



CITY OF HAYWARD

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

Agenda City Council

Tuesday, November 14, 2023

7:00 PM

**Council Chamber and Virtual
Platform (Zoom)**

CONCURRENT MEETING GEOLOGIC HAZARD ABATEMENT DISTRICT (GHAD) BOARD/CITY COUNCIL/HAYWARD HOUSING AUTHORITY

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

PUBLIC PARTICIPATION

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:

Participate in the Council Chambers or click link below to join the meeting:

[https://hayward.zoom.us/j/89968785630?](https://hayward.zoom.us/j/89968785630?pwd=XlDqGqcUa5N0Xb0CrWnXFGYsjlE2idafalQ.mmZRcop6HvtJm_A)
[pwd=XlDqGqcUa5N0Xb0CrWnXFGYsjlE2idafalQ.mmZRcop6HvtJm_A](https://hayward.zoom.us/j/89968785630?pwd=XlDqGqcUa5N0Xb0CrWnXFGYsjlE2idafalQ.mmZRcop6HvtJm_A)

Meeting ID: 899 6878 5630

Password: C11/14@7pm

or

Dial: +1 669 900 6833 or +1 646 931 3860

Meeting ID: 899 6878 5630

Password: 3180527504

**CONCURRENT SPECIAL MEETING GEOLOGIC HAZARD ABATEMENT DISTRICT
(GHAD) BOARD/CITY COUNCIL/HAYWARD HOUSING AUTHORITY BOARD**

CALL TO ORDER: Mayor/GHAD Chair/HHA Chair Salinas

Pledge of Allegiance: Council/GHAD/HHA Member Andrews

AB 2449 TELECONFERENCE NOTIFICATIONS AND CONSIDERATION

ROLL CALL

**SPECIAL HAYWARD GEOLOGIC HAZARD ABATEMENT DISTRICT
(GHAD) BOARD OF DIRECTORS MEETING**

PUBLIC COMMENTS

The Public Comment section provides an opportunity to address the GHAD Board on items not listed on the agenda. As the GHAD Board is prohibited by State law from discussing items not listed on the agenda, items will be taken under consideration and may be referred to GHAD staff.

CONSENT

1. [MIN 23-120](#) Approve the Hayward Geologic Hazard Abatement District (GHAD) Board Minutes of the GHAD Meeting on May 23, 2023

Attachments: [Attachment I Draft Minutes 5/23/2023](#)

PUBLIC HEARING

2. [PH 23-044](#) Public Hearing to Approve Transfer of Plan of Control Responsibilities for Assessor's Parcel Number (APN) 083-0477-003 (Parcel B, Tract 7620) in The Reserve Development from La Vista, LP to the Hayward Geologic Hazard Abatement District (GHAD) and Authorizing the GHAD Manager to Accept Title to Certain Real Property (Report from GHAD Manager Ralston)

Attachments: [Attachment I Staff Report](#)
[Attachment A Plan of Control Transfer Letter](#)
[Attachment B Plan of Control Transfer Acceptance](#)
[Attachment C GHAD Resolution 23-04](#)
[Attachment D Exhibit A to Resolution](#)
[Attachment E Exhibit B to Resolution](#)

GHAD Manager's Report

An oral report from the GHAD Manager on ongoing activities, events, or other items of general interest to the GHAD and the public, if any.

GHAD Boardmembers' Reports, Referral, and Future Agenda Items

Oral reports from GHAD Boardmembers on their activities, referrals to GHAD staff, and suggestions for future agenda items, if any.

Next Meeting: No future meetings are scheduled. All future meetings will be noticed.

The Hayward Geologic Hazard Abatement District Board of Directors Adjourns and Reconvenes into the Meeting of the City Council.

**SPECIAL JOINT CITY COUNCIL AND HAYWARD HOUSING AUTHORITY BOARD
MEETING**

CLOSED SESSION ANNOUNCEMENT**PUBLIC COMMENTS**

The Public Comments section provides an opportunity to address the City Council on items not listed on the agenda or Informational Staff Presentation 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. The City Council welcomes comments, including criticism, about the policies, procedures, programs, or services of the City, or of the acts or omissions of the City Council. Speakers shall not use threatening, profane, or abusive language which disrupts, disturbs, or otherwise impedes the orderly conduct of a City Council. The City is committed to maintaining a workplace free of unlawful harassment and is mindful that City staff regularly attend Council meetings. Discriminatory statements or conduct that is hostile, intimidating, oppressive, or abusive – are per se disruptive to a meeting and will not be tolerated.

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. [MIN 23-119](#) Approve the Minutes of the City Council Meeting on October 24, 2023

Attachments: [Attachment I Draft Minutes of 10/24/2023](#)

2. [CONS 23-590](#) Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$5,000 in Grant Funding from the University of California Davis School of Veterinary Medicine Under the California for All Animals Open Arms Challenge Grant for Use by the Hayward Police Department's Animal Services Bureau

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

3. [CONS 23-592](#) Adopt a Resolution Authorizing Application to and Participation in the Prohousing Designation Program
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
4. [CONS 23-593](#) Adopt a Resolution Authorizing the City Manager to Execute an Agreement With Precision Survey Supply LLC for the RTC360 3D Laser Scanner in an Amount Not-To-Exceed \$130,000
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
5. [CONS 23-594](#) Adopt a Resolution Authorizing Staff to Apply for the SB1383 Local Assistance Grant Program from CalRecycle
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
6. [CONS 23-598](#) Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2024
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III FY 2024 Salary Plan](#)
7. [CONS 23-599](#) Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Staples Construction Company for the City Hall Second Floor Restroom Remodel in an Amount Not-To-Exceed \$315,739
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
8. [CONS 23-600](#) Adopt a Resolution Authorizing the Execution of a Third Amendment to Disposition, Development, and Loan Agreement with Habitat for Humanity East Bay to Modify the Conditions of Transfer for the Property Located at 123-197 A Street (A & Walnut/Sequoia Grove) and Affirming the Mitigated Negative Declaration which was Prepared for the Project in Accordance with the Requirements of the California Environmental Quality Act (CEQA) as Adopted by City Council on January 27, 2015
- Attachments:** [Attachment I Staff Report](#)
 [Attachment II HHA Resolution](#)

9. [CONS 23-604](#) Adopt Resolutions Authorizing the City Manager to Amend the Professional Services Agreements with (1) Kitchell CEM for Extended Construction Support Services by \$98,000 for a Not-To-Exceed Amount of \$2,631,000, (2) with RossDrulisCusenbery Architecture, Inc., by \$107,000 for a Not-To-Exceed Amount of \$3,361,000; and (3) Transfer and Appropriate Additional Funds in an Amount of \$2,030,000 for the Current Project Cost the Fire Station 6 and Fire Training Center Project, Project Nos. 07481 and 07482

Attachments: [Attachment I Staff Report](#)
[Attachment II Kitchell Amendment Resolution](#)
[Attachment III RDC Amendment Resolution](#)
[Attachment IV Appropriation of Funds Resolution](#)

10. [CONS 23-615](#) Adopt a Resolution Approving the Recommended Alignment for the East Bay Greenway Multimodal Project

Attachments: [Attachment I Staff Report](#)
[Attachment II Resolution](#)
[Attachment III Bay Fair to Hayward Corridor Map](#)
[Attachment IV Bike Path Exhibit](#)

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.

11. [WS 23-042](#) HPD Jail Assessment: Review of Findings and Recommendations from the HPD Jail Assessment Report (Report from Acting Chief of Police Matthews)

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

INFORMATIONAL ITEM

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.

12. [RPT 23-112](#) Informational Report: FY24 Quarter 1 Capital Improvement Program Progress Report

Attachments: [Attachment I Staff Report](#)
[Attachment II CIP Quarterly Progress Report](#)

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 REFERRAL

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

COUNCIL MEETINGS, November 21 and 28, 2023 - CANCELED

NEXT MEETING, December 5, 2023, 7:00 PM

PUBLIC COMMENT RULES

Any member of the public desiring to address the Council shall limit their comments 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.

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.