforcement equipment that lawmakers have deemed to be “military equipment.” AB 481, codified at California Government Code Section(s) 7070 through 7075, requires law enforcement agencies to “commence a governing body approval process,” for the adoption of a military equipment use policy by ordinance, in a public forum, by May 1, 2022, to continue the use of previously acquired “military equipment.” The bill also requires such approval (of the policy by ordinance), by the governing body in a public forum, before a law enforcement agency may fund, acquire, or use new “military equipment.” Moreover, the bill requires further public review and approval actions by the governing body, annually, to continue the use of “military equipment,” and requires the City to host annual community meetings regarding the agency’s use of “military equipment” under the bill. These requirements are more specifically outlined below.

The term “military equipment,” as used in the legislation, does not necessarily indicate equipment used by the military. Items deemed to be “military equipment,” include, but are not limited to equipment such as unmanned vehicles, command and control vehicles, armored vehicles, pepper balls, less lethal shotguns, and long-range acoustic devices. These types of equipment, as well as others considered “military equipment” under AB 481, are commonly used and employed by law enforcement agencies across the country to enhance resident and officer safety.

AB 481 “Military Equipment”:

The following law enforcement equipment is now deemed to be “military equipment” for purposes of adhering to AB 481 under §7070(c):

1. Unmanned, remotely piloted, powered aerial or ground vehicles.
2. Mine-resistant ambush-protected vehicles or armored personnel carriers.
3. Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
4. Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.
5. Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
6. Weaponized aircraft, vessels, or vehicles of any kind.
7. Battering rams, slugs, and breaching apparatuses that are explosive in nature.
8. Firearms of .50 caliber or greater. Standard issue shotguns excluded.
9. Ammunition of .50 caliber or greater. Standard issue shotgun ammunition is excluded.
10. Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of

standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.

11. Any firearm or firearm accessory that is designed to launch explosive projectiles.
12. "Flashbang" grenades and explosive breaching tools, "tear gas," and "pepper balls."
13. Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD).
14. The following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons.
15. Any other equipment as determined by a governing body or a state agency to require additional oversight.
16. Notwithstanding paragraphs (1) through (15), "military equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.

A current list of equipment (Attachment IV) contained in HPD's inventory is attached to this staff report. The department does not currently utilize some of the equipment on the above list – the list in Attachment IV identifies under which category from the above list HPD's equipment falls.

AB 481 Legal Requirements:

To continue to use, seek funding for, or acquire any of the above equipment, a law enforcement agency must obtain approval of its governing body (the City Council) "by an ordinance adopting a military equipment use policy at a regular meeting of the governing body held pursuant" to the Brown Act. Gov't Code. § 7071(a)(1). The law enforcement agency must "commence" the "governing body approval process," in accordance with AB 481, by "no later than May 1, 2022." § 7071(a)(2). The process is "commenced" by "submission of the proposed military equipment use policy to the governing body." *Id.* Once the proposed policy is provided to the governing body, the governing body (City Council) has 180 days to approve of the continuing use of military equipment, including by adoption of the proposed policy. *Id.* If the use of military equipment and proposed policy are not approved within that timeframe, the agency must cease all use of such equipment until such approval is received. *Id.*

For transparency purposes, the bill requires that the proposed policy (to be submitted to the governing body for approval), be made available "on the law enforcement agency's internet website at least 30 days prior to any public hearing concerning the military equipment at issue." § 7071(b). Moreover, the governing body (City Council) is required to consider the proposed policy, "as an agenda item for an open session of a regular meeting and provide for public comment in accordance with" the Brown Act. § 7071(c).

The proposed policy, must, at a minimum, contain the following: (1) a description of each type of military equipment, quantity sought, its capabilities, expected lifespan, and product descriptions from manufacturer; (2) the purposes and authorized uses for which the

agency proposes to use each type of equipment; (3) the fiscal impact of each type of equipment, including initial costs of obtaining the equipment and the estimated annual cost for maintaining the equipment; (4) the legal and procedural rules that govern each authorized use; (5) the training that must be completed before an employee is allowed to use each type of equipment; (6) the mechanisms in place to ensure compliance with the policy, including which independent persons or entities have oversight/authority, and, if applicable, what legally enforceable sanctions are put in place for violations of the policy; and (7) the procedures by which members may register complaints or concerns about the use of equipment and how the agency will ensure the complaints or concerns are received and responded to in a timely manner. HPD's proposed policy is included with this report as Attachment II. § 7070(d).

In reviewing the proposed policy, the City Council shall only approve the policy if it determines the following: (1) the equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety; (2) the proposed policy will safeguard the public's welfare, safety, civil rights and civil liberties; (3) the equipment, if being purchased, is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety; and (4) prior military equipment use complied with the military equipment use policy that was in effect at the time, or if it did not, corrective action has been taken to remedy nonconforming uses and ensure future compliance. § 7071(d)(1).

Following the approval of any such policy, the proposed or final policy must be made publicly available on the law enforcement agency's website for as long as the military equipment is available for use. §7071(d)(2). Moreover, the law enforcement agency must submit, to the City Council, within a year of approval, and annually thereafter for as long as the military equipment is available for use, a "military equipment report for each type of military equipment approved by the governing body." § 7072. The report must include the following information: (1) A summary of how the military equipment was used and the purpose of its use; (2) a summary of complaints or concerns received regarding military equipment; (3) the results of internal audits, any information about violations of the Policy, and actions taken in response; (4) the total annual cost for each piece of equipment, including the cost of acquisition, personnel, training, transportation, maintenance, storage, upgrade, ongoing costs and information about where source funds will be provided from in the calendar year following the submission of the annual report; (5) the quantity of each type of equipment possessed; and (6) whether the agency intends to acquire additional military equipment next year and the quantity sought for each. *Id.*

Within 30 days of submitting and publicly releasing the annual military equipment report, the law enforcement agency must hold "at least one well-publicized and conveniently located community engagement meeting, at which the general public may discuss and ask questions regarding the annual military equipment report" and the funding/use of equipment. § 7072(b)

Additionally, the City Council must review the ordinance that it has adopted, approving of the funding, acquisition, or use of military equipment, at least annually, and vote on

whether to renew the ordinance at a regular meeting held pursuant to the Brown Act. § 7071(e)(1). During the review process, the City Council must determine, based on the military equipment report submitted under § 7072, whether each type of military equipment in the report has complied with the standards for approval set forth in §7071(d)(1). §7071(e)(2). If it determines a type of equipment identified in the report has not complied with the standards for approval, the City Council must either disapprove of the renewal or require modifications to the military equipment use policy in a manner that will resolve the lack of compliance.

DISCUSSION

By its very nature, law enforcement is an increasingly difficult and dangerous job. History has shown that armed encounters between law enforcement officers in the United States and heavily armed, violent offenders can be traced back to the prohibition era of the 1920s. During this time, communities were impacted by offenders and organized crime groups who were often armed with automatic weapons, wearing body armor, and using military style tactics to commit offenses (e.g., bank robberies, shootings, etc.). Since that time, law enforcement officers continued encountering heavily armed individuals and groups who were willing to engage in armed confrontations. Traditional methods of law enforcement response placed officers and community members at risk, so new equipment and methods of response had to be developed.

In addition to increased contacts with heavily armed, violent offenders, high-profile international, state, and local incidents contributed to the evolution of law enforcement response and equipment. While this is certainly not an exhaustive list, below are several incidents that led to changes in methods of response and equipment for law enforcement agencies in the United States, including the HPD:

- *Los Angeles, California:* In the 1960s, the first Special Weapons and Tactics (SWAT) Team was formed in response to several incidents involving snipers firing upon community members and officers during rioting.
- *Munich, Germany:* Multiple Israeli athletes were killed during a hostage taking in the Olympic Village during the 1972 Olympic Games in Munich, Germany. During a failed rescue attempt, 9 hostages were killed as the German Police were not trained or equipped to deal with such a sophisticated threat.
- *Hayward, California:* In the mid-1970s, HPD officers responded to a call for service and were fired upon by a subject armed with a high-powered rifle. A 72-hour stand-off ensued after the subject barricaded himself inside his residence and HPD officers were not trained or equipped to deal with such a sophisticated threat. Some HPD officers were sent to retrieve their personal hunting rifles as they were not able to get close enough to the residence without being fired upon. This led to the creation of HPD's Special Response Unit (SRU).
- *Los Angeles, California:* Two subjects, armed with high-powered rifles and body armor, robbed a bank in the North Hollywood neighborhood of Los Angeles. LAPD officers, armed only with pistols, revolvers, and shotguns, were considerably outmatched as the subjects were armed with AK-47 and AR-15 style rifles, which can defeat body

armor. In total, nearly 2,000 rounds were fired, 12 LAPD officers were shot, 8 community members were shot, and both subjects were ultimately killed after LAPD officers retrieved rifles from a nearby firearms dealer. After this incident, every law enforcement agency in the United States moved to equip officers with carbine rifles.

Law enforcement officers must have access to equipment that will allow them to perform their duties safely and to address sophisticated threats like those highlighted in the examples above. Much of the equipment listed in AB 481 and included in the HPD's inventory is to address some of the critical incidents our community members expect us to safely resolve, such as:

- High-risk offender apprehension
- Barricaded subjects
- Hostage rescue
- Dignitary protection
- Crowd control
- Active shooter response

At the same time, it is critically important that a balance is struck between providing law enforcement officers with the equipment they need and the need to ensure accountability for its use. It is incumbent upon law enforcement agencies to develop appropriate policies, procedures, and training to ensure such equipment is being used properly. The HPD's equipment inventory, contained in Attachment IV, is governed by policies and procedures and can only be used by HPD officers who have met all training requirements. Much of the equipment listed in HPD's inventory can only be used by members of the SRU during critical incidents and only after SRU members have been trained and have shown proficiency.

It should be noted that much of the equipment listed in AB 481 has never been in HPD's inventory nor has HPD sought to acquire it. Categories of equipment NOT utilized by HPD:

- Category 3 (Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached)
- Category 4 (Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion)
- Category 6 (Weaponized aircraft, vessels, or vehicles of any kind.)
- Category 8 (Firearms of .50 caliber or greater. Standard issue shotguns excluded.)
- Category 9 (Ammunition of .50 caliber or greater. Standard issue shotgun ammunition is excluded.)
- Category 11 (Any firearm or firearm accessory that is designed to launch explosive projectiles.)
- Category 13 (Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD).

In proposing this policy and, in the near future, an ordinance, the HPD seeks to retain the ability to continue using the equipment listed in Attachment IV.

FISCAL IMPACT

There is no fiscal impact associated with this agenda item.

NEXT STEPS

The HPD intends to use the April 26, 2022, Work Session (April 26th Work Session) to provide Council with a better understanding of the approval process required by AB 481, including the public meeting at which Council will be asked to approve the Proposed Policy via adoption of the ordinance (AB 481 Public Meeting), and HPD's plans to adhere to that process. After the April 26th Work Session and prior to the AB 481 public meeting, City staff hopes to engage the community in a discussion of the Proposed Military Use Policy via the following:

1. Staff hopes that during the April 26th Work Session, City Council will direct the Chief's Advisory Panel (CAP) to review and comment on the Proposed Policy prior to the AB 481 Public Meeting; and
2. City staff will host a community engagement meeting with the public, incorporating Council and community feedback, prior to the AB 481 Public Meeting.

The HPD is hopeful that through the joint efforts of the City Council, City staff, and the community, that the City of Hayward is able to adhere to the time-sensitive requirements of AB 481 and to create a more transparent process for the procurement and use of equipment now deemed "military equipment."

Prepared by: Bryan Matthews, Deputy Police Chief
Amy Rothman, Deputy City Attorney

Recommended by: Toney Chaplin, Chief of Police

Approved by:



Kelly McAdoo, City Manager

Military Equipment

706.1 PURPOSE AND SCOPE

State

The purpose of this policy is to provide guidelines for the approval, acquisition, and reporting requirements of military equipment (Government Code § 7070; Government Code § 7071; Government Code § 7072).

706.1.1 DEFINITIONS

State

Definitions related to this policy include (Government Code § 7070):

Governing body – The elected or appointed body that oversees the [Department/Office].

Military equipment – Includes but is not limited to the following:

- Unmanned, remotely piloted, powered aerial or ground vehicles.
- Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles (HMMWV), two-and-one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft, vessels, or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber, including firearms and accessories identified as assault weapons in Penal Code § 30510 and Penal Code § 30515, with the exception of standard-issue handguns.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Noise-flash diversionary devices and explosive breaching tools.
- Munitions containing tear gas or OC, excluding standard, service-issued handheld pepper spray.
- TASER® Shockwave, microwave weapons, water cannons, and long-range acoustic devices (LRADs).
- Kinetic energy weapons and munitions.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.

Hayward Police Department

Hayward PD Policy Manual

Military Equipment

706.2 POLICY

State

It is the policy of the Hayward Police Department that members of this [department/office] comply with the provisions of Government Code § 7071 with respect to military equipment.

706.3 MILITARY EQUIPMENT COORDINATOR

Best Practice

The Chief of Police should designate a member of this [department/office] to act as the military equipment coordinator. The responsibilities of the military equipment coordinator include but are not limited to:

- (a) Acting as liaison to the governing body for matters related to the requirements of this policy.
- (b) Identifying [department/office] equipment that qualifies as military equipment in the current possession of the [Department/Office], or the equipment the [Department/Office] intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all military equipment at least annually.
- (d) Collaborating with any allied agency that may use military equipment within the jurisdiction of Hayward Police Department (Government Code § 7071).
- (e) Preparing for, scheduling, and coordinating the annual community engagement meeting to include:
 1. Publicizing the details of the meeting.
 2. Preparing for public questions regarding the [department/office]'s funding, acquisition, and use of equipment.
- (f) Preparing the annual military equipment report for submission to the Chief of Police and ensuring that the report is made available on the [department/office] website (Government Code § 7072).
- (g) Establishing the procedure for a person to register a complaint or concern, or how that person may submit a question about the use of a type of military equipment, and how the [Department/Office] will respond in a timely manner.

706.4 MILITARY EQUIPMENT INVENTORY

State

The following constitutes a list of qualifying equipment for the [Department/Office]:

[Insert attachment here]

706.5 APPROVAL

State

The Chief of Police or the authorized designee shall obtain approval from the governing body by way of an ordinance adopting the military equipment policy. As part of the approval process, the Chief of Police or the authorized designee shall ensure the proposed military equipment policy is

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submitted to the governing body and is available on the [department/office] website at least 30 days prior to any public hearing concerning the military equipment at issue (Government Code § 7071). The military equipment policy must be approved by the governing body prior to engaging in any of the following (Government Code § 7071):

- (a) Requesting military equipment made available pursuant to 10 USC § 2576a.
- (b) Seeking funds for military equipment, including but not limited to applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.
- (d) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the jurisdiction of this [department/office].
- (e) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body.
- (f) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of military equipment.
- (g) Acquiring military equipment through any means not provided above.

706.6 COORDINATION WITH OTHER JURISDICTIONS

State

Military equipment should not be used by any other law enforcement agency or member in this jurisdiction unless the military equipment is approved for use in accordance with this policy.

706.7 ANNUAL REPORT

State

Upon approval of a military equipment policy, the Chief of Police or the authorized designee should submit a military equipment report to the governing body for each type of military equipment approved within one year of approval, and annually thereafter for as long as the military equipment is available for use (Government Code § 7072).

The Chief of Police or the authorized designee should also make each annual military equipment report publicly available on the [department/office] website for as long as the military equipment is available for use. The report shall include all information required by Government Code § 7072 for the preceding calendar year for each type of military equipment in [department/office] inventory.

706.8 COMMUNITY ENGAGEMENT

State

Within 30 days of submitting and publicly releasing the annual report, the [Department/Office] shall hold at least one well-publicized and conveniently located community engagement meeting, at

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which the [Department/Office] should discuss the report and respond to public questions regarding the funding, acquisition, or use of military equipment.



AB-481 Law enforcement and state agencies: military equipment: funding, acquisition, and use. (2021-2)

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Date Published: 10/01/2021 09:00 PM

Assembly Bill No. 481

CHAPTER 406

An act to add Chapter 12.8 (commencing with Section 7070) to Division 7 of Title 1 of the Government Code, relating to military equipment.

[Approved by Governor September 30, 2021. Filed with Secretary of State September 30, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

AB 481, Chiu. Law enforcement and state agencies: military equipment: funding, acquisition, and use.

Existing law designates the Department of General Services as the agency for the State of California responsible for distribution of federal surplus personal property, excepting food commodities, and requires the department to, among other things, do all things necessary to the execution of its powers and duties as the state agency for the distribution of federal personal surplus property, excepting food commodities, in accordance with specified federal law. Existing law, the Federal Surplus Property Acquisition Law of 1945, authorizes a local agency, as defined, to acquire surplus federal property without regard to any law which requires posting of notices or advertising for bids, inviting or receiving bids, or delivery of purchases before payment, or which prevents the local agency from bidding on federal surplus property. Existing federal law authorizes the Department of Defense to transfer surplus personal property, including arms and ammunition, to federal or state agencies for use in law enforcement activities, subject to specified conditions, at no cost to the acquiring agency.

This bill would require a law enforcement agency, defined to include specified entities, to obtain approval of the applicable governing body, by adoption of a military equipment use policy, as specified, by ordinance at a regular meeting held pursuant to specified open meeting laws, prior to taking certain actions relating to the funding, acquisition, or use of military equipment, as defined. The bill would also require similar approval for the continued use of military equipment acquired prior to January 1, 2022. The bill would allow the governing body to approve the funding, acquisition, or use of military equipment within its jurisdiction only if it determines that the military equipment meets specified standards. The bill would require the governing body to annually review the ordinance and to either disapprove a renewal of the authorization for a type, as defined, of military equipment or amend the military equipment use policy if it determines, based on an annual military equipment report prepared by the law enforcement agency, as provided, that the military equipment does not comply with the above-described standards for approval. The bill would specify these provisions do not preclude a county or local municipality from implementing additional requirements and standards related to the purchase, use, and reporting of military equipment by local law enforcement agencies.

This bill would also require a state agency, as defined, to create a military equipment use policy before engaging in certain activities, publish the policy on the agency's internet website, and provide a copy of the policy to the Governor or the Governor's designee, as specified. The bill would also require a state agency that seeks to continue use of military equipment acquired prior to January 1, 2022, to create a military equipment use policy.

This bill would also include findings that the changes proposed by this bill address a matter of statewide concern rather than a municipal affair and, therefore, apply to all cities, including charter cities.

By adding to the duties of local officials with respect to the funding, acquisition, and use of military equipment, this bill would impose a state-mandated local program.

The California Constitution requires local agencies, for the purpose of ensuring public access to the meetings of public bodies and the writings of public officials and agencies, to comply with a statutory enactment that amends or enacts laws relating to

public records or open meetings and contains findings demonstrating that the enactment furthers the constitutional requirements relating to this purpose.

This bill would make legislative findings to that effect.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: yes

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. The Legislature finds and declares all of the following:

(a) The acquisition of military equipment and its deployment in our communities adversely impacts the public's safety and welfare, including increased risk of civilian deaths, significant risks to civil rights, civil liberties, and physical and psychological well-being, and incurring of significant financial costs. Military equipment is more frequently deployed in low-income Black and Brown communities, meaning the risks and impacts of police militarization are experienced most acutely in marginalized communities.

(b) The public has a right to know about any funding, acquisition, or use of military equipment by state or local government officials, as well as a right to participate in any government agency's decision to fund, acquire, or use such equipment.

(c) Decisions regarding whether and how military equipment is funded, acquired, or used should give strong consideration to the public's welfare, safety, civil rights, and civil liberties, and should be based on meaningful public input.

(d) Legally enforceable safeguards, including transparency, oversight, and accountability measures, must be in place to protect the public's welfare, safety, civil rights, and civil liberties before military equipment is funded, acquired, or used.

(e) The lack of a public forum to discuss the acquisition of military equipment jeopardizes the relationship police have with the community, which can be undermined when law enforcement is seen as an occupying force rather than a public safety service.

SEC. 2. Chapter 12.8 (commencing with Section 7070) is added to Division 7 of Title 1 of the Government Code, to read:

CHAPTER 12.8. Funding, Acquisition, and Use of Military Equipment

7070. For purposes of this chapter, the following definitions shall apply:

(a) "Governing body" means the elected body that oversees a law enforcement agency or, if there is no elected body that directly oversees the law enforcement agency, the appointed body that oversees a law enforcement agency. In the case of a law enforcement agency of a county, including a sheriff's department or a district attorney's office, "governing body" means the board of supervisors of the county.

(b) "Law enforcement agency" means any of the following:

(1) A police department, including the police department of a transit agency, school district, or any campus of the University of California, the California State University, or California Community Colleges.

(2) A sheriff's department.

(3) A district attorney's office.

(4) A county probation department.

(c) "Military equipment" means the following:

(1) Unmanned, remotely piloted, powered aerial or ground vehicles.

(2) Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.

(3) High mobility multipurpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are specifically excluded from this subdivision.

(4) Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.

(5) Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.

(6) Weaponized aircraft, vessels, or vehicles of any kind.

(7) Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.

(8) Firearms of .50 caliber or greater. However, standard issue shotguns are specifically excluded from this subdivision.

(9) Ammunition of .50 caliber or greater. However, standard issue shotgun ammunition is specifically excluded from this subdivision.

(10) Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency.

(11) Any firearm or firearm accessory that is designed to launch explosive projectiles.

(12) "Flashbang" grenades and explosive breaching tools, "tear gas," and "pepper balls," excluding standard, service-issued handheld pepper spray.

(13) Taser Shockwave, microwave weapons, water cannons, and the Long Range Acoustic Device (LRAD).

(14) The following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons.

(15) Any other equipment as determined by a governing body or a state agency to require additional oversight.

(16) Notwithstanding paragraphs (1) through (15), "military equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.

(d) "Military equipment use policy" means a publicly released, written document governing the use of military equipment by a law enforcement agency or a state agency that addresses, at a minimum, all of the following:

(1) A description of each type of military equipment, the quantity sought, its capabilities, expected lifespan, and product descriptions from the manufacturer of the military equipment.

(2) The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of military equipment.

(3) The fiscal impact of each type of military equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment.

(4) The legal and procedural rules that govern each authorized use.

(5) The training, including any course required by the Commission on Peace Officer Standards and Training, that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of military equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy.

(6) The mechanisms to ensure compliance with the military equipment use policy, including which independent persons or entities have oversight authority, and, if applicable, what legally enforceable sanctions are put in place for violations of the policy.

(7) For a law enforcement agency, the procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of military equipment, and how the law enforcement agency will ensure that each complaint, concern, or question receives a response in a timely manner.

(e) "State agency" means the law enforcement division of every state office, officer, department, division, bureau, board, and commission or other state body or agency, except those agencies provided for in Article IV (except Section 20 thereof) or Article VI of the California Constitution.

(f) "Type" means each item that shares the same manufacturer model number.

7071. (a) (1) A law enforcement agency shall obtain approval of the governing body, by an ordinance adopting a military equipment use policy at a regular meeting of the governing body held pursuant to the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable, prior to engaging in any of the following:

(A) Requesting military equipment made available pursuant to Section 2576a of Title 10 of the United States Code.

(B) Seeking funds for military equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.

(C) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.

(D) Collaborating with another law enforcement agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body.

(E) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.

(F) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of, military equipment.

(G) Acquiring military equipment through any means not provided by this paragraph.

(2) No later than May 1, 2022, a law enforcement agency seeking to continue the use of any military equipment that was acquired prior to January 1, 2022, shall commence a governing body approval process in accordance with this section. If the governing body does not approve the continuing use of military equipment, including by adoption pursuant to this subdivision of a military equipment use policy submitted pursuant to subdivision (b), within 180 days of submission of the proposed military equipment use policy to the governing body, the law enforcement agency shall cease its use of the military equipment until it receives the approval of the governing body in accordance with this section.

(b) In seeking the approval of the governing body pursuant to subdivision (a), a law enforcement agency shall submit a proposed military equipment use policy to the governing body and make those documents available on the law enforcement agency's internet website at least 30 days prior to any public hearing concerning the military equipment at issue.

(c) The governing body shall consider a proposed military equipment use policy as an agenda item for an open session of a regular meeting and provide for public comment in accordance with the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable.

(d) (1) The governing body shall only approve a military equipment use policy pursuant to this chapter if it determines all of the following:

(A) The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.

(B) The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.

(C) If purchasing the equipment, the equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.

(D) Prior military equipment use complied with the military equipment use policy that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

(2) In order to facilitate public participation, any proposed or final military equipment use policy shall be made publicly available on the internet website of the relevant law enforcement agency for as long as the military equipment is available for use.

(e) (1) The governing body shall review any ordinance that it has adopted pursuant to this section approving the funding, acquisition, or use of military equipment at least annually and, subject to paragraph (2), vote on whether to renew the ordinance at a regular meeting held pursuant to the Bagley-Keene Open Meeting Act (Article 9 (commencing with Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2) or the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5), as applicable.

(2) The governing body shall determine, based on the annual military equipment report submitted pursuant to Section 7072, whether each type of military equipment identified in that report has complied with the standards for approval set forth in subdivision (d). If the governing body determines that a type of military equipment identified in that annual military equipment report has not complied with the standards for approval set forth in subdivision (d), the governing body shall either disapprove a renewal of the authorization for that type of military equipment or require modifications to the military equipment use policy in a manner that will resolve the lack of compliance.

(f) Notwithstanding subdivisions (a) to (e), inclusive, if a city contracts with another entity for law enforcement services, the city shall have the authority to adopt a military equipment use policy based on local community needs.

7072. (a) A law enforcement agency that receives approval for a military equipment use policy pursuant to Section 7071 shall submit to the governing body an annual military equipment report for each type of military equipment approved by the governing body within one year of approval, and annually thereafter for as long as the military equipment is available for use. The law enforcement agency shall also make each annual military equipment report required by this section publicly available on its internet website for as long as the military equipment is available for use. The annual military equipment report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of military equipment:

(1) A summary of how the military equipment was used and the purpose of its use.

(2) A summary of any complaints or concerns received concerning the military equipment.

(3) The results of any internal audits, any information about violations of the military equipment use policy, and any actions taken in response.

(4) The total annual cost for each type of military equipment, including acquisition, personnel, training, transportation, maintenance, storage, upgrade, and other ongoing costs, and from what source funds will be provided for the military equipment in the calendar year following submission of the annual military equipment report.

(5) The quantity possessed for each type of military equipment.

(6) If the law enforcement agency intends to acquire additional military equipment in the next year, the quantity sought for each type of military equipment.

(b) Within 30 days of submitting and publicly releasing an annual military equipment report pursuant to this section, the law enforcement agency shall hold at least one well-publicized and conveniently located community engagement meeting, at which the general public may discuss and ask questions regarding the annual military equipment report and the law enforcement agency's funding, acquisition, or use of military equipment.

7073. (a) A state agency shall create a military equipment use policy prior to engaging in any of the following:

(1) Requesting military equipment made available pursuant to Section 2576a of Title 10 of the United States Code.

(2) Seeking funds for military equipment, including, but not limited to, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.

(3) Acquiring military equipment either permanently or temporarily, including by borrowing or leasing.

(4) Collaborating with a law enforcement agency or another state agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body.

(5) Using any new or existing military equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.

(6) Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, or to apply to receive, acquire, use, or collaborate in the use of, military equipment.

(7) Acquiring military equipment through any means not provided by this subdivision.

(b) No later than May 1, 2022, a state agency seeking to continue the use of any military equipment that was acquired prior to January 1, 2022, shall create a military equipment use policy.

(c) A state agency that is required to create a military equipment use policy pursuant to this section shall do both of the following within 180 days of completing the policy:

(1) Publish the military equipment use policy on the agency's internet website.

(2) Provide a copy of the military equipment use policy to the Governor or the Governor's designee.

7074. The Legislature finds and declares that ensuring adequate oversight of the acquisition and use of military equipment is a matter of statewide concern rather than a municipal affair as that term is used in Section 5 of Article XI of the California Constitution. Therefore, this chapter applies to all cities, including charter cities and shall supersede any inconsistent provisions in the charter of any city, county, or city and county.

7075. Nothing in this chapter shall preclude a county or local municipality from implementing additional requirements and standards related to the purchase, use, and reporting of military equipment by local law enforcement agencies.

SEC. 3. The Legislature finds and declares that Section 1 of this act, which adds Chapter 12.8 (commencing with Section 7070) to Division 7 of Title 1 of the Government Code, furthers, within the meaning of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the purposes of that constitutional section as it relates to the right of public access to the meetings of local public bodies or the writings of local public officials and local agencies. Pursuant to paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution, the Legislature makes the following findings:

Requiring local agencies to hold public meetings prior to the acquisition of military equipment further exposes that activity to public scrutiny and enhances public access to information concerning the conduct of the people's business.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district under this act would result from a legislative mandate that is within the scope of paragraph (7) of subdivision (b) of Section 3 of Article I of the California Constitution.

AB 481 – HPD Equipment List

NOTE: This is a draft document. Per AB 481, we will be adding training requirements, which are contained in other associated HPD policies.

CURRENT EQUIPMENT:

1. Robot (Category 1)

a. Description, quantity, capability, and purchase cost:

Avatar Tactical Robot – Unit Cost: \$30,000 (purchased under a Bay Area UASI grant).
Quantity: 2. This equipment is a battery powered, remote operated device equipped with cameras and communication capabilities. This equipment is for (potential) use during high-risk incidents and use is authorized for all members of the department who have been trained in its use. Incidents that may qualify for its use include, but are not limited to, high-risk warrant services, barricaded subjects, and hostage negotiation/rescue operations. Before entering a structure, particularly in a tactically compromised and dangerous situation, knowledge of a subject's location is very important, and the robot can provide that without placing anyone at risk. Cameras can also help determine if a subject is armed and if there are other subjects inside that need assistance. The two-way speakers can be used to communicate, de-escalate, and determine resistance level.

b. Purpose:

To be used to remotely gain visual/audio information during high-risk incidents, deliver CNT phone, open doors, and clear buildings.

c. Authorized Use:

Only members of the department who have been trained in the use of the robot shall be permitted to operate the robot. Use is authorized by the on-scene Incident or Tactical Commander and shall comply with all associated HPD and City policies regarding privacy.

d. Expected Lifespan:

10 years

e. Fiscal Impact:

No known annual maintenance cost.

2. Unmanned Aerial Systems (Category 1)

a. Description, quantity, capability, and purchase cost:

DJI Mavick Advanced unmanned aerial system (UAS) – Unit Cost: \$6,500. Quantity: 2. The DJI Mavick Advanced is a commercial grade UAS. This UAS is a battery powered, remote operated device. The controller allows operators to fly UAS and view live feed from UAS-mounted cameras in accordance with HPD and City policy. The cameras have both RGB (normal) and FLIR (heat sensing) capabilities consistent with those mounted on all law enforcement helicopters. Flight time is approximately 25-30 minutes per battery, depending on weather and flight conditions. The UAS has also proven to be useful to public safety agencies in emergency response, search and rescue, and other

situations where aerial views enhance the safety and efficiency of law enforcement and fire personnel.

The DJI Mini 2 unmanned aerial system (UAS) – Unit Cost: \$1,411.39. Quantity: 2. This UAS is a battery powered, remote operated device. The controller allows operators to fly UAS and view live feed from UAS-mounted cameras in accordance with HPD and City policy. This is a smaller UAS specifically designed for clearing structures or other areas that are difficult or unsafe to reach for first responders. Flight time is approximately 25-30 minutes per battery, depending on weather and flight conditions. The UAS has also proven to be useful to public safety agencies in emergency response, search and rescue, and other situations where aerial views enhance the safety and efficiency of law enforcement and fire personnel.

b. Purpose:

To be deployed when its use would assist members of the department with the situations outlined in HPD Policy subsection 611.6 (Approved Uses).

c. Authorized Use:

Only assigned operators who have completed the required training, including obtaining their FAA Part 107 certification, shall be permitted to operate UAS during approved missions.

d. Expected Lifespan:

3-4 years

e. Fiscal Impact:

No known annual maintenance cost.

3. Armored Personnel Carrier (Category 2)

a. Description, quantity, capability, and purchase cost:

Armored Solutions Armored Rescue Vehicle – Unit Cost: \$82,660.00. Quantity: 1. The ARV is a Ford F550 truck designed to provide ballistic protection during high-risk incidents. It is designed to withstand multiple bullet impacts and low-level explosions. The ARV is equipped with emergency lights, siren, and a public address system for communications. It is not weaponized, nor does it contain any breaching apparatuses. Common uses of the ARV include community member or officer rescues, evacuations, and it provides ballistic protection for officers during in-progress, high-risk incidents. The ARV is also a regional mutual-aid asset, which has been requested by and deployed to assist neighboring agencies in Alameda County.

b. Purpose:

To be used during responses to high-risk incidents to enhance the safety of community members and officers, improve scene containment and stabilization, and to contribute to the safe resolution evolving critical events.

c. Authorized Use:

The use of the ARV can be requested by any Officer based on the specific circumstances of in-progress, high-risk incidents or high-risk planned operations. The ARV shall only be used by Officers trained in its deployment and in a manner consistent with

departmental training. Use shall be authorized by the Special Operations Lieutenant or the on-duty Watch Commander.

d. Expected Lifespan:

20 years

e. Fiscal Impact:

Annual maintenance cost of approximately \$2,500.

4. Command and Control Vehicle (Category 5)

a. Description, quantity, capability, and purchase cost:

Freightliner MT-55 LDV Model C34MCC-10 – Unit Cost: \$387,672.00. Quantity: 1. The Command Vehicle is a bus style vehicle with front and rear doors. It is painted white with HPD markings affixed to the front, sides, and rear of the vehicle. There are 2 separate internal office-style working spaces, most commonly used by Dispatch or Crisis Negotiations personnel. It can be used as a field-based, mobile command center for major incidents and as a backup Communications Center for the City. The Command Vehicle is also capable of transporting equipment and personnel.

b. Purpose:

To be used as a field-based mobile command center, communications center, and crisis negotiations center during major incidents. It also serves as a backup Communications Center in the event the City's primary Communications Center experiences technical issues.

c. Authorized Use:

The Command Vehicle can be requested by any member of the department for use in the field during major incidents. Use of the Command Vehicle shall be approved by the Special Operations Lieutenant and can only be operated by members of the department specifically trained in its use.

d. Expected Lifespan:

20 years

e. Fiscal Impact:

Annual maintenance cost of approximately \$2,500.

5. Breaching Apparatus: Shotgun Slugs (Category 7)

a. Description, quantity, capability, and purchase cost:

Royal Arms Tesar-2 – Unit Cost: \$4 per round. Quantity: 50. Shotgun breaching rounds are specialty shotgun shells utilized for door breaching. The Royal Arms Tesar-2 rounds contain compressed copper powder and are fired through a specialized breaching shotgun barrel. The copper powder is designed to strike and destroy the locking mechanism inside of the door, allowing entry into the room or structure. The powder is designed to dissipate after striking the locking mechanism in order to minimize entry into the target space for the safety of occupants and operators. These rounds are designed to breach heavy locks, dead-bolts, and hinges mounted inside of solid oak or steel doors. Royal Arms Tesar-2 rounds are good until they are expended if stored properly.

b. Purpose:

To gain rapid entry into a structure during critical incidents.

c. Authorized Use:

Only members of the department who have been trained in the use of a breaching shotgun shall deploy a breaching shotgun in the field. Shotgun breaching may only occur after authorization by the Incident Commander or Tactical Commander in the field and during training exercises.

d. Expected Lifespan:

Until expended

e. Fiscal Impact:

Replaced as needed (estimated \$0 to \$200 annually).

6. Specialized Firearms and Ammunition (Category 10)

a. Description, quantity, capability, and purchase cost:

(1) Carbine Rifle – Unit Cost: \$1,039.75. Quantity: 64. The carbine rifle is a firearm capable of stopping an armed subject at various distances. It is a light weight, air-cooled, gas operated, magazine fed, shoulder fired weapon capable of operating in semi-automatic and selective fire modes. These rifles fire a .223 or 5.56 caliber cartridge, which is capable of penetrating soft body armor worn by armed subjects.

(2) H&K MP5 and H&K MP5 PDW entry rifle – Unit Cost: \$1,200. Quantity: 4. The H&K MP5 and MP5 PDW are firearms capable of stopping an armed subject at various distances. They are a light weight, magazine fed, shoulder fired weapon capable of operating in semi-automatic and selective fire modes. These rifles fire a 9mm caliber cartridge.

(3) PWS MK216-LE .308 precision rifle – Unit Cost: \$1,994.99. Quantity: 5. The PWS MK216-LE is a precision rifle capable of stopping an armed subject at various distances. It is a magazine fed, shoulder fired weapon capable of operating in semi-automatic mode. This rifle fires a .308 caliber cartridge, which is capable of penetrating soft body armor worn by armed subjects, and is utilized by the department's Special Response Unit during high-risk situations.

(4) Remington 700 .308 long rifle – Unit Cost: \$1,300. Quantity: 5. The Remington 700 is a long-range firearm capable of stopping an armed subject at various distances. It is a bolt action, shoulder fired weapon capable of firing single precision shots out to significant distances. This rifle fires a .308 caliber cartridge, which is capable of penetrating soft body armor worn by armed subjects, and is utilized by the department's Special Response Unit during high-risk situations.

(5) Winchester .223 Ranger power-point 64 grain cartridge – Unit Cost: \$9.76 (per 20 rounds). Quantity: 25,000. The .223 cartridge is the primary duty ammunition for the department's carbine rifles.

(6) Winchester 5.56 full metal jacket 55 grain cartridge – Unit Cost: \$7.16 (per 20 rounds). Quantity: 67,000. The 5.56 cartridge is the primary training ammunition for the department’s carbine rifles.

(7) Winchester .223 Ranger frangible 55 grain cartridge – Unit Cost: \$12 (per 20 rounds). Quantity: 1,000. The .223 frangible cartridge is training ammunition used by the Special Response Training during live-fire exercises.

(8) Winchester .308 match king 168 grain cartridge – Unit Cost: \$50 (per 20 rounds). Quantity: 2,000. The .308 cartridge is both duty and training ammunition for the PWS MK216-LE and Remington 700 rifles, which are specifically used by the department’s Special Response Unit.

b. Purpose:

To be used during high-risk situations where precision and distance are factors as they are more accurate and effective than standard issued department firearms.

c. Authorized Use:

Only department members who are POST certified and who show proficiency during department training are authorized to carry a carbine rifle. The H&K MP5, H&K MP5 PDW, PWS MK216-LE, and Remington 700 are firearms that are only authorized for use by specially trained members of the department’s Special Response Unit.

d. Expected Lifespan:

- (1) Carbine rifles – 10 years or sooner depending on usage in training
- (2) .308 rifles – 10-15 years or sooner depending on usage in training
- (3) Ammunition – No expiration if stored properly

e. Fiscal Impact:

All rifles are inspected and serviced annually by certified department armorers. They are replaced according to date of purchase and as needed depending on usage.

- (1) Carbine rifles – Annual replacement and service costs between \$10,000 and \$20,000
- (2) .308 rifles – Annual replacement and service costs between \$0 and \$10,000
- (3) Ammunition – Annual replacement costs between \$50,000 and \$100,000

7. Noise Flash Diversionary Device (Category 12)

a. Description, quantity, capability, and purchase cost:

NFDD 7290M – Unit Cost: \$82.27. Quantity: 24. A noise flash diversionary device (NFDD), often referred to as a “flashbang”, is a device designed to create a bright flash of light and a loud sound to temporarily divert the attention of a subject in the area where it is deployed. NFDDs are used to distract and temporarily disorient dangerous subjects by overwhelming their senses of sight and hearing. This allows members of the department to take control of high-risk situations and/or accomplish legitimate law enforcement objectives during critical incidents. NFDDs are not weapons as they do not fragment as a military grenade would and oversight of the department’s purchase/use

of NFDDs is performed by the Federal Department of Alcohol, Tobacco, Firearms, & Explosives (commonly referred to as the ATF).

b. Purpose:

To be used during high-risk situations to obtain a tactical advantage or to establish control by creating a diversion.

c. Authorized Use:

NFDDs may only be used by specially trained members of the department's Special Response Unit during high-risk situations or during training.

d. Expected Lifespan:

5 years (manufacturer shelf life)

e. Fiscal Impact:

Varies depending on usage and training (\$0 to \$1,000)

8. Chemical Agents "Tear Gas" (Category 12)

a. Description, quantity, capability, and purchase cost:

(1) 2-chlorobenzylidene malononitrile (CS) – Unit Cost: Depends on the munition (see fiscal impact). CS is used by law enforcement agencies across the country. CS, commonly referred to as "tear gas", is an irritating agent and a lachrymator (irritates the eyes, causing tears and mucous flow). It can be delivered in a variety of ways and can be used by the department as a less-lethal force option during high-risk incidents, including riots and barricaded subjects. The types of CS munitions in the department's inventory are as follows (the contents are the same, but the delivery systems for each munition are different):

- (49) Model 1292 40 mm CS
- (6) Model 1092 CS Handballs
- (6) Model 1088 CS Stingerballs
- (9) Model 1090 Stingerballs
- (6) Model 1032 CS Flameless Tri-Chamber
- (3) Model 1072 CS Speed Heat

(2) Oleoresin Capsicum (OC) – Unit Cost: Depends on the munition (see fiscal impact). OC is used by law enforcement agencies across the country. OC, commonly referred to as "pepper spray", is an irritating agent that causes involuntary closure of the eyes, mucous flow, and temporary respiratory inflammation. Its primary ingredient is capsaicin, which is found in chili peppers, and OC is available to the general public for purchase. It can be delivered in a variety of ways and can be used by the department as a less-lethal force option during high-risk incidents, including riots and barricaded subjects. The types of OC munitions in the department's inventory are as follows (the contents are the same, but the delivery systems for each munition is different):

- (6) Model 2040 OC Expulsion
- (6) Model 1089 OC Stingerballs

- (6) Model 3090 OC Shotgun ferret rounds

b. Purpose:

To be used as a less-lethal force option during high-risk situations, including but not limited to those involving dangerous or combative subjects, riots, or when a tactical advantage needs to be obtained.

c. Authorized Use:

Only members of the department who are POST certified to use chemical agents are authorized to do so. The use of the above listed munitions is only authorized for specially trained members of the department's Special Response Unit.

d. Expected Lifespan:

5 years (manufacturer shelf life)

e. Fiscal Impact:

Varies depending on usage and training (\$0 to \$5,000)

9. Pepper Powder Less Lethal Launcher (Category 14)

a. Description, quantity, capability, and purchase cost:

FN 303 Less Lethal Launcher – Unit Cost: \$850. Quantity: 2. The FN 303 Less Lethal Launcher is a system that uses compressed air to deliver OC powder, paint, and specialty impact munitions. It is similar to a paintball system as it fires frangible plastic ammunition, which contains liquid OC. This system offers members of the department a less-lethal force option during high-risk situations. This system allows for liquid OC and kinetic energy impacts to be delivered to dangerous or combative subjects at various distances.

b. Purpose:

To be used as a less-lethal force option during high-risk situations, including but not limited to those involving dangerous or combative subjects, riots, or when a tactical advantage needs to be obtained.

c. Authorized Use:

The FN 303 Less Lethal Launcher may only be used by specially trained members of the department's Special Response Unit.

d. Expected Lifespan:

10 years

e. Fiscal Impact:

Varies depending on ammunition usage and training (\$0-\$2,000)

10. Specialty Impact Munition Systems and Ammunition (Category 14)

a. Description, quantity, capability, and purchase cost:

(1) Defense Technology LMT Tactical Single Shot 40 mm Launcher – Unit Cost: \$1,100. Quantity: 10. CTS 40 mm Launcher – Unit Cost: \$1,250. Quantity: 4. The 40 mm launcher is a chemical agent and/or specialty impact munition delivery system that can be used by members of the department during high-risk situations. It is capable of delivering CS into a structure or direct fire specialty

impact munitions (sponge rounds) to a dangerous or combative subject at various distances.

(2) 40 mm Sponge Rounds – Unit Cost: \$20. Quantity: 100. The 40 mm sponge round is a direct fire specialty impact munition that is similar in size and consistency to a racquet ball. It can be fired from a 40 mm and be used to neutralize a dangerous or combative subject during high-risk situations.

b. Purpose:

To be used as a less-lethal force option during high-risk situations, including but not limited to those involving dangerous or combative subjects, riots, or to deliver CS into a structure.

c. Authorized Use:

The 40 mm launcher may only be used by members of the department specially trained in its use and who have shown proficiency during departmental training.

d. Expected Lifespan:

All 40 mm launchers are inspected and serviced annually by certified department armorers. They are replaced according to date of purchase and as needed depending on usage.

(1) 40 mm launchers – 10 years

(2) 40 mm sponge rounds – 5 years (manufacturer shelf life)

e. Fiscal Impacts:

Replaced as needed (estimated \$0 to \$2,000 annually)



CITY OF HAYWARD

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

File #: PH 22-020

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Assistant City Manager

SUBJECT

Community Agency Funding: Approval of Fiscal Year 2023 Community Agency Funding Recommendations, the FY 2023 Annual Action Plan, and City of the Hayward Community Development Block Grant Community Participation Plan

That the Council:

1. Affirms the Community Services Commission's FY 2023 Community Agency Funding recommendations as outlined in Attachment II, with final Council authorization of the funding allocations of the American Rescue Plan Act of 2021 (ARPA) category (Attachment III), and the Social Services and Arts and Music categories made within the context of the Council's FY 2023 budget to be adopted in June 2022 (Attachments IV and V); and
2. Adopts a resolution (Attachment VI) authorizing the City Manager to submit an application for the Community Development Block Grant (CDBG) Program for U.S. Department of Housing and Urban Development (HUD) Program Year 2022, including the City of Hayward FY 2023 Annual Action Plan with the FY 2023 CDBG funding allocations and the updated CDBG Community Participation Plan; and
3. Adopts a resolution (Attachment VII) approving and appropriating FY 2022 Recovery Funds for Arts and Music Agencies.

SUMMARY

This report asks Council to take action on the following elements:

No.	Topic	Recommended Action
1.	FY 2023 Community Agency Funding Process	Approve the funding recommendations made by the Community Services Commission (CSC) and presented for Council Work Session on April 5, 2022
2.	FY 2023 Annual Action Plan	Approve the FY 2023 Annual Action Plan
3.	CDBG Community Participation Plan	Approve the updated CDBG Community Participation Plan

4.	FY 2022 Recovery Funds for Arts and Music Agencies	Approve and appropriate funding recommendations presented for Council Work Session on April 5, 2022
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The estimated funding available as part of the FY 2023 Community Agency Funding process is \$2,223,450. Through the Community Agency Funding process, the CSC made recommendations for the allocation of \$1,184,500 in CDBG monies for public services, economic development, and infrastructure activities, \$548,950 in General Fund monies for social services and arts and music activities, and \$500,000 in one-time ARPA funds for eligible community safety and economic recovery activities associated with the COVID crisis in Hayward.

The proposed funding is summarized by category in Table 1 on the following page and in detail in Attachment II. These funding recommendations have not changed from those presented to Council during the Work Session on April 5, 2022.

Table 1. Summary of Recommended Funding Allocation by Category

Funding Source	Category	Recipient	Amount
General Fund	Arts & Music	Community Agencies	\$82,000
General Fund	Social Services	Community Agencies	\$416,950
CDBG	Economic Development/Infrastructure	Community Agencies	\$598,763
CDBG/ARPA	Public Services	Community Agencies	\$735,737
<i>Total ARC Recommended Grants</i>			<i>\$1,833,450</i>
General Fund	Referral Services	Eden I&R	\$50,000
CDBG	HUD-Required Fair Housing Services	Community Agency	\$25,000
CDBG	Home Rehabilitation & Infrastructure Project Management	Community Agency	\$325,000
<i>Total Non-Competitive Grants</i>			<i>\$400,000</i>
GRAND TOTAL FY 2023 RECOMMENDED FUNDING (ALL SOURCES)			\$2,223,450

The Annual Action Plan

The FY 2023 Annual Action Plan summarizes the actions, activities, and financial resources to be used in FY 2023 to address the priority needs and goals identified in the FY 2021-2025 Consolidated Plan. Community input gathered during the Consolidated Planning process informed the development of these priority needs and goals.

Table 2 lists the proposed allocation of CDBG funding for the FY 2023 Annual Action Plan. It aligns with the FY 2023 CDBG funding recommendations presented in this report as part of the Community Agency Funding Process. FY 2023 equates to CDBG Program Year 2022.

Table 2. 2022 (FY 2023) Annual Action Plan Summary Funding by Project Category

No.	Project Category	Program Year 2022 (FY 2023) Funding Allocation*
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1.	Administration & Planning	\$315,000
2.	Public Facilities & Infrastructure	\$559,318
3.	Public Services	\$235,737
4.	Housing Programs	\$349,500
5.	Economic Development	\$90,445
TOTAL		\$1,550,000

*Should the FY 2023 entitlement amount exceed staff estimates, staff will implement the CSC's methodology of recommended allocation for additional funding and the Program Year 2022 funding allocations will be updated accordingly.

Citizen Participation Plan Update

HUD regulations require that all CDBG grantees develop and maintain a Citizen Participation Plan (CPP) that sets forth the City's policies and procedures for community engagement and participation in the CDBG funding and planning process. The City may revise the CPP to reflect changes in HUD regulations or to make improvements to the community participation process. Staff is recommending both procedural and administrative updates to improve community participation.

ATTACHMENTS

- Attachment I Staff Report
- Attachment II FY 2023 Funding Recommendations
- Attachment III Resolution for FY 2023 ARPA Funding
- Attachment IV Resolution for FY 2023 Social Services Funding
- Attachment V Resolution for FY 2023 Arts and Music Funding
- Attachment VI Resolution for FY 2023 CDBG Funding
- Attachment VII Resolution for FY 2022 Arts and Music Recovery



DATE: April 26, 2022

TO: Mayor and City Council

FROM: Assistant City Manager

SUBJECT Community Agency Funding: Approval of Fiscal Year 2023 Community Agency Funding Recommendations, the FY 2023 Annual Action Plan, and City of the Hayward Community Development Block Grant Community Participation Plan

RECOMMENDATION

That the Council:

1. Affirms the Community Services Commission’s FY 2023 Community Agency Funding recommendations as outlined in Attachment II, with final Council authorization of the funding allocations of the American Rescue Plan Act of 2021 (ARPA) category (Attachment III), and the Social Services and Arts and Music categories made within the context of the Council’s FY 2023 budget to be adopted in June 2022 (Attachments IV and V); and
2. Adopts a resolution (Attachment VI) authorizing the City Manager to submit an application for the Community Development Block Grant (CDBG) Program for U.S. Department of Housing and Urban Development (HUD) Program Year 2022, including the City of Hayward FY 2023 Annual Action Plan with the FY 2023 CDBG funding allocations and the updated CDBG Community Participation Plan; and
3. Adopts a resolution (Attachment VII) approving and appropriating FY 2022 Recovery Funds for Arts and Music Agencies.

SUMMARY

This report asks Council to take action on the following elements:

No.	Topic	Recommended Action
1.	FY 2023 Community Agency Funding Process	Approve the funding recommendations made by the Community Services Commission (CSC) and presented for Council Work Session on April 5, 2022
2.	FY 2023 Annual Action Plan	Approve the FY 2023 Annual Action Plan
3.	CDBG Community Participation Plan	Approve the updated CDBG Community Participation Plan
4.	FY 2022 Recovery Funds for Arts and Music Agencies	Approve and appropriate funding recommendations presented for Council Work Session on April 5, 2022

The estimated funding available as part of the FY 2023 Community Agency Funding process is \$2,223,450. Through the Community Agency Funding process, the CSC made

recommendations for the allocation of \$1,184,500 in CDBG monies for public services, economic development, and infrastructure activities, \$548,950 in General Fund monies for social services and arts and music activities, and \$500,000 in one-time ARPA funds for eligible community safety and economic recovery activities associated with the COVID crisis in Hayward.

The proposed funding is summarized by category in Table 1 on the following page and in detail in Attachment II. These funding recommendations have not changed from those presented to Council during the Work Session on April 5, 2022.¹

Table 1. Summary of Recommended Funding Allocation by Category

Funding Source	Category	Recipient	Amount
General Fund	Arts & Music	Community Agencies	\$82,000
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CDBG	Economic Development/Infrastructure	Community Agencies	\$598,763
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<i>Total ARC Recommended Grants</i>			<i>\$1,833,450</i>
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CDBG	Home Rehabilitation & Infrastructure Project Management	Community Agency	\$325,000
<i>Total Non-Competitive Grants</i>			<i>\$400,000</i>
GRAND TOTAL FY 2023 RECOMMENDED FUNDING (ALL SOURCES)			\$2,223,450

The Annual Action Plan

The FY 2023 Annual Action Plan summarizes the actions, activities, and financial resources to be used in FY 2023 to address the priority needs and goals identified in the FY 2021-2025 Consolidated Plan. Community input gathered during the Consolidated Planning process informed the development of these priority needs and goals.

Table 2 lists the proposed allocation of CDBG funding for the FY 2023 Annual Action Plan. It aligns with the FY 2023 CDBG funding recommendations presented in this report as part of the Community Agency Funding Process. FY 2023 equates to CDBG Program Year 2022.

Table 2. 2022 (FY 2023) Annual Action Plan Summary Funding by Project Category

No.	Project Category	Program Year 2022 (FY 2023) Funding Allocation*
1.	Administration & Planning	\$315,000
2.	Public Facilities & Infrastructure	\$559,318
3.	Public Services	\$235,737
4.	Housing Programs	\$349,500
5.	Economic Development	\$90,445
TOTAL		\$1,550,000

¹ April 5, 2022, Staff Report and Attachments: <https://hayward.legistar.com/LegislationDetail.aspx?ID=5542823&GUID=19B072E2-CD4B-445B-BC50-C6C4892D7EF9&Options=&Search=>

*Should the FY 2023 entitlement amount exceed staff estimates, staff will implement the CSC's methodology of recommended allocation for additional funding and the Program Year 2022 funding allocations will be updated accordingly.

Citizen Participation Plan Update

HUD regulations require that all CDBG grantees develop and maintain a Citizen Participation Plan (CPP) that sets forth the City's policies and procedures for community engagement and participation in the CDBG funding and planning process. The City may revise the CPP to reflect changes in HUD regulations or to make improvements to the community participation process. Staff is recommending both procedural and administrative updates to improve community participation.

BACKGROUND

The FY 2023 Community Agency Funding Process

Every year, the City funds social programs that serve the most vulnerable populations within the City through a combination of federally awarded CDBG funds and allocations from the City's General Fund. As the advisory body to the Hayward City Council on community service issues, the CSC makes recommendations to Council regarding the distribution of CDBG and General Fund monies for Infrastructure and Economic Development (CDBG), Public/Social Services (CDBG/General Fund), and Arts and Music (General Fund) program funds through the annual Community Agency Funding process. The Council has also authorized the distribution of one-time ARPA funds, in the amount of \$500,000, through the FY 2023 CAF process.

The Community Agency Funding process for FY 2023 opened with the publication of a Notice of Funding Availability (NOFA) on September 17, 2021. The Mandatory Bidder's Conference was held on October 19, 2021. Cumulatively, eligible applicants requested \$3,631,586.

The CSC reviewed all eligible applications, and the CSC Chairperson appointed three Application Review Committees (ARCs) by funding category to conduct applicant interviews prior to drafting funding recommendations presented in this report for Council review and approval. The three funding categories are:

1. **Infrastructure and Economic Development:** Affordable housing (not including new construction); housing rehabilitation; nonprofit facility improvements; microenterprise business support; and capacity building. Funds must meet one of three national objectives: benefit low-moderate income Hayward residents; prevent or eliminate slum blight; or meet an urgent need (i.e., disaster).
2. **Arts & Music (General Fund):** Arts and music programs that benefit Hayward residents, with an emphasis on activities that support youth education.
3. **Public/Social Services (CDBG/ARPA/General Fund):** Benefit low-moderate income Hayward residents through programs to provide food security, health services, homelessness and anti-displacement services, including job training; legal services; youth and education services.

Since the initial ARC interviews, the following public meetings have been held as part of the Community Agency Funding Process:

Table 3. Community Agency Funding Process Public Meetings

Meeting Date	Meeting Body	Description
February 16, 2022 ²	CSC	The CSC discussed their initial funding recommendations and opened a public comment period.
March 16, 2022 ³	CSC	Through a remote meeting, the CSC unanimously voted to approve the FY2023 funding recommendations, with some changes that staff implemented prior to presenting the recommendations to Council.
April 5, 2022 ⁴	City Council	During a Work Session, Council heard public comment and discussed the funding recommendations from the CSC. The public comment period on the funding recommendations opened on April 5, 2022 and will close on May 5, 2022.

One-Time Recovery Funds for Arts and Music Agencies

During the past two years of the pandemic, many of the social services agencies received an influx of additional funding to provide COVID related programming for the Hayward community. Staff identified one-time supplemental funding to support the Arts and Music agencies as the City enters the recovery phase of the pandemic. This one-time supplemental funding for the current fiscal year is meant to reinvigorate engagement in arts and music programming in Hayward as more activities return to in-person. Staff is currently exploring other funding sources to further supplement the FY 2023 awards.

The FY 2023 Annual Action Plan

HUD requires that the City update its Annual Action Plan each year. The Annual Action Plan carries out the Consolidated Plan, which is updated every five years. Council approved the current FY 2021-2025 Consolidated Plan on June 23, 2020.⁵ The Consolidated Plan identifies: affordable housing, homelessness, housing preservation, and permanent supportive housing; community development of public facilities and public services; elderly, youth, and family education services; and economic development as priority needs for the City.

The FY 2023 Annual Action Plan summarizes the actions, activities, and financial resources to be used in FY 2023 to address the priority needs and goals identified in the 2021-2025

² February 16, 2022, Staff Report and Attachments:
<https://hayward.legistar.com/LegislationDetail.aspx?ID=5450535&GUID=52C38EEC-8F69-44EC-A712-661FEA4E0EE1&Options=&Search=>

³ March 16, 2022, Staff Report and Attachments:
<https://hayward.legistar.com/MeetingDetail.aspx?ID=927858&GUID=45F7A843-F75C-4139-8F66-016A7B2D58F7&Options=info/&Search=>

⁴ April 5, 2022, Staff Report and Attachments:
<https://hayward.legistar.com/LegislationDetail.aspx?ID=5542823&GUID=19B072E2-CD4B-445B-BC50-C6C4892D7EF9&Options=&Search=>

⁵ June 23, 2020 Staff Report and Attachments:
<https://hayward.legistar.com/LegislationDetail.aspx?ID=4576644&GUID=7D9A237D-8934-4D4A-94FA-CFF24B9589CA&Options=&Search=>

Consolidated Plan. The CDBG funded activities that are allocated through the Community Agency Funding Process are outlined as a portion of the Annual Action Plan.

Citizen Participation Plan Update

HUD regulations require that all CDBG grantees develop and maintain a CPP that sets forth the City's policies and procedures for community engagement and participation in the CDBG funding and planning process.⁶ Community participation is vital to the success of CDBG-funded activities and ensures that the needs of stakeholders are met. The primary goal is to encourage and provide the community, especially low- and moderate-income residents, opportunities to participate in the development of the consolidated plan, any changes to the plan, and the City's performance reporting to HUD.

HUD regulations also require resident participation during the CPP's development and subsequent revisions. The City of Hayward may revise the CPP to reflect changes in HUD regulations or to make improvements to the community participation process. Staff is recommending updates to improve community engagement.

DISCUSSION

The FY 2023 Community Agency Funding Process

While Council discussed the funding recommendations put forth at the April 5, 2022 meeting, there were no directed modifications made to the CSC FY 2023 funding recommendations. In addition to some clarifying questions, Council discussed the need to transition into a recovery and rebuilding mindset and emphasized the need to make Hayward more inviting in order to promote economic recovery. Several councilmembers expressed interest in increasing public art within the City. This discussion becomes more applicable with the upcoming informational report on the City's publicly available art which will provide additional information on that effort this same evening.

Council also expressed a desire to identify additional sources of sustainable funding to be allocated through the CAF process in future years and noted the importance of the upcoming CAF review process in the coming months.

One-Time Recovery Funds for Arts and Music Agencies

Council was supportive of staff's recommendation to allocate one-time supplemental funding for the current fiscal year, as outlined in Attachment VII, to support the Arts and Music agencies as the City enters the recovery phase of the pandemic.

The FY 2023 Annual Action Plan

The City's Annual Action Plan is developed each year in accordance with the housing and community development goals and objectives articulated in the Consolidated Plan. The Annual Action Plan serves the following purposes:

- Identifies projects and activities to receive CDBG funds,
- Serves as an application for HUD funding, and
- Certifies the City's compliance with a variety of federal regulations.

⁶ 24 CFR § 91.105

While the FY 2023 CDBG entitlement amount were anticipated by early April, HUD has notified the City that additional time is needed to compute grantee allocation amounts for the programs covered by the Consolidated Plan, which will be available on or around May 13, 2022. Should the FY 2023 entitlement amount exceed staff estimates, staff will implement the CSC’s methodology of recommended allocation for additional funding. The final Annual Action Plan must be submitted to HUD no later than August 16, 2022. For more information on the CSC’s recommendations for allocation of additional funding, see the Work Session item from April 5, 2022.⁷

The anticipated resources for FY 2023, including an estimated annual entitlement allocation, anticipated program income from revolving loan fund repayments, and prior year resources, amounts to \$1,575,000.

For the CDBG program, entitlement cities may allocate funds as follows:

- **Administration:** up to 20% of annual allocation
- **Public Services:** up to 15% of the annual allocation plus program income
- **Infrastructure and Economic Development:** all remaining funds

Staff proposes to allocate funding for FY 2023 (i.e., CDBG Program Year 2022):

Table 7. CDBG 2022 Annual Action Plan

No.	Project Category	Program Year 2022 Funding Allocation
<i>Capped Categories (35%)</i>		
1.	Administration & Planning (20%)	\$315,000
2.	Public Services (15%)	\$235,737
<i>Uncapped Categories: Infrastructure and Economic Development (65%)</i>		
3.	Public Facilities and Infrastructure	\$559,318
4.	Housing Programs	\$349,500
5.	Economic Development	\$90,445
TOTAL		\$1,550,000

On April 5, 2022, staff published a draft of the FY 2023 Annual Action Plan⁸ for public comment, with a Public Hearing for comment and Council recommendation for approval on April 26, 2022. The City’s public comment period will conclude on May 5, 2022 and staff will submit the report to HUD no later than Tuesday, August 16, 2022.

Citizen Participation Plan Update

In addition to HUD regulations that require all CDBG grantees to develop and maintain a CPP, HUD regulations also require resident participation during the CPP’s development and

⁷ April 5, 2022, Staff Report and Attachments:
<https://hayward.legistar.com/LegislationDetail.aspx?ID=5542823&GUID=19B072E2-CD4B-445B-BC50-C6C4892D7EF9&Options=&Search=>

⁸ Draft FY 2023 Annual Action Plan
https://hayward-ca.gov/sites/default/files/documents/FY%2022-23%20Action%20Plan_Draft%20for%20Comment%20Post.pdf

subsequent revisions. Staff is recommending updates to improve public engagement and remove barriers to community participation.

The draft revised CPP⁹ was made available for public viewing and comment on April 5, 2022. While a 15-day viewing period is required, the City is providing an extended 30-day period to align with the public comment period for the FY 2023 Annual Action Plan and community agency funding recommendations.

ECONOMIC IMPACT

The proposed programs funded through CDBG and the General Fund's Social Services programs have a collective positive economic impact on the community, as they will increase food security; provide vital support services to help individuals and families maintain and obtain housing, such as legal aid, fair housing services, shelter, and home rehabilitation; and infuse capital and provide training for local small business.

FISCAL IMPACT

The CDBG Program has a neutral impact on the City's General Fund, as a portion of CDBG funds (up to 20%) may be used to pay for eligible Planning and Administration of the Program. Potential reductions to the City's CDBG grant size and unpredictable program income will result in equivalent reductions to available funds and to the administrative cap. The CDBG program remains an administratively complex undertaking requiring enhanced dedication of resources from recipients and subrecipients to meet federal reporting standards.

As part of the City's Federal Stimulus Expenditure Plan¹⁰, Council approved augmenting the FY 2023 Community Agency Funding budget by allocating one-time ARPA funding, in the amount of \$500,000, towards addressing the negative economic impacts caused by the public health emergency as a result of COVID-19. These funds are included in the FY 2023 CAF recommendations.

Social Services and Arts & Music funds are General Fund-based and subject to Council discretion. If other General Fund obligations require reductions to Social Services or Arts & Music funding, individual grants would be adjusted on a percentage basis accordingly. Historically, Council has acknowledged Social Services grants support "safety net" services (i.e., food, housing, support services for low-income people, and information and referral) and has refrained from reducing or eliminating funding based on fiscal impact.

STRATEGIC ROADMAP

These funding allocation recommendations support several of the City's Strategic Roadmap priority areas, including Preserve, Protect, & Produce Housing; Grow the Economy; Improve Infrastructure; and Support Quality of Life.

⁹ Draft Revised Community Participation Plan
<https://hayward-ca.gov/sites/default/files/documents/Citizen%20Participation%20Plan%202022.pdf>

¹⁰ July 13, 2021, Staff Report and Attachments:
<https://hayward.legistar.com/LegislationDetail.aspx?ID=5028015&GUID=E0215022-6A47-486F-81C4-9BFB2583AE10&Options=&Search=>

PUBLIC CONTACT

The Public Comment period for the FY 2023 recommended funding allocations, FY 2023 Annual Plan, and the revised CPP is in place from April 5, 2022, through May 5, 2022. Public comment on the Community Agency Funding Process, Annual Action Plan, and the City of Hayward CDBG CPP will be heard at the Public Hearing on April 26, 2022. Additionally, prior to this Work Session item, the public had the opportunity to provide public comment on the CAF process during the public comment period and at the CSC's February 16, 2022, and March 16, 2022, meetings. Public comment can be reviewed in the Attachment I Staff Report and Attachment III Public Comments of the CSC's March 16, 2022, meeting¹¹ and under Documents Received After Published Agenda.

NEXT STEPS

Next steps include the following:

- On Thursday, May 5, 2022, the City's public comment period will conclude.
- Staff will address public comments and will submit the FY 2023 Annual Action Plan to HUD no later than August 16, 2022.

Recommendations for all funding categories will be finalized following the April 26, 2022, Council meeting.

Prepared by: Carol Lee, Management Analyst

Recommended by: Monica Davis, Community Services Manager
Jennifer Ott, Assistant City Manager

Approved by:



Kelly McAdoo, City Manager

¹¹ March 16, 2022, Staff Report and Attachments:
<https://hayward.legistar.com/MeetingDetail.aspx?ID=927858&GUID=45F7A843-F75C-4139-8F66-016A7B2D58F7&Options=info|&Search=>

COMMUNITY SERVICES COMMISSION COMMUNITY AGENCY FUNDING RECOMMENDATIONS FY 2023					
CATEGORY	AGENCY	PROJECT	FY 2022 FUNDING	FY 2023 REQUESTS	FY 2023 RECOMMENDATIONS
ARPA					
Housing and Homelessness	Love Never Fails	LNF Community Engagement Center*	\$ -	\$ 143,515	\$ -
Housing and Homelessness	First Presbyterian Church of Hayward dba South Hayward Parish	SHP Tiny Home Village Program Services*	\$ -	\$ 138,346	\$ 45,000
Job Training	Downtown Streets, Inc.	Hayward Downtown Streets Team (2021)^	\$ 224,166	\$ 236,688	\$ 208,000
Job Training	Love Never Fails	Connect With IT Biz^	\$ 121,672	\$ 263,464	\$ 127,000
Youth & Education	Hayward Public Library	Family Education Program^	\$ 148,716	\$ 147,864	\$ 120,000
TOTAL FY 2023 CDBG PUBLIC SERVICES			\$ 494,554	\$ 929,877	\$ 500,000
CDBG - PUBLIC SERVICES					
Housing and Homelessness	Abode Services	Alameda County Impact	\$ 27,899	\$ 54,786	\$ 37,000
Housing and Homelessness	Alliance for Community Wellness dba La Familia	FESCO Les Marquis House - Emergency Shelter	\$ 25,000	\$ 50,000	\$ 34,000
Housing and Homelessness	Eden Council for Hope and Opportunity	Fair Housing Services**	\$ 25,000	\$ 25,000	\$ 25,000
Housing and Homelessness	Ruby's Place	Shelter and Children	\$ 25,000	\$ 60,000	\$ 34,000
Legal Services	Centro Legal de la Raza	Tenant Rights' Program	\$ 75,164	\$ 93,998	\$ 85,737
Legal Services	Family Violence Law Center	Family Violence and Homelessness Prevention Project	\$ 30,000	\$ 60,000	\$ 45,000
Youth & Education	Love Never Fails	I AM House Children's Program*	\$ -	\$ 62,966	\$ -
TOTAL FY 2023 CDBG PUBLIC SERVICES			\$ 208,063	\$ 406,750	\$ 260,737
CDBG - ECONOMIC DEVELOPMENT & INFRASTRUCTURE					
Economic Development	Centro Community Partners	Entrepreneurship Education, Financial Literacy & Access to Capital to Women/Minority Businesses	\$ 30,000	\$ 45,445	\$ 45,445
Economic Development	Community Child Care Council (4-Cs) of Alameda County	Child Care Initiative Project	\$ 45,000	\$ 45,000	\$ 45,000
Infrastructure-Neighborhood Facilities	First Presbyterian Church of Hayward dba South Hayward Parish	South Hayward Parish Critical Infrastructure Upgrade*	\$ -	\$ 193,800	\$ 193,800
Infrastructure-Neighborhood Facilities	Habitat for Humanity East Bay/Silicon Valley, Inc.	Home Repair Program (FY23) - CalHOME Portion*	\$ -	\$ 50,000	\$ 50,000
Infrastructure-Neighborhood Facilities	Habitat for Humanity East Bay/Silicon Valley, Inc.	Home Repair Program (FY23)**	\$ 175,000	\$ 175,000	\$ 175,000
Infrastructure-Neighborhood Facilities	Rebuilding Together Oakland	Rehabilitation and Repair (2021)**	\$ 150,000	\$ 150,000	\$ 150,000
Infrastructure-Neighborhood Facilities	St. Rose Hospital Foundation	Cath Lab Project*		\$ 500,000	\$ 49,599
Infrastructure-Neighborhood Facilities	Ruby's Place	Program Enhancement: Tiny Homes on Wheels	\$ 44,781	\$ 250,419	\$ 175,419
Infrastructure-Neighborhood Facilities	The Alliance for Community Wellness dba La Familia	FESCO Les Marquis House - Emergency Shelter	\$ 28,000	\$ 40,000	\$ 40,000
TOTAL FY 2023 CDBG ECONOMIC DEVELOPMENT & INFRASTRUCTURE			\$ 472,781	\$ 1,449,664	\$ 924,263
GENERAL FUND - ARTS & MUSIC					
Arts & Music	Hayward Area Historical Society	Discovery Kits	\$ 13,160	\$ 16,820	\$ 12,444
Arts & Music	Hayward Area Historical Society***	Hayward Municipal Band	\$ -	\$ 17,000	\$ 6,886
Arts & Music	Hayward Area Historical Society***	Hayward Arts Council / Band & Orchestra Festival	\$ 20,750	\$ 33,344	\$ 13,500
Arts & Music	Love Never Fails	Healing Arts	\$ 11,795	\$ 56,062	\$ 10,615
Arts & Music	Pacific Chamber Orchestra	Discover Music educational assemblies for the HUSD Elementary Schools	\$ 7,500	\$ 12,500	\$ 6,750
Arts & Music	Ruby's Place***	Sun Gallery Programs	\$ 15,000	\$ 31,900	\$ 14,000
Arts & Music	West Coast Blues Society	Russell City Blues Series & Juneteenth Holiday We Celebration	\$ 15,000	\$ 14,900	\$ 14,010
Arts & Music	Youth Orchestra of Southern Alameda County (EBYO)	Hayward Scholarships/Stipends	\$ 3,795	\$ 3,795	\$ 3,795
TOTAL FY 2023 ARTS & MUSIC			\$ 87,000	\$ 186,321	\$ 82,000
GENERAL FUND - SERVICES					
Food Security	Alameda County Community Food Bank	Food Distribution - Food Purchase Program	\$ 30,000	\$ 35,000	\$ 30,000
Food Security	Mercy Retirement & Care Center*	Mercy Brown Bag Program*	\$ -	\$ 30,000	\$ 25,000
Food Security	Spectrum Community Services	Meal Program for Seniors	\$ 22,500	\$ 40,000	\$ 25,000
Health	Crisis Support Services of Alameda County*	Expanding Mental Health and Suicide Prevention Services in Hayward*	\$ -	\$ 34,000	\$ 25,000
Housing and Homelessness	Building Opportunities for Self Sufficiency (BOSS)	South County Homeless Project (SCHP)	\$ -	\$ 36,000	\$ 18,000
Housing and Homelessness	Community Resources for Independent Living (CRIL)	Hayward Housing Services	\$ 11,665	\$ 25,000	\$ 20,000
Housing and Homelessness	Eden Council for Hope and Opportunity	Tenant/Landlord Services	\$ 20,000	\$ 20,000	\$ 15,000
Housing and Homelessness	Eden United Church of Christ☐	Newcomer Navigation Center	\$ 10,000	\$ 75,000	\$ 50,000
Housing and Homelessness	Family Violence Law Center	Domestic Violence Housing First for Hayward*	\$ -	\$ 10,000	\$ 10,000
Housing and Homelessness	First Presbyterian Church of Hayward dba South Hayward Parish	South Hayward Parish Case Management Services	\$ 34,950	\$ 71,600	\$ 55,000
Information & Referral	Eden I & R, Inc.	211 Communication System**	\$ 50,000	\$ 50,000	\$ 50,000
Legal Services	Immigration Institute of the Bay Area	Legal Services for Immigrants	\$ 20,000	\$ 40,000	\$ 20,000
Legal Services	Legal Assistance for Seniors (LAS)	Legal Services & Education to Hayward Seniors	\$ 10,000	\$ 25,000	\$ 14,450
Youth & Education	ALIVE*	ALIVE Students*	\$ -	\$ 12,000	\$ 12,000
Youth & Education	East Bay Agency for Children (EBAC)	Hayward HUB Family Resource Center	\$ 22,500	\$ 50,000	\$ 40,000
Youth & Education	Eden Youth and Family Center	Eden Youth and Family Center	\$ 22,500	\$ 55,874	\$ 22,500
Youth & Education	Horizon Services, Inc.	Lambda Project	\$ 22,500	\$ 50,000	\$ 35,000
TOTAL FY 2023 SOCIAL SERVICES			\$ 276,615	\$ 659,474	\$ 466,950

^Previously funding in a different category

*New agency/program applying for funds

**Non-competitive award

***Fiscal Sponsor

All amounts are preliminary and subject to change. Final award amounts will be authorized by Hayward City Council in June 2022. CDBG awards are dependent upon FY 2023 federal funding allocations and GF awards are subject to available budgetary funding.

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND APPROPRIATING AMERICAN RESCUE PLAN ACT of 2021 RECOMMENDATIONS FOR FISCAL YEAR 2023 IN THE SERVICES FUNDING CATEGORY

WHEREAS, the bill from the House of Representatives (H.R. 1319) was passed by the Senate of the United States on March 6, 2021 as the “American Rescue Plan Act of 2021” (ARPA); and

WHEREAS, ARPA provides \$350 billion to help states, counties, cities, and tribal governments cover increased expenditures, replenish lost revenue and mitigate economic harm from the COVID-19 pandemic; and

WHEREAS, the City of Hayward is estimated to receive an entitlement in the amount of \$38,232,335, received in two equal tranches of payments over the next 12 months; and

WHEREAS, on July 13, 2021, the City Council approved augmenting the FY 2023 Community Agency Funding budget by allocating one-time APRA funding, in the amount of \$500,000, towards addressing the negative economic impacts caused by the public health emergency as a result of COVID-19; and

WHEREAS, the City Council has considered public testimony and the funding recommendations prepared by staff and the Community Services Commission, a copy of which is attached and hereby referred to for further particulars.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and appropriates the Community Agency Funding recommendations for Fiscal Year 2023 in the ARPA Funded Services Funding Category, as shown in Exhibit A, in a total amount not to exceed \$500,000 which is incorporated by reference herein.

BE IT FURTHER RESOLVED that except as may be otherwise provided, any and all expenditures relating to the objectives described in the Community Agency budget are hereby approved and authorized and payments therefore may be made by the Director of Finance of the City of Hayward without further action of Council.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022.

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Exhibit A

COMMUNITY AGENCY FUNDING AMERICAN RESCUE PLAN ACT OF 2021 (ARPA) RECOMMENDATIONS FOR FY 2023					
CATEGORY	AGENCY	PROJECT	FY 2022 FUNDING	FY 2023 REQUESTS	FY 2023 RECOMMENDATIONS
ARPA					
Housing and Homelessness	Love Never Fails	LNF Community Engagement Center*	\$ -	\$ 143,515	\$ -
Housing and Homelessness	First Presbyterian Church of Hayward dba South Hayward Parish	SHP Tiny Home Village Program Services*	\$ -	\$ 138,346	\$ 45,000
Job Training	Downtown Streets, Inc.	Hayward Downtown Streets Team (2021)^	\$ 224,166	\$ 236,688	\$ 208,000
Job Training	Love Never Fails	Connect With IT Biz^	\$ 121,672	\$ 263,464	\$ 127,000
Youth & Education	Hayward Public Library	Family Education Program^	\$ 148,716	\$ 147,864	\$ 120,000
TOTAL FY 2023 ARPA PUBLIC SERVICES			\$ 494,554	\$ 929,877	\$ 500,000

^Previously funding in a different category

*New agency/program applying for funds

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND APPROPRIATING THE COMMUNITY AGENCY FUNDING RECOMMENDATIONS FOR FISCAL YEAR 2023 IN THE SOCIAL SERVICES FUNDING CATEGORY

WHEREAS, the City of Hayward has allocated a portion of its General Fund to a competitive funding process for organizations serving the Hayward community; and

WHEREAS, the City Council has considered public testimony and the funding recommendations prepared by staff and the Community Services Commission, a copy of which is attached and hereby referred to for further particulars.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and appropriates the Community Agency Funding recommendations for Fiscal Year 2023 in the Social Services Funding Category, as shown in Exhibit A, in a total amount not to exceed \$466,950 which is incorporated by reference herein.

BE IT FURTHER RESOLVED that except as may be otherwise provided, any and all expenditures relating to the objectives described in the Community Agency budget are hereby approved and authorized and payments therefore may be made by the Director of Finance of the City of Hayward without further action of Council.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022.

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Exhibit A

COMMUNITY AGENCY FUNDING COMMUNITY SERVICES COMMISSION RECOMMENDATIONS FOR FY 2023: GENERAL FUND SOCIAL SERVICES					
CATEGORY	AGENCY	PROJECT	FY 2022 FUNDING	FY 2023 REQUESTS	FY 2023 RECOMMENDATIONS
GENERAL FUND - SERVICES					
Food Security	Alameda County Community Food Bank	Food Distribution - Food Purchase Program	\$ 30,000	\$ 35,000	\$ 30,000
Food Security	Mercy Retirement & Care Center*	Mercy Brown Bag Program*	\$ -	\$ 30,000	\$ 25,000
Food Security	Spectrum Community Services	Meal Program for Seniors	\$ 22,500	\$ 40,000	\$ 25,000
Health	Crisis Support Services of Alameda County*	Expanding Mental Health and Suicide Prevention Services in Hayward*	\$ -	\$ 34,000	\$ 25,000
Housing and Homelessness	Building Opportunities for Self Sufficiency (BOSS)	South County Homeless Project (SCHP)	\$ -	\$ 36,000	\$ 18,000
Housing and Homelessness	Community Resources for Independent Living (CRIL)	Hayward Housing Services	\$ 11,665	\$ 25,000	\$ 20,000
Housing and Homelessness	Eden Council for Hope and Opportunity	Tenant/Landlord Services	\$ 20,000	\$ 20,000	\$ 15,000
Housing and Homelessness	Eden United Church of Christ	Newcomer Navigation Center	\$ 10,000	\$ 75,000	\$ 50,000
Housing and Homelessness	Family Violence Law Center	Domestic Violence Housing First for Hayward*	\$ -	\$ 10,000	\$ 10,000
Housing and Homelessness	First Presbyterian Church of Hayward dba South Hayward Parish	South Hayward Parish Case Management Services	\$ 34,950	\$ 71,600	\$ 55,000
Information & Referral	Eden I & R, Inc.	211 Communication System**	\$ 50,000	\$ 50,000	\$ 50,000
Legal Services	Immigration Institute of the Bay Area	Legal Services for Immigrants	\$ 20,000	\$ 40,000	\$ 20,000
Legal Services	Legal Assistance for Seniors (LAS)	Legal Services & Education to Hayward Seniors	\$ 10,000	\$ 25,000	\$ 14,450
Youth & Education	ALIVE*	ALIVE Students*	\$ -	\$ 12,000	\$ 12,000
Youth & Education	East Bay Agency for Children (EBAC)	Hayward HUB Family Resource Center	\$ 22,500	\$ 50,000	\$ 40,000
Youth & Education	Eden Youth and Family Center	Eden Youth and Family Center	\$ 22,500	\$ 55,874	\$ 22,500
Youth & Education	Horizon Services, Inc.	Lambda Project	\$ 22,500	\$ 50,000	\$ 35,000
TOTAL FY 2023 SOCIAL SERVICES			\$ 276,615	\$ 659,474	\$ 466,950

*New agency/program applying for funds

**Non-competitive award

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND APPROPRIATING THE COMMUNITY AGENCY
FUNDING RECOMMENDATIONS FOR FISCAL YEAR 2023 IN THE ARTS AND MUSIC
FUNDING CATEGORY

WHEREAS, the City of Hayward has allocated a portion of its General Fund to a competitive funding process for organizations serving the Hayward community; and

WHEREAS, the City Council has considered public testimony and the funding recommendations prepared by staff and the Community Services Commission, a copy of which is attached and hereby referred to for further particulars.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and appropriates the Community Agency Funding recommendations for Fiscal Year 2023 in the Arts & Music Funding Category, as shown in Exhibit A, in a total amount not to exceed \$82,000 which is incorporated by reference herein.

BE IT FURTHER RESOLVED that except as may be otherwise provided, any and all expenditures relating to the objectives described in the Community Agency budget are hereby approved and authorized and payments therefore may be made by the Director of Finance of the City of Hayward without further action of Council.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022.

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Exhibit A

COMMUNITY AGENCY FUNDING COMMUNITY SERVICES COMMISSION RECOMMENDATIONS FOR FY 2023: GENERAL FUND ARTS & MUSIC					
CATEGORY	AGENCY	PROJECT	FY 2022 FUNDING	FY 2023 REQUESTS	FY 2023 RECOMMENDATIONS
GENERAL FUND - ARTS & MUSIC					
Arts & Music	Hayward Area Historical Society	Discovery Kits	\$ 13,160	\$ 16,820	\$ 12,444
Arts & Music	Hayward Area Historical Society***	Hayward Municipal Band	\$ -	\$ 17,000	\$ 6,886
Arts & Music	Hayward Area Historical Society***	Hayward Arts Council / Band & Orchestra Festival	\$ 20,750	\$ 33,344	\$ 13,500
Arts & Music	Love Never Fails	Healing Arts	\$ 11,795	\$ 56,062	\$ 10,615
Arts & Music	Pacific Chamber Orchestra	Discover Music educational assemblies for the HUSD Elementary Schools	\$ 7,500	\$ 12,500	\$ 6,750
Arts & Music	Ruby's Place***	Sun Gallery Programs	\$ 15,000	\$ 31,900	\$ 14,000
Arts & Music	West Coast Blues Society	Russell City Blues Series & Juneteenth Holiday We Celebration	\$ 15,000	\$ 14,900	\$ 14,010
Arts & Music	Youth Orchestra of Southern Alameda County (EBYO)	Hayward Scholarships/Stipends	\$ 3,795	\$ 3,795	\$ 3,795
TOTAL FY 2023 ARTS & MUSIC			\$ 87,000	\$ 186,321	\$ 82,000

*New agency/program applying for funds

***Fiscal Sponsor

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND APPROPRIATING THE COMMUNITY AGENCY FUNDING RECOMMENDATIONS FOR FISCAL YEAR 2023 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; AND UPDATING THE CDBG CITIZEN PARTICIPATION PLAN

WHEREAS, the Housing and Community Development Act of 1974 makes funds available to qualified cities for certain community development activities, and the City of Hayward is qualified to receive certain funds pursuant to said act; and

WHEREAS, the City Council has considered public testimony and the CDBG Program recommendations and Citizen Participation Plan updates prepared by staff and the Community Services Commission, a copy of which is attached and hereby referred to for further particulars; and

WHEREAS, on March 31, 2022, the City was notified by the U.S. Department of Housing and Urban Development (HUD) that additional time is needed to compute grantee allocation amounts, which will be made available on or around May 13, 2022; and

WHEREAS, the Council has considered the recommendations prepared by staff and the Community Services Commission to allocate additional funding, should the FY 2023 entitlement amount exceed staff estimates; and

WHEREAS, the Council has considered the environmental impact of the program and hereby finds and determines that the program is composed of projects that are categorically excluded from the National Environmental Protection Act or will be subject to later environmental review and finds and determines that the activities funded by the program are either not subject to the California Environmental Quality Act or will be subject to later environmental review.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves the Community Development Block Grant Program and updated Citizen Participation Plan and authorizes the City Manager on behalf of the City of Hayward to execute and submit the required applications and all implementing documents in connection therewith.

BE IT FURTHER RESOLVED that the City Council of Hayward hereby approves and appropriates the Community Agency Funding Community Development Block Grant recommendations for Fiscal Year 2023 as shown in Exhibit A, in a total amount of \$1,184,500 which is incorporated by reference herein.

BE IT FURTHER RESOLVED that the City Council of Hayward hereby approves and appropriates the Community Development Block Grant funding allocations recommendations for Program Year 2022 as shown in Exhibit B, in a total amount of \$1,550,000, including \$1,184,500 in recommended funds as part of the Fiscal Year 2023 Community Agency Funding Process.

BE IT FURTHER RESOLVED that the City Council of Hayward hereby approves the recommendations prepared by staff and the Community Services Commission to allocate additional funding, should the FY 2023 entitlement amount exceed staff estimates and appropriates the amended allocation relating to the FY 2023 entitlement amount.

BE IT FURTHER RESOLVED that except as may be otherwise provided, any and all expenditures relating to the objectives described in the Community Agency budget are hereby approved and authorized and payments therefore may be made by the Director of Finance of the City of Hayward without further action of Council.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022.

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Exhibit A

COMMUNITY AGENCY FUNDING COMMUNITY DEVELOPMENT BLOCK GRANT RECOMMENDATIONS FOR FY 2023					
CATEGORY	AGENCY	PROJECT	FY 2022 FUNDING	FY 2023 REQUESTS	FY 2023 RECOMMENDATIONS***
CDBG - PUBLIC SERVICES					
Housing and Homelessness	Abode Services	Alameda County Impact	\$27,899	\$54,786	\$37,000
Housing and Homelessness	Alliance for Community Wellness dba La Familia	FESCO Les Marquis House - Emergency Shelter	\$25,000	\$50,000	\$34,000
Housing and Homelessness	Eden Council for Hope and Opportunity	Fair Housing Services**	\$25,000	\$25,000	\$25,000
Housing and Homelessness	Ruby's Place	Shelter and Children	\$25,000	\$60,000	\$34,000
Legal Services	Centro Legal de la Raza	Tenant Rights' Program	\$75,164	\$93,998	\$85,737
Legal Services	Family Violence Law Center	Family Violence and Homelessness Prevention Project	\$30,000	\$60,000	\$45,000
Youth & Education	Love Never Fails	I AM House Children's Program*	\$0	\$62,966	\$0
TOTAL FY 2023 CDBG PUBLIC SERVICES			\$208,063	\$406,750	\$260,737
CDBG - ECONOMIC DEVELOPMENT & INFRASTRUCTURE					
Economic Development	Centro Community Partners	Entrepreneurship Education, Financial Literacy & Access to Capital to Women/Minority Businesses	\$30,000	\$45,445	\$45,445
Economic Development	Community Child Care Council (4-Cs) of Alameda County	Child Care Initiative Project	\$45,000	\$45,000	\$45,000
Infrastructure-Neighborhood Facilities	First Presbyterian Church of Hayward dba South Hayward Parish	South Hayward Parish Critical Infrastructure Upgrade*	\$0	\$193,800	\$193,800
Infrastructure-Neighborhood Facilities	Habitat for Humanity East Bay/Silicon Valley, Inc.	Home Repair Program (FY23) - CalHOME Portion*	\$0	\$49,500	\$49,500
Infrastructure-Neighborhood Facilities	Habitat for Humanity East Bay/Silicon Valley, Inc.	Home Repair Program (FY23)**	\$175,000	\$175,000	\$175,000
Infrastructure-Neighborhood Facilities	Rebuilding Together Oakland	Rehabilitation and Repair (2021)**	\$150,000	\$150,000	\$150,000
Infrastructure-Neighborhood Facilities	St. Rose Hospital Foundation	Cath Lab Project*		\$500,000	\$49,599
Infrastructure-Neighborhood Facilities	Ruby's Place	Program Enhancement: Tiny Homes on Wheels	\$44,781	\$250,419	\$175,419
Infrastructure-Neighborhood Facilities	The Alliance for Community Wellness dba La Familia	FESCO Les Marquis House - Emergency Shelter	\$28,000	\$40,000	\$40,000
TOTAL FY 2023 CDBG ECONOMIC DEVELOPMENT & INFRASTRUCTURE			\$472,781	\$1,449,164	\$923,763
TOTAL FY 2023 CDBG FUNDING RECOMMENDATIONS					\$1,184,500

*New agency/program applying for funds

**Non-competitive award

***Should the FY 2023 entitlement amount exceed staff estimates, staff will implement the CSC's methodology of recommended allocation for additional funding and the Program Year 2022 funding allocations will be updated accordingly.

Exhibit B

No.	Project Category	Program Year 2022 (FY 2023) Funding Allocation*
1.	Administration & Planning	\$ 315,000
2.	Public Facilities & Infrastructure	\$ 559,318
3.	Public Services	\$ 235,737
4.	Housing Programs	\$ 349,500
5.	Economic Development	\$ 90,445
TOTAL		\$1,550,000

*Should the FY 2023 entitlement amount exceed staff estimates, staff will implement the CSC's methodology of recommended allocation for additional funding and the Program Year 2022 funding allocations will be updated accordingly.

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND APPROPRIATING FY 2022 RECOVERY FUNDS
FOR ARTS AND MUSIC AGENCIES

WHEREAS, the City of Hayward has allocated a portion of its General Fund to a competitive funding process for organizations serving the Hayward community; and

WHEREAS, on April 27, 2021, the City Council approved and appropriated \$82,000 for Fiscal Year 2022 in the Arts & Music Funding Category; and

WHEREAS, during the pandemic, many of the social services agencies received an influx of additional funding to provide COVID related programming for the Hayward community; and

WHEREAS, staff has identified one-time supplemental funding to support the Arts and Music agencies as the City enters the recovery phase of the pandemic; and

WHEREAS, this one-time supplemental funding for the current fiscal year is meant to reinvigorate engagement in arts and music programming in Hayward as more activities return to in-person; and

WHEREAS, the City Council has considered public testimony and the funding recommendations prepared by staff, a copy of which is attached and hereby referred to for further particulars.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and allocates FY 2022 Recovery funds for Arts and Music Agencies in the Arts and Music Category, as shown in Exhibit A, in a total amount not to exceed \$82,755 which is incorporated by reference herein.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to amend the FY 2022 Arts and Music contracts as shown in Exhibit A, in the name of and for and on behalf of the City of Hayward, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022.

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

Exhibit A

FUNDING RECOMMENDATIONS FOR ARTS AND MUSIC RECOVERY							
FY 2022							
CATEGORY	AGENCY	PROJECT	FY 2021 FUNDING	FY 2022 REQUESTS	FY 2022 RECOMMENDATIONS	FY 2022 SUPPLEMENTAL ONE-TIME FUNDS	FY 2022 TOTAL FUNDING RECOMMENDATION
GENERAL FUND - ARTS & MUSIC							
Arts & Music	Hayward Area Forum for the Arts dba Sun Gallery	Sun Gallery Programs	\$18,000	\$29,000	\$15,000	\$14,000	\$29,000
Arts & Music	Hayward Area Historical Society	Discovery Kits	\$8,860	\$21,500	\$13,160	\$8,340	\$21,500
Arts & Music	Hayward Area Historical Society*	Band & Orchestra Festival	\$9,000	\$7,000	\$4,750	\$2,250	\$7,000
Arts & Music	Hayward Area Historical Society*	Hayward Arts Council	\$16,000	\$25,000	\$16,000	\$9,000	\$25,000
Arts & Music	Hayward Area Historical Society*	Hayward Municipal Band	\$7,072	\$14,000	\$0	\$6,928**	\$14,000
Arts & Music	Love Never Fails	Healing Arts	\$10,473	\$49,337	\$11,795	\$37,542	\$49,337
Arts & Music	Pacific Chamber Orchestra	Discover Music educational assemblies for the HUSD Elementary Schools	\$8,800	\$12,000	\$7,500	\$4,500	\$12,000
Arts & Music	West Coast Blues Society	Russell City Blues Series & Juneteenth Celebration	\$0	\$15,000	\$15,000	\$0	\$15,000
Arts & Music	Youth Orchestra of Southern Alameda County (EBYO)	Hayward Scholarships/Stipends	\$3,795	\$3,990	\$3,795	\$195	\$3,990
TOTAL FY 2022 ARTS & MUSIC RECOMMENDATIONS			\$82,000	\$176,827	\$87,000	\$75,827	\$176,827

*Fiscal Sponsor
 **FY 2021 Contract



CITY OF HAYWARD

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

File #: LB 22-011

DATE: April 26, 2022

TO: Mayor and City Council

FROM: City Manager

SUBJECT

Strategic Roadmap Update: Adopt a Resolution Approving the Updated Strategic Roadmap for the FY2023 Budget

RECOMMENDATION

That the Council adopts a resolution (Attachment II) approving the Updated FY21-23 Strategic Roadmap.

SUMMARY

Council adopted the City's Strategic Roadmap for FY 2021-23 on January 28, 2020. Subsequently, Council adopted revisions to the Roadmap on June 1, 2021 to reflect timelines that were extended or delayed, as well as new projects that were added due to COVID-19. On January 29, 2022, Council held a full day retreat to review the status of projects and provide feedback on recommended updates to the strategic priority titles, racial equity framework, and year three work plan. This report provides a high-level summary of the retreat discussion and Attachment IV provides a detailed summary. Staff is recommending that Council adopts a resolution (Attachment II) approving the updated Strategic Roadmap (Attachment III), which has been amended to incorporate feedback from the January retreat.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Strategic Roadmap for Adoption
Attachment IV	Retreat Summary



DATE: April 26, 2022

TO: Mayor and City Council

FROM: City Manager

SUBJECT: Strategic Roadmap Update: Adopt a Resolution Approving the Updated Strategic Roadmap for the FY2023 Budget

RECOMMENDATION

That the Council adopts a resolution (Attachment II) approving the Updated FY21-23 Strategic Roadmap.

SUMMARY

Council adopted the City's Strategic Roadmap for FY 2021-23 on January 28, 2020. Subsequently, Council adopted revisions to the Roadmap on June 1, 2021 to reflect timelines that were extended or delayed, as well as new projects that were added due to COVID-19. On January 29, 2022, Council held a full day retreat to review the status of projects and provide feedback on recommended updates to the strategic priority titles, racial equity framework, and year three work plan. This report provides a high-level summary of the retreat discussion and Attachment IV provides a detailed summary. Staff is recommending that Council adopts a resolution (Attachment II) approving the updated Strategic Roadmap (Attachment III), which has been amended to incorporate feedback from the January retreat.

BACKGROUND

On December 17, 2019, staff presented a draft three-year Strategic Roadmap to the Council. The draft Roadmap incorporated feedback from two Council work sessions (May 11, 2019 and October 7, 2019), as well as staff and community feedback gathered from May through December 2019. Staff returned to Council on January 14, 2020 to present an updated Roadmap responsive to and inclusive of Council's feedback. Council adopted the FY 2021-23 Strategic Roadmap on January 28, 2020.

Due to COVID-19 and other unforeseen circumstances in 2020, staff made rapid modifications to workplans and adjustments resulting from budget reductions. In the fall of 2020, staff teams for each of the six priority areas met to discuss the year one projects and the impact on staff's work of the COVID-19 response and other 2020 events. Staff prepared recommended revisions to the adopted Strategic Roadmap to reflect timelines that were extended or delayed due to COVID-19, as well as the new projects that were added. Staff presented these recommendations to Council at a Saturday retreat on February 13, 2021 and returned to

Council for a work session on April 20, 2021. Council adopted the current Strategic Roadmap on June 1, 2021.

DISCUSSION

On January 29, 2022, Council held a full day retreat to review the status of projects and provide feedback on recommended updates to the strategic priority titles, racial equity framework, and year three work plan. This report provides a high-level summary of the retreat discussion.

Attachment IV provides a detailed summary of the retreat and the results from a pre-retreat survey that Council completed. Staff members assigned to each of the projects have read through the detailed summary and survey results and will integrate Council's comments into project planning for FY23.

Attachment III is an updated version of the Strategic Roadmap that incorporates Council's feedback from the January retreat. Staff is recommending that Council adopts a resolution approving the updated Strategic Roadmap, which will be included in the FY23 budget document.

Incorporation of Racial Equity Framework

At the retreat, staff presented an approach to incorporate a racial equity framework into the Roadmap. This is included on page 4 of the updated Strategic Roadmap. Overall, Council was supportive of this approach. There were a handful of suggestions that staff will incorporate into the work for FY23, which include exploring ways to provide emotional support and coaching to staff while engaging in these discussions and including racial equity data and reporting in future Council reports.

Updates to the Priority Titles

Staff presented several amendments to the priority titles. Council was mostly agreeable to these recommendations with some discussion. In particular, there was a lack of consensus on the title that was previously Combat Climate Change.

Based on the discussion, staff is recommending the following titles for the updated Roadmap document. Next year, staff is planning a more comprehensive update to the Strategic Roadmap because it is the end of the current three-year plan and to account for any priority or policy changes resulting from the 2022 fall election. The priorities, titles, and workplans will be fully revisited at that time.

- Enhance Community Safety & Quality of Life (previously Support Quality of Life)
- Preserve, Protect & Produce Housing for All (no change)
- Confront Climate Crisis & Champion Environmental Justice (previously Combat Climate Change)

- Invest in Infrastructure (previously Improve Infrastructure)
- Grow the Economy (no change)
- Strengthen Organizational Health (previously Improve Organizational Health)

Prioritization Exercise

The retreat included a prioritization exercise that asked Council to select their top three priority projects. Staff intends to implement *all* the projects listed as part of the year three workplan in Attachment III. The purpose of this exercise was to help staff understand which projects are most important to prioritize if unforeseen circumstances arise.

Staff understands that this exercise was not a perfect reflection of Council’s top interests and will return to Council before taking any action if tradeoffs need to be made. Councilmembers provided feedback on how to add clarity to this type of exercise in the future, which staff will incorporate into future retreats.

The following projects received four or more Council votes in the prioritization exercise. Three of the projects were added by Council through the pre-retreat survey.

Enhance Community Safety & Quality of Life

- Mobile mental health response & District Command behavioral health clinician
- Work across strategic roadmap priorities to include racial equity lens
- Dispatch needs assessment and capacity
- Continue illegal dumping prevention pilot program
- Negotiate updated master lease agreement with HARD
- Engage owners of vacant building properties to encourage activation
- Work with the survivors and descendants of Russell City to determine appropriate restitution

Preserve, Protect & Produce Housing For All

- Update Housing Element
- Continue work on updating the Affordable Housing Ordinance
- Leverage partnerships to support the creation of eligible home key projects, including hotel conversions
- Explore program to convert tax-defaulted properties to affordable housing
- Explore Safe Parking Site

Confront Climate Crisis & Champion Environmental Justice

- Explore funding opportunities to increase the circular food economy as part of the Alameda County ALL IN Eats Initiative
- Adopt & implement 2030 Green House Gas Reduction Goal & Roadmap
- Implement Shoreline Master Plan, including mitigating sea level rise in the industrial corridor through building requirements and outreach (Councilmember added)
- Water conservation measures like increasing recycled water supplies (Councilmember added)

Invest in Infrastructure

- Corporation Yard renovation and building safety upgrades
- Implement major corridor traffic calming initiatives, with a focus on Patrick Ave and Campus Drive
- Construct additional EV charging facilities
- Stack Center fundraising and construction
- La Vista Park design and construction

Grow the Economy

- “Hayward Restore & Reopen Façade Program” – Grants and loans to improve blighted storefronts
- Revise alcohol use regulations to support existing and encourage more full-service restaurants
- Explore an outdoor marketplace that allows for a variety of vendors (Councilmember added)

Strengthen Organizational Health

- Develop talent acquisition plan for citywide and critical positions
- Implement new online planning and permitting solution
- Create a language accessibility policy and program for city services

Additional Topics

Overall, Council felt that the proposed project lists for the year three work plan were the right projects. Council requested additional information or discussion on several topics. These are listed below with staff’s recommended action for the coming year.

TOPIC	STAFF’S RECOMMENDED ACTION
Public Art	Council expressed general support for more public art and requested an informational item on existing City programs. That item is going to Council on April 26, 2022. Following review of the informational item, Council can request a work session to discuss this topic further.
Fiber/Internet Access	Council requested a report outlining the current internet needs for Hayward businesses and the approaches that other jurisdictions have taken, which will go to the Council Infrastructure Committee in FY23.
Smoke Free Ordinance for Apartments	Council requested that staff explore an ordinance and research what other jurisdictions have done on this topic. Staff will provide a memo to Council during FY23 outlining the feasibility and potential costs.

Public Lighting	Council requested an update on existing public lighting and possible opportunities to improve lighting, which will go to the Council Infrastructure Committee during FY23.
Soft Story Ordinance	Council requested an update on the implementation, which will go to a Council Committee during FY23.

FISCAL IMPACT

Most projects in the Strategic Roadmap have identified capital funding or will be absorbed into annual departmental operating budgets. Projects that are not fully funded have an icon (❖) next to them in Attachment III. Staff is working on funding strategies for these projects and will bring them to Council as the projects proceed. Staff is continuously seeking outside sources of funding. However, in most cases, asterisked projects will be contingent on future budget appropriations.

NEXT STEPS

If Council adopts the updated Strategic Roadmap, staff will include it in the FY23 budget document for the May 14 Council budget retreat. The Roadmap serves as a guide for staff's budget requests and will be referenced frequently at the May retreat.

Staff is planning a more comprehensive update to the Strategic Roadmap next year because it is the end of the current three-year plan and to account for any priority or policy changes resulting from the 2022 fall election. This process will take place over a few meetings and will include team building and a review of the vision for the Strategic Roadmap. It will also be aligned with the new Councilmember orientation.

Prepared by: Mary Thomas, Management Analyst

Recommended by: Jennifer Ott, Assistant City Manager

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING AND ADOPTING THE UPDATED CITY OF HAYWARD THREE YEAR STRATEGIC ROADMAP (FISCAL YEAR 2021 - FISCAL YEAR 2023)

WHEREAS, on January 28, 2020 the City Council adopted the City’s Three-Year Strategic Roadmap for Fiscal Years 2021, 2022, and 2023; and

WHEREAS, on June 1, 2021, Council adopted updates to the Roadmap to reflect timelines that were extended and new projects that were added due to COVID-19; and

WHEREAS, on January 29, 2022, Council held a retreat to review and comment on staff’s recommended revisions for year three of the Roadmap,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward approves and adopts the updates to the City of Hayward Three-Year Strategic Roadmap as shown in Attachment III to this agenda item.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

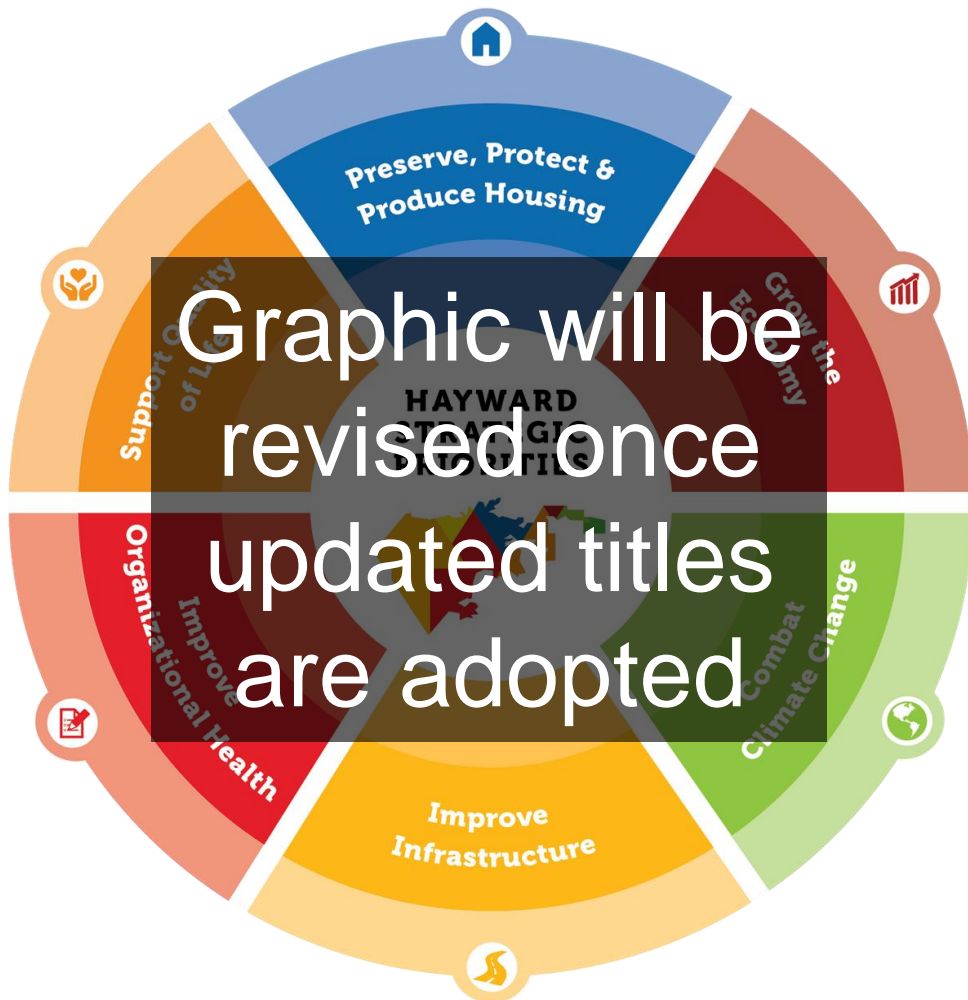
APPROVED AS TO FORM:

City Attorney of the City of Hayward



City of Hayward Strategic Roadmap FY2021 to FY 2023

Updated [DATE], 2022



City Council adopted the original Roadmap on January 28, 2020.
City Council adopted this updated Roadmap on [DATE], 2022.

About the Roadmap

The Roadmap starts with a shared Hayward vision for 2024. From that shared vision, we identified six core priorities required to achieve the vision. To accomplish each priority, we developed key projects, named responsible departments, and created a timeline.

Strategic Vision

By 2024, Hayward is growing in population and stature. Existing residents are proud to call Hayward home, and it is becoming a community of choice for new families and employers.

Hayward attracts new, higher-paying jobs, allowing existing and new residents to live and work in the same community. Because demand is high, blighted properties are re-developed and occupied. Hayward's attractive downtown and neighborhood business corridors draw people from across the region, featuring unique and locally-owned restaurants, music and art, outdoor dining, and inviting public spaces.

Diverse families live in healthy, 'complete communities' with stable housing, safe streets, excellent schools, and inclusive neighborhoods. Hayward has started construction of thousands of new housing units at all income levels. To reduce displacement of existing residents, the City is especially focused on affordable housing options, with many new high-density developments located near transit. The number of people without housing has decreased, and they are able to access the necessary social services to thrive.

Hayward continues to be a leader in climate resilience, reducing its carbon footprint, improving its sustainable practices, increasing green spaces, and preparing residents to face the impacts of climate change. Hayward has prioritized active transportation and multi-modal corridors over a reliance on cars and roads. As a result, the City sees less traffic, less pollution, and less speeding. Clean, leafy and landscaped corridors are more walkable and bikeable.

Internally, employees feel city-wide priorities are aligned to their work and are able to grow and thrive in their roles. Employees from diverse backgrounds are recruited, retained and celebrated, and staff provide culturally informed services to our community. The City is streamlining processes and using technology more effectively to provide better customer service. Hayward is also developing important partnerships between education institutions, transit services, and other regional agencies.

Overall, there is a rising sense of pride among employees and residents alike. While there is much more to do, the City of Hayward is a place where people want to be.

Strategic Priorities

The critical focus areas to achieve the vision.



Enhance Community Safety & Quality of Life

- Community-based response models
- Emergency preparedness
- Cleanliness and blight reduction
- Library and educational programs
- Celebrate heritage & confront inequities



Preserve, Protect & Produce Housing For All

- House and support people experiencing homelessness
- Incentivize housing production for all
- Protect the affordability of existing housing



Confront Climate Crisis & Champion Environmental Justice

- Reduce greenhouse gases and dependency on fossil fuels
- Promote a circular economy
- Mitigate climate crisis impacts through resilient design



Invest in Infrastructure

- Multi-Modal Transportation
- City-Owned Facilities & Property
- Water Supplies, Sanitation & Sewers
- Community-wide Internet Infrastructure & Access



Grow the Economy

- Invest in the future through businesses support services
- Enhance marketing
- Workforce development pipelines
- Strategically dispose of City property
- Create thriving commercial corridors



Strengthen Organizational Health

- Fiscal sustainability
- Employee engagement and retention
- Communications, transparency, and community engagement
- Safe & collaborative work environment

Racial Equity Focus Projects

We strive to build a culture of equity to ensure that we are meeting the needs of all residents.

The City is committed to providing equitable services that improve the lives of all residents and take into consideration past inequities and injustices. We know achieving this vision requires tackling tough issues like institutional racism and implicit bias. We also know it takes continuous listening, learning, and improvement.



Throughout this plan, we have identified projects with this icon that have a racial equity focus or services/projects that we are reviewing through a racial equity lens.

Questions we ask when we apply a racial equity lens to a service or project:

- What problem is this service/project seeking to address?
- Who benefits from this service/project? Are some community members impacted by the problem more than others? Do we have demographic information about this group(s)?
- Who does this service/project not benefit? Do we have demographic information about this group(s)?
- Who is currently accessing this service?
- Who is not accessing this service? Do we know why? Are there barriers that makes it more difficult for some community members to use or access this service?
- How are we communicating about this service/project? What barriers are there for people to find up-to-date information?

Strategic Roadmap FY2021 to FY2023 Project List



Enhance Community Safety and Quality of Life

† = Racial Equity Focus Project ✦ = Needs Funding ⊙ = Statutory Requirement √ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Support Safety through Community-Centered Response and Enforcement Models							
Q1	Assess findings from County's comprehensive assessment teams (CAT) pilot in preparation to roll out permanent program outside of County	√				PD, FD	LB, CS
Q2	Implement a vaping ban	√				DS	
Q3	Expand existing support services offered by the Hayward Police Department Youth and Family Services Bureau to include life skills, education and restorative justice	√	→	→	→	PD	
Q4	Implement Hayward Police Department Community Advisory Panel	√	→	→	→	PD	
Q5 Community Safety Public Engagement and Policy Innovation Workshop Pilots/Projects							
Q5a	Conduct community engagement and public polling to understand community concerns	√				CM, PD	All
Q5b	Implement Policy Innovation Workshop to design potential policy solutions	√				CM, PD	All
Q5c	Implement Dispatch Needs Assessment and Capacity †			X		CM, FD, PD	
Q5d	Pilot Behavioral/Mental Health Coordinator Position †			X		CM, FD, PD	
Q5e	Implement Pilot Mobile Mental Health Response Team †			X		CM, FD, PD	
Q5f	Implement District Command Behavioral Health Clinician †			X	→	CM, FD, PD	
Q5g	Community Feedback and Complaint Liaison †			X		CM, PD	CA
Q5h	Implement CSO Response to Property Crimes †			X	→	PD	
Q5i	Implement HPD Training Curriculum Working Group †			X		PD, HR, CM	
Q5j	Implement Neighborhood Participatory Budgeting †			X		CM, Fin	
Q6	Bring work session to Council on gun control options			X			
Support Safety through Emergency Preparedness, Planning, and Response							
Q7 Covid-19 Response							
Q7a	Establish Graffiti Relief Program	√				DS	
Q7b	Launch and run Food Distribution Operation †	√				CM, CS	FD, MS
Q7c	Launch and run Covid-19 Testing and Vaccine Operations †	√	→			FD	MS
Q7d	Operate Long-term Partial Activation of EOC, including rapid rollout of Veoci	√				FD	All
Q8	Conduct a 'risk & resilience' assessment of water system and update emergency response plan ⊙	√				PW	FD
Q9	Update comprehensive emergency services plan for community and staff			X		FD	MS, PW, PD
Q10	Update and adopt Fire Department strategic plan			X		FD	
Q11	Expand emergency shelter sites in Hayward*		√	→	→	HS	FD
Invest in Cleanliness and Reduce Blight							
Q12	Create and implement Interdepartmental Homeless Encampment Task Force	√	→	→	→	CS, DS, PD, HS, MS	
Q13	Adopt and Enforce Vacant Building Property Ordinance**	√	→	→	→	DS	
Q14	Engage owners of vacant building properties and encourage activation of vacant sites ✦**			X		ED	

Strategic Roadmap FY2021 to FY2023 Project List



Enhance Community Safety and Quality of Life

† = Racial Equity Focus Project ✦ = Needs Funding ⊙ = Statutory Requirement √ = Completed → = Continuous **bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Q15	Revamp community preservation ordinance to combat blight and enhance neighborhood livability **			X	→	DS	
Q16	Implement a strategy to compel Union Pacific to clean up their unsafe and blighted properties, mitigate public safety risk, and reduce inefficient use of staff resources	√	→	→	→	CM	CA, DS, PW, FD, PD, MS
Q17	Implement targeted illegal dumping prevention programs						
Q17a	Operation Clean Sweep	√	→			MS	
Q17b	Pilot programs and analysis †			X		MS	PD
Q17c	Roll out permanent program (if funded) ✦					MS	PD
Enhance Library, Educational, and Neighborhood Programs							
Q18	Implement Census 2020 community engagement	√				CM, LB	CS
Q19	Plan library operations and hours to leverage the new facility						
Q19a	Launch library Curbside Service	√	→			LB	
Q19b	Expand online Library programming offerings	√	→	→	→	LB	
Q19c	Launch Bookmobile Program ✦		√	→	→	LB	MS
Q19d	Conduct survey of library hours need and analysis of use		√			LB	
Q19e	Conduct stage one of strategic planning and implementation †			X		LB	
Q20	Negotiate updated Master Lease Agreement with Hayward Recreation and Park District †			X		CM	CA
Celebrate Hayward's Heritage & Confront Racial Inequities							
Q21	Work across Strategic Roadmap priorities to include racial equity lens (see Exhibit A) †			X		CM, GARE	All
Q22	Onboard more staff to join the Government Alliance for Racial Equity (GARE) staff team †			X		CM, GARE	All
Q23	Create an internal racial equity training program and policy †			X		CM, GARE	All
Q24	Design and Install Heritage Plaza Art Pieces to Honor Indigenous, Japanese American, and Russell City Heritage †			X		CM	LB, MS
Q25	Work with the survivors and descendants of Russell City to determine appropriate restitution ✦ †			X		CM	
Q26	Create a needs assessment that identifies culturally competent ways to recognize the contributions of BIPOC Hayward residents through murals, signages, roadway improvements, and other City projects ✦ †			X		CM	

Strategic Roadmap FY2021 to FY2023 Project List

Preserve, Protect, and Produce Housing for All

✦ = Racial Equity Focus Project ✦ = Needs Funding ⊕ = Statutory Requirement √ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Invest in programs to house and support people experiencing homelessness							
H1 Sustain the Navigation Center to House and Support the People Experiencing homelessness							
H1a	Oversee operations of the Navigation Center (i.e. funding administration, contract management, data collection, and performance monitoring) ✦	√	→	→	→	CS	
H1b	Identify Sustainability funding source for the navigation center	√	→	→	→	CS	FN
H1c	Oversee operations of the Navigation Center Annex (i.e. funding administration, contract management, data collection, and performance monitoring) ✦			X		CS	
H2 Implement Let's House Hayward: the Homelessness Reduction Strategic Plan							
H2a	Create a Homelessness Reduction Strategic Plan modeled after an empowerment approach and best practices, as well as after Alameda County's EveryOne Home Plan	√				CS	HS, PL, PD, M
H2b	Pilot Shallow Subsidy Program ✦			X		CS	
H2c	Explore Safe Parking Site ✦			X		CS	
H2d	Leverage partnerships to support the creation of eligible home key projects, including hotel conversations ✦			X		CS	
H3	Partner with Alameda County to transition from Winter Warming Shelters to Winter Shelters (open nightly, regardless of temperature) ✦	√	→	→	→	CS	DS, H, PD
Incentivize housing production for all							
H4 Implement housing incentives and production work plan in accordance to state housing limits							
H4a	Explore moderate-income financing model	√				HS	
H4b	Amend Density Bonus Ordinance ⊕ ✦			X		DS	
H4c	Develop updated residential objective standards in response to recent State housing legislation to allow residential properties to develop into a variety of housing types at densities permitted under the applicable General Plan designation ✦			X		DS	
H4d	Explore program to convert tax-defaulted properties to affordable housing ✦			X		HS	
H4e	Create marketing materials for incentivizing housing production ✦			X		HS	
H4f	Update Accessory Dwelling Unit (ADU) ordinance ⊕ ✦					DS	
H5 Evaluate the Affordable Housing Ordinance							
H5a	Add a section to Housing and Housing Development staff reports to track accomplishments of Housing Element goals and programs including progress toward meeting RHNA goals	√				HS	
H5b	Hold work session for potential revisions ✦			X		HS	
H6 Expend the Affordable Housing Trust funds							
H6a	Hold a work session on establishing funding priorities for Affordable Housing Trust including the potential for affordable rental housing, homeownership, co-ops, and shelter opportunities	√				HS	
H6b	Issue Notice of Funding Availability (NOFA) or establish programs consistent with Council funding priorities ✦					HS	

Strategic Roadmap FY2021 to FY2023 Project List

Preserve, Protect, and Produce Housing for All

✦ = Racial Equity Focus Project ✦ = Needs Funding ⊕ = Statutory Requirement ✓ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
H7 Pursue state housing funding opportunities							
H7a	Identify and respond to regulations to ensure that Hayward or Hayward-supported projects qualify for state housing funding	✓	→	→	→	HS	All
H7b	Apply for state housing funding to support strategic partnerships and Council priorities	✓	→	→	→	HS	All
H8	Update the Housing Element ⊕ ✦			X		DS	
Protect the affordability of existing housing							
H9 Recommend updates to the Rent Stabilization Ordinance							
H9a	Provide 6-month update on the implementation of Rent Stabilization Ordinance and recommend amendments	✓				HS	
H9b	Monitor the implementation of the Rent Stabilization Ordinance and prepare a statistical report	✓	→	→	→	HS	
H9c	Implement Tenant Relocation Assistance Ordinance adopted after 6 month Update ✦		✓	→	→	HS	
H9d	Tenant Relocation Emergency Fund ✦			X		HS	
H10	Implement a Soft Story Ordinance		✓	→	→	DS	
H11 Covid-19 Response							
H11a	Implement and monitor eviction moratorium	✓				HS	
H11b	Implement CV-19 rent relief program	✓				HS	
H11c	Analyze alternative rent increase thresholds	✓				HS	
H11d	Expand mediation services to tenants and landlords who need support developing a repayment plan for unpaid rent due to COVID	✓				HS	
H11e	Allocate and administer CDBG-CV funding for homelessness and housing services ✦	✓				CS	H
H11f	Foreclosure Prevention Program ✦			X	→	HS	
H11g	Wealth Building/ Universal Income Program ✦			X	→	HS	

Strategic Roadmap FY2021 to FY2023 Project List



Confront Climate Crisis & Champion Environmental Justice

† = Racial Equity Focus Project ❖ = Needs Funding ⊙ = Statutory Requirement √ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Reduce greenhouse gases and dependency on fossil fuels							
C1	Ban natural gas in new residential buildings	√				PW	DS
C2	Require EV charging infrastructure in new construction	√				PW	DS
C3	Adopt and implement the 2019 Building Code & Fire Code	√				DS	FD
C4	Transition electricity use in city operations to 100% renewable energy		√			PW	MS
C5	Adopt & implement 2030 GHG Goal & Roadmap along with other General Plan Elements ❖ †			X	→	PW	DS
C6	Prepare a plan to facilitate transition of natural gas appliances to electric in City Facilities					MS	PW
C7	Plant 1,000 trees annually (500 trees per year by City staff, 500 additional trees by other partners (HARD, HUSD, CSU, Chabot, and private developers))			X	→	MS	DS
C8	Transition 15% of total city fleet to EV/hybrid models ❖			X		MS	PW
C9	Work with EBCE to transition citywide electricity use to 100% carbon free					PW	MS
C10	Explore feasibility of banning natural gas in non-residential (commercial) buildings (for next code update)					PW	DS, ED
Reduce waste by promoting a circular economy							
C11	Develop ordinance regulating single-use food ware in restaurants and coordinate with county-wide efforts		√			PW	DS
C12	Conduct outreach regarding AB1276 - single-use disposables			X		PW	DS
C13	Explore funding opportunities to increase the circular food economy in Hayward as part of the Alameda County All in Eats Initiative †			X		CM	PW, CS
Mitigate climate crisis impacts through resilient design and community engagement							
C14 Shoreline Master Plan							
C14a	Complete Shoreline Master Plan	√				DS	PW
C14b	Implement Shoreline Master Plan, including mitigating sea level rise in the industrial corridor through building requirements and outreach			X	→	DS	PW
C15	Update Tree Preservation Ordinance			X		DS	MS
C16	Pursue on water conservation measures like increasing recycled water supplies			X		PW	

Strategic Roadmap FY2021 to FY2023 Project List



Invest in Infrastructure

✦ = Racial Equity Focus Project ✦ = Needs Funding ⊙ = Statutory Requirement ✓ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Invest in Multi-Modal Transportation							
N1 Improve access and mobility in downtown Hayward							
N1a	Implement downtown parking plan	✓				PW	MS
N1b	Prepare Downtown Specific Plan Implementation Plan					PW	DS
N2 Implement major corridor traffic calming initiatives							
N2a	Complete Hayward Boulevard feasibility study					PW	
N2b	Implement Hayward Boulevard traffic calming plan					PW	
N2c	Complete Tennyson Road feasibility study					PW	
N2d	Implement Tennyson Boulevard traffic calming plan					PW	
N2e	D Street Traffic Calming Plan Feasibility Study					PW	
N2f	Implement D Street Traffic Calming Plan					PW	
N2g	Patrick Ave Complete Street Improvements			X		PW	
N2h	Campus Drive Traffic Calming			X		PW	
N3	Develop and submit a Traffic Impact Fee		✓			PW	
N4 Increase transit options and ridership							
N4a	Work with AC Transit Interagency Liaison Committee to make bus transit more convenient and reliable	✓	→	→	→	PW	CS
N4b	Work with Alameda County Transportation Commission (ACTC) to develop a rapid bus project along Mission Blvd.	✓	→	→	→	PW	DS
N4c	Work with Alameda County Transportation Commission (ACTC) to implement a rapid bus project along Mission Blvd.	✓	→	→	→	PW	DS
N4d	Continue to require new development adopt transportation demand management strategies to reduce the use of single occupancy vehicles and encourage the use of alternative modes of travel	✓	→	→	→	DS	
N4e	Continue to work with BART to encourage transit-oriented development on BART owned property in Hayward	✓	→	→	→	CM	
N5 Maintain and improve pavement							
N5a	Maintain Pavement Condition Index (PCI) at 70 ✦	✓	→	→	→	PW	
N5b	Prepare OHHA pavement improvement program design and financing structure	✓				PW	
N5c	Construct various OHHA pavement improvements		✓	→	→	PW	
N6	Develop a micro-mobility policy (eBikes, eScooters)			X		PW	
N7 Improve Mission Boulevard as a key 'Gateway to the City'							
N7a	Complete construction of Mission Boulevard Phase 2	✓				PW	
N7b	Explore funding of Mission Boulevard Phase 2 and Linear Park			X		PW	
N7c	Complete design of Mission Boulevard Phase 3 and construction ✦			X	→	PW	
N8 Implement the Bike & Ped Master Plan							
N8a	Add 2 miles of sidewalks per year ✦	✓	→	→	→	PW	
N8b	Add 10 lane miles of bike lanes per year	✓	→	→	→	PW	
N8c	Assess Safe Routes to School	✓	→			PW	
N8d	Implement Safe Routes School ✦			X	→	PW	
N8e	Assess Safe Route for Seniors in the downtown area			X		PW	

Strategic Roadmap FY2021 to FY2023 Project List



Invest in Infrastructure

✦ = Racial Equity Focus Project ✦ = Needs Funding ⊙ = Statutory Requirement √ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
N8f	Implement Safe Route for Seniors in the downtown area ✦			X		PW	
N8g	Conduct a feasibility study of Jackson Street Improvements ✦					PW	
N9 Expand EV charging infrastructure for city fleet and employees							
N9a	Conduct analysis of future demand	√				MS	PW
N9b	Construct additional EV charging facilities ✦			X		MS	PW
Invest in City Facilities & Property							
N10 Construct the fire station and Fire Training Center				X		PW	FD
N11 Investigate major municipal building upgrade needs							
N11a	Conduct a site and cost analysis of a new Police building					PW	PD
N11b	Conduct a needs assessment of upgrading the Corp Yard					PW	MS
N11c	Investigate funding options for new Police building and Corp Yard					CM	PW, FN
N12 Upgrade and maintain Airport infrastructure and facilities							
N12a	Rehabilitate the pavement in phases	√	→	→	→	PW	
N12b	Design and construct capital improvements to Airport hangars	√	→			PW	
N12c	Design, enclose, and construct open sections of Sulphur Creek adjacent to runways					PW	
N12d	Design and construct Engineered Materials Arresting System (EMAS) at the departure end of Runway 28L					PW	
N13 Oversee the rebuilding of the South Hayward Youth and Family Center (the Stack)							
N13a	Finalize financing ✦			X		CM	LB, CS
N13b	Design and construct center ✦			X	→	PW	CM
N13c	Continue working with service providers to ensure a mix of services and opportunities that best address the needs of the corridor ✦			X	→	CM	LB, CS
N14 Complete La Vista Park							
N14a	Design La Vista Park			X		PW	
N14b	Construct La Vista Park			X	→	PW	
N15 Complete gateway and corridor landscape beautification ✦							
N15a	Complete Tennyson corridor landscape beautification	√	→			MS	PW
N15b	Complete Jackson corridor landscape beautification			X		MS	PW
N16	Evaluate options for adding bathrooms to Heritage Plaza					PW	LD
N17	Corporation Yard renovation and building safety upgrades - COVID recovery			X			
Invest in Water Supplies, Sanitation Infrastructure & Storm Sewers							
N18 Upgrade water system infrastructure							
N18a	Develop and launch Advanced Metering Infrastructure (AMI) customer portal			X		PW	FIN
N18b	Replace an average of 3 miles of water pipelines annually			X	→	PW	
N19 Update Water Pollution Control Facility Phase II Plan							
N19a	Design the upgrade			X		PW	
N19b	Construct the upgrade					PW	
N20	Upgrade sewer collection system by replacing an average of 3 miles of sewer lines annually			X		PW	

Strategic Roadmap FY2021 to FY2023 Project List



Invest in Infrastructure

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Projects		Y1	Y2	Y3	Y3+	Lead	Support
N21	Implement phase 2 of solar project and investigate interim usages of additional energy	√	→	→	→	PW	
N22 Meet regulatory requirements for zero trash in stormwater by installing trash capture devices							
N22a	Install trash capture devices	√	→	→	→	PW	
N22b	Perform related trash reduction activities	√	→	→	→	PW	
N23 Expand recycled water facilities							
N23a	Complete RW project construction (initial phase)	√				PW	
N23b	Develop a Recycled Water Master Plan			X		PW	
Invest in Community-Wide Internet Infrastructure and Access							
N24 Dark Fiber Optic Infrastructure to Improve Broadband							
N24a	Finalize implementation of dark fiber optic infrastructure grant	√	→			CM	
N24b	Complete installation of dark fiber optic infrastructure	√	→			PW	IT
N24c	Investigate the use of dark fiber optic infrastructure	√	→			IT, PW	
N25	Provide technology devices and hotspots through the Library's Tech Lending program ✦			X	→	CM	
N26	Digital Divide Community Survey ✦			X		CM	

Strategic Roadmap FY2021 to FY2023 Project List



Grow the Economy

✦ = Racial Equity Focus Project ✧ = Needs Funding ⊙ = Statutory Requirement ✓ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Strengthen marketing to support Hayward businesses							
E1 Update and implement a marketing plan, including an Opportunity Zone campaign							
E1a	Update the marketing plan	✓				ED	CMR
E1b	Implement the marketing plan		✓	→	→	ED	CMR
Invest in programs that support Hayward business and workers							
E2 Continue supporting business development through concierge service, incentives/grants/loans, collaborations with the chamber and SBA, and the newly updated events grants							
E2	Continue supporting business development through concierge service, incentives/grants/loans, collaborations with the chamber and SBA, and the newly updated events grants	✓	→	→	→	ED	
E3 Update and implement a revised cannabis ordinance to incorporate best practices to better support cannabis businesses							
E3	Update and implement a revised cannabis ordinance to incorporate best practices to better support cannabis businesses	✓	→	→	→	DS	
E4	Develop and implement a local minimum wage ordinance	✓				ED	
E5 Revise alcohol use regulations to support existing and encourage more full-service restaurants							
E5	Revise alcohol use regulations to support existing and encourage more full-service restaurants			X		DS	
E6 COVID-19 Pandemic Response							
E6a	COVID-19 Business Sector Reopening Assistance including providing consultations with businesses, information dissemination and new permit requirements to be consistent with evolving health orders	✓	→			ED	
E6b	COVID-19 Restaurant Assistance including facilitating outdoor dining programs including the Together for Downtown Hayward program	✓	→			DS, ED	CMR
E6c	COVID-19 Policy Development including a commercial eviction moratorium and cap on third-party delivery service provider fees assessed to restaurant and food establishments	✓				ED	CA
E6d Sidewalk Vendor Ordinance							
E6d	Sidewalk Vendor Ordinance			X		DS	
E7 COVID-19 Pandemic Recovery Business Assistance							
E7a	COVID-19 Small Business Recovery & Equity Programs including exploration and establishment of grant program targeted to for black and other minority-owned business. ✦	✓	→			ED	
E7b	COVID-19 Retail Recovery Program including exploration and development of "Shop Local Gift Card Program" to promote small businesses, induce immediate cash flow and encourage small business adoption of e-commerce platforms		✓			ED	
E7c	Outdoor Gathering Permit established	✓	→			DS	
E7d	Outdoor Dining Permit established	✓	→			DS	
E7e	Temporary Outdoor Business Activities Permit	✓	→			DS	
E7f "Get Digital" - Direct Technical Assistance to Small Business to Compete with Online Retailers ✦							
E7f	"Get Digital" - Direct Technical Assistance to Small Business to Compete with Online Retailers ✦			X		ED	
E7g "Restaurant Relaunch" - Technical Assistance for Adapting to Post COVID-19 Market Trends, Safety Requirements ✦							
E7g	"Restaurant Relaunch" - Technical Assistance for Adapting to Post COVID-19 Market Trends, Safety Requirements ✦			X		ED	
E7h	Small Business Assistance Grants - Grants to Businesses with 10 or Fewer Employees ✦			X	→	ED	
E7i	"Hayward Restore & Reopen Facade Program" - Grants and Loans to improve blighted storefronts, centers and corridors ✦			X	→	ED	

Strategic Roadmap FY2021 to FY2023 Project List



Grow the Economy

✦ = Racial Equity Focus Project ✧ = Needs Funding ☉ = Statutory Requirement ✓ = Completed → = Continuous **Bold (X)** = Y3 Work Plan

Projects		Y1	Y2	Y3	Y3+	Lead	Support
Grow workforce development pipelines							
E8	Strengthen workforce development pipelines						
E8a	Collaborate with Hayward Unified, Eden Area ROP, Hayward Adult School, CSU East Bay, Chabot College, Life Chiropractic, the YSFB, and local nonprofits to assist in connecting their training, internship, and placement programs with local businesses		✓	→	→	ED	
E8b	Re-establish the Business Engagement Program and referral process to Alameda County Workforce Development Department					ED	
E8c	Collaborate with workforce development partners to organize, host and sponsor job fairs, manufacturing/STEM career awareness events to support a local workforce pipeline					ED	
E8d	Devise plan to maximize workforce development pipelines					ED	
E8e	Explore the concept of a business incubator with CEDC, CSUEB, Chabot College and the Chamber					ED	
Strategically dispose of City property							
E9	Deconstruct the former City Center building and commence discussions regarding future redevelopment of the City Center properties						
E9a	Complete deconstruction	✓				CM	DS, PW
E9b	Commence discussions on property redevelopment	✓				CM	DS
E9c	Finalize disposition & development agreement			X		CM	DS
E9d	Implement disposition & development agreement			X	→	CM	DS
E10	Facilitate disposition and development of Route 238 Corridor lands ☉						
E10a	Finalize planning on redevelopment of 6 remaining parcel groups			X	→	CM	DS
E10b	Finalize disposition & development agreements for all parcels			X	→	CM	DS
E10c	Implement disposition & development agreements for all parcels					CM	DS
Invest in Plans and Programs that Create Thriving Commercial Corridors							
E11	Update form-based zoning codes along Mission Boulevard to streamline new development, focus commercial development where appropriate, and create a cohesively designed corridor	✓				DS	
E12	Explore a public art program and prioritize gateway locations ✦			X	→	DS	
E13	Explore an outdoor marketplace that allows for a variety of vendors			X		CM	

Strategic Roadmap FY2021 to FY2023 Project List

Grow the Economy

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Projects		Y1	Y2	Y3	Y3+	Lead	Support
Strengthen Fiscal Sustainability							
R1	Maintain and expand fiscal sustainability						
R1a	Evaluate an increase to the Transient Occupancy Tax	√				FIN	
R1b	Continue to investigate funding tools and cost reduction strategies for PERS, other post employment benefits (OPEB) liability, and other health care costs	√	→	→	→	FIN	
R1c	Redo the Business License Tax					FIN	
R2	Budget changes due to Covid-19						
R2a	Amend Budget to account for economic loss due to pandemic	√	→			FIN	All
R2b	Apply for FEMA reimbursement	√	→			FIN	All
Invest in Employee Engagement, Professional Development and Retention							
R3	Continue to support and build capacity for lean innovation throughout the organization	√	→	→	→	CM	All
R4	Create Human Resources Department Strategic Plan			X		HR	All
R4	Perform staff resource allocation and workforce and prioritization analysis to support annual budget process and explore succession planning efforts ✦						
R4a	Develop talent acquisition plan for citywide and critical positions			X		HR	All
R4b	Develop and Implement a Recruitment and Re-engineering Plan				*	HR	All
R5	Increase employee homeownership by rolling out a down payment assistance program for City Staff	√				FIN	HR, CM
R6	Re-engineer performance management process to align with organizational values		√	→	→	HR	All
R7	Continue employee engagement initiatives and develop employee recognition program(s)		√	→		HR, CM	
R8	Interdepartmentally collaborate to formalize, expand and promote the onboarding program to improve new employee experience						
R8a	Create an interdepartmental team to develop standards for creation of citywide operating protocols and desk manuals in preparation for loss of institutional knowledge				*	HR	All
R8b	Develop a template/checklist departments can use to standardize and ease on-boarding				*	HR	All
R8c	Continue the one-on-one coaching program including speed coaching events and establish a “buddy” System for new employees; explore new coaching and mentoring opportunities				*	HR	All
R9	Develop talent development initiatives and training platform						
R9a	Develop training academy to cultivate leadership skills				*	HR	All
R9b	Develop training calendar to expand and share resources citywide				*	HR	All
R9c	Explore a path to higher education for employees (i.e: working scholar’s)				*	HR	All
R9d	Develop an employee initiated talent development plan involving interdepartmental representation				*	HR	All
R10	Develop a managerial course to cultivate leadership skills						

Strategic Roadmap FY2021 to FY2023 Project List

Grow the Economy

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Projects		Y1	Y2	Y3	Y3+	Lead	Support
R10a	Identify training areas				*	HR	All
R10b	Roll out pilot course				*	HR	All
R10c	Integrate with performance evaluations				*	HR	All
R10d	Centralize training platforms to reap greater use and efficiencies				*	HR	All
R11	Employee Wellness during Covid-19						
R11a	Develop and Implement COVID-19 Contract Tracking and Tracing Protocol	✓	→			HR	
R11b	Develop and Implement a COVID-19 Testing Protocol	✓	→			HR	
R11c	Develop and Implement a Citywide Safe Return to Work Strategy/Plan	✓	→			HR/MS	ALL
R11d	Enhance and Implement a more rigorous Employee Wellness Program				*	HR	
Expand Communications, Transparency, and Community Engagement							
R12	Create a language accessibility policy and program ✦			X	→	CM, GARE	All
R13	Maintain and expand communications efforts to better inform and gather input from the community						
R13a	Conduct a website audit and update		✓			CMR	
R13b	Conduct a public opinion survey on the Transient Occupancy Tax	✓				CMR	
R13c	Inform the public about the 2020 Census	✓				CMR	
R13e	Relaunch In the Loop - Internal Newsletter		✓	→		CMR	
R13f	Issue an RFP for translation services ✦			X	→	CMR	
R13g	Explore using additional social media channels to broadcast City Council Meetings	✓	→			CMR	
R13h	Create a CRM operations desk manual		✓			CMR	
R13i	Conduct the Biennial Resident Satisfaction Survey		✓			CMR	
R13j	Continue working with local partners to promote and recognize Hayward events and accomplishments, as appropriate	✓	→			CMR	
R14	Conducted additional outreach during the Boards & Commissions recruitment to build on the Measure OO charter amendment ✦	✓	→	→		CC	
Invest in an Efficient, Safe & Collaborative Work Environment							
R15	Increase security footprint and reduce system outages						
R15a	Establish an Information security awareness training and outreach program	✓	→			IT	
R15b	Upgrade water utility technology			X		PW	IT
R16	Extract and publish data from existing city systems to assist in key decision making across the City as well as providing deeper access to our community members (data-driven)						
R16a	Explore additional modules in Opengov to assist with visibility and awareness of current spending and future projections					FN	IT
R16b	Implement new online planning and permitting solution			X		DS	PW, IT
R17	Deliver products and services that facilitate access to the city's technology-based tools beyond the confines of the office (mobile-focused)						

Strategic Roadmap FY2021 to FY2023 Project List

Grow the Economy

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Projects		Y1	Y2	Y3	Y3+	Lead	Support
R17a	Improve IT asset management program					IT	
R17b	Establish new mobile device management solution			X		IT	
R18	Identify, assess and upgrade systems, infrastructure, and technology to modern architecture and design (modernize technology and systems)						
R18a	Replace aging fiber optic lines between City facilities	√	→	→	→	IT	
R18b	Upgrade City network connections and speeds					IT	
R19	Analyze and shift technology solutions and services to external web-based platforms and providers (cloud-first transition)						
R19a	Assess current ERP solution, investigate new offerings available and implement appropriate solutions.			X		FN	IT
R20	Remote work updates due to Covid-19						
R20a	Develop and Implement a Virtual Training/Resource Communication Strategy				*	HR	All
R20b	Develop, implement, and support remote technology and tools to transition the workforce to a WFH environment	√	→	→	→	IT	

**Revisiting these Items - Timing TBD based on findings from HR Strategic Plan*

2022 Hayward City Council Strategic Retreat | Jan 29, 2022

City of Hayward - City Council Strategic Retreat 2022

Summary Report

February 15, 2022

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A. Overview

On January 29, 2022 the Hayward City Council and select City staff convened virtually from 8:30 a.m. - 2:30 p.m. to discuss the strategic roadmap for the fiscal year 2022 - 2023 (year three of the [Strategic Roadmap 2020 - 2023](#)). Ahead of the meeting, City staff compiled a proposed revised Strategic Roadmap, which included changes to four of the six priority names as well as updated project lists for each priority area. In addition, City staff put together a suggested Racial Equity Framework to apply to select projects. City Council was asked to complete a pre-meeting survey to offer their initial feedback on these proposals.

Attendees included:

<p>City Council:</p> <ul style="list-style-type: none"> ● CM Salinas ● CM Wahab ● Mayor Halliday ● CM Marquez ● CM Andrews ● CM Zermeno ● CM Lamnin <p>Consultants:</p> <ul style="list-style-type: none"> ● Cristelle Blackford, CivicMakers ● Lawrence Grodeska, CivicMakers 	<p>City Staff:</p> <ul style="list-style-type: none"> ● Miriam Lens, City Clerk ● City Manager, Kelly McAdoo ● Jennifer Ott, Assistant City Manager + Director of Development Services ● Regina Youngblood, Assistant City Manager ● Mary Thomas, Management Analyst ● Todd Rullman, Director of Maintenance Services ● Jayanti Addleman, Director of Library services ● Garrett Contreras, Fire Chief ● Christina Morales, Housing Division Manager ● Sara Buizer, Deputy Director of Development Services ● Michael Lawson, City Attorney ● Geraldine Harvie, IT intern ● Alex Ameri, Director of Utilities & Environmental Services Department ● Chuck Finnie, Communications and Marketing Officer ● Jana Sangy, Director of Human Resources ● Monica Davis, Community Services Manager
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Purpose & Desired Outcomes

- Bring City Council and City staff together to review and discuss the strategic plan for the fiscal coming year
- Provide City staff an opportunity to share updates and proposals with City Council
- Provide City Council an opportunity to ask questions of staff, discuss and share input on the staff-proposed strategic plan
- Input on and approval of 1) a racial equity framework and projects, 2) revised priority names and 3) year three project lists for each priority area

Executive Summary - Pre-Meeting Survey & Retreat Discussion

Racial Equity

- According to the survey responses, City Council generally agreed with and were appreciative of the Racial Equity Framework, as proposed by City staff. This support and appreciation was reiterated during the discussion.
- There were a handful of suggestions for ways to improve or strengthen the approach, including: 3 mentions of providing emotional/trauma support and coaching to staff and 2 mentions of leveraging other partnerships to extend the City's resources/knowledge in this area, and 1 mention of including racial equity data/reporting in future City Council updates.
- There was also significant discussion about how best to apply the framework to these projects: 1) Q25 (Russell City restitution), 2) H11g (Universal Income Program), 3) H8 (Housing Element update), 4) Q17 (illegal dumping prevention pilots) and 5) the Library's book mobile.

Review of Year 2 and Hopes for Year 3

- According to the survey responses, City Council indicated that they were impressed with the progress made on the Strategic Roadmap objectives last year, and hoped to see the same amount of progress in the coming year.
- There were no additional comments in response to the question: "Does anyone have anything to add about last year's achievements or your hopes for the coming year?"

Priority Area Names

- According to the survey responses, City Council generally agreed with the staff-proposed revisions to four of the six priority areas. This was reiterated during the discussion.

- There was significant discussion around the following two priority area names:
 - **Confront the Climate Crisis.** In general there was support for the new name. However, four Council members were in support of incorporating the concept of equity by using a term like “environmental justice” or “climate justice” in the title and one liked the idea of adding ‘championing environmental justice’ as a subheader. Another Council member was concerned that many people will not understand what this means.
 - **Invest in Infrastructure.** Two Council members commented on the term ‘infrastructure’ saying that it is overused and many people don’t fully understand what it means (e.g., in some circles, this includes social services). However, no alternative words were suggested and the mayor was strongly in support of keeping the word ‘infrastructure’ in the title. One Council member asked that the City consider sustainability in all infrastructure projects. One Council member supported putting “Hayward” in the title.

Projects by Priority Area

- According to the survey responses, City Council generally agreed with the staff-proposed project lists; some Council Members proposed a few additional projects.
- City Council members generally agreed on the top priorities for each priority area, which are as follows:

Enhance Community Safety and Quality of Life - Council Priorities

ANSWER CHOICES	RESPONSES
▼ Mobile Mental Health Response Team & District Command behavioral health clinician	85.71% 6
▼ Work across Strategic Roadmap priorities to include racial equity lens	71.43% 5
▼ Dispatch needs assessment and capacity	57.14% 4
▼ Engage owners of vacant building properties to encourage activation	57.14% 4
▼ Continue illegal dumping prevention pilot program and roll out permanent program if successful and funded	57.14% 4
▼ Negotiate updated master lease agreement with HARD (added - funded)	57.14% 4
▼ Work with the survivors and descendants of Russell City to determine appropriate restitution (new proposed project - unfunded)	57.14% 4
▼ Bring work session to Council on gun control options (new proposed project - unfunded)	42.86% 3
▼ Community feedback and complaint liaison	28.57% 2
▼ CSO response to property crimes	28.57% 2
▼ Revamp community preservation ordinance to combat blight and enhance neighborhood livability	28.57% 2
▼ Identify culturally competent ways to recognize the contributions of BIPOC Hayward residents through public art and projects (new proposed project - unfunded)	28.57% 2
▼ Council added: Reduce crime by design	28.57% 2

Preserve, Protect & Produce Housing for All - Council Priorities

ANSWER CHOICES	RESPONSES
▼ Explore Safe Parking Site (added - funded)	57.14% 4
▼ Leverage partnerships to support the creation of hotel conversion projects by community-based entities (added - funded)	57.14% 4
▼ Explore program to convert tax-defaulted properties to affordable housing	57.14% 4
▼ Continue work on updating the Affordable Housing Ordinance	57.14% 4
▼ Update the Housing Element	57.14% 4
▼ Oversee operations of the Navigation Center Annex (added - funded)	42.86% 3
▼ Foreclosure Prevention Program (added - funded)	42.86% 3
▼ Wealth Building/ Universal Income Program (added - partially funded)	42.86% 3
▼ Pilot Shallow Subsidy Program (added - funded)	28.57% 2
▼ Council Added Back in: H4f: Update Accessory Dwelling Unit (ADU) ordinance	28.57% 2

Grow the Economy - Top Priorities

ANSWER CHOICES	RESPONSES
▼ Revise alcohol use regulations to support existing and encourage more full-service restaurants	57.14% 4
▼ "Hayward Restore & Reopen Façade Program" - Grants and loans to improve blighted storefronts, centers and corridors (added - funded)	57.14% 4
▼ Council Added: Outdoor marketplace that is safe and allows for a variety of vendors	57.14% 4
▼ "Get Digital" - Direct technical assistance to small businesses to compete with online retailers (added - funded)	42.86% 3
▼ Small Business Assistance Grants - Grants to businesses with 10 or fewer employees (added - funded)	42.86% 3
▼ Council Added: Concerted effort to educate property owners about what the city wants for their properties.	42.86% 3
▼ Route 238 Corridor lands dispositions and development	28.57% 2
▼ Explore a public art program and prioritize gateway locations	28.57% 2

Confront the Climate Crisis - Top Priorities

ANSWER CHOICES	RESPONSES
▼ Explore funding opportunities to increase the circular food economy as part of the Alameda County All in Eats Initiative (added - funded)	85.71% 6
▼ Adopt & implement 2030 GHG Goal & Roadmap	71.43% 5
▼ Council Added: Water conservation measures such as increasing recycled water supplies	57.14% 4
▼ Council Added: Implement Shoreline Adaptation Plan	42.86% 3
▼ Council Added: Strengthen building requirements to mitigate sea level rising in the industrial corridor	42.86% 3
▼ Transition 15% of total city fleet to EV/hybrid models	28.57% 2
▼ Council Added: More EV charging stations for the community	28.57% 2
▼ Council Added: Address SB 1383 compliance - food recovery	28.57% 2
▼ Plant 1,000 trees annually	14.29% 1

Invest in Infrastructure - Top Priorities

ANSWER CHOICES	RESPONSES
▼ Corporation Yard renovation and building safety upgrades - COVID recovery	85.71% 6
▼ Implement major corridor traffic calming initiatives, with a focus on Patrick Ave complete street improvements and Campus Drive safety improvements	71.43% 5
▼ Construct additional EV charging facilities	71.43% 5
▼ Stack Center fundraising and construction	57.14% 4
▼ La Vista Park design and construction	57.14% 4
▼ Complete design of Mission Boulevard phase 3 and construction	42.86% 3
▼ Implement Safe Route for Seniors in the downtown area	42.86% 3
▼ Complete Jackson corridor landscape beautification	42.86% 3
▼ Develop a Recycled Water Master Plan	42.86% 3
▼ Implement Safe Routes for School	28.57% 2
▼ Conduct digital divide community survey (added - funded)	28.57% 2
▼ Council Added Back In: N16: Evaluate options for adding bathrooms to Heritage Plaza for Council consideration	28.57% 2

Strengthen Organizational Health - Top Priorities

ANSWER CHOICES	RESPONSES
▼ Develop talent acquisition plan for citywide and critical positions	71.43% 5
▼ Create a language accessibility policy	57.14% 4
▼ Implement new online planning and permitting solution	57.14% 4
▼ Conduct additional outreach during the Boards & Commissions recruitment to build on Measure OO charter amendment (added - funded)	42.86% 3
▼ Create Human Resources Department Strategic Plan (added - funded)	28.57% 2

B. Summary

1. Racial Equity

City staff proposed using the following questions to apply a racial equity lens to specific services or projects, which were identified throughout the proposed Roadmap):

- What problem is this service/project seeking to address?
- Who benefits from this service/project?
- Who does this service/project not benefit?
- Who is currently accessing this service?
- Who is not accessing this service? Are there barriers?
- How are we communicating about this service/project? What barriers are there for people to find up-to-date information?

Racial Equity - Pre-Meeting Survey

Do you have any comments or concerns about the racial equity questions or listed projects?

Overall, City Council expressed support for the framework and listed projects:

- Very thoughtful approach that [...] will lead to useful information and facilitate improved service to our residents.
- ... Responsive to current community concerns, historical issues, and best practices.
- Do we have demographic information about every different group in our City?
- Need to look at disaggregated data (economics plays a big role)

There were some questions and suggestions:

- Are we considering the approach to reparations and making amends for Russell City? How do we identify who receives?
- Need flexibility and funding to utilize outside subject matter experts if we lack institutional knowledge
- Add an additional question: “Does this service/project facilitate meaningful positive change related to an inequitable issue?”

Racial Equity - Key Themes from the Retreat

- Overall Council Members were supportive of the racial equity approach and appreciated the data-rich presentation:
 - CM Andrews: Glad we are looking to intertwine an equity lens in everything we're doing.
 - CM Salinas: Great presentation and context setup. Appreciate it.
 - CM Marquez: Appreciate creative approaches to meeting community needs. Heard a lot about meeting people where they are at, which I think is key. Race and equity is a priority in Hayward.
 - CM Zermen: Excellent idea, I support the framework. Excellent presentation.
 - CM Wahab: Commend staff on the presentation. Really appreciate the data input. Data confirmed that I live in one of the poorest parts of Hayward for household income.
 - CM Wahab: I'm happy that this presentation was very data-driven.
 - CM Lamnin: Deep appreciation to City staff. Your excitement is infectious.
- There were a handful of suggestions for ways to improve or strengthen the approach:
 - CM Marquez: On top of COVID and other work demands, I want to make sure that staff and the community are emotionally equipped to take this on. Let's think about resources and options to provide people [AKA City staff] as we undertake this. In addition, we need coaching and a focus on respecting each other's humanity.
 - CM Wahab: Appreciate what CM Marquez stated about the need for emotional support.
 - CM Wahab: Want to include in our future reports equity impacts, both economically as well as racially. Not every staff report, but anything related to these topics.
 - CM Wahab: Also, partnerships - as much as we can, we should partner with our different resources from Cal State and Chabot. The more we can have funders and partners the better. Genuinely appreciate all the work staff did. We're not going to get it right our first time, but need to start the conversation from somewhere.
 - CM Lamnin: Also wanted to appreciate CM Marquez's comment about sensitivity around trauma and emotional intelligence.
- City staff responded to some of the questions and suggestions as follows:
 - City Manager McAdoo: Appreciate the additional question about impact that we can incorporate into the framework.
 - Director Ott: Each department head was paired with a member of the GARE cohort.

The following table organizes the racial equity discussion by project:

Project	Discussion
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Q25: Work with the survivors and descendants of Russell City to determine appropriate restitution (new proposed project - unfunded)

- CM Andrews: For Russel City, how do you determine the responsibility of Hayward vs. the County vs. other players that were involved in this displacement? → City Manager McAdoo: Part of the project is to look into this and engage in a community dialogue to get more understanding of history and background.
- CM Salinas: Have we reached out to the school district and Chabot and Cal State to include them in these conversations about reparations and to look at what contributions to reparations will look like? For example, part of reparations could be scholarships, etc... Could be some funding there, too. → City Manager McAdoo: Great suggestion, we can do that as we start the conversations this year.
- CM Salinas: Saw that Michael Jordan has invested millions in racial equity foundations and work. I'm not saying we should go find Michael Jordan, but I'm sure there are other groups/orgs that are looking for pilot projects to fund.
- CM Zermeno: Need a consultant for sure on Q25.
- CM Wahab: Have had many conversations over the years about reparations, knowing that no matter what we do there will be some people who don't feel like it's enough. Also some people want us to consider Native Americans, after all we are on Ohlone land. Need to engage what Russel City residents want. Could this include scholarships and homeownership support? In terms of impact areas, data is incredibly useful. The more we get into the data the more we can see what we're missing.
- CM Lamnin: Regarding Q25 (Russel City), I want to make sure that we're really active in how we let people know about how people can participate, both from an interest list and proactive outreach. Do we want to hire the historical society?
- M. Halliday: I think the historical society has been engaged in these issues, so I agree we should talk to them.
- M. Halliday: On the discussion of Russel City in particular, and possibly other areas where there has been racial inequity in the past that has resulted in generational lack of inheritance, the State of CA is currently working on this issue. Are we tracking what is happening at that level? I can imagine that out of that

	<p>work there will be some funding, so we should look for grants there. Also we might want to see if we can get involved with that discussion [at the State level] as well.</p>
<p>H11g: Wealth Building/ Universal Income Program (added - partially funded)</p>	<ul style="list-style-type: none"> ● CM Andrews: How does guaranteed income and homeownership support relate to reparations... How do these all work together? <ul style="list-style-type: none"> ○ → City Manager McAdoo: It will be part of the project to explore this. ○ → Director Ott: There was a project related to wealth building as part of the stimulus project and we talked about planning that for 2023, but need to have community conversations about this first.
<p>Q17: Continue illegal dumping prevention pilot program and roll out permanent program if successful and funded</p>	<ul style="list-style-type: none"> ● CM Andrews: Appreciate the project on illegal dumping and want to know if we can incorporate public art in these areas because when there are eyes, there is less dumping. ● CM Salinas: Illegal dumping pilots - great model. Really focuses on two areas of the city that are significantly impacted. Hayward Promise Neighborhood is deeply engaged with a lot of projects in South Hayward, so let us know how we can help. There is a robust Community Advisory Board that we can also engage, so if you need support for the gallery walks, let HPN know because we can bring people together. ● CM Zermeno: I believe that “dump days’ may fail because people don’t have the time and can be lazy to take materials to the dump and may not have the correct transpiration. However, do agree that public art in these areas could alleviate [the problem]. ● M. Halliday: It will be interesting to see how these illegal dumping pilots play out. I applaud maintenance services.
<p>H8 : Housing Element</p>	<ul style="list-style-type: none"> ● CM Zermeno: On housing, we have 42% renters in the City and their main focus is: “how can I have stability in housing and how can I become a homeowner?” Of course racial equity should be

	<p>included here because most folks are on the lower end of the scale.</p> <ul style="list-style-type: none"> ● CM Lamnin: I'll also put in a plug for W. Hayward (other areas are important, but we need to think about how we fund this area). If there are areas of the City that are not engaging in the Housing Element process, please let Council know so that we can help. ● M. Halliday: Housing is one of the key issues we have to look at.
<p>Book Mobile</p>	<ul style="list-style-type: none"> ● CM Zermeno: Make sure the book mobile is in every neighborhood and every church - that's where people gather. ● CM Wahab: Appreciate Library Director mentioning that Northern Hayward needs to be taken a look at as well. ● CM Lamnin: Are there community needs that surface at the book mobile locations and is there a way that the book mobile can help bring forward another staff person from another dept to get people enrolled in care?

2. Reflection on Year 2 & Hopes for Year 3

Y2 Reflections & Y3 Hopes - Pre-Meeting Survey

From your perspective, how well did the City achieve the year two objectives of the Roadmap?

Overall, the City Council agreed that the City made progress last year, with 4 indicating “significant progress” and 3 indicating “good progress.” This speaks to the great work Council and staff did last year to right-size the Roadmap through the strategic retreat and prioritization process.



What are your hopes for the updated Strategic Roadmap in year three (FY 2022 - 2023)?

- Continued progress/success/results for the coming year (x4)
 - *My hope is that, as leaders we can manage expectations and work collectively to focus on results for the upcoming year.*
 - *I hope we can stay focused on these strategic initiatives. Let's focus on accomplishing these so we can build on our successes. I hope to see more focus on family and children-friendly retail along the main corridors of the city.*

What are the most important considerations that we should discuss at the retreat?

- Understand staff constraints and perspectives
 - *I would like to hear more from staff about the time/funding constraints that impact some projects and discuss alternative ways of achieving goals.*
 - *How is the Roadmap working from the Staff and Community perspective? Are we still spread too thin or has this process helped to streamline our initiatives?*
- Have focused, productive discussion
 - *Discuss what needs to be removed or added and identify any looming issues not currently addressed.*
 - *Discuss each topic in a little more depth and share relevant points to consider.*

From your perspective, how well did the City achieve the year two objectives of each of the Priority Areas?

City Council agreed that progress was made in every single priority area, with the perception that the most significant progress was made in the area of “preserve, protect and produce housing.”

Support Quality of Life



Invest in Infrastructure



Preserve, Protect & Produce Housing



Combat Climate Change



Grow the Economy



Improve Organizational Health



■ Made signi...
 ■ Made good ...
 ■ Did not ma...
 ■ Lost progre...

Y2 Reflections & Y3 Hopes - Key Themes from the Retreat


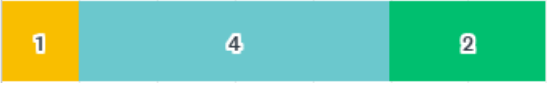

There were no additional comments in response to the question: “Does anyone have anything to add about last year’s achievements or your hopes for the coming year?”

3. Priority Area Names

Priority Names - Pre-Meeting Survey

Overall City Council agreed or strongly agreed with the proposed revised priority area names. The chart summarizes survey responses and comments in response to the question: “To what extent do you agree or disagree with the proposed revised priority name?”

Proposed Revised Priority Name	Comments
Enhance Community Safety and Quality of Life Strongly Di... Disagree Neutral Agree Strongly Ag...	<ul style="list-style-type: none"> No. No, I do not, I love it! Safety is a key element of almost every service the city provides and has a significant impact on quality of life. Perhaps Enhance Quality of Life and Community Safety?
Confront Climate Crisis	<ul style="list-style-type: none"> Keep being Greener. Nope, love it! No

	<ul style="list-style-type: none"> • Climate Justice is preferable.
<p>Invest in Infrastructure</p> 	<ul style="list-style-type: none"> • All is good. • I'd like to recommend we change the project name to "Invest in Hayward's Infrastructure." • Is there another way to name this? Infrastructure is getting used too much and perhaps we can cast this in another way. Just a thought. This is good because everyone recognizes it.
<p>Strengthen Organizational Health</p> 	<ul style="list-style-type: none"> • None

Priority Names - Key Themes from the Retreat

Discussion

During the retreat we asked City Council members to share any disagreements or concerns with the revised priority names, including any proposed changes. For the most part, City Council members agreed with the staff-proposed name changes. There was a significant discussion around the Climate priority name and a few suggestions for the Infrastructure priority name. This is what we heard:

Climate:

- CM Wahab: I was the one who said something about “climate justice” [in the survey] because that’s what it is.
- CM Lamnin: Wahab’s point about ‘environmental justice’ is a good one. “Championing environmental justice” is an option, but I do think that what is proposed now is better than what we had before. In case people are looking to see if we are doing climate work, I don’t want to lose the climate word.
- CM Wahab: I second CM Lamnin’s suggestion of “Championing environmental justice” even though it’s a mouthful.
- M. Halliday: I appreciate that, environmental justice does speak to the equity issue, which permeates every single thing we are doing. I’m Fine with using ‘climate crisis’... I think only using “environmental justice” doesn't cover everything we’re doing. It’s important, but only a part of it. I would not put that into the title. I like the idea of

“championing” ... “Confront climate crisis” is solid overall, but perhaps under it we can mention ‘environmental justice.’ Again, I wouldn’t put it in the title.

- → City Manager McAdoo: We could combine the two: “confront climate crisis and champion environmental justice”
- CM Zermeno: Climate - I like “Confront Climate Crisis.” “Environmental justice” will not be understood by most folks. Six of us liked this and that’s what we should keep.
- CM Marquez: I do support incorporating the idea of “environmental justice”. Why doesn’t staff come up with 2-3 suggestions, do some polling, and then ultimately decide?
- CM Andrews: Ditto the differences between climate crisis vs. environmental justice. Appreciate adding the latter, but try to keep it separate. Also, is there a bullet we can add related to advocacy for Hayward. Many people roll through Hayward but don’t stop. How can we advocate regionally to get people to stop to benefit our City?

Infrastructure:

- CM Salinas: I think I was the one who commented on the term “infrastructure.” This word is all over the place (in the news, etc)... we’re getting numbed by it. [The priority area name is] fine the way it is, but if there is another creative way of framing it, perhaps we could do that. Also, in some policy circles infrastructure also includes social services. Not a big deal. I like it. Just a consideration.
- CM Wahab: Infrastructure - no one really understands what that means. I would like to add the climate piece to it. Need to think about sustainability models in the infrastructures we are creating.
- M. Halliday: Infrastructure is a really important word to keep in here. Services from public works are among the most important services we provide as a City. In every aspect of what PW does, there are environmental endeavors - wastewater, transportation, etc... It’s all linked to sustainability. Like the name changes for the most part. “Safe, Clean, Green, and Thriving” were good terms. We could change to “Healthy” instead of “Clean” and “Sustainable” instead of “Green.” But I don’t know how we’re using this anymore... I think maybe “Equitable should be added as well.”
- CM Marquez: Doesn’t hurt to put Hayward in the name [of the Infrastructure priority area].

Housing:

- CM Wahab: For the most part I want to see the Housing piece still being prioritized. It's a bigger issue and is at the root of a lot of people's problems. I want to see the homeownership and downpayment assistance projects prioritized. Let's keep housing at the forefront (always include updates and timelines about the project being worked on).

Organizational Health:

- CM Wahab: I always say let's leave Org Health to our City Manager, but because of COVID we do need to reconsider how we talk about organizational health (due to the great resignation and people wanting to work differently/remotely). We need to give our staff more flexibility. Overall I really commend staff on the progress that has been made on each of these fronts.

4. Projects - Enhance Community Safety and Quality of Life

Quality of Life - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



■ Strongly Di...
 ■ Disagree
 ■ Neutral
 ■ Agree
 ■ Strongly Ag...

Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> • Reduce crime by design • Gun buy-back program (can be included in Q6) 	<ul style="list-style-type: none"> • The list is expansive and unrealistic • Focus on: 1) launching the community safety innovation pilot projects, 2) Illegal dumping prevention pilot program, 3) Onboard GARE staff team • Move the gun regulation item forward and suggest staff look into available grant funding • Priorities: Revamping community

	<p>preservation ordinance, HARD lease negotiation, Heritage Plaza art and Russell City restitution</p> <ul style="list-style-type: none"> • Need public art • Hopefully the implementation of Q26 is folded into existing city beautification efforts • Could be done a bit on an accelerated path - some items are completed or in progress • Honor the Californios at Heritage Plaza through El Camino Real Bell
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Quality of Life - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
▼ Mobile Mental Health Response Team & District Command behavioral health clinician	85.71% 6
▼ Work across Strategic Roadmap priorities to include racial equity lens	71.43% 5
▼ Dispatch needs assessment and capacity	57.14% 4
▼ Engage owners of vacant building properties to encourage activation	57.14% 4
▼ Continue illegal dumping prevention pilot program and roll out permanent program if successful and funded	57.14% 4
▼ Negotiate updated master lease agreement with HARD (added - funded)	57.14% 4
▼ Work with the survivors and descendants of Russell City to determine appropriate restitution (new proposed project - unfunded)	57.14% 4
▼ Bring work session to Council on gun control options (new proposed project - unfunded)	42.86% 3
▼ Community feedback and complaint liaison	28.57% 2
▼ CSO response to property crimes	28.57% 2
▼ Revamp community preservation ordinance to combat blight and enhance neighborhood livability	28.57% 2
▼ Identify culturally competent ways to recognize the contributions of BIPOC Hayward residents through public art and projects (new proposed project - unfunded)	28.57% 2
▼ Council added: Reduce crime by design	28.57% 2

Discussion of Projects

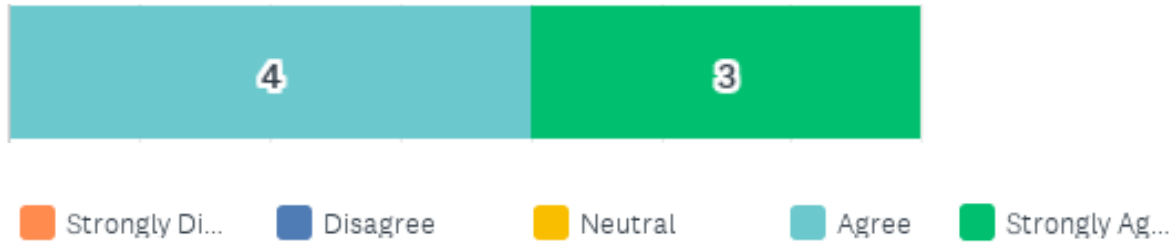
After reviewing the proposed project list, we asked Council: “Do you have any clarifying questions about the staff-proposed work plan or Council-proposed projects that will help you prioritize this list during lunch?” Their responses are summarized below and matched to the corresponding project.

Projects	Discussion
<p>Q5i: HPD training curriculum working group</p>	<ul style="list-style-type: none"> ● CM Wahab: <ul style="list-style-type: none"> ○ Go internally through HPD to do kind of an assessment of officers and what they think is a problem in the City; not talking about requests for drones and things like that, but where are they seeing spikes and what do they think is appropriate for curbing it ○ Happy with the mobile mental health response ○ Also need to talk about QoL/mental health support for staff
<p>Q6: Bring work session to Council on gun control options (new proposed project - unfunded)</p>	<ul style="list-style-type: none"> ● CM Wahab: To the point of the gun buyback, would like to highlight two more QoL items: <ul style="list-style-type: none"> ○ Smoking in multifamily apartments, need to expand to cannabis use ○ Want to highlight “ghost guns” as well; update ordinances to reflect some of today’s and tomorrow’s trends, not just historical complaints
<p>Q10: Update and adopt Fire Department strategic plan, both for staff and community</p>	<ul style="list-style-type: none"> ● CM Wahab: Fire Department has taken a huge role in combating COVID, so would like to see where they want to go, a 5-year model
<p>Q19e: Conduct stage one of Library strategic planning and implementation</p>	<ul style="list-style-type: none"> ● CM Wahab: Library team has been going above and beyond
<p>Q24: Design and Install Heritage Plaza Art Pieces to Honor Indigenous, Japanese American, and Russell City Heritage (added - funded)</p>	<ul style="list-style-type: none"> ● CM Marquez: <ul style="list-style-type: none"> ○ Bell at heritage plaza, is that being included? ○ Moved to historical society for display

5. Projects - Preserve, Protect & Produce Housing

Housing - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> H4f: Update Accessory Dwelling Unit (ADU) ordinance 	<ul style="list-style-type: none"> Priorities: Navigation Center, shallow subsidy program, safe parking site, housing element Let's execute these program before adding more Look at other uses for potential residential areas for housing H11g is part of H2b (and possibly also Q25) and should not be a separate item Has the need for pre-approved models for ADU's or a streamlined day for ADU applications been ameliorated with the state changes? Is continued work still needed to ensure that addressing homelessness in the city is collaborative (not internal-working-group-only)? The ADU piece is important - We need to protect single family lots that may be abused by predatory purchases

Housing - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
▼ Explore Safe Parking Site (added - funded)	57.14% 4
▼ Leverage partnerships to support the creation of hotel conversion projects by community-based entities (added - funded)	57.14% 4
▼ Explore program to convert tax-defaulted properties to affordable housing	57.14% 4
▼ Continue work on updating the Affordable Housing Ordinance	57.14% 4
▼ Update the Housing Element	57.14% 4
▼ Oversee operations of the Navigation Center Annex (added - funded)	42.86% 3
▼ Foreclosure Prevention Program (added - funded)	42.86% 3
▼ Wealth Building/ Universal Income Program (added - partially funded)	42.86% 3
▼ Pilot Shallow Subsidy Program (added - funded)	28.57% 2
▼ Council Added Back in: H4f: Update Accessory Dwelling Unit (ADU) ordinance	28.57% 2

Discussion of Projects

Projects	Discussion
H2c: Explore Safe Parking Site (added - funded)	<ul style="list-style-type: none"> ● CM Zermeno: What is a safe parking site? <ul style="list-style-type: none"> ○ → Director Ott: This is for people living out of their cars (allows us to concentrate services, showers, housing navigation, etc). ● CM Wahab: When talking about safe parking, we need to ensure it is safe for everyone.
H2d: Leverage partnerships to support creation of hotel conversion projects by community-based entities (added - funded)	<ul style="list-style-type: none"> ● M. Halliday: Regarding hotel conversion, I thought we were going in the other direction with the tiny houses and the scattered sites, but those things don't seem to be on here? <ul style="list-style-type: none"> ○ → Director Ott: I agree with you. We want to keep hotel conversions but also broaden to include anything eligible under "home key."
H4e: Develop an Overlay Zoning District to allow RS zoned properties (single family)	<ul style="list-style-type: none"> ● CM Andrews: I have a question about the overlay zoning district. There was a hotel property that came to the economic development committee and some discussion of whether this was zoned single family housing vs.

<p>residential) to develop into a variety of housing types and densities</p>	<p>commercial/hotel... Is there a plan for addressing these types of issues through the overlay zone?</p> <ul style="list-style-type: none"> ○ → Director Ott: We'll be focusing on the parts of the City that are shown in the General Plan with more than single family and aligning those with other zoning. State through SB9 has already taken this out of our hands by allowing for sub-division of single family properties. But to get at your question, we can look at these types of things through a case-by-case basis. ○ → Sara Buizer, Deputy Director of Development Services: We will have to continue to look at this as we work on the housing element update. ● CM Andrews: Will converting commercial spaces into live/work spaces also be discussed in the work plan? <ul style="list-style-type: none"> ○ → Sara Buizer, Deputy Director of Development Services: This could be part of the housing element project (when we're looking at what kinds of housing is appropriate for specific areas) but not part of H4e. ● CM Wahab: Regarding zoning, I don't want to see our single family residential homes being prey to big investments (like the hotel example). Let's protect and monitor the flatlands to avoid displacement. When we see these developments, we need to really work to understand what they are. We also need to continue to protect parking for residents.
<p>H4f: Explore program to convert tax-defaulted properties to affordable housing</p>	<ul style="list-style-type: none"> ● CM Zermeno: I like H4f so I'm highlighting that one.
<p>H5b: Continue work on updating the Affordable Housing Ordinance</p>	<ul style="list-style-type: none"> ● CM Wahab: I do want the affordable housing ordinance to get done (have a rate in my head), but we need to also consider the affordability of commercial properties. Many people can't afford to start a business because the commercial properties are so expensive. Then these properties remain vacant. I want to see more continuity in framing the discussion.
<p>H9d: Tenant Relocation</p>	<ul style="list-style-type: none"> ● CM Wahab: I appreciate the tenant relocation emergency fund and foreclosure prevention programs. Are they fully or partially funded?

<p>Emergency Fund (added -funded)</p> <p>&</p> <p>H11g: Wealth Building/ Universal Income Program (added -partially funded)</p>	<ul style="list-style-type: none"> ○ → Director Ott: H11g is noted as partially funded (through the stimulus), but if we add in universal income and more expansions to the program, we will need more funding. ● CM Wahab: Wealth building is one bucket and reparations is a separate bucket. I fully support what we're trying to do with reparations, but we have thousands of people living below the poverty line. What we do needs to be based on the data we have to help current residents who need it.
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General Comments/Questions

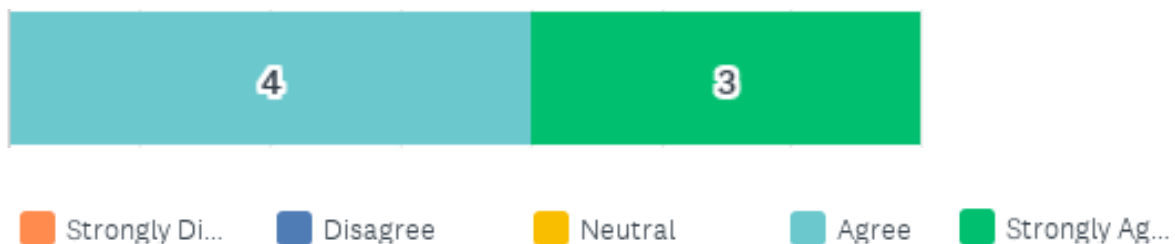
- **CM Zermeno:** When it says funded, does that mean that there is money set aside for these?
 - → Director Ott: Many of these added projects are funded through the stimulus expenditure plan.
- **M. Halliday:** We need to have projects ready to apply for the state/fed funding that is coming.
- **M. Halliday:** Regarding the difficulty of finding commercial property to rent, we completed a project to do this. Can we get a report on that? Can we incentivize the renting of those commercial properties? Also agree on the safe parking site project - this is needed.

CM Marquez: Almost every project here is also covered under our “let’s house Hayward” project, so make sure this is reflected and let’s tie in that project. That is a main priority we’ve been pushing for -one of the most important areas.

6. Projects - Confront Climate Crisis

Climate - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> ● Water conservation measures such as increasing recycled water supplies ● Implement Shoreline Adaptation Plan ● Strengthen building requirements to mitigate sea level rising with respect to new development within the industrial corridor ● More EV charging stations for the community ● Address SB 1383 compliance - food recovery 	<ul style="list-style-type: none"> ● Look for areas that NEED trees ● More EV charging stations for the community ● Does the environmental justice component of the housing element need to be reflected here (not as additional work, just a capture of work already underway that furthers this goal)? ● As we move to fossil-free power for housing, we likely need to evaluate how we encourage, facilitate, and advocate for direct use of onsite power generation, microgrids, power storage, and similar so that we do not add to emergency situations as people lose cooking and hygiene capabilities with power outages ● Should be more aggressive

Climate - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
▼ Explore funding opportunities to increase the circular food economy as part of the Alameda County All in Eats Initiative (added - funded)	85.71% 6
▼ Adopt & implement 2030 GHG Goal & Roadmap	71.43% 5
▼ Council Added: Water conservation measures such as increasing recycled water supplies	57.14% 4
▼ Council Added: Implement Shoreline Adaptation Plan	42.86% 3
▼ Council Added: Strengthen building requirements to mitigate sea level rising in the industrial corridor	42.86% 3
▼ Transition 15% of total city fleet to EV/hybrid models	28.57% 2
▼ Council Added: More EV charging stations for the community	28.57% 2
▼ Council Added: Address SB 1383 compliance - food recovery	28.57% 2
▼ Plant 1,000 trees annually	14.29% 1

Discussion of Projects

Council Members did not have comments or discussion on this topic.

Projects	Discussion
C5: Adopt & implement 2030 GHG Goal & Roadmap	<ul style="list-style-type: none"> → Mary Thomas, Sr. Analyst: We can update the title on C5 to include other projects

7. Projects - Invest in Infrastructure

Infrastructure - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



■ Strongly Di...
 ■ Disagree
 ■ Neutral
 ■ Agree
 ■ Strongly Ag...

Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> Expedited: N11a: Conduct needs assessment and identify potential funding sources for a new public safety building; to include a portion of Measure C funding Added Back In: N16: Evaluate options for adding bathrooms to Heritage Plaza for Council consideration Beautification of A Street from Mission to Hesperian Tennyson and Calaroga needs landscaping 	<ul style="list-style-type: none"> Remove N6 -eScooters/eBikes (x2) More public art How urgent is the need for increased EV charging in the next two years? (N9b) I'm concerned that we are not adding fiber infrastructure as intended with our dig once policy. Is the primary obstacle staff or funding capacity? Heritage plaza bathrooms -is it possible to prioritize any funds recovered from the library project? Is there research that would be helpful in moving forward (such as bathroom safety by design)? For N25, is "digital literacy education (e.g. basic care and maintenance, internet security, etc)" provided along with the devices and hotspots? Is there an expectation that the Safe Routes to Schools may also be beneficial for seniors living in areas outside of downtown?

Infrastructure - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
▼ Corporation Yard renovation and building safety upgrades - COVID recovery	85.71% 6
▼ Implement major corridor traffic calming initiatives, with a focus on Patrick Ave complete street improvements and Campus Drive safety improvements	71.43% 5
▼ Construct additional EV charging facilities	71.43% 5
▼ Stack Center fundraising and construction	57.14% 4
▼ La Vista Park design and construction	57.14% 4
▼ Complete design of Mission Boulevard phase 3 and construction	42.86% 3
▼ Implement Safe Route for Seniors in the downtown area	42.86% 3
▼ Complete Jackson corridor landscape beautification	42.86% 3
▼ Develop a Recycled Water Master Plan	42.86% 3
▼ Implement Safe Routes for School	28.57% 2
▼ Conduct digital divide community survey (added - funded)	28.57% 2
▼ Council Added Back In: N16: Evaluate options for adding bathrooms to Heritage Plaza for Council consideration	28.57% 2

Discussion of Projects

Projects	Discussion
Council Added Back In: N16: Evaluate options for adding bathrooms to Heritage Plaza for Council consideration (lack of funding and capacity)	<ul style="list-style-type: none"> ● CM Zermeno: Regarding bathrooms at Heritage Plaza, I can see why staff want to put one there. How about placing a self-cleaning bathroom across the street? That would keep the pristine look of our Heritage Plaza and have a bathroom nearby. ● CM Lamnin: I don't want to lose track of the bathrooms. It's a good idea to put them near the children's area. Are there partnerships that could make this more viable? ● CM Halliday: Regarding the bathrooms, I think there is one of those installed by HARD at Mia's Dream. We ought to ask them how that is working and if there have been problems. Good idea to put it across the street near the playground.
Council Added: Beautification of A Street from Mission to Hesperian	<ul style="list-style-type: none"> ● CM Zermeno: Beautification of A street is a great idea except that one side is owned by the County. Regarding the water issue, yes would be good to know which complexes have this issue. I also want to put emphasis on the lighting issue,

	<p>because it is a safety issue. A street underpass is an example -we have people sleeping there as a result. This is certainly something to look into. Many residents want better lighting.</p> <ul style="list-style-type: none"> ● CM Salinas: To add to what Zermeno said, I looked at a map of the south side of A street and what makes it so challenging is that it is like a sawtooth (one property is county, one is city). Probably a problem we need to first resolve. ● CM Lamnin: I want to reiterate my comment lighting. Are we including this? <ul style="list-style-type: none"> ○ → City Manager McAdoo: There is not a project specific to lighting. ● CM Halliday: Lighting is definitely an important thing to look at throughout the City. We have more energy efficient ways of providing lighting now, so that is key.
<p>N23c: Investigate the use of dark fiber optic infrastructure (lack of capacity)</p> <p>and</p> <p>N25: Tech lending library devices and hotspots</p>	<ul style="list-style-type: none"> ● CM Salinas: Regarding fiber, how plausible is this? We've been talking about it for many years. Is it gonna happen or not? I understand about the expense and the digging, but more fundamentally, will we pursue it or not? <ul style="list-style-type: none"> ○ → Director Ott: I agree. It is such an expensive, big effort that we don't have funds or staff capacity to move it forward in a big way. It's a fair question that maybe we need to have a real discussion about. ● CM Salinas: The reason I ask is that one of the central issues in downtown wasn't just connectivity, but speed. For example, there was a sign-making company that had a problem with speeds. Is that still a concern for businesses downtown? <ul style="list-style-type: none"> ○ → Director Ott: Fair question. We need to be realistic. There is also some small cell 5g access coming. We should evaluate if we should keep talking about this. ● CM Lamnin: Regarding fiber, I appreciate Salinas' question and staff's willingness to further investigate this. It's a good time to revisit what the need really is. Also, I know that there may be other utility questions (like sewer lines along B street) that we can also ask the community about. ● CM Wahab: Regarding fiber optics -all future businesses are based on this. A lot of higher tech companies looking to come to Hayward want to understand the fiber infrastructure to meet their needs. I had conversations previously with some companies (e.g., AT&T, comcast, etc.), not sure we can still

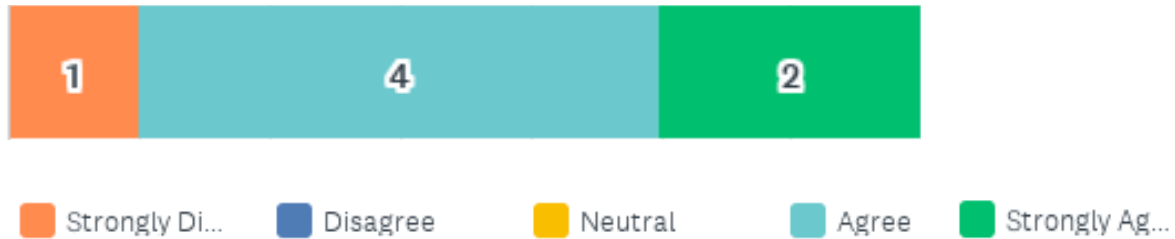
	<p>work with them. We need to be proactive in reaching out, because we are not on their lists of priority cities.</p> <ul style="list-style-type: none"> ○ → Director Ott: Fiber is very expensive. I really want to emphasize the hot spots. ● CM Halliday: Regarding broadband, we have invested in this so it sounds like it's time for us to have a report on this. I agree we can look for a less expensive way forward. The digital divide is also not only about access to networks, but also about education. We need to look at how we get information out to people who aren't online (maybe do more mailers or make things more available on paper). Really puzzled about the broadband issue - we need to revisit this.
<p>N8d: Implement Safe Routes for School</p> <p>and</p> <p>N8f: Implement Safe Route for Seniors in the downtown area</p>	<ul style="list-style-type: none"> ● CM Lamnin: My comment about safe routes to schools was really intended to ask how we can leverage this for seniors as well (throughout the city, not just downtown). Can the "safe routes to schools" project support some of the senior needs? <ul style="list-style-type: none"> ○ → Director Ott: We can have an internal staff conversation about how to address this. ○ CM Lamnin: Appreciate that. I'm hesitant to add without taking away. <ul style="list-style-type: none"> ○ → Director Ameri: Safe Routes for Seniors is another project that is also needed. It is in the downtown area now, but we're planning to expand tha. Anything we do for seniors will benefit the general public.
<p>N9b: Construct additional EV charging facilities</p>	<ul style="list-style-type: none"> ● CM Andrews: Wanted to know what the possibility was for the EV charging stations to have screens or other charging and/or public art. Also on EV charging stations, what about looking at sites for these that are not just big box stores? <ul style="list-style-type: none"> ○ → Director Ameri: Yes, we are looking into the options just mentioned. ● CM Wahab: Regarding EV charging, I want to prioritize investment for long-term benefits. The investment needs to be in our multi-family apartment complexes. We need to think of this through an equity lens. Let's look at who can afford an EV vehicle and where they can charge it if they can. I don't want to create an elitist system. <ul style="list-style-type: none"> ○ → Director Ott: There is a lot of federal funding and increase in demand for EV charging ○ → Director Ott: Regarding EV infrastructure, we are having conversations about what it looks like to add these to multi-family complexes.

	<ul style="list-style-type: none"> ● CM Wahab: Is this for older complexes? <ul style="list-style-type: none"> ○ → Director Ott: No, right now we’re just focusing on new development. Requiring new development to pay for EV could be too expensive. It’s a complicated conversation due to the costs associated. ● CM Halliday: Regarding EV charging stations, great ideas there. I recently visited a charging station on Mission (in a commercial center). The more we can have, I do think that’s important.
<p>N18b: Replace an average of 3 miles of water pipelines annually</p>	<ul style="list-style-type: none"> ● CM Wahab: Regarding water pipes, if you talk to a lot of families in multi-family complexes, the water is orange! We need to upgrade these pipes. This is a top priority. <ul style="list-style-type: none"> ○ → Director Ameri: You are correct that some older multi-family homes have internal plumbing that is older. However, as a City we have upgraded water pipes and are actually one of the top. The first step would be for us to know which complexes have this issue, then we could take a sample, and then help them know what to do to address the issue. ● CM Halliday: Regarding water, do we need to incorporate this into part of our inspections process? Also, we could use a report on the soft story project. And maybe this could be a model for a program to help complexes update their water pipes? <ul style="list-style-type: none"> ○ → Director Ott: Staff feels similarly; should go through the infrastructure committee.
<p>N17: Corporation Yard renovation and safety upgrades -COVID recovery</p>	<ul style="list-style-type: none"> ● CM Wahab: Regarding the corp yard, we need to do this to prioritize our staff needs. <ul style="list-style-type: none"> ○ → Director Ott: Will also be doing the animal shelter and police building, but also want to prioritize the corp yard.

8. Projects - Grow the Economy

Economy - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> Concerted effort to educate property owners about what the City wants for their properties Outdoor marketplace that is safe and allows for a variety of vendors 	none

Economy - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
Revise alcohol use regulations to support existing and encourage more full-service restaurants	57.14% 4
"Hayward Restore & Reopen Façade Program" - Grants and loans to improve blighted storefronts, centers and corridors (added - funded)	57.14% 4
Council Added: Outdoor marketplace that is safe and allows for a variety of vendors	57.14% 4
"Get Digital" - Direct technical assistance to small businesses to compete with online retailers (added - funded)	42.86% 3
Small Business Assistance Grants - Grants to businesses with 10 or fewer employees (added - funded)	42.86% 3
Council Added: Concerted effort to educate property owners about what the city wants for their properties.	42.86% 3
Route 238 Corridor lands dispositions and development	28.57% 2
Explore a public art program and prioritize gateway locations	28.57% 2

Discussion of Projects

Projects	Discussion
<p>Council Added: Outdoor marketplace that is safe and allows for a variety of vendors</p>	<ul style="list-style-type: none"> ● CM Andrews: <ul style="list-style-type: none"> ○ We have a business concierge program focused on getting spaces for vendors, but should be helping vendors who are more mobile, make sure they are thinking about safety, think about additional places for them to vend; need to think about more open space as potential opportunities for vending; allows people to get foot in the door without a lot of overhead or difficult landlords, better uses of of open space, more activities for families ○ (thumbs up to looking at how to reuse industrial buildings in southland or elsewhere to create a public market, modeled on Castro Valley's) ● CM Lamnin: <ul style="list-style-type: none"> ○ Appreciate addition of outdoor market space; we have some money coming in from mission to activate parcel there; there are some public market spaces in Castro Valley that are great, maybe folks running that market could be a good partner ● CM Wahab: <ul style="list-style-type: none"> ○ Do appreciate efforts for more full service restaurants; one of my biggest concerns is that we lost a lot of businesses going from 2019 into 2020; need to promote diversity in restaurants, not a lot of options
<p>E3d: Sidewalk Vendor Ordinance</p>	<ul style="list-style-type: none"> ● CM Wahab: Sidewalk vendor ordinance, not the biggest supporter of that; would rather have B street closed completely and turned into a space where people can have an experience, more greenery, possibly some kind of extensions of restaurants ● CM Lamnin: <ul style="list-style-type: none"> ○ Have heard from some of our brick and mortar partners wondering “is there parity?” I’m all for entrepreneurship, but is there balance? My understanding is that some of sidewalk fruit stands are something that can be used by human traffickers ○ (thumbs up to looking at how to reuse industrial buildings in southland or elsewhere to create a public market, modeled on Castro Valley's) ● M. Halliday:

	<ul style="list-style-type: none"> ○ Industrial area doesn't seem to be in this plan; had a lot of plans about improving things out there, don't see a lot of things in Y3 <ul style="list-style-type: none"> ■ → Director Ott: Good catch; the majority of the ED manager's time is tracking life science users which are big job providers ○ Southland and the big vacant part there on the east side, concerned that property owner and what they are doing; receiving alarming calls that cars are being towed away without proper noticing; need to follow up with property owners there about the possibility of an outdoor market, etc.
<p>E7g: "Restaurant Relaunch" - Technical assistance for adapting to post-COVID-19 market trends and safety requirements (added - funded)</p>	<ul style="list-style-type: none"> ● CM Wahab: <ul style="list-style-type: none"> ○ Do need to help restaurants in a lot of ways, also when we talk about startup/incubator space there are ghost kitchens, this is going to be the future of how we eat ○ Also need to consider safety and cleanliness standards, alcohol guidelines; can these anchor businesses step up a little bit too?

General Comments/Questions

- **Wahab:**

- When we have facade programs, need to have stricter standards; if you receive funding, you need to comply with what our vision is for making Hayward a economically viable city
 - Ex: In Greece you don't see random colors, only blue and white
- Also have to think about inviting different institutions/industries - biotech, research; Hayward can be that space where people can call home?

9. Projects - Strengthen Organizational Health

Organizational Health - Pre-Meeting Survey

Overall, to what extent do you agree or disagree with the draft revised project list?



■ Strongly Di...
 ■ Disagree
 ■ Neutral
 ■ Agree
 ■ Strongly Ag...

Do you have any comments about the proposed new or slowed projects? Are there any new projects you'd like to add, projects you would like to move up in priority, or projects you think can be delayed or dropped for year three?

Council Member Added Projects	General Comments/Questions
<ul style="list-style-type: none"> More creative incentives for our employees to support local businesses 	<ul style="list-style-type: none"> IT needs to be a huge priority - the City needs to prepare for costly audits, software licenses, capacity, cloud technologies, and more staffing I trust staff's judgment on these priorities R4a needs a racial equity focus Does R14 also include monitoring and updating the demographic data for Boards and Commissions to help ensure they reflect the demographics of our city? Looking forward to the additional modules in Opengov whenever possible Do we need to further address workload or other morale issues to support the ongoing health of the City organization?

Organizational Health - Key Themes & Projects from the Retreat

Prioritization Exercise

ANSWER CHOICES	RESPONSES
▼ Develop talent acquisition plan for citywide and critical positions	71.43% 5
▼ Create a language accessibility policy	57.14% 4
▼ Implement new online planning and permitting solution	57.14% 4
▼ Conduct additional outreach during the Boards & Commissions recruitment to build on Measure OO charter amendment (added - funded)	42.86% 3
▼ Create Human Resources Department Strategic Plan (added - funded)	28.57% 2

Discussion of Projects

Projects	Discussion
R4a: Develop talent acquisition plan for citywide and critical positions	<ul style="list-style-type: none"> ● CM Andrews: Question about interaction with HUSD and sowing the seeds of opportunities to work in city government. Any progress there? <ul style="list-style-type: none"> ○ → City Manager McAdoo: We have a program with Devita Scott and the Hayward Adult school. We have brought students into PW and other City departments via internships. Because of COVID, we haven't been able to host the students, but continue to do education and outreach. I agree there are more opportunities with Cal State, CSU East Bay and Chabot. However, we do outreach to them to recruit fellows. ● CM Andrews: Do think it's the long-term goal that the city staff/leadership should reflect the diversity of the City? Another project could be to present at high schools about different roles in the City. <ul style="list-style-type: none"> ○ → City Manager McAdoo: We also have our Fire ROP program and have also given two paramedic school scholarships. Also one of those is a female candidate.

	<ul style="list-style-type: none"> ● CM Andrews: That’s great, but it's a lot of focus on adults. Need to start even earlier. For example I talked to elementary school students about wastewater and they were excited about it. I can also help do more public education about what is City Council and what they do.
<p>R12: Create a language accessibility policy</p>	<ul style="list-style-type: none"> ● M Halliday: Language accessibility and translation services continue to be very important.

General Comments/Questions

- **M Halliday:** Employee homeownership program is on the completed list, but have we launched it?
 - → City Manager McAdoo: We paused it right before doing the lottery. Will check in with Director Klausen to make sure this gets going again.
- **CM Wahab:**
 - I think IT needs to be a huge priority. Not only because our contracts are becoming more complicated (licensing issues and potential audits), but we need SMEs in IT dept who understand the new technologies that are coming out, like how we capture, store and share data. We need privacy around our data. All of this needs some staffing around it. There is a difference between privacy and security. This will also help us with our fiber issue and can support growing the economy.
 - Also, when we talk about tech and the services we provide, let’s reduce the response time to 24-48 hours (whether applying for a business license, asking questions about zoning, etc.). Even implementing chat bots or publishing Q&As. Let’s use tech to make our employees and residents’ lives easier.

Discussion of Prioritization

After reviewing the results of the project prioritization survey that City Council members completed over lunch, we invited Council members to share any reflections on the activity or outcomes.

- **CM Zermeno:** All of the priorities are important to all of us. It's interesting that there aren't any unanimous votes, but I do agree with my colleagues on this. A good exercise.
- **M. Halliday:** Update the Housing Element - I chose it, but we don't have a choice about this. The state is telling us we have to do this.
 - → Director Ott: In some ways that's true, but we're doing a lot more than we have to (especially in terms of community outreach).
- **CM Salinas:** As I was voting, I was also considering the things that we are moving forward already or that we have to do. If I didn't vote for it, that doesn't mean it isn't important to me or I don't think we should do it.
 - Worth noting that a lot of what we do is in response to what is happening at the state/federal level. And we need to remain flexible to emergent issues.
 - I am in general agreement with the projects that were voted to the top. I think what we have is pretty good, but they will move around in priority depending on the times.
- However, I also think that we need to continue to practice restraint and proceed prudently so as not to overwhelm staff. We don't want to create staff burnout and fatigue. Also, I've been thinking that "Slow your roll" can be applied here, but also to traffic and safety. Could be a PSA.
 - → City Manager McAdoo: I want to clarify which items will be dropped.
 - → City Manager McAdoo: Only council-added projects, but all of the already included projects on the work plan will stay on the work plan
 - So we'll still have the work session on guns? → Yes
 - What we wanted to get out of this session is a staff assessment of what things we're asking for that might be rolled into other areas or done more efficiently, or creatively funded, etc..
 - Finally, I love CM Salinas' idea of using the slogan "Slow Your Roll" as a PSA related to "speeding, traffic, road safety..." that's just great!
- **CM Marquez:** This was really hard. Many of these are a priority, so I focused on choosing the things that are realistic, what has traction, and where we are already making progress. Can we hear from the council members who added new projects to explain them a little more before we proceed? I also didn't vote on some of the things that we have to do. Just to confirm - if these things didn't get more than 50% they will not go away?
 - City Manager McAdoo: That's true, except for the Council-added projects.
 - Marquez: The one I added is "Strengthen building requirement to mitigate Sea Level Rise in the industrial corridor."

- Sara Buizer, Deputy Director of Development Services: We are putting together some information to help get the word out to people in this area to help them adapt.
- **CM Lamnin:** I had a similar process to CM Marquez and agree that it was hard to choose. My intent with adding the “Implementation of the Shoreline Master Plan” was also to address some of what CM Marquez brought up. Should we combine them?
 - Clarifying question -Is it always the same staff working on the same things that fall under the same category? If all of my priorities are affecting the same people vs. if they’re spread out, that would be good to know. Can we get this information as part of the updated Roadmap?
 - → Director Ott: We are going to try to include as many of these things as possible, but yes, we will have to go back and do that staff analysis to really figure out what is feasible. And we’ll try to be as transparent about our decision process as possible.
 - Appreciate that the projects that don’t make that 50% vote cutoff aren’t going anywhere (with the exception of the Council-added ones)
 - → Director Ott: Still important for us to hear your priorities/concerns. The feedback won’t get lost. We hear it and we’ll try to incorporate it into everything we’re doing (e.g., public art can be incorporated in some existing projects)
- **CM Wahab:** Can you please share the prioritization survey results by email?
 - QoL -I agree with the top choices for Quality of Life.
 - Housing -I did choose the affordable housing ordinance and the housing element update (kind of want these to be combined), but the reason I am really in support of the ADU ordinance is to prevent displacement in the flatlands. So even if we don’t say ADU, when we talk about the housing ordinance, we need to make sure that we are talking about protecting our residents from predators in a lot of ways. Put some protection piece in our affordable housing component. Definitely want to do universal income!
 - Climate -EVs are great, but would prefer to prioritize our water conservation
 - Infrastructure -Agree with the top votes here. However, when we talk about partnerships with our school, this isn’t just about our schools but our businesses (new/immigrant entrepreneurs).
 - Economy -Still want to advocate for the council-added project: concerted effort to educate property owners about what the city wants for their properties. We want to set standards about what we want coming into our city, how clean we want it to be - not just about quantity but about quality. This applies to many other projects, too, like facade improvements.
 - Org Health -City Clerk has done a great job with our Boards & Commissions recruitment. Trust that this one will happen. ‘Create HR Strategic Plan’... as we talk about turnover and burnout, we need to think about how we maintain institutional knowledge.

- **CM Andrews:** Thank you staff for the presentation. Did a great job of presenting.
 - So happy to see public art high on the list! If there are ways we can do this through Economic Development or other route. I'm volunteering "Keep Hayward Clean & Green" if you want to look at that.
 - Corp yard definitely needs to be prioritized. Esp for staff who can't work from home, need to make sure their needs are met.
 - 311 is still a priority for me. I can't even find the number on our website. I ask residents how they contact the City, and they are not using Access Hayward. Having an App on your home
 - Infrastructure - Let's make "slow your roll" our motto here and focus on "traffic and safety". Let's ask the people about their priorities here.
 - So happy to see Russel City prioritized here. Want to expedite making amends so they don't have to wait another 10 years to see that rectifying happening. Thank you to the CSC who brought this forward. It's not enough to have buildings named after it and have a mural, that's only a start.



CITY OF HAYWARD

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

File #: RPT 22-035

DATE: April 26, 2022

TO: Mayor and City Council

FROM: Assistant City Manager

SUBJECT

Informational Report on Publicly Available Art in the City of Hayward

RECOMMENDATION

That the Council receives this informational report on publicly available art in the City of Hayward.

SUMMARY

This report provides information regarding public art within the City of Hayward.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Art at Hayward Library
Attachment III	Mural Guide



DATE: April 26, 2022
TO: Mayor and City Council
FROM: Assistant City Manager
SUBJECT: Informational Report on Publicly Available Art in the City of Hayward

RECOMMENDATION

That the Council receives this informational report on publicly available art in the City of Hayward.

SUMMARY

This report provides information regarding public art within the City of Hayward.

BACKGROUND

On January 29, 2022, a Special City Council Meeting¹ was held to identify Strategic Roadmap (Roadmap) priorities for 2022. The Mayor and City Council expressed an interest in prioritizing a new Roadmap item E12: Explore a public art program and prioritize gateway locations.

While the City of Hayward does not have a formal public art program, the City has multiple programs to support publicly available art that reflects its unique and diverse population, including public art in the library, the Mural Arts Program, requiring public art in private developments, City funding for arts programs, and incorporating public art pieces into City projects.

¹ January 29, 2022, Meeting of the Hayward City Council:
<https://hayward.legistar.com/MeetingDetail.aspx?ID=924541&GUID=A713542E-8DE3-461E-BE5B-8A01B54A55D6&Options=info|&Search=>

DISCUSSION

Public Art in the Library

A centerpiece of Hayward's 21st Century Downtown Library is a collection of art curated to affirm and reflect the community. The works include large, commissioned pieces of art derived from intriguing materials. Examples include Ann Weber's monumental sculpture made from found cardboard boxes and Emily Payne's use of discarded books as a dominant medium in her work. (Figure 1)



Figure 1: *After Ellsworth*, Ann Weber (left) and *Tumble*, Emily Payne (right). Both works are on display in the Hayward Public Library.

The library's collection also includes smaller permanent pieces, as well as regularly changing displays installed in partnership with the Hayward Arts Council. The Hayward Arts Council displays change every three months, and they feature local Hayward artists. Additional information about art at the library can be found in Attachment II – Art at Hayward Library.

Mural Arts Program

The City's Mural Art Program was established in 2009 to address the issue of escalating graffiti and vandalism in support of the Council's Safe, Clean and Green community priorities. The idea behind the program was to deter graffiti by installing beautiful mural artwork throughout the City on commercial buildings, schools, utility boxes, and overpasses. So far, more than 1,200 volunteers (including public schools, senior citizens,

and community organizations) have participated in selecting and installing over 200 art installations throughout the City, including murals and tile mosaics.

The Mural Art Program promotes job creation by commissioning local muralists and helps to revitalize corridors, increases the marketability of local properties, and promotes tourism. The program has received national recognition as a vibrant strategy for supporting public art. In 2011, the program received the Helen Putnam Award for Excellence², which recognizes outstanding achievements by California cities.

City Information Technology staff in collaboration with the City Manager's office created an interactive Mural Map to guide residents and tourists on an art adventure³. Additional information about the City's Mural Art Program can be found in the attached Mural Guide (Attachment III).

Public Art in Private Development Projects

The City's Development Services Department (DSD) strongly encourages applicants for new private developments to incorporate public art in their plans. There are several ways that this encouragement can be codified in agreements depending on the type of application and entitlements being requested.

Scenario #1 – Incorporated public art because development requested an exception to standards

Residential developments occasionally request that their property be rezoned to a Planned Development (PD) to be afforded more flexible development standards such as reduced setbacks or others. One of the PD rezone findings require that *“any latitude or exception(s) to development regulations or policies is adequately offset or compensated for by providing functional facilities or amenities not otherwise required or exceeding other required development standards.”* Art is one amenity that can help developers meet this standard. In this instance, the developer of a tract in the Cannery area incorporated public art via a statue of fruit in homage to the area that had historically been part of the Hunts Fruit Cannery. (Figure 2)



Figure 2: A statue in the Cannery development.

² “Helen Putnam Award for Excellence” https://www.helenputnam.org/winners_2011.php

³ “Hayward Mural Arts Program”

<https://hayward.maps.arcgis.com/apps/Shortlist/index.html?appid=bdb6cee4d01e4e5c84c5fdc7085a81dc>



Figure 3: The mural on the back of the dispensary located at B and Main Streets.

Scenario#2 – Incorporated art because development standards require a community benefit

When the City’s cannabis regulations were first adopted, the Council imposed a requirement for developers of cannabis operations to incorporate public benefits into their proposed projects. Current regulations require that a portion of cannabis-related tax revenues are put toward community benefits rather than requiring developers to propose community benefits for their projects.

However, under the initial regulations, the first cannabis dispensary approved by Council incorporated a mural on the back

wall of the building located at the Northeast corner of B Street and Main Street. (Figure 3).

Scenario #3 – Art incorporated to enhance the project or site design or to proactively mitigate potential graffiti issues

There are several examples of this scenario:

- A pet clinic and doggie daycare facility on Grand Street near C Street needed to include a trash enclosure for their operation. The only viable location for the enclosure was a street-facing location. To minimize the visual impacts of the enclosure at a prominent corner, DSD worked with the developer to have a mural painted on the walls of the trash enclosure (Figure 4).
- The development of the Eden Shores Commercial Center included businesses with dual frontages and the primary business entrance on the interior parking lot. DSD staff were concerned that blank walls facing the exterior streets would attract graffiti. To address this concern, DSD worked with the developer to have murals painted on the street-facing walls of the buildings to provide visual interest and proactively address the potential for graffiti in the future (Figure 5).



Figure 4: A cat mural is visible on the trash enclosure at the pet clinic on the corner of Grand Street at C Street.



Figure 5: Murals seen from the street at the Eden Shores Commercial Center.

Scenario #4 – Art incorporated as part of the development application, and required as a Condition of Approval (COA)

The City requires that art be included in plan designs when the project has an especially prominent location or impact in the community. This scenario currently applies to two projects: Lincoln Landing and the Hines Industrial redevelopment.

Lincoln Landing, a mixed-use project of 475 apartments and 80,000 sq. ft. of retail at the corner of Foothill and City Center Drive at the northern end of downtown Hayward, was required to include public art as a Condition of Approval. Specifically, the COA stated: *“The developer shall install public art consisting of mural(s) wall-mounted or free-standing sculpture(s), along the western elevation (fronting San Lorenzo Creek); along the south elevation of the existing parking garage (fronting City Center Drive); and along the northern elevation (along Hazel Avenue). The final design and placement of public art shall be included on the building permit plan set and shall be reviewed and approved in accordance with the processes set forth in the City’s Mural Art Program, prior to the issuance of building permits.”* The project recently submitted the final mural art designs (Figure 6) and these will be incorporated before the final occupancy certificate can be issued.

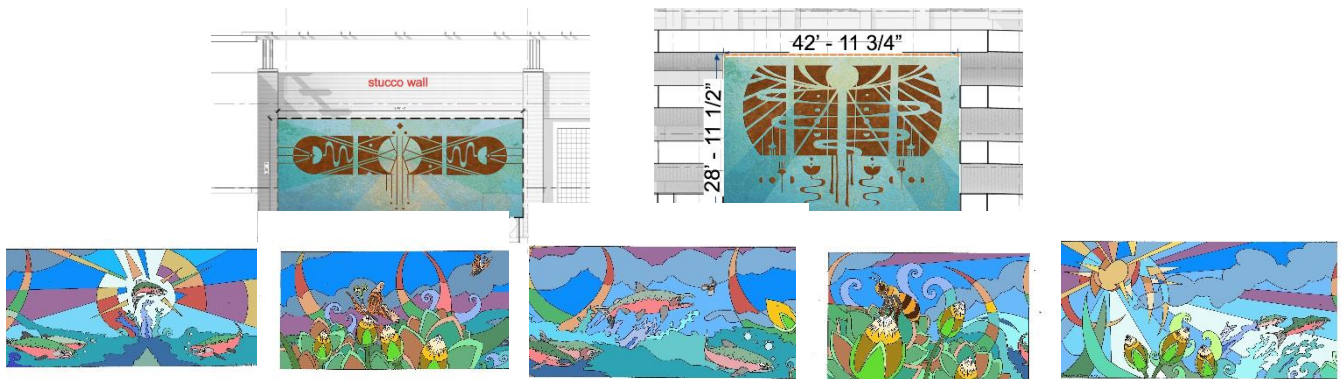


Figure 6: Final mural art designs to be installed at the Lincoln Landing development.

Approval of the Hines Industrial Redevelopment, a project that includes three speculative buildings ranging from 56,000 to 214,000 square feet and a three-story data center of approximately 279,000 square feet, included a COA related to public art. The COA stated:

“As specified in the project documents, submitted September 15, 2020, Artsource Consultants shall be hired by the applicant to conduct an RFP process to identify an artist and art piece(s) to be incorporated into the site design. All costs related to the art consultant, RFP process, selected artist, and commissioned art piece(s) shall be assumed by the applicant. Applicant shall be required to allocate one third of one percent (0.33%) of the construction costs of the relevant building permit construction costs for acquisition and installation of Art in the development project. The final selection of the artist and art piece(s) shall be approved by the Planning Division (Project Planner or Planning Manager) prior to issuance of relevant building permits and/or certificates of occupancy.” This project is currently under construction, but the art has not been finalized yet.

Placemaking in Economic Development Efforts

Economic Development (ED) staff work closely with DSD to encourage public art in private development. In addition to those efforts, ED is directly responsible for two programs that highlight art as functional and/or architectural design: Façade Improvement and Restaurant Relaunch & Outdoor Dining.

Encouraging developers to incorporate art into their projects – ED staff works in tandem with the DSD Planning Division to encourage developers to incorporate placemaking elements, including public art installations, in their proposed commercial or industrial development projects. ED staff is often the first stop for developers seeking feedback on site plans and elevations. ED staff uses this opportunity to relay City Council’s desire to have developments prominently feature public art, signage, and other design features (interpretive signage, walking paths with unique features, lighting, gathering spaces, outdoor amenities, food truck areas, etc.).

These elements are typically incorporated into plans when they are submitted to Planning for review. Planning then continues to work with the developer to do more through the entitlement process. In addition, in some cases, ED staff collaborates with developers to develop names for projects to enhance placemaking themes. This includes providing developers information about the context of certain sites and making connections to organizations such as the Hayward Historical Society, so project names are rooted in history. For example, the Lincoln Landing project on Foothill was renamed by the developer after collaborating with the Historical Society.

Façade Improvement Program – ED staff administers a façade improvement program that is designed to help business owners and their property owners upgrade the exterior of storefronts. As part of this work, ED staff works with business owners to make changes to buildings including adding awnings, paint, lighting, murals, outdoor dining areas, etc. This program generally supports five businesses per year through grant or loan funding ranging from \$10,000 to \$100,000 depending on the type, location, and scope of improvements. A recent example of this work can be found at Casa Del Toro, the new modern Argentinian restaurant on B Street. This program aided in creating a new outdoor dining patio, exterior paint, and building signage, which activated the frontage.

Restaurant Relaunch Program – This ARPA-funded economic recovery program is designed to support restaurants in adapting to new COVID-19 safety protocols and consumer trends. The program budget is \$250,000. These funds will be used to provide businesses with technical and direct financial assistance to improve the interior and exterior of their businesses. The grant funds will assist with the purchase of furniture, heaters, umbrellas, landscape planters, and other needed services such as design professionals. Technical assistance will be made available to restaurants geared toward reconfiguring indoor and outdoor spaces and back-of-house workflow for safety; updating menus and pricing; establishing an online presence for off-premise sales; designing customer loyalty programs; and creating and launching marketing initiatives to drive customer traffic to the businesses.

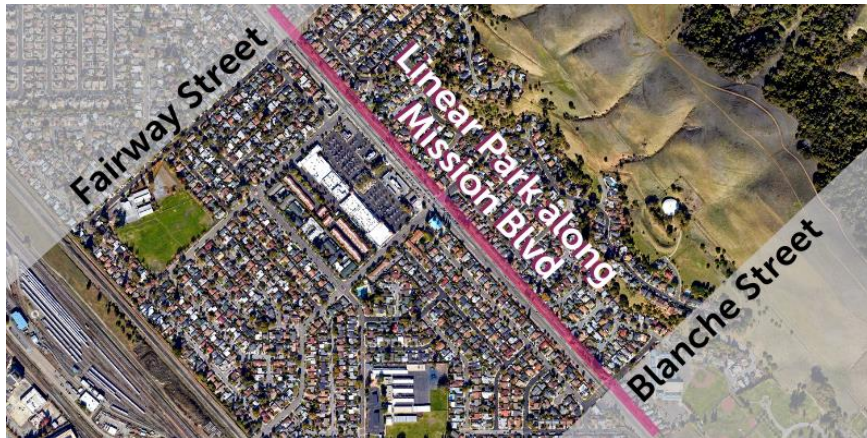
Based on feedback from Council Economic Development Committee (CEDC), ED staff is working to push businesses to make bolder, more modern, and more remarkable exterior improvements. To this end, ED staff is creating a bench of experienced architects. Businesses that receive grant funding through this program will be required to use a program architect, who will work with the business and collaborate with ED and Planning staff to help craft a design that meets the business' brand and vision while furthering Council's objective to create placemaking and activate storefronts. ED staff anticipates having the on-call architect contracts in place by April 2022 and anticipate at least one project will be completed by the end of this calendar year. The program anticipates five to eight completed projects over the next two years.

Complete Streets and Corridor Improvements

On March 19, 2013, the Council adopted Resolution No. 13-027, supporting a citywide Complete Streets Policy to support the design and development of a comprehensive, integrated transportation network to allow for safe, convenient travel along and across streets for all users. While not specific to art, the Public Works Department strives to include artistic elements in street and corridor improvements where possible.

A soon-to-be example of the department's artistic efforts will be on display in Phase III of the Mission Boulevard Improvement Project, which runs from A Street to the north end of town. The project has been awarded for construction and the work will begin soon. This project will transform a one-mile stretch of Linear Park along the eastern side of Mission

Blvd, from Blanche Street to Fairway Street. The public was invited to participate in two visioning sessions that influenced the park's final design.



The improvements will include art crosswalks, artful landscaping, upcycled city benches and tables, and upcycled timber benches.

Community Agency Funding – Arts and Music

Through the annual Community Agency Funding process, the Community Services Commission (CSC) makes recommendations to Council for the distribution of Community Development Block Grant (CDBG) and General Fund monies to programs in the following categories: Infrastructure and Economic Development (CDBG); Public/Social Services (CDBG/General Fund); and Arts and Music (General Fund). The currently funded Arts and Music programs include public displays of art, performances throughout the City of Hayward, and delivery of art and music programming to youth.

Community Foundation

Staff began exploring the concept of a Hayward Community Foundation to distribute revenues collected from the Commercial Cannabis Permit Program and earmarked for community benefits. Under this program, the City Council required each would-be commercial cannabis operator to describe the community benefits they planned to provide in order to operate in the City. The City has created a Hayward Community Foundation (HCF) in part to partner with these approved businesses to ensure the relevant, equitable, and impactful use of any community benefit funds. Once the HCF accumulates a \$1M fund balance, the distribution of the HCF funding could potentially be integrated into the City's Community Agency Funding process. In the proposed structure, some portion of the funding could be available for public art, and arts and music programming.

Future Planned Public Art Projects

In addition to the strategies for supporting public art described above, there are several planned and potential projects currently underway:

Hayward Heritage Plaza – Heritage Plaza will soon have three planned public art pieces representing Hayward’s rich heritage and history. Staff held discussions with the Hayward Area Historical Society (HAHS), Library Commission, representatives from local indigenous groups, representatives of the Eden Area Japanese American Citizens League, former residents of Russell City, and the Hayward Arts Council to identify installations for the site. Based on these discussions, the three art pieces planned for the plaza are in honor of: the Muwekma Ohlone Tribe, whose ancestors called the Hayward area home prior to colonization; the Japanese-American community (Figure 7), who were bussed from what is now Heritage Plaza to incarceration camps during World War II; and Russell City, an incorporated community that was declared blighted by the County and annexed by the City of Hayward in the 1960s, displacing its residents.

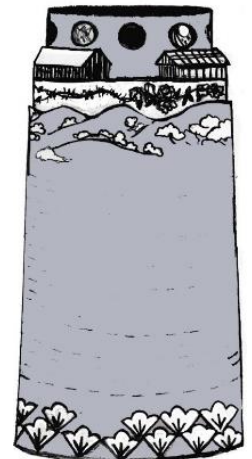


Figure 7: Sketch of the planned Heritage Plaza Art Piece honoring the Japanese-American community.

The artists for the Muwekma Ohlone Tribe and Japanese-American pieces have been selected and the pieces are scheduled to be installed by the Fall of 2022. The Russell City Art Committee (primarily consisting of former Russell City residents and their descendants) is in the early stages of creating a Request for Proposals to hire an artist.

The Stack Youth and Family Center – The Stack Center project designs include plans for several murals and sculptures. The Stack Center will be built on the site of the Eden Youth and Family and Matt Jimenez Community (MJCC) Centers at the intersection of Tennyson and Ruus Roads. The first phase of the project includes three public art components based on themes identified during the youth participatory design process and other community input:

1. **Mural on the east side of the MJCC** – The renovation will convert the east side of the MJCC into the entryway into the gym and add an event plaza. The theme for the mural on that side of the building will be *“Youth Thriving Through Multi-Cultural Recreational Opportunities,”* including sports to tie into the gymnasium and performance arts to tie into the plaza.
2. **Mural on the south face of the MJCC** – The theme for this mural will be *“Indigenous Food Heritages from Around the World.”* This reflects the diversity of the surrounding neighborhoods and ties into the commercial kitchen and food entrepreneurship space inside.
3. **Free-standing sculpture on the north end of the community events plaza** – The theme for this sculpture will be *“Strength Within Families and the Strength of Diverse Families Supporting One Another.”*

Hayward People's Budget – Community delegates have submitted several community-led art projects for the People's Budget, including murals, temporary art, and art-related events. The voting for the People's Budget will take place May 1-15, 2022.

FISCAL IMPACT

There is no fiscal impact associated with this report.

STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Enhance Community Safety and Quality of Life. Specifically, this item relates to the following project:

E12: Explore a public art program and prioritize gateway locations.

NEXT STEPS

If the Council wishes, after receiving this report, staff will schedule a work session to discuss the item.

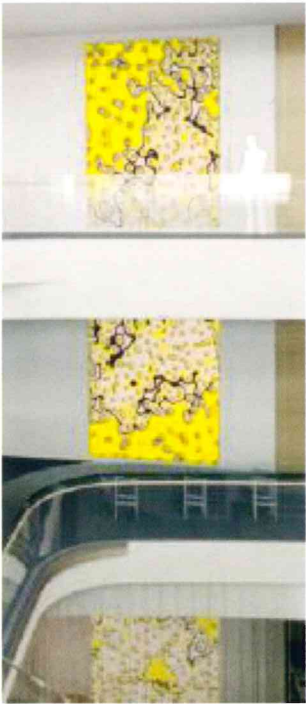
Prepared by: Adam Kostrzak, Director of Information Technology; Alex Ameri, Director of Public Works; Daniel Mao, Management Analyst; Jayanti Addleman, Library Director; Jennifer Ott, Assistant City Manager; Kristoffer Bondoc, Executive Assistant; Laurel James, Management Analyst; Mary Thomas, Management Analyst; Monica Davis, Community Services Manager; Paul Nguyen, Economic Development Manager; Sara Buizer, Deputy Director of Development Services

Recommended by: Regina Youngblood, Assistant City Manager

Approved by:



Kelly McAdoo, City Manager

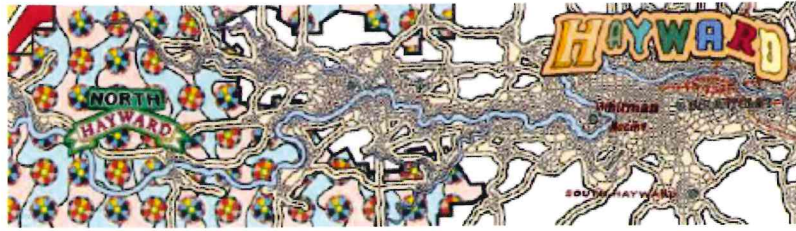


ROB LEY
"INDEX 1"
 COMMISSIONED
 ALL FLOORS

MATT GIL
"PUZZLE PIECE"
 COMMISSIONED
 OUTDOORS WEST ENTRY



KANA TANAKA
"CRYSTALS"
 COMMISSIONED
 SUSPENDED



LORDY RODRIQUEZ
"CITIES OF HAYWARD"
 COMMISSIONED
 BOOKSTORE



ANN WEBER
"MOON VOID OF COURSE"
 ALL FLOORS

CESAR CHAVEZ DEDICATION PLAQUE



CHILDREN'S GARDEN PATIO,
 FIRST FLOOR

In 1994, the Hayward City Council voted to dedicate the Hayward Library in honor of César E. Chávez. In 2001, La Alianza de Hayward sponsored a bronze plaque commemorating César Chávez, sculpted by Hayward artists Fernando Hernandez and Inconronata Molino. The plaque was dedicated on the first official César Chávez Day on March 31, the date of his birth.

A centerpiece of Hayward's 21st Century Library is an outstanding collection of art that affirms and reflects the community. Innovative site-specific commissioned works of art derived from intriguing materials pay tribute to the library's mission -- past, present, and future -- and acknowledge the unique architecture and interior space. Other creative works of art reflect the rich cultural diversity of the region and the city through varied mediums and traditions. Use this guide to discover and connect with these inspiring works of art.

ART AT HAYWARD LIBRARY





SARAH SAMMI
"STELLER'S JAY"
FIRST FLOOR



LISA LONG
"EMMA"
FIRST FLOOR



MARSHA BALIAN
"S IS FOR SUIT"
FIRST FLOOR



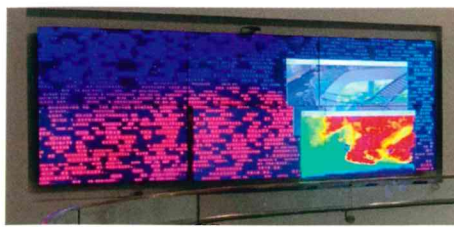
MARTIN WEBB
"ARCH ROCK"
SECOND FLOOR



JEFF HANTMAN
"MONOPRINT #1"
SECOND FLOOR



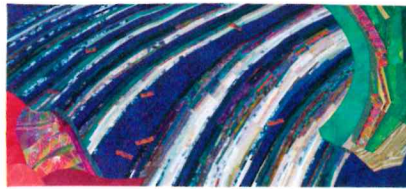
NGA TRINH
"RED AND BLUE TILES/GIRLS' POWER"
SECOND FLOOR



WE ARE MATIK
"THE RINGS"
COMMISSIONED
SECOND FLOOR



NORA AKINO
"MEMORY OF A SUMMER EVENING"
THIRD FLOOR



NANCY BARDACH
"A SONG OF ASCENT"
THIRD FLOOR



EMILY PAYNE
"TUMBLE"
THIRD FLOOR



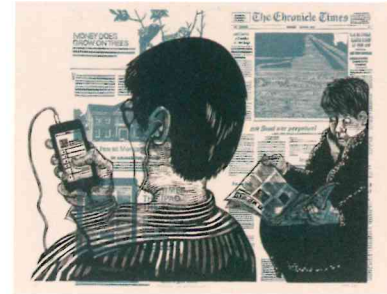
MIKE HENDERSON
"NO. 43"
THIRD FLOOR



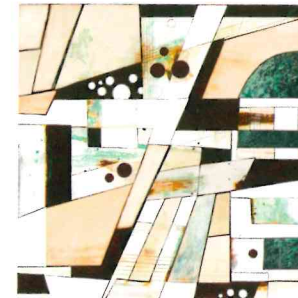
BARRIE ROKEACH
"ROLLING HILLS/TREES/SHADOWS"
THIRD FLOOR



IRENE IMFELD
"ZONE OF TRANSFORMATION SERIES #2504"
THIRD FLOOR



MARY MARSH
"JUST WAITING"
THIRD FLOOR



KEVIN KEUL
"ANGLED SALT PONDS"
THIRD FLOOR



NIAMBI KEE
"AND ON THE FIFTH DAY"
THIRD FLOOR



JM GOLDING
"REACHING FOR THE LIGHT"
THIRD FLOOR



HAYWARD

Mural Tour



SHARE YOUR EXPERIENCE

   @cityofhayward
#haywardmuralcity

Visit our mural program web page
tiny.cc/haywardmural

Visit our mural program web map to see more
art in Hayward.
tiny.cc/haywardmuralmap

The Hayward Public Art Mural Program is operated in support of the City Council's Safe and Clean priorities. While this program, which was implemented in April of 2009, supports blight elimination efforts, beautification, business-to-business opportunities, local artists and civic pride, its true success shines through in neighborhood enrichment and downtown rejuvenation.



MURALS



Gateway Mural
Andrew Kong Knight



Hayward Historical Society
Josh Powell



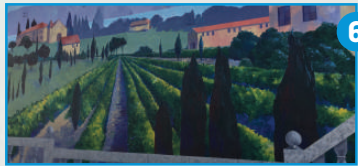
Russell City
Josh Powell



Mexican/American
Linda Longinotti



Buon Appetito
Jean Bidwell



Tile Style View Cape
Linda Longinotti



Magnify Glass
Suzanne Gayle



Avalon Jewelers Streetscape
Suzanne Gayle



Cinema Place Garage
Andrew Kong Knight



Faces of Hayward
Andrew Kong Knight



Jackson Street Retaining Wall
Jean Bidwell



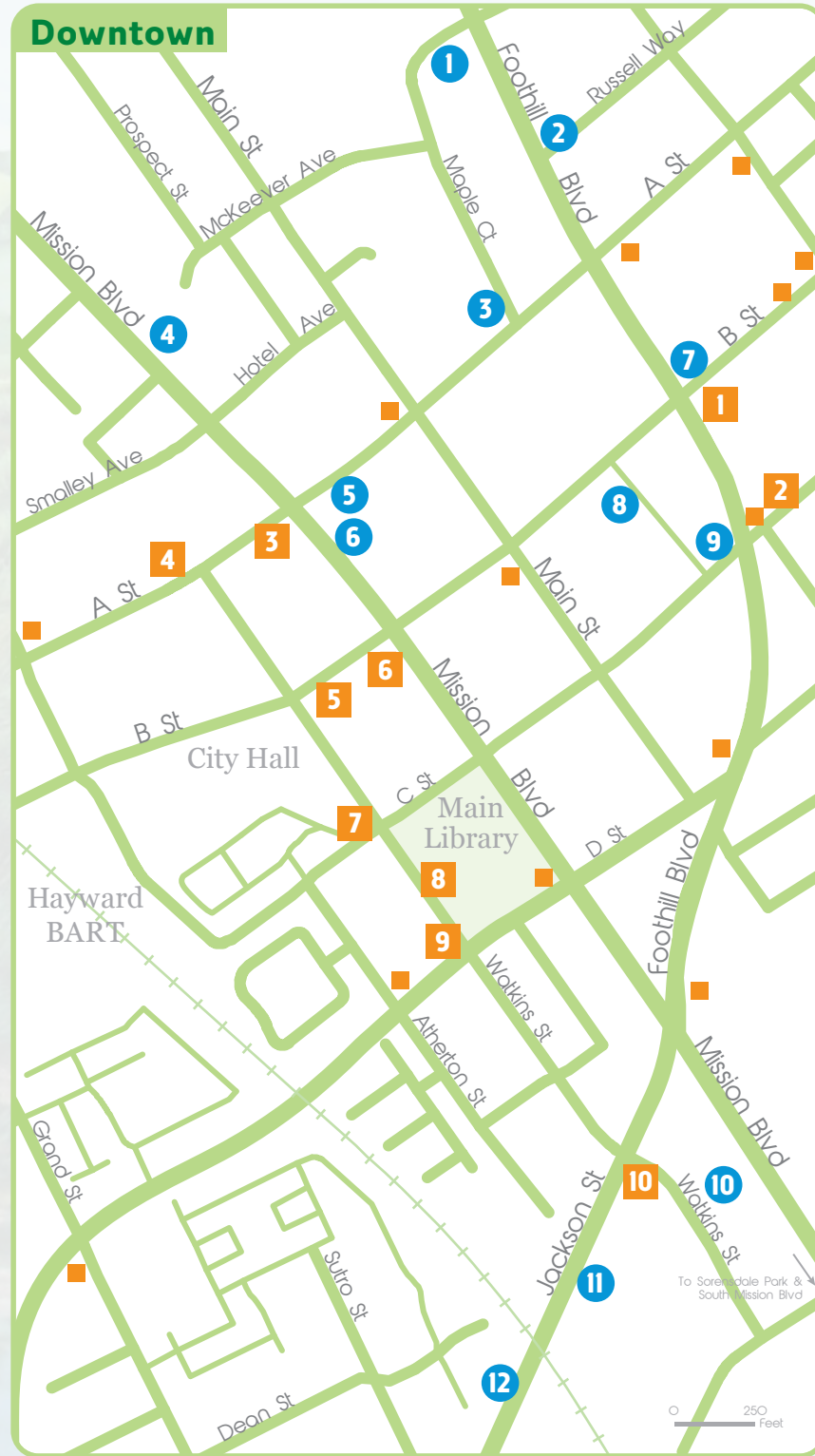
Grand Terrace Wall
Jean Bidwell



Sorensdale Park
Suzanne Gayle

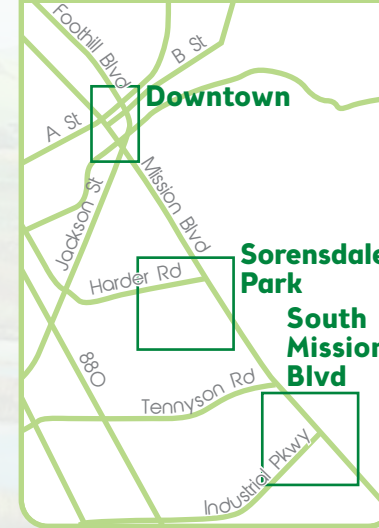


South Mission Blvd
Suzanne Gayle



UTILITY BOXES

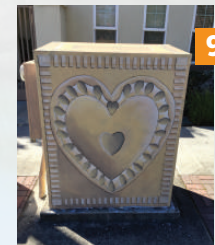
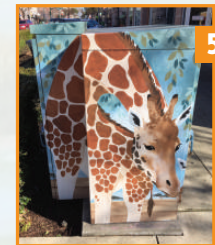
LOCATOR MAP



Sorensdale Park



South Mission Blvd



Legend

- 10 Mural
- 10 Utility Box Art with photo
- Additional Utility Box Art