# **CITY OF HAYWARD**

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



# Agenda

Tuesday, July 5, 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:* 

Participate in the Council Chambers or click link below to join the meeting: https://hayward.zoom.us/j/89513711378?pwd=NWh5NXVlS0pmNktYNkw1VENGZTdydz09

*Meeting ID: 895 1371 1378 Password: HCC7/5@7pm* 

or

Dial: +1 669 444 9171 or +1 669 900 6833 or 877 853 5247 (Toll Free)

Meeting ID: 895 1371 1378 Password: 7624645159

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 Zermeño

#### ROLL CALL

#### **CLOSED SESSION ANNOUNCEMENT**

#### **PUBLIC COMMENTS**

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

#### **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.	<u>MIN 22-089</u>	Approve the City Council Minutes of the City Council Meeting on June 21, 2022
	Attachments:	Attachment I Minutes of 6/21/2022
2.	<u>CONS 22-429</u>	Adopt an Ordinance of the City of Hayward Adding Article 15 to Chapter 3 of the Hayward Municipal Code Relating to the Use of Military Equipment by Law Enforcement
	<u>Attachments:</u>	Attachment I Staff Report
		Attachment II Summary of Published Ordinance
		Attachment III Revised Policy
3.	<u>CONS 22-440</u>	Adopt an Ordinance Granting Exclusive Franchise to Waste Management of Alameda County for Solid Waste, Recyclable Materials and Organic Materials Services
	Attachments:	Attachment I Staff Report
		Attachment II Summary of Published Ordinance

City Council		Agenda	July 5, 2022
4.	<u>CONS 22-397</u>	Adopt a Resolution Authorizing the City Manager to Negotia and Execute Professional Services Agreements with Consolidated Engineering Labs, Signet Testing Labs, and Ap Testing Laboratories in an Amount Not-to-Exceed \$200,000 Annually Per Firm for Three Years for On-Call Material Test and Special Inspection Services	ex )
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
5.	<u>CONS 22-410</u>	Adopt a Resolution Authorizing the City Manager to Execute Agreement with the Alameda County Sheriff's Office for Rec of FY 2019 Byrne Justice Assistance Grant (JAG) funds in the Amount of \$36,891	eipt
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
6.	<u>CONS 22-415</u>	Adopt a Resolution Authorizing the City Manager to Appropriate \$640,000 for the SR-92/Whitesell Interchange Project Initiation Document Project No. 05334	-
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III Location Map	
7.	<u>CONS 22-416</u>	Adopt a Resolution Approving Addendum No. 1 and Award a Contract to GSW Construction, Inc., for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in an Amount of \$770,218 with the Addition of \$85, in Administrative Change Orders and Appropriating Addition Funds in an Amount of \$543,675	& ً 000
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III Location Map	
8.	<u>CONS 22-418</u>	Adopt a Resolution Approving the Final Engineer's Report a Ordering the Levy of Assessments for Fiscal Year 2023 for O Highlands Area Road Improvement Assessment District	
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III Final Engineer's Report	

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9.	<u>CONS 22-419</u>	Adopt a Resolution Approving the Plans and Specifications a Calling for Bids for the Water Pollution Control Facility's (WPCF) Switchgear Rehabilitation Project, Project No. 0765	
	<u>Attachments:</u>	<u>Attachment I Staff Report</u> <u>Attachment II Resolution</u>	
10.	<u>CONS 22-424</u>	Adopt a Resolution Approving the Final Map of Tract 8581, a 47 Lot Subdivision on a 5.4 Acre Site located at 1000 La Play Drive to Allow the Construction of 47 Single Family Homes, a Common Open Space Parcel, and Related Site Improvements Applicant/Owner: D.R. Horton Bay, Inc., Application No. 202200670	ra a
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III Final Map Tract 8581	
		Attachmnet IV Vesting Tentative Map Tract 8581	
11.	<u>CONS 22-431</u>	Adopt a Resolution Approving Addendum No. 1 and No. 2 an Awarding a Contract to Ranger Pipelines, Inc., for the Sewer Line Improvements Project, Project No. 07761, in the Amoun of \$11,087,925 in Addition to Approving \$1,108,793 in Administrative Construction Contingency, and Appropriatin Additional Funds in an Amount of \$3,067,915	nt
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III Location Map	
12.	<u>CONS 22-433</u>	Adopt a Resolution Authorizing the Single Source Agreemen with Western Energy Systems for Services to the Cogenerati Engine System at the Water Pollution Control Facility (WPC) in an Amount Not-to-Exceed \$507,710 Plus Administrative Change Orders in the Amount of Ten Percent of the Contract Price for a Total of \$558,500	on ?)
	<u>Attachments:</u>	<u>Attachment I Staff Report</u> Attachment II Resolution	

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13.	<u>CONS 22-434</u>	Adopt a Resolution Authorizing the City Manager to Execute Professional Services Agreement with Applied Pavement Technology, Inc., to Provide Consulting Engineering Services for the Airport Pavement Management Program (PMP) Upda at Hayward Executive Airport Project in an Amount of \$227,000	5
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
14.	<u>CONS 22-436</u>	Adopt a Resolution Authorizing the City Manager to Execute Professional Services Agreement with Brown and Caldwell f the Preliminary Design Services for the Water Pollution Con Facility (WPCF) Improvements Phase II Project, Project No. 07760, in an Amount Not-to-Exceed \$3,849,711	or
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
15.	<u>CONS 22-437</u>	Adopt a Resolution Authorizing the City Manager to Accept a Appropriate \$313,375 from Bunker Hill by Trumark Homes, LLC to the La Vista Park Project, Project No. 06914	
	<u>Attachments:</u>	Attachment I Staff Report	
		Attachment II Resolution	
16.	<u>CONS 22-438</u>	Adopt a Resolution Authorizing the City Manager to Negotia and Execute an Extension to the Master Agreement and Leas with the Hayward Area Recreation and Park District for Operations and Maintenance of City Lands through October 2022	se
	<u>Attachments:</u>	<u>Attachment I Staff Report</u>	
		<u>Attachment II Resolution</u>	
		Attachment III Parks Covered by Master Lease	
17.	<u>CONS 22-443</u>	Adopt a Resolution Authorizing the City Manager to Negotia and Execute a Professional Services Agreement with Kitchel for Construction Management for the Stack Center in an Amount Not-to-Exceed \$520,000	
	<u>Attachments:</u>	<u>Attachment I Staff Report</u> <u>Attachment II Resolution</u>	

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18.	<u>CONS 22-444</u>	Adopt a Resolution Authorizing the City Manager to Acce Appropriate \$210,000 in Awarded Grant Funding from th State of California Office of Traffic Safety for Use by the Hayward Police Department	-
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
19.	<u>CONS 22-449</u>	Adopt a Resolution Authorizing the City Manager to Exec Memorandum of Understanding (MOU) Between the City Hayward and Tiburcio Vasquez Health Center (TVHC) for Lease to Operate the Firehouse Clinic (FHC) and to Appro the Rent from TVHC to CIP Project FD010 for Building Maintenance, Upgrades, and Improvements in Service De	r of r a opriate
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
20.	<u>CONS22-429</u>	Adopt a Resolution Authorizing the Hayward Police Department to Enter Into A Five-Year Agreement With A Enterprises, Inc. For the Purchase of Axon Fleet Vehicle D Cameras With Automated License Plate Reading Technol	Dash
	Attachments:	Attachment I Staff Report	
		Attachment II Resolution	
		Attachment III HPD ALPR Policy 429	
		Attachment IV HPD Policy 425	

#### LEGISLATIVE BUSINESS (Continued from June 28, 2022)

- 21. LB 22-018 City of Hayward Homelessness Update: 1) Receive Results of 2022 Point-in-Time Count Results; 2) Receive an Update on City of Hayward Homelessness Efforts; 3) Adopt Resolutions for FY2023 Homelessness Related Professional Services Agreements (Report from Acting Assistant City Manager Claussen) (Continued from June 28, 2022)
  - Attachments:Attachment I Staff ReportAttachment II Alameda County PIT DataAttachment III Hayward PIT Data 2022Attachment IV LHH Plan UpdateAttachment V Resolution to Amend Agreement with FPCHAttachment VI HNC and Annex ReportAttachment VII Resolution with BACSAttachment VIII Resolution to Amend Agreement with BACS

#### 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.

- 22.WS 22-027Housing Element: Work Session on the Housing Resources,<br/>Inventory and Housing Plan of the 2023-2031 Housing Element<br/>(Report from Acting Assistant City Manager/Development<br/>Services Director Claussen)
  - Attachments:
     Attachment I Staff Report

     Attachment II Housing Resources & Inventory

     Attachment III Housing Plan

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23.	<u>PH 22-040</u>	LLAD 96-1 Assessment Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Reconfirm Maximum Base Assessment Amounts, Confirm the Assessment Diagrams and Fiscal Assessments, Order the Levy and Collection of Fiscal Assessments; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Special Revenue Funds for Consolidated Landscaping and Lighting Assessment District (LLAD) No. 96-1, Zones 1 through 18, for Fiscal Year 2023 (Report from Maintenance Services Director Rullman)
	<u>Attachments:</u>	Attachment I Staff Report
		Attachment II Resolution Approving the Engineer's Report
		Attachment III Resolution Approving Funding
		Attachment IV Engineer's Report
		Attachment V FY 2023 Assessment Roll
24.	<u>PH 22-041</u>	Maintenance District No. 1 Public Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and
		<ul> <li>Collection of Fiscal Assessment; and Adopt a Resolution to</li> <li>Approve Funding Recommendations and Appropriate Revenue</li> <li>and Expenditure Budgets for Maintenance District No. 1 -</li> <li>Storm Drainage Pumping Station and Storm Drain Conduit -</li> <li>Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year</li> <li>2023 (Report from Maintenance Services Director Rullman)</li> </ul>
	<u>Attachments:</u>	Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year
	<u>Attachments:</u>	Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023 (Report from Maintenance Services Director Rullman)
	<u>Attachments:</u>	Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023 (Report from Maintenance Services Director Rullman) <u>Attachment I Staff Report</u>
	<u>Attachments:</u>	<ul> <li>Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023 (Report from Maintenance Services Director Rullman)</li> <li><u>Attachment I Staff Report</u></li> <li><u>Attachment II Resolution Approving Engineer's Report</u></li> </ul>
	<u>Attachments:</u>	<ul> <li>Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023 (Report from Maintenance Services Director Rullman)</li> <li><u>Attachment I Staff Report</u></li> <li><u>Attachment II Resolution Approving Engineer's Report</u></li> <li><u>Attachment III Resolution Approving Funding</u></li> </ul>

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25. <u>PH 22-042</u>	Maintenance District No. 2 Public Hearing: Adopt a Resoluti to Approve the Final Engineer's Report, Confirm the Maximu Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Rever and Expenditure Budgets for Maintenance District No. 2 - Ed Shores Storm Water Buffer and Facilities, for Fiscal Year 202 (Report from Maintenance Services Director Rullman)	um nue len
Attachments:	Attachment I Staff Report	
	Attachment II Resolution Approving Engineer's Report	
	Attachment III Resolution Approving Funding	
	Attachment IV Engineers Report	
	Attachment V FY 2023 Assessment Roll	
LEGISLATIVE BUSINESS		
<b>26.</b> <u>LB 22-019</u>	Cal Cities 2022 Annual Conference: Adopt a Resolution Designating Voting Delegates and Alternates for the Annual Conference Scheduled for September 7-9, 2022 (Report from City Clerk Lens)	n
<u>Attachments:</u>	Attachment I Staff Report	
	Attachment II Resolution	
	Attachment III Cal Cities Correspondence	
COUNCIL REPORTS AND	ANNOUNCEMENTS	

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

#### **COUNCIL REFERRALS**

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

#### ADJOURNMENT

#### NEXT SPECIAL MEETING, July 12, 2022

#### **PUBLIC COMMENT RULES**

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

#### 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

# File #: MIN 22-089

**DATE:** July 5, 2022

- TO: Mayor and City Council
- **FROM:** City Clerk

#### **SUBJECT**

Approve the City Council Minutes of the City Council Meeting on June 21, 2022

# RECOMMENDATION

That the Council approves the City Council meeting minutes of June 21, 2022

#### SUMMARY

The City Council held a meeting on June 21, 2022.

#### ATTACHMENTS

Attachment I Draft Minutes of June 21, 2022



The City Council meeting was called to order by Mayor/Chair Halliday at 7:00 p.m. The City Council held a hybrid meeting in Council Chambers and virtually via Zoom.

Pledge of Allegiance: Council Member Wahab

# ROLL CALL

Present:	
Council Chamber:	Council Members Lamnin, Salinas, Zermeño
	Mayor Halliday
Virtual Platform (Zoom):	Council Members Andrews, Márquez, Wahab
Absent:	None

# **CLOSED SESSION ANNOUNCEMENT**

The City Council convened in closed session on June 21, 2022, at 5:30 p.m., with all members present and no public speakers, regarding three items: (1) conference with property negotiators pursuant to Government Code section 54956.8 regarding Caltrans Parcel Group 8: Grove Way; APNs, 415-0180-070-00,415-0180-068-01, 415-0180-076-00, 415-0180-084-01, 415-0180-073-00, 415-0180-074-00, 415-0180-075-00, 415-0180-072-00, 415-0180-071-00,415-0180-069-01, 415-0190-064-00, 415-0180-083-01, 415-0180-080-00, 415-0180-082-01, 415-0180-081-01; (2) conference with labor negotiators pursuant to Government Code section 54956.9 regarding Stoddard-Nunez v. City of Hayward, U.S. District Court, N.D. CA, No. 4:13-cv-04490 KAW. City Attorney Lawson announced there was no reportable action related to the items, there was an action item related to Item 2 under Legislative Business, and indicated the closed session adjourned at 6:15 p.m.

# PRESENTATION

Mayor Halliday read a Certificate of Commendation presented to Hayward Chamber of Commerce President and CEO, Kim Huggett, upon his retirement and in honor of his dedication and commitment to the Hayward Chamber of Commerce. Mr. Kim Huggett accepted the certificate and thanked the City Council and City staff for their support throughout his tenure.

# PUBLIC COMMENTS

Ms. Velda Goe, Hayward resident, referred to documents sent to Council and requested a Council referral memorandum be agendized to address the actions recommended in the Campus Drive University Campus Neighborhood Association (UCNA) resident proposal which was shared with Council regarding traffic concerns on Campus Drive.

City Manager McAdoo noted that City staff had engaged with Ms. Goe and the neighborhood about Campus Drive and will continue to meet with them.

#### **CITY MANAGER'S COMMENTS**

City Manager McAdoo did not have any comments.

#### **CITY COMMISSIONS**

1. Hayward Youth Commission: Adopt a Resolution Confirming the Appointment of Hayward Youth Commission Members **APPT 22-001** 

Staff report submitted by City Clerk Lens, dated June 21, 2022, was filed.

City Clerk Lens provided a synopsis of the staff report and expressed appreciation to the newly appointed Hayward Youth Commissioners and their parents for attending the ceremony.

There being no public comments, Mayor Halliday opened and closed the public comment section at 7:24 p.m.

It was moved by Council Member Zermeño, seconded by Council Member Salinas, and carried by the following roll call vote, to adopt the resolution.

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

Resolution 22-151, "Resolution Confirming the Appointment of Members of the Hayward Youth Commission"

Newly appointed members of the Hayward Youth Commission were sworn-in by City Clerk Lens.

Mayor Halliday thanked Council Member Zermeño and Council Member Salinas for their participation in the selection process, congratulated the newly appointed members, and urged them to share their thoughts and ideas with the Council about issues impacting the community.

Council Member Zermeño thanked the parents of the newly appointed members for their support.



2. Adopt a Resolution Affirming the City's Support for the Library Bill of Rights, the Freedom to Read Statement, and the Freedom to View Statement **ACT 22-068** 

Staff report submitted by Director of Library Services Addleman, dated June 21, 2022, was filed.

Library Director Addleman provided a synopsis of the staff report and introduced Library Commission Chair Patterson who spoke on behalf of the Library Commission about the recommendation asking the Council to support the right of all residents to access information and a resolution affirming the City's support for the Library Bill of Rights, Freedom to Read Statement and Freedom to View Statement.

There being no public comment, Mayor Halliday opened and closed the public comment section at 7:38 p.m.

Council Member Márquez thanked the Library Commission for their advocacy and partnership with Library staff and stated that these statements make it clear to the public that acts of discrimination, such as a recent incident at the San Lorenzo Library where a drag queen member was harassed, are not tolerated in the community.

Council Member Márquez made a motion per staff's recommendation and Council Member Salinas seconded the motion.

Council Member Andrews thanked Library staff and Library Commission for taking a stand on matters protecting rights, and supporting the community with resources, and expressed condolences to drag queen participants for the recent incident.

Council Member Zermeño expressed his support for the library.

Mayor Halliday spoke about the 1953 Freedom to Read Statement, the 1939 Library Bill of Rights, and emphasized this was a time to stand up for constitutional rights to read, speak, and believe what we want as long as not interfering with others' rights.

<u>It was moved by Council Member Márquez, seconded by Council Member Salinas, and carried</u> by the following roll call vote, to adopt the resolution.

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

Resolution 22-152, "Adopt a Resolution Affirming the City's Support for the Library Bill of Rights, the Freedom to Read Statement, and the Freedom to View Statement"

#### CONSENT

3. Approve the City Council Meeting Minutes of the City Council Meeting on June 21, 2022 MIN 22-084

It was moved by Council Member Lamnin, seconded by Council Member Zermeño, and carried unanimously, to approve the minutes of the City Council Meeting on June 21, 2022, with an <u>amendment.</u>

4. Adopt a Resolution (1) Authorizing the City Manager to Amend the Agreement with Tyler Technologies to Extend the Term of the Contract for Six Months and Reflect Revised Tasks, and (2) Authorize the Transfer of \$150,000 to Cover Previously Authorized and Appropriated Project Budget **CONS 22-352** 

Staff report submitted by Acting Assistant City Manager/Development Services Director Claussen, dated June 21, 2022, was filed.

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

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

Resolution 22-153, "Resolution Authorizing the City Manager to Execute an Amendment to the Contract with Tyler Technologies to Extend the Term by Six Months and to Reflect Additional Tasks, and Authorizing a Transfer of \$150,000 from the General Fund to the Information Technology Capital Fund to Cover Previously Authorized and Appropriated Project Budget for the Online Permitting Project"

5. Adopt a Resolution Authorizing the City Manager to Amend the FY2022 Operating Budget for the Development Services Department Building Division for Outside Plan Check, Building Inspection, and Permit Technician Services **CONS 22-355** 

> Staff report submitted by Acting Assistant City Manager/Development Services Director Claussen, dated June 21, 2022, was filed.



<u>It was moved by Council Member Lamnin, seconded by Council Member Zermeño, and carried</u> by the following roll call vote, to adopt the resolution.

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

Resolution 22-154, "Resolution Appropriating an Additional \$470,000 for Consulting Services for Plan Check, Building Inspection, and Permit Technician Services for Fiscal Year 2022"

6. Adopt a Resolution Awarding a Contract to GSW Construction, Inc., for the Trash Capture Device Installation on Cotter Way Project No. 07675 in the Amount of \$188,600, Approving \$18,900 Construction Contingency Budget, and Appropriating an Additional \$70,000 to the Project **CONS 22-358** 

Staff report submitted by Public Works Director Ameri dated June 21, 2022, was filed.

It was moved by Council Member Lamnin, seconded by Council Member Zermeño, and carried by the following roll call vote, to adopt the resolution with modifications as reflected in staff's memorandum.

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

Resolution 22-155, "Resolution Awarding the Contract for the Trash Capture Device Installation on Cotter Way Project No. 07675, to Gsw Construction, Inc., Approving a Construction Contingency Budget, and Appropriating an Additional \$70,000 to the Project"

 Adopt a Resolution Awarding the Construction Contract to Rosas Brothers Construction, Inc., for the FY22 Sidewalk Rehabilitation and Wheelchair Ramps Project No. 05318 in an Amount Not-to-Exceed \$752,392 CONS 22-360 Staff report submitted by Public Works Director Ameri dated June 21, 2022, was filed.

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

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

Resolution 22-156, "Resolution Awarding the Construction Contract to Rosas Brothers Construction, Inc., for the Fy22 Sidewalk Rehabilitation and Wheelchair Ramps Project No 05318 in the Amount of \$752,392"

8. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate Funds from the California Water and Wastewater Arrearage Payment Program (CWWAPP) for Wastewater Arrearages in an Amount Not-to-Exceed \$744,389 **CONS 22-364** 

Staff report submitted by Public Works Director Ameri, dated June 21, 2022, was filed.

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

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

Resolution 22-157, "Adopt a Resolution Authorizing the City Manager to Accept and Appropriate Funds for the California Water and Wastewater Arrearage Payment Program (CWWAPP) for Wastewater Arrearages in an Amount Not to Exceed \$744,389"

 Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Assessments for Fiscal Year 2023 for Consolidated Landscaping and Lighting District No. 96-1, Zones 1 through 18, and Set July 5, 2022, as the Public Hearing Date CONS 22-366



Staff report submitted by Maintenance Services Director, Rullman, dated June 21, 2022, was filed.

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

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

Resolution 22-158, "Resolution Preliminarily Approving Engineer's Report, Declaring Intention to Levy Assessments for Fiscal Year 2023 for Consolidated Landscaping and Lighting District No. 96-1, Zones 1-18, and Setting July 5, 2022, as the Public Hearing Date"

10. Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Levy Assessments for Fiscal Year 2023 for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit Located at Pacheco Way, Stratford Road and Ruus Lane, and Set July 5, 2022, as the Public Hearing Date **CONS 22-369** 

Staff report submitted by Maintenance Services Director Rullman dated June 21, 2022, was filed.

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

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

Resolution 22-159, "Resolution of Intention Preliminarily Approving the Engineer's Report; Declaring Intention to Levy Assessments for Fiscal Year 2023; and Setting July 5, 2022, as the Public Hearing Date Concerning Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road, and Ruus Lane"

11. Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Levy and Assessments for Fiscal Year 2023 for Maintenance District No. 2 - Eden Shores Storm Water Facilities and Water Buffer, and Set July 5, 2022, as the Public Hearing Date **CONS 22-371** 

Staff report submitted by Maintenance Services Director Rullman, dated June 21, 2022, was filed.

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

AYES:COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab,<br/>Zermeño<br/>MAYOR HallidayNOES:NoneABSENT:NoneABSTAIN:None

Resolution 22-160, "Resolution of Intention Preliminarily Approving Engineer's Report, Declaring Intention to Levy Assessments for Fiscal Year 2023, and Setting July 5, 2022, as the Public Hearing Date Concerning Maintenance District No. 2 -Eden Shores Storm Water Facilities and Water Buffer"

12. Adopt Resolutions Authorizing the City Manager to Establish a Communications Operator Lateral & Entry Level (COLE) Hiring Bonus Program in the Amount of \$10,000 per Qualified Candidate and Authorizing the Establishment of a Hiring Incentive Referral Program (HIRP) in the Amount of \$2,000 to Be Paid to Qualifying City of Hayward Employees Who Successfully Refer Communications Operator Candidates **CONS 22-370** 

Staff report submitted by Police Chief Chaplin, dated June 21, 2022, was filed.

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

AYES:COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab,<br/>Zermeño<br/>MAYOR HallidayNOES:NoneABSENT:NoneABSTAIN:None



Resolution 22-161, "Resolution Authorizing the City Manager to Establish a Communications Operator Lateral and Entry-Level (Cole) Hiring Bonus Program"

Resolution 22-162, "Resolution Authorizing the City Manager to Establish a Communications Operator Hiring Incentive Referral Program (HIRP) in the Amount of \$2,000 to Qualified Referring Employees"

13. Adopt a Resolution Authorizing an Amendment to the FY 2022 Operating Budget for Fleet Management Fund (Fund 735) to Increase the Annual Appropriation in the Maintenance Services Department Budget by \$195,000 Through Use of Existing Funds CONS 22-390

Staff report submitted by Maintenance Services Director Rullman, dated June 21, 2022, was filed.

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

AYES:COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab,<br/>Zermeño<br/>MAYOR HallidayNOES:NoneABSENT:NoneABSTAIN:None

Resolution 22-163, "Resolution Authorizing an Amendment to the FY 2022 Operating Budget for Fleet Management Fund (735) to Increase the Annual Appropriation in the Maintenance Services Department Budget by \$195,000 Through Use of Existing Funds"

14. Adopt a Resolution Allowing the City Council and Appointed Commissions/Task Forces and Council Committees to Hold Continued Teleconferenced Public Meetings Pursuant to AB 361 **CONS 22-395** 

Staff report submitted by City Manager McAdoo and City Clerk Lens, dated June 21, 2022, was filed.

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

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

Resolution 22-164, "Resolution Making the Required Findings Pursuant to Ab 361 to Continue to Hold Teleconferenced Public Meetings During the Covid 19 State of Emergency"

15. Adopt a Resolution Calling for the City of Hayward General Municipal Election to be Consolidated with the General Election to Be Held on November 8, 2022, for the Purpose of Electing Two Council Members and One Mayor for Full Terms of Four Years; and Adopt a Resolution Setting Regulations for Candidates Pertaining to Candidate Statements **CONS 22-399** 

Staff report submitted by City Clerk Lens, dated June 21, 2022, was filed.

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

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

Resolution 22-165, "Resolution of the City Council of the City of Hayward Calling for a General Municipal Election to be Held on November 8, 2022, for the Purpose of Electing Two Members of the City Council and One Mayor for Terms of Four Years; and Requesting the Alameda County Board of Supervisors to Provide for the Consolidation of a General Municipal Election of The City of Hayward with the General Election"

Resolution 22-166, "Resolution of the City Council of the City of Hayward, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidate Statements Submitted to the Voters at an Election to be Held on Tuesday, November 8, 2022"



# WORK SESSION

16. Police Department Dash Cameras: Work Session to Review a Proposed Hayward Police Department Capital Improvement Project Regarding the Purchase of Axon Fleet Vehicle Dash Cameras with Automated License Plate Reading (ALPR) Technology **WS 22-024** 

Staff report submitted by Police Chief Chaplin, dated June 21, 2022, was filed.

Police Chief Chaplin announced the report and introduced Captain Deplitch and Lieutenant Dorn who provided a synopsis of the staff report about the purchase of Axon fleet vehicle dash cameras with automated license plate reading (ALPR) technology and showed a sample video of patrol cars with Axon Dash/ALPR cameras.

Mayor Halliday opened the public comment section at 8:15 p.m.

Mr. Jesse Gunn, Hayward Community Coalition (HayCoCoa) member, underscored the importance of having an independent oversight body and transparency on how to file a complaint or investigate incidents related to dash cameras through a reporting system other than through the Hayward Police Department (HPD).

The following public members spoke in support of HPD's purchase of dash cameras with automated license plate reading technology because the technology would increase safety on the streets, video footage would provide actual representation of incidents, would decrease litigation and cash settlements, would promote transparency and accountability while responding to incidents, would serve to document critical events, aid investigations, help locate stolen vehicles and prevent criminal activity. TJ's comments were dedicated in memory of Sgt. Scott Lunger who was killed on duty during a traffic stop in July 2015.

Ms. Claire Dugan, Hayward resident Ms. Theresa R, Hayward Concerned Citizens member Ms. TJ, Hayward Concerned Citizens member Ms. Suzanne Mr. Tom Ferreira, Hayward Concerned Citizens member

Mayor Halliday closed the public comment section at 8:28 p.m.

Members of the City Council thanked City staff for the report and the community outreach conducted, and appreciated Hayward Concerned Citizens and Hayward Community Coalition for their input.

Members of the Council Infrastructure Committee, comprising Council Members Andrews, Márquez, and Salinas were thanked for reviewing the item and providing input

There was general support for the purchase of Axon fleet vehicle dash cameras with automated license plate reading technology.

Discussion ensued among members of the City Council, City staff, Mr. Steven Flowers, with Cloud Trust and Security, and Mr. Jason South with Axon about: the Police Chief's Community Advisory Panel (CAP) involvement with purchase and implementation of Axon fleet vehicle dash cameras with automated license plate reading (ALPR) technology through quarterly reports; triggering events (up to ten customizable) to activate dash cameras and reasons for keeping them on and turning them off; use of ALPR to obtain vehicle's registration information or capture images of fraudulent paper plates; video footage not being shared with federal agencies; dash cameras used by public members as a way to collect evidence in the event of accidents; 53 marked police vehicles and some special duty units would have the proposed technology; having a complaint liaison outside of HPD was a policy innovation project that would be updated in the fall; privacy concerns and measures to access data by the custodian of record; contract terms and operations; data breach and security measures with Axon; the reason for not recording videos 24/7 was because the cost of hosting data would increase; resolution of proposed videos; alerts would be for felony crimes and for situations such as a missing person experiencing mental crisis; and life-saving potential from the use of proposed technology by HPD.

Members of the City Council offered the following recommendations and comments: Hayward Community Coalition members can reach out to Council if there is a better method to communicate and provide input; have incidents, where dash cameras were not activated and not used for evidence, reviewed with the CAP; consider vehicle dash cameras for the Hayward Fire Department; include statistics on the use of dash cameras in future HPD reporting to Council; community members can ask to receive notifications about Council Infrastructure Committee meeting agendas via the City Clerk as items related to capital improvement projects fall under the purview of the Council Infrastructure Committee; have language in the resolution, when the item comes back for Council's approval, that specifically expresses that the City would not release footage to the federal government pursuant to a policy of nondisclosure and the City would vigorously fight if the federal government wanted access to the information; consider the highest resolution possible for video recording; consider including strong data restrictive language in the terms of the contract regarding use/view of data including a log; include language about alerts that would trigger use of activation of dash cameras; have a better understanding of ACLU metrics and provide information about the engagement process; when the item comes back for action, reference the City's sanctuary policy related to camera use; update policy language to make it gender neutral so it aligns with other policies; and ensure there are reference to existing and relevant policies.



# LEGISLATIVE BUSINESS

17. Military Equipment Use Policy: Introduction of an Ordinance Approving Military Equipment Use Policy No. 706 Regarding the Hayward Police Department's Funding, Acquisition, and Use of "Military Equipment," as Defined by Assembly Bill 481 LB 22-016

Staff report submitted by Chief of Police, Chaplin, dated June 21, 2022, was filed.

Police Chief Chaplin announced the report and introduced Deputy Police Chief Matthews who provided a synopsis of the staff report including introduction of an ordinance approving a Military Equipment Use Policy No. 706 regarding the Hayward Police Department's funding, acquisition, and use of military equipment as defined by Assembly Bill (AB) 481.

Discussion ensued among members of the City Council and City staff regarding: clarification that grenades, grenade launchers and tanks were not in the possession of the Hayward Police Department (HPD); HPD has to report military equipment as listed in AB 481 to Council at a minimum on an annual basis after the ordinance is adopted; different ways to file complaints and for staff to consider a clear process for filing complaints to increase transparency; AB 48 governs the use of chlorobenzylidene malononitrile CS (tear gas) for riot control and multiple announcements are made to discontinue unlawful gatherings before using riot control agents and suggested to pre-record standard announcements in multiple languages; if HPD borrows military equipment in exigent circumstances, the Police Chief will need to come before Council reporting on its use; process for referring a complaint to HPD and requested that future onboarding of Council Members include training on how to receive complaints; recommendation for removing three munitions (stingerballs) from HPD's equipment inventory; authorized use of 40 mm sponge round munitions and CS along with clear documentation on their use moving forward; HPD's webpage to share information about AB 481, proposed policy, equipment inventory list, and staff reports including the annual report to Council; and various ways to submit complaints and staff would explore a more formal complaint liaison program and a graphic on the website for the community in the interim.

Mayor Halliday opened the public hearing at 10:14 p.m.

Mr. Jesse Gunn, HayCoCoa member and Hayward resident, recommended Policy 706 be amended to include: the minimum requirement for use of the equipment, the specific requirement for de-escalation, that chemical agents, including CS, be banned, prioritize developing a complaint process; and indicated carbine rifles are military weapons. Ms. TJ, Hayward Concerned Citizens member, stated that Hayward residents should be assured that public safety and having resources are among Council's highest priorities and urged Council to approve the proposed policy.

Ms. Theresa R., Hayward Concerned Citizens member, noted HPD needs as much firepower to what is on the streets to defend residents, and stated that tear gas would be used in extreme situations and police should have access to them at their discretion.

Ms. Suzanne Luther, Hayward Concerned Citizens member, supported HPD's use of all their safety equipment, noted today's crimes are organized with big firearms and body armor, and urged Council to support HPD's safety equipment.

Mr. Collin Thormoto, Community Services Commission member, appreciated the inclusion of the specific exemptions for items that HPD does not have and have no intention of acquiring, encouraged using the phrase "to be used" for the purpose section throughout the equipment list, suggested having paperwork for complaints to promote transparency, stated that more firearms do not make people feel safer.

Mr. Tom Ferreira, Hayward Concerned Citizens member, expressed support for HPD's safety equipment; and suggested installing digital screens with a QR code, potentially in front of the police station, to inform the community and increase transparency.

Mayor Halliday closed the public hearing at 10:27 p.m.

Council Member Zermeño made the motion to approve staff's recommendation; supported removing the three stingerballs from HPD's equipment inventory in response to community input; encouraged staff to seek opportunities to have community conversations from an equity perspective; noted the ordinance had checks and balances; and noted HPD was doing well in complying with AB 481 because transparency would lead to community trust.

Council Member Salinas seconded the motion.

Council Member Salinas thanked HPD staff for including community groups in outreach efforts; stated the proposed policy was a reminder of the responsibility to keep communities safe and be accountable for equipment used; appreciated the mutually agreed discontinued use of three munitions; noted the information on the website would be beneficial; expressed he wanted to see included in an update the places where one could file a complaint; and was satisfied with the record keeping and data collection attached to the deployment and use.

Council Member Lamnin indicated that the proposed policy was better and appreciated the thoughtfulness, engagement and transparency; however, she wished this was a work session and offered suggestions to amend the policy by adding language to indicate the three stingerballs would be removed from HPD's equipment inventory, articulate better the complaint procedure, articulate that a carbine rifle is capable of harming or killing an armed subject at various distances, and clarify language about authorized use, authorized users, and the purpose for each piece of equipment.



City Manager McAdoo stated the item was an introduction of ordinance and if Council was amenable to language changes, staff could make proposed changes and bring them back for the adoption of ordinance.

Discussion ensued about the proposed language changes. The motion maker and seconder were amenable to proposed amendments.

Council Member Márquez appreciated how quickly HPD conducted community meetings and were available to address Council's questions and made the following suggestions: specify the minimum uses for the equipment, consider conducting a six-month review to address concerns about exigent circumstances, and remove the three pieces of munitions from HPD's equipment inventory.

Council Member Andrews thanked staff for the presentation and appreciated the community engagement and outreach to members of the City Council, requested community groups share ideas for better ways to engage the community, wanted the complaint/compliment system/process project prioritized and suggested using social media platforms, supported exploring having pre-recorded announcements in different languages, stated that the previous information shared with the community started the dialogue on the topic, appreciated information on the risk assessment of not having the equipment, and supported the six-month review within the first year of the requirement.

City Manager McAdoo noted the six-month review within the first year of the requirement would be explored.

Council Member Wahab thanked HPD for the multiple community engagement events; supported removing equipment that HPD views as unnecessary; wanted to have a framework for when to engage the equipment and who would use it to increase accountability; and added that more robust data would garner safety, transparency and trust building in the community.

Mayor Halliday noted that for the amendments that are not going to be stated in the policy, they could be included in the staff report.

Mayor Halliday commented about the January 6, 2021, attack on the United States Capitol by a mob and wished the Capitol Police were better equipped to respond to the incident, held concerns about disclosing information required by the bill but understood the responsibility to oversee HPD and ensure they are not using excessive force unnecessarily, noted there were peaceful protests in Hayward, and appreciated HPD's community engagement and how input was incorporated into the policy.

City Manager McAdoo summarized that the motion consisted of staff's recommendation with the following amendments: strikethrough the three pieces of equipment associated with stingerballs from the inventory list; there would be an enhancement to the complaint language and have it mirror the existing complaint policy or provide additional clarification; consider language, under Military Equipment Inventory List, that indicates a carbine riffle is a firearm capable of harming or killing an armed subject at various distances; further clarify the breakdown between authorized use, authorized users and the purpose for each piece of equipment; and further articulate minimum uses for the equipment. Items for the staff report would include: a six-month review on the uses and implementation of the policy, prioritize work on the complaint system project from the policy innovation workshops, and evaluate having pre-recorded warning messages in different languages when using CS gas during incidents.

City Manager McAdoo stated the ordinance would return for adoption at the July 5, 2022 Council meeting.

Council Member Zermeño and Council Member Salinas were in agreement with the restated motion and amendments.

<u>It was moved by Council Member Zermeño, seconded by Council Member Salinas, and carried</u> by the following roll call vote, to introduce the ordinance as stated above.

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

Introduction of Ordinance 22-\_, "An Ordinance of the City of Hayward, California, Adding Article 15 to Chapter 3 of the Hayward Municipal Code Relating to the Use of Military Equipment by Law Enforcement"

The Council took a five-minute recess and Mayor Halliday reconvened the meeting at 11:05 p.m.

18. Unrepresented Salary and Benefits: Adopt a Resolution Amending the Salary and Benefits Resolution for Unrepresented Executives, Management, City Manager, Human Resources, and City Attorney Employees **LB 22-014** 

Staff report submitted by Assistant City Manager/Interim Director of Human Resources, Youngblood dated June 21, 2022, was filed.

Assistant City Manager/ Interim Director of Human Resources Youngblood provided a synopsis of the staff report.



In response to Council Member Andrews' inquiry regarding the reason the salary study was done in December, City Manager McAdoo indicated that other agencies implement cost of living adjustments on July 1<sup>st</sup> of the year, and that by doing the study in December, the study would consider other agencies adjustments.

In response to Council Member Márquez's inquiry, Assistant City Manager/ Interim Director of Human Resources Youngblood responded that the fiscal impact was for the upcoming fiscal year.

There being no public speakers, Mayor Halliday opened and closed the public hearing at 11:20 p.m.

<u>It was moved by Council Member Márquez, seconded by Council Member Salinas, and carried</u> by the following roll call vote, to adopt the resolution.

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

Resolution 22-167 "Resolution Approving an Amendment to the Salary and Benefits Resolution for Unrepresented Executives, Management, City Manager, Human Resources and City Attorney Employees"

City Manager McAdoo and City Clerk Lens left the Council Chambers and City Attorney Lawson left the Zoom webinar because they had to recuse themselves from participating on Legislative Business Item 19 as it pertained to their employment agreements.

19. Unrepresented Salary and Benefits: Adopt a Resolution Amending the Salary and Benefits Resolution for Unrepresented Executives, Management, City Manager, Human Resources, and City Attorney Employees LB 22-014

Staff report submitted by Assistant City Manager/Interim Director of Human Resources, Youngblood dated June 21, 2022, was filed.

Assistant City Manager Youngblood provided a synopsis of the staff report.

There being no public comment, Mayor Halliday opened and closed the public hearing at 11:25 p.m.

Council Member Márquez noted the City Council performs an annual evaluation on the three Council's appointed officers and shared that all three were doing a remarkable job.

Council Member Salinas seconded the motion.

Mayor Halliday noted that Council Member Lamnin, Council Member Salinas and herself serve on the Council Appointed Officers Committee which organizes the review of the three appointed officers, echoed Council Member Márquez's comment and noted that City resources were carefully considered when evaluating compensations.

It was moved by Council Member Márquez, seconded by Council Member Salinas, and carried by the following roll call vote, to adopt the resolutions.

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

Resolution 22-168 "Resolution Approving the Amendment to the Employment Agreement Between the City of Hayward and City Attorney and Authorizing the Mayor to Execute the Agreement"

Resolution 22-169 "Resolution Approving the Amendment to the Employment Agreement Between the City of Hayward and City Clerk and Authorizing the Mayor to Execute the Agreement"

Resolution 22-170 "Resolution Approving the Amendment to the Employment Agreement Between the City of Hayward and City Manager and Authorizing the Mayor to Execute the Agreement"

#### **COUNCIL REPORTS AND ANNOUNCEMENTS**

Council Member Andrews thanked all attendees for their participation at the June 18, 2022 Juneteenth Wellness event held at the Heritage Plaza and thanked Russell City Blues Festival for the concert at City Hall Plaza, and shared concern about the incident at Southland Mall on June 20, 2022, and indicated she stands in solidarity with the Asian-American community.

Mayor Halliday thanked Council Member Andrews for all her efforts organizing the successful Juneteenth Wellness event.

Council Member Salinas shared the Hayward Family Festival held on June 17, 2022, at the Mia's Dream Come True playground was a phenomenal success and thanked Library staff and announced that June 21, 2022, was the first day of summer and the start of the Words for



Lunch program at the Heritage Plaza and Mia's Dream Come to True playground where children can receive free lunch and participate in reading activities.

Council Member Márquez thanked Council Member Andrews for her vision and passion with the Juneteenth event and suggested that next year, the Downtown Farmers' Market be held closer to Heritage Plaza for connectivity and synergy.

Mayor Halliday congratulated the Hayward Rotary on its 100th Anniversary and for holding a celebration at City Hall on June 17, 2022; and shared she, along with fellow Council members, attended a reception prior to the Council meeting for HUSD Superintendent Dr. Wayne as he will be joining the San Francisco Unified School District and presented him with a certificate of commendation for his service to Hayward.

# **COUNCIL REFERRALS**

There were none.

# ADJOURNMENT

Mayor Halliday adjourned the special meeting at 11:38 p.m.

# APPROVED

Barbara Halliday Mayor, City of Hayward

# ATTEST:

Miriam Lens City Clerk, City of Hayward



CITY OF HAYWARD

#### File #: CONS 22-429

**DATE:** July 5, 2022

- **TO:** Mayor and City Council
- **FROM:** City Clerk

#### SUBJECT

Adopt an Ordinance of the City of Hayward Adding Article 15 to Chapter 3 of the Hayward Municipal Code Relating to the Use of Military Equipment by Law Enforcement

#### RECOMMENDATION

That the Council adopts the Ordinance introduced at the regular City Council meeting held on June 21, 2022.

#### SUMMARY

This item entails adoption of an Ordinance approving Miliary Equipment Use Policy, No. 706 (Attachment III), adding Article 15 to Chapter 3 of the Hayward Municipal Code. The Ordinance was introduced on June 21, 2022, by Council Member Zermeño.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Summary of Published Ordinance
Attachment III	Revised Policy



**DATE:** July 5, 2022

**TO:** Mayor and City Council

- FROM: City Clerk Police Chief
- **SUBJECT:** Adopt an Ordinance of the City of Hayward Adding Article 15 to Chapter 3 of the Hayward Municipal Code Relating to the Use of Military Equipment by Law Enforcement

#### RECOMMENDATION

That the Council adopts the Ordinance introduced at the regular City Council meeting held on June 21, 2022.

#### SUMMARY

This item entails adoption of an Ordinance approving Miliary Equipment Use Policy, No. 706 (Attachment III), adding Article 15 to Chapter 3 of the Hayward Municipal Code. The Ordinance was introduced on June 21, 2022, by Council Member Zermeño.

#### BACKGROUND

The Ordinance adopting Military Equipment Use Policy, No. 706 (Attachment III), was drafted in order to comply with California Assembly Bill 481. The Ordinance was introduced by Council Member Zermeño at the June 21, 2022, regular meeting of the City Council, with the following vote:

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

The motion included amendments as follow below and these are reflected in the revised Policy (Attachment III):

- 1) remove the three items from HPD's equipment inventory ((6) Model 1088 CS Stingerballs, (9) Model 1090 Stingerballs, and (6) Model 1089 OC Stingerballs);
- 2) enhance complaint language and mirror existing complaint policy;
- 3) under Military Equipment Inventory List, consider language that indicates a rifle is a firearm capable of harming or killing an armed subject at various distances; and
- 4) further clarify the breakdown between authorized use, authorized users, and the purpose for each piece of equipment; and further articulate the minimum uses for the equipment.

The motion also included additional recommendations: 1) during the first year of this requirement, conduct a six-month review of uses and policy implementation and share this with the City Council; prioritize work on the complaint system project identified in the policy innovation workshops; and evaluate having pre-recorded warning messages in different languages when using CS gas during incidents.

Based on the amendments recommended above, HPD made the following changes to Policy 706 and the Military Equipment Inventory in Exhibit A to the Policy (Attachment III):

- 1) The three items, which HPD recommended be eliminated from the equipment inventory, were removed from HPD Policy 706 Exhibit A (HPD's equipment inventory).
- 2) The following language was added to HPD Policy 706 (sub-section 706.8): "Any member of the community can submit a complaint regarding the use of "military equipment" to any City Council member, the City Manager's Office, the City Attorney's Office, the Human Resources Office, via Access Hayward, or to any Hayward Police Department employee. Complaints can be submitted in any form (e.g., in person, telephone, email, etc.)." Additionally, the HPD's military equipment webpage has been updated to reflect the same.
- 3) The following language was added to HPD Policy 706 Exhibit A (HPD's equipment inventory) under section 6 (Specialized Firearms and Ammunition Category 10): "Use of the firearms listed above are governed under HPD Policy 300 (Use of Force), which defines deadly force as that which is likely to cause serious bodily injury or death." This language is consistent with other relevant HPD policies.
- 4) The following language was added to HPD Policy 706 Exhibit A (HPD's equipment inventory): "The following is a list of "military equipment", as defined in AB 481, which HPD currently has in its inventory. The equipment items listed below are authorized for use to resolve high-risk and/or critical incidents, including but not limited to the following:
  - High-risk offender apprehension
  - Barricaded subjects
  - Hostage rescue

- Dignitary protection
- Riot control
- Active shooter response
- In-progress violent crimes
- Response to armed subjects or subjects wearing body armor
- Other situations which could result in great bodily injury or death to officers or community members

The use of the equipment items below must be proportionate to each incident officers respond to and the HPD's Risk Assessment Matrix is designed to assist in such decision making."

While staff acknowledges the intent of this amendment recommendation, maintaining a responsible balance between transparency and confidentiality when providing detailed individual equipment capabilities, detailed tactical applications, and discussing specific operational details is critical to community and officer safety. The language added attempts to strike this balance.

# 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 (Attachment II) was published in the Daily Review c/o Bay Area News Group-East Bay on Friday, July 1, 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 Toney Chaplin, Chief of Police

Approved by:

Rupo

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, ADDING ARTICLE 15 TO CHAPTER 3 OF THE HAYWARD MUNICIPAL CODE RELATING TO THE USE OF MILITARY EQUIPMENT BY LAW ENFORCEMENT

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

**SECTION 1.** Article 15 is added to Chapter 3 of the City of Hayward Municipal Code of the City of Hayward to read as follows:

# **ARTICLE 15 – MILITARY EQUIPMENT USE POLICY**

SEC. 3-15.00 Title.
SEC. 3-15.10 Definitions.
SEC. 3-15.11 Military Equipment Use Policy Requirement.
SEC. 3-15.12 Use in Exigent Circumstances.
SEC. 3-15.13 Military Equipment Use Reports.
SEC. 3-15.14 City Council Findings.
SEC. 3-15.15 CEQA.
SEC. 3-15.16 Severance.

Should any part of this ordinance be declared by a final decision of a court or tribunal of competent jurisdiction to be unconstitutional, invalid, or beyond the 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 that the remainder of the ordinance, absent the unexcised portion, can be reasonably interpreted to give effect to the intentions of the City Council.

#### SEC. 3-15.17 Effective Date.

In accordance with the provisions of Section 620 of the City Charter, this ordinance shall become effective 30 days from and after the date of its adoption.

Introduced at a meeting of the City Council of the City of Hayward, held the 21st day of June 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 July 5, 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 <u>cityclerk@hayward-ca.gov</u> or (510) 583-4400.

Dated: July 1, 2022 Miriam Lens, City Clerk City of Hayward



Hayward Police Department Hayward PD Policy Manual

# Military Equipment

# 706.1 PURPOSE AND SCOPE

Assembly Bill 481 (AB 481), signed into law on September 30, 2021, requires law enforcement agencies to create a policy establishing guidelines and requirements for the funding, acquisition, and use of "military equipment" (Government Code § 7070, 7071, and 7072), including requirements to host informational meetings with the public, generate annual "military equipment" use reports, and seek annual approval from their respective governing bodies. The purpose of this policy is to make sure that safeguards exist, including transparency, governing body oversight, and accountability measures, to ensure the funding, acquisition, and use of "military equipment" is consistent with the provisions set forth by the governing body and as outlined in AB 481. This policy will also provide the public with a transparent view of the "military equipment" utilized by the Hayward Police Department.

### 706.1.1 DEFINITIONS

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

Governing body - The City of Hayward's Mayor and City Council.

**Exigent Circumstances** – A law enforcement agency's good faith belief that an emergency involving the danger of, or imminent threat of death or serious physical injury to any person is occurring, has occurred, or is about to occur.

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

- Category 1 Unmanned, remotely piloted, powered aerial or ground vehicles.
- Category 2 Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers.
- Category 3 High mobility multipurpose wheeled vehicles (HMMWV), two-and-onehalf-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.
- *Category 5* Command and control vehicles that are either built or modified to facilitate theoperational control and direction of public safety units.
- Category 6 Weaponized aircraft, vessels, or vehicles of any kind.

- *Category* 7 Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld, one-person ram.
- Category 8 and 9 Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotguns and standard-issue shotgun ammunition.
- Category 10 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.
- Category 11 Any firearm or firearm accessory that is designed to launch explosive projectiles.
- *Category 12* Noise-flash diversionary devices, explosive breaching tools, "tear gas", and "pepper balls", excluding standard, service-issued handheld pepper spray.
- *Category 13* TASER® Shockwave, microwave weapons, water cannons, and long-range acousticdevices (LRADs).
- Category 14 Kinetic energy weapons and munitions.
- Category 15 Any other equipment as determined by a governing body or a state agency to require additional oversight.

# 706.2 POLICY

It is the policy of the Hayward Police Department that members of the department comply with the provisions of Government Code § 7071 with respect to qualifying "military equipment". "Military equipment" shall be used by members of the Department who have completed applicable training, including training required by the Commission on Peace Officer Standards and Training (POST). See the Military Equipment Inventory List (section 706.5 below), attached hereto as **Exhibit A** for associated "military equipment" training requirements.

"Military equipment", which has been approved for use by the governing body, shall be used in accordance with all other applicable department policies and laws. These policies and laws include, but are not limited to:

- Hayward Police Department Policy 300 (Use of Force)
- Hayward Police Department Policy 302 (Control Devices and Techniques)
- California Assembly Bill No. 48
- California Penal Code Section 13652 (Use of Kinetic Energy Projectiles and Chemical Agents)

The Hayward Police Department acknowledges the historical use of certain police equipment to intimidate and oppress certain communities and groups more than others, including those that are defined by a common race, ethnicity, religion, national origin, income level, sexual orientation, or political perspective. As such, this policy expressly prohibits the use of "military equipment" on individuals or groups solely based on actual or perceived characteristics, such as race, ethnicity, national origin, religion, sex, sexual orientation, gender identity or expression, economic status, age, cultural group, or disability.

### 706.3 APPROVAL BY THE GOVERNING BODY

The Hayward Police Department shall obtain approval from the governing body annually prior to engaging in any of the following activities:

- (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, applying for a grant, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
- (c) Acquiring new "military equipment", either permanently or temporarily, including by borrowing or leasing.
- (d) Absent exigent circumstances, collaborating with another law enforcement agency in the deployment or other use of "military equipment" within the territorial jurisdiction of the governing body.
- (e) Absent exigent circumstances, 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 policy.
- (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".

The Hayward Police Department shall submit a proposed Military Equipment Use Policy (this policy), or associated amendments, to the governing body and the public via the Hayward Police Department's website at least 30 days prior to any public hearing concerning the "military equipment" at issue.

# 706.4 MILITARY EQUIPMENT COORDINATOR

The Chief of Police shall designate a member of the Hayward Police Department 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 Hayward Police Department equipment that qualifies as "military equipment" in the current possession of the Department, or the equipment the Department intends to acquire that requires approval by the governing body.
- (c) Conducting an inventory of all "military equipment" at least annually. The inventory list shall include the following:

- 1. The manufacturer's description of the equipment.
- 2. The capabilities of the equipment.
- 3. The purposes and authorized uses for which the Hayward Police Department proposes to use the equipment.
- 4. The expected lifespan of the equipment.
- 5. The fiscal impact of the equipment, both initially and for ongoing maintenance.
- 6. The quantity of the equipment, whether maintained or sought.
- (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 Hayward Police Department'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 Hayward Police Department's 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 Hayward Police Department will respond in a timely manner.

#### 706.5 MILITARY EQUIPMENT INVENTORY LIST

The Hayward Police Department shall prepare a Military Equipment Inventory List, which shall include the following information:

- (a) 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".
- (b) The purpose and authorized use for which the Hayward Police Department proposes to use each type of "military equipment".
- (c) The fiscal impact of each type of "military equipment", including initial costs of obtaining the equipment and estimated annual cost of maintaining the equipment.
- (d) The legal and procedural rules that govern each authorized use.
- (e) The training, including any course required by POST, that must be completed before any Department member 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.

The Military Equipment Inventory List shall be updated as necessary due to directives from the governing body or a change in the inventory. The Military Equipment Inventory List and associated amendment(s) shall be submitted to the governing body and the public via the Hayward Police Department's website at least 30 days prior to any public hearing concerning this policy.

The current Military Equipment Inventory List is attached hereto as Exhibit A.

# 706.6 MILITARY EQUIPMENT EXCLUSIONS

The Hayward Police Department acknowledges the list of "military equipment", as outlined in AB 481, is extensive and includes items that members of the department shall not seek to acquire, borrow, or use. These "military equipment" items include those that fall within the following categories:

- Category 3 High mobility multipurpose wheeled vehicles (HMMWV), two-and-onehalf-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.
- Category 6 Weaponized aircraft, vessels, or vehicles of any kind.
- Category 8 and 9 Firearms and ammunition of .50 caliber or greater, excluding standard-issue shotgunsand standard-issue shotgun ammunition.
- Category 11 Any firearm or firearm accessory that is designed to launch explosive projectiles.
- Category 13 TASER® Shockwave, microwave weapons, water cannons, and long-range acousticdevices (LRADs).

# 706.7 PROCUREMENT AND USE IN EXIGENT CIRCUMSTANCES

Notwithstanding the provisions of this policy, the Hayward Police Department may acquire, borrow, and/or use "military equipment" in exigent circumstances without following the requirements of this policy.

If the Hayward Police Department acquires, borrows, and/or uses "military equipment" in exigent circumstances, in accordance with this section, the following action must be taken:

- (a) The Chief of Police or the authorized designee must provide written notice to the governing body within 30 days following the commencement of the exigent circumstances, unless such information is confidential or privileged under local, state, or federal law.
- (b) If it is anticipated the use will continue beyond the exigent circumstances, the Chief of Police or the authorized designee must submit a proposed amendment to the Military Equipment Use Policy to the governing body within 90 days and the Hayward Police Department may only continue use if approved, as applicable, by the governing body.

(c) The Chief of Police or the authorized designee must include the acquisition, borrowing, and/or use of the "military equipment" in the next annual Military Equipment Report.

#### 706.8 POLICY COMPLIANCE AND SUBMITTING COMPLAINTS

The Chief of Police or the authorized designee will ensure that all Hayward Police Department employees comply with this policy. Suspected violations of the provisions set forth in this policy, or in other laws or policies governing the use of "military equipment", shall be referred to the Internal Affairs Unit and handled in accordance with Hayward Police Department Policy 324 (Standards of Conduct). Additionally, violations of the provisions set forth in this policy, or in other laws or policies governing the use of "military equipment", will be reported to the governing body via the annual Military Equipment Report.

Any member of the community can submit a complaint regarding the use of "military equipment" to any City Council member, the City Manager's Office, the City Attorney's Office, the Human Resources Office, via Access Hayward, or to any Hayward Police Department employee. Complaints can be submitted in any form (e.g., in person, telephone, email, etc.). Once a complaint is received, it will be referred to the Internal Affairs Unit and handled in accordance with Hayward Police Department Policy 324 (Standards of Conduct) and HPD Policy 1011 (Personnel Complaints).

### 706.9 COORDINATION WITH OTHER JURISDICTIONS

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.

### 706.10 ANNUAL MILITARY EQUIPMENT REPORT

Upon approval of this Military Equipment Use Policy, the Chief of Police or the authorized designee shall submit an annual Military Equipment Report to the governing body for each type of "military equipment" approved and in the Hayward Police Department inventory. This report must be submitted to the governing body within one year of approval, and annually thereafter for as long as the "military equipment" is available for use. Each annual report shall be made publicly available on the Hayward Police Department's website for as long as the "military equipment" is available for use.

The annual Military Equipment Report must address each type of "military equipment" approved for department use and shall, at a minimum, include the following information for the preceding year for each type of "military equipment":

- (a) A summary of how the "military equipment" was used and the purpose of its use.
- (b) A summary of any complaints or concerns received regarding the "military equipment".
- (c) The results of any internal audits, any information about violations of the Military Equipment Use Policy, and any actions taken in response.

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- (d) The total annual cost for each type of "military equipment", including acquisition costs, personnel costs, training costs, maintenance costs, and other ongoing costs, and from what funding source these costs came from.
- (e) The quantity possessed for each type of "military equipment".
- (f) If the Hayward Police Department intends to acquire additional "military equipment" in the next year, including the nature of the items and quantity sought.

# 706.11 COMMUNITY ENGAGEMENT

Within 30 days of submitting and publicly releasing an annual Military Equipment Report, the Hayward Police Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the community may discuss and ask questions regarding the report. The community may also discuss and ask questions regarding the Hayward Police Department's funding, acquisition, or use of "military equipment".

#### 706.12 REVISIONS

Adopted: XXX

#### HPD Policy 706 – EXHIBIT A

#### AB 481 – HPD "Military Equipment" Inventory

The following is a list of "military equipment", as defined in AB 481, which HPD currently has in its inventory. The equipment items listed below are authorized for use to resolve high-risk and/or critical incidents, including but not limited to the following:

- High-risk offender apprehension
- Barricaded subjects
- Hostage rescue
- Dignitary protection
- Riot control
- Active shooter response
- In-progress violent crimes
- Response to armed subjects or subjects wearing body armor
- Other situations which could result in great bodily injury or death to officers or community members

The use of the equipment items below must be proportionate to each incident officers respond to and the HPD's Risk Assessment Matrix is designed to assist in such decision making.

#### **CURRENT EQUIPMENT:**

#### 1. <u>Robot (Category 1)</u>

a. <u>Description, quantity, capability, and purchase cost:</u>

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. <u>Purpose:</u>

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

#### c. <u>Authorized Use:</u>

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

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Incident or Tactical Commander and shall comply with all associated HPD and City policies regarding privacy.

- d. <u>Expected Lifespan:</u> 10 years
- e. <u>Fiscal Impact:</u> No known annual maintenance cost.
- f. <u>Training Requirements (initial and ongoing):</u>
   Initial training on how to operate the robot is the only requirement. There is no ongoing training or POST certifications required.

# 2. Unmanned Aerial Systems (Category 1)

a. <u>Description, quantity, capability, and purchase cost:</u>

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. <u>Purpose:</u>

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. <u>Authorized Use:</u>

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. <u>Expected Lifespan:</u> 3-4 years

# e. <u>Fiscal Impact:</u>

No known annual maintenance cost. Repairing damage and/or updating software could be necessary to keep the UAS operational. This cost can vary from \$20-\$2,000 and would be based on need.

*f.* <u>*Training Requirements (initial and ongoing):*</u> UAS initial training (required):

- Passing the Part 107 test required by the FAA to operate a UAS
- HPD training on the operations manual, proper reporting forms, HPD policy, and HPD procedure
- 8-hour flight training on how to operate the UAS properly and efficiently
- UAS written test on the operations manual and HPD policy

UAS ongoing training (required):

- Each UAS deployment is considered ongoing training
- The UAS team meets quarterly
- Joint training with allied agency UAS teams
- Annual UAS written test on the operations manual and HPD policy

### 3. Armored Personnel Carrier (Category 2)

a. <u>Description, quantity, capability, and purchase cost:</u>

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 lowlevel 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. <u>Purpose:</u>

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 of evolving critical events.

c. <u>Authorized Use:</u>

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. <u>Expected Lifespan:</u> 20 years
- e. <u>Fiscal Impact:</u> Annual maintenance cost of approximately \$1,050.
- f. <u>Training Requirements (initial and ongoing)</u>:

There are no POST certifications required for use of the Armored Personnel Carrier. HPD's Armored Personnel Carrier initial training requirements:

• How to operate the different functions, placement considerations, and appropriate usage of the vehicle

HPD's Armored Personnel Carrier ongoing training requirements:

• Refresher training for all officers on the different functions, placement considerations, and appropriate usage of the vehicle

# 4. Command and Control Vehicle (Category 5)

- a. <u>Description, quantity, capability, and purchase cost:</u>
  - 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. <u>Purpose:</u>

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. <u>Authorized Use:</u>

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.

Vehicle. The training consists of an overall familiarization, how to operate the

d. <u>Expected Lifespan:</u>

20 years

- *e.* <u>Fiscal Impact:</u> Annual maintenance cost of approximately \$840.
- *f.* <u>Training Requirements (initial and ongoing):</u> Initial training is required for employees assigned as drivers of the Command

vehicle's equipment, and how to safely drive the vehicle. There is no ongoing training or POST certifications required.

### 5. Breaching Apparatus: Shotgun Slugs (Category 7)

- <u>Description, quantity, capability, and purchase cost:</u> 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. <u>Purpose:</u>

To gain rapid entry into a structure during critical incidents.

c. <u>Authorized Use:</u>

Only members of the department assigned to the SRU 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.* <u>Expected Lifespan:</u> Until expended
- e. <u>Fiscal Impact:</u>

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

f. Training Requirements (initial and ongoing):

Initial and ongoing training in the safe and appropriate use of the breaching shotgun is provided by POST certified instructors. The initial and ongoing training requirements are the same and consist of an overview of the breaching shotgun, breaching slug capabilities, safe and appropriate operation of the breaching shotgun, and deployment considerations (including when not to use). Members of the department assigned to the SRU conduct annual training on breaching, including the use of the breaching shotgun, and must demonstrate proficiency through the practical application of this equipment.

#### 6. Specialized Firearms and Ammunition (Category 10)

a. <u>Description, quantity, capability, and purchase cost:</u>

(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.

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#### b. <u>Purpose:</u>

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

c. <u>Authorized Use:</u>

Use of the firearms listed above are governed under HPD Policy 300 (Use of Force), which defines deadly force as that which is likely to cause serious bodily injury or death. 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. <u>Expected Lifespan:</u>

(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. <u>Fiscal Impact:</u>

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

f. <u>Training Requirements (Initial and ongoing):</u>

(1) Carbine rifle initial required training (all officers):

- POST certified basic academy rifle training and qualification (provided by POST certified instructors)
- POST certified 2-day rifle course and qualification (provided by POST certified instructors)
- HPD training on policy, procedure, and safety considerations
- Safety test

Carbine rifle ongoing required training (all officers):

- Annual POST certified rifle training and qualification (provided by POST certified instructors)
- Annual HPD review of policy, procedure, and safety considerations
- Bi-annual firearms training at an approved range (provided by POST certified instructors)

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(2) H&K MP5 and PDW initial training (SRU members only):

- POST certified SRU firearms/rifle training and qualification (provided by POST certified instructors)
- Training on policy, procedure, and safety considerations
- Safety test

H&K MP5 and PDW ongoing training (SRU members only):

- Annual POST certified firearms training and qualification (provided by POST certified instructors)
- Five additional SRU firearms trainings throughout the calendar year
- Training on policy, procedure, and safety considerations
- Safety test

(3) PWS MK216-LE .308 precision rifle and Remington 700 .308 long rifle initial training (SRU members only):

- 48-hour POST certified basic sniper school (provided by POST certified instructors)
- SRU precision rifle training and qualification (provided by POST certified instructors)
- Review of policy, procedure, and safety considerations
- Safety test

PWS MK216-LE .308 precision rifle and Remington 700 .308 long rifle ongoing training (SRU members only):

- HPD annual precision rifle training and qualification (provided by POST certified instructors)
- Bi-monthly precision rifle training (provided by POST certified instructors)
- Review of policy, procedure, and safety considerations
- Safety test

NOTE: All ammunition listed in this category is utilized at the firearms trainings referenced above. The amount of ammunition varies depending on the training course and required qualifications.

#### 7. Noise Flash Diversionary Device (Category 12)

a. <u>Description, quantity, capability, and purchase cost:</u>

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. <u>Purpose:</u>

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

- c. <u>Authorized Use:</u> NFDDs are under the oversight of the ATF and may only be used by specially trained members of the department's Special Response Unit during high-risk situations or during training.
- *d.* <u>Expected Lifespan:</u> 5 years (manufacturer shelf life)
- *e.* <u>Fiscal Impact:</u> Varies depending on usage and training (\$0 to \$1,000)
- f. <u>Training Requirements (initial and ongoing):</u> NFDD initial training (SRU members only):
  - POST certified NFDD instructor training (provides POST certification for HPD instructors)
  - POST certified basic SWAT school (provided by POST certified instructors)
  - Review of policy, procedure, and safety considerations

NFDD ongoing training (SRU members only):

- Annual NFDD training for members of the SRU (provided by POST certified instructors)
- Review of policy, procedure, and safety considerations

NOTE: NFDD programs are under federal oversight by the Bureau of Alcohol, Tobacco, Firearms, & Explosives.

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

a. <u>Description, quantity, capability, and purchase cost:</u>

(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 lesslethal 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 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 3090 OC Shotgun ferret rounds
- b. <u>Purpose:</u>

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. <u>Authorized Use:</u>

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. Additionally, these munitions may only be used for crowd control purposes within the provisions outlined in AB 48 and Penal Code Section 13652.

- d. <u>Expected Lifespan:</u> 5 years (manufacturer shelf life)
- e. Fiscal Impact:

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

f. <u>Training Requirements (initial and ongoing)</u>:

Chemical agents "tear gas" initial training (SRU members only):

- POST certified basic academy chemical agent training (provided by POST certified instructors includes direct exposure for all students)
- POST certified basic SWAT school (provided by POST certified instructors)
- POST certified chemical agent instructor school (provided by POST certified instructors – for SRU instructors only)

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- HPD SRU training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – includes direct exposure for all SRU members
- HPD SRU training on safety protocols

Chemical agents "tear gas" ongoing training (SRU members only):

- Annual SRU training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – includes direct exposure for all SRU members
- Annual review of safety protocols

### 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. <u>Purpose:</u>

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. <u>Authorized Use:</u>

The FN 303 Less Lethal Launcher may only be used by specially trained members of the department's Special Response Unit. Additionally, the FN 303 Less Lethal Launcher may only be used for crowd control purposes within the provisions outlined in AB 48 and Penal Code Section 13652.

- d. <u>Expected Lifespan:</u> 10 years
- e. Fiscal Impact:

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

f. <u>Training Requirements (initial and ongoing):</u>

Pepper Powder Less Lethal Launcher initial training (SRU members only):

- POST certified Specialty Impact Munition instructor school (provided by POST certified instructors for SRU instructors only)
- HPD SRU training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – includes demonstrated proficiency in use

HPD SRU training on safety protocols

Pepper Powder Less Lethal Launcher ongoing training (SRU members only):

- Annual SRU training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – <u>includes demonstrated proficiency in use</u>
- HPD SRU annual training on safety protocols

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

a. <u>Description, quantity, capability, and purchase cost:</u>

(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 Less Lethal 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. <u>Purpose:</u>

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. <u>Authorized Use:</u>

The 40 mm Less Lethal Launcher may only be used by members of the department specially trained in its use and who have shown proficiency during departmental training. Additionally, the 40 mm Less Lethal Launcher may only be used for crowd control purposes within the provisions outlined in AB 48 and Penal Code Section 13652.

d. <u>Expected Lifespan:</u>

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. <u>Fiscal Impacts:</u>

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

# f. <u>Training Requirements (initial and ongoing)</u>:

40mm Less Lethal Launcher initial training (all officers):

- POST certified Specialty Impact Munition instructor school (provided by POST certified instructors – for department instructors only)
- POST certified training for all new officers
- HPD department training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – <u>includes demonstrated proficiency in use</u>
- HPD training on safety protocols

40mm Less Lethal Launcher ongoing training (all officers):

- Annual HPD department training on policy, procedure, and deployment considerations (including when not to use – provided by POST certified instructors) – includes demonstrated proficiency in use
- HPD annual training on safety protocols



CITY OF HAYWARD

# File #: CONS 22-440

**DATE:** July 5, 2022

- TO: Mayor and City Council
- **FROM:** City Clerk

### SUBJECT

Adopt an Ordinance Granting Exclusive Franchise to Waste Management of Alameda County for Solid Waste, Recyclable Materials and Organic Materials Services

### RECOMMENDATION

That the Council adopts the Ordinance introduced on June 28, 2022.

#### SUMMARY

This item entails adoption of an Ordinance granting an exclusive franchise to Waste Management of Alameda County (WMAC), introduced on June 28, 2022, by Council Member Márquez.

# ATTACHMENTS

Attachment I Staff Report Attachment II Summary of Published Ordinance



**DATE:** July 5, 2022

**TO:** Mayor and City Council

**FROM:** City Clerk

**SUBJECT:** Adopt an Ordinance Granting Exclusive Franchise to Waste Management of Alameda County for Solid Waste, Recyclable Materials and Organic Materials Services

# RECOMMENDATION

That the Council adopts the Ordinance introduced on June 28, 2022.

### SUMMARY

This item entails adoption of an Ordinance granting an exclusive franchise to Waste Management of Alameda County (WMAC), introduced on June 28, 2022, by Council Member Márquez.

# BACKGROUND

The Ordinance was introduced by Council Member Márquez at the June 8, 2022, meeting of the City Council with the following vote:

AYES:	COUNCIL MEMBERS: Andrews, Lamnin, Márquez, Salinas, Wahab
	MAYOR Halliday
NOES:	NONE
ABSENT:	COUNCIL MEMBER: Zermeño
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, July 1, 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:

Rufo

Kelly McAdoo, City Manager

**ATTACHMENT II** 

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

# AN ORDINANCE GRANTING EXCLUSIVE FRANCHISE TO WASTE MANAGEMENT OF ALAMEDA COUNTY FOR SOLID WASTE, RECYCLABLE MATERIALS AND ORGANIC MATERIALS SERVICES

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

Section 1. Pursuant to the authority granted under Hayward Municipal Charter Article XV, Franchises, and Hayward Municipal Code Sections 11-1.00 et seq., the City Council hereby grants an exclusive franchise to Waste Management of Alameda County for solid waste, recyclable materials, and organic materials according to the terms and conditions set forth in the "Franchise Agreement for Solid Waste, Recyclable Materials, and Organics Materials Services between the City of Hayward and Waste Management of Alameda County, Inc.", a copy of which can be reviewed in the City Clerk's Office.

Section 2. The provisions contained herein describe and constitute all rights and obligations granted under the franchise, and supercede any prior agreements.

Section 3. The effective date of this ordinance shall be 30 days following adoption by the City Council. The franchise granted hereby shall not become effective until written acceptance thereof by Waste Management of Alameda County, Inc., shall have been filed with the City Clerk.

Introduced at a meeting of the City Council of the City of Hayward, held June 28, 2022, by Council Member Márquez.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on July 5, 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 <u>cityclerk@hayward-ca.gov</u> or (510) 583-4400.

Dated: July 1, 2022 Miriam Lens, City Clerk City of Hayward



File #: CONS 22-397

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

# **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Negotiate and Execute Professional Services Agreements with Consolidated Engineering Labs, Signet Testing Labs, and Apex Testing Laboratories in an Amount Not-to-Exceed \$200,000 Annually Per Firm for Three Years for On-Call Material Testing and Special Inspection Services

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute an agreement with Consolidated Engineering Labs, Signet Testing Labs, and Apex Testing Laboratories for on-call material testing and special inspection services for three years in an annual amount not-to-exceed \$200,000 per firm and \$300,000 for all three firms, and a total combined not-to-exceed amount of \$900,000 for all three contracts.

# SUMMARY

The Department of Public Works & Utilities (Department) routinely procures services for required material testing and special inspections on all City-sponsored projects since the City does not have material testing laboratories or personnel to perform this work in-house. Materials testing and special inspections are required on all capital improvement projects to ensure that the materials used meet project specifications.

# ATTACHMENTS

Attachment I Staff Report Attachment II Resolution



DATE:	July 5, 2022
TO:	Mayor & City Council
FROM:	Director of Public Works

**SUBJECT** Adopt A Resolution Authorizing the City Manager to Negotiate and Execute Professional Services Agreements with Consolidated Engineering Labs, Signet Testing Labs, and Apex Testing Laboratories in an Amount Not-to-Exceed \$200,000 Annually Per Firm for Three Years for On-Call Material Testing and Special Inspection Services

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute an agreement with Consolidated Engineering Labs, Signet Testing Labs, and Apex Testing Laboratories for on-call material testing and special inspection services for three years in an annual amount not-to-exceed \$200,000 per firm and \$300,000 for all three firms, and a total combined not-to-exceed amount of \$900,000 for all three contracts.

# **SUMMARY**

The Department of Public Works & Utilities (Department) routinely procures services for required material testing and special inspections on all City-sponsored projects since the City does not have material testing laboratories or personnel to perform this work inhouse. Materials testing and special inspections are required on all capital improvement projects to ensure that the materials used meet project specifications.

# BACKGROUND

In July 2016 and March 2019<sup>1</sup>, the Council approved on-call material testing and special inspection agreements with three firms for \$200,000 annually, per firm, for a period of three years through Resolutions 16-130 and 19-148, respectively. The current agreements will expire in September 2022.

In April 2022, Request for Proposals (RFP) No. 2219-031722 was released.

# DISCUSSION

<sup>&</sup>lt;sup>1</sup> https://hayward.legistar.com/LegislationDetail.aspx?ID=3897641&GUID=1D885961-B939-4DD5-B5B0-3DB025867DD0&Options=&Search=

The Department's Construction Inspection team is responsible for overseeing the construction of Capital Improvement Projects (CIP). These projects include all City streets, sidewalks, streetlights and traffic signals, storm drains, sanitary sewers, domestic water, recycled water, the water pollution control facility, airport runways, and City-owned building projects. Material testing and special inspections are required on these projects to ensure that the materials used meet project specifications.

Additionally, these projects often require specialty inspectors to observe some of the inplace materials and workmanship. The City does not have material testing laboratories or personnel to perform this type of work internally. Material testing and specialty inspections will be performed only as required to deliver projects in compliance to codes and specifications. These services will be paid for from CIP budgets.

In response to the RFP, six (6) firms submitted proposals. Staff determined three firms -Consolidated Engineering Labs, Signet Testing Labs, and Apex Testing Laboratories - to be the most qualified for the services needed based on their laboratory credentials and staff experience in providing similar services to other public agencies along with competitive rates.

Staff recommends a PSA with each firm for a not-to-exceed amount of \$200,000 annually, for a three-year period, with a total yearly expense not-to-exceed \$300,000 or a total three-year expense not-to-exceed \$900,000.

# **ECONOMIC IMPACT**

Timely materials testing services for City projects ensures public safety and fosters economic activity. For example, materials testing on public improvement projects, like annual pavement rehabilitation and sidewalk installations, verifies the materials used are compliant with approved specifications and codes for public safety. In addition, special inspection services on buildings, such as inspecting the structural concrete reinforcement in the new Fire Station 6, would ensure the integrity of the building and keep employees, residents, and visitors safe.

# **FISCAL IMPACT**

There will be no impact to the General Fund. The funding for these services, a total of \$900,000 over three years, will come from previously approved budgets allocated for material testing and special inspections for projects within the adopted CIP.

# STRATEGIC ROADWAY

This is a routine operational item and does not relate to the Council's strategic initiatives.

# SUSTAINABILITY FEATURES

There are no sustainability features associated with this item.

# **PUBLIC CONTACT**

There is no public contact associated with this item. However, the RFP was made public through the City's website in April 2022.

# **NEXT STEPS**

If Council approves, the City Manager will execute three individual three-year PSAs with each firm.

Prepared by:Kathy Garcia, Deputy Director of Public WorksJason Whipple, Supervising Construction Inspector

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 NEGOTIATE AND EXECUTE AGREEMENTS WITH CONSOLIDATED ENGINEER LABS, SIGNET TESTING LABS, AND APEX TESTING LABORATORIES IN AN AMOUNT NOT-TO-EXCEED \$200,000 ANNUALLY PER FIRM FOR THREE YEARS FOR ON-CALL MATERIAL TESTING AND SPECIAL INSPECTION SERVICES

WHEREAS, the Department of Public Works & Utilities routinely procures services for required materials testing and special inspections on all City-sponsored projects; and

WHEREAS, procuring these services are necessary to ensure that the materials used meet project specifications; and

WHEREAS, the City does not have the appropriate material testing laboratories or personnel to perform this type of work internally; and

WHEREAS, because the current agreements expire on September 9, 2022, the City released a request for proposal on April 01, 2022; and

WHEREAS, staff reviewed the six (6) submitted proposals and determined the most qualified firms; and

WHEREAS, there is no fiscal impact to the General Fund since funding for these services are allocated within the adopted CIP budget; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby authorizes the City Manager to negotiate and execute agreements for on-call materials testing and special inspection services for a term of three years from 2022 to 2025 with each of the firms named below , in a form to be approved by the City Attorney, in the amount not-to-exceed \$200,000 per year, for a total not-to-exceed annual amount of \$300,000 for all three firms, and a total not-to-exceed amount of \$900,000 for all three contracts:

Consolidated Engineering Labs

Signet Testing Labs

Apex Testing Laboratories

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



# File #: CONS 22-410

**DATE:** July 5, 2022

- TO: Mayor and City Council
- **FROM:** Chief of Police

### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Execute an Agreement with the Alameda County Sheriff's Office for Receipt of FY 2019 Byrne Justice Assistance Grant (JAG) Funds in the Amount of \$36,891

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute an agreement with the Alameda County Sheriff's Office accepting the FY 2019 Byrne Justice Assistance Grant (JAG) funded by the U.S. Department of Justice (DOJ) in the amount of \$36,891.

# SUMMARY

The Alameda County Sheriff's Office applied and qualified for the FY 2019 Byrne JAG funding for Consortium members. The Hayward Police Department is a Consortium member and is eligible for an allocation of grant funds. The total allocation for Alameda County consortium members is \$654,144, of which HPD will receive \$36,891. These funds require no local match and will be used to support criminal justice-related activities such as training, equipment, supplies, prevention and education programs, mental health programs, and other related law enforcement and corrections programs.

# ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution



DATE:	July 5, 2	2022
	, , ,	

TO: Mayor and City Council

**FROM:** Chief of Police

**SUBJECT:** Adopt a Resolution Authorizing the City Manager to Execute an Agreement with the Alameda County Sheriff's Office for Receipt of FY 2019 Byrne Justice Assistance Grant (JAG) Funds in the Amount of \$36,891

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute an agreement with the Alameda County Sheriff's Office accepting the FY 2019 Byrne Justice Assistance Grant (JAG) funded by the U.S. Department of Justice (DOJ) in the amount of \$36,891.

# **SUMMARY**

The Alameda County Sheriff's Office applied and qualified for the FY 2019 Byrne JAG funding for Consortium members. The Hayward Police Department is a Consortium member and is eligible for an allocation of grant funds. The total allocation for Alameda County consortium members is \$654,144, of which HPD will receive \$36,891. These funds require no local match and will be used to support criminal justice-related activities such as training, equipment, supplies, prevention and education programs, mental health programs, and other related law enforcement and corrections programs.

# BACKGROUND

The Hayward Police Department (HPD) has participated in the Byrne Justice Assistance Grant (JAG) (Byrne Grant) program since 2005. Historically, HPD has used funds generated from the Byrne Grant for operational items such as funding the HPD training facility and gym at the Hayward Airport and upgrading the Police Department's security camera system.

In 2017, issues arose surrounding the federal government's new citizenship and immigration certification requirements related to the Byrne Grant, which certain cities and local governments found to be unlawful. More specifically, on August 7, 2017, the Hayward Police Department was notified by the Alameda County Sheriff's Office Planning and Research Unit that federal certification requirements must be acknowledged and signed by each city's "Chief Legal Officer"/City Attorney, certifying compliance with 8 U.S.C. § 1373. Section 1373 addresses several issues related to citizenship and immigration status.

In August of 2017, California Attorney General, Xavier Becerra, challenged the federal government's imposition of the unlawful immigration enforcement conditions that were added to federal grants made available to local law enforcement agencies.

On October 5, 2018, in response to the lawsuit filed by Attorney General Becerra, the U.S. District Court for the Northern District of California ordered the U.S. DOJ to issue \$28.3 million in FY 2017 JAG funding and prohibited the U.S. DOJ from enforcing the immigration enforcement requirements the U.S. DOJ had attempted to attach to the FY 2017 JAG funding. As a result, the City appropriated the FY 2017 Byrne JAG funding.

The U.S. DOJ, again, attempted to include immigration enforcement requirements in the FY 2018 Byrne Grant program, despite the ruling on the previous lawsuit brought by Attorney General Becerra. On March 26, 2019, in response to a second lawsuit filed by Attorney General Becerra, the U.S. District Court for the Northern District of California granted Attorney General Becerra's request prohibiting the immigration enforcement requirements that U.S. DOJ attempted to add to FY 2018 JAG funding program. As a result, \$28.9 million in FY 2018 JAG funding to city and county agencies may be accepted, without requiring the City to agree to immigration enforcement requirements. After receiving this confirmation, the City appropriated the FY 2018 Byrne JAG funding.

On March 30, 2022, the Hayward Police Department was notified by the Alameda County Sheriff's Office that the Department of Justice removed all the award conditions related to the FY 2019 Byrne Grant award and cities may now obligate and expend the award funds. On May 24, 2022, the Alameda County Sheriff's Office sent the Hayward Police Department a subrecipient agreement that included the amount allocated to the Hayward Police Department for the FY 2019 Byrne Grant funds. The grant funds expire on September 30, 2022, and must be used by that date or they will be forfeited.

# DISCUSSION

The Alameda County Sheriff's Office applied for the FY 2019 Byrne JAG funding on behalf of the remaining Consortium members. Alameda County qualified for a total allocation of \$654,144 in FY 2019 Byrne JAG Local funds, of which the Hayward Police Department will receive \$36,891. These funds require no local match and allow a wide range of uses by participating Police Departments.

HPD intends to use the funds to support criminal justice-related activities such as training, equipment, supplies, prevention and education programs, mental health programs, and other related law enforcement and corrections programs. Examples of items the funds will be used for include offsite training, animal cruelty education and prevention programs, Hayward Mobile Evaluation Team support, operational expenses for the training facility and gym at the Hayward Airport, additional security cameras, and in-house training equipment. The grant funds expire on September 30, 2022, and must be used by that date or will be forfeited.

# STRATEGIC ROADMAP

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

# **FISCAL IMPACT**

There is no impact to the General Fund. This agreement will result in the continuation of the Police Department's Byrne Grant funding.

# NEXT STEPS

With Council approval, the City Manager will execute the Byrne Grant agreement with the Alameda County Sheriff's Office and the Finance Department will appropriate the \$36,891 Byrne grant funds to the Hayward Police Department.

Prepared by: Laura Gomez, Acting Senior Management Analyst

*Recommended by:* Toney Chaplin, Chief of Police

Approved by:

hilo

Kelly McAdoo, City Manager

# HAYWARD CITY COUNCIL

# RESOLUTION NO. 22-\_\_\_\_

# Introduced by Council Member\_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE ALAMEDA COUNTY SHERIFF'S OFFICE FOR RECEIPT OF THE FY 2019 BYRNE JUSTICE ASSISTANCE GRANT (JAG) FUNDS IN THE AMOUNT OF \$36,891.00

WHEREAS, the Hayward Police Department has a long history of receiving Byrne Justice Assistance Grant funds to support police department operations; and,

WHEREAS, execution of a subrecipient agreement is necessary to receive these funds;

WHEREAS, these funds require no local match and will be used to support criminal justice and community-policing-related activities such as training, equipment, supplies, prevention and education programs, mental health programs, and other related law enforcement and corrections programs;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager, City Attorney, and Chief of Police are hereby authorized and directed to negotiate and execute MOUs, sub-recipient agreements, and any supporting documents, with the Alameda County Sheriff's Office, for the FY2019 Byrne Justice Assistance Grant. This authorization is for the acceptance and appropriation of revenue in the amount of \$36,891.00.

IN COUNCIL, HAYWARD, CALIFORNIA\_\_\_\_\_, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

APPROVED AS TO FORM:

ATTEST: \_\_\_\_\_

City Clerk of the City of Hayward

City Attorney of the City of Hayward



#### File #: CONS 22-415

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Appropriate \$640,000 for the SR-92/Whitesell Interchange - Project Initiation Document Project No. 05334

That Council adopts a resolution (Attachment II) appropriating a total of \$640,000 for the State Route SR-92 (SR-92)/Whitesell Interchange - Project Initiation Document (PID) Project No. 05334.

#### SUMMARY

The 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. Council previously adopted Resolution Nos. 22-097 and 22-098 to receive \$440,000 in Measure BB funds, enter into a Project Funding Agreement (PFA) with Alameda County Transportation Commission (ACTC), and a cooperative agreement with Caltrans. This request is to appropriate \$440,000 in Measure BB funds, which will be reimbursed by ACTC, and \$200,000 of City funds for a total project budget of \$640,000.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment IV	Location Map



DATE:	July 5, 2022
то:	Mayor and City Council
FROM:	Director of Public Works
SUBJECT:	Adopt a Resolution Authorizing the City Manager to Appropriate \$640,000 for the SR-92/Whitesell Interchange – Project Initiation Document Project No. 05334

#### RECOMMENDATION

That Council adopts a resolution (Attachment II) appropriating a total of \$640,000 for the State Route SR-92 (SR-92)/Whitesell Interchange – Project Initiation Document (PID) Project No. 05334.

#### **SUMMARY**

The 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. Council previously adopted Resolution Nos. 22-097 and 22-098 to receive \$440,000 in Measure BB funds, enter into a Project Funding Agreement (PFA) with Alameda County Transportation Commission (ACTC), and a cooperative agreement with Caltrans. This request is to appropriate \$440,000 in Measure BB funds, which will be reimbursed by ACTC, and \$200,000 of City funds for a total project budget of \$640,000.

#### BACKGROUND

In July 2018, ACTC approved \$440,000 in Measure BB funding to advance the planning and scoping phase of the Project. In April 2022, Council Resolution No. 22-097 authorized the City Manager to execute the Project Funding Agreement (PFA) with ACTC to receive these funds.

Since the project location is on SR-92, which is currently owned and operated by Caltrans, the City and Caltrans had to enter into a cooperative agreement. On April 26, 2022<sup>1</sup>, Council Resolution No. 22-098 authorized the City Manager to execute this cooperative agreement.

#### 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 project (Attachment IV) will improve access and traffic operations with a new four-lane Whitesell overcrossing structure as well as 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 ramps access to and from SR-92, will improve the ramp intersection to implement the City and Caltrans' complete street policies. The Project would also realign Breakwater Avenue to accommodate the new westbound on and off ramps.

#### **ECONOMIC IMPACT**

These interchange improvements and new local road connections support the economic development of industrial complexes and office parks in Hayward's industrial crescent and improve truck access and circulation to and from SR-92 and I-880. 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**

The estimated cost for the Scoping Phase of the SR-92/Whitesell Interchange – PID is \$640,000, including the previously authorized \$440,000 from Measure BB granted through ACTC and the City's share of \$200,000. Staff is requesting that Council appropriate \$440,000 in Measure BB – Local Transportation Fund (Fund 212) and \$200,000 in Street Systems Improvement Fund (Fund 450). There is sufficient fund balance in Fund 450 to support this recommendation.

#### STRATEGIC ROADMAP

This item supports Council's strategic priorities of Invest in Infrastructure.

#### SUSTAINABILITY FEATURES

There are no sustainability features associated with this action. However, once completed, the Project will facilitate access to the City's industrial area and thus help in reduction of greenhouse emissions by relieving traffic congestion.

#### **PUBLIC CONTACT**

There is no public contact regarding this item.

#### **NEXT STEPS**

If Council approves this request, the City Manager will appropriate \$440,000 in Measure BB – Local Transportation Fund (Fund 212) and \$200,000 in Street Systems Improvement Fund (Fund 450) to the SR-92/Whitesell Interchange – PID Project No. 05334.

Prepared by:Manny Grewal, Management AnalystKathy Garcia, Deputy Director of Public Works

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hufo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

Introduced by Council Member \_\_\_\_\_

#### RESOLUTION AUTHORIZING CITY MANAGER TO APPROPRIATE A TOTAL OF \$640,000 FOR THE SR-92/WHITESELL INTERCHANGE – PROJECT INITIATION DOCUMENT (PID) PROJECT NO. 05334

WHEREAS, on April 26, 2022, Council authorized entering into a Project Funding Agreement (PFA) with Alameda County Transportation Commission (ACTC) to receive \$440,000 in Measure BB funding for the Project through Resolution No. 22-097; and

WHEREAS, on April 26, 2022, Council authorized entering into a cooperative agreement with Caltrans for the Project through Resolution No. 22-098; and

WHEREAS, the City has available funds in Street Systems Improvement Fund (Fund 450) for the City's share of \$200,000 ; and

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the City Manager to appropriate \$440,000 in Measure BB – Local Transportation (Fund 212) and \$200,000 in Street Systems Improvement Fund (Fund 450) for a total project budget of \$640,000.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_

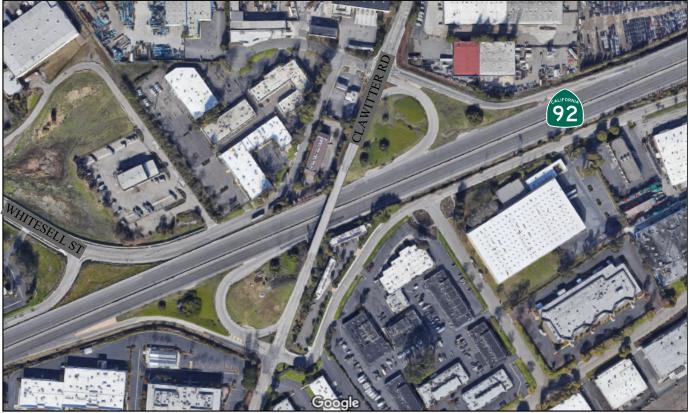
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

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





EXISTING CONDITIONS

#### File #: CONS 22-416

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### SUBJECT

Adopt a Resolution Approving Addendum No. 1 and Awarding a Contract to GSW Construction, Inc., for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in an Amount of \$770,218 with the Addition of \$85,000 in Administrative Change Orders and Appropriating Additional Funds in an Amount of \$543,675

#### RECOMMENDATION

That Council adopts a resolution (Attachment II):

- 1. Approving Addendum No. 1, providing minor revisions to the project specifications; and awarding the construction contract to GSW Construction, Inc., (GSW) for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in an amount of \$770,218 with the addition of \$85,000 in administrative change orders; and
- 2. Appropriating additional funds in the amount of \$543,675 from Sewer System Improvement Fund (Fund 612).

#### SUMMARY

The Utilities Division of the Public Works & Utilities Department replaces the City's undersized or structurally damaged sewer mains through capital improvement projects. These projects reduce the risk of potential sanitary sewer overflows, which can cause untreated wastewater to flow into public waterways. This project will install approximately 165 linear feet of 12-inch sanitary sewer main at a new location to increase pipeline capacity and replace a damaged sewer main between Willimet Way and the Highway 92W/Interstate 880N on-ramp within California Department of Transportation's (Caltrans) right-of-way (Attachment III). The project also includes installation of approximately 200 linear feet of new 8-inch sanitary sewer pipe and manholes and reversing the flow to drain to the new pipe location in Willimet Way.

On June 1, 2022, two (2) bids were received. The low bid was \$770,218 which is \$69,782, or approximately 8% below the Engineer's estimate of \$840,000. Staff is requesting Council's approval of

#### File #: CONS 22-416

Addendum No. 1, which provided minor revisions to clarify the specifications, and awarding the contract to the lowest bidder, GSW, in the amount not-to-exceed \$855,218, including Administrative Change Orders. Furthermore, staff is requesting appropriation of additional funds in the amount of \$543,675 from the Sewer System Improvement Fund (Fund 612).

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. Additionally, the Community Workforce Agreement (CWA) requirements do not apply to this project since the project construction cost is less than \$1,000,000.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Location Map



**DATE:** July 5, 2022

TO: Mayor and City Council

FROM: Director of Public Works

**SUBJECT** Adopt a Resolution Approving Addendum No. 1 and Awarding a Contract to GSW Construction, Inc., for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in an Amount of \$770,218 with the Addition of \$85,000 in Administrative Change Orders and Appropriating Additional Funds in an Amount of \$543,675

#### RECOMMENDATION

That Council adopts a resolution (Attachment II):

- 1. Approving Addendum No. 1, providing minor revisions to the project specifications; and awarding the construction contract to GSW Construction, Inc., (GSW) for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in an amount of \$770,218 with the addition of \$85,000 in administrative change orders; and
- 2. Appropriating additional funds in the amount of \$543,675 from Sewer System Improvement Fund (Fund 612).

#### **SUMMARY**

The Utilities Division of the Public Works & Utilities Department replaces the City's undersized or structurally damaged sewer mains through capital improvement projects. These projects reduce the risk of potential sanitary sewer overflows, which can cause untreated wastewater to flow into public waterways. This project will install approximately 165 linear feet of 12-inch sanitary sewer main at a new location to increase pipeline capacity and replace a damaged sewer main between Willimet Way and the Highway 92W/Interstate 880N on-ramp within California Department of Transportation's (Caltrans) right-of-way (Attachment III). The project also includes installation of approximately 200 linear feet of new 8-inch sanitary sewer pipe and manholes and reversing the flow to drain to the new pipe location in Willimet Way.

On June 1, 2022, two (2) bids were received. The low bid was \$770,218 which is \$69,782, or approximately 8% below the Engineer's estimate of \$840,000. Staff is requesting Council's approval of Addendum No. 1, which provided minor revisions to clarify the specifications, and awarding the contract to the lowest bidder, GSW, in the amount not-to-exceed \$855,218, including Administrative Change Orders. Furthermore, staff is requesting appropriation of additional funds in the amount of \$543,675 from the Sewer System Improvement Fund (Fund 612).

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. Additionally, the Community Workforce Agreement (CWA) requirements do not apply to this project since the project construction cost is less than \$1,000,000.

#### BACKGROUND

The existing sanitary sewer main located between two residential properties from Willimet Way to the Highway 92W/Interstate 880N on-ramp was selected for improvement based on staff analysis of the video inspection results. The video recording indicates an offset at a pipe joint causing a significant reduction in the pipeline's design capacity and a risk of sewer overflow on Willimet Way. In addition, the existing defective 8-inch sanitary sewer main goes through a stormwater inlet, which puts the stormwater system at risk of contamination. Due to the location of the offset and a casing around the sewer pipe in Caltrans' right-of-way, repair on the existing sewer main is not recommended. Therefore, a new 12-inch sanitary sewer main is proposed to be installed at a new location between two residential properties.

Field investigations with precise survey work showed that the spacing is approximately 14 inches between the piles in a favorable location for the proposed 12-inch sewer pipe within the City's easement and connection to the existing sewer manhole on the side of the highway on-ramp. Staff obtained approval and an encroachment permit from Caltrans for the proposed design of the new sewer pipe.

As shown in Attachment III, approximately 165 linear feet of new 12-inch polyvinyl chloride pipe will be installed in the City's sewer easement in residential properties and Caltrans' right-of-way between Willimet Way and the Highway 92W/Interstate 880N on-ramp.

Of the 165 linear feet of new sanitary sewer pipe, approximately 125 linear feet of sewer main will be installed by a trenchless pipe technique using pilot tube guided auger boring (PTGAB) to cross under obstructions that prohibit open-cut installation. The remaining 40 linear feet at the highway on-ramp will be installed by traditional open-cut method. In addition, approximately 200 linear feet of new 8-inch sanitary sewer pipe and manholes will be installed and the sewer flows will be reversed to drain to the new pipe location in Willimet Way.

#### DISCUSSION

On May 3, 2022<sup>1</sup>, Council approved the plans and specifications for the project and called for bids to be received on May 24, 2022. Addendum No. 1 postponed the bid opening to June 1, 2022, to provide prospective bidders with more time to carefully review the bid documents and the project's design constraints.

On June 1, 2022, the City received two (2) bids for the project, one for \$770,218 and another for \$1,045,400. GSW submitted the low bid in the amount of \$770,218, which is

approximately 8% below the Engineer's estimate of \$840,000. The average of the two (2) bids received was \$907,809, which is approximately 8% above the Engineer's estimate. An additional \$85,000 (or 11% of the contract amount) is included for administrative change orders in the event additional funds are needed for unforeseen conditions and changes during construction.

#### **ECONOMIC IMPACT**

The community will enjoy the benefits of the project, including the continued operability and serviceability of the sewer collection system. Furthermore, robust and reliable sewer infrastructure can help foster economic development and viability in the City.

Replacing the sewer main and appurtenances are part of an effort to, pursuant to Council direction, modernize and upgrade existing infrastructure. The project will reduce operations and maintenance costs associated with servicing the undersized and structurally defective sewer mains. In addition, staff time attending to issues related to high frequency maintenance and sanitary sewer overflows will be reduced.

#### **FISCAL IMPACT**

The estimated costs for the Willimet Way and I-880 Sanitary Sewer Main Installation Project are as follows:

Construction Contract	\$770,218
Administrative Change Orders (Contingency)	85,000
Professional Engineering Services – Consultant	\$154,300
Inspection & Testing & Permitting	\$40,000
Construction Administration – City Staff	<u>\$40,000</u>
Total	\$1,089,518

#### Appropriation of Additional Funds

In 2020, the City entered in a Professional Services Agreement with RSC Engineering, Inc., (RSC), of which \$154,300 is for sewer design services and technical support during construction. To date, approximately \$56,550 of RSC's contract remains. The adopted FY22 Capital Improvement Program includes \$604,994 for the Willimet Way and I-880 Sanitary Sewer Main Installation Project, Project No. 07717, in the Sewer System Improvement Fund (Fund 612).

As of June 2022, \$391,544 remains available for construction, inspection, and administration. As shown above, the current total estimated cost to construct the project exceeds the available funds. The original estimate was based on preliminary conceptual design. These costs are typically developed when project definition is at the planning stage. Expected accuracy for a planning stage estimate typically ranges from 50% below or above the actual cost. Furthermore, due to the recent COVID-19 pandemic related global supply chain disruptions and constraints encountered during design and field investigations, the current estimated project cost is approximately 80% higher than anticipated. Staff requests that Council appropriate additional funds in the amount of \$543,675 from the fund balance of

Sewer System Improvement Fund (Fund 612) to fully fund the project. Adequate fund balance is available to cover the necessary appropriations.

#### STRATEGIC ROADMAP

This agenda item supports the Strategic Roadmap to invest in Infrastructure. Specifically, this item relates to the implementation of the following project:

Project N20: Upgrade sewer collection system by replacing 3-4 miles of sewer lines annually.

#### SUSTAINABILITY FEATURES

The repair and replacement of deteriorating sewer lines reduces the risk of sewer overflows, which can cause untreated wastewater to flow into public waterways.

#### **PUBLIC CONTACT**

Staff has been in contact with the three property owners on Willimet Way that would be directly affected by the project. During construction, notices will be provided to other affected residents and property owners to inform them of the nature and purpose of the work, potential impacts, work schedule and City contact for additional information.

#### **NEXT STEPS**

The following schedule has been developed for this project:

Award of Construction Contract	July 5, 2022
Notice to Proceed	August 2022
Construction Completion	December 2022

Prepared by: Saeed Saebi, Associate Civil Engineer

*Reviewed by:* Tay Nguyen, Senior Utilities Engineer

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hipo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_

Introduced by Council Member\_\_\_\_\_

RESOLUTION APPROVING ADDENDUM NO. 1, AWARDING A CONTRACT TO GSW CONSTRUCTION, INC., FOR THE WILLIMET WAY & I-880 SANITARY SEWER MAIN INSTALLATION PROJECT, PROJECT NO. 07717, IN AN AMOUNT OF \$770,218 IN ADDITION TO \$85,000 IN ADMINISTRATIVE CHANGE ORDERS, AND APPROPRIATING ADDITIONAL FUNDS IN AN AMOUNT OF \$543,675

WHEREAS, by Resolution No. 22-112 on May 3, 2022, the City Council approved the plans and specifications for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, and called for bids to be received on May 24, 2022; and

WHEREAS, Addendum No. 1 was issued to make minor revisions to the specifications and postpone bid opening date to June 1, 2022; and

WHEREAS, on June 1, 2022, two (2) bids were received, one for \$770,218 and another for \$1,045,400. The low bid, submitted by GSW Construction, Inc., is approximately 8% below the engineer's estimate of \$840,000.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward that Addendum No. 1 is hereby approved and adopted as part of the plans and specifications for the project; and

BE IT FURTHER RESOLVED that GSW Construction, Inc., of San Francisco, CA, is hereby awarded the contract for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717, 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 final proposal of the hereinabove specified bidder, and all other bids are hereby rejected; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute an agreement with GSW Construction, Inc., on behalf of the City of Hayward, in an amount of \$770,218 in addition to \$85,000 in administrative change orders in a form to be approved by the City Attorney; and

BE IT FURTHER RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to appropriate an additional \$543,675 from Sewer Improvement Fund (Fund 612) for the Willimet Way & I-880 Sanitary Sewer Main Installation Project, Project No. 07717.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: MAYOR:

NOES: COUNCIL MEMBERS:

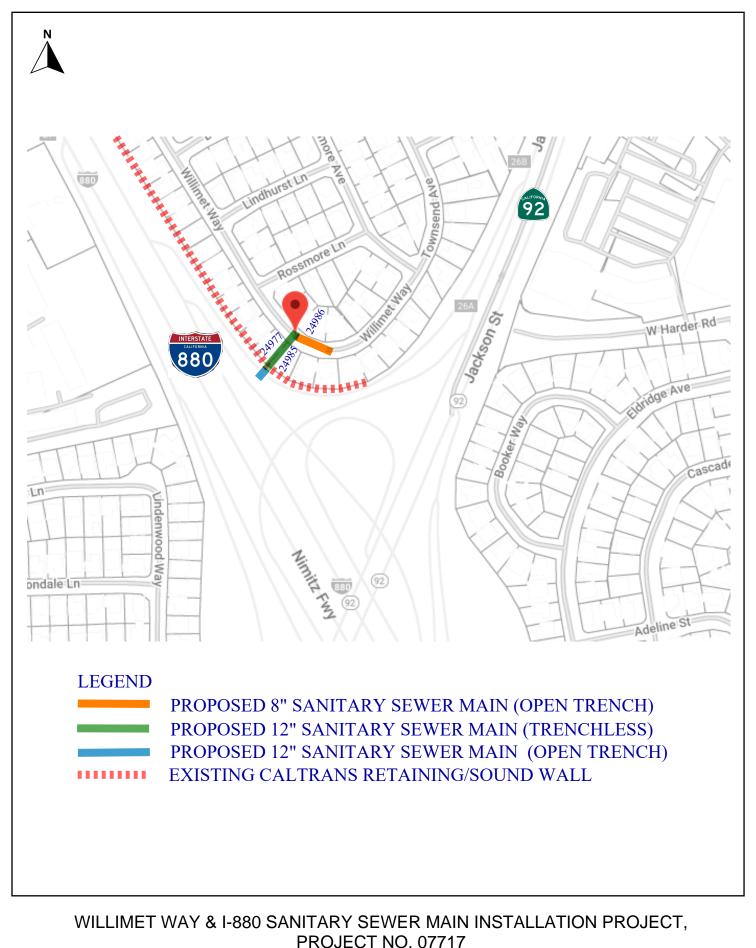
**ABSTAIN: COUNCIL MEMBERS:** 

**ABSENT: COUNCIL MEMBERS:** 

ATTEST: \_\_\_\_\_\_ City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



LOCATION MAP



#### File #: CONS 22-418

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### SUBJECT

Adopt a Resolution Approving the Final Engineer's Report and Ordering the Levy of Assessments for Fiscal Year 2023 for Old Highlands Area Road Improvement Assessment District

#### RECOMMENDATION

That the City Council adopts a resolution (Attachment II) approving the Final Engineer's Report (Attachment III) and ordering the levy of Assessments for Fiscal Year 2023 for Old Highlands Area Road Improvement Assessment District.

#### SUMMARY

The Old Highlands Area Road Improvement Assessment District was formed in 2021 to fund a pavement improvement project of the 6.12 miles of streets in this area, which were not brought up to City standards upon annexation in 1963. In each subsequent year for which the assessments will be continued, Council must approve an updated Engineer's Report for the upcoming fiscal year. The Engineer's Report includes a budget for the upcoming fiscal year's costs and services and an updated assessment roll listing all parcels and their proposed assessments for the upcoming fiscal year.

#### ATTACHMENTS

Attachment I Staff Report Attachment II Resolution Attachment III Final Engineer's Report



DATE:	July 5, 2022
то:	Mayor and City Council
FROM:	Director of Public Works
SUBJECT:	Adopt a Resolution Approving the Final Engineer's Report and Ordering the Levy of Assessments for Fiscal Year 2023 for Old Highlands Area Road Improvement Assessment District

#### RECOMMENDATION

That the City Council adopts a resolution (Attachment II) approving the Final Engineer's Report (Attachment III) and ordering the levy of Assessments for Fiscal Year 2023 for Old Highlands Area Road Improvement Assessment District.

#### SUMMARY

The Old Highlands Area Road Improvement Assessment District was formed in 2021 to fund a pavement improvement project of the 6.12 miles of streets in this area, which were not brought up to City standards upon annexation in 1963. In each subsequent year for which the assessments will be continued, Council must approve an updated Engineer's Report for the upcoming fiscal year. The Engineer's Report includes a budget for the upcoming fiscal year's costs and services and an updated assessment roll listing all parcels and their proposed assessments for the upcoming fiscal year.

#### **BACKGROUND AND DISCUSSION**

The Old Highland area was annexed to the City in 1963 and at that time, the 6.12 miles of streets within the Old Highland area were not brought up to City standards upon annexation and have not been maintained. In December of 2020, the City developed a proposed assessment district and imposition of special assessments against the properties in the Old Highlands area to fund a pavement improvement project in the area, pursuant to Streets and Highways Code Sec. 1160 et. seq., and Prop. 218 (California Constitution Article XIIIC and XIIID; Government Code section 53753).

This assessment district, the "Old Highlands Area Road Improvement Assessment District," was authorized by an assessment ballot proceeding conducted during December 2020 through February 2021. On February 2, 2021, the balloting period was closed and since a weighted majority (78.55%) of ballots returned were in support of the proposed assessment, the Council approved and levied the assessments for the first time with the adoption of Resolution No. 21-020. The assessments are to expire after 20 years. The

assessment was first levied starting with the 2022 fiscal year and cease to be levied after the 2041 fiscal year, unless renewed and extended by Proposition 218-compliant balloting.

In order to continue to levy the assessment for FY23, SCI Consulting Group, the assessment engineer, has prepared a Final Engineer's Report (Attachment III). This Engineer's Report, which establishes the estimated costs for the pavement rehabilitation project that will be funded by the assessments for FY23 and determines the special benefits and general benefits received from the services and to apportion the assessments to lots and parcels within the District based on the estimated special benefit each parcel receives from the services funded by the assessments, was completed and filed with the City on May 26, 2022. The total estimated amount of revenues that would be generated by the assessments in FY23 is approximately \$181,496. The assessment rate is \$665.50 per year per developed single-family residential parcel, with different rates for different uses, as described and supported in the Engineer's Report.

#### **ECONOMIC IMPACT**

This item has no direct economic impact to the City. However, the project supports the pavement improvement program, which provides safer streets for all residents and visitors and has a positive impact on property values, including on vacant properties.

#### FISCAL IMPACT

This item has no direct fiscal impact on the City's General Fund. However, the levying and collection of taxes supports the pavement improvement program through a cost-sharing agreement.

#### STRATEGIC ROADMAP

This agenda item supports the Strategic Priority to Invest in Infrastructure. Specifically, this item relates to the implementation of the following projects:

Project N5: Maintain and improve pavement

Part N5a:	Maintain Pavement Condition Index (PCI) at 70.
Part N5b:	Prepare OHHA pavement improvement program design and financing
	structure.
Part N5c:	Construct various OHHA pavement improvements

#### SUSTAINABILITY FEATURES

This item has no anticipated sustainability features. However, the pavement improvement project that is supported through the levying of taxes requires all contractors to recycle all construction and demolition debris as a result of the project, providing for a greener way of construction.

#### **PUBLIC CONTACT**

The City fulfilled the public contact requirement through the Prop. 218 hearing in December 2020 and balloted in February 2021. Pursuant to the requirements of Prop. 218, all property owners within the District received information regarding the yearly and total assessment for each parcel and for the District as a whole during that process. Pursuant to Government Code Section 53753.5, the notice, protest/ballot, and public hearing requirements of Prop. 218 do not apply in subsequent fiscal years after creation of an assessment district if there is no increase in the amount of the assessment beyond what was previously adopted by the local agency. Since the FY 23 assessments do not exceed the maximum assessment levels previously approved by the City Council during the formation of the Assessment District, no special noticing or public hearing is required for this item.

#### **NEXT STEPS**

If Council adopts the attached resolution, the final assessment roll will be prepared and filed with the Alameda County Auditor's office to be included on the FY23 tax roll. All funds collected through the assessment will be placed in a special fund and can only be used for the purposes stated within this report.

Prepared by:

Manny Grewal, Management Analyst 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.\_\_\_\_\_

Introduced by Council Member\_\_\_\_\_

#### A RESOLUTION APPROVING THE FINAL ENGINEER'S REPORT AND ORDERING THE LEVY OF ASSESSMENTS FOR FISCAL YEAR 2023 FOR THE OLD HIGHLANDS AREA ROAD IMPROVEMENT ASSESSMENT DISTRICT

WHEREAS, on February 2, 2021, by Resolution No. 21-020, the City Council of the City of Hayward (the "Council") authorized the levy of assessments for the Old Highlands Area Road Improvement Assessment District (the "Assessment") pursuant to the provisions of California Streets and Highways Code §§ 1160 – 1197 and 1813, known as the Permanent Road Division Law; and

WHEREAS, the purpose of the special assessments against the properties in the Old Highlands area to fund a pavement rehabilitation project in the area, an area map of which is attached to the staff report for this item and incorporated herein; and

WHEREAS, the Council is authorized, pursuant to the authority provided in California Streets and Highways Code §§ 1160 – 1197 and 1813 and Article XIIID of the California Constitution, to levy assessments to finance construction, improvement, and maintenance of the public roadways within the proposed district; and

WHEREAS, the Assessment was authorized by an assessment ballot proceeding conducted in 2021 and approved by 78.55% of the weighted ballots returned by property owners, and such assessments were levied by the Council by Resolution No. 21-020 passed on February 2, 2021; and

WHEREAS, pursuant to Government Code section 53753.5, the notice, protest/ballot, and public hearing requirements of Prop. 218 do not apply in subsequent fiscal years after creation of an assessment district if there is no increase in the amount of the assessment beyond what was previously adopted by the local agency; and

WHEREAS, the Fiscal Year 2023 assessments do not exceed the maximum assessment levels previously approved by the City Council during the formation of the Assessment District.

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

- 1. The above recitals are true and correct.
- 2. **Confirmation of Final Engineer's Report.** SCI Consulting Group, the Engineer of Work, has prepared an Engineer's Report in accordance with Article XIIID of the California Constitution and Government Code section 53750, 54710 et seq. (the "Report"). The Report has been made, filed with the City Clerk, and duly considered by the Council and is hereby deemed sufficient and preliminarily approved. The Report shall stand as the Engineer's Report for all subsequent proceedings under and pursuant to the foregoing resolution and incorporated herein by reference, including, but not limited to, the following:
  - A. The description of the Services to be funded with Assessment proceeds;
  - B. The estimate of the annual cost of such Services;
  - C. The description of the assessable parcels of land within the District and subject to the new Assessment;
  - D. The description of the proportionate special and general benefits conferred on property by the proposed Assessment;
  - E. The description of the boundaries of the Assessment District;
  - F. The number of acres contained within the Assessment District and the assessed valuation of such acreage according to the last equalized assessment roll of the County;
  - G. The value of improvements on real estate and personal property within the Assessment District according to the last equalized assessment roll of the County;
  - H. The number of inhabitants in the Assessment District, as nearly as can be ascertained; and
  - I. The specification of the amount to be assessed upon various types of assessable land to fund the cost of the Services.

- 3. **Findings of Special Benefit.** Based on the oral and documentary evidence offered and received, including the Preliminary Engineer's Report, the City Council expressly finds and determines:
  - A. That each of the parcels in the Assessment District will be specially benefitted by the improvements at least in the amount, if not more than the amount, of the assessment apportioned against the parcel; and
  - B. That there is substantial evidence to support this finding and determination as to special benefit; and
  - C. That no assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
- 4. **Maximum Assessment Rate.** The public interest, convenience, and necessity require that a levy on each lot of parcels in the Assessment District be no more than the SIX HUNDRED AND SIXTY-FIVE DOLLARS AND FIFTY CENTS (\$665.50) per single family home and other rates for other property uses and attributes as described in the Report.
- 5. **Levy of Assessments.** The adoption of this Resolution constitutes the levy of the Assessments for Fiscal Year 2023 at the rates and upon the parcels described in this Resolution, in the Final Engineer's Report including the Assessment Roll, all incorporated herein by reference. The City of Hayward Director of Finance is hereby authorized and directed to order the collection of the Assessments stated herein.
- **6. Duration of Assessment.** The assessments are to expire after 20 years. The assessment was first levied starting with the 2022 fiscal year and cease to be levied after the 2041 fiscal year, unless renewed and extended by Proposition 218-compliant balloting.
- 7. Immediately upon the adoption of this Resolution, the City Clerk shall file a certified copy of this Resolution, and Engineer's Report with the Treasurer-Tax Collector of the County of Alameda. The Assessments shall be collected at the same time and in the same manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments. After collection by the County of Alameda, the net amount of the assessments, after deduction of any compensation due to the county of collection, shall be paid to the City of Hayward and received by the Director of Finance.

8. Upon receipt of monies representing assessments collected by the County, the Director of Finance of the City of Hayward shall deposit the monies in the City Treasury to the credit of the Assessment District. Monies deposited to the credit of the Assessment District shall be expended only for the services and improvements set forth in the Final Engineer's Report, which is incorporated by reference herein.

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

Fiscal Year 2023

# **ENGINEER'S REPORT**

## **City of Hayward**

Old Highlands Area Road Improvement District

July 2022 Final Engineer's Report





Public Finance Consulting Services

4745 Mangels Boulevard Fairfield, California 94534 707.430.4300 www.sci-cg.com

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#### Introduction

#### Overview

The City of Hayward ("City") established the Old Highlands Area Road Improvement Assessment District (the "Assessment District," or "assessment") to improve street pavement within the Old Highlands area. This Assessment District provides funding for the improvements, including repaving the streets in this area. The City has agreed to provide 50% of the project funding for this project and to work closely with the local property owners to maintain the existing character of the roads while repaving them.

The area known as the Old Highlands area (and also known as "OHHA" in reference to the Old Highlands Homeowners Association, which is an active HOA in the area) is located in the Hayward hills just east of the California State University East Bay campus and was annexed into the City in 1963.

In 1967, sewer and water improvements were made through an assessment district that was approved by property owners. However, the streets in this area, which were in poor condition even then, were not brought up to City standards upon annexation. In 1972, a second assessment district for street improvements was halted by a property owner lawsuit claiming that the cost of improvements was too high.

Since then, there have been numerous discussions between the City and OHHA, most recently in 2008-2010 when the OHHA board proposed an assessment district to reconstruct and improve the streets. At the time, the City offered a \$2 million capital funding allocation to help reduce each property owner's annual assessment over the thirty-year term of the proposed bonds. Regardless, the proposed assessment district was overwhelmingly rejected by affected property owners within the Old Highlands area. Since rejection of the proposed 2010 assessment district, all significant street repair efforts in the Old Highlands area have remained on hold, with the exception of emergency repairs by the City estimated at \$270,000.

The Assessment District contains 299 parcels, most of which are used as single-family residential properties, and there are also some vacant, multi-family and government uses. The assessments for this Assessment District will be used to improve certain road facilities and will be levied annually for 20 years beginning in FY 2022. The assessment rate is \$665.50 per year per developed single-family residential parcel, with different rates for different uses, as described and supported in this report, based upon the underlying following analysis.



The Assessment District contains approximately 124.77 acres of privately and publicly owned parcels as well as approximately 6.2 acres of roadway. Based upon the last equalized assessment roll of the county, the total assessed land value of the parcels within the Assessment District is \$51,958,296 and the total assessed value of the improvements and personal property within the proposed Assessment District is \$96,854,059. There are approximately 536 inhabitants living in the proposed Assessment District.

#### **Legislative Analysis**

#### Proposition 218

This assessment is formed consistent with Proposition 218, The Right to Vote on Taxes Act, which was approved by the voters of California on November 6, 1996, and is now codified as Articles XIIIC and XIIID of the California Constitution. Proposition 218 provides for benefit assessments to be levied to fund the cost of providing services, improvements, as well as maintenance and operation expenses to a public improvement which benefits the assessed property.

Proposition 218 describes a number of important requirements, including property-owner balloting, for the imposition, increase and extension of assessments, and these requirements are satisfied by the process used to establish this assessment.

#### Permanent Road Division Law

This assessment is formed consistent with Article 3. By Permanent Road Divisions [1160 - 1197], also known as the Permanent Road Division Law, which is in Chapter 2 of Division 4 of the California Streets and Highways Code. This code section explicitly supports the generation of funding for the "construction, improvement, or maintenance" of roads.

For clarification, Section 1813 of the California Streets and Highways Code indicates that "the provisions of Article 3 (commencing with Section 1160) of Chapter 4 of Division 2 for the construction or maintenance of county roads may be utilized within any city for the construction and maintenance of city streets".

Also, the funding for the road improvements are generated as an assessment, not a tax, per Section 1179.5 of the California Streets and Highways Code, which stipulates that "In lieu of, or in addition to, any special tax levied pursuant to Section 1178, the board [City Council] may fix and collect parcel charges for any permanent road division pursuant to the assessment ballot procedures in Section 53753 of the Government Code".



#### Silicon Valley Taxpayers Association, Inc. v Santa Clara County Open Space Authority

In July of 2008, the California Supreme Court issued its ruling on the Silicon Valley Taxpayers Association, Inc. v. Santa Clara County Open Space Authority ("SVTA vs. SCCOSA"). This ruling is the most significant legal document in further legally clarifying Proposition 218. Several of the most important elements of the ruling included further emphasis that:

- Benefit assessments are for special, not general, benefit
- The services and/or improvements funded by assessments must be clearly defined
- Special benefits are directly received by and provide a direct advantage to property in the Assessment District

This Engineer's Report and the assessments are consistent with the SVTA vs. SCCOSA decision and with the requirements of Article XIIIC and XIIID of the California Constitution based on the following factors:

- 1. The assessment revenue derived from real property in the Assessment District is extended only for specifically identified improvements and/or maintenance and servicing of those improvements in the Assessment District that confer special benefits to property in that Assessment District.
- 2. The use of the Assessment District ensures that the improvements constructed and maintained with assessment proceeds are located in close proximity to the real property subject to the assessment, and that such Improvements provide a direct advantage to the property in the Assessment District.
- 3. Due to their proximity to the assessed parcels, the improvements and maintenance thereof financed with assessment revenues in the Assessment District benefit the properties in the Assessment District in a manner different in kind from the benefit that other parcels of real property in the City derive from such improvements, and the benefits conferred on such property in Assessment District are more extensive and direct than a general increase in property values.
- 4. The assessments paid in the Assessment District are proportional to the special benefit that each parcel within the Assessment District receives from such improvements and the maintenance thereof because of the following:
  - a. The Engineer's Report specifically identifies the permanent public improvements that the assessments will finance;
  - b. The costs of such improvements are estimated and calculated; and



c. Such improvement and maintenance costs in the Assessment District are allocated to each property within the Assessment District based upon the estimated special benefits received from the improvements.

#### Dahms v. Downtown Pomona Property

On June 8, 2009, the 4<sup>th</sup> District Court of Appeals amended its original opinion upholding a benefit assessment for property in the downtown area of the City of Pomona. On July 22, 2009, the California Supreme Court denied review. Hence Dahms is good law and binding precedent for assessments. In Dahms the Court upheld an assessment that was 100% special benefit (i.e. 0% general benefit) on the rationale that the services and improvements funded by the assessments were directly provided to property in the assessment district. The Court also upheld discounts and exemptions from the assessment for certain properties.

#### Bonander v. Town of Tiburon

On December 31, 2009, the 1<sup>st</sup> District Court of Appeals overturned a benefit assessment approved by property owners to pay for placing overhead utility lines underground in an area of the Town of Tiburon. The Court invalidated the assessments on the grounds that the assessments had been apportioned to assessed property based in part on relative costs within sub-areas of the assessment district instead of proportional special benefits.

#### Beutz v. County of Riverside

On May 26, 2010 the 4<sup>th</sup> District Court of Appeals issued a decision on the Steven Beutz v. County of Riverside ("Beutz") appeal. This decision overturned an assessment for park maintenance in Wildomar, California, primarily because the general benefits associated with improvements and services were not explicitly calculated, quantified, and separated from the special benefits.

#### Golden Hill Neighborhood Association v. City of San Diego

On September 22, 2011, the San Diego Court of Appeals issued a decision on the Golden Hill Neighborhood Association v. City of San Diego appeal. This decision overturned an assessment for street and landscaping maintenance in the Greater Golden Hill neighborhood of San Diego, California. The court described two primary reasons for its decision. First, like in Beutz, the court found the general benefits associated with services were not explicitly calculated, quantified, and separated from the special benefits. Second, the court found that the City of San Diego had failed to record the basis for the assessment on its own parcels.



#### Compliance with Current Law

This Engineer's Report is consistent with the requirements of Article XIIIC and XIIID of the California Constitution and with the SVTA decision because the improvements to be funded are clearly defined; the improvements are directly available to and will directly benefit property in the Assessment District; and the improvements provide a direct advantage to property in the Assessment District that would not be received in absence of the assessments.

This Engineer's Report is consistent with Beutz, Dahms and Greater Golden Hill because the improvements will directly benefit property in the Assessment District and the general benefits have been explicitly calculated and quantified and excluded from the assessments. The Engineer's Report is consistent with Bonander because the assessments have been apportioned based on the overall cost of the improvements and proportional special benefit to each property.

#### Engineer's Report and Continuation of Assessment

In order to allow property owners to ultimately decide whether funding should be provided to improve street pavement within the Old Highlands area, the City on October 10th, 2020, authorized the initiation of proceedings for a proposed benefit assessment to provide local funding for the improvements, including repaving the streets in this area. The proposed assessment was named the Old Highlands Area Road Improvement Assessment District (the "Assessment District"). In December 2020 through February of 2021, the District conducted an assessment ballot proceeding pursuant to the requirements of Article XIIID of the California Constitution ("The Taxpayer's Right to Vote on Taxes Act") and the Government Code. During this ballot proceeding, owners of property in the Assessment District were provided with a notice and ballot for the proposed special assessment. A 45-day period was provided for balloting and a public hearing was conducted on February 2, 2021.

It was determined after the conclusion of the public hearing that 78.55% of the weighted ballots returned were in support of the assessment. Since the assessment ballots submitted in opposition to the proposed assessments did not exceed the assessment ballots submitted in favor of the assessments (with each ballot weighted by the proportional financial obligation of the property for which ballot was submitted), the City gained the authority to approve the levy of the assessments for fiscal year 2022 and to continue to levy them in future years. The City Council took action, by Resolution No. 21-020 passed on February 2, 2021, to approve the levy of the assessments for the first time for fiscal year 2022.

In each subsequent year for which the assessments will be continued, the City Council must approve an updated Engineer's Report for the upcoming fiscal year. The Engineer's Report should include a budget for the upcoming fiscal year's costs and services and an updated assessment roll listing all parcels and their proposed assessments for the upcoming fiscal year.



This Engineer's Report ("Report") was prepared by SCI Consulting Group (SCI) to establish the estimated costs for the pavement rehabilitation project that will be funded by the assessments, to determine the special benefits and general benefits received from the services and to apportion the assessments to lots and parcels within the District based on the estimated special benefit each parcel receives from the services funded by the benefit assessment.

If the City Council approves this Engineer's Report and the continuation of the assessments it establishes for fiscal year 2023, the assessments would be submitted to the County Auditor for inclusion on the property tax rolls for fiscal year 2023.



### **Description of the Assessment District**

#### Improvements and Services within the Assessment District:

#### Background

The existing roads within the Old Highlands area were built consistent with County standards at the time they were built. Property owners in the City are typically required to upgrade all facilities to City standards, including City streets, sanitary sewers, water lines and so on. Annexation of the Old Highlands area into the City of Hayward occurred in 1963, and in 1967, sewer and water improvements were made through an assessment district that was approved by property owners. However, the roads were not brought up to City standards and have remained sub-standard and poorly maintained ever since.

Recent conversations between City staff and local property owners have resulted in several roadway infrastructure goals and considerations listed below:

- A more rural type of street cross-section, narrow street widths, with or without onstreet parking is desired.
- The roadway improvements will not include curb and gutter, rolled curbs, storm drain inlets, street lighting or sidewalks.
- The roads require full depth reconstruction in most places.
- The roadway improvements are intended to include pavement reconstruction only.
   Very minor improvements to eliminate roadway water ponding may also be included.
- The roadway improvements will follow the existing roadway footprint. The intent is to construct a 20-foot wide one-way street and a 24-foot wide two-way street, unless existing obstructions prevent this from being implemented. In the case of obstructions, the roadway will be narrowed.
- The City will only improve roadways that are 100% public right-of-way. The City's surveyor will identify street sections that are currently private property. The City's surveyor will create a plat/legal description for these roadway segments. The City will prepare all documents that are necessary to complete the dedication of private right-of-way to the City.
- The OHHA Board is responsible for all communications with property owners necessary to support the financing mechanism and to dedicate private street areas for public rightof-way.
- The roads do not qualify for preventive maintenance as they are in very poor condition and require more extensive rehabilitation or reconstruction in order to realize a longer lasting improvement.



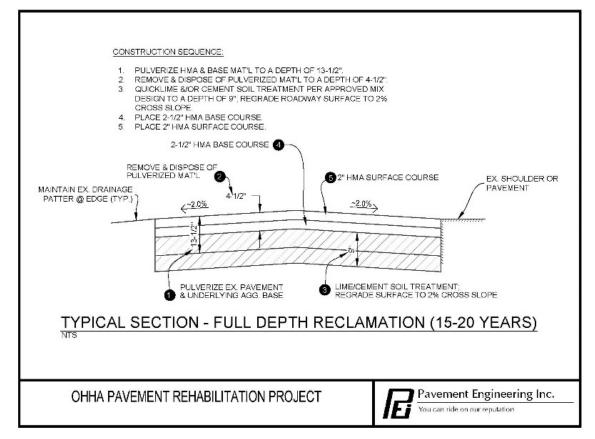
The improvements for the Assessment District will include roadway reconstruction and repaying as described in Table 1, below:

Item	Street Name	From	То	Approx Area	Unit
1	Call Avenue	Tribune Ave	Chronicle Way	17,656	SF
2	Campus View	Grand View Way	New Dobbel Ave	21,178	SF
3	Chronicle Avenue	Parkside Drive	End	40,823	SF
4	Cotati Avenue	Grand View Ave	Civic Ave	10,018	SF
5	Grand View Avenue	Campus View Way	End	42,551	SF
6	Hillcrest Avenue	Parkside Drive	End	35,726	SF
7	Home Avenue	Parkside Drive	Hillcrest Ave	16,844	SF
8	New Dobbel Avenue	Campus View Way	Civic Avenue	16,537	SF
9	Parkside Drive	Hayward Blvd	Hayward Blvd	100,177	SF
10	Tribune Avenue	Old Hayward	Parkside Drive	31,870	SF

Table 1 – Description of Improvements

A typical cross section is shown in Figure 1 below:







The work and improvements to be funded from the Assessment District and the cost thereof paid from the levy of the annual assessment provide special benefit to Assessor Parcels within the Assessment District as defined in the Method of Assessment herein.

The improvements include all necessary service, operations, administration, and maintenance required to keep the above-mentioned improvements in a safe, clean, and reliable condition.

"Incidental expenses" may include any of the following: (a) The costs of preparation of the Engineer's Report, including plans, specifications, estimates, diagram, and assessment; (b) the costs of printing, advertising, and the giving of published, posted, and mailed notices; (c) compensation payable for collection of assessments; (d) compensation of any engineer or attorney employed to render services in proceedings pursuant to this part; (e) any other expenses incidental to the construction, installation, or maintenance of the Improvements; (f) any expenses incidental to the issuance of bonds or; (g) costs associated with any elections held for the approval of a new or increased assessment; and (h) any administrative costs including general administration and insurance.

The assessment proceeds will be exclusively used for improvements serving the Assessment District plus incidental expenses. The following section of this Report specifically identifies the improvements to be funded by the assessment proceeds and to the plans and specifications, including specific expenditure and improvement plans, which are on file with the City.



# **Estimate of Cost**

#### Introduction

Improvements funded by the assessments will be used to enhance the roads within Assessment District over and above the existing conditions. The formula below describes the relationship between the final level of improvements, the existing baseline level of improvements, and the level of improvements for the road facilities funded by the assessments.



The Assessment District boundaries have been narrowly drawn to include properties, within the Old Highlands area, that have good proximity and access to the improvements.

#### Estimate of Costs

Table 2, below, shows the estimate of the cost of the improvements that would be funded by the Assessment District. Roadway funding considerations have been agreed upon between the City and the property owners, and include:

- City will provide the initial funding for improvements from the Capital Improvement Program over a period of five to six years. The City will improve one or two streets each year. The OHHA Board will set construction priorities.
- Assessment District property owners will reimburse the City for 50% of the project costs over 20 years with 2% interest.
- All existing deferred improvement agreements will be voided upon Assessment District property owners' approval of a financing mechanism.
- The City will not begin any work, except development of an Engineer's Report for the proposed financing mechanism, until financing is approved by the Assessment District property owners. This Engineer's Report will include a rough estimate of anticipated costs only with appropriate contingencies.



Table 2 –	Estimate	of Cost
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Old Highlands Area Road Improvement Assessment D Budget Fiscal Year 2023	istrict
	Total Budget
Beginnning Fund Balance (July 1, 2021)	\$0
Installation, Maintenance & Servicing Costs	
Road Repaving	\$325,215
Total for Installation, Maintenance and Servicing (a)	\$325,215
Less:	
Contributions from City of Hayward towards Project Costs(50%) (b)	(\$162,608)
Contributions from City of Hayward towards annual adminstration (c)	(\$15,929)
Plus Annual Interest Burden at 2% to City (d)	\$34,818
Total Road Maintenance Assessment District Budget (a+b+c+d) (Net Amount to be Assessed)	\$181,496
Budget Allocation to Property	
Total Assessment Budget (e)	\$181,496
Assessment Contribution	
Number of Single Family Equivalent benefit units (f)	272.72
Assessment per Equivalent Dwelling Unit in Zone (e/f)	\$665.50

Notes to Estimate of Cost:

- 1. Annual "Road Reconstruction" cost of \$325,215 is calculated from total project costs of \$6,504,300 divided by 20 years (6,504,330/20 = 325,215).
- 2. The City will contribute 50% of the project costs. The Assessment District is responsible for the other 50% of project costs plus the costs of financing its portion at 2% over 20 years. The annual 2% interest burden of \$34,818 is the difference between the annual repayment costs at \$197,425 with 2% interest and the annual repayment costs of \$162,608 with 0% interest.
- 3. As determined in the following section, at least 18.0% of the cost of road-related improvements must be funded from sources other than the assessments to cover any general benefits. Therefore, out of the total cost of improvements of \$325,215, the City must contribute at least \$58,538 from sources other than the assessments. The City's contribution of \$162,608 satisfies this requirement. Refer to the calculations and description in the following section "Method of Apportionment," below.
- 4. The Act requires that proceeds from the assessments must be deposited into a special fund that has been set up for the revenues and expenditures of the Assessment District. Moreover, funds raised by the assessment shall be used only for the purposes stated within this Report.



# **Method of Apportionment**

#### **Method of Apportionment**

This section of the Engineer's Report includes an explanation of the special and general benefits derived from the improvements to the Old Highlands Area Road Improvement Assessment District, and the methodology used to apportion the total assessment to properties within the Assessment District.

The method used for apportioning the assessment is based upon the proportional special benefits conferred to the properties over and above the general benefits conferred to real property in the Assessment District or to the public at large. Special benefit is calculated for each parcel in the Assessment District using the following process:

- 1. Identification of all benefit factors derived from the improvements
- 2. Calculation of the portion of these benefits that are general
- 3. Determination of the relative special benefit within different areas within the Assessment District
- 4. Determination of the relative special benefit per property type
- 5. Calculation of the specific assessment for each individual parcel based upon special vs. general benefit; location, property type, property characteristics and other supporting attributes

#### **Discussion of Benefit Factors**

Assessments can only be levied based on the special benefit to property. This special benefit is received by property over and above any general benefits. Any and all general benefit must be funded from another source. Proposition 218, as codified in Article XIIID of the California Constitution, has confirmed that assessments must be based on the special benefit to property:

"No assessment shall be imposed on any parcel which exceeds the reasonable cost of the proportional special benefit conferred on that parcel."

Since assessments are levied on the basis of special benefit, they are not a tax and are not governed by Article XIIIA of the California Constitution.



The SVTA v. SCCOSA decision clarifies that a special benefit is a service or improvement that provides a direct advantage to a parcel and that indirect or derivative advantages resulting from the overall public benefits from a service or improvement are general benefits.

Finally, Proposition 218 twice uses the phrase "over and above" general benefits in describing special benefit. (Art. XIIID, sections 2(i) & 4(f).) The SVTA v. SCCOSA decision further clarifies that special benefits must provide a direct advantage to benefiting property and that proximity to a park is an example of a special benefit.

#### Special Benefits from Road Improvements to Old Highlands

The roadway improvements provide clear and direct special benefits to the parcels subject to the assessment.

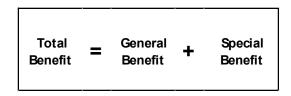
The special benefits are summarized below:

- Improved ingress and egress
- Improved traffic safety
- Reduction of noise pollution
- Improved emergency access and reduced cost of local government in law enforcement, public health care, fire prevention, and natural disaster response
- Improved desirability for development (i.e. development amplification)

#### General versus Special Benefit

Article XIIIC of the California Constitution requires any local agency proposing to increase or impose a benefit assessment to "separate the general benefits from the special benefits conferred on a parcel." The rationale for separating special and general benefits is to ensure that property owners subject to the benefit assessment are not paying for general benefits. The assessment can fund special benefits but cannot fund general benefits. Accordingly, a separate estimate of the special and general benefit is given in this section.

In other words:





There is no widely-accepted or statutory formula for general benefit. General benefits are benefits from improvements or services that are not special in nature, are not "particular and distinct" and are not "over and above" benefits received by other properties. SVTA vs. SCCOSA provides some clarification by indicating that general benefits provide "an indirect, derivative advantage" and are not necessarily proximate to the improvements.

The starting point for evaluating general and special benefits is the current, baseline level of service. The assessments fund Improvements "over and above" this general, baseline level and the general benefits estimated in this section are over and above the baseline.

Special benefit, on the other hand, is defined in the state constitution as "a particular and distinct benefit over and above general benefits conferred on real property located in the district or to the public at large." The SVTA v. SCCOSA decision indicates that a special benefit is conferred to a property if it "receives a direct advantage from the improvement (e.g., proximity to a park)." In this Assessment, as noted, properties in the Assessment District have close proximity and uniquely improved desirability from the improvements as do other properties and the public at large.

#### **Calculating General Benefit**

In this section, the general benefit is liberally estimated and described, and then budgeted so that it is funded by sources other than the assessment, as required.

The following formula has been developed based upon the Silicon Valley and other judicial decisions, and has widespread use by this Engineer to estimate the general benefit for complex, multi-benefit assessments:

General Benefit	=	Benefit to Real Property Outside the Assessment District	+	Benefit to Real Property Inside the Assessment District that is Indirect and Derivative	+	Benefit to the Public at Large
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The Old Highlands Area Road Improvement Assessment District improvements benefit the assessed parcels (as special benefits) and also provide some limited, extraneous general benefits in three ways as shown in the formula above: 1) to properties outside the Assessment District, 2) indirectly to properties within the Assessment District, and 3) to the public at large.

#### **General Benefit**

General Benefit to Real Property Outside, But Proximate to, the Assessment District



Properties within the Assessment District receive almost all of the special benefits from the improvements because properties in the Assessment District enjoy unique proximity and access to the improvements that is not enjoyed by other properties or the public at large.

There are a limited number (a total of 5) of ingresses and egresses into the Assessment District. Nonetheless, there are the equivalent of 43 properties that are proximate to the improvements, but outside of the boundaries of the Assessment District, that receive some benefit from the improvements. This benefit is general and is conferred to properties just outside the Assessment District's boundary but are accessed by the roads to be improved. This benefit contributes to the overall general benefit calculation and will not be funded by the assessments.

The general benefit to property outside of the Assessment District is calculated as follows with the parcel and data analysis performed by SCI Consulting Group.

#### Assumptions:

43 parcels outside and adjacent to the District 299 parcels in the Assessment District <u>Calculation</u> General Benefit to Property outside the Improvement District= (43/(43+299)) = **13%** 

Percentage of units outside Old Highlands receiving benefit = 13%

Road General Benefit to Real Property Inside the Assessment District that is Indirect and Derivative

The "indirect and derivative" benefit to property within the Assessment District is particularly difficult to calculate. A solid argument can be presented that all benefits within the Assessment District are special, because the improvements are clearly "over and above" and "particular and distinct" when compared with the baseline level of service and the unique proximity of and access to the improvements enjoyed by benefiting properties in the Assessment District.

Percentage of parcels receiving indirect and derivative benefit = 0.0%

Road General Benefit to the Public at Large

The roads within the Old Highlands area are almost exclusively used by property owners (which includes deliveries, visitors, workers, landscapers, refuse collection, etc.) within the Assessment District. However, there is some use by non-property owner including bikers, walkers, pleasure-drivers, or for a detour from Hayward Boulevard, etc. This benefit is difficult to quantify as it relies on an unpredictable circumstance. Therefore, this benefit is liberally estimated at 5%.



General Benefit to the public at large = 5.0%

Total General Benefit

The total general benefit is calculated as the sum of the three components above:

Total General Benefit = 13% +0.0% + 5% = 18.0%

The Assessment District's total budget for improvement of road-related facilities is \$325.215. Therefore, out of the total cost of improvements of \$325,215, the City must contribute at least \$58,538 from sources other than the assessments. The City's contribution of \$162,608 satisfies this requirement.

#### Benefit Zones Not Required within Old Highlands

The internal road networks are well distributed such that all parcels within the Old Highlands are relatively equally served by the improvements. Even properties closer to Hayward Boulevard receive benefit from neighborhood vitality, walkability and access from improved roads serving properties farther from Hayward Boulevard. Hence, there is no requirement to share in the cost of benefits in an unequal manner, and no benefit zones are created.

#### Method of Assessment

As previously discussed, the Assessment District will fund comprehensive improvements that will clearly confer special benefits to properties in the Assessment District.

The next step in apportioning assessments is to determine the relative special benefit for each property. This process involves determining the relative benefit received by each property in relation to a single family home, or, in other words, on the basis of Single Family Equivalent benefit units (SFE or "Benefit Units"). This benefit unit methodology is commonly used to distribute assessments in proportion to estimated special benefit and is generally recognized as providing the basis for a fair and appropriate distribution of assessments. For the purposes of this Engineer's Report, all properties are designated with a SFE value, which is each property's relative benefit in relation to a single-family home on one parcel. In this case, the "benchmark" property is a single family home. Such properties are assigned one benefit unit, which is one Single Family Equivalent (1 SFE).



## Approach

Special benefit to individual parcels from proximate improved residential streets is directly related to the use of such streets to access the parcel. For many years, the Institute of Traffic Engineers (https://www.ite.org/) has provided and updated the industry-standard of average daily car trips for specific property uses and sizes – and this research serves as the basis for the assessment methodology in this Engineer's Report.

Each parcel has been categorized by land use and evaluated for acreage and number of residential units where relevant. This analysis is illustrated in Table 3, with the Average Trip Generation Rate tabulated from the most current Institute of Traffic Engineers study, (with additional clarification on Notes), below

	Average Trip						
	Generation		Normalized	Development	Proposed	Proposed	
Property Use	Rate	Units	Factor	Amplifier	SFE Rate	\$ Rate	Notes
Single Family Residential (SFR)	9.57	Dwelling Unit	1.00	1	1.000	\$665.50	1
Multiple SFR on one parcel	9.57	Dwelling Unit	1.00	1	1.000	\$665.50	2
Multi-Family Residential	5.81	Dwelling Unit	0.61	1	0.607	\$404.03	3
Vacant	0.4	Parcel	0.04	5	0.209	\$139.08	4
Park	2.28	Acres	0.24	1	0.238	\$158.55	5
Water Tank	0.2	Parcel	0.02	1	0.021	\$13.91	6
Formulae:	а		(b = a/SFR trip rate	) C	(b*c=d)	(d *SFR \$ rate	)

#### Table 3 – Relative Special Benefit based upon Average Daily Car Trips

#### Notes:

1. Single Family Residential as SFE Benchmark

The Single-Family Equivalent ("SFE") is defined as the Special benefit assigned to each single-family residence. All other SFEs are proportionate to the average daily car trips for a single-family residence.

2. Multiple Single Family Residential on One Parcel

There are six parcels with the Assessment District with multiple, stand-alone singlefamily residences on the parcel. In these cases, the special benefit is calculated as the sum of the number of single-family residences at the rate of 1 SFE per single family residence.

3. Multi-Family Residential



Special benefit is assigned to multi-family residential parcels (duplexes, triplexes, quads) at the rate of 0.61 SFEs per dwelling unit based upon the normalization of average daily car trips versus single family residences. (5.87/9.57 = 0.61)

4. Vacant

The Institute of Traffic Engineers does not provide average daily car trips to vacant residential parcels, so this amount has been estimated as approximately 1 trip per work week or 1/5 of a trip per day which equals 0.2 daily trips. However, the increase in desirability for development of a vacant lot with greatly improved road access is difficult to measure but it is very significant. Hence, a development amplification factor of 5 has been conservatively implemented to account for the increased desirability to develop a vacant property adjacent to improved roads.

5. Park

Special benefit is assigned to the three park parcels at the rate of 0.24 SFEs per acre unit based upon the normalization of average daily car trips versus single family residences. (2.28/9.57 = 0.24)

6. Water Tank

The City of Hayward owns and operates a large water tank on one large parcel and two smaller parcels. The assessment will be assigned to the large parcel (081D-1665-002-01.) The Institute of Traffic Engineers does not provide average daily car trips to large water tank sites, so this amount has been estimated as approximately 1 trip per work week or 1/5 of a trip per day which equals 0.2 daily trips. Hence the rate of 0.04 SFEs per vacant parcels based upon the normalization of average daily car trips versus single family residences. (0.02)/9.57 = 0.02)

7. Other Properties

Article XIIID stipulates that publicly owned properties must be assessed unless there is clear and convincing evidence that those properties receive no special benefit from the assessment.

Miscellaneous, small, and other parcels such as roads, right-of-way parcels, and common areas typically do not generate significant numbers of employees, residents, customers, or guests and have limited economic value. These miscellaneous parcels receive minimal benefit from the improvements and are assessed an SFE benefit factor of zero.



#### **Duration of Assessment**

The assessment shall be levied for FY 2022 and continued every year thereafter for a total of 20 years.

# **Annual Cost Indexing**

The assessment is not subject to an annual adjustment tied to an index.



# Certificate

I do hereby apportion said net amount of the cost and expenses of said improvements, including the costs and expenses incident thereto, upon the parcels and lots of land within said Assessment District, in accordance with the special benefits to be received by each parcel or lot, from the improvements, and more particularly set forth in the Cost Estimate and Method of Assessment hereto attached and by reference made a part hereof.

The assessment is made upon the parcels or lots of land within the Assessment District in proportion to the special benefits to be received by the parcels or lots of land, from said improvements.

Each parcel or lot of land is described in the Assessment Roll by reference to its parcel number as shown on the Assessor's Maps of the County of Alameda. For a more particular description of said property, reference is hereby made to the deeds and maps on file and of record in the office of the County Recorder of said County.

I hereby place opposite the Assessor Parcel Number for each parcel or lot within the Assessment Roll, the amount of the assessment for each parcel or lot of land within the said Assessment District.

Dated: May 26, 2022



Engineer of Work

Βv

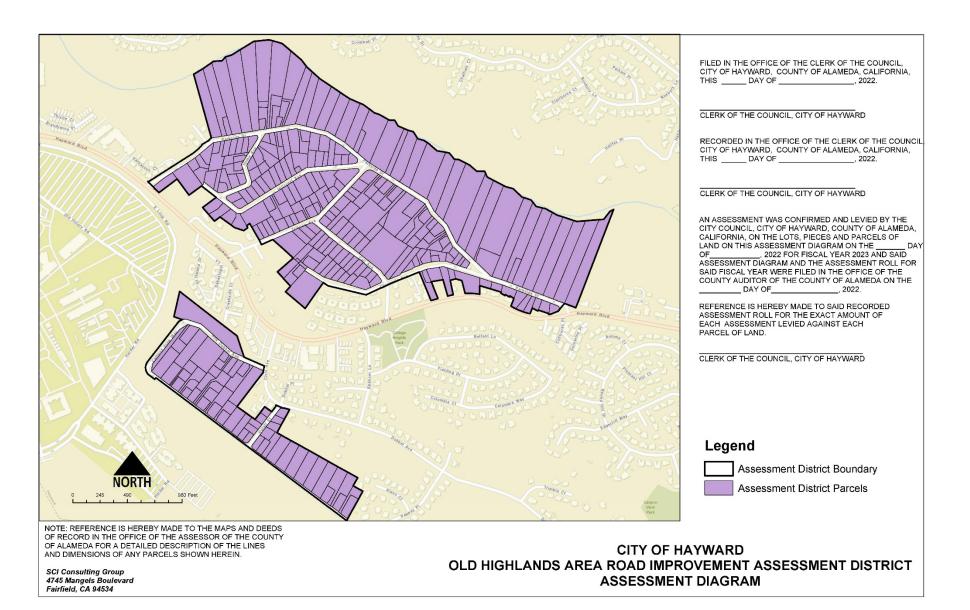
John W, Bliss, License No. C052091



# **Assessment Diagram**

The District Boundary and the parcels to be assessed in Old Highlands Area Road Improvement Assessment District are displayed on the Assessment Diagram, which is on file with the City Clerk of the City of Hayward. The following Assessment Diagram is for general location only and is not to be considered the official boundary map. The lines and dimensions of each lot or parcel within the District are those lines and dimensions as shown on the maps of the Assessor of the County of Alameda for Fiscal Year 2023, and are incorporated herein by reference, and made a part of this Diagram and this Report.





**City of Hayward** Old Highlands Area Road Improvement Assessment Engineer's Report FY 2023

SCIConsultingGroup

# Appendix A - Assessment Roll

Assessments shown below reflect the prospective assessments for the single lots in the fully-built scenario using the current configuration and rate.

Parcel	Rate	Parcel	Rate	Parcel	Rate	Parcel	Rate	Parcel	Rate
081D-1585-007-00	\$139.09	081D-1635-015-02	\$665.50	081D-1650-026-00	\$665.50	081D-1660-037-00	\$665.50	081D-2091-003-00	\$665.50
081D-1585-008-01	\$665.50	081D-1635-016-02	\$665.50	081D-1650-027-00	\$665.50	081D-1660-038-00	\$665.50	081D-2091-004-00	\$665.50
081D-1585-012-00	\$665.50	081D-1635-017-00	\$665.50	081D-1650-028-00	\$665.50	081D-1660-039-00	\$665.50	425 -0420-002-00	\$1,331.00
081D-1585-013-00	\$665.50	081D-1635-018-02	\$665.50	081D-1650-029-00	\$665.50	081D-1660-040-00	\$139.09	425 -0420-003-00	\$665.50
081D-1585-022-00	\$139.09	081D-1635-021-02	\$665.50	081D-1650-030-00	\$665.50	081D-1660-041-00	\$139.09	425 -0420-004-00	\$665.50
081D-1585-025-04	\$665.50	081D-1635-024-00	\$665.50	081D-1650-031-00	\$665.50	081D-1660-042-00	\$665.50	425 -0420-005-00	\$0.00
081D-1585-026-00	\$1,211.88	081D-1635-025-00	\$665.50	081D-1650-032-00	\$665.50	081D-1660-043-00	\$665.50	425 -0420-006-00	\$0.00
081D-1585-027-00	\$665.50	081D-1635-027-00	\$665.50	081D-1650-033-00	\$665.50	081D-1660-044-00	\$139.09	425 -0420-007-00	\$0.00
081D-1585-028-01	\$665.50	081D-1635-028-00	\$665.50	081D-1650-034-00	\$665.50	081D-1665-001-03	\$665.50	425 -0420-009-00	\$665.50
081D-1585-028-02	\$665.50	081D-1635-029-00	\$665.50	081D-1650-035-00	\$665.50	081D-1665-001-06	\$665.50	425 -0420-010-00	\$665.50
081D-1585-029-00	\$665.50	081D-1640-004-00	\$665.50	081D-1655-001-04	\$665.50	081D-1665-002-01	\$0.00	425 -0420-013-00	\$665.50
081D-1585-030-00	\$665.50	081D-1640-006-00	\$139.09	081D-1655-002-06	\$665.50	081D-1665-003-01	\$0.00	425 -0420-014-00	\$665.50
081D-1585-031-00	\$1,996.50	081D-1640-019-00	\$0.00	081D-1655-002-07	\$139.09	081D-1665-003-02	\$139.09	425 -0420-015-00	\$665.50
081D-1585-036-00	\$665.50	081D-1640-020-00	\$665.50	081D-1655-005-00	\$665.50	081D-1665-004-00	\$665.50	425 -0420-016-00	\$665.50
081D-1585-037-00	\$665.50	081D-1640-021-00	\$665.50	081D-1655-006-02	\$139.09	081D-1665-006-01	\$0.00	425 -0420-017-00	\$665.50
081D-1585-038-00	\$665.50	081D-1645-001-00	\$665.50	081D-1655-011-00	\$665.50	081D-1665-006-02	\$139.09	425 -0420-018-00	\$665.50
081D-1585-039-00	\$665.50	081D-1645-008-01	\$0.00	081D-1655-012-00	\$665.50	081D-1665-008-01	\$665.50	425 -0420-019-00	\$665.50
081D-1585-040-00	\$665.50	081D-1645-008-02	\$1,331.00	081D-1655-013-02	\$665.50	081D-1665-009-01	\$665.50	425 -0420-020-01	\$665.50
081D-1585-041-00	\$665.50	081D-1645-009-04	\$665.50	081D-1655-014-02	\$665.50	081D-1665-012-01	\$665.50	425 -0420-021-02	\$139.09
081D-1585-042-00	\$665.50	081D-1645-010-03	\$665.50	081D-1655-015-00	\$665.50	081D-1665-014-00	\$665.50	425 -0420-022-00	\$665.50
081D-1585-043-01	\$665.50	081D-1645-011-00	\$665.50	081D-1655-017-02	\$665.50	081D-1665-015-01	\$665.50	425 -0430-002-03	\$139.09
081D-1585-044-00	\$665.50	081D-1645-012-00	\$665.50	081D-1655-018-03	\$665.50	081D-1665-015-02	\$665.50	425 -0430-002-04	\$665.50
081D-1585-045-00	\$665.50	081D-1645-013-00	\$665.50	081D-1655-018-04	\$665.50	081D-1665-018-00	\$665.50	425 -0430-004-00	\$665.50
081D-1585-046-00	\$665.50	081D-1645-014-00	\$665.50	081D-1655-019-00	\$665.50	081D-1665-019-02	\$665.50	425 -0430-005-00	\$139.09
081D-1585-047-00	\$665.50	081D-1645-015-00	\$665.50	081D-1655-020-00	\$665.50	081D-1665-020-01	\$1,331.00	425 -0430-006-00	\$665.50
081D-1585-048-00	\$665.50	081D-1645-016-00	\$665.50	081D-1655-021-00	\$665.50	081D-1665-021-00	\$665.50	425 -0430-007-00	\$665.50
081D-1585-049-00	\$665.50	081D-1645-018-01	\$665.50	081D-1655-022-00	\$139.09	081D-1665-022-00	\$665.50	425 -0430-008-00	\$665.50
081D-1585-050-00	\$665.50	081D-1645-019-00	\$665.50	081D-1655-024-00	\$665.50	081D-1665-023-00	\$665.50	425 -0430-009-00	\$139.09
081D-1585-051-00	\$665.50	081D-1645-020-00	\$665.50	081D-1655-025-01	\$665.50	081D-1665-024-00	\$139.09	425 -0430-011-00	\$665.50
081D-1585-052-00	\$665.50	081D-1645-020-00	\$139.09	081D-1655-026-00	\$665.50	081D-1665-025-00	\$665.50	425 -0430-011-00	\$665.50
081D-1585-053-00	\$665.50	081D-1645-022-00	\$139.09	081D-1655-027-00	\$665.50	081D-1665-026-00	\$139.09	425 -0430-013-00	\$665.50
081D-1585-054-00	\$665.50	081D-1645-022-00	\$665.50	081D-1655-028-00	\$665.50	081D-1665-027-00	\$665.50	425 -0430-015-00	\$665.50
081D-1585-055-00	\$665.50	081D-1645-024-01	\$665.50	081D-1655-029-00	\$665.50	081D-1665-030-02	\$665.50	425 -0430-015-00	\$139.09
081D-1585-055-00	\$665.50	081D-1645-025-01	\$665.50	081D-1660-001-00	\$139.09	081D-1665-031-00	\$665.50	425 -0430-017-00	\$139.09
081D-1585-057-00	\$665.50	081D-1645-025-01	\$665.50	081D-1660-001-00	\$665.50	081D-1665-032-00	\$665.50	425 -0430-017-00	\$665.50
081D-1585-058-00	\$665.50	081D-1645-027-00	\$665.50	081D-1660-002-00	\$807.92	081D-1665-033-00	\$665.50	425 -0430-019-00	\$665.50
081D-1585-059-01	\$665.50	081D-1645-028-00	\$665.50	081D-1660-003-00	\$665.50	081D-1665-034-00	\$665.50	425 -0450-001-00	\$665.50
081D-1585-060-00	\$665.50	081D-1645-029-00	\$665.50	081D-1660-005-01	\$665.50	081D-1665-035-00	\$665.50	425 -0450-002-00	\$665.50
081D-1595-001-00	\$665.50	081D-1645-030-00	\$665.50	081D-1660-005-01	\$665.50	081D-1665-036-00	\$665.50	425 -0450-002-00	\$665.50
081D-1595-001-00		081D-1645-032-00		081D-1660-005-02		081D-1665-037-00		425 -0450-004-07	
	\$665.50		\$665.50		\$665.50		\$665.50		\$665.50
081D-1595-002-02 081D-1595-009-02	\$665.50	081D-1645-033-00	\$665.50	081D-1660-008-01	\$665.50	081D-1665-038-00	\$665.50	425-0450-005-02	\$665.50
081D-1595-009-02	\$665.50	081D-1645-034-00	\$665.50	081D-1660-008-02	\$665.50	081D-1665-039-00	\$665.50	425-0450-006-00	\$665.50
	\$665.50	081D-1645-035-00	\$665.50	081D-1660-011-02	\$665.50	081D-1665-040-00	\$665.50	425 -0450-007-00	\$665.50
081D-1595-011-02	\$665.50	081D-1650-001-01	\$665.50	081D-1660-014-00	\$665.50	081D-1665-041-00	\$665.50	425 -0450-008-00	\$665.50
081D-1595-012-02	\$665.50	081D-1650-008-00	\$665.50	081D-1660-016-00	\$665.50	081D-1665-042-00	\$665.50	425 -0450-009-00	\$665.50
081D-1595-012-06	\$665.50	081D-1650-009-01	\$665.50	081D-1660-017-00	\$665.50	081D-1665-043-00	\$665.50	425-0450-010-00	\$665.50
081D-1595-012-08	\$665.50	081D-1650-009-02	\$665.50	081D-1660-020-00	\$665.50	081D-1665-044-00	\$139.09	425 -0450-011-02	\$665.50
081D-1595-019-00	\$665.50	081D-1650-010-00	\$665.50	081D-1660-021-00	\$665.50	081D-1665-045-00	\$665.50	425 -0460-009-00	\$665.50
081D-1595-020-00	\$665.50	081D-1650-011-03	\$665.50	081D-1660-023-03	\$665.50	081D-1665-047-01	\$665.50	425 -0460-010-00	\$665.50
081D-1595-021-04	\$1,331.00	081D-1650-012-02	\$665.50	081D-1660-024-00	\$665.50	081D-1665-049-01	\$665.50	445 -0280-001-04	\$0.00
081D-1595-022-02	\$665.50	081D-1650-013-00	\$665.50	081D-1660-025-00	\$665.50	081D-1665-051-01	\$665.50	445 -0290-005-08	\$139.09
081D-1595-023-02	\$139.09	081D-1650-014-00	\$665.50	081D-1660-026-00	\$665.50	081D-1665-052-00	\$665.50		
081D-1595-031-00	\$665.50	081D-1650-015-00	\$665.50	081D-1660-027-00	\$665.50	081D-1665-053-00	\$665.50		
081D-1595-079-00	\$665.50	081D-1650-016-00	\$665.50	081D-1660-028-00	\$665.50	081D-1665-054-00	\$665.50		
081D-1595-085-00	\$665.50	081D-1650-017-00	\$665.50	081D-1660-029-00	\$139.09	081D-1665-055-00	\$665.50		
081D-1595-086-00	\$665.50	081D-1650-018-00	\$665.50	081D-1660-030-00	\$139.09	081D-1665-056-00	\$665.50		
081D-1595-087-00	\$665.50	081D-1650-019-00	\$139.09	081D-1660-031-00	\$665.50	081D-1665-057-00	\$665.50		
081D-1635-005-05	\$1,331.00	081D-1650-020-01	\$665.50	081D-1660-032-00	\$665.50	081D-1665-058-00	\$139.09		
081D-1635-006-02	\$665.50	081D-1650-022-00	\$665.50	081D-1660-033-00	\$665.50	081D-1665-059-00	\$665.50		
081D-1635-008-00	\$665.50	081D-1650-023-00	\$665.50	081D-1660-034-00	\$665.50	081D-1665-060-02	\$139.09		
081D-1635-009-04	\$139.09	081D-1650-024-00	\$665.50	081D-1660-035-00	\$665.50	081D-2091-001-00	\$665.50		
081D-1635-014-03	\$665.50	081D-1650-025-00	\$665.50	081D-1660-036-02	\$665.50	081D-2091-002-00	\$139.09		



# File #: CONS 22-419

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### **SUBJECT**

Adopt a Resolution Approving the Plans and Specifications and Calling for Bids for the Water Pollution Control Facility's (WPCF) Switchgear Rehabilitation Project, Project No. 07656

That Council adopts the attached resolution (Attachment II) approving the plans and specifications for the Water Pollution Control Facility's (WPCF) Switchgear Rehabilitation Project, Project No. 07656, and calling for construction bids to be received on August 16, 2022.

#### SUMMARY

The WPCF treats an annual average flow of approximately eleven million gallons per day (MGD) and meets current requirements to discharge treated effluent to the deep waters of the San Francisco Bay. The existing main switchgear (MSB), originally installed in 1982, is a key component of the power distribution system at the WPCF. The MSB, along with several related motor control centers (MCCs), have provided power and controls to various plant processes for nearly forty years. Concern over continued reliability of the switchgear due to obsolescence and availability of parts, as well as the current condition and continued deterioration from corrosive atmospheres, prompted staff to request that the electrical system be evaluated as part of the Water Pollution Control Facility (WPCF) Phase II Facilities Plan. The Phase II Facilities Plan serves as a comprehensive planning document for the WPCF infrastructure needs for the next twenty-five years. An evaluation of the Old Cogeneration Building Electrical System was performed as part of the planning effort. The evaluation recommended replacing the existing MSB as well as consolidating and replacing several existing aged MCCs, and retrofitting the existing old Cogen Building to house the new electrical equipment.

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.

#### ATTACHMENTS

Attachment I Staff Report Attachment II Resolution

# File #: CONS 22-419



DATE:	July 5, 2022
ТО:	Mayor and City Council
FROM:	Director of Public Works
SUBJECT:	Adopt a Resolution Approving the Plans and Specifications and Calling for Bids for the Water Pollution Control Facility's (WPCF) Switchgear Rehabilitation Project, Project No. 07656

#### RECOMMENDATION

That Council adopts the attached resolution (Attachment II) approving the plans and specifications for the Water Pollution Control Facility's (WPCF) Switchgear Rehabilitation Project, Project No. 07656, and calling for construction bids to be received on August 16, 2022.

#### **SUMMARY**

The WPCF treats an annual average flow of approximately eleven million gallons per day (MGD) and meets current requirements to discharge treated effluent to the deep waters of the San Francisco Bay. The existing main switchgear (MSB), originally installed in 1982, is a key component of the power distribution system at the WPCF. The MSB, along with several related motor control centers (MCCs), have provided power and controls to various plant processes for nearly forty years. Concern over continued reliability of the switchgear due to obsolescence and availability of parts, as well as the current condition and continued deterioration from corrosive atmospheres, prompted staff to request that the electrical system be evaluated as part of the Water Pollution Control Facility (WPCF) Phase II Facilities Plan. The Phase II Facilities Plan serves as a comprehensive planning document for the WPCF infrastructure needs for the next twenty-five years. An evaluation of the Old Cogeneration Building Electrical System was performed as part of the planning effort. The evaluation recommended replacing the existing MSB as well as consolidating and replacing several existing aged MCCs, and retrofitting the existing old Cogen Building to house the new electrical equipment.

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.

#### BACKGROUND

The WPCF collects and treats wastewater from the City's residents and businesses. The original WPCF 480-volt MSB was designed to power the entire WPCF at the time of its construction and was connected directly to two cogeneration engines that satisfied part of the plant demand, and a standby generator as a backup to PG&E. In 2008, the Phase 1 WCPF upgrade project was completed that included a new electrical service entrance from PG&E, a new 12-kV switchgear building, a 12-kV power grid, several 12-kV substations to distribute power around the plant, and a new standby diesel generator. The electrical system upgrades were largely constructed to serve new loads added as part of the Phase 1 project and other than sub-feeding the power from the new 12-kV switchgear to the MSB, did not include improvements to the plant's existing 480-volt power distribution system. In 2014, a new 1,132 kW cogeneration engine was commissioned as part of the Cogeneration Upgrade Project, and the old cogeneration engines that previously supplied power to the plant through the MSB were decommissioned. The MSB continues to supply power to many vital loads throughout the plant including the headworks, north and south vacuators, the primary treatment process, the west trickling filter, the anerobic digesters, the site wastes pump station, and various buildings and site lighting.

On February 27, 2018<sup>1</sup>, Council authorized a professional services agreement with Black and Veatch to perform the WPCF Phase II Facilities Plan that serves as a comprehensive planning document for the WPCF infrastructure needs for the next twenty-five years. A MSB evaluation was performed as part of the planning effort, which recommended replacing the existing MSB and related electrical equipment.

On May 18, 2021<sup>2</sup>, Council authorized a professional services agreement with Carollo Engineers to perform final design services for the WPCF Switchgear Rehabilitation Project. The scope of work included preliminary and final design services of the switchgear and other related improvements.

#### DISCUSSION

#### PROJECT SCOPE

The recommendations from the Phase II Facilities Plan are to replace the plant's existing MSB, several MCCs and distribution panelboards, and related equipment. The existing electrical equipment, installed in 1982, have exceeded their useful lives. In addition, staff have difficulty procuring replacement parts, as the parts are no longer produced for equipment this old. The existing MSB is at risk of failure due to long-term exposure to hydrogen sulfide and the resulting corrosion of its copper bussing. Replacement is needed for continued operational reliability of the WPCF and many of its essential processes.

The project includes the following components:

• <u>MSB:</u> The MSB was installed in 1982, and at forty years in service, has exceeded its useful life. Staff have difficulty procuring replacement parts since they are obsolete and no longer being produced. In 2006, an assessment of the existing MSB equipment was

 $<sup>\</sup>label{eq:linear} ^1 https://hayward.legistar.com/LegislationDetail.aspx?ID=3354003\&GUID=015931F3-41B1-45E5-8345-F8440FF11A26\&Options=\&Search=$ 

<sup>&</sup>lt;sup>2</sup> https://hayward.legistar.com/LegislationDetail.aspx?ID=4955268&GUID=821E06AC-AAAD-450F-8B45-0A98D661D498&Options=&Search=

performed by Terada Engineering, Inc., which recommended replacement of switchgear components due to component obsolescence. This assessment also noted that the switchgear was housed within a room that was subjected to significant levels of hydrogen sulfide due to its proximity to the East Barminutor Structure where two of the City's main sewer lines converge. In 2020, as part of the WPCF Phase II Facilities Plan, an evaluation was completed that confirmed the previous findings that recommended replacing the MSB.

Motor Control Centers (MCCs): Several of the existing motor control centers (MCCs) • powered by the MSB were evaluated and recommended for replacement due to their age and obsolescence. These MCCs were installed at the same time as the MSB (1982) and are also at the end of their useful life. These include: the obsolete MCC-5B which primarily includes breakers and starters associated with the old, decommissioned cogeneration equipment; MCC-5A, which supplies equipment located in the boiler room; and several obsolete pump control panels serving the flow equalization return pumps. In addition, a nearby outdoor MCC (MCC-19) is in extremely poor condition due to proximity to the primary clarifiers (a corrosive environment) and is slated for demolition. MCC-19 contains several starters for the West Trickling Filter ventilation system that are still in service, as well as obsolete equipment that is no longer in service. These existing breakers and starters from MCC-5A, 5b, and 19 will be housed in a new MCC panel located adjacent to the new MSB. In addition, the existing supervisory control and data acquisition (SCADA) / remote telemetry unit (RTU) cabinet located inside the electrical switchgear room will be replaced with a new programmable logic controller (PLC) cabinet to serve equipment housed in both the MSB and new MCC.

The Site Waste Pump Station (SWPS) currently houses MCC-2A and 2B which were also installed in 1982 and have reached the end of its useful life. A new replacement MCC and PLC panel is included. MCC-2A and 2B provide power and control to many essential plant process areas including primary treatment, site waste pumping, and anerobic digestion. Replacement is needed for continued reliability of the WPCF operations.

• <u>Old Cogeneration Building Improvements:</u> In addition to replacing the MSB and MCCs, the Phase II Facilities Plan recommended retrofitting the existing Old Cogeneration Building to provide the required architectural and environmental improvements needed to house the new electrical equipment. The improvements include: removing unused equipment formerly associated with the cogeneration system from the roof of the building; sealing openings in the roof and floor associated with the engines and associated piping; installing new roofing; replacing existing louvers with aluminum infill panels; adding interior and exterior finishes; and replacing the heating, ventilation, and air conditioning (HVAC) equipment. In addition, an exterior stairwell will be installed to provide safe roof access for maintaining the new HVAC equipment. These improvements will seal the building from adjacent corrosive environments and will result in an interior environment that is suitable for housing this type of critical electrical infrastructure.

- <u>Site Waste Pump Station Operation Control House:</u> In addition to replacing MCC-2A and 2B and the control panels from the Operation Control House, the project will also update the operation's office and laboratory with new HVAC equipment, flooring, and restroom renovations.
- <u>Transformer:</u> As noted above, the building is currently designed in an open louvered and ventilated structure which has resulted in extensive corrosion of the copper components within the electrical enclosure, and corrosion to an elevated copper bus duct and surrounding structure associated with transformer located outside the building. A new transformer is included to replace the existing corroded unit as well as new cable trays that will replace the existing elevated bus duct. In addition, the grating that currently covers the existing East Barminutor Structure will be replaced with a solid cover and is expected to result in a less corrosive atmosphere surrounding the new transformer.
- <u>Panelboard Replacement:</u> The project includes removing obsolete and unreliable control panels and equipment and installing new 480V panelboards at the South Vacuator, Air Compressor Building, and Maintenance Building. These improvements will provide safe and reliable power sources to the WPCF as well as clean up and remove outdated electrical systems.
- Programmable Logic Controller (PLC) Installation: The existing remote monitoring units (RMU), RMU-1 inside the Operations Control House, and RMU-8, inside the electrical switchgear room, will be replaced with new PLC cabinets because of their obsolescence and significant amount of field wiring in poor condition. The new PLC cabinets and all connected equipment require updated SCADA programming, which will be performed by a third-party programmer.

Notice to proceed will be issued following bid opening in August 2022. Equipment procurement for the MSB, MCCs, and transformer are expected to take approximately one year. Construction is anticipated to begin in Summer 2023 and is estimated to take approximately 22 months to complete. The prolonged schedule is due to industry-wide material shortages, procurement challenges, and global supply chain issues.

# **ECONOMIC IMPACT**

Replacing the MSB, MCCs, and related electrical equipment are part of an effort to modernize and upgrade existing facilities. The project will greatly improve reliability by reducing staff time associated with breakers tripping causing unplanned outages and staff time attending to issues otherwise related to component failures. The community will enjoy the benefits of the Project, including maintaining effective treatment that provides environmental protection of the San Francisco Bay.

# **FISCAL IMPACT**

The FY 2023 through FY 2032 Capital Improvement Project (CIP) includes funding for Project 07656 WPCF Main 480V MCC Electrical Distribution Rehabilitation described in the Sewer Replacement Fund (Fund 611). Table 1 shows the project as described in the approved CIP.

Fund	Project	Description	Budget
	No.		
611	07656	WPCF Main 480V MCC Electrical Distribution	\$10,989,000
		Rehabilitation	

The breakdown for project costs is as follows:

<u>Total Project Cost</u>	
Engineering Services (Consultant)	\$1,108,835
Design and Construction Management – City Staff (Estimated)	\$105,000
Construction Contract (Estimated)	\$10,510,000
Construction Contingency (10% of Construction Contract)	\$1,051,000
Inspection and Testing (Estimated)	\$105,000
Total	\$12,879,835

The construction cost is an estimate. Should the construction cost exceed the funds currently allocated in the CIP, staff will request that additional funds be appropriated to cover the additional cost.

On November 15, 2016<sup>[1]</sup>, 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. Because the construction cost estimate for WPCF Switchgear Rehabilitation Project is anticipated to be more than \$1,000,000, the CWA agreement applies to this project.

#### STRATEGIC ROADMAP

This agenda item supports the Strategic Roadmap to Invest in Infrastructure. Specifically, this item supports the following:

Project N19: Design Water Pollution Control Facility Phase II Upgrade

#### SUSTAINABILITY FEATURES

This project will help the City maintain its ability to treat wastewater efficiently and adequately for reuse or before discharging into San Francisco Bay.

#### **PUBLIC CONTACT**

All project work will be within the WPCF plant boundary and should have no impact on area businesses or the public at large; therefore, no public contact is necessary for this project.

#### NEXT STEPS

If Council approves the project, staff will advertise the construction project for public bidding and turn to Council for the award of the construction contract after construction bids have been received and reviewed.

The following schedule has been developed for this project:

Receive Bids	August 16, 2022
Award Construction Contract	September 20, 2022
Notice to Proceed	October 14, 2022
Construction Completion	May 2025

Due to anticipated delays in equipment procurement and global supply chain issues, the project is anticipated to be completed in May 2025, which is a longer timeline than in normal years. Staff aims to issue the notice to proceed in October 2022 to begin the material procurement phase and accommodate for the long lead times to manufacture the electrical equipment. It is anticipated that construction will begin in Summer 2023 upon material procurement. Scheduling changes may occur as a result of supply chain volatility and material availability. In addition, staff will advertise a request for proposals for a professional services agreement for third party programming services for SCADA /PLC programming and systems integration required for the new electrical equipment. Staff will turn to Council for the award of the professional services prior to the procurement of the electrical equipment.

Prepared by: Mariza Sibal, Associate Civil Engineer

*Reviewed by:* Suzan England, Senior Utilities Engineer

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hulp

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 23-

Introduced by Council Member \_\_\_\_\_

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS FOR THE WATER POLLUTION CONTROL FACILITY'S (WPCF) SWITCHGEAR REHABILITATION PROJECT, PROJECT NO. 07656, AND CALLING FOR BIDS TO BE RECEIVED BY AUGUST 16, 2022

WHEREAS, the City of Hayward (City) owns and operates the Water Pollution Control Facility (WPCF), which treats an average flow of approximately eleven million gallons per day; and

WHEREAS, the existing main switchgear (MSB), originally installed in 1982, is a key component of the power distribution system at the WPCF. The MSB along with several related motor control centers (MCCs) have provided power and controls to various plant processes for nearly forty years and have exceeded their useful lives; and

WHEREAS, in February 27, 2018, the City entered into an agreement with Black & Veatch Corporation to perform engineering services for the WPCF Phase II Facilities Plan. The Phase II Facilities Plan serves as a comprehensive planning document for the WPCF infrastructure needs for the next twenty-five years; and

WHEREAS, the WPCF Phase II Facilities Plan evaluated the WPCF's electrical system and recommended replacing the MSB, MCCs, and retrofitting the existing old cogeneration building which houses these electrical equipment; and

WHEREAS, on May 2021, the City entered into an agreement with Carollo Engineers to perform final designs services for the WPCF Switchgear Rehabilitation Project.

NOW, THEREFORE, BE IT RESOLVED, those certain plans and specifications for the WPCF Switchgear Rehabilitation Project, Project No. 07656, on file in the Office of the City Clerk, are hereby adopted as plans and specifications for the project; and

BE IT FURTHER RESOLVED, 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; and

BE IT FURTHER RESOLVED, sealed bids therefore 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, August 16, 2022, and immediately thereafter publicly opened and declared by the City Clerk in the Rotunda, 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.

BE IT FURTHER RESOLVED that 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.

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

# File #: CONS 22-424

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Development Services Director

#### **SUBJECT**

Adopt a Resolution Approving the Final Map of Tract 8581, a 47 Lot Subdivision on a 5.4 Acre Site located at 1000 La Playa Drive to Allow the Construction of 47 Single Family Homes, a Common Open Space Parcel, and Related Site Improvements; Applicant/Owner: D.R. Horton Bay, Inc., Application No. 202200670

#### RECOMMENDATION

That the Council adopts a resolution (Attachment II) to approve the Final Map for Tract 8581 (Attachment III), find it in substantial conformance with the approved Vesting Tentative Tract Map (Attachment IV), and authorize the City Manager to execute the Subdivision Agreement, related other documents, and take appropriate administrative actions to effectuate the improvements required by the Conditions of Approval.

#### **SUMMARY**

The Final Map for Tract 8581 subdivides one 5.4-acre parcel on La Playa Drive into 47 lots, allowing the construction of 47 single family homes, a common open space parcel, and related site improvements. The Council is also requested to authorize the City Manager to execute a Subdivision Improvement Agreement to complete all required improvements.

The Final Map and Improvement Plans are based on the Vesting Tentative Map approved by Council by Resolution 21-232 on November 16, 2021. The City Engineer, in coordination with other potentially affected departments, has reviewed the proposed development phasing, the Final Map, and Improvement Plans and have determined these documents to be in substantial compliance with the City approved Vesting Tentative Map, applicable City Standards, and addressing the City's conditions of map approval.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Final Map, Tract 8581

# File #: CONS 22-424

Attachment IV Vesting Tentative Map, Tract 8581



DATE:	July 5, 2022
TO:	Mayor and City Council
FROM:	Development Services Director

202200670

**SUBJECT:** Adopt a Resolution Approving the Final Map of Tract 8581, a 47 Lot Subdivision on a 5.4 Acre Site located at 1000 La Playa Drive to Allow the Construction of 47 Single Family Homes, a Common Open Space Parcel, and Related Site Improvements; Applicant/Owner: D.R. Horton Bay, Inc., Application No.

#### RECOMMENDATION

That the Council adopts a resolution (Attachment II) to approve the Final Map for Tract 8581 (Attachment III), find it in substantial conformance with the approved Vesting Tentative Tract Map (Attachment IV), and authorize the City Manager to execute the Subdivision Agreement, related other documents, and take appropriate administrative actions to effectuate the improvements required by the Conditions of Approval.

#### **SUMMARY**

The Final Map for Tract 8581 subdivides one 5.4-acre parcel on La Playa Drive into 47 lots, allowing the construction of 47 single family homes, a common open space parcel, and related site improvements. The Council is also requested to authorize the City Manager to execute a Subdivision Improvement Agreement to complete all required improvements.

The Final Map and Improvement Plans are based on the Vesting Tentative Map approved by Council by Resolution 21-232 on November 16, 2021. The City Engineer, in coordination with other potentially affected departments, has reviewed the proposed development phasing, the Final Map, and Improvement Plans and have determined these documents to be in substantial compliance with the City approved Vesting Tentative Map, applicable City Standards, and addressing the City's conditions of map approval.

#### BACKGROUND

<u>Tentative Map</u> - Per State law, Tentative and Final maps are required for subdivision of real property into five or more parcels. A Vesting Tentative Map Application (No. 202004457) showing the proposed subdivision into 47 lots, allowing the construction of 47 single family homes, a common open space parcel, related site improvements, along with preliminary plans

and documents describing the proposed development was reviewed and approved by the City Council on November 16, 2021 subject to certain Conditions of Approval. At the same meeting on November 16, 2021, City Council approved the PD Rezone from CN (Neighborhood Commercial) District to PD (Planned Development). The Planning Commission recommended approval of the Vesting Tentative Map and PD Rezone for Tract 8581 to the City Council on October 28, 2021.

The Council approved the Vesting Tentative Map and PD Rezone of Tract 8581 in a public meeting after considering comments from the public and public agencies. Council also considered compliance with the Subdivision Map Act, the California Environmental Quality Act, Planned Development guidelines, the City Subdivision Ordinance, Zoning Code, Building Regulations, the Hayward General Plan, Specific & Neighborhood Plans, and the site-specific requirements of the Planning, Public Works, Fire, and Police Departments. The 47 single family home project will fulfill several goals and objectives of the City's General Plan by providing in-fill development and increasing housing diversity.

# DISCUSSION

*Final Map and Improvements Plans* - After Vesting Tentative Map approval, the subdivider submitted the Final Map and Improvement Plans. The City Engineer has reviewed and determined these documents to be in substantial compliance with the City approved Vesting Tentative Map, applicable City Standards and addressing the City's conditions of the map approval.

*Improvement Agreement and Securities* - The subdivider has requested the City's approval of the Final Map before all required improvements are completed as provided for in the State Subdivision Map Act Section 66462. The subdivider has agreed to execute an agreement with the City to complete the improvements required for the subdivision in a timely manner as per the improvement plans approved by the City Engineer and as stipulated in the Hayward Municipal Code Section 10-3.330 (a). Securities for the required improvements have been posted as per the Hayward Municipal Code Section 10-3.332(a).

New improvements will include extension of the City's sewer and water service to each new unit and fire hydrants; new private roadways within the development, site lighting and stormwater treatment basins to be maintained by the Homeowners Association (HOA); All utilities within the subdivision will be underground.

The City Council's approval of the Final Maps shall not become effective until and unless the developer enters into a Subdivision Agreement with the City for the construction of improvements and other obligations required per conditions of approval of the Vesting Tentative Tract Map. The environmental review was completed when the Vesting Tentative Map was approved in 2021. There is no substantial change proposed in the Project or in its environmental setting, nor is there any new information, which would require additional environmental review.

#### ECONOMIC AND FISCAL IMPACT

The Final Map, by itself, will not have a fiscal or economic impact. The development created by approval of the final map will improve commerce, provide needed housing, and employ construction workers. Property tax revenues received by the City and several other local agencies will increase once the homes are constructed and occupied. The Final Map approval is consistent with the approved project.

## STRATEGIC ROADMAP

Approval of the Final Map supports the Preserve, Protect, & Produce Housing priority in the City's Strategic Roadmap, providing a mix of housing stock for all Hayward residents and community members, including the expansion of affordable housing opportunities and resources.

# SUSTAINABILITY FEATURES

The proposed project would comply with the California Green Building Standards Code (CALGreen) and the City's Reach Code by featuring all-electric homes that contain no gaspowered appliances, two-car garages with parking spaces that are electric vehicle-ready, and solar roofs on each home. In addition to these sustainable building measures, the proposed project would incorporate Transportation Demand Management (TDM) strategies to minimize single-occupancy vehicle usage by providing preloaded Clipper Cards to homeowners upon the sale of each unit to encourage transit usage. Furthermore, the project's Homeowners Association would be required to set aside an annual subsidizing fund for a Clipper Card reimbursement program in order to sustain transit usage by the project's residents.

#### **NEXT STEPS**

If the Council approves the Final Map, the applicant will have the Final Map recorded after executing the Subdivision Improvement Agreement. Occupancy permits for the new units will be issued only after the required improvements are completed as per the plans approved by the City and a HOA is incorporated for the maintenance and repair of the new common use improvements within the subdivision.

*Prepared by*: Scott Wikstrom, Development Services Engineer

Recommended by:

Dustin Claussen, Acting Assistant City Manager / Development Services Director

Approved by:

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION APPROVING THE FINAL MAP OF TRACT 8581, ACCEPTING THE EASEMENTS DEDICATED THEREON FOR PUBLIC USE AND AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE THE SUBDIVISION IMPROVEMENT AGREEMENT AND RELATED OTHER DOCUMENTS

WHEREAS, Vesting Tentative Tract Map No. 8581 for La Playa Commons, was approved by the City Council of the City of Hayward on November 16, 2021; and

WHEREAS, the Final Map for Tract 8581 has been presented to the City Council of the City of Hayward for development of 47 lots for the construction of 47 single family homes, a common open space parcel, and related site improvements located on one existing parcel (Assessor Parcel Number 442-0038-001-00) at 1000 La Playa Drive; and

WHEREAS, the City Engineer has determined the map substantially complying with its Vesting Tentative Map and the City Surveyor has determined the map technically correct; and

WHEREAS, the City Engineer has also determined the Tract 8581 Improvement Plans acceptable and conforming to the City's Conditions of Approval of the Vesting Tentative Map for Tract 8581; and

WHEREAS, Subdivider has requested the Council approval of Tract Map 8581 before its required improvements are completed and has agreed to complete the same within the time limits specified in an agreement with the city and post securities required therefor; and

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Hayward does hereby find that the Final Map for Tract 8581 is in substantial compliance with its approved Vesting Tentative Tract Map and does hereby approve the said Final Map and accepts on behalf of the public all easements dedicated for public use thereon, subject to the subdivider entering into a subdivision agreement for the completion of improvements and other obligations, as required by the conditions of approval of the Vesting Tentative Tract Map for Tract 8581, and that the approval of the Final Map for Tract 8581 shall not be effective until and unless and such agreement is entered into. BE IT FURTHER RESOLVED that the City Manager is hereby authorized to negotiate and execute, for and on behalf of the City of Hayward, a subdivision agreement 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

# OWNER'S STATEMENT

THE UNDERSIGNED DOES HEREBY STATE THAT IT IS THE OWNER OF ALL THE LANDS DELINEATED AND EMBRACED WITHIN THE EXTERIOR BOUNDARY OF THIS SUBDIVISION ENTITLED, "TRACT 8581", CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA, CONSISTING OF SEVEN (7) SHEETS, THIS STATEMENT BEING UPON SHEET ONE (1) THEREOF; OWNERS ACQUIRED TITLE TO SAID LAND BY VIRTUE OF THAT GRANT DEED RECORDED ON \_\_\_\_\_, 2022, AS INSTRUMENT NO. 2022-\_\_\_, OFFICIAL RECORDS OF ALAMEDA COUNTY, CALIFORNIA; THAT IT HAS CAUSED SAID MAP TO BE PREPARED FOR RECORD AND CONSENTS TO THE PREPARATION AND RECORDATION OF SAID MAP; THAT SAID MAP PARTICULARLY SETS FORTH AND DESCRIBES ALL LOTS INTENDED FOR SALE BY THEIR NUMBER AND PRECISE WIDTH AND LENGTH; AND THAT SAID MAP PARTICULARLY SETS FORTH AND DESCRIBES THE PARCELS RESERVED FOR PUBLIC PURPOSES BY THEIR BOUNDARIES, COURSES, AND EXTENT.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES: AN EASEMENT FOR INGRESS AND EGRESS OF EMERGENCY VEHICLES OVER, UPON AND ACROSS THOSE FULL WIDTH STRIPS OF LAND DESIGNATED AS "EVAE" (EMERGENCY VEHICLE ACCESS EASEMENT).

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED AS AN EASEMENT FOR PUBLIC PURPOSES: EASEMENTS WITH THE RIGHT OF INGRESS AND EGRESS FOR THE PURPOSE OF INSTALLATION. CONSTRUCTION AND MAINTENANCE OF PUBLIC UTILITIES, APPLICABLE STRUCTURES AND APPURTENANCES UNDER, UPON AND OVER ANY AREA OR STRIP OF LAND DESIGNATED AS "PSE" (PUBLIC SERVICE EASEMENT), AS DELINEATED WITHIN THE EXTERIOR BOUNDARY OF THIS SUBDIVISION; SAID AREAS OR STRIPS OF LAND ARE TO BE KEPT OPEN AND FREE FROM BUILDINGS OR STRUCTURES OF ANY KIND, EXCEPT APPLICABLE UTILITY STRUCTURES AND APPURTENANCES, IRRIGATION SYSTEMS AND APPURTENANCES, AND LAWFUL FENCES.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED TO THE PUBLIC FOREVER, EASEMENTS WITH THE RIGHT OF INGRESS AND EGRESS FOR CONSTRUCTION AND MAINTENANCE OF SANITARY SEWER SYSTEMS FACILITIES INCLUDING SEWER LINES AND APPURTENANCES UNDER, UPON AND OVER ANY AREA OR STRIP OF LAND DESIGNATED AS "SSE" (SANITARY SEWER EASEMENT). MAINTENANCE OF SAID SEWER SYSTEM FACILITIES, SEWER LINES AND APPURTENANCES THERETO SHALL BE THE RESPONSIBILITY OF THE CITY OF HAYWARD.

THE REAL PROPERTY DESCRIBED BELOW IS DEDICATED TO THE PUBLIC FOREVER, EASEMENTS WITH THE RIGHT OF INGRESS AND EGRESS FOR CONSTRUCTION AND MAINTENANCE OF WATER SYSTEMS FACILITIES INCLUDING WATER LINES AND APPURTENANCES UNDER, UPON AND OVER ANY AREA OR STRIP OF LAND DESIGNATED AS "WLE" (WATER LINE EASEMENT). MAINTENANCE OF SAID WATER SYSTEM FACILITIES. WATER LINES AND APPURTENANCES THERETO SHALL BE THE RESPONSIBILITY OF THE CITY OF HAYWARD.

THE REAL PROPERTY DESIGNATED AS "PARCEL B", "PARCEL C", "PARCEL D", AND "PARCEL E" ("STREET A", "STREET B", "COURT A", "COURT B", AND "COURT C") ARE RESERVED BY OWNER FOR CONVEYANCE TO THE HOMEOWNERS ASSOCIATION OF TRACT 8581 FOR PRIVATE STREET PURPOSES.

THE REAL PROPERTY DESIGNATED AS "PSDE" (PRIVATE STORM DRAIN EASEMENT) ARE RESERVED BY THE OWNER FOR THE RIGHT OF INGRESS AND EGRESS FOR THE PURPOSE OF INSTALLATION, CONSTRUCTION AND MAINTENANCE OF PRIVATE STORM DRAINS, APPLICABLE STRUCTURES AND APPURTENANCES THERETO.

THE REAL PROPERTY DESIGNATED AS "PARCEL A" IS COMMON AREA AND IS RESERVED FOR THE HOMEOWNERS ASSOCIATION OF THIS SUBDIVISION FOR THE PURPOSES OF. BUT NOT LIMITED TO ACCESS. UTILITIES, DRAINAGE, INGRESS AND EGRESS IN ACCORDANCE WITH THE COVENANTS, CONDITIONS AND RESTRICTIONS OF THE SUBDIVISION. "PARCEL A" IS NOT HEREBY DEDICATED FOR USE BY THE GENERAL PUBLIC.

THIS MAP SHOWS ALL EASEMENTS ON THE PREMISES, OR OF RECORD, UNLESS OTHERWISE NOTED.

IN WITNESS WHEREOF, THE UNDERSIGNED HAVE CAUSED THESE STATEMENTS, DECLARATIONS, AND DEDICATIONS TO BE EXECUTED ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 202\_.

OWNER: D.R. HORTON BAY, INC., A CALIFORNIA CORPORATION

#### OWNER'S ACKNOWLEDGEMEN

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STATE OF COUNTY OF	)	

ON \_\_\_\_ A NOTARY PUBLIC, PERSONALLY APPEARED \_\_\_\_ INSTRUMENT.

I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE FOREGOING PARAGRAPH IS TRUE AND CORRECT.

WITNESS MY HAND.

#### OWNER'S ACKNOWLEDGEMEN

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\_\_\_\_, 202\_, BEFORE ME.

WHO PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS / ARE SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME THAT HE/ SHE/ THEY EXECUTED THE SAME IN HIS/ HER/ THEIR AUTHORIZED CAPACITY(IES), AND THAT BY HIS /HER /THEIR SIGNATURE(S) ON THE INSTRUMENT THE PERSON(S). OR THE ENTITY ON BEHALF OF WHICH THE PERSON(S) ACTED, EXECUTED THE

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SERIES NO. \_\_\_\_\_

BY:

MELISSA WILK COUNTY RECORDER IN AND FOR THE COUNTY OF ALAMEDA, STATE OF CALIFORNIA

DEPUTY COUNTY RECORDER

# CITY CLERK'S STATEMENT

I. MIRIAM LENS, CITY CLERK AND CLERK OF THE COUNCIL OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT THE HEREIN EMBODIED MAP ENTITLED "TRACT 8581", CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA, CONSISTING OF SEVEN (7) SHEETS, THIS STATEMENT BEING UPON SHEET 1 THEREOF, WAS PRESENTED TO SAID COUNCIL OF THE CITY OF HAYWARD AS PROVIDED BY LAW AT A REGULAR MEETING HELD ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 202\_, AND THAT SAID COUNCIL OF THE CITY OF HAYWARD DID THEREUPON BY RESOLUTION NO. \_\_\_\_\_ \_\_, DULY PASSED AND ADOPTED AT SAID MEETING, APPROVE SAID MAP AND ACCEPTED ON BEHALF OF THE PUBLIC ALL EASEMENTS, INCLUDING THE "PSE" (PUBLIC SERVICE EASEMENT), AND "EVAE" (EMERGENCY VEHICLE ACCESS EASEMENT) WITHIN ALL PRIVATE STREETS, ACCEPTANCE OF WLE AND SSE, AS OFFERED FOR DEDICATION IN CONFORMITY WITH THE TERMS OF THE OFFER OF DEDICATION:

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL THIS \_\_\_\_\_ DAY

OF \_\_\_\_\_, 202\_.

MIRIAM LENS, CITY CLERK AND CLERK OF THE CITY COUNCIL OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

# CLERK OF THE BOARD OF SUPERVISORS' STATEMENT

STATE OF CALIFORNIA ) COUNTY OF ALAMEDA ) SS

I. ANIKA CAMPBELL-BELTON. CLERK OF THE BOARD OF SUPERVISORS OF THE COUNTY OF ALAMEDA. STATE OF CALIFORNIA. DO HEREBY CERTIFY. AS CHECKED BELOW. THAT:

- AN APPROVED BOND HAS BEEN FILED WITH THE SUPERVISORS OF SAID COUNTY AND STATE IN THE AMOUNT OF \$\_\_\_\_\_ CONDITIONED FOR THE PAYMENT OF ALL TAXES AND SPECIAL ASSESSMENTS COLLECTED AS TAXES WHICH ARE NOW A LIEN AGAINST SAID LAND OR ANY PART THEREOF BUT NOT YET PAYABLE, AND WAS DULY APPROVED BY SAID BOARD IN SAID AMOUNT.
- ALL TAXES AND SPECIAL ASSESSMENTS COLLECTED AS TAXES HAVE BEEN PAID, AS CERTIFIED BY THE TREASURER-TAX COLLECTOR OF THE COUNTY OF ALAMEDA.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_ DAY OF \_\_\_\_\_, 202\_.

ANIKA CAMPBELL-BELTON CLERK OF THE BOARD OF SUPERVISORS COUNTY OF ALAMEDA, STATE OF CALIFORNIA

BY: DEPUTY CLERK

# TRACT 8581

PARCEL C OF PARCEL MAP 307, FILED JANUARY 11, 1968, IN BOOK 54 OF PARCEL MAPS, PAGE 90 OFFICIAL RECORDS OF ALAMEDA COUNTY

> CITY OF HAYWARD ALAMEDA COUNTY, CALIFORNIA

RUGGERI-JENSEN-AZAR CIVIL ENGINEERS, PLANNERS, SURVEYORS PLEASANTON, CALIFORNIA MAY 2022

JOB NO. 191098

SHEET 1 OF 7 SHEETS



# SURVEYOR'S STATEMENT

THIS MAP WAS PREPARED BY ME OR UNDER MY DIRECTION, AND IS BASED UPON A FIELD SURVEY IN CONFORMANCE WITH THE REQUIREMENTS OF THE SUBDIVISION MAP ACT AND LOCAL ORDINANCE AT THE REQUEST OF D.R. HORTON BAY, INC., A CALIFORNIA CORPORATION ON JANUARY 2021. I HEREBY STATE THAT ALL MONUMENTS ARE OF THE CHARACTER AND OCCUPY THE POSITIONS INDICATED OR THAT THEY WILL BE SET IN THOSE POSITIONS BEFORE DECEMBER 2023, AND THAT THE MONUMENTS ARE, OR WILL BE, SUFFICIENT TO ENABLE THE SURVEY TO BE RETRACED, AND THAT THIS FINAL MAP SUBSTANTIALLY CONFORMS TO THE CONDITIONALLY APPROVED TENTATIVE MAP.



SCOTT A. SHORTLIDGE, L.S. NO. 6441 DATE

## CITY SURVEYOR'S STATEMENT

I, DAN S. SCOTT, III, CITY SURVEYOR OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT I HAVE EXAMINED THE HEREIN EMBODIED MAP ENTITLED "TRACT 8581", CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA, CONSISTING OF SEVEN (7) SHEETS, THIS STATEMENT BEING ON SHEET TWO (2) THEREOF, AND THAT I AM SATISFIED THAT THE SURVEY DATA SHOWN THEREON IS TECHNICALLY CORRECT.



DAN S. SCOTT, III, P.L.S. NO. 7840 DATE CITY SURVEYOR OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

# CITY ENGINEER'S STATEMENT

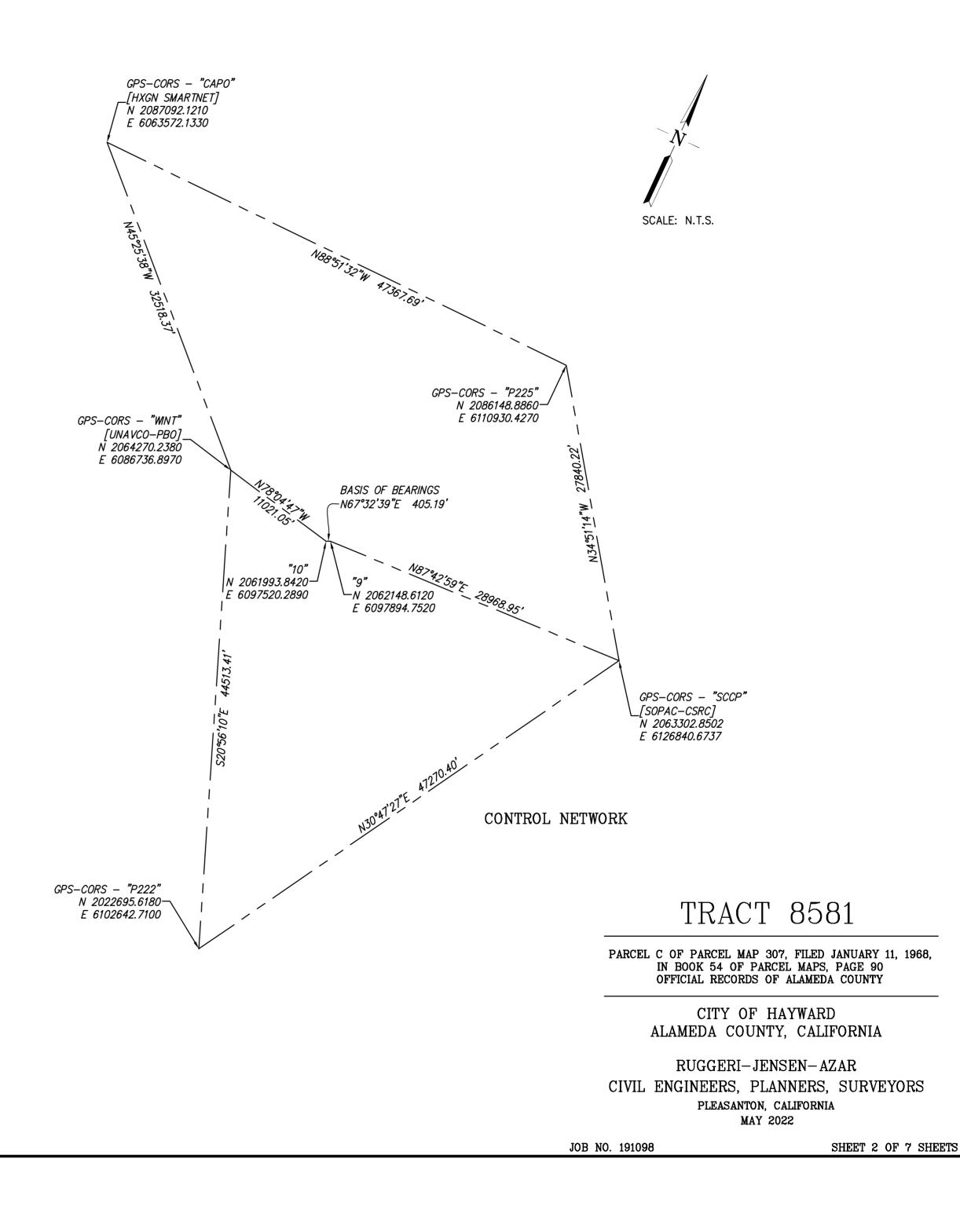
I, ALEX AMERI, CITY ENGINEER OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA, DO HEREBY STATE THAT I HAVE EXAMINED THE HEREIN EMBODIED MAP ENTITLED "TRACT 8518", CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA, CONSISTING OF SEVEN (7) SHEETS, THIS STATEMENT BEING UPON SHEET TWO (2) THEREOF; THAT THE SUBDIVISION AS SHOWN UPON SAID MAP IS SUBSTANTIALLY THE SAME AS SAID SUBDIVISION APPEARED ON THE APPROVED OR CONDITIONALLY APPROVED TENTATIVE MAP AND ANY APPROVED AMENDMENTS THEREOF; AND THAT ALL PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA, AND AMENDMENTS THERETO AND ANY LOCAL ORDINANCE APPLICABLE AT THE TIME OF APPROVAL OF THE TENTATIVE MAP HAVE BEEN COMPLIED WITH.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND THIS \_\_\_\_ DAY OF \_\_\_\_, 202\_.

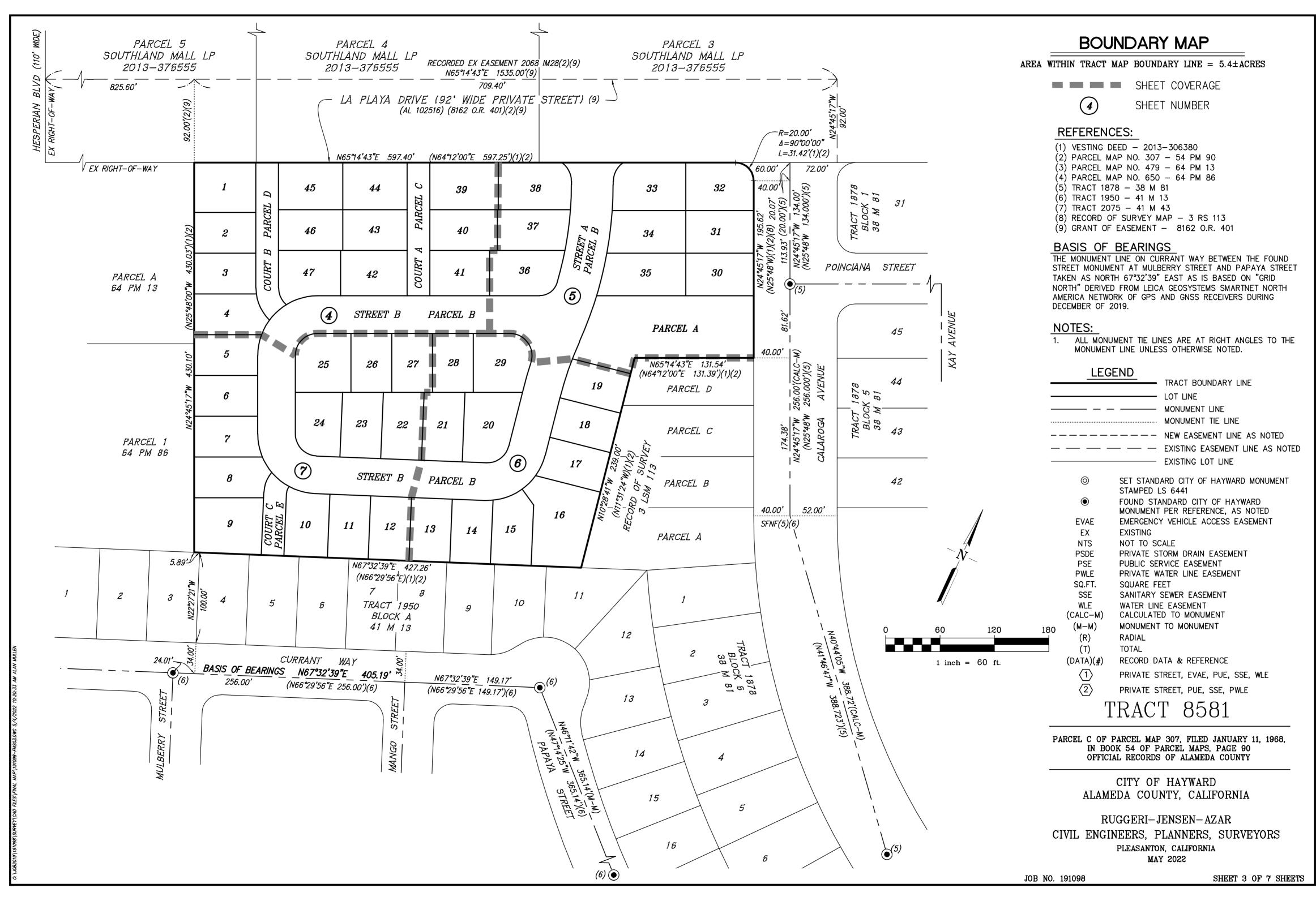
40155

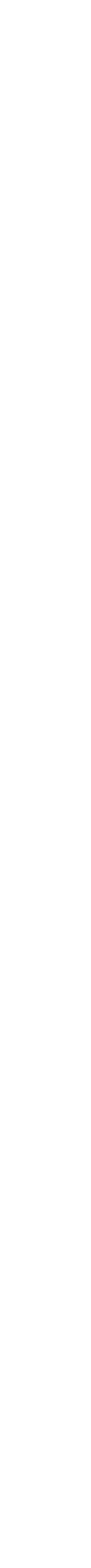
ALEX AMERI, R.C.E. NO. 40155 CITY ENGINEER OF THE CITY OF HAYWARD, COUNTY OF ALAMEDA, STATE OF CALIFORNIA

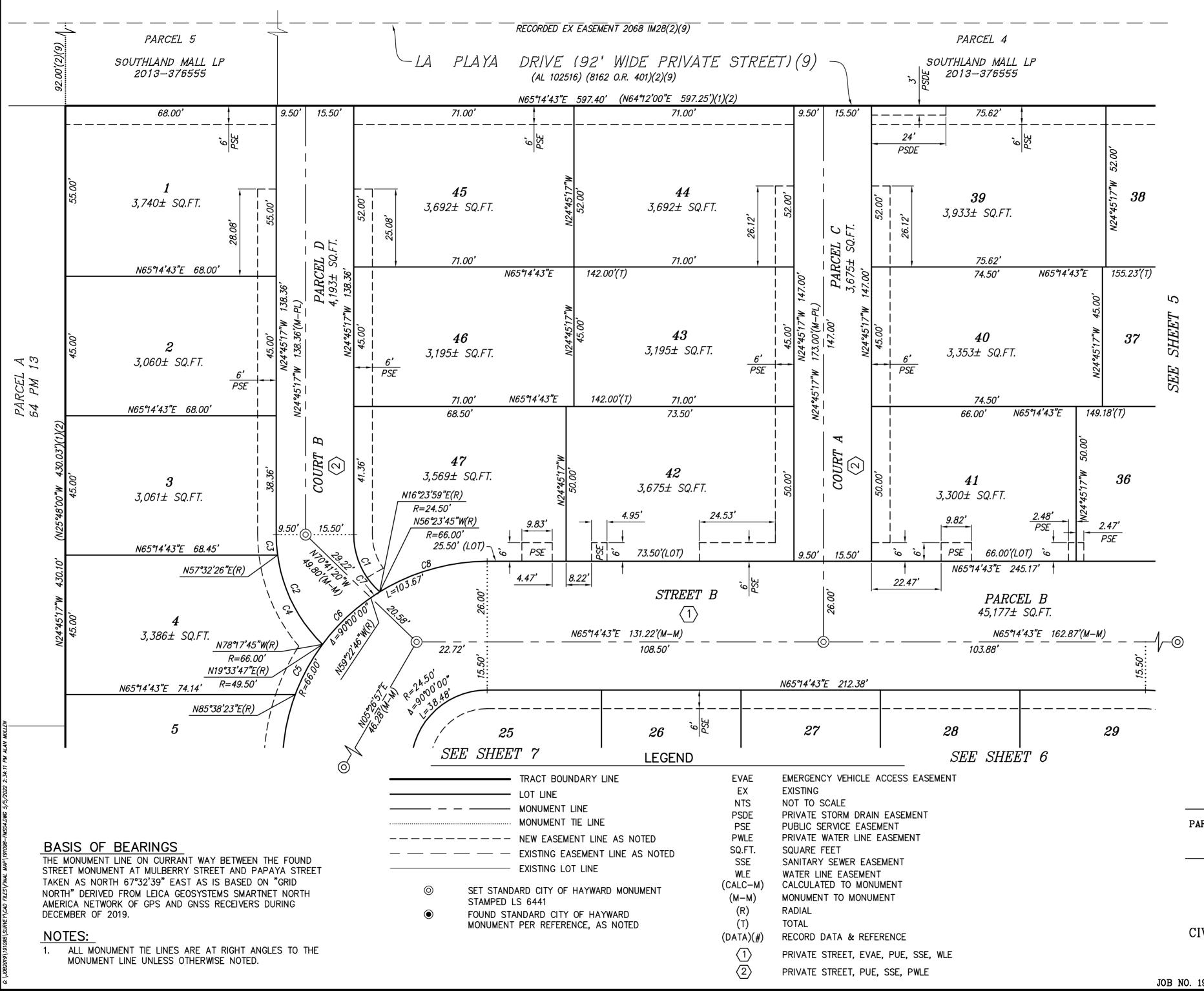
SOILS REPORT A SOILS REPORT WAS PREPARED BY QUANTUM GEOTECHNICAL, INC., DATED OCTOBER 19, 2020, PROJECT NO. F059.G, AND IS ON FILE WITH THE CITY OF HAYWARD.

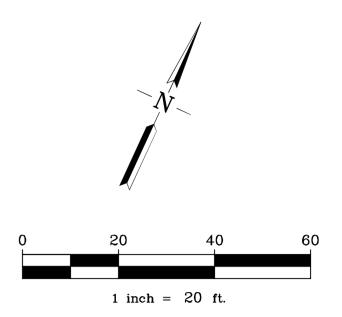












	Curve Table				
Curve	Radius	Delta	Length		
C1	24.50 <b>'</b>	48°50'44"	20.89'		
C2	49.50 <b>'</b>	45°40'55"	<i>39.47</i> ′		
C3	49.50 <b>'</b>	7°42'15"	<i>6.66</i> '		
C4	49.50 <b>'</b>	37°58'39"	<i>32.81'</i>		
C5	66.00 <b>'</b>	16°03'51"	18.50'		
C6	66.00 <b>'</b>	18°54'59"	21.79'		
C7	66.00 <b>'</b>	2°59'01"	<i>3.44'</i>		
C8	66.00 <b>'</b>	31°38'28"	<i>36.45</i> '		

# **REFERENCES:**

(1) VESTING DEED – 2013–306380	
(2) PARCEL MAP NO. 307 – 54 PM 90	
(3) PARCEL MAP NO. 479 – 64 PM 13	
(4) PARCEL MAP NO. 650 – 64 PM 86	
(5) TRACT 1878 – 38 M 81	
(6) TRACT 1950 – 41 M 13	
(7) TRACT 2075 – 41 M 43	
(8) RECORD OF SURVEY MAP - 3 RS 113	
(9) GRANT OF EASEMENT - 8162 O.R. 40	)1

# TRACT 8581

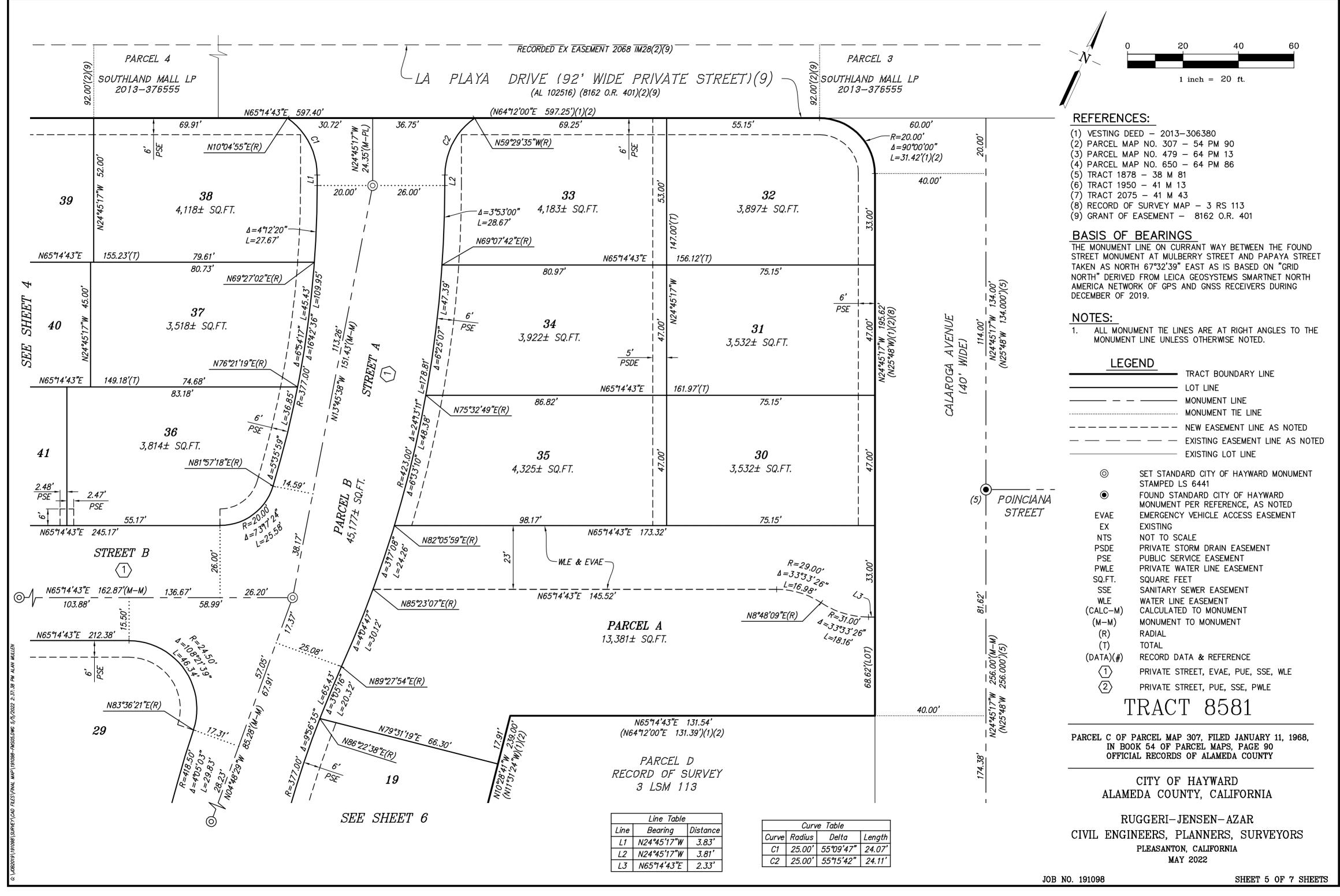
PARCEL C OF PARCEL MAP 307, FILED JANUARY 11, 1968, IN BOOK 54 OF PARCEL MAPS, PAGE 90 OFFICIAL RECORDS OF ALAMEDA COUNTY

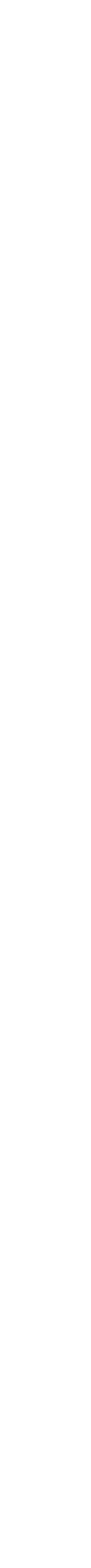
> CITY OF HAYWARD ALAMEDA COUNTY, CALIFORNIA

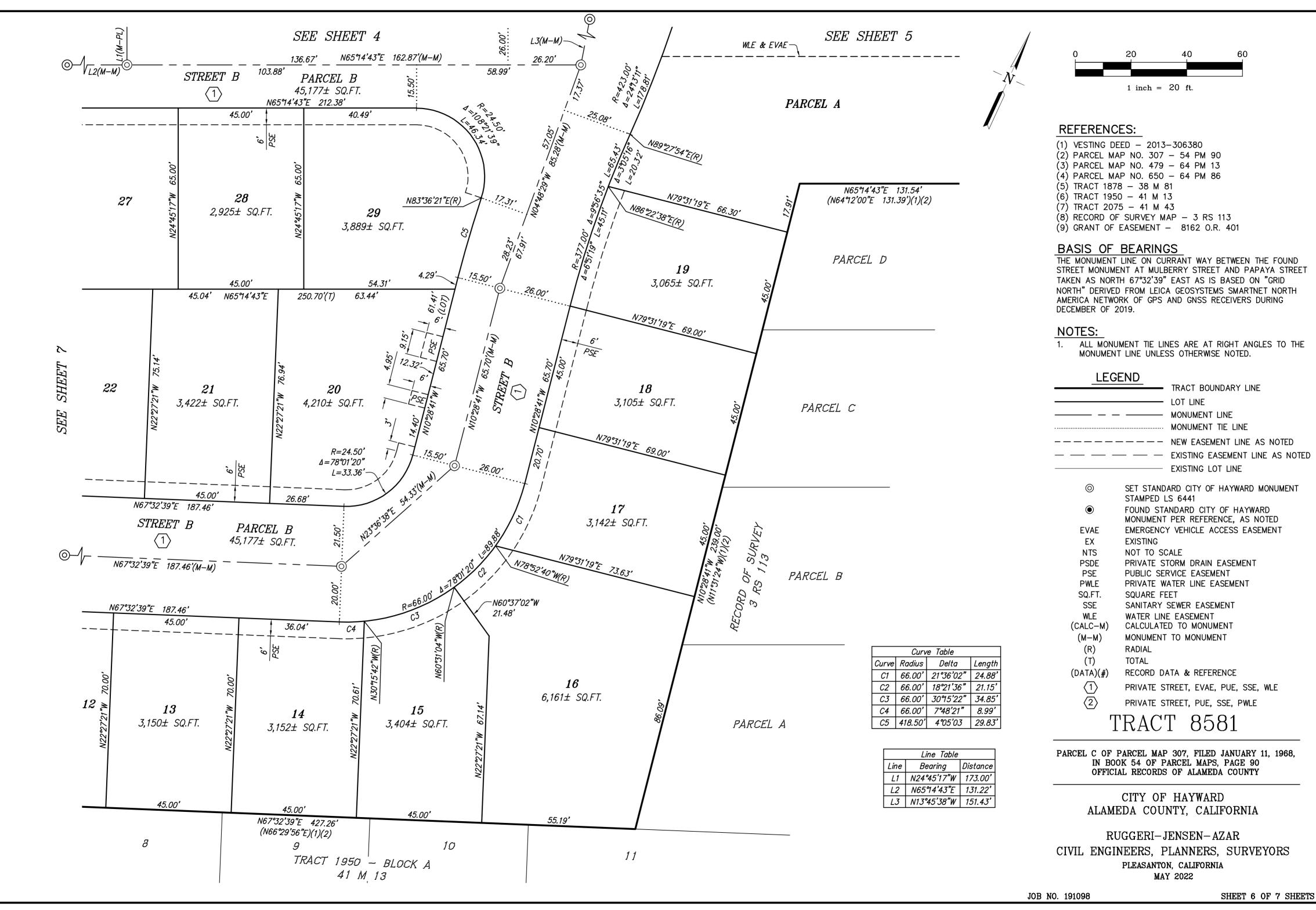
RUGGERI-JENSEN-AZAR CIVIL ENGINEERS, PLANNERS, SURVEYORS PLEASANTON, CALIFORNIA MAY 2022

JOB NO. 191098

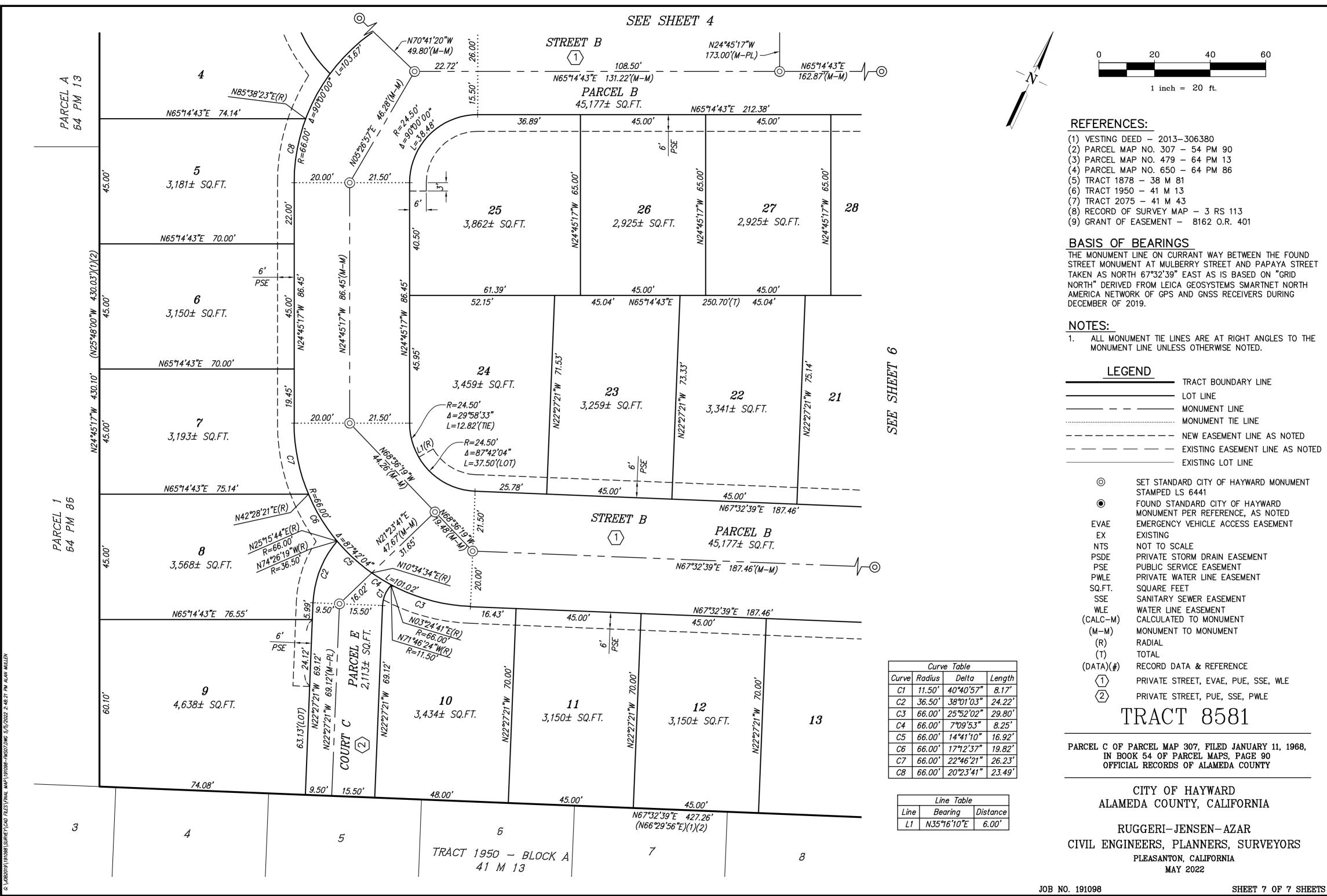










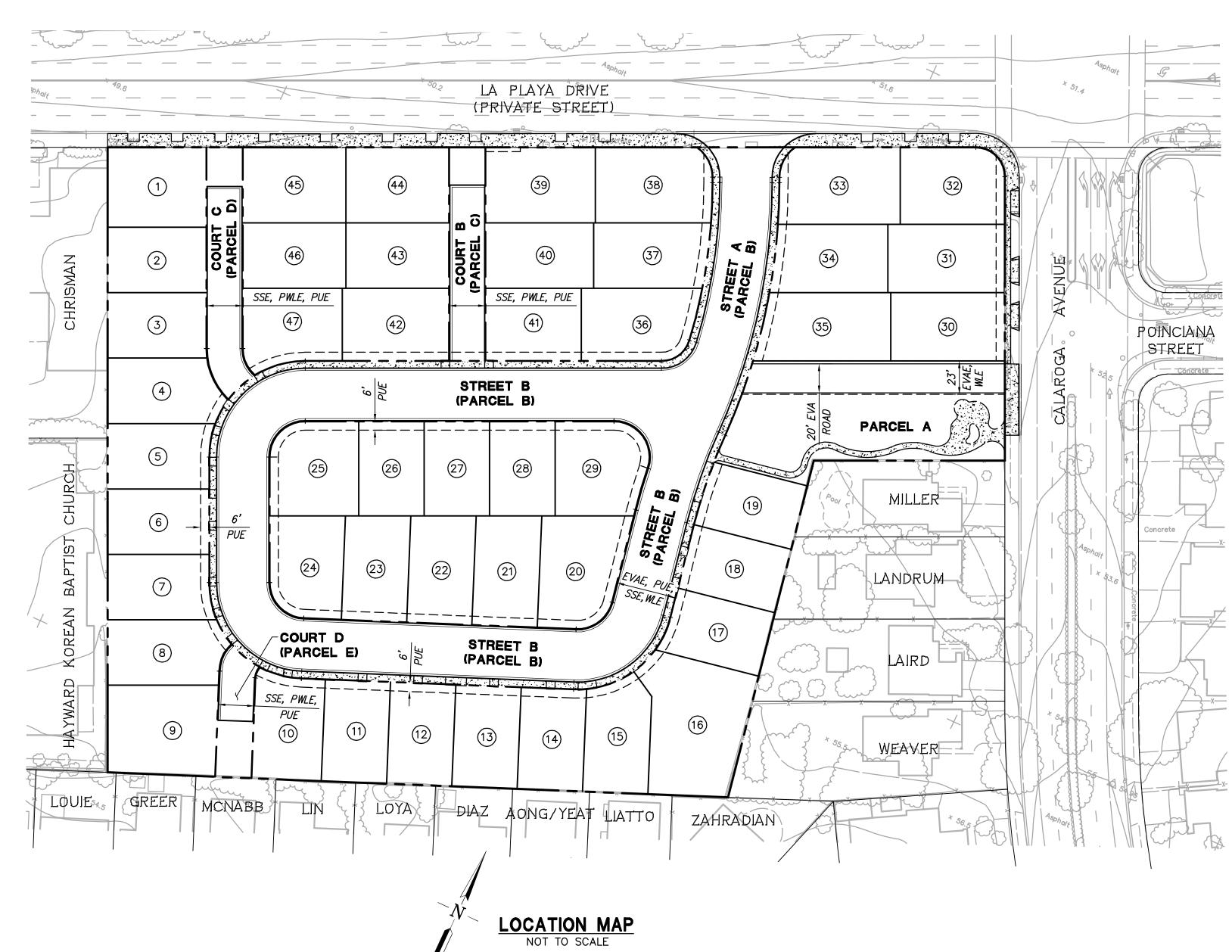




#### **BENCHMARK**

BRASS DISC IN STREET MONUMENT WELL LOCATED AT THE INTERSESCTION OF CALAROGA AVE AND POINCIANA STREET. ELEVATION = 51.24 FEET - NGVD 88 VALUE (CITY OF HAYWARD NGVD 29 VALUE = 48.714 - NGVD 29) DETERMINED BY GPS RTK METHODS IN DECEMBER 2019. SMARTNET NORTH AMERICA NETWORK STATIONS CAPO – RTCM3125 & CCSF – RTCM 3224 CONTROLLED THE GPS RTK SOLUTIONS USING GEOID12. ELEVATION VALUES WERE CAPO = 39.916 & CCSF = 54.517.

# VESTING TENTATIVE MAP TRACT 8581 - LA PLAYA COMMONS CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA



# LEGEND

**DESCRIPTION** 

TRACT BOUNDARY

LOT LINE

#### PROPOSED

<u>8"SS</u> 8"W
•
•

### × 525.2 0.7% •

RIGHT OF WAY CENTER LINE RETAINING WALL EASEMENT LINE STORM DRAIN SANITARY SEWER WA TER CURB & GUTTER SIDEWALK STORM WATER INLET DROP INLET MANHOLE SEWER CLEANOUT FIRE HYDRANT WATER METER CONTOUR ELEVATIONS SPOT ELEVATION SLOPE STREET LIGHT

EXISTING
———< <u>EX_12"SD</u> ———
$\underbrace{EX \ 8''SS}_{$
<u></u>
0
٩
130
×525.2

⊶¤

<u>ABB</u>	<b>REVIATIONS</b>
٨D	ACCECATE BASE

AB	AGGREGATE BASE
AC	ASPHALT CONCRETE
BR	BIO-RETENTION
BW	BACK OF SIDEWALK
CONC	CONCRETE
EG	EXISTING GROUND
ELEC	ELECTRIC
EVAE	EMERGENCY VEHICLE ACCESS EASEMENT
EX	EXISTING
FC	FACE OF CURB
FF	FINISH FLOOR
FG	FINISHED GRADE
FL	FLOW LINE
GB	GRADE BREAK
GE	GARAGE ELEVATION
HP	HIGH POINT
INV	INVERT ELEVATION
JT	JOINT TRENCH
LL	LOT LINE

LP	LOW POINT
МН	MANHOLE
ОН	OVERHEAD
PAD	PAD ELEVATION
PAV	PAVEMENT ELEVATION
PL	PROPERTY LINE
PSDE	PRIVATE STORM DRAIN EASEMENT
PUE	PUBLIC UTILITY EASEMENT
RET	CURB RETURN
RW	RIGHT OF WAY
SDE	STORM DRAIN EASEMENT
SSE	SANITARY SEWER EASEMENT
SWI	STORM WATER INLET
SWK	SIDEWALK
TEL	TELEPHONE
TC	TOP OF CURB
WLE	WATER LINE EASEMENT
WM	WATER METER
WS	WATER SERVICE

# CIVIL ENGINEER

A SOILS REPORT ON THIS PROPERTY HAS BEEN PREPARED BY QUANTUM GEOTECHNICAL, INC, ENTITLED "GEOTECHNICAL INVESTIGATION ON PROPOSED RESIDENTIAL DEVELOPMENT" DATED JANUARY 15,2020, WHICH HAS BEEN FILED WITH THE CITY OF HAYWARD.

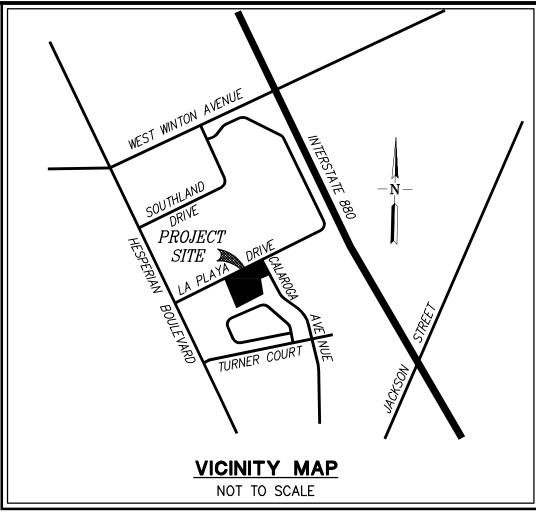
ALEXANDER AZAR, R.C.E. 87006 RUGGERI–JENSEN–AZAR, INC.

# SHEET INDEX

SHEET NO.	DESCRIPTION
C-1.0	VESTING TENTATIVE MAP
C-2.0	EXISTING CONDITION PLAN
C-3.0	PROPOSED LOTTING PLAN
C-4.0	PRELIMINARY GRADING AND DRAINAGE PLAN
C-5.0	PRELIMINARY UTILITY PLAN
C-6.0	PRELIMINARY STORMWATER CONTROL PLAN

I, ALEXANDER AZAR, CERTIFY THAT THIS TENTATIVE WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT IT COMPLIES WITH THE CITY OF HAYWARD SUBDIVISION AND THAT IT COMPLIES WITH THE CITY OF HAYWARD SUBDIVISION ORDINANCE AND THE STATE MAP ACT.

DATE



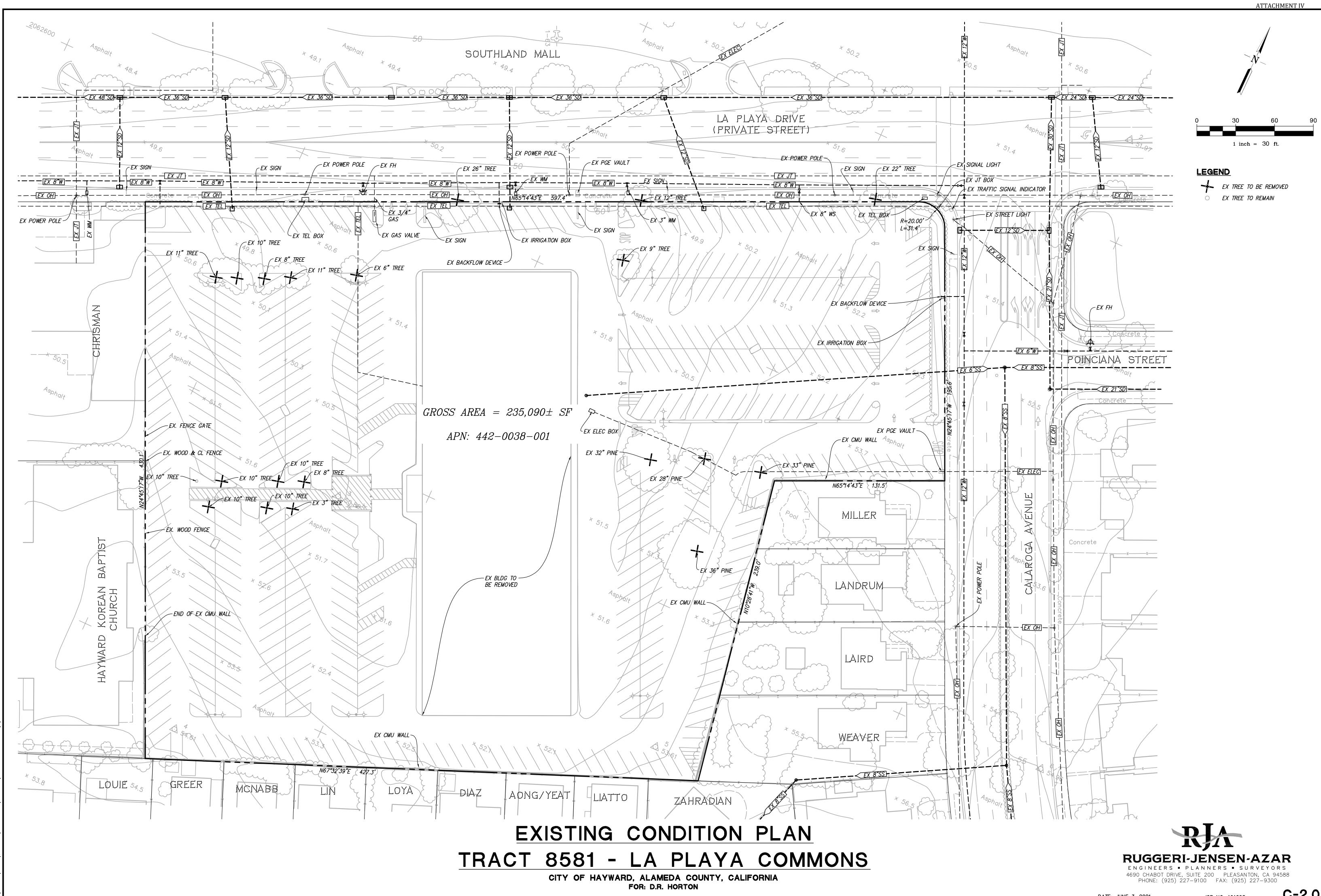
### **GENERAL NOTES**

1.	OWNER:	QUACH'S HAYWARD LLC C/O D.R. HORTON BAY, INC. 1000 LA PLAYA DRIVE HAYWARD, CA 94545 TEL: (510) 506–3750 CONTACT: CHRIS ZABALLOS
2.	APPLICANT:	D.R. HORTON BAY, INC. 6683 OWENS DRIVE PLEASANTON, CA 94588 TEL: (510) 506–3750 CONTACT: CHRIS ZABALLOS
З.	CIVIL ENGINEER:	RUGGERI–JENSEN–AZAR 4690 CHABOT DRIVE, SUITE 200 PLEASANTON, CA 94588 TEL: (925) 227–9100 CONTACT: ALEXANDER AZAR, R.C.E. 87006
4.	GEOTECHNICAL ENGINEER:	QUANTUM GEOTECHNICAL, INC. 6288 SAN IGNACIO AVENUE, SUITE A SAN JOSE, CA 95119 TEL: (408) 629–3822 CONTACT: SIMON MAKDESSI
5.	ARCHITECT:	OAG ARCHITECTS 940 TYLER STREET, #19 BENICIA, CA 94510 TEL: (707) 361–5209 CONTACT: NANCY NELSON
6.	LANDSCAPE ARCHITECT:	R3 STUDIOS 201 4TH STREET, SUITE 101B OAKLAND, CA 94607 TEL: (510) 452–4190 CONTACT: ROMAN DE SOTA
7.	PROPERTY DESCRIPTION:	PARCEL C, PARCEL MAP 307, FILED JANUARY 11, 1968, IN BOOK 54 OF PARCEL MAPS, PAGE 90, ALAMEDA COUNTY RECORDS.
<i>8</i> .	ASSESSOR'S PARCEL NUMBER:	442–0038–001
<i>9</i> .	CURRENT USE:	COMMERCIAL
10.	PROPOSED USE:	RESIDENTIAL
11.	EXISTING ZONING:	NEIGHBORHOOD COMMERCIAL
<i>12</i> .	PROPOSED ZONING:	PLAN DEVELOPMENT (PD) REZONE
<i>13</i> .	GROSS SITE AREA:	5.4± ACRES
14.	TOTAL NUMBER OF PROPOSED LOTS: a. RESIDENTIAL b. OPEN SPACE (PARCEL A) c. PRIVATE STREETS (PARCEL B) d. PRIVATE COURTS (PARCEL C-E)	47 LOTS 1 LOTS 1 LOTS <u>3 LOTS</u> 52 LOTS
<i>13</i> .	UTILITIES a. WATER: b. SANITARY SEWER: c. STORM DRAIN: d. FIRE: e. GAS AND ELECTRIC f. TELEPHONE g. CABLE TV:	CITY OF HAYWARD CITY OF HAYWARD CITY OF HAYWARD CITY OF HAYWARD PACIFIC GAS AND ELECTRIC AT&T COMCAST
14.		G DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN), AS SHOWN IN 3G, PANEL NO. 288 OF 725, DATED AUGUST 3, 2009.

- 15. ALL EROSION CONTROL MEASURES SHALL BE IN CONFORMANCE WITH THE CRITERIA AND STANDARDS OF THE CITY OF HAYWARD.
- 16. THE HOMEOWNERS' ASSOCIATION WILL OWN AND MAINTAIN ALL COMMON LOTS, PRIVATE STREETS, PRIVATE COURTS, COMMON WALKWAYS, PRIVATE STREET LIGHTS, PRIVATE STORM DRAIN SYSTEMS, WATER QUALITY TREATMENT FACILITIES AND COMMON AMENITIES.

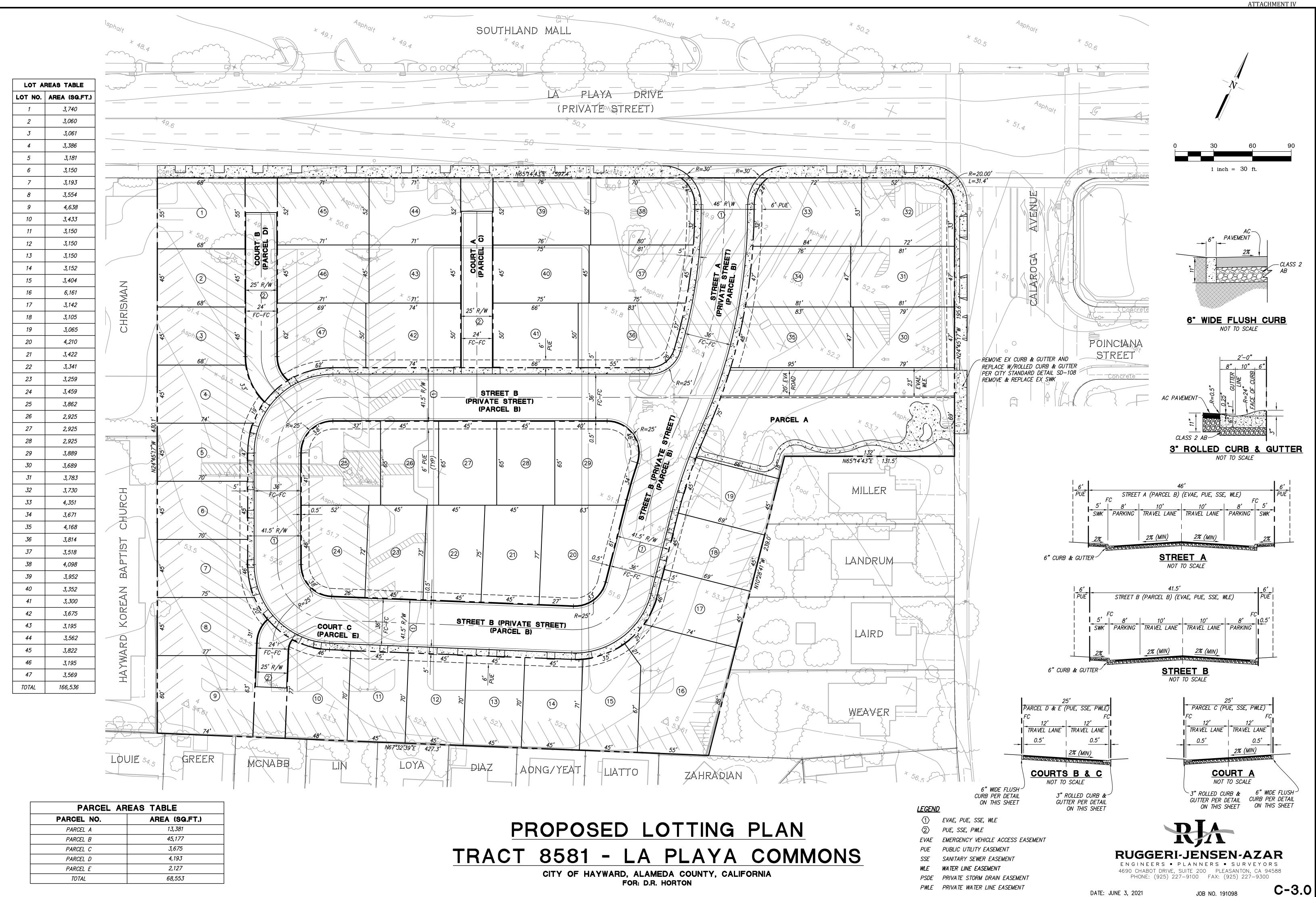


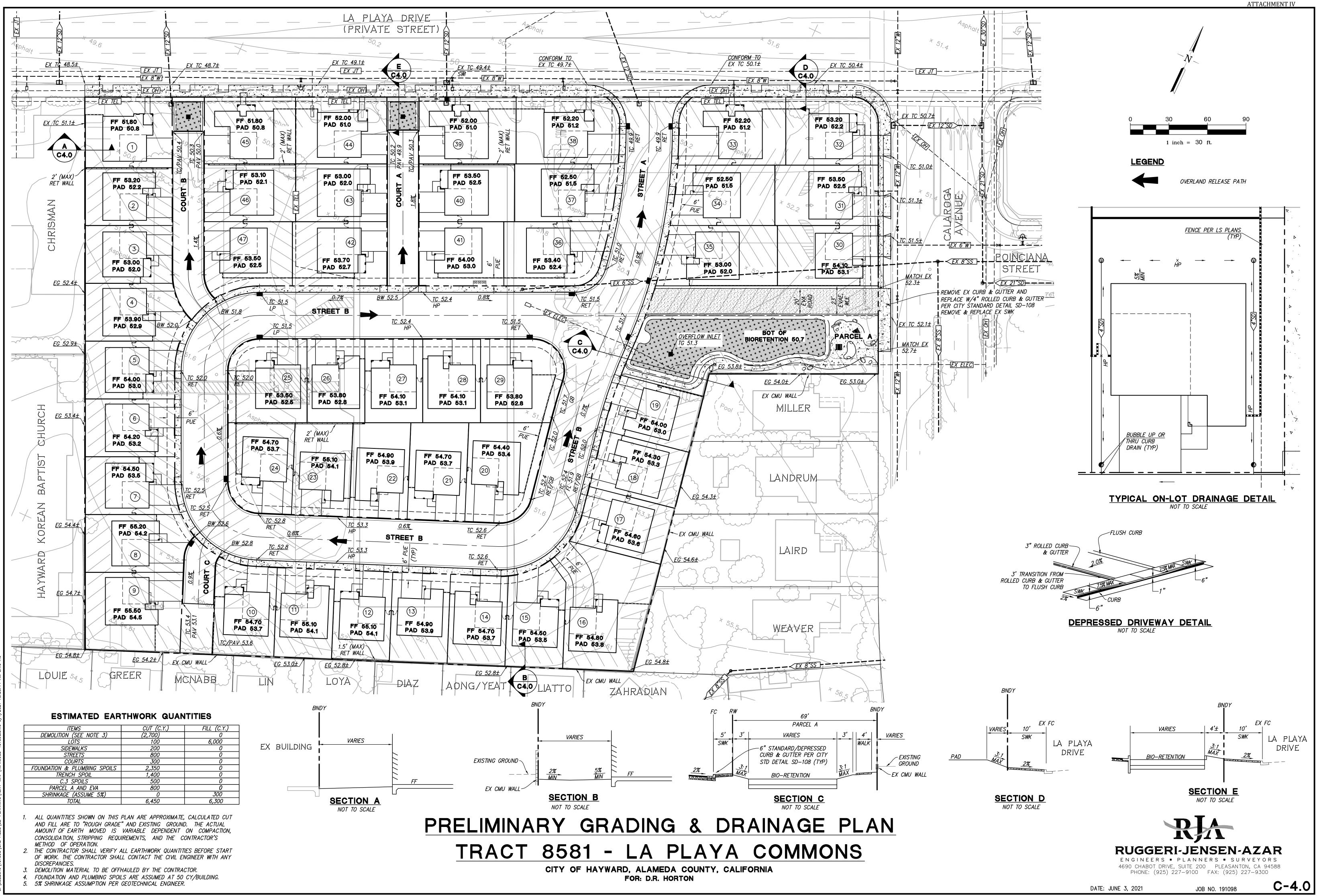
C-1.0

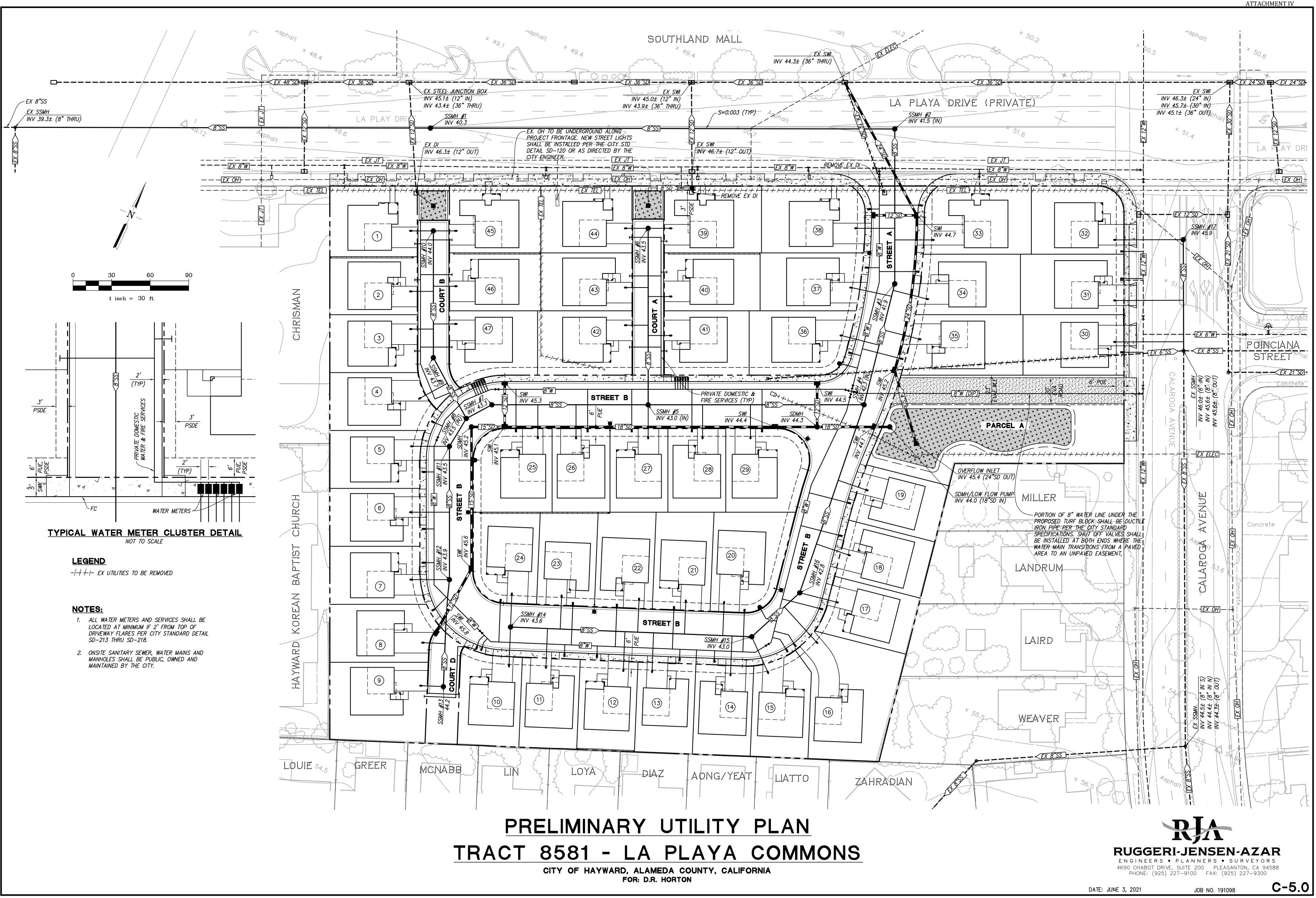


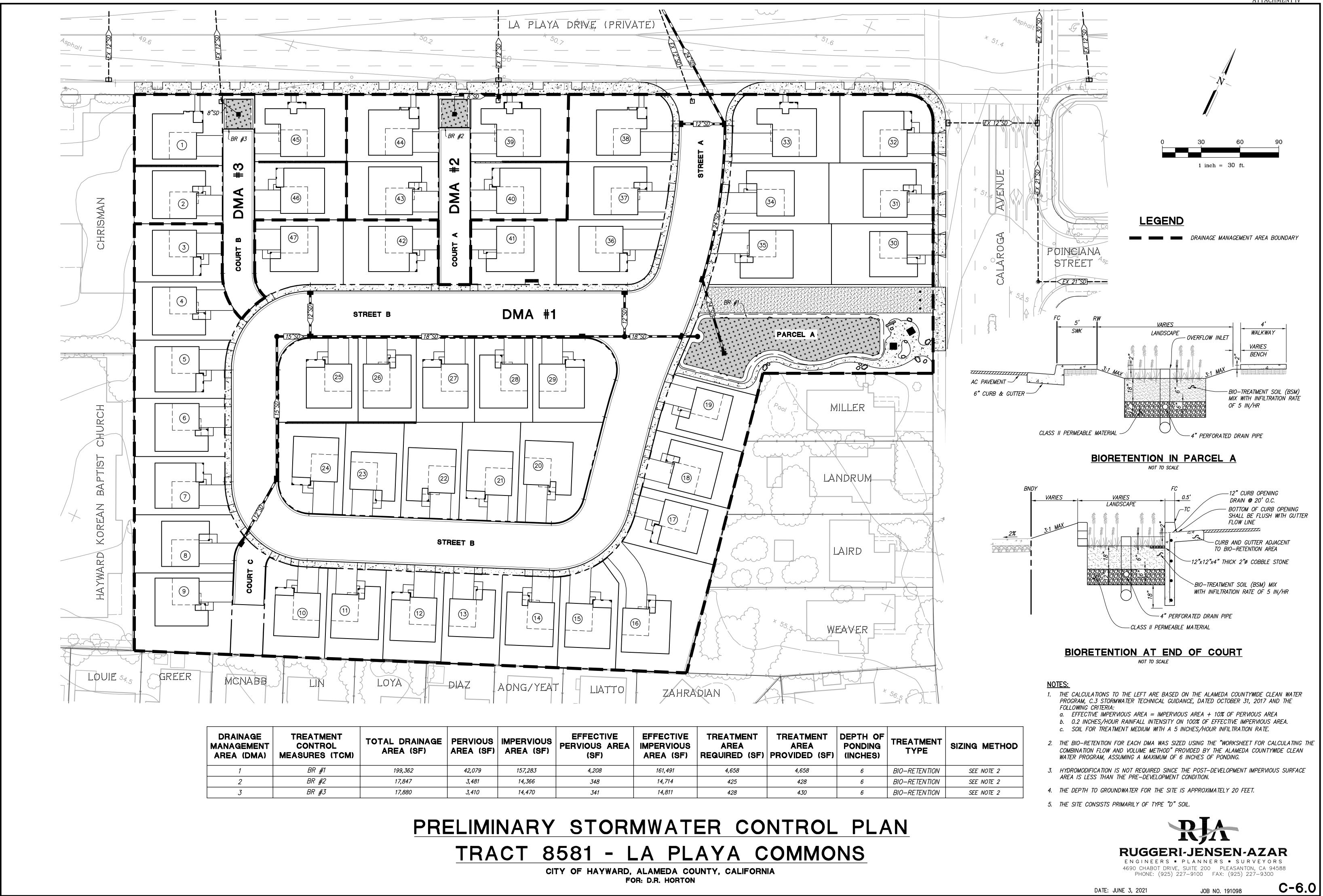
JOB NO. 191098

C-2.0

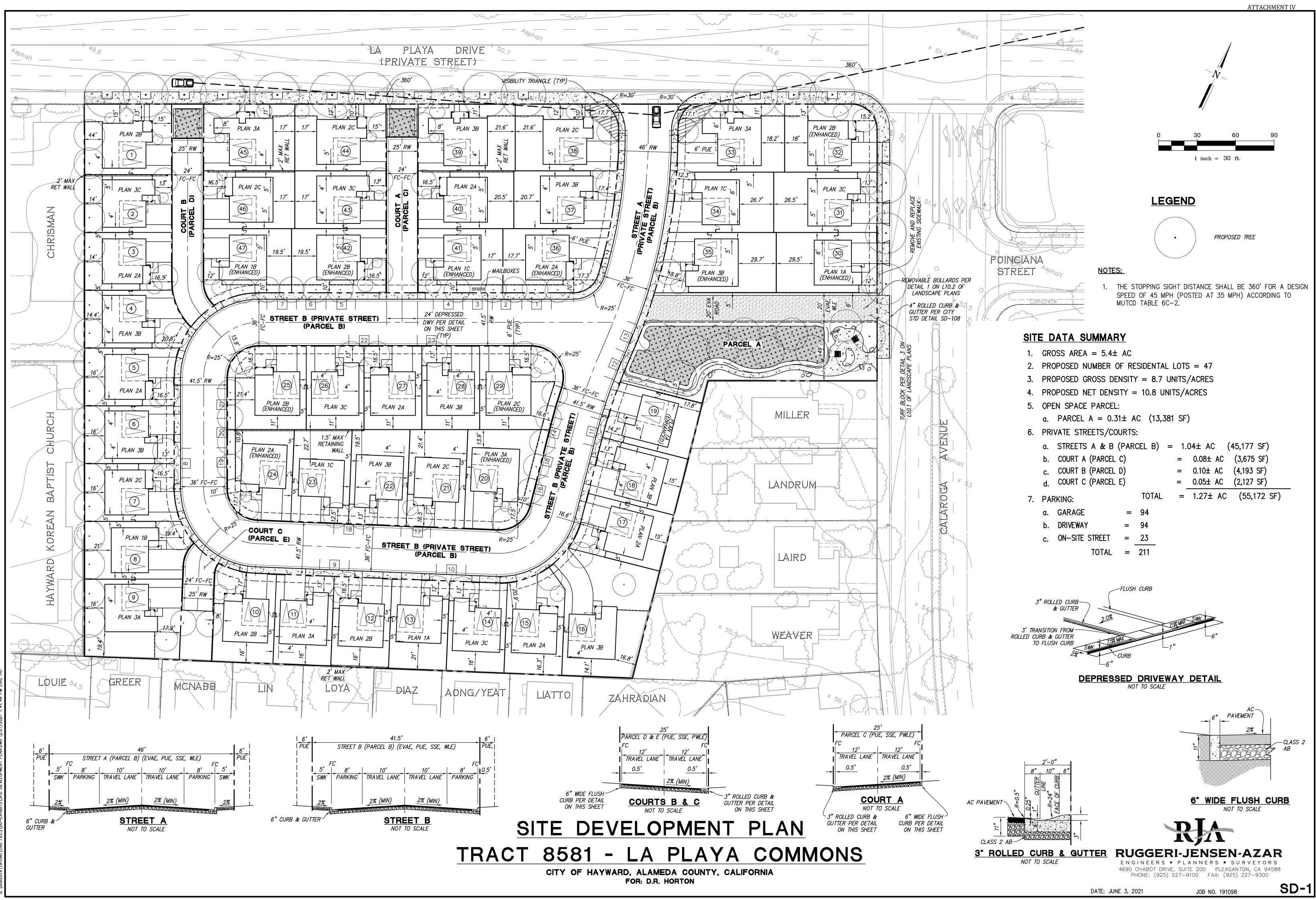








DRAINAGE MANAGEMENT AREA (DMA)	TREATMENT CONTROL MEASURES (TCM)	TOTAL DRAINAGE AREA (SF)	PERVIOUS AREA (SF)	IMPERVIOUS AREA (SF)	EFFECTIVE PERVIOUS AREA (SF)	EFFECTIVE IMPERVIOUS AREA (SF)	TREATMENT AREA REQUIRED (SF)	TREATMENT AREA PROVIDED (SF)	DEPTH OF PONDING (INCHES)	TREAT
1	BR #1	199,362	42,079	157,283	4,208	161,491	4,658	4,658	6	BIO-RET
2	BR #2	17,847	3,481	14,366	348	14,714	425	428	6	BIO-RET
3	BR #3	17,880	3,410	14,470	341	14,811	428	430	6	BIO-RET





LOT COVERAGE AND SETBACK TABLE													
				LOT COVERAGE FRONT YARD SETBA		SETBACK (FT.)	SIDE YARD S	ETBACK (FT.)	REAR YARD SETBACK (FT.)		SIDE STREET YARD SETBACK (FT.)		
LOT NO.	PLAN TYPE	FOOTPRINT SIZE (SQ.FT.)	LOT SIZE (SQ. FT.)	PROVIDED	MAXIMUM*	PROVIDED	MINIMUM*	PROVIDED	MINIMUM*	PROVIDED	MINIMUM*	PROVIDED	MINIMUM*
1	PLAN 2B (SIDE)	1280	3740	34%	40%	15	20	5	5	14	20	15	10
2	PLAN 3C	1369	3060	45%	40%	13	20	4	5	14	20	-	-
3	PLAN 2A	1241	3061	41%	40%	16	20	5	5	14	20	-	-
4	PLAN 3B	1379	3386	41%	40%	20	20	4	5	14	20	-	-
5	PLAN 2A	1241	3181	39%	40%	16	20	5	5	16	20	-	-
6	PLAN 3B	1379	3150	44%	40%	13	20	4	5	16	20	-	-
7	PLAN 2C	1243	3193	39%	40%	16	20	5	5	16	20	-	-
8	PLAN 1B	1135	3554	32%	40%	19	20	5	5	21	20	-	-
9	PLAN 3A	1369	4638	30%	40%	17	20	4	5	16	20	-	-
10	PLAN 2B	1241	3433	36%	40%	17	20	5	5	16	20	-	-
11	PLAN 3A	1369	3150	43%	40%	13	20	4	5	16	20	-	-
12	PLAN 2B	1241	3150	39%	40%	16	20	5	5	16	20	-	-
13	PLAN 1A	1135	3150	36%	40%	12	20	5	5	21	20	-	-
14	PLAN 3C	1369	3152	43%	40%	13	20	4	5	16	20	-	-
15	PLAN 2A	1241	3404	36%	40%	20	20	5	5	16	20	-	-
16	PLAN 3B	1379	6161	22%	40%	35	20	4	5	14	20	-	-
17	PLAN 2A	1241	3142	40%	40%	16	20	5	5	15	20	-	-
18	PLAN 3B	1379	3105	44%	40%	13	20	4	5	15	20	-	-
19	PLAN 1A	1135	3065	37%	40%	14	20	5	5	17	20	-	-
20	PLAN 3A	1369	4210	33%	40%	17	20	5	5	13	20	10	10
21	PLAN 2C	1243	3422	36%	40%	16	20	5	5	21	20	-	_
22	PLAN 3B	1379	3341	41%	40%	13	20	4	5	19	20	-	_
23	PLAN 1C	1135	3259	35%	40%	12	20	5	5	22	20	-	_
24	PLAN 2A	1241	3459	36%	40%	17	20	5	5	10	20	10	10
25	PLAN 2B	1241	3862	32%	40%	16	20	5	5	11	20	15	10
26	PLAN 3C	1369	2925	47%	40%	13	20	4	5	11	20	-	-
27	PLAN 2A	1241	2925	42%	40%	16	20	5	5	11	20		_
28	PLAN 3B	1379	2925	47%	40%	13	20	4	5	11	20	_	_
29	PLAN 2C	1243	3889	32%	40%	16	20	5	5	11	20	16	10
30	PLAN 1A	1135	3689	31%	40%	12	20	6	5	29	20	-	-
31	PLAN 3C	1369	3783	36%	40%	13	20	5	5	26	20	_	_
32	PLAN 2B	1241	3730	33%	40%	15	20	5	5	18	20	12	10
33	PLAN 3A (SIDE)	1472	4351	34%	40%	17	20	5	5	18	20	11	10
33	PLAN 1C	1135	3671	31%	40%	12	20	6	5	26	20	-	-
35	PLAN 3B	1379	4168	33%	40%	18	20	5	5	29	20	_	_
36	PLAN 2A	1241	3814	33%	40%	17	20	5	5	17	20	10	10
37	PLAN 3B	1379	3518	39%	40%	17	20	4	5	20	20	-	-
38	PLAN 2C (SIDE)	1280	4098	31%	40%	17	20	5	5	20	20	12	10
39	PLAN 3B (SIDE)	1472	3952	37%	40%	8	20	5	5	21	20	11	10
40	PLAN 3B (SIDE)	1241	3352	37%	40%	16	20	5	5	20	20	-	-
40	PLAN 2A PLAN 1C	1241	3300	34%	40%	18	20	5	5	17	20	10	10
41	PLAN IC PLAN 2B	1135	3675	34%	40%	12	20	5	5	17	20	10	10
		1241		43%	40%			ح ۸	5				
43	PLAN 3C		3195			13	20	<u>4</u> с	5	17	20	- 12	- 10
44	PLAN 2C (SIDE)	1280	3562	36%	40%	15 °	20	5	5	17	20	12	10
45	PLAN 3A (SIDE)	1472	3822	39%	40%	8	20	4 F	-	17	20	11	10
46	PLAN 2C	1243	3195	39%	40%	16	20	5	5	17	20	- 10	-
47	PLAN 1B	1135	3569	32%	40%	12	20	5	5	19	20	10	10

\* MAXIMUM LOT COVERAGE AND MINIMUM SETBACKS AS LISTED IN THIS TABLE ARE BASED ON SEC. 10–1.225 (LOT REQUIREMENTS) AND SEC. 10–1.230 (YARD REQUIREMENTS) FOR SINGLE-FAMILY RESIDENTIAL (RS) ZONING OF THE CITY OF HAYWARD ZONING ORDINANCE.

### LOT COVERAGE AND SETBACK TABLE

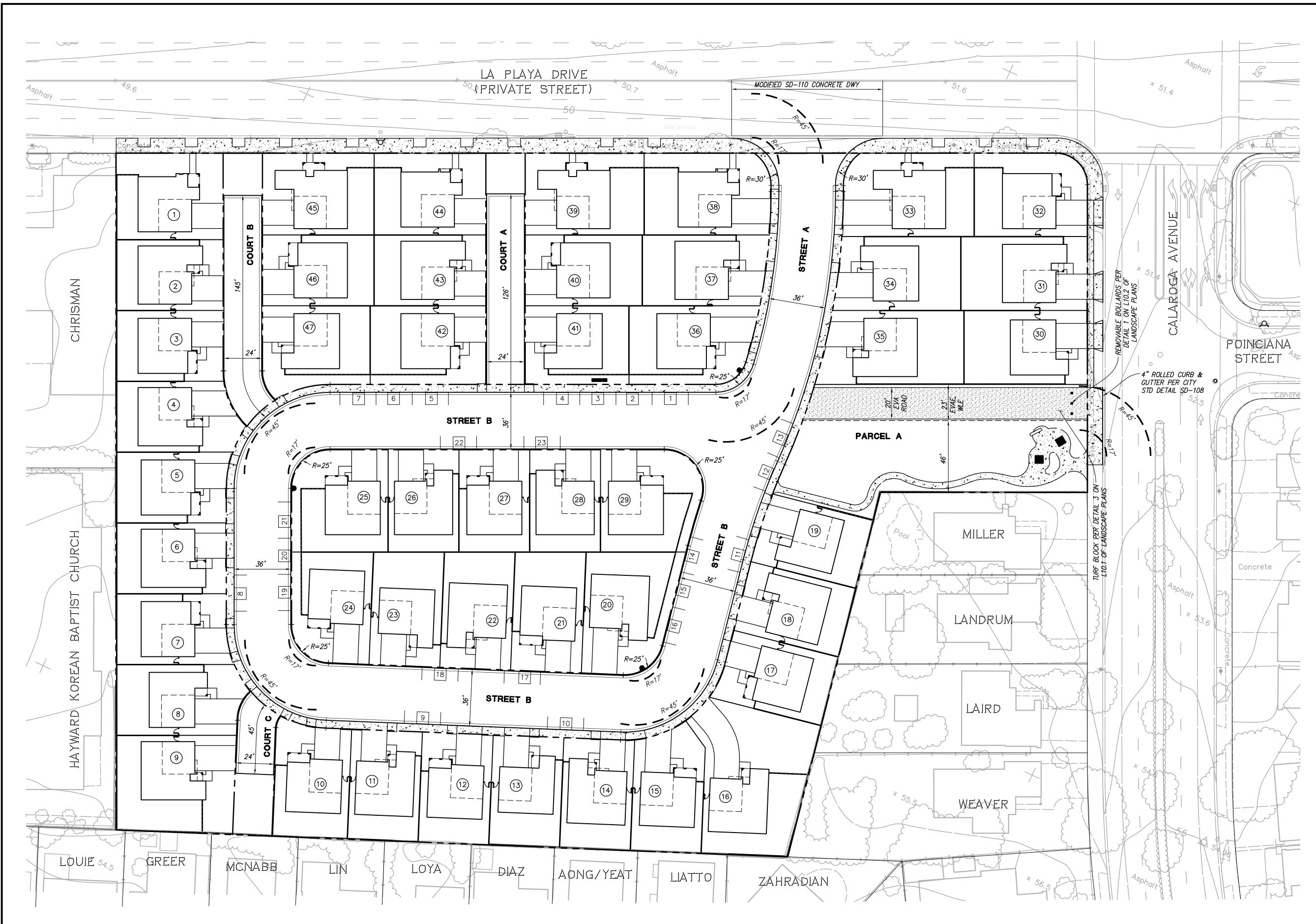
# LOT COVERAGE AND SETBACK TABLE TRACT 8581 - LA PLAYA COMMONS

CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA FOR: D.R. HORTON



JOB NO. 191098

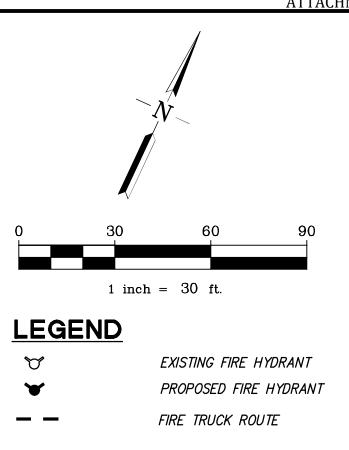
SD-2



2019\191098\CAD FILES\00-EXHIBITS\FIRE ACCESS EXHIBIT.DWG 6/1/2021 3:40:20 PM ERIC

FIRE TRUCK CIRCULATION PLAN TRACT 8581 - LA PLAYA COMMONS

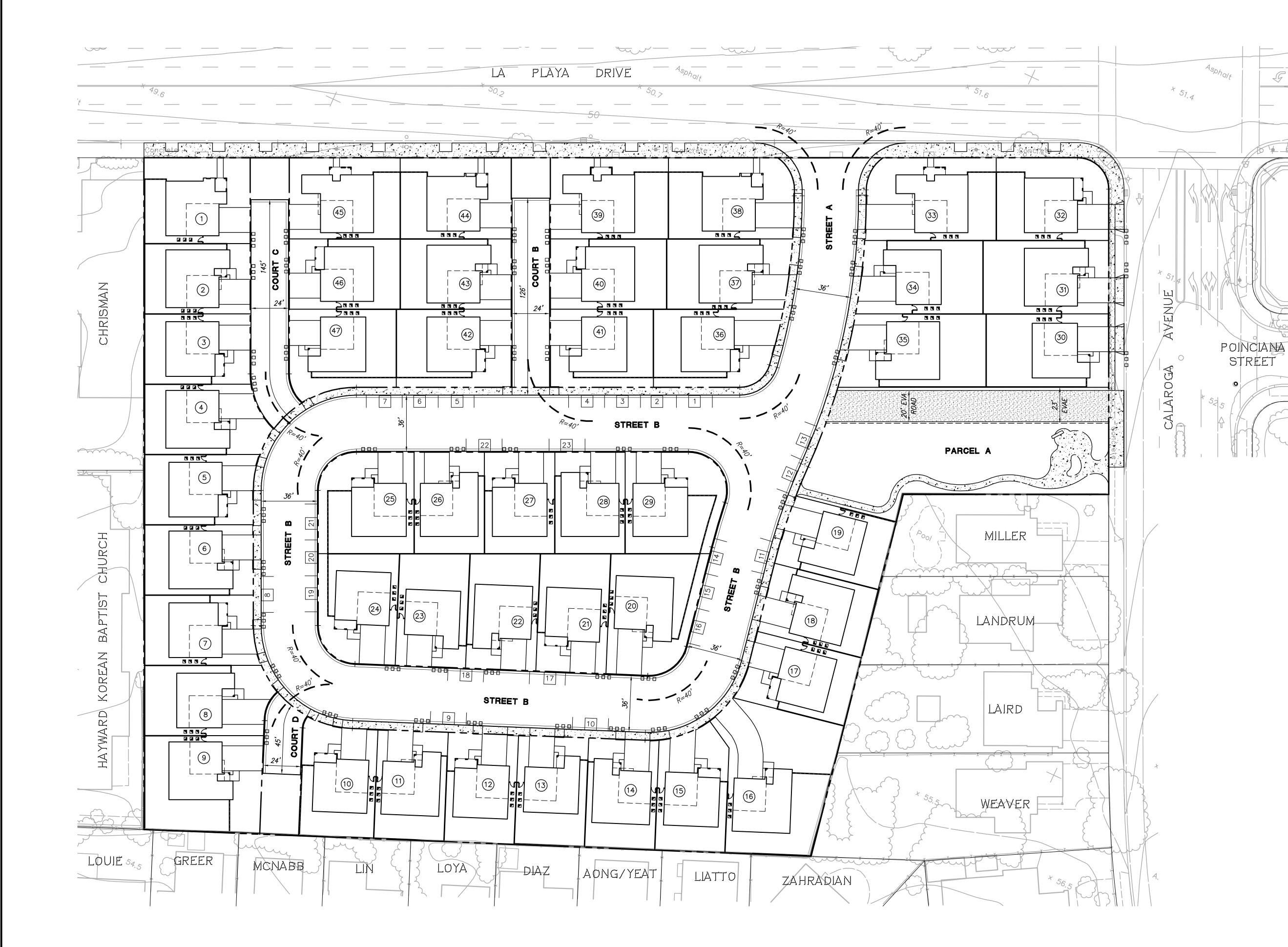
CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA FOR: D.R. HORTON



FIRE TRUCK TURNING RADIUS

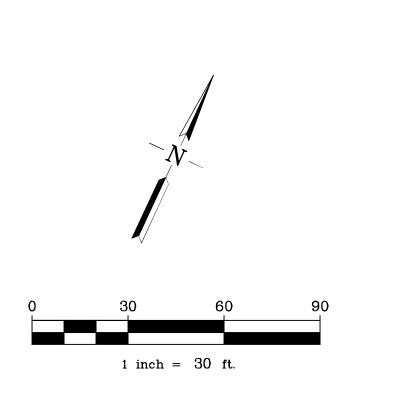
PER CITY OF HAYWARD FIRE DEPARTMENT DETAIL SD-501





# SOLID WASTE HANDLING PLAN TRACT 8581 - LA PLAYA COMMONS

CITY OF HAYWARD, ALAMEDA COUNTY, CALIFORNIA FOR: D.R. HORTON



## **LEGEND**

G

- - TRASH TRUCK ROUTE
- TRASH BIN PLACEMENT ON PICKUP DAYS (22" X 25" PER BIN AT 2 FT APART)
- TRASH BIN PLACEMENT ON NON-SERVICE DAYS (22" X 25" PER BIN AT 2 FT APART)





#### File #: CONS 22-431

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### **SUBJECT**

Adopt a Resolution Approving Addendum No. 1 and No. 2 and Awarding a Contract to Ranger Pipelines, Inc., for the Sewer Line Improvements Project, Project No. 07761, in the Amount of \$11,087,925 in Addition to Approving \$1,108,793 in Administrative Construction Contingency, and Appropriating Additional Funds in an Amount of \$3,067,915

#### RECOMMENDATION

That Council adopts a resolution (Attachment II): approving Addendum No. 1 and No. 2, providing minor revisions to the project specifications; and awarding the construction contract to Ranger Pipelines, Inc., (Ranger) for the Sewer Line Improvements Project, Project No. 07761, in the amount of \$11,087,925 in addition to approving \$1,108,793 in administrative construction contingency; and appropriating additional funds in the amount of \$3,067,915 from the Sewer System Replacement Fund (Fund 611).

#### SUMMARY

The Utilities Division of the Department of Public Works & Utilities replaces the City's undersized or structurally damaged sewer mains through annual capital improvement projects. The Sewer Line Improvements Project (Project) will improve the capacity and maintain the operability of the sewer collection system by replacing approximately 4.1 miles of existing vitrified clay pipe (VCP), asbestos cement pipe (ACP), and high-density polyethylene pipe (HDPE) ranging in diameter from 6 to 12-inches with new 8, 10, 12, or 15-inch polyvinyl chloride (PVC) or HDPE. This project takes place at twenty-nine locations throughout the City (Attachment III). Approximately 3.3 miles will be replaced by traditional open-cut method, and another approximately 0.8 mile will be replaced by trenchless technology used to cross under obstructions that prohibit open-cut installation.

On June 14, 2022, four (4) bids were received. The low bid was \$11,087,925, which is \$2,512,075, or 18.5%, below the Engineer's estimate of \$13,600,000. Staff is requesting Council's approval of Addendum No. 1 and No. 2, which provided minor revisions to clarify the specifications, and awarding the construction contract to the lowest bidder, Ranger, the amount of \$11,087,925, and approving an Administrative Construction Contingency (change orders) budget of \$1,108,793.

#### File #: CONS 22-431

Furthermore, staff is requesting appropriation of additional funds in the amount of \$3,067,915 from the Sewer System Replacement Fund (Fund 611).

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Location Map



**DATE:** July 5, 2022

TO: Mayor and City Council

FROM: Director of Public Works

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Furthermore, staff is requesting appropriation of additional funds in the amount of \$3,067,915 from the Sewer System Replacement Fund (Fund 611).

#### BACKGROUND

The City's current Capital Improvement Program (CIP) includes funding to replace the City's undersized or structurally damaged sewer mains through annual sewer line replacement projects. The City operates approximately 325 miles of sanitary sewer mains. The Utilities Division staff performs regular sewer main cleaning and has an ongoing program to monitor and inspect the condition of the City's sanitary sewer collection system using closed circuit television (CCTV) technology. The inspection is performed by placing a camera, mounted on tracks, inside a sewer pipe and remotely guiding it through the length of the pipe to identify structurally damaged sewer mains for repair or replacement.

The sewer main improvements include replacing approximately 4.1 miles of existing 6, 8, 10, and 12-inch vitrified clay, asbestos cement, and high-density polyethylene pipes at twentynine locations throughout the City as shown in Attachment III. The sewer line locations were selected by staff based on performance and maintenance data over the past several years. Recommended projects from the 2015 Sewer Master Plan, including upsizing undersized sewer mains, rerouting flows, and installing new sewer lines, were also incorporated to address capacity deficiencies within the existing sewer collection system.

Approximately 3.3 miles of sewer main will be replaced by traditional open-cut method constructed in segments to minimize the impact to customers and traffic. The remaining 0.8 mile will either be rehabilitated or replaced by trenchless pipe techniques including microtunneling, pipe bursting, pipe reaming, or cured-in-place pipe (CIPP), where open-cut installation is not recommended due to surface features.

This project also includes installation of new manholes in areas where it is often difficult to access the existing manholes located in easements on residential properties. Installing new manholes in the public street improves accessibility for future maintenance and operational efficiency when performing Hydro cleaning and CCTV.

On December 7, 2021<sup>1</sup>, Council approved Resolution No. 21-236, adopting the Initial Study and Mitigated Negative Declaration (IS/MND). The City completed the environmental analysis in accordance with the California Environmental Quality Act (CEQA).

#### DISCUSSION

On May 3, 2022<sup>2</sup>, Council approved the plans and specifications for the project and called for bids to be received on June 7, 2022. Addendum No. 2 postponed the bid opening to June 14, 2022, due to requests from contractors. On June 14, 2022, the City received four (4) bids for the project, ranging from \$11,087,925 to \$12,717,965. Ranger submitted the low bid in the amount of \$11,087,925, which is approximately 18.5% below the Engineer's estimate of \$13,600,000. The average of the four (4) bids received was \$11,698,981, which is approximately 14% below the Engineer's estimate. An additional \$1,108,793 (or 10% of the contract amount) is included for administrative construction contingency in the event additional funds are needed for unforeseen conditions and changes during construction.

 $<sup>^1</sup>$  https://hayward.legistar.com/LegislationDetail.aspx?ID=5347829&GUID=B1C01790-44AD-4D1E-A005-CD3DADA51E29&Options=ID|Text|&Search=07093

<sup>&</sup>lt;sup>2</sup> https://hayward.legistar.com/LegislationDetail.aspx?ID=5636900&GUID=3B2E1F02-FA18-423F-8230-5391FD57893B&Options=&Search=

#### **ECONOMIC IMPACT**

The community will enjoy the benefits of the project, including the continued operability and serviceability of the sewer collection system. Furthermore, robust and reliable sewer infrastructure can help protect public health and foster economic development and viability in the City.

Replacing the sewer main and appurtenances are part of an effort to, pursuant to Council direction, modernize and upgrade existing infrastructure. The project will reduce operations and maintenance costs associated with servicing the undersized and structurally defective sewer mains. In addition, staff time attending to issues related to high frequency maintenance and sanitary sewer overflows will be reduced.

On November 15, 2016<sup>3</sup>, 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 CWA agreement applies to this Sewer Line Improvements Project because the construction cost is more than \$1,000,000.

#### **FISCAL IMPACT**

The estimated costs for the Sewer Line Improvements Project are as follows:

Construction Contract	\$11,087,925
Administrative Construction Contingency	\$1,108,793
Professional Engineering Services – Consultant	\$908,933
Inspection & Testing & Permitting	\$600,000
Construction Administration – City Staff	<u>\$400,000</u>
Total	\$14,105,651

#### Appropriation of Additional Funds

The adopted FY23 CIP includes a total of \$11,116,653 for the Sewer Line Improvement FY21 Project, Project No. 07761, in the Sewer System Capital Replacement Fund (Fund 611). In 2020, the City entered into a Professional Services Agreement with Hydroscience Engineers, Inc., (Hydroscience), of which \$908,933 is for sewer design services and technical support during construction. As of June 2022, \$10,128,803 remains available for construction, inspection, and administration.

As shown above, the current total estimated cost to construct the project exceeds this amount. The original estimate was based on preliminary conceptual design. These costs are typically developed when project definition is at the planning stage. Expected accuracy for a planning stage estimate typically ranges as much as 25% below or above the actual cost.

<sup>&</sup>lt;sup>3</sup> https://hayward.legistar.com/MeetingDetail.aspx?ID=504356&GUID=BBB3510A-72A9-4C24-ADA5-

<sup>97</sup>D40B48097B&Options=info|&Search=

Furthermore, due to the recent COVID-19 pandemic-related global supply chain disruption and its impact on costs, the current estimated project cost at \$14,105,651 is approximately 27% higher than the original FY23 CIP budgeted amount of \$11,116,653. Staff requests that Council appropriate additional funds in the amount of \$3,067,915 from the Sewer System Replacement Fund (Fund 611) to fully fund the project in FY23. Sufficient fund balance is available to cover the necessary appropriation.

#### STRATEGIC ROADMAP

This agenda item supports the Strategic Roadmap to invest in Infrastructure. Specifically, this item relates to the implementation of the following project:

Project N20: Upgrade sewer collection system by replacing 3-4 miles of sewer lines annually.

#### SUSTAINABILITY FEATURES

The repair and replacement of deteriorating sewer lines reduces the risk of sewer overflows, which can cause untreated wastewater to flow into public waterways.

#### **PUBLIC CONTACT**

Prior to and during construction, notices will be provided to affected residents, property, and business owners to inform them of the nature and purpose of the work, potential impacts, work schedule and City contact for additional information. In addition, staff will separately contact any large employers and schools that may be affected by the project and coordinate work to minimize impact.

#### NEXT STEPS

The following schedule has been developed for this project:

Award Construction Contract	July 5, 2022
Notice to Proceed	August 2022
Construction Completion	September 2023

- Prepared by: Sammy Lo, Senior Civil Engineer
- *Reviewed by:* Tay Nguyen, Senior Utilities Engineer

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hulo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_

Introduced by Council Member\_\_\_\_\_

RESOLUTION APPROVING ADDENDUM NO. 1 AND NO. 2, AWARDING A CONTRACT TO RANGER PIPELINES, INC., FOR THE SEWER LINE IMPROVEMENTS PROJECT, PROJECT NO. 07761, IN THE AMOUNT OF\$11,087,925 AND APPROVING \$1,108,793 IN ADMINISTRATIVE CONSTRUCTION CONTINGENCY, AND APPROPRIATING ADDITIONAL FUNDS IN AN AMOUNT OF \$3,067,915

WHEREAS, by Resolution No. 22-113 on May 3, 2022, the City Council approved the plans and specifications for the Sewer Line Improvements Project, Project No. 07761, and called for bids to be received on June 7, 2022; and

WHEREAS, Addendum No. 1 and No. 2 were issued to make minor revisions to the specifications and postpone bid opening date to June 14, 2022; and

WHEREAS, on June 14, 2022, four (4) bids were received ranging from \$11,087,925 to \$12,717,965. The low bid, submitted by Ranger Pipelines, Inc., is approximately 18.5% below the engineer's estimate of \$13,600,000;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward that Addendum No. 1 and No. 2 are hereby approved and adopted as part of the plans and specifications for the project; and

BE IT FURTHER RESOLVED that Ranger Pipelines, Inc., of San Francisco, CA, is hereby awarded the contract for the Sewer Line Improvements Project, Project No. 07761, 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 final proposal of the hereinabove specified bidder, and all other bids are hereby rejected; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute an agreement with Ranger Pipelines, Inc., in the name of and for and on behalf of the City of Hayward, in the amount of \$11,087,925, in a form to be approved by the City Attorney; and

BE IT FURTHER RESOLVED that a construction contingency budget of \$1,108,793 is also hereby approved.

BE IT FURTHER RESOLVED that the City Manager is authorized to appropriate an additional \$3,067,915 from Sewer Replacement Fund (Fund 611) for the Sewer Line Improvements Project, Project No. 07761.

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

#### ATTACHMENT III



#### SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

LOCATION MAP PAGE 1 OF 16

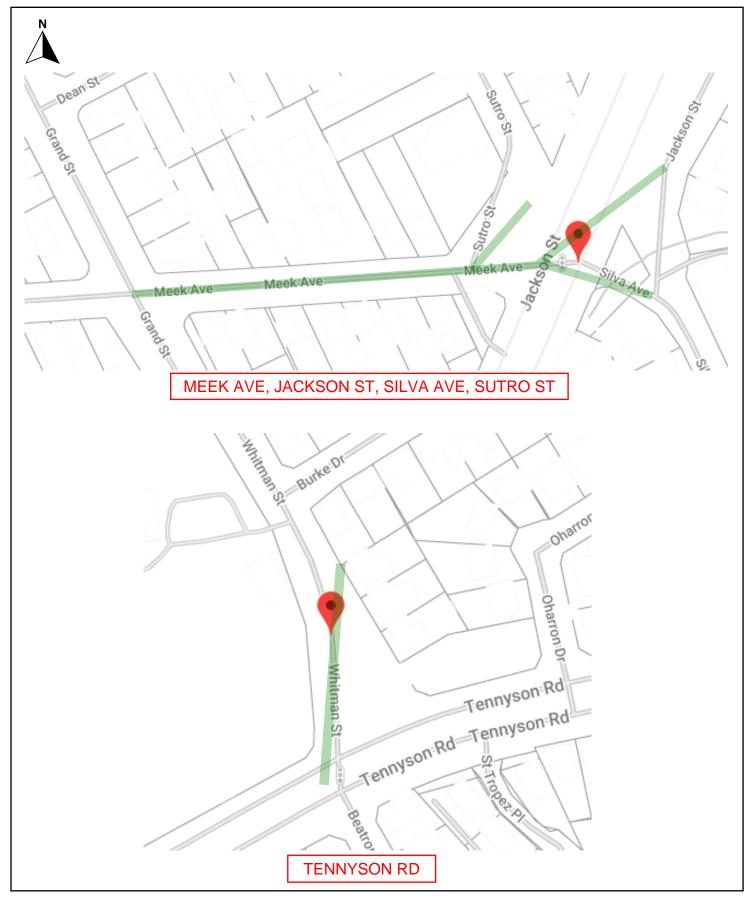


LOCATION MAP PAGE 2 OF 16



SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

LOCATION MAP PAGE 3 OF 16



SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

LOCATION MAP PAGE 4 OF 16

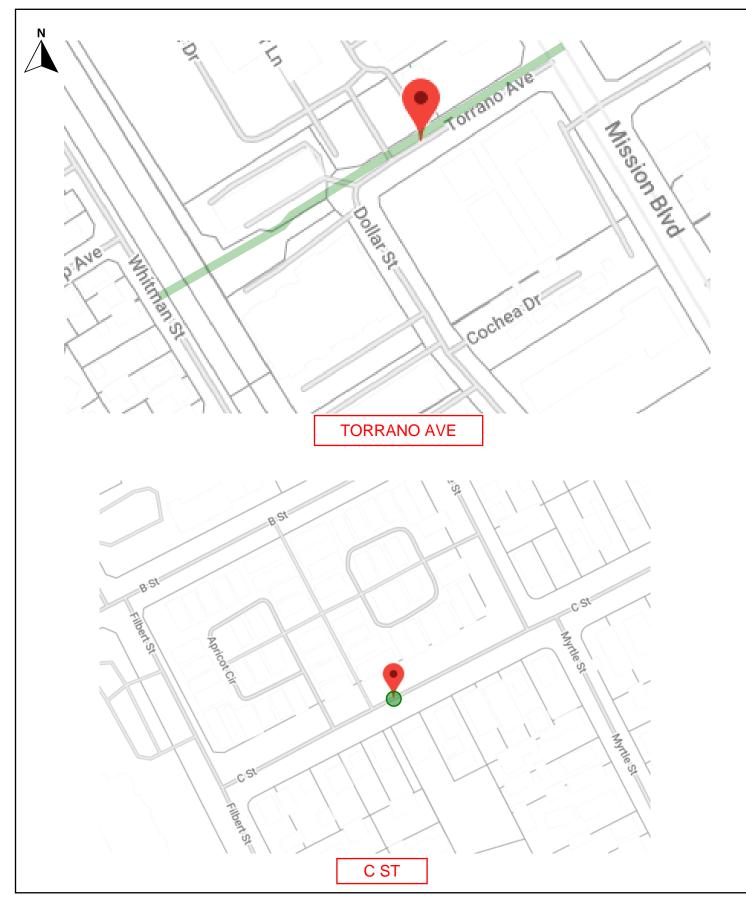


SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

LOCATION MAP PAGE 5 OF 16

#### LOCATION MAP PAGE 6 OF 16





SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

#### LOCATION MAP PAGE 7 OF 16

#### LOCATION MAP PAGE 8 OF 16







SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

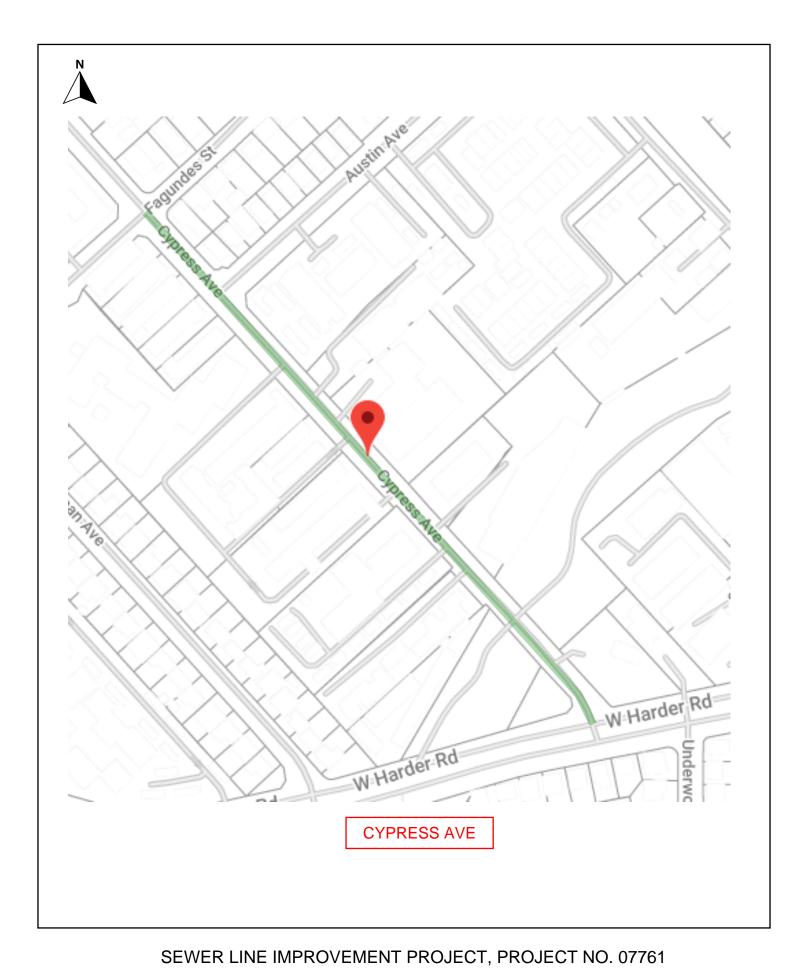
LOCATION MAP PAGE 9 OF 16

#### LOCATION MAP PAGE 10 OF 16

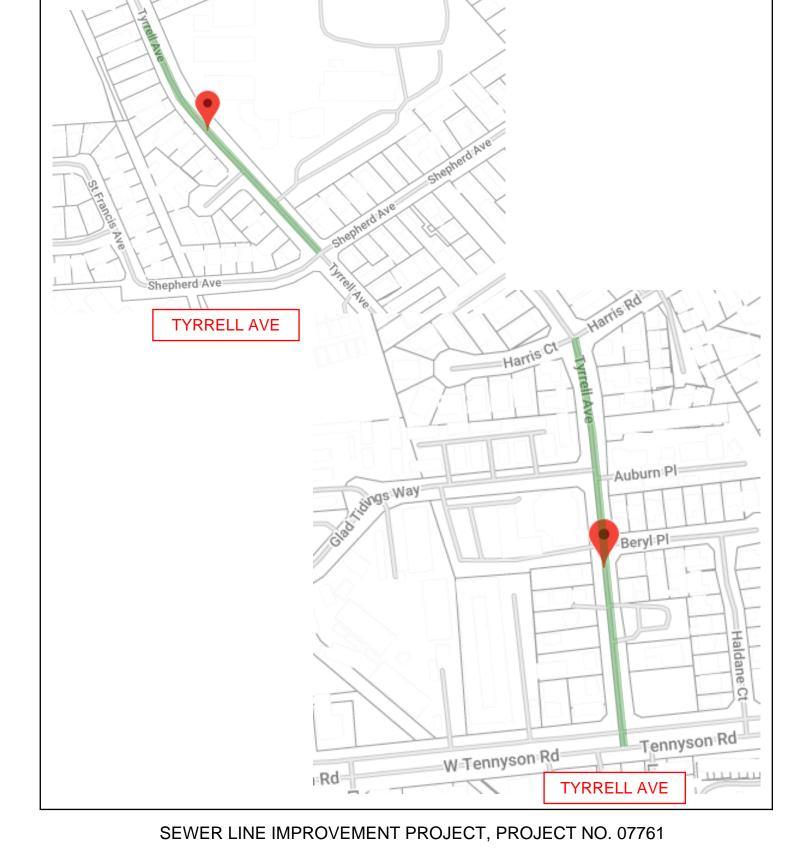




#### LOCATION MAP PAGE 11 OF 16

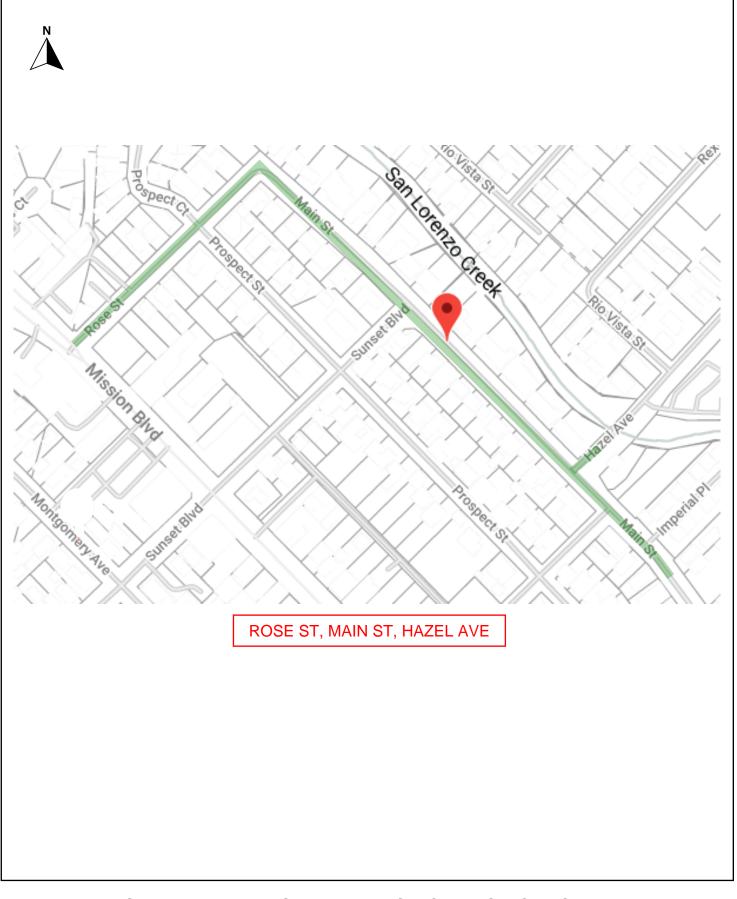


#### LOCATION MAP PAGE 12 OF 16



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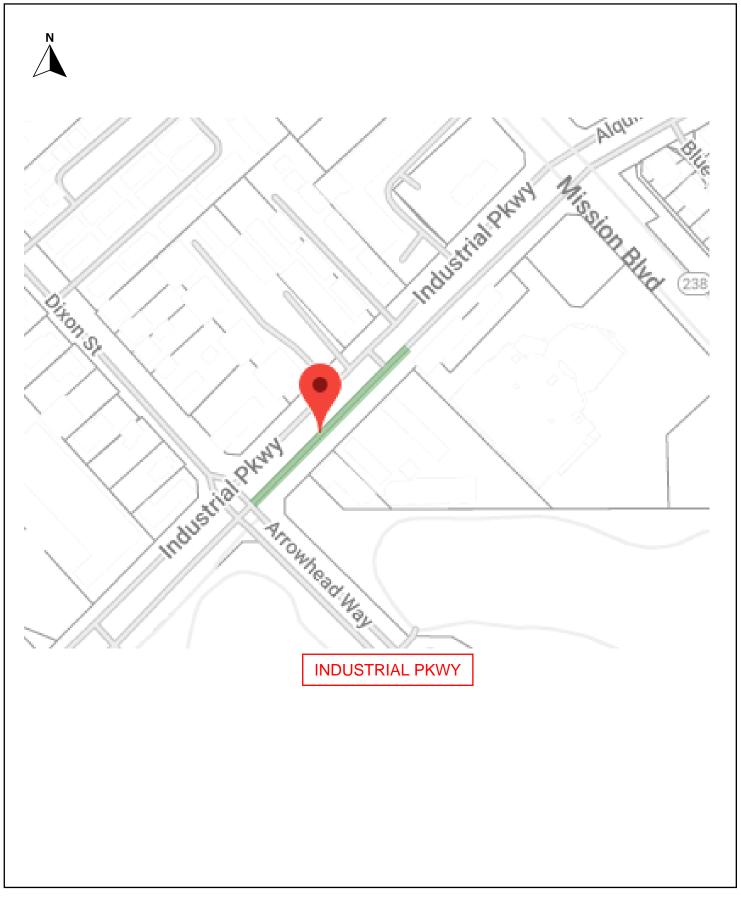
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LOCATION MAP PAGE 13 OF 16



LOCATION MAP PAGE 14 OF 16



LOCATION MAP PAGE 15 OF 16



SEWER LINE IMPROVEMENT PROJECT, PROJECT NO. 07761

LOCATION MAP PAGE 16 OF 16



# File #: CONS 22-433

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

### **SUBJECT**

Adopt a Resolution Authorizing the Single Source Agreement with Western Energy Systems for Services to the Cogeneration Engine System at the Water Pollution Control Facility (WPCF) in an Amount Not-to-Exceed \$507,710 Plus Administrative Change Orders in the Amount of Ten Percent of the Contract Price for a Total of \$558,500

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute the single source agreement with Western Energy Systems for Services to the Cogeneration Engine system at the Water Pollution Control Facility (WPCF) in an amount not-to-exceed \$507,710 plus administrative change orders in an amount equal to ten percent of the contract amount for a total of \$558,500.

# **SUMMARY**

The WPCF cogeneration system currently utilizes a Jenbacher cogeneration engine to produce energy from biogas to provide power to the WPCF. In November 2014, the City commissioned a Jenbacher Model JGS 416 cogeneration engine as part of the WPCF Cogeneration Upgrade Project. The cogeneration engine surpassed a 60,000-engine operating hour milestone and is due for a complete engine overhaul, long block replacement, and other milestone replacements, as recommended by the engine manufacturer. Western Energy Systems is the exclusive authorized and certified parts and service provider for all Jenbacher products on the west coast. Staff is recommending the City execute a single source agreement with Western Energy Systems to perform the engine overhaul and other recommended milestone replacements in an amount not-to-exceed \$558,500, in order to continue to provide reliable and sustainable power to the WPCF.

# ATTACHMENTS

Attachment I Staff Report Attachment II Resolution

# File #: CONS 22-433



DATE:	July 5, 2022
TO:	Mayor and City Council

- **FROM:** Director of Public Works
- **SUBJECT:** Adopt a Resolution Authorizing the Single Source Agreement with Western Energy Systems for Services to the Cogeneration Engine System at the Water Pollution Control Facility (WPCF) in an Amount Not-to-Exceed \$507,710 Plus Administrative Change Orders in the Amount of Ten Percent of the Contract Price for a Total of \$558,500

### RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute the single source agreement with Western Energy Systems for Services to the Cogeneration Engine system at the Water Pollution Control Facility (WPCF) in an amount not-to-exceed \$507,710 plus administrative change orders in an amount equal to ten percent of the contract amount for a total of \$558,500.

#### **SUMMARY**

The WPCF cogeneration system currently utilizes a Jenbacher cogeneration engine to produce energy from biogas to provide power to the WPCF. In November 2014, the City commissioned a Jenbacher Model JGS 416 cogeneration engine as part of the WPCF Cogeneration Upgrade Project. The cogeneration engine surpassed a 60,000-engine operating hour milestone and is due for a complete engine overhaul, long block replacement, and other milestone replacements, as recommended by the engine manufacturer. Western Energy Systems is the exclusive authorized and certified parts and service provider for all Jenbacher products on the west coast. Staff is recommending the City execute a single source agreement with Western Energy Systems to perform the engine overhaul and other recommended milestone replacements in an amount not-to-exceed \$558,500, in order to continue to provide reliable and sustainable power to the WPCF.

#### BACKGROUND

The WPCF utilizes anaerobic sludge digesters for solids break-down and stabilization. A byproduct of anaerobic digestion is the generation of biogas mostly (methane), which is purified and utilized to generate electricity and reduce the need to purchase energy.. Waste heat from the power generation is captured and is used to heat the digesters. In addition to cost benefits, there are significant environmental advantages to cogeneration in that the

alternative for disposing biogas is to flare (burn) it off as a large open-air flame, which is wasteful of a renewable energy source.

In November 2014, the Jenbacher Model JGS-416 engine was commissioned by Western Energy Systems as part of the WPCF Cogeneration Upgrade Project. The engine is rated to produce 1,132 kW (kilowatts) of power. Currently, the plant demand averages approximately 950 kW on an annual average basis. Because the cogeneration system produces more energy than is required at the WPCF, PG&E savings are generated through the Renewable Energy Self-Generation Bill Credit Transfer (RES-BCT) tariff, which allows energy credits to be applied to other City facilities.

In 2014, the City declined to enter into a maintenance agreement with Western Energy Systems for the cogeneration engine due to the high cost of the maintenance contract. The City staff instead has been performing most repairs and routine maintenance on the engine, while assigning only higher level and complex quarterly services to the manufacturer's representative, Western Energy Systems, to perform. Staff anticipates that over the 10-year life of the maintenance contract, the City will have saved approximately \$500,000 by a combination of self-performed and contracted maintenance with Western Energy Systems.

# DISCUSSION

As mentioned above, the cogeneration engine surpassed a 60,000-engine operating hour milestone. At this milestone, the manufacturer recommends a complete engine overhaul, including a long block replacement, new wiring, and other critical services, to continue efficient operations of the cogeneration system. A "long block" replacement includes overhaul of the core engine, refurbished crankcase, refurbished crankshaft, new camshaft, new bearings, new pistons, new cylinder heads, new turbocharger, new intercooler, new exhaust manifold, new ignition system and gas mixer, among other parts and is essentially an entire engine re-build.

Staff received a quote from Western Energy Systems in the amount of \$507,710 for the 60,000-hour service. An additional \$50,790 (or 10% of the contract amount) is requested for administrative change orders in the event additional funds are needed for unforeseen conditions and changes during the overhaul, for a total not-to-exceed amount of \$558,500.

Staff is requesting single source approval for Western Energy Systems to perform the engine overhaul and other recommended milestone replacements for the following reasons:

- Western Energy Systems is the only authorized and certified parts and service provider for all Jenbacher products on the West Coast.
- Western Energy Systems provides a warranty on Jenbacher products and services. Work and products supplied by non-authorized and non-certified providers void the manufacturer's warranty.
- Western Energy Systems is familiar with the WPCF as they installed and commissioned the cogeneration engine in 2014 as part of the Cogeneration Upgrade Project. Western Energy Systems also performs quarterly maintenance to the cogeneration engine.

- Western Energy Systems focuses solely on repair and maintenance of Jenbacher engines and are highly qualified for this specialized work.
- The recommended improvements are highly specialized and complex. The engine overhaul requires for the engine to be shipped to Jenbach, Austria, where the engine was manufactured, to be stripped down and fully serviced with specialized machinery. Western Energy Systems would then reinstall the engine at the WPCF, modify the engine controller cabinet and wiring system, perform vibration and performance testing, and commission and start up the engine. Only Jenbacher authorized service providers have the expertise to perform the required complex services.
- The engine overhaul is more cost effective than running the engine to failure and purchasing a new engine. Based on the 2014 cost to purchase the cogeneration engine (\$1,508,434), and assuming a 10-year operational life under continuous operating conditions, it is estimated that a replacement cost of \$2.6 million would be required (in 2024 dollars) for the City to purchase and install a new engine. In addition, the replacement engine may take a year for procurement and installation. An estimated \$750,000 in PG&E energy charges would be incurred while the existing engine is out of service and a new engine is ordered and installed.

# **ECONOMIC IMPACT**

The community will enjoy the benefits of the Project, including maintaining effective treatment that provides environmental protection of the San Francisco Bay. In addition, the energy produced from the cogeneration engine is sufficient to meet the WPCF's energy demands as well as surplus energy that generate PG&E savings through the Renewable Energy Self-Generation Bill Credit Transfer (RES-BCT), which allows energy credits to be applied to other City facilities.

# **FISCAL IMPACT**

The FY22-31 Capital Improvement Program (CIP) includes sufficient funding for the project in the Sewer Improvement Fund (Fund 612), Project 07679 Cogeneration System Maintenance. The Sewer Improvement Fund is an enterprise fund and does not receive any contributions from the General Fund.

# STRATEGIC ROADMAP

This agenda item supports the Strategic Roadmap of Invest in Infrastructure and Confront Climate Crisis and Champion Environmental Justice.

# SUSTAINABILITY FEATURES

The cogeneration process enables for biogas generated at the WPCF's digesters to be captured as part of the treatment process to be utilized as fuel. Methane is a major component of biogas, and biogas, which is a by-product of wastewater treatment, is considered a renewable energy resource. The WPCF utilizes biogas to fuel the cogeneration engine to provide renewable energy and reduce the need to purchase energy. The upgrades will help the City maintain its ability to produce green energy off-setting the need to purchase power. The cogeneration process also protects the environment by beneficial reuse rather than flaring (burning) it off as a large open-flare.

# **PUBLIC CONTACT**

All project work will be within the WPCF plant boundary and should have no impact on area businesses or the public at large; therefore, no public contact is necessary for this project.

# NEXT STEPS

If Council approves, staff will work with the City Manager to execute the single source agreement with Western Energy Systems.

Prepared by:	Mariza Sibal, Associate Civil Engineer
Reviewed by:	Suzan England, Senior Utilities Engineer Dan Magalhaes, WPCF Maintenance Supervisor

Recommended by: Alex Ameri, Director of Public Works

Approved by:

hulo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE SINGLE SOURCE AGREEMENT WITH WESTERN ENERGY SYSTEMS FOR SERVICES TO THE JENBACHER COGENERATION ENGINE FOR THE WATER POLLUTION CONTROL FACILITY (WPCF) COGENERATION SYSTEM IN AN AMOUNT NOT-TO-EXCEED \$507,710 PLUS ADMINISTRATIVE CHANGE ORDERS IN AN AMOUNT EQUAL TO TEN PERCENT OF THE CONTRACT

WHEREAS, the City of Hayward (City) owns and operates the WPCF, which treats an average flow of approximately eleven million gallons per day; and

WHEREAS, in November 2014, the Jenbacher Model JGS-416 cogeneration engine was commissioned by Western Energy Systems as part of the WPCF Cogeneration Upgrade Project; and

WHEREAS, the cogeneration engine is rated to produce 1,132 kW (kilowatts) of power from biogas produced by the WPCF's anaerobic digesters, exceeding plant demand, thereby generating bill credits for other City facilities through PG&E's Renewable Energy Self-Generation Bill Credit Transfer (RES-BCT) tariff; and

WHEARAS, the cogeneration engine has surpassed its 60,000-hour engine operating milestone, and the manufacturer recommends a complete engine overhaul including a long block replacement and other critical services to continue efficient operations of the cogeneration system; and

WHEREAS, staff is requesting single source approval for Western Energy Systems to perform the engine overhaul and other recommended milestone replacements because they are the only authorized and certified parts and service provider for all Jenbacher products in the West Coast; and

WHEREAS, staff received a quote from Western Energy System in the amount of \$507,710 for the 60,000-hour service. An additional \$50,790 (or ten percent of the total amount) is requested for administrative change orders, for a total not-to-exceed amount of \$558,500; and

WHEREAS, the Adopted FY 2023 Capital Improvement Program includes sufficient funding for the project in the Sewer Improvement Fund (Fund 612), Project 07679 Cogeneration System Maintenance.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to execute the single source agreement with Western Energy Systems for the 60,000-hour service to the Jenbacher cogeneration engine in an amount not-to-exceed 507,710, in addition to administrative change orders in an amount equal to ten percent of the contract amount in a form approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: **COUNCIL MEMBERS:** MAYOR:

**COUNCIL MEMBERS:** NOES:

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



## File #: CONS 22-434

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Applied Pavement Technology, Inc., to Provide Consulting Engineering Services for the Airport Pavement Management Program (PMP) Update at Hayward Executive Airport Project in an Amount of \$227,000

### RECOMMENDATION

That the Council adopts a resolution (Attachment II) authorizing the City Manager to execute a Professional Services Agreement (PSA) with Applied Pavement Technology, Inc., (APTech) to provide consulting engineering services for the Airport Pavement Management Program (PMP) Update at Hayward Executive Airport Project in an amount of \$206,000 with a contingency change order amount of \$21,000.

#### SUMMARY

The City must comply with the Federal Aviation Administration's (FAA) requirement to keep the Airport PMP current. The last upgrade to the Airport PMP occurred in 2017 and is valid until June 2022. Keeping the PMP current ensures that Airport Capital Improvement Program projects are eligible for competitive funding from FAA, State, and other grants. The project generally consists of on-site Pavement Condition Index (PCI) inspections, a structural assessment to determine Pavement Classification Ratings (PCRS), and the development of a multi-year capital improvement program.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution



DATE:	July 5, 2022
то:	Mayor and City Council
FROM:	Director of Public Works
SUBJECT:	Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Applied Pavement Technology, Inc., to Provide Consulting Engineering Services for the Airport Pavement Management Program (PMP) Update at Hayward Executive Airport Project in an Amount Not to Exceed \$227,000

#### RECOMMENDATION

That the Council adopts a resolution (Attachment II) authorizing the City Manager to execute a Professional Services Agreement (PSA) with Applied Pavement Technology, Inc., (APTech) to provide consulting engineering services for the Airport Pavement Management Program (PMP) Update at Hayward Executive Airport Project in an amount of \$206,000 with a contingency change order amount of \$21,000.

#### **SUMMARY**

The City must comply with the Federal Aviation Administration's (FAA) requirement to keep the Airport PMP current. The last upgrade to the Airport PMP occurred in 2017 and is valid until June 2022. Keeping the PMP current ensures that Airport Capital Improvement Program projects are eligible for competitive funding from FAA, State, and other grants. The project generally consists of on-site Pavement Condition Index (PCI) inspections, a structural assessment to determine Pavement Classification Ratings (PCRS), and the development of a multi-year capital improvement program.

#### **BACKGROUND AND DISCUSSION**

The main goals of this project include updating the current 2017 PMP, conducting pavement inspections, developing classification ratings, performing a geotechnical investigation, conducting a structural pavement assessment, and developing a multi-year capital improvement program for Airport infrastructure. Updating the PMP is required to stay compliant with FAA requirements.

Staff released a Request for Qualifications (RFQ) on the City's website soliciting proposals from consultants with experience on airport projects, which is essential for creating a successful update to the Airport PMP. The RFQ was released on August 12, 2021, and proposals were due on October 6, 2021. The City received three proposals from APTech, Applied Research Associates, and Kimley-Horn.

The method and criteria for consultant selection was identified in the RFQ. A panel consisting of the City's Engineering Division and Airport staff independently reviewed and scored each proposal. The proposal evaluation panel unanimously determined APTech to be the best firm to update the Airport PMP.

FAA guidelines require that a reasonable fee range for the proposed scope of work be established by an independent third-party firm before the award of a contract. Staff requested an Independent Fee Estimate (IFE) analysis and range recommendation from C&S Companies for the project. C&S submitted an IFE on January 31, 2022 for the proposed scope of work. After receiving the IFE, in accordance with FAA regulations, staff requested APTech to submit a fee estimate. The fee estimate submitted by APTech was within the threshold range of the IFE.

The last upgrade to the Airport PMP occurred in 2017 and is valid until June 2022. The expiration of the current PMP would be consequential if the City were applying now for an FAA paving grant. However, the next FAA paving grant application will be submitted in March 2023, and the PMP report will be completed in January 2023, maybe sooner.

# STRATEGIC ROADMAP

This agenda item supports Strategic Priority to Invest in Infrastructure. The agenda item specifically supports:

Project N12: Upgrade and maintain Airport Infrastructure and facilities.N12a: Rehabilitate the pavement in phases.N12b: Design and construct capital improvements to Airport hangars.

# SUSTAINABILITY FEATURES

By applying best practices, the Updated PMP will maximize transportation dollars for economical capital improvement projects, reduce environmental impacts, and enhance the overall quality of airport operations to attract regional airport customers.

# **ECONOMIC IMPACT**

Projects identified in the PMP will ultimately generate work for skilled and unskilled tradespeople during the construction phase.

# FISCAL IMPACT

The amount budgeted for this project is programmed in the Airport's Ten-Year Capital Improvement Program for FY23 (Fund 621). There will be no impact to the General Fund.

The Airport is operated as a financially independent enterprise fund. It receives no financial support from the City's General Fund and must solely rely on the revenue it generates to fund its annual operating and capital improvement budgets. FAA regulations require the Airport to be as financially self-sustaining as possible, which is also an objective of Council.

# **PUBLIC CONTACT**

There is no public contact needed for updating the Airport PMP.

#### **NEXT STEPS**

If Council approves, the City Manager will execute the professional services agreement with APTech. The proposed schedule is:

Kick-off Meeting	
Data Collection/Analysis	
Draft/Final Report	
Project Close-out	

August 2022 November 2022 January 2023 April 2023

Prepared by:Sundaresh Begur, Associate Civil EngineerKathy Garcia, Deputy Director of Public Works

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hulp

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

Introduced by Council Member \_\_\_\_\_

# RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH APPLIED PAVEMENT TECHNOLOGY, INC., FOR THE AIRPORT PAVEMENT MANAGEMENT PROGRAM UPDATE AT THE HAYWARD EXECUTIVE AIRPORT

WHEREAS, the City in August 2021 requested proposals for the Airport Pavement Management Program (PMP) Update at the Hayward Executive Airport Project for Consulting Engineering Services; and

WHEREAS, on October 8, 2021, three (3) responses to the Requests for Qualifications (RFQ) were received from Applied Pavement Technology, Inc. (APTech), Applied Research Associates, and Kimley-Horn and Associates, Inc.; and

WHEREAS, an evaluation panel consisting of the City's Engineering Division and Airport staff independently reviewed and scored each proposal and unanimously determined APTech to be the best firm to update the Airport PMP; and

WHEREAS, the fee estimate submitted by APTech for the PMP Update is within the reasonable threshold range as determined by an independent third-party firm, as required by Federal Aviation Administration (FAA) guidelines; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized to negotiate and execute a professional services agreement with Applied Pavement Technology, Inc., for Consulting Engineering Services related to the Airport Pavement Management Program Update at Hayward Executive Airport Project in an amount not to exceed \$227,000, 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



File #: CONS 22-436

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Execute a Professional Services Agreement with Brown and Caldwell for the Preliminary Design Services for the Water Pollution Control Facility (WPCF) Improvements Phase II Project, Project No. 07760, in an Amount Not-to-Exceed \$3,849,711

### RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to execute an agreement with Brown and Caldwell in an amount not-to-exceed \$3,849,711 for preliminary design services for the WPCF Improvements Phase II Project, Project No. 07760.

#### SUMMARY

The WPCF treats an average flow of approximately eleven million gallons per day (MGD) and meets current regulatory requirements to discharge treated effluent to the deep waters of the San Francisco Bay. In May 2019, the Regional Water Quality Control Board (Water Board) announced upcoming regulatory requirements limiting discharge of nutrients (nitrogen) to the San Francisco Bay. In June 2020, the City completed a comprehensive master plan update, the WPCF Phase II Facilities Plan (Facilities Plan), to identify improvements required for the WPCF to upgrade its treatment process to incorporate nutrient reduction in the treated effluent. The WPCF Improvements Phase II Project (Phase II Project) will provide for the design, construction, and commissioning of improvements required to upgrade the WPCF secondary treatment process, along with related facility improvements. Major project elements include construction of a new biological nutrient removal (BNR) process, modifications of the existing trickling filter solids contact process, construction of a new secondary clarifier, and related ancillary facilities including pump stations, aeration blower facilities, and electrical infrastructure to support the new facilities.

# ATTACHMENTS

Attachment I Staff Report Attachment II Resolution

# File #: CONS 22-436



DATE:	July 5, 2022
TO:	Mayor and City Council
FROM:	Director of Public Works
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#### BACKGROUND

In 2009, the City completed construction of the WPCF Improvements Phase I Project that improved the reliability and efficiency of the WPCF's secondary biological treatment and clarification processes. The major element of the Phase I project was conversion of the secondary treatment process (trickling filter) to a trickling filter/solids contact (TF/SC)

process. This upgrade to the secondary treatment process was necessary to replace the poorly performing trickling filter/fluidized bed reactor process. Since the 2009 Improvements Phase I Project was completed, the WPCF has been operating well and has been consistently meeting its discharge permit.

In 2014, the City prepared an update to the WPCF Master Plan (2014 Master Plan Update), that included a comprehensive list of near-term and long-term improvement projects for the Capital Improvement Program (CIP) to address WPCF infrastructure needs. In addition, the master plan identified future upgrades that would be needed to meet more stringent regulatory requirements related to the discharge of ammonia, total nitrogen, and other constituents of concern. The goal of the 2014 Master Plan Update was to provide a long-term plan for the WPCF to continue improving efficiency, while providing reliable treatment, and to plan for future regulatory requirements on discharges to the San Francisco Bay (Bay).

Since the 2014 Master Plan Update was prepared, additional more stringent wastewater discharge regulations have been promulgated by the Regional Water Quality Control Board (Water Board) related to discharge of nutrients to the Bay. After reviewing the list of CIP projects largely developed based on the recommendations in the 2014 Master Plan Update, staff recommended initiating the Facilities Plan to review the recommendations and refine/modify the CIP plan. The primary goals of the Facilities Plan Project included:

- Determine the most appropriate and cost-effective technology that meets the nitrogen removal requirements.
- Take a holistic approach to develop a strategic plan which coordinates nutrient removal and water recycling.
- Perform a schematic design and site planning for the new Administration and Laboratory Building
- Identify the project elements and costs for inclusion in the next treatment facility upgrades.

On February 27, 2018, Council approved execution of a PSA with Black & Veatch (B&V) to develop the Facilities Plan to identify improvements needed to meet upcoming regulatory requirements and guide the WPCF infrastructure needs for the next 25-years. The Facilities Plan was completed in July 2019 and included development of a nutrient management strategy and related capital improvements.

# Regulatory Requirements for Nutrient Reduction in Discharges to the Bay

Continued nutrient loading in the Bay is a growing concern for the Bay Area water quality community. Recent data indicate an increase in algae biomass in many areas of the estuary, suggesting that the Bay's resilience to the effects of nutrients may be declining due to a variety of contributing factors. These include natural oceanic oscillations that bring in colder waters to the Bay resulting in a reduction in the Bay's clam population that feeds on algae. In addition, decreases in sediment inflows from mining operations and cleaner wastewater discharges have resulted in increased light penetration in the waters of the bay further contributing to algae growth.

In the Bay, nitrogen has a large influence on algae growth and the Bay's municipal wastewater dischargers (Dischargers) accounts for 65 percent of nitrogen loading into the Bay. To protect the Bay from the harmful effects of nitrogen, the Water Board issued the first Nutrients Watershed Permit, adopted in 2014, that required Dischargers to support scientific studies to evaluate the Bay's response to current and future nutrient loads and to evaluate opportunities to remove nitrogen through treatment plant improvements or optimization.

## Nutrient Management Strategy (NMS)

An important task of the Facilities Plan was to develop a nutrient management strategy (NMS) to meet future regulatory requirements. Prior to embarking on the Facilities Plan, the City was implementing infrastructure upgrade projects recommended in the 2014 Master Plan. The recommendations included replacement of the West Trickling Filter (WTF). The WTF, originally installed in 1982, has reached the end of its useful life and is in need of replacement. The capital improvement program (CIP) included \$19.5 million (in 2014 dollars) for replacing the WTF.

As previously stated, the existing secondary treatment process (TF/SC) has provided an effective and reliable treatment. However, the trickling filter technology is incapable of removing nitrogen. If nitrogen load limits are established when the Water Board issues the 3rd Nutrients Watershed Permit in 2024 (which is highly likely), the nitrogen levels in the WPCF's discharge will exceed the anticipated load limit by 2027. The future nitrogen limits necessitate the WPCF to upgrade the existing secondary process to reduce the nitrogen load in the wastewater discharge to the Bay.

Rather than replacing the WTF that will not help with nutrient management, the City engaged B&V to prepare a Facilities Plan that evaluated alternative technologies and selected the most suitable biological nutrient removal (BNR) technology for the NMS to be incorporated into the WPCF Phase II Upgrade Project. The selected NMS includes incorporating the existing east trickling filter (TF) into a hybrid TF with integrated BNR process. The approach allows the City to cost effectively continue to use assets installed in the Phase 1 project while incorporating a BNR technology that can together meet the load limits established in the 2<sup>nd</sup> Water Shed Permit. The selected process is also adaptable and flexible to meet more stringent nitrogen limits in the future, if necessary. The improvements recommended in the Facilities Plan outlines a strategy for the City to achieve 30% nitrogen load reduction in the treated effluent in compliance with load limits outlined in the 2<sup>nd</sup> Water Shed Permit.

2<sup>nd</sup> Water Shed Permit & Early Actor Status for Nutrient Reduction in Discharges to the Bay On May 8, 2019, the California State Water Resources Control Board (Water Board) adopted the 2nd Nutrients Watershed Permit (Order No. R2-2019-0017) for managing nutrient discharges to the Bay. This Order, which went into effect on July 1, 2019, requires Dischargers to conduct additional scientific studies on the impacts of nutrients on the Bay. It also indicates that a load-cap based nitrogen regulatory framework (i.e., limits on kilograms of nitrogen in WWTPs discharges) will be utilized for establishing future nitrogen limits when issuing the 3rd Nutrients Watershed Permit in 2024. Several agencies, including the City of Hayward, with plans to substantially reduce nutrients are recognized in the 2<sup>nd</sup> Watershed Permit Fact Sheet. The benefits of being recognized as an early actor would likely mean that should the Board impose future more stringent load limits or concentration-based limits on total inorganic nitrogen (TIN), early actors will not be required to make further reductions during the design life of capital improvements assuming others who did not act to reduce nutrients can make reductions to get below future sub-embayment load caps. The Water Board, in recognition of the time it takes to obtain funding and to complete design and construction of improvements will grant early actors additional time under a compliance schedule to meet the 2024 3<sup>rd</sup> Nutrients Watershed Permit requirements.

It is also worth noting that the renewed Nutrient Watershed Permit requires the major dischargers to the Bay to evaluate options for nutrient discharge reduction by water recycling. Water recycling directs nitrogen discharge load to land, which can reduce the nitrogen load to the Bay. Implementation of the recycled water project offers an additional avenue for the City to reduce the nitrogen load, therefore help increasing the time before the load limit to the Bay is exceeded. The selected NMS upgrades half of the secondary process to a BNR process while continuing to use the TF-SCT process. This provides the City flexibility in the future to manage further reductions in discharges of nitrogen either by increasing water recycling or implementing a full flow (100%) BNR.

# Summary of Capital Improvement Projects

The following table presents a summary of recommended projects from the Facilities Plan, as well as other projects from the City's CIP that are directly related and therefore are also included in the project. The Phase II Project includes the nutrient upgrades (with current estimated construction costs of \$70,000,000), along with other projects recommended in the Facilities Plan and/or prior master plans prepared for the WPCF.

Table 1 – Summary of Capital Improvement Projects for the WPCF Included in the Phase II Project <sup>(1)</sup>					
CIP Project Number	Project Element	FY 22 CIP	FY 23 CIP	FY 24 CIP	FY 25 CIP
Prelimina	ary Treatment Im	provements			
612- 07534	WPCF Headworks Hydraulic Forcemain Improvement			\$1,100,000	
612- 07712	WPCF Grit Removal System		\$500,000	\$4,900,000	
Primary Treatment Improvements					

Table 1 – Summary of Capital Improvement Projects for the WPCF Included in the Phase II Project <sup>(1)</sup>					
CIP Project Number	Project Element	FY 22 CIP	FY 23 CIP	FY 24 CIP	FY 25 CIP
612- 07749	New Primary Equalization Basin		\$300,000	\$10,900,000	
Secondar	y Treatment Impi	rovements			
612- 07760	WPCF Nutrient Upgrades Design <sup>(2)</sup>	\$5,400,000	\$2,600,000		
Unfunded	WPCF Nutrient Upgrades Construction <sup>(2)</sup>			\$70,000,000	
612- 07750	New Final Clarifier		\$ 1,500,000	\$14,900,000	
612- 07767	WPCF Final Clarifier Dewatering System	\$463,000			
Non-Proc	ess Facilities Imp	rovements			
612- 07786	WPCF New Administration Building and Laboratory			\$20,000,000	
612- 07770	WPCF Installation of New Double Check Detector Assemblies (DCDAs) on Fire Water Piping	\$281,000			
611- 07649	WPCF Access Road Rehabilitation			\$500,000	
611- 07653	WPCF Site Waste Pump Station Improvements			\$200,000	\$900,000
611- 07674	WPCF Cross Connection Prevention			\$300,000	

Table 1 – Summary of Capital Improvement Projects for the WPCF Included in the					
CIP Project Number	Phase II Project <sup>(1)</sup> Project Element	FY 22 CIP	FY 23 CIP	FY 24 CIP	FY 25 CIP
	Combined Funds and 612 in Base Scope	\$6,144,000	\$4,900,000	\$122,800,000	\$900,000
Total Pha	ase II Project Estin	nated Cost (FY2	2-25): \$134,74	4,000	
Optional	Project Elements	3)			
611- 07772	WPCF Final Clarifier No. 2 Wall Repairs		\$ 200,000		
611- 07756	WPCF Coating of Final Clarifier No. 2 Sludge Collector (Tow- Bro)		\$ 300,000		
612- 07682	WPCF Polymer Blending Unit Relocation and New Solids Line			\$60,000	
Total	Optional Services CIP Budget		\$500,000	\$60,000	
Total Pha \$135,304	ase II Project Estin	nated Cost with	Optional Proje	ect Elements (FY	22-25):
cos (2) Th bas pu cer tria (3) Inc des	P funds for each pro sts. e nutrient upgrades sins, modifications mp station, a new b nters, modifications ckling filter (WTF) a clusion of optional p sign work. ird party construct	s include constru to the existing so lower building v to the existing b and related site v project elements	iction of biologi blids contact tan vith electrical su blower building, work. will be determi	cal nutrient remo lks (SCT), a prima ubstation and mot , demolition of the ned following pre	val (BNR) ry effluent cor control e west liminary

# DISCUSSION

The main goal of the Phase II Project is to construct improvements necessary for nutrient removal in compliance with the Water Board's 2<sup>nd</sup> Nutrient Watershed Permit early actor provisions. The design services contemplated for this project includes funding assistance and

environmental documentation, preliminary design, final design, engineering services during construction, startup assistance, and preparation of an Operations and Maintenance Manual.

The upcoming regulatory requirements and cost of implementing BNR facilities is not unique to the City. Other agencies are also implementing similar improvements including the City of Palo Alto (estimated construction cost of \$118 million), City of Sunnyvale (estimated construction cost \$150-250 million), and Union Sanitary District (planning level cost \$390 million for their secondary treatment upgrades).

The project will be split into three separate bid packages. The Administration Building and Laboratory will be the first project, followed by the Primary Equalization Basin Relocation Project, and then the WPCF Improvements Phase II Project, which includes the remaining items summarized in Table 1. The primary advantage of constructing the Administration Building and Laboratory as a separate project includes being able to attract building contractors who specialize in building and laboratory construction specifically bidding as the prime (general) contractor thereby avoiding subcontractor markups. In addition, by starting the building early, Operations and Maintenance staff can move into the new building before the start of the Phase II Project thereby minimizing impacts to staff during construction of the Phase II Project. Because most of the project improvements are located in the footprint of the WPCF's current primary equalization basin, a separate project to relocate the equalization basin is included to shorten the overall duration of the Phase II project. Shortening the overall construction of the new improvements ahead of the start of that project. Shortening the overall construction duration will save overall project costs.

# **Funding Assistance and CEQA Documentation**

Funding assistance for the project is included in the consultants' scope of work. Funding efforts will pursue financing under both the California Clean Water State Revolving Fund (CWSRF) loan program and the U.S. Environmental Protection Agency (USEPA) Water Infrastructure Finance and Innovation Act (WIFIA) program. WIFIA funding is typically at a slightly higher interest rate than SRF; however, the payback period is deferred by up to 5 years after substantial completion of the project. The SRF loan payback period begins one year after substantial completion. Up to 49% of the project cost is eligible under WIFIA funding, therefore staff will pursue both avenues of funding as part of this project.

In addition, because WIFIA utilizes federal funds, engineering services are included for the Consultant to provide environmental review and documentation (most likely CEQA+ and NEPA) in support of the funding applications.

Note that both SRF and WIFIA financing is available for a combination of projects under a master agreement, therefore financing would be available for all three bid packages. The application for funding cannot be completed until the project is well defined, typically after the preliminary design stage has been completed to allow a more accurate estimate of the project cost to be completed, and after the completion of the necessary environmental reviews of the project.

# **Design Scope of Services**

The following paragraphs briefly describe the base scope and optional services tasks.

## **Preliminary Treatment Improvements**

- 1. <u>WPCF Headworks Hydraulic Forcemain Improvement Project No. 612-07534</u>: The Headworks influent pump station is currently unable to pass peak hour flows during wet weather events. The project includes review and design of improvements to resolve the hydraulic bottleneck.
- 2. <u>WPCF Grit Removal System Project No. 612-07712</u>: The Facilities Plan recommended replacing the existing North Vacuator with a new grit facility designed to treat peak wet weather flows. The North Vacuator, constructed in 1958, functions to remove scum, floatable materials, and grit from the influent waste stream. The North Vacuator provides satisfactory performance under dry weather conditions, however due to hydraulic restrictions, it is not capable of treating the entire plant flows under wet weather conditions. In addition, the process is highly corrosive, and previous condition assessments have identified significant improvements required to extend its useful life including application of interior coatings, concrete repair, and new interior rake arms and scum beach. A new grit facility will be designed to treat the peak wet weather flows and will enable the City to discontinue use of the North Vacuator.

#### **Primary Treatment Improvements**

1. <u>New Primary Equalization Basin – Project No. 612-07749</u>: The purpose of the Primary Clarifier Equalization Basin (EQ Basin) is to store primary effluent when wet weather flows exceed the secondary treatment capacity at the plant. Currently, flows are automatically diverted to the EQ Basin when flows exceed approximately 35 million gallons per day (mgd). Most of the secondary treatment improvements identified in the Facilities Plan are sited in the location currently occupied by the EQ Basin. Therefore, the EQ Basin must be relocated to make room for the new treatment facilities.

#### Secondary Treatment Improvements

1. <u>WPCF Nutrient Upgrades Project – Project 612-07760:</u> The Facilities Plan evaluated and recommended a BNR treatment process designed to achieve a 30% soluble total inorganic nitrogen (sTIN) load reduction as required by the 2nd Watershed Permit, or a sTIN concentration of less than 20 mg/L. To achieve this, the existing solids contact tanks must be modified to bio-flocculation basins, and a new extended biological nutrient removal (BNR) basin constructed. Ancillary facilities include a primary effluent pump station, a new blower building, modifications to the existing blower building currently serving the solids contact tanks, and a new 12-kV substation with switchgear and distributed power to new motor control centers. Demolition of the West Trickling Filter is also included.

- 2. <u>New Final Clarifier Project 612-07750</u>: The Facilities Plan modeled the final clarifier capacity under dry weather maintenance conditions (when one unit is out of service) and determined the final clarifiers would be overloaded by 2025 which could lead to excessive solids leaving the WPCF. A third final clarifier is recommended to increase the WPCF firm capacity through the design life of the improvements (or 25-years). An associated return activated sludge and waste activated sludge pumping systems are also included.
- 3. WPCF Final Clarifier Dewatering System Project 612-07767: The existing groundwater dewatering system for Final Clarifiers 1 and 2 installed in the 2009 Improvements Phase I Project have failed and are causing the final clarifiers concrete walls and slabs to crack. Cracking leads to reinforcement corrosion caused by migration of water through the concrete substrate which has caused the concrete to start to spall. This condition is exasperated when the clarifiers are taken out of service for annual maintenance. It has also been observed that the bottom slabs of the clarifiers have heaved due to groundwater pressure resulting in extensive cracking of the slabs. A groundwater dewatering system is required to relieve hydraulic pressure by allowing the surrounding groundwater to be lowered prior to dewatering the final clarifiers. The Phase II Project includes a hydrogeological study to evaluate the feasibility of installing a groundwater dewatering system. In addition, a structural evaluation is included to determine the best method to repair the clarifier spalled concrete and cracking in order to extend the operating life of the clarifiers. Optional services are included for concrete repairs pending outcome of the structural evaluations.

# **Non-Process Facilities Improvements**

- 1. WPCF New Administration Building and Laboratory Project 612-07786: The existing Administration and Laboratory Building was originally constructed in 1970 and subsequently expanded in 1994 to accommodate increased laboratory space requirements. Since it was last modified, the WPCF has seen increased staffing levels due to increasing regulatory requirements, and consequently the existing facilities can no longer efficiently accommodate the space needs and functional requirements of daily operations. The Facilities Plan included space planning for both the administration building and laboratory to adequately house WPCF staff and accommodate laboratory functions required in the future. The project includes construction of a two-story administration/operations building and a one-story laboratory building linked by a shared lobby space to accommodate the space need of 19,750 square feet. A preliminary design step will be performed to review and confirm the initial space planning needs, as well as to assess cost savings measures that should be incorporated into the design given the current building climate. An evaluation of a possible two-phased construction will be performed with essential building spaces included in the initial phase, and non-essential spaces deferred to a second phase.
- <u>WPCF Installation of New Double Check Valve Detector Assemblies (DCDAs) on Fire</u> <u>Water Piping – Project 612-07770:</u> The City requires above ground DCDAs on all new fire supply services to ensure the city's potable water mains are protected against cross

connections or backflows. The WPCF has three fire supply lines currently that are not protected by a DCDA. The Phase II Project will include provisions to add DCDAs on the existing fire lines.

- 3. <u>WPCF Access Road Rehabilitation Project 611-07649</u>: The City's CIP includes funding for upgrades to the WPCF's access roads which are deteriorated and in need of repairs. It is expected most of the WPCF's interior access roads will be negatively impacted by construction of the upgrades. The Phase II Project includes provisions to rehabilitate the existing WPCF access roads following substantial completion of the new improvements.
- 4. <u>WPCF Site Waste Pump Station Improvements Project 611-07653</u>: The Site Waste Pump Station (SWPS) is designed to collect waste, drain, and storm water flows within the WPCF boundary, and pump back to the treatment process for treatment. The Phase II Improvements are expected to result in an increase in flows to the station due to new process drain flows, increased storm water flows from newly paved areas, and other waste flows being directed to the station. Pumping and piping improvements are included to handle the increased flows to the SWPS. In addition, concrete repairs and coatings are included to address on-going corrosion issues at the station.
- 5. <u>WPCF Cross Connection Prevention Project 611-07674</u>: Potable water, non-potable water, and recycled water are used for various purposes at the WPCF. Typically, potable water is not cross-connected with non-potable water due to potential for cross-contamination. Currently the WPCF has potable water demands that are served by non-potable water sources that need to be re-plumbed to be on potable water only. The Phase II Project will be expanding the use of all three types of water systems throughout the treatment plant and fixing the existing cross connection issues will be included in the improvements.

# **Optional Services**

- <u>WPCF Final Clarifier No. 2 Wall Repairs Project Number 611-07772:</u> Final Clarifier No. 2 was taken out of service in summer of 2019 for coating of the internal clarifier mechanism. Following completion of coatings it was noted that the concrete wall was spalling due to delamination or corrosion of the reinforcing steel caused by water intrusion through cracks in the concrete. The floor slab was also noted to have cracked extensively due to heaving. Pending the outcome of the structural evaluation of the concrete, optional services are included to design the repairs of the concrete.
- <u>WPCF Coating of Final Clarifier No. 2 Sludge Collector (Tow-Bro) Project Number 611-07756</u>: The internal surface of the sludge collector device (tow-bro) inside Final Clarifier No. 2 was observed to be in poor condition during a recent inspection and the need for coating was confirmed. It is anticipated this will result in a prolonged outage for Final Clarifier No. 2, therefore this work will be completed after implementing improvements to deal with the failed groundwater dewatering system.

3. <u>WPCF Polymer Blending Unit Relocation and New Solids Line – Project Number 612-07682:</u> The WPCF currently injects polymer into the waste sludge line from the anaerobic digesters prior to pumping to the sludge drying beds. Prior to the 2009 Improvements Phase I Project, the polymer dosing location was located much closer to the sludge drying beds. Polymer dosing into the sludge line is intended to promote solids to agglomerate and grow into larger solids that are easier to dewater. However, excessive pumping distances and turbulence in the pipeline can cause the solids to shear reducing the effectiveness of the polymer. Relocating the polymer facility closer to the sludge drying beds will improve the effectiveness of the polymer dosing system and is anticipated to save operating (chemical) costs.

# **Consultant Selection**

On March 15, 2022, staff issued a request for proposals to three engineering firms with experience in the design and construction of major plant upgrades including implementing a new biological nutrient removal process of the kind outlined in the Facilities Plan. On April 26, 2022, the City received three proposals from 1) Black & Veatch; 2) Brown and Caldwell; and 3) Carollo Engineers. All three teams were invited to interview for the project on May 23. Staff evaluated the three proposals using defined criteria, such as experience of the project team, experience with similar successful projects, knowledge and technical expertise, responsiveness to the scope of work, innovative ideas and approach, and appropriateness of level of effort given the project scope. Similarly, consultant teams were also ranked during the interview process with the added feature of responses to City's questions on their proposals and approach.

While each of the three teams are highly qualified for the project with outstanding qualifications and experience on similar projects, in staff's view, Brown and Caldwell's proposed project team, qualifications, innovative ideas, and responsiveness to the City's scope of work was ranked as the best team to meet the City's needs. Brown and Caldwell achieved a higher rating in the selection criteria by providing a solid and innovative approach to the engineering design and proposing a knowledgeable and experienced project team that has worked together on similar projects for other agencies in the Bay Area. Brown and Caldwell have also completed several key projects for the City including the 2017 Primary Clarifier Conversion Project, and a very similar project in terms of scale, the 2004-2009 WPCF Improvement Project Phase I.

Staff have reviewed the proposed scope of work and has negotiated a final scope of work and fee of \$14,584,428 for final design services and \$6,609,315 for bid period services and engineering services during construction, which includes development of an O&M manual and startup and commissioning support services. Optional services also include, for a not-to-exceed fee of \$1,294,734, tasks that may or may not be authorized pending the outcome of preliminary design work. Due to uncertainties in the design scope of this kind of complicated work, staff is requesting an additional \$2,248,848 in contingency funds (or 10% of the total design fee) to cover additional design tasks and/or engineering services during construction if needed. Staff will utilize contingency funds only after detailed review, on a case-by-case basis, and if

necessary for successful completion of the project. The total design fee with contingency will be for a not-to-exceed fee of \$24,737,324.

The total estimated construction cost at the midpoint of construction (1/1/2027) is estimated to be between \$125 to \$169 million assuming 4% inflation, and allowing for a planning level factor of +35% over the estimated construction cost. The range is typical of planning level cost accuracy of -15% to +50%. The fee for the total final design services including optional services is between 9.4 to 12.7% of the estimated total construction cost, which is reasonable given the scope of work and the nature of the complicated retrofit projects. The engineering services during construction are between 4.1 to 5.3% of total construction cost, which is reasonable for these types of projects especially given the addition of a plant Operations and Maintenance Manual (required as part of the Water Board permit), and the inclusion of training and commissioning support services.

Staff is requesting preliminary design services be awarded in the amount of \$3,849,711. Although staff is requesting for award of preliminary design at this time, Brown and Caldwell will also provide future design and construction services. Staff will return to Council in early 2023 to request awarding the remainder of the scope to include final design, bid period services, engineering services during construction, optional task items and contingency in the amount of \$20,887,613.

# **ECONOMIC IMPACT**

Many of the Phase II improvements were identified in the 2014 Master Plan update and are funded in the adopted Capital Improvement Program. The Phase II Project includes a new BNR facility to address the nutrient load limits in the 2<sup>nd</sup> watershed permit, as well as related projects from the City's CIP. This proactive approach will result in the City being identified as an "early actor" by the Control Board and provide protection against having to implement additional, potentially more costly improvements over the design life of the facility if the regulations change.

It is anticipated that these improvements will affect sewer service rates and sewer connection fees; however, the extent to which rates will need to be adjusted cannot be determined with certainty at this point. Staff anticipates that customers could see a significant impact of 20% or more over the current rates. Staff intends to aggressively pursue grants and low-interest loans to minimize the impact to customers. It is also worth noting that Hayward's sewer-related fees are currently among the lowest in the area and that all wastewater treatment facilities discharging to the San Francisco Bay will ultimately be required to implement nutrient removal technologies.

# **FISCAL IMPACT**

The not-to-exceed professional services contract amount will be \$24,737,324. This is a multi-year contract that covers design through the completion of construction including startup assistance and training. This project is anticipated to take six years to complete. Staff

is requesting approval for the preliminary design stage only at this time in the amount of \$3,849,711.

The funding for this contract will be allocated from the Sewer Improvement Fund, 612-07660. A total of \$8 million is available for design services in FY2023. Staff will return in early 2023 to request award of the remaining portion of the PSA in the amount of \$20,887,613 to cover the remaining cost of the design fee.

Staff is planning to apply for a State Revolving Fund loan, and funding from WIFIA to finance the project. Both funding sources can be applied to fund multiple projects, as well as to retroactively reimburse for engineering design services. As the design progresses, the estimated project cost is expected to be adjusted, especially as construction costs become better defined in the future as the design is more complete. Budget adjustments will be brought forward to Council through the annual budget approval process.

# STRATEGIC ROADMAP

This agenda item supports the Complete Communities Strategic Initiative. The purpose of the Complete Communities initiative is to create and support structures, services, and amenities to provide inclusive and equitable access with the goal of becoming a thriving and promising place to live, work and play for all. The Facilities Plan identifies WPCF infrastructure needs and improvements to increase the reliability of the City's treatment plant, further supporting the goals of Council.

- Goal 3: Confront Climate Crise & Champion Environmental Justice.
  - Objective 3: Mitigate climate crisis impacts through resilient design and community engagement the Phase II Project will evaluate the effects of sea level rise and incorporate mitigation measures into the design of the new facilities.
- Goal 4: Invest in Infrastructure.
  - Objective 3: Invest in Water Supplies, Sanitation Infrastructure & Storm Sewers Design the WPCF Facility Improvements Phase II Project.

# SUSTAINABILITY FEATURES

The WPCF Improvement Project Phase II will help maintain and improve the biology and health of the San Francisco Bay which is vital for the region and the State. The Phase II Project will also satisfy the early actor requirements specified in the 2<sup>nd</sup> Watershed Permit to reduce nitrogen loads to the Bay.

The effects and risks of rising sea water levels will be reviewed and incorporated into the design of the new facilities.

The Administration Building and Laboratory will be reviewed by the Building Division for conformance with State and local requirements related to sustainability (i.e., California Building Code, California Energy Code, etc.), which require a minimal level of energy efficiency, resource conservation, material recycling, etc. In addition, the building will be designed and constructed to meet Leadership in Energy and Environmental Design (LEED) standards for a Silver Certification, or better.

# **PUBLIC CONTACT**

As part of the funding process, an environmental study (CEQA and/or Initial Study and Mitigated Negative Declaration) will be posted for public review and comment. In addition, a public hearing will be held to review the environmental study.

The project will include a web page to be hosted on the City's website with periodic updates throughout the multi-year duration of the project.

# NEXT STEPS

If Council approves, staff will finalize a PSA with Brown and Caldwell that authorizes the preliminary design services, followed by issuing a Notice to Proceed. Staff will return to Council for approval of the items listed below.

The following schedule has been developed for this project:

Award of Professional Services Agreement – Approval for Authorization of Preliminary Design Services for the Phase II Project	July 5, 2022
City Council Authorization to Award Final Design and Engineering Services During Construction for the Phase II Project	January 2023
Award of Professional Services Agreement for Third Party Construction Management including Value Engineering and Constructability Review for the Phase II Project	June 2023
Approval of Environmental Study – IS/MND or CEQA	December 2023
Approval of Plans and Specifications and Call for Bids for the Administration Building and Laboratory	December 2023
Approval of Application for WIFIA and SRF Loans	January 2024
Award of Construction Contract for the Administration Building and Laboratory Project	February 2024
Approval of Plans and Specifications and Call for Bids for the Primary Effluent Equalization Facility Relocation Project	May 2024
Award of Construction Contract for the Primary Effluent Equalization Facility Relocation Project	July 2024
Approval of Plans and Specifications and Call for Bids for the Phase II Improvements Project	July 2024

Award of Construction Contract for the Phase II	February 2025
Improvements Project	
Administration Building and Laboratory Project	December 2025
Construction Completion	
Primary Effluent Equalization Facility Relocation Project	June 2026
Construction Completion	
Phase II Improvements Project Construction Completion	July 2028

Prepared by: Suzan England, Senior Utilities Engineer

Recommended by: Alex Ameri, Public Works Director

Approved by:

hulo

Kelly McAdoo, City Manager

## HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

### Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH BROWN AND CALDWELL, IN AN AMOUNT NOT-TO-EXCEED \$3,849,711 FOR THE PRELIMINARY DESIGN SERVICES FOR THE WATER POLLUTION CONTROL FACILITY (WPCF) IMPROVEMENTS PHASE II PROJECT, PROJECT NO. 07760

WHEREAS, the City of Hayward (City) owns and operates the Water Pollution Control Facility (WPCF), which treats an average flow of approximately eleven million gallons per day; and

WHEARAS, in 2009, the City completed the construction of the WPCF Improvement Phase I Project that improved the reliability and efficiency of the WPCF's secondary biological treatment and clarification processes; and

WHEREAS, on February 27, 2018, the City entered into an agreement with Black & Veatch Corporation to perform engineering services for the WPCF Phase II Facilities Plan. The Phase II Facilities Plan serves as a comprehensive planning document for the WPCF infrastructure needs for the next twenty-five years; and

WHEREAS, increasing nutrient loadings in the Bay is a growing concern for the Bay Area water quality community. The Water Board issued the first Nutrients Watershed Permit, adopted in 2014, that required Dischargers to evaluate the Bay's response to current and future nutrient loads and to evaluate opportunities to remove nitrogen through treatment plant improvements or optimization; and

WHEREAS, on May 8, 2019, the Water Board adopted the 2<sup>nd</sup> Nutrients Watershed Permit for managing nutrient discharges to the Bay and required further studies on the impacts of nutrients on the Bay and indicated a load-cap based nitrogen regulatory framework which will be utilized for establishing future nitrogen limits when issuing the 3<sup>rd</sup> Nutrients Watershed Permit in 2024; and

WHEREAS, the City of Hayward agreed to be an early actor with plans to substantially reduce nutrients in the 2<sup>nd</sup> Watershed Permit. The benefits of being an early actor include should the Board impose future more stringent load limits, early actors will not be required to make further reductions during the design life of capital improvements; and

WHEREAS, it is anticipated that the Water Board's issuance of the 3<sup>rd</sup> Nutrients Watershed Permit in 2024 will establish nitrogen load limits. The nitrogen levels in the WPCF's discharge will exceed the anticipated load limit by 2027. The future nitrogen limits necessitate the WPCF to upgrade the existing secondary process to reduce the nitrogen load in the wastewater discharge to the Bay; and

WHEREAS, the main goal of the Phase II Project is to construct improvements necessary for nutrient removal in compliance with the Water Board's 2<sup>nd</sup> Nutrient Watershed Permit early actor provisions; and

WHEREAS, on March 15, 2022, staff issued a request for proposals (RFP) to award a contract for design and engineering services during construction for the WPCF Phase II Project; and

WHEREAS, in response to the RFP, the City received three (3) proposals and after objectively evaluating proposals, has determined that Brown and Caldwell possess the necessary experience and technical skills to perform the work; and

WHEREAS, the City and Brown and Caldwell have negotiated a not-to-exceed 3,849,711 for preliminary design services for the WPCF Phase II Project; and

WHEREAS, the City and Brown and Caldwell will pursue financing under the California Clean Water State Revolving Fund (CWSRF) loan program and the U.S. Environmental Protection Agency (USEPA) Water Infrastructure Finance and Innovation Act (WIFIA) program; and

WHEREAS, staff will return to City Council for approval to award the remainder of the Professional Engineering Services in a not-to-exceed amount of \$20,887,613 for final design and engineering services including optional service tasks for the WPCF Phase II Project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to execute an agreement with Brown and Caldwell for preliminary design services of the WPCF Phase II Project, Project No. 07760, in an amount not to exceed \$3,849,711, 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



# File #: CONS 22-437

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Director of Public Works

#### SUBJECT

Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$313,375 from Bunker Hill by Trumark Homes, LLC. to the La Vista Park Project, Project No. 06914

#### RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to accept and appropriate \$313,375 from Bunker Hill by Trumark Homes, LLC. to the La Vista Park Project, Project No. 06914.

#### SUMMARY

On April 19, 2022, Council adopted Resolution No. 22-093, which approved the development project on Parcel Group 5 (PG5), Bunker Hill by Trumark Homes, LLC. As a condition of approval on this entitlement project, the City's Landscape Architect determined the developer was responsible for a tree mitigation fee of \$313,375. Since PG5 was unable to mitigate all removed trees within the project limit, the fee was to be applied to La Vista Park, the closest public park to PG5.

#### ATTACHMENTS

Attachment I Staff Report Attachment II Resolution



DATE:	July 5, 2022
то:	Mayor and City Council

**FROM:** Director of Public Works

**SUBJECT:** Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$313,375 from Bunker Hill by Trumark Homes, LLC. to the La Vista Park Project, Project No. 06914

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to accept and appropriate \$313,375 from Bunker Hill by Trumark Homes, LLC. to the La Vista Park Project, Project No. 06914.

# **SUMMARY**

On April 19, 2022<sup>1</sup>, Council adopted Resolution No. 22-093, which approved the development project on Parcel Group 5 (PG5), Bunker Hill by Trumark Homes, LLC. As a condition of approval on this entitlement project, the City's Landscape Architect determined the developer was responsible for a tree mitigation fee of \$313,375. Since PG5 was unable to mitigate all removed trees within the project limit, the fee was to be applied to La Vista Park, the closest public park to PG5.

#### BACKGROUND

The City's Tree Preservation Ordinance (Chapter 10, Article 15 of the Municipal Code) allows City Council to enact regulations that control the cutting or trimming, relocation, or removal of trees within the City to ensure that the work is aligned with the International Society of Arboriculture (ISA) standards while recognizing there are rights to develop and enjoy private property. The Ordinance allows the City's Landscape Architect to designate off-site locations to meet tree mitigation requirements when it is not possible at the project site.

# DISCUSSION

The proposed development at PG5 could not satisfy the tree mitigation goal within the

<sup>&</sup>lt;sup>1</sup> https://hayward.legistar.com/LegislationDetail.aspx?ID=5558450&GUID=E311F6D5-5023-4521-9CD0-57950C7A1029&Options=&Search=

project limits. As a condition of approval on this entitlement project, the City's Landscape Architect determined the developer was responsible for a tree mitigation fee. Thus, to mitigate all removed trees, which is roughly 500 trees according to the Arborist Report, the assessed tree mitigation fee of \$313,375 will be applied to La Vista Park, the closest public park to PG5.

# **ECONOMIC IMPACT**

This item will have a positive economic impact to the City. La Vista Park will attract visitors that will contribute to the City and South Hayward's vitality. The park will provide an amenity to the area and have a positive impact on the community's economic development.

# **FISCAL IMPACT**

This item will appropriate \$313,375 in tree mitigation fees to the La Vista Park Project, increasing the project's total budget from approximately \$23.27 million to \$23.58 million. The fees collected will be used for tree planting. There will be no impact on the General Fund.

# STRATEGIC ROADMAP

This item supports the following Strategic Priorities and projects:

Invest in Infrastructure: Project 14, Part 14a and 14b: Design and Construct La Vista Park Confront Climate Crisis: Project 7: Plant 1,000 trees annually

# SUSTAINABILITY FEATURES

La Vista Park will be designed to be the City's most environmentally sustainable park. As part of the design, park areas will require less irrigation and native grasses and plants will be used throughout the park. The tree mitigation fee will support tree planting, leading to positive environmental benefits, such as reducing greenhouse gasses, improving local air quality, providing food and shelter for wildlife, among many other benefits.

# **PUBLIC CONTACT**

This item did not require public contact.

# **NEXT STEPS**

If Council approves this request, staff will accept \$313,375 from mitigated tree revenue and appropriate the same amount to the La Vista Park Project, Project No. 06914.

Prepared by:Manny Grewal, Management Analyst<br/>Alex Tat, Associate Civil Engineer

*Recommended by:* Alex Ameri, Director of Public Works

Approved by:

hipo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

# RESOLUTION NO. 22-

# Introduced by Council Member \_\_\_\_\_

# RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT AND APPROPRIATE \$313,375 FROM BUNKER HILL BY TRUMARK HOMES, LLC. TO THE LA VISTA PARK PROJECT, PROJECT NO. 06914

WHEREAS, on April 19, 2022, City Council adopted Resolution No. 22-093, approving the development project on Parcel Group 5 (PG5), Bunker Hill proposed by Trumark Homes, LLC., and

WHEREAS, the proposed development could not satisfy the tree mitigation goal within the project limits, and

WHEREAS, the City's Landscape Architect determined the tree mitigation fee to be \$313,375 and could be applied towards La Vista Park Project, Project No. 06914, and

WHEREAS, the developer is aware of this condition of approval and willing to make the contribution, and

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City Manager is authorized to accept and appropriate \$313,375 in tree mitigation fees paid by Trumark Homes, LLC for the Parcel Group 5 Bunker Hill development to the La Vista Park Project, Project No. 06914, to support tree planting. 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



# File #: CONS 22-438

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Assistant City Manager

#### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Extension to the Master Agreement and Lease with the Hayward Area Recreation and Park District for Operations and Maintenance of City Lands through October 15, 2022

#### RECOMMENDATION

That the Council authorizes the City Manager to negotiate and execute an extension to the Master Agreement and Lease with the Hayward Area Recreation and Park District (HARD) through October 15, 2022.

#### SUMMARY

The City and HARD first entered into a Master Agreement and Lease in 1970 for City-owned parks. Through the agreement, HARD assumes the responsibility of operating and maintaining the park sites for a nominal rent of \$1.00 per year. The agreement had been renewed approximately every 10 years through 2021. In June 2021, Council authorized the City Manager to execute a one-year Master Lease with HARD for City-owned parks, which included a timeline and process to create operational standards that can be included in a future lease agreement. Staff is seeking Council authorization to extend the existing agreement through October 15, 2022, to continue conversations with HARD about lease terms and operational standards.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Parks Covered By Master Lease



**DATE:** July 5, 2022

TO: Mayor and City Council

FROM: Assistant City Manager

**SUBJECT:** Authorization for the City Manager to Negotiate and Execute an Extension to the Master Agreement and Lease with the Hayward Area Recreation and Park District for Operations and Maintenance of City Lands through October 15, 2022

# RECOMMENDATION

That the Council authorizes the City Manager to negotiate and execute an extension to the Master Agreement and Lease with the Hayward Area Recreation and Park District (HARD) through October 15, 2022.

# **SUMMARY**

The City and HARD first entered into a Master Agreement and Lease in 1970 for City-owned parks. Through the agreement, HARD assumes the responsibility of operating and maintaining the park sites for a nominal rent of \$1.00 per year. The agreement had been renewed approximately every 10 years through 2021. In June 2021, Council authorized the City Manager to execute a one-year Master Lease with HARD for City-owned parks, which included a timeline and process to create operational standards that can be included in a future lease agreement. Staff is seeking Council authorization to extend the existing agreement through October 15, 2022, to continue conversations with HARD about lease terms and operational standards.

#### BACKGROUND

The Hayward Area Recreation and Park District was created in 1944 as an independent special district under California law. HARD maintains and operates parks in the communities of Hayward, Castro Valley, San Lorenzo, Ashland, Cherryland, and Fairview. HARD receives a portion of local property tax for its operations and capital improvements. In addition, voters passed Measure F1 in 2016, a \$250,000,000 bond measure that authorizes funding for repairs, upgrades, and new construction projects to the District's parks and facilities.

The City and HARD first entered into a Master Agreement and Lease in 1970 for City-owned parks. Through that agreement, HARD assumes the responsibility of operating and maintaining the park sites for a nominal rent of \$1.00 per year. That agreement had been renewed approximately every 10 years through 2021.

There are currently 35 City-owned parks covered under the lease agreement (see Attachment III). City-owned parks are a combination of legacy properties that the City has owned for decades, as well as parks that were established as part of development agreements when the developer agreed to dedicate a portion of a project to a community park.

# DISCUSSION

In June 2021, Council authorized the City Manager to execute a one-year Master Lease with HARD for City owned parks. Previous agreements had not included operational standards for care and use of park premises. Because of this, staff proposed the agreement be for a one-year term and include a timeline and process to create operational standards that can be included in a future lease agreement.

Over the past year, HARD has provided basic aggregated data on programming and has developed standards for park maintenance. However, because of staff vacancies and competing priorities due to the COVID-19 pandemic, staff for both agencies have not had the capacity to finalize mutually agreed upon performance standards. Because of this, staff is recommending extending the existing lease through October 15, 2022 and is seeking Council authorization to execute this extension.

Staff will return to Council in mid-September with an update on the negotiations and recommendations for next steps. As part of the negotiations, both agencies have verbally agreed to meet the following schedule to create mutually agreed-upon operational standards for the District's use and care of premises. The purpose of this process is to develop a mutual understanding of the priorities of the City Council and HARD Board and to develop feasible standards to measure the achievement of these priorities.

July – November 2022:

- HARD will provide and both parties will review any existing baseline data for the care of premises. This could include but is not limited to, the District's recently adopted Park's Maintenance Standards.
- HARD will provide and both parties will review any existing baseline operational data for use of premises. This could include, but is not limited to, hours of programming, program enrollment, cost of programming, and the number of scholarships provided.
- HARD will provide a report on the budget and current status of capital improvements including any designs and estimated timing for construction and opening
- Both parties will research and review best practices from similar jurisdictions for recreation programming and park maintenance.

December 2022 – January 2023:

• Both parties will meet twice monthly to prepare for a joint work session in early February.

Early February 2023:

• Both parties will hold a joint work session with the Hayward City Council and District Board to receive direction from elected officials.

February – April 2023:

- Based on the feedback at the work session, both parties will meet at least twice a month to draft and prioritize mutually agreed upon operational standards for HARD's use and care of premises. In addition, both parties will come to a mutual understanding of the anticipated schedule and design of capital improvements for the next several years.
- Where possible, HARD will collect baseline measurements for the operational standards.
- If it is not possible to immediately collect baseline measurements, HARD will create a timeline and process for collecting this data. Both parties will collaborate on a data-sharing agreement if necessary.

May 2023:

Both parties will finalize a revised Master Agreement and Lease with the operational standards and outcomes for adoption by both boards.

# FISCAL IMPACT

This item has no fiscal impact.

# NEXT STEPS

Once authorized by Council, staff will execute the extension of the lease through October 15. Staff will continue to work with HARD staff to identify operational standards and will return to Council in mid-September with recommendations for next steps.

Prepared by:Mary Thomas, Management AnalystAmy Cole, Management Analyst

*Recommended by:* Regina Youngblood, Assistant City Manager

Approved by:

hulo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

Introduced by Council Member \_\_\_\_\_

# RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN EXTENSION TO THE MASTER AGREEMENT AND LEASE WITH THE HAYWARD AREA RECREATION AND PARK DISTRICT FOR OPERATIONS AND MAINTENANCE OF CITY LANDS THROUGH OCTOBER 15, 2022

WHEREAS, Chapter 4 of Division 5 of the Public Resources Code of the State of California authorizes and empowers any city and recreation district to cooperate with each other and to that end enter into agreements with each other for the purpose of establishing community recreation programs and facilities; and

WHEREAS, City and District entered into a Master Agreement and Lease dated November 17, 1970, for the purpose of establishing and maintaining park sites within the City of Hayward; and

WHEREAS, that Agreement has been renewed every ten years with minor modifications to add or remove park sites, and was renewed for a one-year term in June 2021.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward authorizes the City Manager to negotiate and execute an extension to the current Master Agreement and Lease with the Hayward Area Recreation and Park District for Operations and Maintenance of City Lands through October 15, 2022, 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

# CITY OF HAYWARD PARK SITES LEASED BY THE HAYWARD AREA RECREATION AND PARK DISTRICT

	PARK NAME	ADDRESS	ACRES	APN(S)
1	Alden E. Oliver Sports Park	2580 Eden Park Pl	24.52	456-0097-001-00
2	Bechtel Mini Park	22798 Ross Pl	0.77	452-0076-026-00, 452-0076-047- 00, 452-0076-025-00, 452-0076- 048-00
3	Birchfield Park*	Santa Clara St and Winton Ave	1.12	443-0005-076-00
4	Canyon View Park	Farm Hill Dr and Daisy Ct	5.41	081D-2081-069-00, 081D-2081- 068-00, 081D-2081-070-00, 081D- 1900-003-13
5	Children's Park at Giuliani Plaza	22738 Main Street	≈0.30	428-0066-049-00, part of 428- 0066-045-00
6	Christian Penke Park	Tahoe Ave and Morningside Dr	4.17	456-0050-059-00, 456-0046-109- 00
7	College Heights Park*	27020 Fielding Dr	1.99	081D-2086-058-00
8	Douglas Morrisson Theatre*	N Third St @ Crescent Ave	0.17	415-0210-028-02
9	Eden Greenway #8*	25625 Cypress Ave	0.23	443-0075-035-02
10	Eldridge Park	Hamrick Ln and Rieger Ave	3.44	454-0070-002-00
11	Fairway Greens Park	30504 Vanderbilt St	2.47	083-0221-050-01
12	Gordon E. Oliver Eden Shores Park	2841 Seahaven Ct	5.58	461-0036-003-00
13	Greenbelt Park/Trails	Ward Creek Canyon	7.90	425-0380-005-00, 425-0380-004- 00, 425-0380-003-00
14	Greenwood Park	Eden Ave & Middle Ln	3.45	441-0083-019-00, 441-0083-018- 00
15	Haymont Mini Park	Colette St & Luvena Dr	0.43	452-0036-001-02
16	Hayward Area Senior Center	22325 N 3rd St	0.97	415-0250-001-04, 415-0210-029- 00
17	Jalquin Vista Park	28846 Bay Heights Rd	2.89	085A-6424-007-00
18	Japanese Garden	N 3rd St and Crescent Ave	3.60	415-0250-001-04, 415-0230-038- 00, 415-0230-039-00
19	Kennedy Park	19501 Hesperian Blvd	14.53	432-0104-001-01

20	La Placita Park	El Dorado Ave at Sonoma St	≈0.20	Public Right of Way
21	Longwood Park	Leonardo Way and Reed Way	2.93	432-0056-033-00
22	Matt Jimenez Community Center <sup>1</sup>	28200 Ruus Rd	1.08	465-0001-009-05
23	Memorial Park and Hayward Plunge	24176 Mission Blvd	33.96	445-0070-015-00, 445-0140-001- 00
24	Mission Hills of Hayward Golf Course*	275 Industrial Parkway West	39.09	078G-2651-017-02
25	Nuestro Parquecito	E 10th and Jefferson St	2.25	452-0084-110-01, 452-0080-055- 01, 452-0068-109-01
26	Palma Ceia Park	27600 Decatur Way	4.55	455-0060-032-01
27	Ruus Park	Dickens Ave and Folsom Ave	4.09	464-0040-003-00, 464-0035-013- 00
28	Shoreline Park*	Breakwater Ave	≈0.10	438-0080-013-08
29	Sorensdale Park*	275 Goodwin St	2.72	452-0028-102-00
30	Southgate Park*	26780 Chiplay Ave	3.50	455-0024-097-00
32	Stratford Village Park	Stratford Rd & Canterbury Ln	1.92	464-0122-001-00
33	Tennyson Park*	Panjon St and Huntwood Ave	2.48	465-0001-011-02
34	Twin Bridges Park	301 Arrowhead Way	2.11	078G-2651-019-00
35	Weekes Park and Community Center	27182 Patrick Ave	14.65	453-0050-052-01, 453-0075-004- 05, 453-0050-052-01

\*These ten parks are owned by multiple agencies. The maps below show in yellow which portions are owned by the City, and thus covered under this agreement.

# Birchfield Park



College Heights Park



Douglas Morrisson Theater



# Eden Greenway #8



Mission Hills Of Hayward Golf Course and Twin Bridges Park



Shoreline



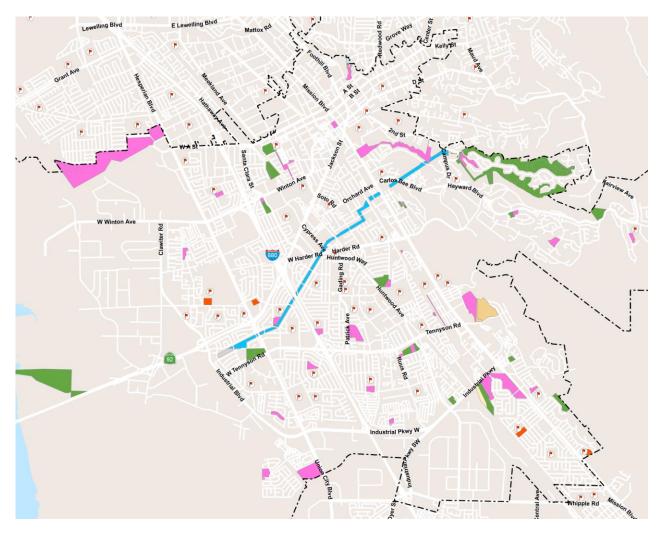
# Sorensdale Park





Tennyson Park





# All Hayward Parks by Ownership

CITY OF HAYWARD



File #: CONS 22-443

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Assistant City Manager

#### SUBJECT

Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Professional Services Agreement with Kitchell for Construction Management for the Stack Center in an Amount Not-to-Exceed \$520,000

#### RECOMMENDATION

That the Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute a professional services agreement with Kitchell for construction management for the Stack Center, not to exceed \$520,000.

#### SUMMARY

On May 3, 2022, City Council approved moving forward with Phase I construction plans for the Stack Center. Staff then solicited proposals for construction management services. Staff received and reviewed five proposals. Staff is requesting to enter into a professional services agreement with Kitchell for Phase I construction management, not to exceed \$520,000. Kitchell will begin immediately to assist the architect, RossDrulisCusenbery, with bid preparation. Phase I is anticipated to go to bid in November 2022. Kitchell will then provide oversight over whichever contractor is selected for construction to ensure timeliness and best practices during Phase I construction. The cost of this agreement is included in the CIP budget and covered through County and grant funding.

#### ATTACHMENTS

Attachment I Staff Report Attachment II Resolution



DATE:	July 5, 2022
TO:	Mayor and City Council
FROM:	Assistant City Manager
SUBJECT:	Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Professional Services Agreement with Kitchell for Construction Management for the Stack Center in an Amount Not to Exceed \$520,000

#### RECOMMENDATION

That the Council adopts a resolution (Attachment I ) authorizing the City Manager to negotiate and execute a professional services agreement with Kitchell for construction management for the Stack Center, not to exceed \$520,000.

#### **SUMMARY**

On May 3, 2022, City Council approved moving forward with Phase I construction plans for the Stack Center. Staff then solicited proposals for construction management services. Staff received and reviewed five proposals. Staff is requesting to enter into a professional services agreement with Kitchell for Phase I construction management, not to exceed \$520,000. Kitchell will begin immediately to assist the architect, RossDrulisCusenbery, with bid preparation. Phase I is anticipated to go to bid in November 2022. Kitchell will then provide oversight over whichever contractor is selected for construction to ensure timeliness and best practices during Phase I construction. The cost of this agreement is included in the CIP budget and covered through County and grant funding.

#### BACKGROUND

Community members and elected officials have long held the dream of building a new South Hayward Youth and Family Center at the corner of Tennyson and Ruus Roads, referred to as the Stack Center. Below is a list of major milestones for the Stack Youth and Family Center Project over the past seven years:

- In July 2014, the County Board of Supervisors allocated \$9.6 million from District 2's share of one-time residual property tax funds for the Stack Center.
- In 2015, the City, Alameda County, and the Hayward Area Recreation and Park District (HARD) formed the Stack Center Governance Group to guide the project and obtain the necessary resources.

- In June 2015, the County Board of Supervisors approved the acceptance of a \$5 million grant from the Kaiser Regional Foundation. This total funding amount of \$14.6 million was reduced by approximately \$600,000 to help fund Mia's Dream Park, which is located on parcels abutting the Stack Center project site.
- In September 2016, the Stack Center Governance Group issued a Request for Qualifications for Facility Operator and Administrator Services.
- On March 27, 2018, Council authorized the City Manager to execute a facility operator agreement with La Familia and Eden Youth and Family Center (EYFC).
- In June 2018, the City issued a Request for Proposals (RFP) for Phases I and II of the project: a community analysis, creation of a building program, and preliminary design. The City received eight proposals. The Stack Center Governance Group evaluated each proposal and ranked RDC as the highest.
- On February 5, 2019, Council authorized the City Manager to execute a professional services agreement with RDC for Phases I and II work and accept \$500,000 from Alameda County to cover the cost of the agreement.
- On June 16, 2020, Council authorized the City Manager to execute a professional services agreement with RDC for architecture and engineering services and accept \$2,870,000 from Alameda County to cover the cost of the agreement.
- On July 31, 2021, the partners held an open house at the future center and launched the fundraising campaign.
- On January 5, 2022, Council accepted a grant of \$1 Million in State of California general funds for Phase I construction.
- On May 3, 2022, Council accepted a \$2,647,000 CalTrans Grant for Phase I construction.
- On May 3, 2022, Council authorized the phasing of construction and an amendment to RDC's contract to phase the designs and prepare for bid, not to exceed \$377,800.

# DISCUSSION

On May 3, 2022, City Council approved moving forward with Phase I construction plans for the Stack Center. Boundaries for Phase I are shown on the next page. Based on this Council direction, staff solicited proposals for construction management services.

Staff received proposals from five firms. Staff ranked these proposals based on cost, experience, and demonstrated skills. Because of their expertise, past experience, familiarity with the needs of the project, and the proposed staffing, staff has selected Kitchell as the most suitable firm for this work.

Staff is requesting Council authorization to enter into a professional services agreement with Kitchell not to exceed \$520,000 for Phase I bid preparation and construction management. This cost includes a ten percent contingency.

As the construction manager, Kitchell will assist the architect, RossDrulisCusenbery, this summer and fall with bid preparation and will review the schedule and cost estimates. Phase I is anticipated to go to bid in November 2022. During construction, Kitchell will work directly

with the contractor selected to provide construction oversight and ensure the project remains on schedule and meets best practices. Kitchell will also help coordinate relocation for providers that are temporary displaces during construction.



Phase I boundaries shown in the dotted black line

# **FISCAL IMPACT**

The Stack Center CIP project has sufficient funding to cover this professional services agreement, which will be paid for using County and grant funds. The City currently has enough funds to complete the first phase of construction. The second phase of this project has a funding gap of \$22.3 million. Staff is seeking to fill that gap through grants and donations.

# SUSTAINABILITY FEATURES

The Stack Center will incorporate all City green building ordinances, including the zero-netenergy requirement for new construction.

# **NEXT STEPS**

Once authorized by Council, staff will execute a professional services agreement with Kitchell. Phase I construction is expected to go to bid in November and work will begin shortly after.

Prepared by: Mary Thomas, Management Analyst

Recommended by: Dustin Claussen, Acting Assistant City Manager

Approved by:

Kelly McAdoo, City Manager

# HAYWARD CITY COUNCIL

# RESOLUTION NO. 22-

# Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH KTICHELL FOR CONSTRUCTION MANAGEMENT SERVICES FOR PHASE 1 CONSTRUCTION OF THE SOUTH HAYWARD YOUTH & FAMILY CENTER PROJECT, NOT-TO EXCEED \$520,000

WHEREAS, Hayward community members and elected officials have long held the dream of building a new South Hayward Youth and Family Center at the corner of Tennyson and Ruus Roads, referred to as the Stack Center; and

WHEREAS, on May 3, 2022, City Council approved moving forward with Phase I construction plans for the Stack Center and staff subsequently solicited proposals for construction management services for the project; and

WHEREAS, staff received proposals from five firms which were evaluated based on cost, experience, and demonstrated skills; and

WHEREAS, staff has selected Kitchell as the most suitable firm for this work because of their expertise, past experience, familiarity with the needs of the project and the proposed staffing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is authorized and directed to negotiate a professional services agreement with Kitchell for Phase I construction management for the Stack Center project, in an amount not to exceed \$520,000, in a form approved by the City Attorney.

# ATTACHMENT II

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

# File #: CONS 22-444

**DATE:** July 5, 2022

- TO: Mayor and City Council
- **FROM:** Chief of Police

#### **SUBJECT**

Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$210,000 in Awarded Grant Funding from the State of California Office of Traffic Safety for Use by the Hayward Police Department

That Council adopts a resolution (Attachment II) authorizing the City Manager to accept and appropriate \$210,000 in grant funding from the California Office of Traffic Safety for the Hayward Police Department.

#### SUMMARY

The Hayward Police Department applied for and was awarded \$210,000 in grant funding from the California Office of Traffic Safety for the Hayward Police Department as part of a Selective Traffic Enforcement Program (STEP) grant. The funds will be used for educational and other programs including impaired driving enforcement, enforcement focusing on distracted driving, seat belt enforcement, special enforcement encouraging motorcycle safety, enforcement, public education in areas with high bicycle/pedestrian collisions, and media outreach strategies designed to enhance public awareness.

# ATTACHMENTS

Attachment I Staff Report Attachment II Resolution



DATE:	July 5, 2022
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**TO:** Mayor and City Council

**FROM:** Chief of Police

**SUBJECT:** Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$210,000 in Awarded Grant Funding from the State of California Office of Traffic Safety for Use by the Hayward Police Department

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to accept and appropriate \$210,000 in grant funding from the California Office of Traffic Safety for the Hayward Police Department.

#### SUMMARY

The Hayward Police Department applied for and was awarded \$210,000 in grant funding from the California Office of Traffic Safety for the Hayward Police Department as part of a Selective Traffic Enforcement Program (STEP) grant. The funds will be used for educational and other programs including impaired driving enforcement, enforcement focusing on distracted driving, seat belt enforcement, special enforcement encouraging motorcycle safety, enforcement, public education in areas with high bicycle/pedestrian collisions, and media outreach strategies designed to enhance public awareness.

# **BACKGROUND AND DISCUSSION**

The Hayward Police Department applied for and was awarded \$210,000 in grant funding from the California Office of Traffic Safety for the Hayward Police Department as part of a Selective Traffic Enforcement Program (STEP) grant. The California Office of Traffic Safety strives to eliminate traffic deaths and injuries by making grants available to local and state public agencies for programs that help them enforce traffic laws, educate the public on traffic safety, and provide varied and effective means of reducing fatalities, injuries, and economic losses from collisions.

The Hayward Police Department plans to use these funds to reduce the number of persons killed and injured in collisions involving alcohol and other collision-causing factors. Strategies include the following:

- a. Enforcement focused on impaired driving enforcement.
- b. Enforcement focusing on distracted driving.
- c. Seat belt enforcement.
- d. Special enforcement encouraging motorcycle safety.
- e. Enforcement and public education in areas with high bicycle/pedestrian collisions.
- f. Media outreach strategies designed to enhance public awareness, educate the public and deter poor behavior.

#### FISCAL IMPACT

The Selective Traffic Enforcement Program (STEP) grant funds will not have an impact on the General Fund. These funds will be used to provide resources to the efforts mentioned above.

#### STRATEGIC ROADMAP

The STEP Grant supports the following Strategic Roadmap priorities although it does not fall under a specific project:

- Invest in Infrastructure Invest in Multi-modal Transportation
- Enhance Community Safety and Quality of Life

#### NEXT STEPS

If the Council authorizes this action, staff will appropriate the funding into the Police Department's budget and administer the grant per the terms and conditions of the Office of Traffic Safety agreement.

*Prepared by:* Laura Gomez, Acting Senior Management Analyst

*Recommended by:* Toney Chaplin, Chief of Police

Approved by:

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### **RESOLUTION NO. 22-**

# Introduced by Council Member\_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT AND APPROPRIATE \$210,000 IN GRANT FUNDING FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY FOR USE BY THE HAYWARD POLICE DEPARTMENT

WHEREAS, Hayward Police Department applied for and was awarded \$210,000 in grant funding from the State of California Office of Traffic Safety for use by the City of Hayward Police Department to implement best practice strategies under the Selective Traffic Enforcement Program (STEP); and,

WHEREAS, the Hayward Police Department shall use these funds for enhanced traffic enforcement and the creation of educational and other programs focused on reducing the number of persons killed and injured in traffic collisions involving alcohol and other primary collision factors under the provisions of the grant agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the City Manager is hereby authorized and directed to accept and appropriate \$210,000 in funding from the California Office of Traffic Safety for use by the Hayward Police Department.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2021

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

# File #: CONS 22-449

**DATE:** July 5, 2022

- **TO:** Mayor and City Council
- **FROM:** Fire Chief

# SUBJECT

Adopt a Resolution Authorizing the City Manager to Execute a Memorandum of Understanding (MOU) Between the City of Hayward and Tiburcio Vasquez Health Center (TVHC) for a Lease to Operate the Firehouse Clinic (FHC) and to Appropriate the Rent from TVHC to CIP Project FD010 for Building Maintenance, Upgrades, and Improvements in Service Delivery

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute a Memorandum of Understanding (MOU) between the City and Tiburcio Vasquez Health Center (TVHC) for a lease to operate the Firehouse Clinic (FHC) and to appropriate the rent from TVHC to CIP Project FD010 for building maintenance, upgrades, improvements in service delivery as needed.

#### SUMMARY

In 2015, the City of Hayward entered into a partnership, via the execution of a Memorandum of Understanding (MOU), with Tiburcio Vasquez Health Center (TVHC) to operate the Firehouse Clinic located at 28300 Huntwood Avenue in South Hayward and adjacent to Fire Station 7.

TVHC was initially chosen as a partner in the FHC due to its status as a Federally Qualified Health Center (FQHC). This unique status includes Medicare patient service delivery and allows the FQHC the opportunity to seek and obtain full cost-recovery. Since the Firehouse Clinic's inception, TVHC has operated as a self-sustaining organization by providing culturally and linguistically appropriate medical, dental, and behavioral health services to under-insured residents.

TVHC has proven to be an exceptional and irreplaceable partner. The City intends to expand the partnership with TVHC to include Hayward's new HEART program to improve overall population health by focusing on the integrated whole-person healthcare model.

The MOU executed between the City of Hayward and TVHC ended in 2019 and as such, the Hayward Fire Department is seeking to re-enter into a similar agreement with TVHC, for a five-year period with an option to review both parties' obligations under the agreement on an annual basis. The resolution

# File #: CONS 22-449

(Attachment II) includes appropriating past and future revenue collected via monthly rent payments to maintain the property and make necessary upgrades to the clinic to expand or improve service delivery.

# ATTACHMENTS

Attachment I Staff Report Attachment II Resolution



DATE:	July 5, 2022
	, , ,

TO: Mayor and City Council

**FROM:** Fire Chief

**SUBJECT:** Adopt A Resolution Authorizing the City Manager to Execute a Memorandum of Understanding (MOU) Between the City of Hayward and Tiburcio Vasquez Health Center (TVHC) for a Lease to Operate the Firehouse Clinic (FHC) and to Appropriate the Rent from TVHC to CIP Project FD010 for Building Maintenance, Upgrades, and Improvements in Service Delivery

# RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute a Memorandum of Understanding (MOU) between the City and Tiburcio Vasquez Health Center (TVHC) for a lease to operate the Firehouse Clinic (FHC) and to appropriate the rent from TVHC to CIP Project FD010 for building maintenance, upgrades, improvements in service delivery as needed.

#### **SUMMARY**

In 2015, the City of Hayward entered into a partnership, via the execution of a Memorandum of Understanding (MOU), with Tiburcio Vasquez Health Center (TVHC) to operate the Firehouse Clinic located at 28300 Huntwood Avenue in South Hayward and adjacent to Fire Station 7.

TVHC was initially chosen as a partner in the FHC due to its status as a Federally Qualified Health Center (FQHC). This unique status includes Medicare patient service delivery and allows the FQHC the opportunity to seek and obtain full cost-recovery. Since the Firehouse Clinic's inception, TVHC has operated as a self-sustaining organization by providing culturally and linguistically appropriate medical, dental, and behavioral health services to under-insured residents.

TVHC has proven to be an exceptional and irreplaceable partner. The City intends to expand the partnership with TVHC to include Hayward's new HEART program to improve overall population health by focusing on the integrated whole-person healthcare model. The MOU executed between the City of Hayward and TVHC ended in 2019 and as such, the Hayward Fire Department is seeking to re-enter into a similar agreement with TVHC, for a five-year period with an option to review both parties' obligations under the agreement on an annual basis. The resolution (Attachment II) includes appropriating past and future revenue collected via monthly rent payments to maintain the property and make necessary upgrades to the clinic to expand or improve service delivery.

# BACKGROUND

On June 17, 2014, the City Council approved the construction contract to build a new Fire Station Number 7. According to the Alameda County Public Health Department, health care coverage is unaffordable for more than 200,000 residents in Alameda County. Many of these uninsured residents use emergency rooms (ER) throughout the County as their primary health care providers, creating undue burden and overcrowding in these ERs. In addition, there is a significant shortage of primary and preventative care health providers in the County.

From an innovative and forward-thinking effort to address these issues, the concept of a Firehouse Clinic evolved. These centers could provide a new level of localized care that would be fully integrated into the County health care delivery system. The clinics would be colocated at fire station sites in Alameda County and have limited-scope staffing that would be a referral point for sub-acute 911 calls. Approximately 30,000 calls annually in Alameda County currently use emergency room services. They also help provide discharge follow-up for local residents within forty-eight hours of discharge from Acute Care. The construction of a new Fire Station 7 provided an opportunity to serve as a primary pilot site for a health care clinic, especially given the segment of the Hayward population that this station serves.

The Firehouse Clinic, approximately 2,400 square feet, is located at 28300 Huntwood Avenue in South Hayward, adjacent to Hayward Fire Station 7. The Firehouse Clinic, a first of its kind in the country, was a collaborative effort between the Hayward Fire Department, Tiburcio Vasquez Health Center, Acute Care Hospitals, and the Alameda County Health Care Services Agency. It was designed to provide an alternative to community clinics that have long wait times and costly (often preventable) emergency room visits; the clinic provides residents with accessible and affordable health care regardless of coverage. In 2015, the City executed a MOU with TVHC outlining the roles and responsibilities of this unique partnership.

# DISCUSSION

*City and TVHC Obligations:* For all intents and purposes, the City's key role in any agreement with TVHC would be to maintain the building and property that TVHC will utilize to commence the provision of services and to allow the use of the space and some associated parking by TVHC. Likewise, TVHC's key role in this agreement is to: provide the requisite services; provide appropriate, safe, and code-compliant workspace(s) and office equipment for clinical staff; and maintain compliance with all municipal codes. It is important to note that TVHC will be responsible for all charges from their operations, such as custodial

services, HVAC repairs, utilities, and waste disposal services. These terms will be worked out and negotiated through the agreement execution process.

**Appropriation of Rent:** TVHC will pay rent to the City in the amount of \$2,200 per month. Staff requests that Council authorize the City Manager to retroactively appropriate the rent collected by the clinic to CIP Fund FD010 for future clinic upgrades and general maintenance services. Staff also requests an ongoing appropriation of rent in an effort to help the clinic be as cost-neutral as possible.

The Firehouse Clinic has culturally and linguistically appropriately served over twenty-three thousand individuals since November 2016, including medical, dental, and behavioral health services. The Clinic has become an integral part of the South Hayward and Alameda County healthcare system.

# **ECONOMIC IMPACT**

The clinic was designed to provide an alternative to community clinics with long wait times and costly (often preventable) emergency room visits. The clinic offers residents accessible and affordable health care regardless of coverage and has allowed low-income residents to seek medical attention when needed. There is no cost to the City for the execution of this MOU. On the contrary, the City will generate monthly rent payments, which it hopes to use to support maintenance and improvements to 28300 Huntwood Ave.

# **FISCAL IMPACT**

The Clinic was constructed through a \$1.2 million grant from the Alameda County Health Care Services Agency. The City will not incur any expenses as a result of executing this MOU but will generate monthly rent income of \$2,200, which the Fire Department will use towards maintenance and improvements.

# STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Enhance Community Safety and Quality of Life. Specifically, this item relates to the implementation of the following projects:

Project 1	Support Safety through Community-Centered Response and Enforcement Models
Project 2	Support Safety through Emergency Preparedness, Planning, and Response

# **PUBLIC CONTACT**

City staff meets with TVHC and Alameda County to discuss myriad topics associated with the Firehouse Clinic, including the MOU scope of work. The MOU at issue will be reviewed and accepted by both the City Attorney's office and TVHC's legal department. Furthermore, the

original MOU was reviewed by the Alameda County Board of Supervisors as part of their approval of a separate contract with TVHC; that contract is necessary in order to allow the County to fund TVHC's operational costs related to the Clinic.

# **NEXT STEPS**

If this item is approved, staff will negotiate and execute the MOU and appropriate past and future revenue collected from TVHC monthly rent payments to CIP Project FD010 to fund property maintenance and clinic upgrades.

*Prepared by:* Shanalee Gallagher, Management Analyst

*Recommended by:* Garrett Contreras, Fire Chief

Approved by:

hufo

Kelly McAdoo, City Manager

# HAYWARD CITY COUNCIL

# RESOLUTION NO. 22-

# Introduced by Council Member \_\_\_\_\_

# ADOPT A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF HAYWARD AND TIBURCIO VASQUEZ HEALTH CENTER FOR THE OPERATION OF A FIREHOUSE CLINIC AT 28300 HUNTWOOD AVE., SOUTH HAYWARD

WHEREAS, the City of Hayward has partnered with Tiburcio Vasquez Health Center (TVHC) since 2015 to provide an innovative health care delivery model to the residents in Alameda County and would like to continue partnering with TVHC even though the Memorandum of Understanding with TVHC ended in 2019; and

WHEREAS, a significant need still exists for such services throughout Alameda County, as more than 200,000 residents are unable to afford health care coverage; and

WHEREAS, in order to address this issue, the City and TVHC would like to enter into a new agreement to continue working together to provide healthcare via the Firehouse Clinic ("Clinic") and continue to expand service delivery together; and

WHEREAS, TVHC would be fully responsible for operating the Clinic and for covering the annual operating costs and would pay rent to the City in the amount of \$2,200 per month; and

WHEREAS, the City will use the monthly revenue generated by the Firehouse Clinic rent to maintain the property and help the clinic expand service delivery as needed.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby finds and determines as follows:

That the City Manager is hereby authorized to execute an agreement between the City and Tiburcio Vasquez Health Center (TVHC) for the operation of a Firehouse Clinic at 28300 Huntwood Avenue in South Hayward, in a form approved by the City Attorney; and

That the City Manager is authorized to appropriate rent collected by the City from TVHC to CIP Project FD010 for the purpose of maintaining the property, making repairs and upgrades, and assisting the Firehouse Clinic expand service delivery as needed.

# **ATTACHMENT II**

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

# File #: CONS22-429DATE:July 5, 2022TO:Mayor and City CouncilFROM:City Manager<br/>Chief of PoliceSUBJECT:Adopt a Resolution Authorizing the Hayward Police Department to Enter Into A Five-Year<br/>Agreement With Axon Enterprises, Inc. For the Purchase of Axon Fleet Vehicle Dash<br/>Cameras With Automated License Plate Reading Technology

### RECOMMENDATION

That the Council adopts a resolution (Attachment II) authorizing the Hayward Police Department to enter into a five-year agreement with Axon Enterprises, Inc., for the purchase of Axon Fleet Vehicle Dash Cameras with automated license plate reading (ALPR) technology.

### SUMMARY

In a continuing effort to broaden transparency, mitigate liability, advance investigative capabilities, and improve crime solvability, the Hayward Police Department is recommending purchasing and installing Axon Dash / ALPR cameras in fifty-three patrol vehicles.

### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	HPD ALPR Policy 429
Attachment IV	HPD BWC Policy 425



**DATE:** July 5, 2022

TO: Mayor and City Council

- FROM: City Manager Chief of Police
- **SUBJECT:** Adopt a Resolution Authorizing the Hayward Police Department to Enter Into A Five-Year Agreement With Axon Enterprises, Inc. For the Purchase of Axon Fleet Vehicle Dash Cameras With Automated License Plate Reading Technology

### RECOMMENDATION

That the Council adopt a resolution (Attachment II) authorizing the Hayward Police Department to enter into a five-year agreement with Axon Enterprises, Inc., for the purchase of Axon Fleet Vehicle Dash Cameras with automated license plate reading (ALPR) technology.

### SUMMARY

In a continuing effort to broaden transparency, mitigate liability, advance investigative capabilities, and improve crime solvability, the Hayward Police Department is recommending purchasing and installing Axon Dash / ALPR cameras in fifty-three patrol vehicles.

### BACKGROUND

In 2014, the Hayward Police Department purchased ALPR cameras for its patrol fleet. These systems from Motorola Solutions consisted of four externally mounted cameras (two forward facing and two rearward facing), which were attached to the roofs of two patrol vehicles. These cameras were only capable of capturing license plate data and as of 2021, they reached the end of their serviceable lifespan. During their operational years, the ALPR camera systems averaged over one-million license plate reads annually.

In fiscal year 2019, \$150,000 was budgeted into the CIP to purchase dash cameras for HPD's patrol vehicles (the project and related funds were suspended due to COVID). Moving forward, dash camera technology has advanced to a point where a single front-facing camera can now not only capture video footage but can also capture vehicle license plate information.

### DISCUSSION

The Hayward Police Department began its Body Worn Camera (BWC) program in 2015. BWCs have proven to be an invaluable tool for law enforcement in documenting interactions with the community, investigating and prosecuting criminal behavior, and providing litigation protection for the city. Some limitation of BWC's include their inability to provide a stable overview of an incident and based on the BWC's positioning on officers (upper chest area), they are unable to capture officers' observations while they are driving their patrol vehicles. BWC's are also prone to potential non-activation by an officer in dynamic, high-stress critical incidents. The HPD's BWC Policy 425 is attached for review (Attachment III).

The Axon Fleet 3 system is made up of a front facing dual-view camera which can record both video footage as well as capture images of license plates. These actions occur simultaneously. In addition, a second infrared camera is positioned inside the passenger compartment to provide coverage of the prisoner transport area. The camera system for video footage can be activated manually, or by up to ten triggering events such as activation of emergency lights, unlocking of less lethal or lethal weapons from the vehicle, reaching a certain vehicle speed, or upon the recognition that a collision has occurred. In addition, Fleet 3 cameras can be paired with officers' current BWCs to allow their BWCs to be automatically activated upon the activation of the Fleet 3 cameras.

Video footage and license plate images, captured by the system, are wirelessly uploaded into Axon's cloud-based storage accessed through "Evidence.com." This is the same storage platform that HPD uses to store and manage BWC video footage. Axon's storage platform is Criminal Justice Information Service (CJIS) certified. To receive this certification Axon must adhere to the FBI's CJIS security policy, which provides a set of security requirements to protect and safeguard Criminal Justice Information (CJI) used by law enforcement.

The image captured in an ALPR scan, and stored by Axon, contains a picture of the license plate, the date and time of the scan, and the GPS location of the scan. No personally identifiable information is captured with the ALPR scan or stored in the database.

The ALPR camera not only records a vehicle's location but can also alert officers, in real-time, if a scanned license plate has an associated want for the vehicle. This includes sex registrant information, statewide alerts such as "Amber Alerts" for abducted or endangered children, missing persons, vehicles used in felony crimes, stolen vehicles, and stolen license plates.

Axon has not built out the capability to grant access to ALPR data to other Law Enforcement Axon customers. If the capability is created in the future, HPD will have to grant each individual agency permission via a memorandum of understanding (MOU). Axon does not grant access to any unauthorized third parties. Pursuant to California Government Code Section 3, Chapter 17.25 (commencing with section 7284) federal, state, or local law enforcement agencies shall not use any non-criminal history information contained within the database for immigration enforcement purposes. The records retention period of the scanned license plates is customizable through Axon. HPD currently retains license plate data for one year, unless the data is evidentiary in a criminal or civil action, as outlined in HPD's ALPR Policy #429 (Attachment III).

Current regional police departments that have already invested in this technology are Livermore PD, Campbell PD, Tracy PD, Vacaville PD, Vallejo PD, and the Solano County Sheriff's Office.

On April 11, 2022, this proposal was brought before the Community Advisory Panel (CAP) for review and input. While there was overall support for the implementation of the program, the two areas of concern dealt with security and sharing of data. Those concerns were addressed by providing the CAP with the information sharing and security measures outlined in this Staff Report.

On April 27, 2022, this proposal was brought before the Council Infrastructure Committee. A discussion occurred regarding ACLU's position on ALPR technology and the general capabilities and features of the fleet cameras. Committee recommendations included advocacy group outreach and a council work session to enable further dialogue regarding the proposal.

On June 21, 2022, a Council Work Session took place to further discuss the proposed purchase of the Fleet 3 camera system. During that session, Council recommended several areas to address before implementation of the project:

# 1. Having a mechanism in place to present information regarding the use of the system to the Community Advisory Panel and City Council.

To address this concern, a report of system usage will be included in the Police Chief's biannual report to Council, which is concurrently shared with the Community Advisory Panel. This will provide another level of transparency in HPD's use of the system.

# 2. Ensure that Dash Cam Video is captured in the highest video resolution rate possible to enhance video review.

To address this concern, language will be put into place in both Dash Camera policy as well as the contract with Axon that only the highest resolution rate available will be utilized (Currently at 1080p).

# 3. Several concerns were raised regarding specific items Council wanted to see included in the Policy language regarding the use of Dash Camera / ALPR technology.

The HPD has an existing ALPR policy, which has been in place since 2015 (Attachment III). Additionally, the City has an overarching policy statement regarding the use of surveillance and other technologies, which HPD would abide by should this program be approved. The current HPD policy addresses many of the areas of concern, including data storage, data retention, data sharing, and data access. However, the HPD is certainly open to working with Council to strengthen policy language in these areas. With the extensive anticipated delays between the purchase of this technology and actual implementation (12 to 18 months), there will be ample time to strengthen policy language, which addresses concerns brought forward, as we have done with other technologies. This collective effort will contribute to the success of this technology. Some concerns, and associated suggestions for policy language, are listed below:

- What triggering events would be initially installed that would automatically activate a Dash Cam recording? As mentioned during the Council Work Session, the system allows up to ten electronic triggering events, which will begin a recording. At launch, staff would suggest these include, but not be limited to, emergency light activation, release of a less-lethal or lethal weapon from the vehicle's locking mechanism, vehicle speeds reaching greater than 80 MPH, and detection of a vehicle collision.
- What events would require officers to activate their Dash Camera? Staff would suggest that required activations mirror the current required activations outlined in the Body-Worn Camera Policy covered under Policy #425.8 (Attachment IV). To tailor these activations to Dash Cameras, verbiage similar to "in addition to activating your BWCs during these events, officers shall also activate their Dash Cameras when it reasonably appears that the Dash Camera will capture a portion of the event."
- What event will trigger an "alert" in the officer patrol vehicle? Staff would suggest receiving alerts only from the National Crime Information Center (NCIC) "Hot Sheet" list. These alerts include Amber Alerts, Silver Alerts, vehicles wanted in association with a felony crime, stolen vehicles, and stolen license plates.
- Adding stronger language restricting data sharing for immigration enforcement purposes. In addition to including language from California Government Code Section 3, Chapter 17.25 which prohibits local law enforcement agencies from using non-criminal information for immigration enforcement purposes and is listed above, additional policy language could be added to reinforce the City's position.

# 4. A Suggestion was made regarding adding stronger data security language in any contract signed with AXON.

Currently, no contract is in place regarding the purchase of the Fleet 3 camera system. During that process, staff would work closely with the City Attorney's Office and the City's Information Technology Department to ensure the proper level of data security assurances are included in the final contract. In addition to the Fleet 3 camera system, staff also recommends the purchase of an Auto-Tagging subscription for each officer. Currently, officers are required to label each one of their BWC recordings. The labeling process includes inputting an incident or report number, a "Title" for the recording such as a crime type or type of call for service, and a retention period based on the content of the recording. With the purchase of the Fleet 3 cameras, this would require officers to label two separate videos if both their Fleet 3 camera and BWC were used for an event. This is not only time-consuming but also increases the chances of the videos being mislabeled. Auto-Tagging syncs Evidence.com with HPD's Computer Aided Dispatch system to auto-populate the incident or report number and category.

### Community Engagement Efforts

As part of HPD's ongoing efforts to be transparent, provide information, and engage the community in dialogue, the following steps have been taken:

- As stated above, on April 11<sup>th</sup>, 2022, the proposal was presented to the CAP.
- HPD made notification, via email, of the proposed project and our ALPR Policy to the following community groups:
  - The Community Advisory Panel (CAP) to the Chief of Police
  - The Hayward Concerned Citizens
  - The Hayward Community Coalition

During a Council Work Session on 6/21/2022, community members had the opportunity to make public comments regarding the proposed purchase and use of Dash Camera / ALPR technology. Several community members took the opportunity to participate, sharing their thoughts and positions on this technology.

### **FISCAL IMPACT**

As with the BWC agreement HPD signed with AXON in 2021, Axon spreads out the cost of the equipment and services over a five-year period. During this five-year period, all hardware components supplied are warrantied, and at the conclusion of the contract, through Axon's Technology Assurance Plan, all hardware components are upgraded and replaced at no cost. The annual costs, listed below, include installation services for all fifty-three vehicles.

Payment	Fleet 3	Auto-Tagging	Тах	Total
Year 1	125,928	23,328	7,847.51	157,103.51
Year 2	125,928	23,328	7,847.51	157,103.51
Year 3	125,928	23,328	7,847.51	157,103.51
Year 4	125,928	23,328	7,847.51	157,103.51
Year 5	125,928	23,328	7,847.51	157,103.51
Total	629,640	116,640	39,237.55	785,517.55

Funding has been secured via CIP to cover nearly all the costs associated with year one of the agreement. Moving forward, HPD will request funding in CIP to cover the remaining four years of the agreement (FYs 2023, 2024, 2025, and 2026).

# Due to current supply chain issues, implementation, if approved by Council, would be approximately 12 to 18 months.

### NEXT STEPS

If approved, the City Manager will execute a five-year purchase/service agreement with Axon Enterprises, Inc. to equip HPD's patrol fleet with video dash cameras with integrated ALPR technology. The HPD will work with the Council to strengthen the language in the HPD's Policy 429 (ALPRs) prior to program implementation.

*Prepared by*: William Deplitch, Police Captain

*Recommended by:* Toney Chaplin, Chief of Police

Approved by:

Rupo

Kelly McAdoo, City Manager

### HAYWARD CITY COUNCIL

### RESOLUTION NO. 22-\_\_\_\_

### Introduced by Council Member\_\_\_\_\_

RESOLUTION AUTHORIZING THE HAYWARD POLICE DEPARTMENT TO ENTER INTO A FIVE-YEAR AGREEMENT WITH AXON ENTERPRISES, INC. FOR THE PURCHASE OF AXON FLEET VEHICLE DASH CAMERAS WITH AUTOMATED LICENSE PLATE READING TECHNOLOGY

WHEREAS, in 2014, the Hayward Police Department purchased Automated License Plate Reading (ALPR) cameras for its patrol fleet; and,

WHEREAS, the cameras purchased in 2014 were only capable of capturing license plate data and as of 2021, they reached the end of their serviceable lifespan; and,

WHEREAS, in fiscal year 2019, \$150,000 was budgeted into CIP to purchase dash cameras for Hayward Police Department's patrol vehicles; and,

WHEREAS, dash camera technology has advanced to a point where a single front facing camera can now not only capture video footage but can also capture vehicle license plate information and,

WHEREAS, on 04-11-2022, this proposal was brought before the Community Advisory Panel (CAP) for review and input; and,

WHEREAS, on 04-27-2022, this proposal was brought before the Council Infrastructure Committee (CIC); and,

WHEREAS, on 06-21-2022, this proposal was discussed at a Council Work Session; and,

WHEREAS, funding has been secured via Capital Improvement funds to cover nearly all the costs associated with year one of the agreement and the Hayward Police Department will request Capital Improvement funds to cover the remaining four years of the agreement; and,

WHEREAS, the Hayward Police Department will work with Council to strengthen the language in HPD Policy 429 (ALPRs) prior to program implementation.

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the Hayward Police Department to enter a five-year purchase agreement with Axon Enterprises, Inc. and purchase Axon Fleet vehicle dash cameras with automated license plate reading (ALPR) technology. 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

# Automated License Plate Readers (ALPRs)

### 429.1 PURPOSE AND SCOPE

Automated License Plate Reader (ALPR) technology, also known as License Plate Recognition, provides automated detection of license plates. ALPRs are used by the Hayward Police Department to convert data associated with vehicle license plates for official law enforcement purposes, including identifying stolen or wanted vehicles, stolen license plates and missing persons. ALPRs may also be used to gather information related to active warrants, homeland security, electronic surveillance, suspect interdiction and stolen property recovery.

### 429.1.1 ACCREDITATION STANDARDS

This section pertains to the following CALEA Standards: 41.3.9

### 429.2 ADMINISTRATION OF ALPR DATA

All installation and maintenance of ALPR equipment, as well as ALPR data retention and access shall be managed by the Support Services Division Commander. The Support Services Division Commander will assign personnel under his/her command to administer the day-to-day operation of the ALPR equipment and data.

### 429.2.1 ALPR ADMINISTRATOR

The Support Services Division Commander shall be responsible for developing guidelines and procedures to comply with the requirements of Civil Code § 1798.90.5 et seq. This includes, but is not limited to (Civil Code § 1798.90.51; Civil Code § 1798.90.53):

- (a) A description of the job title or other designation of the members and independent contractors who are authorized to use or access the ALPR system or to collect ALPR information.
- (b) Training requirements for authorized users.
- (c) A description of how the ALPR system will be monitored to ensure the security of the information and compliance with applicable privacy laws.
- (d) Procedures for system operators to maintain records of access in compliance with Civil Code § 1798.90.52.
- (e) The title and name of the current designee in overseeing the ALPR operation.
- (f) Working with the Custodian of Records on the retention and destruction of ALPR data.
- (g) Ensuring this policy and related procedures are conspicuously posted on the department's website.

### 429.3 OPERATIONS

Use of an ALPR is restricted to the purposes outlined below. [Department/Office] members shall not use, or allow others to use the equipment or database records for any unauthorized purpose (Civil Code § 1798.90.51; Civil Code § 1798.90.53).

(a) An ALPR shall only be used for official law enforcement business.

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### Automated License Plate Readers (ALPRs)

- (b) An ALPR may be used in conjunction with any routine patrol operation or criminal investigation. Reasonable suspicion or probable cause is not required before using an ALPR.
- (c) While an ALPR may be used to canvass license plates around any crime scene, particular consideration should be given to using ALPR-equipped cars to canvass areas around homicides, shootings and other major incidents. Partial license plates reported during major crimes should be entered into the ALPR system in an attempt to identify suspect vehicles.
- (d) No member of this [department/office] shall operate ALPR equipment or access ALPR data without first completing [department/office]-approved training.
- (e) No ALPR operator may access [department/office], state or federal data unless otherwise authorized to do so.
- (f) If practicable, the officer should verify an ALPR response through the California Law Enforcement Telecommunications System (CLETS) before taking enforcement action that is based solely on an ALPR alert.

### 429.4 DATA COLLECTION AND RETENTION

The Support Services Division Commander is responsible for ensuring systems and processes are in place for the proper collection and retention of ALPR data. Data will be transferred from vehicles to the designated storage in accordance with [department/office] procedures.

All ALPR data downloaded to the server should be stored for a minimum of one year (Government Code § 34090.6) and in accordance with the established records retention schedule. Thereafter, ALPR data should be purged unless it has become, or it is reasonable to believe it will become, evidence in a criminal or civil action or is subject to a discovery request or other lawful action to produce records. In those circumstances the applicable data should be downloaded from the server onto portable media and booked into evidence.

### 429.5 ACCOUNTABILITY

All data will be closely safeguarded and protected by both procedural and technological means. The Hayward Police Department will observe the following safeguards regarding access to and use of stored data (Civil Code § 1798.90.51; Civil Code § 1798.90.53):

- (a) All ALPR data downloaded to the mobile workstation and in storage shall be accessible only through a login/password-protected system capable of documenting all access of information by name, date and time (Civil Code § 1798.90.52).
- (b) Members approved to access ALPR data under these guidelines are permitted to access the data for legitimate law enforcement purposes only, such as when the data relate to a specific criminal investigation or [department/office]-related civil or administrative action.

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### Automated License Plate Readers (ALPRs)

(c) ALPR system audits should be conducted on a regular basis.

For security or data breaches, see the Records Release and Maintenance Policy.

### 429.6 ACCOUNTABILITY AND SAFEGUARDS

All saved data will be closely safeguarded and protected by both procedural and technological means. The Hayward Police Department will observe the following safeguards regarding access to and use of stored data:

(a) All non-law enforcement requests for access to stored ALPR data shall be referred to the Records Administrator and processed in accordance with applicable law.

(b) All ALPR data downloaded to the mobile workstation and server shall be accessible only through a login/password-protected system capable of documenting all access of information by name, date and time.

(c) Persons approved to access ALPR data under these guidelines are permitted to access the data for legitimate law enforcement purposes only, such as when the data relate to a specific criminal investigation or department-related civil or administrative action.

(d) Such ALPR data may be released to other authorized and verified law enforcement officials and agencies at any time for legitimate law enforcement purposes.

(e) ALPR system audits should be conducted on a regular basis.

### 429.7 POLICY

The policy of the Hayward Police Department is to utilize ALPR technology to capture and store digital license plate data and images while recognizing the established privacy rights of the public.

All data and images gathered by the ALPR are for the official use of this department. Because such data may contain confidential information, it is not open to public review.

### 429.8 RELEASING ALPR DATA

The ALPR data may be shared only with other law enforcement or prosecutorial agencies for official law enforcement purposes or as otherwise permitted by law, using the following procedures:

- (a) The agency makes a written request for the ALPR data that includes:
  - 1. The name of the agency.
  - 2. The name of the person requesting.

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### Automated License Plate Readers (ALPRs)

- 3. The intended purpose of obtaining the information.
- (b) The request is reviewed by the Support Services Division Commander or the authorized designee and approved before the request is fulfilled.
- (c) The approved request is retained on file.

Requests for ALPR data by non-law enforcement or non-prosecutorial agencies will be processed as provided in the Records Maintenance and Release Policy (Civil Code § 1798.90.55).

### 429.9 TRAINING

The Personnel and Training Administrator should ensure that members receive departmentapproved training for those authorized to use or access the ALPR system (Civil Code § 1798.90.51; Civil Code § 1798.90.53).

### 429.10 REVISONS

Enacted: March 31, 2015

Revised: May 23, 2016

Revised: June 21, 2021

## **Portable Audio/Video Recorders**

### 425.1 PURPOSE AND SCOPE

The Hayward Police Department requires that employees (issued proper equipment) use either a department-issued digital audio recorder (DAR) or body worn camera (BWC) during their official police duties. These recorders are intended to assist officers in the performance of their duties by providing an unbiased audio and/or video record of a contact.

### 425.1.1 ACCREDITATION STANDARDS

This section pertains to the following CALEA Standards: 17.5.4, 41.3.8

### 425.2 DEFINITIONS

**Digital Audio Recorder (DAR)** – A device individually worn by employees that can capture audio when activated by the employee.

**Body Worn Camera (BWC)** – A device individually worn by employees that can capture audio and video when activated by the employee.

**Digital Evidence Management System (DEMS)** – A management system designed to digitally collect, store, secure, disseminate and purge recorded media. The digital recordings are accessible to authorized personnel and maintain an audit trail of user activity.

### 425.3 POLICY

Employees shall only use a department-issued DAR or BWC. All video and/or audio recordings created while on duty, to include photos of crime scenes, traffic accidents, arrests, subject stops, traffic stops, prisoner and witness interviews, evidence, and any other daily activity are the property of the Hayward Police Department. Employees shall not mix work related recordings with their personal information or personal recordings. Additionally, employees shall not use department-issued video or audio recording devices and recording media for personal use.

Employees shall utilize their DAR and BWC in accordance with the provisions of this policy to ensure the proper and most effective use of both devices.

Except for official law enforcement related purposes, duplication or dissemination of any recording outside the Hayward Police Department is strictly prohibited without specific written authorization of the Chief of Police or his/her designee.

### 425.4 OFFICER RESPONSIBILITIES

Prior to going into service, each uniformed officer will be responsible for making sure that he/she is equipped with a department-issued DAR or BWC in good working order. The device shall be sufficiently charged and tested for proper function. Officers shall report malfunctions, damage, loss or theft of their recording devices to their supervisor prior to going into service.

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### Portable Audio/Video Recorders

In regard to BWCs, uniformed officers shall wear the recorder on their person in a secured fashion and in such a way to provide an unobstructed camera view of officer/citizen contacts. Officers shall use an approved mount to secure the BWC to their uniform.

By the conclusion of the officer's shift, the officer shall upload the BWC recording(s) to the DEMS to include the appropriate ID (citation or incident number), TITLE (abbreviated description of the footage), and CATEGORY. Officers shall follow upload procedures pursuant to this policy. In the same manner, at the conclusion of the officer's shift, DAR recordings shall be uploaded into the PUMA Management System.

Officers shall document the use of DARs or BWCs in any associated report for evidentiary purposes. In the event an officer fails to record an incident as required by this policy or the recording device malfunctions, the officer shall document the reason(s) in their associated report and on the appropriate form for record keeping. He/she shall submit the form to his/her supervisor as soon as practical.

### 425.4.1 NON-UNIFORMED RESPONSIBILITY

Any officer assigned to non-uniformed positions may carry a department-issued DAR or BWC at any time the officer believes that such a device may be beneficial to the situation. When a nonuniformed officer works a uniformed shift, he/she shall wear and use a Department-issued DAR or BWC in accordance with this policy.

### 425.4.2 TRAINING

Officers must complete an agency-approved training to ensure proper use and operations. Additional training may be required at periodic intervals to ensure the continued effective use and operation of the equipment, proper calibration and performance and to incorporate changes, updates or other revisions in policy or equipment.

### 425.5 MEMBER PRIVACY EXPECTATION

All recordings made by members on any [department/office]-issued device at any time, and any recording made while acting in an official capacity for this [department/office], regardless of ownership of the device it was made on, shall remain the property of the [Department/Office]. Members shall have no expectation of privacy or ownership interest in the content of these recordings.

### 425.6 SUPERVISOR RESPONSIBILITIES

Supervisors shall ensure proper performance pursuant to this policy regarding DARs and BWCs. Supervisors shall ensure that employees properly document the activation of their DAR or BWC in the associated report. In cases where the officer's DAR or BWC was not activated pursuant to this policy, the supervisor is expected to ensure proper documentation by the employee of the incident on the appropriate form and submit the form to the IA manager.

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### Portable Audio/Video Recorders

When improper use of the DAR or BWC becomes apparent, supervisors shall document the officer's policy violation accordingly based on the Standards of Conduct and Evaluation of Employees policies.

Supervisors shall work to promptly address any technical issues as soon as practical that may arise with the recording devices. DARs or BWCs that are malfunctioned, damaged, lost or stolen shall be replaced prior to the officer going into services or as soon as practicable.

### 425.6.1 SUPERVISOR RESPONSIBILITIES

Supervisors should take custody of a portable audio/video recording device as soon as practicable when the device may have captured an incident involving the use of force, an officer-involved shooting or death or other serious incident, and ensure the data is downloaded (Penal Code § 832.18).

### 425.7 OPERATING PARAMETERS

Penal Code § 632 prohibits any individual from surreptitiously recording any conversation in which any party to the conversation has a reasonable belief that the conversation was private or confidential, however Penal Code § 633 expressly exempts law enforcement from this prohibition during the course of a criminal investigation, as follows:

- (a) No member of this Department may surreptitiously record a conversation or video footage of any other member of this department without the expressed knowledge and consent of all parties. Nothing in this section is intended to interfere with an officer's right to openly record any interrogation pursuant to Government Code § 3303(g).
- (b) Officers may surreptitiously record any conversation with or video footage of an individual, including another member of this department, during a criminal investigation in which the officer reasonably believes that such a recording will be beneficial to the investigation.
  - 1. For the purpose of this policy, any officer contacting an individual suspected of violating any law or during the course of any official law enforcement related activity shall be presumed to be engaged in a criminal investigation. This presumption shall not apply to contacts with members of this Department conducted solely for administrative purposes.

Officers that are present during a YFSB counseling session shall not record any portion of that session without the knowledge of the counselor and prior approval from a YFSB supervisor or sworn supervisor.

All on-scene officers (inclusive of initiating and witness officers) shall activate their audio recorders or cameras pursuant to this policy.

Personnel are not required to obtain consent from an individual when:

- (a) In a public place,
- (b) In a location where there is no reasonable expectation of privacy and the officer is not conducting a criminal investigation.

### 425.7.1 SURREPTITIOUS USE OF THE PORTABLE RECORDER

Members of the [Department/Office] may surreptitiously record any conversation during a criminal investigation in which the member reasonably believes that such a recording will be lawful and beneficial to the investigation (Penal Code § 633).

Members shall not surreptitiously record another [department/office] member without a court order unless lawfully authorized by the Chief of Police or the authorized designee.

### 425.7.2 EXPLOSIVE DEVICE

Many portable recorders, including body-worn cameras and audio/video transmitters, emit radio waves that could trigger an explosive device. Therefore, these devices should not be used where an explosive device may be present.

### 425.7.4 CESSATION OF RECORDING

Once activated, the portable recorder should remain on continuously until the member reasonably believes that his/her direct participation in the incident is complete or the situation no longer fits the criteria for activation. Recording may be stopped during significant periods of inactivity such as report writing or other breaks from direct participation in the incident.

Members shall cease audio recording whenever necessary to ensure conversations are not recorded between a person in custody and the person's attorney, religious advisor or physician, unless there is explicit consent from all parties to the conversation (Penal Code § 636).

### 425.8 REQUIRED ACTIVATION

At no time should an employee jeopardize his/her safety in order to activate a recording device or change the recording media. If an employee's safety is in jeopardy, he/she shall activate their recording device as soon as practicable after the officer safety issue has been addressed.Officers shall activate their DAR or BWC and record contacts under the following circumstances/situations:

(a) All priority 1 and 2 dispatched calls for service (prior to arrival on scene)

(b) All self-initiated contacts. Whenever possible, audio or video recording devices shall be activated prior to any self-initiated activity or field contact. All other assisting officers shall also activate their BWC prior to arriving to the scene of the incident.

(c) When responding to any in-progress incident. Whenever possible, DAR or BWC devices shall be activated prior to arrival at any in-progress incident. All other assisting officers shall also activate their DAR or BWC devices prior to arrival at any in-progress incident.

(d) All searches including, but not limited to, people, vehicle and buildings. When executing a search warrant, a parole or probation search, or consent search officers shall record the "Knock and Notice" with their DAR or BWC. Officers shall record any conversation with the occupants.

(e) All officers involved in K-9 deployment, searches and audible warning of a canine deployment.

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### Portable Audio/Video Recorders

(f) Any foot pursuit or vehicle pursuits: primary, secondary officers and other authorized officers.

(g) All Code 3 driving and/or responses.

(h) Officers assigned to crowd control, protests or mass arrest incidents.

(i) Suspect, Witness and victim statements; for use of force incidents this will include witness attempts.

U) Transports involving prisoners, suspects, victims, witnesses or any person involved in the investigation.

(k) Any call for service or field contact where the officer reasonably believes the contact may become adversarial (e.g. domestic disturbances, contacts with mentally ill subjects, etc) or where the contact becomes adversarial after an officer's initial contact.

(I) In circumstances where the officer reasonably believes the recorded footage may contain evident iary value.

(m) SRU personnel I (members of the negotiation, entry/arrest, perimeter team) engaged in an active tactical operation or enforcement encounter.

If multiple members of the Department are working together, all involved members shall utilize their cameras with respect to this policy. Members shall not coordinate or otherwise decide to use only one ca mera to capture the incident.

Members shall remain sensitive to the dignity of all individuals being recorded and exercise sound discretion to respect privacy by discontinuing recording whenever it reasonably appears to the member that such privacy may outweigh any legitimate law enforcement interest in recording. Requests by members of the public to stop recording shall be considered using this same criterion. Recording shall resume when privacy is no longer at issue unless the circumstances no longer fit the criteria for recording.

Other than at the conclusion of the contact or investigation, personnel may deactivate in places where there is a reasonable expectation of privacy or in circumstances where the audio recorder or camera may prevent them from obtaining information in relation to an investigation. Instances where personnel may deactivate include, but are not limited to:

- (a) During interviews involving sexual assault victims,
- (b) In the presence of an explosive device,
- (c) Inside hospital emergency rooms and other medical facilities,
- (d) In tactical planning situations;
- (e) While in a police facility.

### 425.8.1 DETENTION FACILITY

Members assigned to the HPD jail shall activate their BWC's in accordance with the Required Activation (4 25.8), as well as while in performance of the following duties:

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### Portable Audio/Video Recorders

1. Any time an inmate is removed or escorted from their cell or holding area

2. Entering a cell, or holding area, occupied by an inmate. These situations include, but not limited to:

- a. Conducting a count
- b. Offering and service of meals
- c. Contacting an inmate who is inside their cell, including conversations through the window
- d. Movement of a prisoner, examples include but not limited to, visitation, cell changes, ect.
- e. Medical emergencies
- f. Any other inmate contact where recording is not otherwise prohibited
- 3. Processing of new arrestees, including the general medical screening questionnaire
- 4. Searches of a cell or holding area
- 5. During transportation of inmates, including on-loading and off-loading of transportation vehicles

6. Members shall NOT intentionally record inmates while conducting a strip search, while an inmate is speaking with their attorney, or during an inmate's use of a toilet or shower; unless circumstances arise which dictate the need for BWC activation, such as the inmate becoming uncooperative and/or resistive during the contact, or other situations where recording this contact becomes reasonably necessary.

### 425.8.2 ANIMAL CONTROL SERVICES

Members assigned to the HPD animal services shall activate their BWC's in accordance with the Required Activation (425.8), as well as while in performance of the following duties:

- 1. All calls for service and investigations requiring any field contact
- 2. High priority calls for service with the exception of stray/injured animals, or wildlife rescues
- 3. Capture of aggressive animals
- 4. In-field euthanasia
- 5. In shelter contact related to case/incident investigations and any issuance of Notice to Comply, Citation s or Orders
- 6. Whenever assisting a sworn officer
- 7. Circumstances where the employee reasonably believes the recorded footage may contain evidentiary value

### 425.8.3 PROHIBITED USE OF BIOMETRIC SURVEILLANCE SYSTEM

The installation, activation, or use of biometric surveillance systems, including facial recognition, in connection with portable recorders is prohibited (Penal Code § 832.19).

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### Portable Audio/Video Recorders

### 425.9 IDENTIFICATION AND PRESERVATION OF RECORDINGS

To assist with identifying and preserving data and recordings, members should download, tag or mark these in accordance with procedure and document the existence of the recording in any related case report.

A member should transfer, tag or mark recordings when the member reasonably believes:

- (a) The recording contains evidence relevant to potential criminal, civil or administrative matters.
- (b) A complainant, victim or witness has requested non-disclosure.
- (c) A complainant, victim or witness has not requested non-disclosure but the disclosure of the recording may endanger the person.
- (d) Disclosure may be an unreasonable violation of someone's privacy.
- (e) Medical or mental health information is contained.
- (f) Disclosure may compromise an undercover officer or confidential informant.

Any time a member reasonably believes a recorded contact may be beneficial in a non-criminal matter (e.g., a hostile contact), the member should promptly notify a supervisor of the existence of the recording.

### 425.9.1 RETENTION REQUIREMENTS

All recordings shall be retained for a period consistent with the requirements of the organization's records retention schedule but in no event for a period less than 180 days.

### 425.10 POST-ACTIVATION PROCEDURES

Any time an employee records a contact, which constitutes evidence in a criminal case, the employee shall cross-reference the associated case number on the recording under the "ID" column and in the associated police report. In all cases of activation, the employee shall identify the appropriate category of retention.

When employees activate a recording device during the performance of their duties, the recording media shall be uploaded at the conclusion of their shift to the DEMS or the PUMA Management System.

### 425.11 RELEASE OF RECORDINGS

Recordings made using portable recording devices pursuant to this policy are department records and may only be released as provided in the Release of Records and Information Policy or for other authorized legitimate department business purposes.

### 425.12 RETENTION OF RECORDING MEDIA

BWC and DAR recordings shall be retained in the DEMS or PUMA Management System where they are accessible for review and use strict to the guidelines pursuant to this policy. Access to recordings is automatically logged and can be audited. It should be clear that DEMS or the PUMA

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### Portable Audio/Video Recorders

Management System will not allow for recordings to be manipulated or destroyed. Accidental recordings may be deleted at the request of the recording officer. Requests to delete accidental footage shall be approved by the Division Commander/Watch Commander after it has been proven that the recording does not contain any evidentiary value.

Recordings that contain evidentiary value shall be retained in the same manner as any other evidence gathered during a criminal investigation. Recordings that contain administrative or evidentiary value shall be retained for up to five years. These recordings include the following cases:

- (a) Involving reportable use of force
- (b) Leading to a detention or arrest
- (c) Administrative or criminal investigations

For all non-criminal recordings when it comes to DEMS, the retention of recording media will be 90 days provided that it remains unassociated to any criminal or administrative investigations.

For all non-criminal recordings when it comes to the PUMA Management System, the retention of recording media will be 90 days provided that it remains unassociated to any criminal or administrative investigations.

### 425.13 REVIEW OF RECORDED MEDIA FILES

When preparing written reports, members should review their recordings as a resource. However, members should not use the fact that a recording was made as a reason to write a less detailed report.

Supervisors are authorized to review relevant recordings any time they are investigating alleged misconduct, reports of meritorious conduct or whenever such recordings would be beneficial in reviewing the member's performance.

Recorded files may also be reviewed:

- (a) Upon approval by a supervisor, by any member of the Department who is participating in an official investigation, such as a personnel complaint, administrative investigation or criminal investigation.
- (b) Pursuant to lawful process or by court personnel who are otherwise authorized to review evidence in a related case.
- (c) By media personnel with permission of the Chief of Police or the authorized designee.
- (d) In compliance with a public records request, if permitted, and in accordance with the Release of Records and Information Policy.

### 425.14 AUTHORIZED REVIEW AND USE OF RECORDED MEDIA FILES

All recordings are the property of the Hayward Police Department and are not to be released outside the agency without prior written approval or court order or subpoena. Audio or video

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### Portable Audio/Video Recorders

recordings shall only be reviewed or used for internal or external investigations of misconduct or where there is reasonable suspicion that a recording contains evidentiary value. Authorized groups may have access to review or use recorded media files on a right to know, need to know basis. The following groups include:

- (a) By a supervisor or the Internal Affairs Unit in response to a personnel complaint, to investigate a violation of policy by an officer, to use for training purposes or to ensure proper use of the DAR or BWC per this policy. Managers and supervisors shall document and forward to the Patrol Commander a quarterly audit of BWC footage; the quarterly audit shall review footage from at least two randomly selected personnel. Managers and supervisors shall notify employees when a random compliance audit is completed. Internal Affairs investigations and personnel complaints do not constitute an audit.
- (b) By the personnel who originally recorded the incident. Members shall not use the fact that a recording was made as a reason to write a less detailed report. Employees may review only their own recordings, unless they have received prior permission from their division commander to review other available recordings, as it relates to:
  - Prior to preparing written reports and/or statements relevant to any incident to help ensure accuracy and consistency of accounts
  - <sup>o</sup> Prior to courtroom testimony or for courtroom presentation
  - Officer-involved shootings
  - In-custody deaths
- (c) Pursuant to lawful process or by criminal investigators or court personnel authorized to review evidence in a related case or to aid in an investigation.
- (d) By media personnel with the written permission of the Chief of Police or authorized designee. Recordings that unreasonably violate a person's privacy or sense of dignity shall not be publicly released unless disclosure is required by law or order of the court.
- (e) By the City Attorney or his/her designee through permission by a Division Commander.

Recordings shall not be used by any member for the purpose of embarrassment, intimidation or ridicule.

In the absence of extenuating circumstances, an individual employee's recording shall not be viewed by another employee except via the share feature within Evidence.com and only after supervisor approval has been given.

### 425.15 SYSTEM ADMINISTRATOR RESPONSIBILITIES

The System Administrator is designated by the Chief of Police and has oversight responsibilities to include, but not limited to, the following:

- (a) Operation and user administration of the system
- (b) System evaluation
- (c) Training

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- (d) Policy and procedure review and evaluation
- (e) Coordination with IT regarding system related issues
- (f) Ensure recorded files of evidentiary value are secured and maintained for a minimum of one year. Ensure all other routine files are secure and maintained for 90 days.
- (g) Ensure recorded files are reviewed and released in accordance with federal, state, and local statutes and the City of Hayward/Hayward Police Department retention policy.

### 425.16 COORDINATOR

The Chief of Police or the authorized designee shall appoint a member of the Department to coordinate the use and maintenance of portable audio/video recording devices and the storage of recordings, including (Penal Code § 832.18):

- (a) Establishing a system for downloading, storing and security of recordings.
- (b) Designating persons responsible for downloading recorded data.
- (c) Establishing a maintenance system to ensure availability of operable portable audio/ video recording devices.
- (d) Establishing a system for tagging and categorizing data according to the type of incident captured.
- (e) Establishing a system to prevent tampering, deleting and copying recordings and ensure chain of custody integrity.
- (f) Working with counsel to ensure an appropriate retention schedule is being applied to recordings and associated documentation.
- (g) Maintaining logs of access and deletions of recordings.

### 425.17 RETENTION OF RECORDINGS

Recordings of the following should be retained for a minimum of two years (Penal Code § 832.18):

- (a) Incident involving use of force by an employee
- (b) Officer-involved shootings
- (c) Incidents that lead to the detention or arrest of an individual
- (d) Recordings relevant to a formal or informal complaint against an officer or the Hayward Police Department

Recordings containing evidence that may be relevant to a criminal prosecution should be retained for any additional period required by law for other evidence relevant to a criminal prosecution (Penal Code § 832.18).

All other recordings should be retained for a period consistent with the requirements of the organization's records retention schedule but in no event for a period less than 180 days.

Records or logs of access and deletion of recordings should be retained permanently (Penal Code § 832.18).

Hayward PD Policy Manual

### Portable Audio/Video Recorders

### 425.17.1 RELEASE OF AUDIO/VIDEO RECORDINGS

Requests for the release of audio/video recordings shall be processed in accordance with the Records Maintenance and Release Policy.

### 425.18 REVISIONS

Enacted: December 17, 2007

Revised: February 18, 2009

Revised: July 8, 2009

Revised: April 25, 2012

Revised: April 9, 2013

Revised: July 9, 2013

Revised: November 3, 2014

Revised: March 31, 2015

Revised: May 23, 2016

Revised: February 28, 2017

Revised:September 21, 2017

Revised:October 16, 2017

Revised March 30, 2018

Revised: June 7, 2020

Revised: October 23, 2020

Revised: February 9, 2021

Revised: June 21, 2021



### File #: LB 22-018

**DATE:** June 28, 2022

- TO: Mayor and City Council
- FROM: Acting Assistant City Manager

### SUBJECT

City of Hayward Homelessness Update: 1) Receive Results of 2022 Point-in-Time Count Results; 2) Receive an Update on City of Hayward Homelessness Efforts; 3) Adopt Resolutions for FY2023 Homelessness Related Professional Services Agreements

### RECOMMENDATION

That the City Council:

- Receives the results of the 2022 Homeless Population Point in Time Counts for Alameda County and Hayward (Attachments II and III, respectively);
- Receives an update on the Let's House Hayward! plan (Attachment IV);
- Adopts a resolution (Attachment V) authorizing the City Manager to amend the agreement with First Presbyterian Church of Hayward to Increase the Winter Warming Shelter Contract by \$405,868 for a total amount Not-to-Exceed \$2,050,000;
- Receives an update on the Hayward Navigation Center and Hotel Annex programs (Attachment VI);
- Adopts a resolution (Attachment VII) authorizing the City Manager to negotiate and Execute an Agreement with Bay Area Community Services (BACS) for Hayward Navigation Center FY 2023 Operations in an Amount Not-to-Exceed \$2,465,604; and
- Adopts a resolution (Attachment VIII) authorizing the City Manager to extend and amend the agreement with BACS to increase the Hayward Navigation Center Hotel Annex Contract by \$338,365 for a total amount Not-to-Exceed \$1,838,365.

### SUMMARY

The data contained in the 2022 Point-in-Time Count (PIT) is an essential tool to understanding the scope,

### File #: LB 22-018

trends, and causes of homelessness in our community and throughout the region. The data is the result of a coordinated regional effort that includes every jurisdiction in Alameda County. This report summarizes the findings of the 2022 Point-in-Time Count and Survey of homeless persons in Alameda County and Hayward that was conducted and led by EveryOne Home in January 2022 (Attachment II and Attachment III, respectively).

Council has long identified homelessness and housing affordability as key issues in the community and has supported local efforts to address these issues in conjunction with the larger regional efforts. In the past several years, the City has taken several aggressive local measures to address this growing humanitarian crisis. This report contains updates on these initiatives, including the year one report out on Let's House Hayward! Homelessness reduction strategic plan, the two- and half-year progress report on the Hayward Housing Navigation Center and Hotel Annex, and the City's ongoing partnership with Alameda County.

### ATTACHMENTS

Attachment I Staff Report	
Attachment II Alameda County PIT Data	
Attachment III Hayward PIT Data 2022	
Attachment IV LHH Plan Update	
Attachment V Resolution to Amend Agreement with FPCH for FY22 Winter	·Warming
Shelter Services	
Attachment VI HNC and Annex Report	
Attachment VII Resolution with BACS for FY23 Hayward Navigation Center S	Services
Attachment VIII Resolution to Amend Agreement with BACS for FY22 Annex	Services



**DATE:** June 28, 2022

**TO:** Mayor and City Council

**FROM:** Acting Assistant City Manager

**SUBJECT**: City of Hayward Homelessness Update: 1) Receive Results of 2022 Point-in-Time Count Results; 2) Receive an Update on City of Hayward Homelessness Efforts; 3) Adopt Resolutions for FY2023 Homelessness Related Professional Services Agreements

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### **SUMMARY**

The data contained in the 2022 Point-in-Time Count (PIT) is an essential tool to understanding the scope, trends, and causes of homelessness in our community and throughout the region. The data is the result of a coordinated regional effort that includes

every jurisdiction in Alameda County. This report summarizes the findings of the 2022 Pointin-Time Count and Survey of homeless persons in Alameda County and Hayward that was conducted and led by EveryOne Home in January 2022 (Attachment II and Attachment III, respectively).

Council has long identified homelessness and housing affordability as key issues in the community and has supported local efforts to address these issues in conjunction with the larger regional efforts. In the past several years, the City has taken several aggressive local measures to address this growing humanitarian crisis. This report contains updates on these initiatives, including the year one report out on Let's House Hayward! Homelessness reduction strategic plan, the two- and half-year progress report on the Hayward Housing Navigation Center and Hotel Annex, and the City's ongoing partnership with Alameda County.

### BACKGROUND

Every two years, the US Department of Housing and Urban Development (HUD) requires communities to conduct a Point-in-Time (PIT) Count of individuals, youth, and families experiencing homelessness and provide accompanying data. The PIT count provides a "snapshot" of homelessness (both sheltered and unsheltered) in the community and nationally. Locally, the data helps to inform program, policy, funding, and system design decisions; measure progress in decreasing homelessness; increase public awareness; and advocate for additional resources in the effort to end homelessness nationwide.

On Wednesday, February 23<sup>rd</sup>, 2022, Alameda County held the 2022 Homeless Point in Time (PIT) Count, the first count since 2019. The 2021 PIT count was postponed due to the COVID-19 pandemic.

Data is collected through four primary components:

- 1. *General street count*: an observation-based enumeration of unsheltered individuals between the hours of approximately 5:00 a.m. and 10:00 a.m.;
- 2. *Youth count*: a targeted enumeration of unsheltered youth under the age of 25 between the hours of approximately 2:30 p.m. and 7:30 p.m.;
- 3. *Sheltered count*: an enumeration of individuals residing in emergency shelter, safe haven, and transitional housing facilities on the night before the street count; and
- *4. Survey*: an in-person survey of a randomized sample of unsheltered and sheltered individuals conducted by trained peer surveyors and program staff in the weeks following the general street count.

County-wide data was released on June 17, 2022 through a publicly available online dashboard: <u>https://public.tableau.com/app/profile/asr1451/viz/TableauAlamedaCounty-HDXandSurveyData/ExecSum?publish=yes</u>.

### DISCUSSION

Homelessness is an extraordinarily difficult and persistent regional issue. The scope and intractability of the homelessness issue are such that no individual jurisdiction can hope to address - much less end it - alone with the limited resources at hand. A coordinated county-wide effort to address homelessness is paramount.

### 2022 Point-in-Time Count and Survey – Key Findings

Key county-wide findings from the survey data include:

- **Total count:** 9,474 homeless persons were counted county-wide in 2022. This represents a 22% increase since the previous 2019 count, which recorded 8,308 homeless persons county-wide.
- **Unsheltered homelessness:** 73% of homeless persons are unsheltered meaning that they dwell in tents, parks, vehicles, vacant buildings, underpasses, and other locations not intended nor fit for human habitation. This is a decrease from 79% in 2019.
- **Prior residency:** 82% of survey respondents were living in Alameda County when they most recently became homelessness. 68% of survey respondents have resided in Alameda County for 10 or more years.
- **Race and ethnicity:** Alameda County continues to see disproportionately higher rates of homelessness among Black/African American compared to the total population.
  - The majority (43%) of all survey respondents are Black/African American, followed by white (39%).
  - Whereas 43% of all surveyed homeless individuals in Alameda County are Black or African American, compared to just 10% of their total County population, 39% of all survey homeless individuals in Alameda County are white, compared to 34% of their total County population.
- **Prevention:** Among survey respondents, the top three primary causes of homelessness were 1) dispute/argument with family/friend/roommate; 2) eviction/foreclosure; and 3) job loss. When asked what may have prevented their homelessness, 49% of respondents cited rental assistance, 37% cited employment assistance, 27% cited mental health assistance, and 26% cited benefits/income.

The executive summary of the Alameda County 2022 PIT count and survey data are provided in Attachment II.

Key Hayward findings from the survey data include:

• **Total Count:** According to the 2022 PIT count, from 2019 and 2022, there was a 22% decrease in homelessness in Hayward, with 487 total homeless in 2019 to 381 total homeless in 2022.

- **Unsheltered homelessness:** 70% of homeless persons are unsheltered meaning that they dwell in tents, parks, vehicles, vacant buildings, underpasses, and other locations not intended nor fit for human habitation. This is decrease from 76% in 2019.
- **Prior residency:** 89% of Hayward survey respondents were living in Alameda County when they most recently became homelessness. 75% of Hayward survey respondents (n=86) have resided in Alameda County for 10 or more years. 64% of Hayward survey respondents (n=83) consider Hayward their home.
- **Race and ethnicity:** Hayward continues to see disproportionately higher rates of homelessness among Black/African American individuals compared to the total population.
  - 29% of all surveyed homeless individuals in Hayward are Black or African American, compared to just 11% of their total County population.
  - A majority of all Hayward survey individuals are white (62%) followed by Black/African American (29%).
- **Prevention:** Among Hayward survey respondents, the top three primary causes of homelessness were 1) dispute/argument with family/friend/roommate; 2) job loss; and 3) eviction/foreclosure. When asked what may have prevented their homelessness, 52% of respondents cited rental assistance, 25% cited mental health assistance, 21% cited employment assistance, 21% cited benefits/income, and 21% cited family counseling.

The executive summary of the Hayward 2022 PIT count and survey data are provided in Attachment III.

### Local Efforts to Address Homelessness

Council has long identified homelessness and housing affordability as key issues in the community and has supported local efforts to address these issues in conjunction with the larger regional efforts. Outlined below are updates on several of the City's key homelessness prevention and response initiatives, including the Let's House Hayward! Strategic Plan, the Hayward Housing Navigation Center and Hotel Annex, and the City's ongoing partnership with Alameda County.

### Let's House Hayward! Update

In July 2021, Council approved the City's Let's House Hayward! Plan (LHH Plan), a local homelessness reduction strategic plan. <sup>1</sup> The plan uses a racial equity lens, aligns with existing regional plans, centers individuals with lived experience, leverages Hayward's strengths and previous efforts, addresses Hayward's unique needs, and establishes a pipeline of projects and

<sup>&</sup>lt;sup>1</sup> July 13<sup>th</sup>, 2021, City Council Meeting Agenda and Materials (LHH Plan): <u>https://hayward.legistar.com/LegislationDetail.aspx?ID=5028014&GUID=E5369F11-C504-413E-B317-E2797DF45328&Options=&Search=</u>

programs that are community-driven to set the City up to quickly respond to upcoming funding and partnership opportunities. The LHH Plan contains three over-arching goals:

- 1. Formalize a Coordinated and Compassionate Citywide Response to Homelessness and Develop Wider Community Understanding and Engagement
- 2. Increase Availability of and Reduce Barriers to Homeless Crisis Response Services
- 3. Ensure Access to and Retention of Affordable Permanent Housing

At the same time as adopting the LHH Plan, Council also approved the City's Federal Stimulus Expenditure Plan, which outlines how the City will spend approximately \$38 million in American Rescue Plan Act (ARPA) funding.<sup>2</sup> As detailed in Attachment IV, several LHH activities were funded through the City's ARPA allocation.

Attachment VI also provides a detailed update on the implementation status of each LHH activity. Key implementation highlights include:

- Enhanced interdepartmental collaboration efforts across City departments, including improved referral infrastructure allowing Maintenance Services, Hayward Fire, and Hayward Police Departments the ability to refer individuals to the HNC and Annex
- Ongoing collaboration and partnership with the County, including participation in biweekly meetings, the Home Together planning committee, Alameda County Mayors Technical Working Group, and homeless outreach coordination meetings
- Allocated funding to transition the winter warming shelter into a year-round facility with day-time hours
- Issued a RFI and selected two projects for submission for State Homekey grant funding
- Began operation of Hayward Evaluation and Response Team (HEART) program, an innovative new program serving community members experiencing mental illness, substance abuse, and homelessness and linking them to mobile services while reducing the need for police intervention
- Concluded City-funded COVID-19 emergency rental assistance program, providing grants of up to \$2,500 to 670 households
- Identified ARPA funding for a Shallow Rental Subsidy program to provide partial rent payments to households at risk of homelessness, reducing their household rent burden and increasing their available income

Of the 43 activities in the LHH plan, three are behind schedule for implementation due to staff capacity and funding limitations. Another three are ahead of schedule and one has been completed.

### South Hayward Parish Winter Warming Shelter Update

Annually, the City allocates \$25,000 in General Fund monies to First Presbyterian Church of Hayward for Winter Warming Shelter services. On July 13<sup>th</sup>, 2021, the City approved its federal stimulus expenditure plan and allocated \$2 million in funding to expand winter warming shelter at South Hayward Parish into a year-round facility with day-time hours. As

<sup>&</sup>lt;sup>2</sup> July 13, 2021, City Council Meeting Agenda and Materials (Federal Expenditure Plan): https://hayward.legistar.com/LegislationDetail.aspx?ID=5028015&GUID=E0215022-6A47-486F-81C4-9BFB2583AE10&Options=&Search=

discussed above, expanding Winter Warming Shelter to a nightly shelter was identified as an activity within the LHH plan.

The expanded shelter opened in October 2021 and will be open on a nightly basis through winter of 2023. The shelter is open from 7pm until 7am and provides dinner and breakfast to guests. First Presbyterian receives funding from the County to provide flexible funding in the form of direct client support to assist clients in moving towards permanent housing. Since opening in October 2021, 229 individuals have received nightly shelter services.

The City received and appropriated its stimulus funding in two tranches. As such, the City executed an agreement with First Presbyterian Church of Hayward for \$1,644,314 of the \$2 million allocated stimulus funding to cover FY21-22 expenditures. There remains \$355,686 in ARPA funding to extend the Winter Warming Shelter at South Hayward Parish.

Staff recommends that Council authorize the City Manager to amend the professional services Agreement with First Presbyterian Church of Hayward to increase the Winter Warming Shelter contract amount by \$405,686 for a not-to-exceed amount of \$2,050,000 through FY 2023 (Attachment V). A complete breakdown of the contract funding can be found in Table 1.

Original Agreement	Amount
FY 2022 General Fund Allocation	\$25,000
FY 2022 ARPA Year 1 Allocation	<u>\$1,619,314</u>
Subtotal	\$1,644,314
Recommended Amendment	
FY 2023 General Fund Allocation	\$25,000
FY 2023 ARPA Year 2 Allocation	<u>\$380,686</u>
Subtotal	\$405,686
Revised Total	\$2,050,000

Staff are working with South Hayward Parish and Alameda County to identify funding to continue the shelter as a nightly service once the City's ARPA allocation is expended in full.

### Hayward Navigation Center and Hayward Navigation Center Hotel Annex Update

On January 22, 2019, the City Council approved emergency actions to implement a Hayward Housing Navigation Center.<sup>3</sup> The Hayward Navigation Center (HNC) opened less than a year later in November 2019. Four months after opening, in March 2020, Alameda County and the State of California issued mandatory stay-at-home orders and recommended social distancing in response to the COVID-19 pandemic. In accordance with County public health guidelines,

<sup>&</sup>lt;sup>3</sup> January 22<sup>nd</sup>, 2019 City Council Meeting Agenda and Materials,

https://hayward.legistar.com/LegislationDetail.aspx?ID=3838800&GUID=89EC3945-8050-428A-881C-6180A91CBA9A&Options=&Search=

the Navigation Center capacity was dramatically reduced from 45 beds to 22 beds to accommodate social distancing requirements.

In response to capacity restrictions at the HNC and to provide isolation shelter to those with increased vulnerabilities, Council authorized opening a non-congregate Navigation Center out of a local hotel for a six-month pilot period.<sup>4</sup> Approved in December 2020, the Hayward Navigation Center Hotel Annex (Annex) opened in February 2021. Using a portion of the City's federal ARPA funding, the Annex was extended to operate through January 2023.

In addition to opening the Annex, in June 2021, the City purchased a third residential dormitory unit to safely increase the capacity at the HNC. As of April 2022, Alameda County has lifted its social distancing requirements in congregate settings. As such, the current capacity at the HNC is 15 beds per residential dormitory for a total capacity of 45 beds. Pending current surges and trends in COVID-19 transmission, by July 1, 2022, the HNC will have a total capacity of 20 beds per residential dormitory for a total capacity of 60 beds.

Despite the many unknowns and challenges in the nascency of these programs, collectively the HNC and the Annex have served and exited a total of 306 individuals experiencing homelessness. Of these 306 exits, the majority (n=207 or 68%) have been exited to permanent housing. Additional demographic and exit data can be found in Attachment VI.

### Hayward Navigation Center FY 2023 Agreement for Services

BACS has been operating the Hayward Navigation Center since November 2019 and was selected through a competitive process.<sup>5</sup> Staff recommends that Council authorize the City Manager to negotiate and execute an agreement with BACS for FY 2023 Hayward Navigation Center operations for an amount not-to-exceed \$2.465 million (Attachment VII). As authorized by Council through the City's annual FY 2023 budget, Council has allocated \$1,127,260 in General Fund monies for the FY 2023 Hayward Navigation Center operations. Staff have identified Hayward Navigation Center contract savings due to decompression at the Navigation Center and recommend allocating a portion of these contract savings to the FY2023 Hayward Navigation Center agreement.

Outlined below in Table 2 are the sources of funding for BACS' FY 2023 agreement.

Source	Amount
FY2023 General Fund Allocation	\$1,127,260
Permanent Local Housing Allocation	\$1,303,470
Contract Savings (General Funds)	<u>\$34,874</u>

Table 2: FY22-23 HAYWARD NAVIGATION CENTER CONTRACT FUNDING	ř
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<sup>&</sup>lt;sup>4</sup> December 8<sup>th</sup>, 2020 City Council Meeting Agenda and Materials,

https://hayward.legistar.com/LegislationDetail.aspx?ID=4711813&GUID=0A99378E-4B2D-4ED2-A971-1C744D5D3E4D&Options=&Search=

<sup>&</sup>lt;sup>5</sup> July 13<sup>th</sup>, 2021 City Council Meeting Agenda and Materials,

https://hayward.legistar.com/LegislationDetail.aspx?ID=5028017&GUID=2E0ED151-4A35-4637-A60D-2C0205B396F7&Options=&Search=

Total \$2,465,604
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Additionally, the City anticipates receiving Homeless Housing, Assistance and Prevention Round 3 (HHAP-3) made available through the County of Alameda. Once HHAP-3 is made available to the City, staff will return to Council to authorize and appropriate the funds accordingly.

### Hayward Navigation Center Hotel Annex FY 2023 Agreement for Services

On July 13, 2021, Council authorized allocation of up to \$3 million to extend the Annex program.<sup>6</sup> Using this funding, the City allocated \$1,466,450 to Vagabond Inn DBA Paar Hospitality for hotel services from August 23, 2021 through January 31, 2023. Additionally, under this authorization, the City allocated \$1,209,380 to BACS for FY 2022 Annex operations. Under this authorization, there remains \$324,170 in ARPA funding to extend the Hayward Navigation Center Hotel Annex program. Staff have identified Hayward Navigation Center contract savings due to decompression at the Navigation Center and recommends allocating a portion of these contract savings to the FY2023 Annex agreement.

Staff recommends that Council authorize the City Manager to amend the professional services agreement with BACS to increase the Annex operations contract by \$628,975 for a not-to-exceed amount of \$1,838,365 and extend services through January 31, 2023 (Attachment VII). A complete breakdown of the contract funding can be found in Table 3.

Original Agreement	Amount
ARPA	\$1,209,380
Subtotal	\$1,209,380
Recommended Amendment	
Available and Allocated ARPA Funds	\$324,170
Contract Savings (General Funds)	<u>\$304,815</u>
Subtotal	\$628,985
Recommended Amendment	
Revised Total	\$1,838,365

### **ECONOMIC IMPACT**

There is a positive economic impact from reducing homelessness and poverty and moving individuals into permanent housing as part of the Hayward Navigation Center operations.

### **FISCAL IMPACT**

<sup>&</sup>lt;sup>6</sup> July 13, 2021 Meeting of the Hayward City Council:

https://hayward.legistar.com/LegislationDetail.aspx?ID=5028015&GUID=E0215022-6A47-486F-81C4-9BFB2583AE10&Options=&Search=

This item has no associated fiscal impact. All funds associated with the referenced agreements have been previously appropriated.

### STRATEGIC ROADMAP

This agenda item supports the Strategic Priority of Preserve, Protect, and Produce Housing, under

- Project H1: Sustain the Navigation Center to House and Support People Experiencing Homelessness
- Project H2: Implement the Homelessness Reduction Strategic Plan

### **PUBLIC CONTACT**

This item is related to the Let's House Hayward (LHH) Strategic Plan, under Strategy 2.1, to Expand Housing-Focused Shelter Capacity through continued oversight and management of the Hayward Navigation Center. Through the LHH process, Homebase, City staff, and partners throughout the Hayward community have worked together to engage a diverse set of stakeholders to inform the plan and strategy for Hayward moving forward.<sup>7</sup>

### **NEXT STEPS**

Prepared by:	Jessica Lobedan, Management Analyst II Amy Cole-Bloom, Management Analyst II
Approved by:	Monica Davis, Community Services Manager Dustin Claussen, Acting Assistant City Manager

Recommended by:

Kulo

Kelly McAdoo, City Manager

<sup>&</sup>lt;sup>7</sup> For more information on the Let's House Hayward! Strategic Plan process, please visit <u>https://www.haywardca.gov/lets-house-hayward</u>

<u>.</u>

# **Alameda County Executive Summary**

### **2022 HOMELESS POINT-IN-TIME COUNT & SURVEY**

In the early morning hours of February 23, over 500 staff of outreach and other nonprofit programs, individuals with current or recent experience of homelessness, city and county employees, and community volunteers participated in an effort to count people experiencing homelessness in Alameda County the night of February 22, 2022. The Homelessness Response System relies on this biennial count and survey of those experiencing homelessness to gain a better understanding about the prevalence of and the circumstances surrounding homelessness in Alameda County and its cities. This data is foundational to investing in housing and programs to the scale necessary to reduce homelessness and evaluating the impact of efforts to date. The voices of people experiencing homelessness gathered through this count and survey are used to inform enhancements and improvements to services and the pathways to housing and are an important look at the health, needs, history, and background of our residents experiencing homelessness in Alameda County.

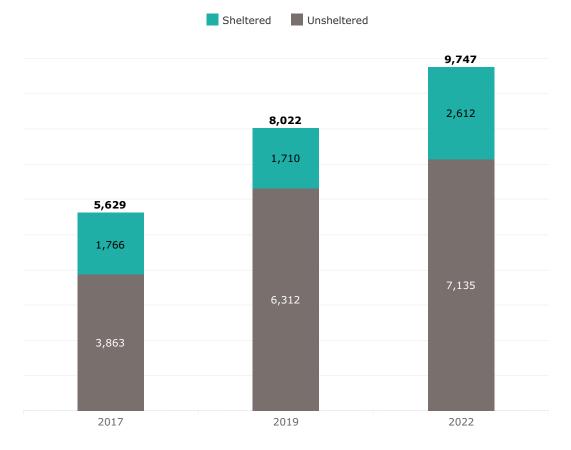
The methodology for this Point In Time Count and Survey is multi-faceted, compliant with federal requirements, and consistent with the core methodology used in 2017 and 2019, with some areas of enhancement in population-specific outreach in 2022. Data on this dashboard is derived from multiple sources as noted in the Info button to the left of the Executive Summary tab. The complete report of the 2022 Homeless Point In Time Count and Survey will contain a more comprehensive discussion of Alameda County's PIT Count and Survey methodology.

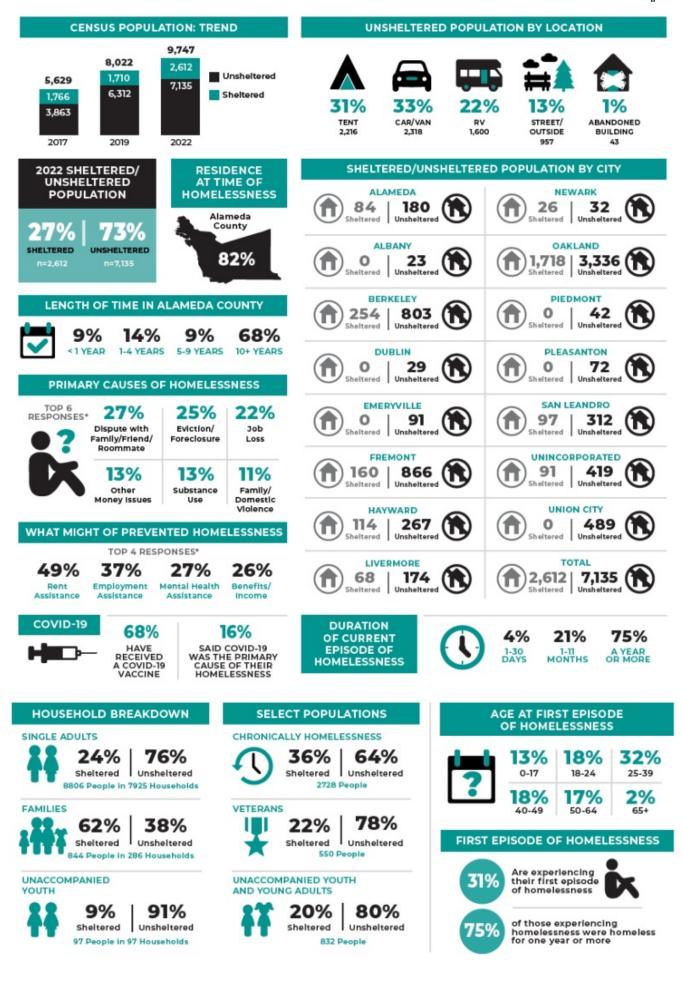


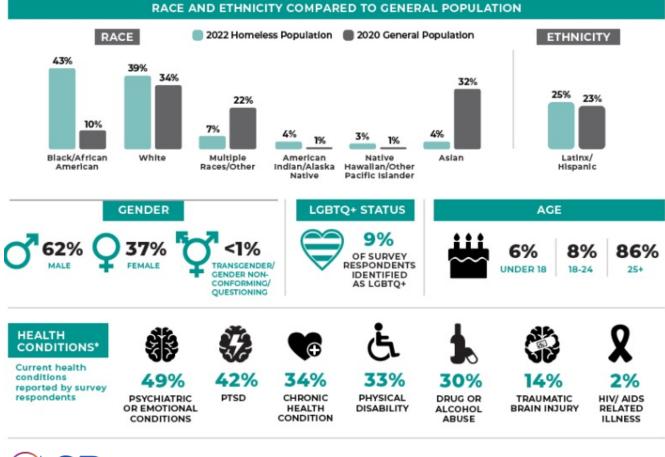
homelessness in 2022

homelessness in 2022

### Individuals Experiencing Homelessness in the County







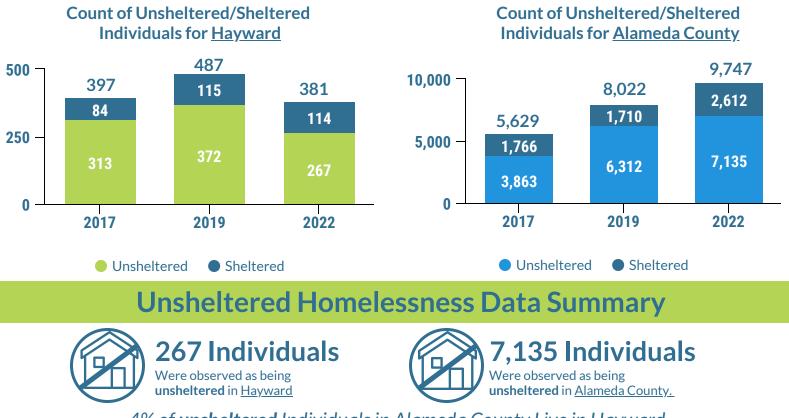




# Hayward 2022 Point In Time Count Unsheltered & Sheltered Report



Every 2 years, communities conduct comprehensive counts of people experiencing homelessness in order to measure the prevalence of homelessness in each local community. The 2022 Alameda County EveryOne Counts! Point-in-Time Count was a community-wide effort conducted on February 23, 2022. The Count had not been conducted since 2019 due to COVID 19. Results presented below are for those individuals that were enrolled in sheltered services in Hayward on the night of 2/22/22, or observed as part of the Count on the morning of 2/23/22.



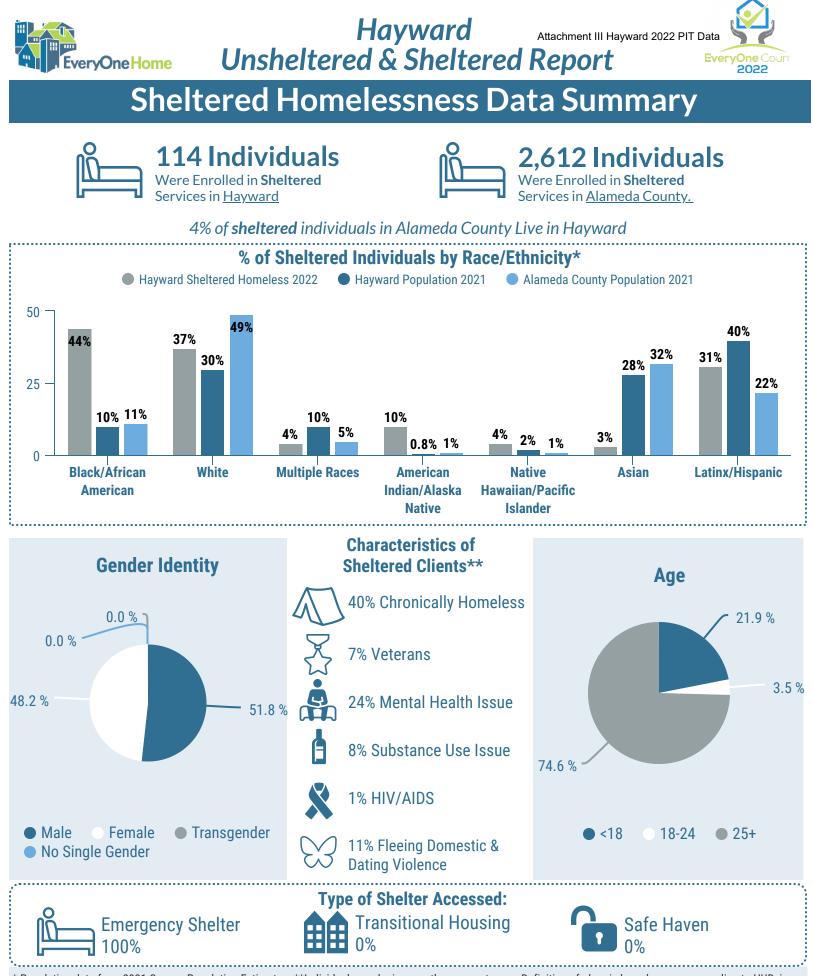
4% of unsheltered Individuals in Alameda County Live in Hayward

## **Unsheltered Population by Location**

				A	
	Tent	Car/Van	RV	Street/ Outside	Abandoned Building
Hayward 2022	108 (40%)	36 (14%)	38 (14%)	83 (31%)	1 (1%)
Hayward 2019	60 (16%)	72 (19%)	113 (30%)	124 (33%)	3 (1%)
Alameda County 2022	2216 (31%)	2318 (32%)	1600 (22%)	958 (13%)	43 (1%)
Alameda County 2019	2172 (34%)	1431 (23%)	1386 (22%)	1239 (20%)	84 (1%)

Questions about the data in this report? Please contact info@everyonehome.org

Page 1 of 2



\* Population data from 2021 Census Population Estimates. \*\*Individuals can be in more than one category. Definition of chronic homelessness, according to HUD, is an individual that has a disabling condition and has had 4 episodes of homelessness in the last 3 years OR has been continuously homeless for 1 year or more.

Questions about the data in this report? Please contact info@everyonehome.org

#### Attachment IV Let's House Hayward! Plan Update Page 1 of 4

Addendum 1 of the Let's House Hayward! Strategic Plan provides a detailed implementation summary table, which captures estimated staff time and contract expenses as well as the targeted timeline for each activity in the plan. Table 1 provides an update on the implementation status of each activity. Information in the "Year 1 Phase" column is from Addendum 1. It is the planned status of each activity for Fiscal Year 2021-2022. Information in the "Status" column provides an update on the status of that activity implementation:

- On track this activity is being implemented as planned for FY22
- Not on track this activity is behind its intended schedule for FY22
- Ahead of schedule this activity is further along in its intended implementation schedule for FY22
- Completed this activity finished implementation in FY22

Additionally, activities funded through the City's American Rescue Plan Act (ARPA) allocation are identified in the table below with an asterisk (\*).

Strateg	ξ <b>γ</b>	Year 1 Phase	Status
Strateg	y 1.1: Formalize Interdepartmental and Interjurisdictional Partnerships		
1.1a	Continue to leverage the City's cross-departmental collaboration around encampment response.	Begin implementation	On track
1.1b	Provide quarterly updates on Let's House Hayward! Strategic Plan progress, including updates from City coordination groups and solicit ongoing feedback and collaboration with non-profit homeless service providers and people with lived experience, including peer to peer networking opportunities.	Begin implementation	On track
1.1c	Utilize the Homelessness Response meeting to coordinate implementation and evaluation of the Strategic Plan across City departments, including advising on feasibility of projects.	Begin implementation	On track
1.1d	Formalize partnership between the City Manager's Office and Hayward Unified School District to strengthen resources for unhoused school-aged children and their families.	Not active	On track
1.1e	Formalize partnership between the City Manager's Office and local community colleges including California State University (CSU) East Bay and Chabot College to address youth homelessness.	Not active	On track
Strategy 1.2: Develop Funding and Evaluation Strategy Reflecting Community Priorities Identified in this Strategic Plan			
1.2a	Conduct further research on different revenue options, including state and federal funding and private philanthropy and apply for funding that aligns with Strategic Plan action steps.	Research/Planning	On track

#### Table 1. Let's House Hayward! Strategic Plan Implementation Update

## Attachment IV Let's House Hayward! Plan Update Page 2 of 4

Strate	gy	Year 1 Phase	Status
1.2b	Align funding priorities with Strategic Plan priorities including federal entitlement funds, departmental budgets, and contracts with providers.	Research/Planning	On track
1.2c	Continue refining clear funding application, award, and oversight processes, including integrating racial equity and program evaluation metrics.	Research/Planning	On track
1.2d	Build infrastructure for data analysis to test efficacy of Strategic Plan projects.	Implementation ongoing	On track
1.2e	Ongoing evaluation and updating of goals to reflect changing community needs, including specific needs of subpopulations.	Not active	On track
1.2f	Ongoing reporting on milestones to community stakeholders.	Begin implementation	On track
1.2g	Ongoing Plan updates to reflect evaluation findings and changing community needs, funding availability.	Not active	On track
Strateg	y 1.3: Educate and Engage the Community Regarding the Homeless System of Care		
1.3a	Develop a public education campaign to educate the Hayward community about ongoing homelessness efforts and how the homeless system of care operates.	Not active	On track
Strateg	y 2.1: Expand Housing-Focused Shelter Capacity		
2.1a	Continue oversight and management of the Navigation Center.*	Implementation ongoing	On track
2.1b	Continue oversight of Navigation Center Annex through current contract term.*	Implementation ongoing	On track
2.1c	Expand Navigation Center Annex to provide up to 35 units of non-congregate shelter for medically vulnerable residents.*	Begin implementation	On track
2.1d	Continue current City-sponsored shelter programming.	Implementation ongoing	On track
2.1e	Expand existing winter shelter so it can operate all year round.*	Begin implementation	On track
Strateg	y 2.2: Develop Homeless Crisis Response Services to Protect Dignity and Health of Uns		
2.2a	Develop funding for and explore feasibility of a sanctioned camp site with progressive engagement services and community education campaign.	Research/Planning	Not on track
2.2b	Develop funding for and facilitate the development of a safe parking site with progressive engagement services, including for those living in RVs.	Research/Planning	On track
Strateg	y 2.3: Develop and Test Innovations to Improve Outreach and Engagement		
2.3a	Provide trauma-informed training for City staff and contracted service providers with contact with residents experiencing homelessness.	Begin implementation	Not on track

Strate	gy	Year 1 Phase	Status
2.3b	Provide racial equity training for City staff with contact with residents experiencing homelessness.	Begin implementation	On track
2.3c	Increase City and County partnership for Coordinated Entry, including organizing providers to make HMIS/CES recommendations to the Continuum of Care (CoC).	Research/Planning	On track
Strateg	y 2.4: Increase Diversity and Availability of Holistic Supportive Services		
2.4a	Develop funding for and explore feasibility of a supporting resource center to expand drop-in/day use.*	Not active	Ahead of schedule
2.4b	Continue General Fund and CDBG entitlement funding of non-profit agencies that provide homelessness prevention and supportive services.*	Implementation ongoing	On track
2.4c	Support implementation of identified policy innovations workshop solutions for mental health response to improve outreach options for individuals who are homeless and experiencing mental health crises.	Not active	Ahead of schedule
2.4d	Collaborate with the City's Economic Development Division to increase access to employment services and support a local workforce pipeline.	Not active	On track
2.4e	Use results of 2022 PIT to identify and prioritize supportive services (reentry, mental health, transition aged youth, mobile medical team, domestic violence, substance abuse, etc.) needs for future City-funded programs.	Not active	On track
Strateg	y 2.5: Support Providers and Staff Capacity to Deepen Impact of Services		
2.5a	Explore opportunities to support contracted providers and City staff to deepen impact of services and support sustainability of providers by preventing burn-out and staff turnover.	Not active	On track
Strateg	y 3.1: Continue to Invest in Eviction Prevention and Anti-Displacement Resources		
3.1a	Continue implementing Residential Rent Stabilization and Tenant Protection Ordinance.	Implementation ongoing	On track
3.1b	Continue implementing expanded COVID-19-related rent mediation services and connecting low-income residents and small landlords to County Emergency Rental Assistance Program.	Implementation ongoing	Completed
3.1c	Continue to provide resources for home repair to prevent displacement of very- low-income households, and mediation services, including expanding services as funding allows.	Implementation ongoing	On track
3.1d	Identify funds for and develop a shallow subsidy program/ongoing rental assistance for extremely low income and high rent burden households.*	Begin implementation	On track
3.1e	Develop and implement a program to assist land trusts or non-profit orgs acquire tax defaulted properties.*	Research/Planning	On track

Strate	gy	Year 1 Phase	Status
3.1f	Provide flex funds, including one-time financial assistance for diversion and problem-solving program.	Not active	On track
3.1g	Ensure that City's prevention programs (rent relief, shallow subsidy, flex funds) are accessible in multiple languages and conduct outreach that meets people where they're at to provide resources that prevent eviction and displacement.	Research/Planning	On track
Strateg	y 3.2: Prioritize the Development of Housing Targeted to People Experiencing Homeles	ssness	
3.2a	Continue streamlining development process for building affordable housing units, including those that are affordable by design, to reduce the need for a subsidy.	Implementation ongoing	On track
3.2b	As part of the Housing Element development, identify zoning barriers to implementing innovative shelter and housing models, such as tiny homes, safe parking, safe camping, and multi-unit development in City planning codes and ordinances.	Begin implementation	On track
3.2c	Continue leveraging partnerships between non-profit housing developers, County, and regional jurisdictions to support the creation of hotel conversion projects by community-based entities.	Research/Planning	On track
3.2d	Continue to support affordable housing projects that utilize innovative affordable housing strategies (i.e. tiny homes, factory built housing, and other models) and encourage developers to incorporate individuals with lived experience in the process.	Implementation ongoing	On track
3.2e	Leverage the City's relationships with landlords and providers to support identification and reduction of barriers to participation in Rapid Rehousing programs.	Research/Planning	Not on track
3.2f	Evaluate the Affordable Housing Ordinance's effectiveness in providing affordable housing opportunities to prevent displacement of Hayward residents and create housing opportunities for individuals experiencing homelessness in connection with analysis related to the private sector's ability to produce such units.	Not active	Ahead of schedule
3.2g	Continue prioritizing inclusion of permanent supportive units for extremely low- income households in the City's Notice of Funding Availability and City-subsidized affordable housing development.	Implementation ongoing	On track

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-

#### Introduced by Council Member \_\_\_\_\_

RESOLUTION AUTHORIZING THE CITY MANAGER TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH FIRST PRESBYTERIAN CHURCH OF HAYWARD TO INCREASE THE WINTER WARMING SHELTER AT SOUTH HAYWARD PARISH CONTRACT AMOUNT BY \$405,686 FOR AN AMOUNT NOT TO EXCEED \$2,050,000

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, local Governments (City and County) shall receive \$130 billion in entitlements under ARPA, with City Funding estimated at \$65 billion in total entitlements; 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, the Council of the City of Hayward by **Resolution No 21-100** has authorized and appropriated \$18,900,000 of the Federal Stimulus allocation under the American Rescue Plan Act of 2021 for Year 1 projects and programs; and

WHEREAS, the City Council of the City of Hayward by **Resolution No. 21-139**, has indicated its intention to allocate \$2,000,000 of the City of Hayward's American Rescue Plan Act of 2021 (ARPA) Federal Stimulus funding to First Presbyterian Church of Hayward for Winter Warming Center Expansion and Day-Resource Center at South Hayward Parish; and

WHEREAS, the City Council of the City of Hayward annually allocates \$25,000 of the City's General Fund to First Presbyterian Church of Hayward for Winter Warming Center operations;

WHEREAS, the City Council of the City of Hayward by **Resolution No. 21-145**, dated July 13, 2021, authorized the City Manager to Negotiate and Execute an Agreement with CONTRACTOR for FY21-22 Winter Warming Center Expansion and Day-Resource Center at South Hayward Parish Services for an amount not-to-exceed \$1,644,314;

NOW, THEREFORE, BE IT RESOLVED THAT, that the City Council of the City of Hayward hereby authorizes the City Manager or her designate to amend the professional services Agreement with First Presbyterian Church of Hayward to increase the Winter Warming Shelter contract amount by \$405,686 for a not-to-exceed amount of \$2,050,000 for FY21-23 Winter Warming Shelter services.

IN COUNCIL, HAYWARD, CALIFORNIA , 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS: MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: \_\_

T: \_\_\_\_\_ City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

## **Total Served**

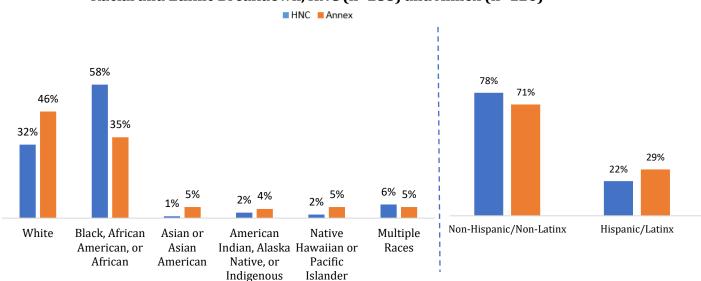
Since opening in November of 2019, 255 individuals have received services at the Navigation Center, including 44 residents on-site at the time of this staff reporting writing.

Since opening in February of 2021, 126 individuals have received services at the Annex, including 31 residents on-site at the time of this staff reporting writing.

## **Demographics**

Across all HNC participants (current and exited), a majority are Black, African American, or African (n=147, 58%) followed by White (n=81, 32%). A majority of HNC participants identified as non-Hispanic/non-Latinx (n=199, 78%).

Across all Annex participants (current and exited), most are white (n=58, 46%) followed by Black, African American, or African (n=44, 35%). A majority of Annex participants identified as Annex participants identified as non-Hispanic/non-Latinx (n=89, 71%).





Across all HNC participants (current and exited), 50% are chronically homeless. Across all Annex participants (current and exited), 55% are chronically homeless and 42% are not chronically homeless ( $\sim$ 3% of Annex participants declined to state).

## Exits

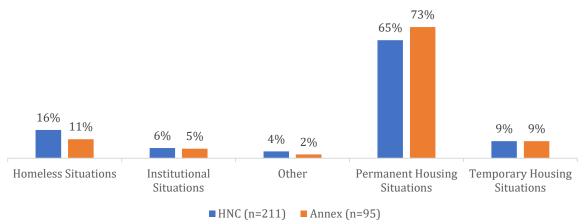
Across all exits from the HNC (n=211), a majority were to permanent housing (n=138, 65%). followed by exits to homeless situations (n=33 or 16%). Homeless situations are defined as 1) an emergency shelter, including hotel or motel paid for with emergency shelter voucher, or Runaway and Homeless Youth-funded Host Home shelter; or 2) a place not meant for

habitation (e.g., a vehicle, an abandoned building, bus/train/subway station/airport or anywhere outside). Of the 33 exits from the HNC to homeless situations, only 15% (n=5) were to a place not meant for habitation.

Across all exits from the Annex (n=95), a majority were to permanent housing (n=69 or 73%) followed by exits to homeless situations (n=10 or 11%). Of the 10 exits from the Annex to homeless situations, only three (10%) were to a place not meant for habitation.

Staff discussed with BACS why there is a high proportion of "lateral" exits from the program. BACS explained that sometimes residents will make later moves due to individuals applying for apartments or programs outside of the City of Hayward that require their last housing location within that same city. BACS may exit an individual from the program into another shelter that might be closer to their job, that may increase their probability of getting placement in a residential program in the city they applied for the program, or that may meet their family needs better.

Exits from the HNC to homeless situations are slightly higher than exits from the Annex to homeless situations at 16% and 11%, respectively. Exits from the HNC to permanent housing situations are lower than exits from the Annex to permanent housing situations, 65% and 73% respectively.



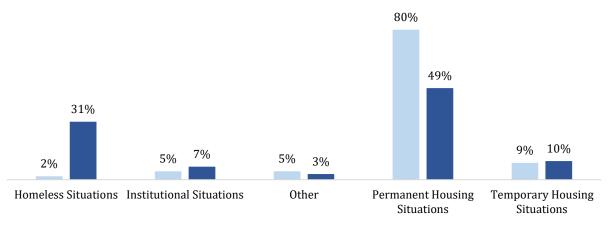
### **HNC and Annex Exits**

## **Equity Analysis**

Hayward, like the rest of Alameda County, continues to see disproportionately higher rates of homelessness among Black and African American residents compared to the total population. According to the 2022 Point-in-Time count, 29% of all surveyed homeless individuals in Hayward are Black or African American, compared to just 10% of the total population. Hayward also saw disproportionately higher rates of homelessness among Native Hawaiian/Other Pacific Islanders compared to the total population (10% and 2%, respectively).

In recognizing this disproportionality, disaggregated exit data for Black/African American/African participants can be found below for each program. Disaggregated exit data for Native Hawaiian/Other Pacific Islander has not been included as the sample size is too small to report without being identifiable.

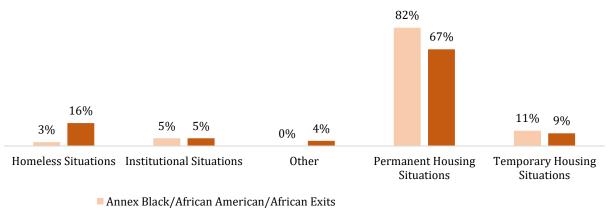
#### HNC Exits among Black, African American, or African participants vs. Exits Among All Other Races



HNC Black/African American/African Exits

HNC Exits Across All Other Races (Excluding Black/African American/African)

#### Annex Exits among Black, African American, or African participants vs. Exits Among All Other Races



Annex Exits Across All Other Races (Excluding Black/African American/African)

Across both the HNC and Annex, Black/African American/African participants had higher rates of exits to permanent housing than all other races together. Additionally, across both the

HNC and Annex, Black/African American/African participants had lower rates of exits to homelessness than all other races together.

### HAYWARD CITY COUNCIL

### RESOLUTION NO. 22-

### Introduced by Council Member \_\_\_\_\_

#### RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH BAY AREA COMMUNITY SERVICES (BACS) FOR FISCAL YEAR 2022-2023 HAYWARD NAVIGATION CENTER OPERATIONS FOR AN AMOUNT NOT-TO-EXCEED \$2,465,604

WHEREAS, the City of Hayward opened the Hayward Navigation Center on November 18, 2019;

WHEREAS, the City issued a Request for Information (RFI) from nonprofit social service providers interested in operating a Housing Navigation Center on January 23, 2019; and

WHEREAS, a panel of reviewers was convened, comprised of staff from Community Services, Police Department, Planning, and Finance; and

WHEREAS, staff unanimously recommended BACS based on their relevant experience operating the similar Berkeley STAIR Center and providing a number of services to homeless individuals at locations in Hayward, the quality of their application, positive working relationship and flexibility in approach to service delivery, and their ability to quickly staff and operate the Navigation Center; and

WHEREAS, BACS has been operating the Hayward Navigation Center since November 2019; and

WHEREAS, since November 2019, BACS has successfully moved 138 individuals experiencing homelessness into permanent housing through the Hayward Navigation Center; and

WHEREAS, the Hayward City Council through **Resolution 20-095**, has approved the City of Hayward's Five-Year Permanent Local Housing Allocation Plan and directed \$3,910,410 to the Hayward Navigation Center operations over a five-year period;

WHEREAS, the Hayward City Council through **Resolution 22-146**, has approved the FY 2023 Operating Budget which includes \$1,127,260 General Fund monies to the Hayward Navigation Center operations;

WHEREAS, staff have identified \$339,689 in Hayward Navigation Center contract savings due to the required decompression at the Hayward Navigation Center; and

WHEREAS, staff recommend allocating a portion of these contract savings to the FY2023 Hayward Navigation Center agreement for services.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Hayward authorizes the City Manager to negotiate and execute the FY21-22 agreement between the City and BACS for an amount not-to-exceed \$2,465,604.

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 AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH BAY AREA COMMUNITY SERVICES TO INCREASE THE HAYWARD NAVIGATION CENTER ANNEX CONTRACT AMOUNT BY \$628,975 FOR AN AMOUNT NOT TO EXCEED \$1,838,365 AND EXTEND SERVICES THROUGH JANUARY 31, 2023

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, local Governments (City and County) shall receive \$130 billion in entitlements under ARPA, with City Funding estimated at \$65 billion in total entitlements; 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, the Council of the City of Hayward by Resolution No 21-100 has authorized and appropriated \$18,900,000 of the Federal Stimulus allocation under the American Rescue Plan Act of 2021 for Year 1 projects and programs; and

WHEREAS, the City Council of the City of Hayward by Resolution No. 21-139, has indicated its intention to allocate \$3,000,000 of the City of Hayward's American Rescue Plan Act of 2021 (ARPA) Federal Stimulus funding to extend the Hayward Navigation Center Hotel Annex program; and

WHEREAS, under Resolution No. 21-139, the City allocated \$1,466,450 to Vagabond Inn DBA Paar Hospitality for Annex hotel services August 23, 2021 through January 31, 2023 and \$1,209,380 to BACS for FY22 Annex operations; and

WHEREAS, under Resolution No. 21-139, there remains \$324,170 in ARPA funding to extend the Hayward Navigation Center Hotel Annex program; and

WHEREAS, staff have identified \$339,689 in Hayward Navigation Center contract savings due to the required decompression at the Hayward Navigation Center; and

Page 1 of 2

WHEREAS, staff recommend allocating a portion of these contract savings to amend the FY2023 Annex agreement for services.

NOW, THEREFORE, BE IT RESOLVED THAT, that the City Council of the City of Hayward hereby authorizes the City Manager or her designate to amend the professional services Agreement with BACS to increase the Annex operations contract amount by \$628,975 for a not-to-exceed amount of \$1,838,365 and extend services through January 31, 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



#### File #: WS 22-027

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Acting Assistant City Manager/Development Services Director

#### **SUBJECT**

Housing Element: Work Session on the Housing Resources, Inventory and Housing Plan of the 2023-2031 Housing Element

#### RECOMMENDATION

That the City Council reviews two draft chapters of the 6<sup>th</sup> Cycle Housing Element related to Housing Resources and Sites Inventory and the Housing Plan, which contains goals, policies, and actions to support development of housing at all income levels and provide responses to the specific questions included in the Discussion section of the report.

#### SUMMARY

This is a work session on Hayward's 6<sup>th</sup> Cycle Housing Element (2023-2031). Pursuant to State Law, all local jurisdictions in California must update their Housing Element, a required chapter of the City's General Plan every five to eight years. The City of Hayward is on an eight-year cycle. The last Housing Element was adopted on December 2, 2014, and the updated Housing Element is due January 31, 2023.

The purpose of this work session is to provide the City Council with an overview of public outreach conducted to date and to share draft materials related to the City's sites inventory to meet the Regional Housing Need Allocation (RHNA) and the Housing Plan, a set of policies and actions to ensure development of housing at a variety of income levels throughout the City during the next Housing Element cycle. Feedback from this Work Session will be summarized and addressed prior to submittal of the Draft Housing Element to the State Department of Housing and Community Development in August.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Housing Resources & Inventory
Attachment III	Housing Plan

File #: WS 22-027



DATE:	July 5, 2022
TO:	Mayor and City Council
FROM:	Acting Assistant City Manager/Development Services Director
SUBJECT:	Housing Element: Work Session on the Housing Resources, Inventory and Housing Plan of the 2023-2031 Housing Element

#### RECOMMENDATION

That the City Council reviews two draft chapters of the 6<sup>th</sup> Cycle Housing Element related to Housing Resources and Sites Inventory and the Housing Plan, which contains goals, policies, and actions to support development of housing at all income levels and provide responses to the specific questions included in the Discussion section of the report.

#### **SUMMARY**

This is a work session on Hayward's 6<sup>th</sup> Cycle Housing Element (2023-2031). Pursuant to State Law, all local jurisdictions in California must update their Housing Element, a required chapter of the City's General Plan every five to eight years. The City of Hayward is on an eight-year cycle. The last Housing Element was adopted on December 2, 2014, and the updated Housing Element is due January 31, 2023.

The purpose of this work session is to provide the City Council with an overview of public outreach conducted to date and to share draft materials related to the City's sites inventory to meet the Regional Housing Need Allocation (RHNA) and the Housing Plan, a set of policies and actions to ensure development of housing at a variety of income levels throughout the City during the next Housing Element cycle. Feedback from this Work Session will be summarized and addressed prior to submittal of the Draft Housing Element to the State Department of Housing and Community Development in August.

#### BACKGROUND

On March 30, 2121, the City was awarded a Local Early Action Planning (LEAP) grant in the amount of \$425,000 to complete updates to the Housing Element and Safety Element and to prepare a new Environmental Justice Element.

On July 20, 2021<sup>1</sup>, the City Council adopted a Resolution authorizing the City Manager to execute an agreement with Rincon Consultants to prepare a comprehensive update to the Housing Element, the Climate Action Plan, Safety Element, and to prepare an Environmental Justice Element. These updates were combined because issues of housing, environmental justice, safety and hazard planning, and climate change are inextricably linked and conducting outreach and planning for all of these efforts simultaneously will result in a more comprehensive and holistic approach to these issues.

On May 24, 2022<sup>2</sup> and May 26, 2022<sup>3</sup>, the City Council and Planning Commission, respectively, held work sessions on the Climate Action Plan and Environmental Justice Element Updates. The Safety Element Update is currently being drafted and will come to the Planning Commission and City Council for review later this year.

On June 23, 2022<sup>4</sup>, the Planning Commission held a Work Session on the draft Housing Resources, Inventory, and Housing Plan of the 2023-2031 Housing Element. At that meeting, the Commissioners asked clarifying questions such as how many properties on the sites inventory are publicly owned, how many units are at risk of conversion from affordable to market rate housing during the next cycle, whether the sites inventory identified tenure of housing units (i.e. ownership vs rental), and about the technical definition of "cost burdened." One Commissioner voiced concerns about the loss of local control due to recent State Laws. Other Commissioners were supportive of the Draft chapters. Commissioners: suggested that the City Council consider ground leasing publicly owned properties to developers rather than selling the land; voiced a desire to see mixed income and mixed tenure projects so that lowand moderate-income households could have the opportunity to purchase homes; and said that education and outreach related to resources and assistance should remain a major priority in the next cycle. One member of the public spoke and agreed that resources should be allocated to a mix of rental and ownership opportunities at all levels of affordability.

## DISCUSSION

An update of the Housing Element is an opportunity to hold community conversations about how to address local housing challenges and find solutions. The Housing Element addresses a range of housing issues such as affordability, design, housing types, density, and location, and establishes goals, policies, and programs to address existing and projected housing needs. State law does not require that jurisdictions *build* or *finance* new housing, but they must *plan* for it by identifying sufficient sites, analyzing housing development constraints, and identifying programs and policies that will address the community's needs. In the Housing

<sup>&</sup>lt;sup>1</sup> July 20, 2021 City Council Meeting. <u>https://hayward.legistar.com/LegislationDetail.aspx?ID=5034289&GUID=A1DD2D35-7B4A-42C8-9284-7DEB78AAD470&Options=&Search=</u>

<sup>&</sup>lt;sup>2</sup> May 24, 2022 City Council Meeting. <u>https://hayward.legistar.com/MeetingDetail.aspx?ID=959076&GUID=51DF4603-C08E-45DE-9D67-A7D110A7E4C5&Options=infol&Search=</u>

<sup>&</sup>lt;sup>3</sup> May 26, 2022 Planning Commission Meeting.

https://hayward.legistar.com/MeetingDetail.aspx?ID=965323&GUID=4648772E-CF9D-4B07-A71F-D6DE1AC3C6F9&Options=info|&Search=

<sup>&</sup>lt;sup>4</sup> June 23, 2022 Planning Commission Meeting.

https://hayward.legistar.com/LegislationDetail.aspx?ID=5700918&GUID=32FA9808-163E-481B-8A1A-35338F2B92E5&Options=&Search=

Element, local governments make decisions about where safe, accessible, and diverse housing could be developed to offer a mix of housing opportunities for a variety of household incomes. To support this goal, the Housing Element must identify how the city will meet its share of the region's housing need, called the Regional Housing Needs Allocation (RHNA).

Per State Law, the Housing Element must contain the following statutorily defined sections:

- **Housing Needs Assessment**: Examine demographic, employment and housing trends and conditions, and identify existing and projected housing needs of the community, with attention paid to special housing needs (e.g., large families, persons with disabilities).
- **Evaluation of Past Performance**: Review the prior Housing Element to measure progress in implementing policies and programs.
- Housing Resources and Sites Inventory: Identify locations of available sites for housing development or redevelopment to ensure there is enough land zoned for housing to meet the future need at all income levels as provided in the RHNA.
- **Constraints Analysis**: Analyze and recommend remedies for existing and potential governmental and nongovernmental barriers to housing development.
- Affirmatively Furthering Fair Housing: Assembly Bill 686 (AB 686), passed in 2018, created new requirements for jurisdictions to affirmatively further fair housing in this Housing Element Cycle by taking "meaningful actions, in addition to combating discrimination, that overcome patterns of segregation and foster inclusive communities free from barriers that restrict access to opportunity based on protected characteristics" as mandated by the 1968 Fair Housing Act.
- **Housing Plan**: Establish policies and programs to be carried out during the 2023-2031 planning period to fulfill the identified housing needs.
- **Community Engagement Plan**: The Housing Element must include a robust community engagement program, reaching out to all economic segments of the community with an emphasis on traditionally underrepresented groups.

The Draft Housing Element will contain all of the sections listed above. The purpose of this work session is to provide the Council with information specifically related to Housing Resources and Sites Inventory and the Housing Plan. A summary of each of those chapters is provided below and the full text of the Draft chapters are attached to this report. Please note that the Attachments are draft and are subject to change before the draft Housing Element is released for public review.

## **Housing Resources and Sites Inventory**

The Draft Housing Resources and Sites Inventory is included as Attachment II to this staff report and provides background on development patterns in the City and how the City plans to meet its RHNA for the 2023-2031 Housing Element Cycle. The chapter: provides a list of approved and pending projects in the pipeline which will be used to meet the RHNA; provides a methodology for how the projected housing units on each inventory site and within each

Zoning District are calculated; provides samples of development in Hayward to provide evidence for the City's assumptions and a description of constraints to development, infrastructure and services to serve the future development; and, details resources available for affordable housing development.

<u>Regional Housing Needs Allocation</u>. Every Housing Element cycle, HCD projects the housing need for the state as a whole, referred to as the RHNA. To determine this calculation, HCD uses demographic population information from the California Department of Finance and develops a formula to calculate a figure for each region based on projected growth.

In this cycle, the Bay Area was allocated 441,176 units (a 234% increase over the last cycle allocation) with about 26% allocated to Very Low Income, 15% to Low, 16% to Moderate and 43% to Above Moderate-income households. The Association of Bay Area Government's (ABAG) Housing Methodology Committee released the final RHNA in March 2022 following hearings on appeals<sup>5</sup>. Hayward's final allocation is 4,624 units, approximately 18% higher than the 2015-2023 allocation.

	Very Low Income (<50% of Area Median Income)	Low Income (50-80% of Area Median Income)	Moderate Income (80- 120% of Area Median Income)	Above Moderate Income (>120% of Area Median Income)	Total
2015-2023 Allocation	851	480	608	1,981	3,920
2023-2031 Allocation	1,075	617	817	2,115	4,624

## **Table 1. RHNA Allocations**

According to the Draft Housing Resources chapter, there are 1,895 approved or pending units in developments (Attachment II, Table 4-3 and Figure 4-1). The City also assumes that 96 Accessory Dwelling Units (ADUs) will be built every year of the Housing Element Cycle (for a total of 320 units at varying income levels), which leaves the City with a total 2,409 units to plan for in the Housing Element.

New residential development is expected to occur primarily in the Downtown Specific Plan, Mission Boulevard Code area and on Caltrans Route 238 parcels, which are zoned to allow for higher density development. These sites are close to high frequency transit, commercial services and community amenities that align with the City and State's goals to support higher density, infill development, and to reduce single occupancy automobile use. Further, development trends in the City signal that most development in the last Housing Element

<sup>&</sup>lt;sup>5</sup> ABAG's Final Regional Housing Needs Allocation & Methodology Report. <u>https://abag.ca.gov/sites/default/files/documents/2022-04/Final RHNA Methodology Report 2023-2031 March2022 Update.pdf</u>

cycle occurred on these types of sites, which supports the City's assumptions of future development on these sites. A detailed, parcel-specific Sites Inventory shows that the identified sites have a potential development capacity of 3,642 units. Further, the City's analysis (summarized in Attachment II, Table 4-9, Adequacy of Residential Sites Inventory) shows that there is a 52% buffer for development of lower and moderate income units in the event that development does not occur based on the City's assumptions.

	Lower Income	Moderate Income	Above Moderate Income	Total
<b>RHNA Allocation</b>	1,692	817	2,117	4,624
Planned and Approved Units	550	82	1,263	1,895
ADUs Anticipated	192	96	32	320
<b>Remaining RHNA</b>	950	639	820	2,409
Downtown Specific Plan Area	650	561	395	1,606
Mission Boulevard Corridor	741	302	483	1,526
Former Route 238 Corridor	41	180	289	510
Total Units on Vacant Sites	255	364	540	1,159
Total Units on Underutilized Sites	1,077	679	627	2,483
Total Units on Vacant and Underutilized Sites	1,432	996	1,214	3,642
Total Unit Surplus	482	357	394	1,233

## Table 2. Adequacy of Residential Sites Inventory

It is important to note that while the City's assumptions primarily rest on higher density development in specific areas, there will likely be additional incremental, infill development in lower density neighborhoods throughout the City during the next Housing Element cycle. This is illustrated by the recent implementation of Senate Bill 9, which allows for any single-family parcel to be split into two lots and developed with a duplex on each lot, subject to minimum setback and other standards, which went into effect on January 1, 2022. Since its implementation, Planning staff developed SB9 Frequently Asked Questions guidance and a Checklist application<sup>6</sup>. Staff has received many inquiries about this type of development;

<sup>&</sup>lt;sup>6</sup> Hayward Senate Bill 9 webpage: <u>https://www.hayward-ca.gov/your-government/departments/planning-division/senate-bill-9</u>

however, there isn't enough evidence in the record to assume a specific unit count or locations of development that will occur as a result of this State Law. However, it is safe to assume that the City will see increased development over the coming years similar to increased ADU development as the State relaxed laws related to that type of development. The combination of new ADU and SB9 related development along with the City's pending Objective Standards long range planning project will allow for site specific intensification of development in line with adopted General Plan densities and will result in additional development in the City that cannot be predicted at this time.

### **Housing Plan**

The Draft Housing Plan is included as Attachment III to this staff report. It contains the following Goals:

- Preserve, Conserve and Improve Existing Housing Stock
- Assist in the Development of Affordable Housing
- Provide Adequate Sites
- Remove Constraints on Development
- Provide Housing for Persons with Special Needs and
- Provide Equal Housing Opportunities for All Persons

Each of the Goals is followed by a set of Policies, Actions, Objectives, Timeframes, and importantly sets forth the Responsible Agency and Funding Sources for achieving the Actions. Some Programs and related Actions are specific and measurable such as providing grants for home repair (Program H-1); conducting a certain number of rental inspections per year (H-2); adopting an updated Density Bonus Ordinance (Program H-5), providing housing subsidies to specific populations; and holding a certain number of workshops for tenants and landlords every year (Programs H-7, H-20, H-21, H-22); and adopting a Universal Design Ordinance (Program H-19). Some Programs and Actions are intended to monitor, measure and pivot, if needed, during the Housing Element cycle meet the subject Goal. These include issuing Notices of Funding Availability which can only occur if funding is available (Programs H-3, H-4, H-7, H-19 and H-21); monitoring development of ADUs and SB9 developments and implementing changes in procedures or Municipal Code to incentivize development of this type of housing in high resource, low density areas throughout the City (Program H-17 and H-18); and providing expedited project review for affordable housing, which can take on many forms (Program H-16). Many of these Policies and Actions are prescribed by HCD while some are modified to meet Hayward's specific characteristics, policies, practices and community desires and needs.

#### **Questions for City Council**

Staff is seeking feedback related to the documents under review tonight. Specifically:

- 1. Do you have any questions how the sites inventory was derived or about any individual site included in the inventory?
- 2. Do you have any questions about the proposed Policies and Actions included in the Housing Plan?

3. Are there Actions that you would like to see expanded or added to the Housing Plan?

The Housing Resources and Inventory Chapter and Housing Plan are still in draft form and are subject to change based on Commission, Council, and public comments as described in Next Steps below.

#### **STRATEGIC ROADMAP**

This agenda item supports the Strategic Priorities to Preserve, Protect and Produce Housing and implementation of the following project:

• Preserve, Protect and Produce Housing – Project 9, Update the Housing Element Plan

#### **FISCAL IMPACT**

This is a Work Session on a long-range planning effort. The Housing Plan (Attachment III) will require City expenditures to accomplish the Actions detailed in the Plan over the eight-year Housing Element cycle. Each of the Actions in the Housing Plan include a description, objective, timeframe, responsible agency, and funding source. Funding sources include: Departmental Budget/General Funds; Housing In Lieu Fees; county, state and federal housing funds; grants; Community Development Block Grant funds; Administrative and Application fees; and American Rescue Plan Act (ARPA) funds.

Most Actions are anticipated in the work plans of the Housing Division, Community Services Division, Planning Division, Code Enforcement Division, and other Divisions and are anticipated in adopted plans such as the Let's House Hayward Strategic Plan, Incentives to Housing Production Work Plan, Strategic Roadmap, and Federal Stimulus Expenditure Plan to Address Economic Impacts of the Public Health Emergency. Some Actions will require application for grant funds, partnership with developers or other entities and may require additional budget allocation, which will be evaluated and included in the annual citywide budgeting process depending on the timeframe for completion of the Action. Staff will return to Council with future budget requests when known.

#### **PUBLIC CONTACT**

Between August 2021 and May 2022, the Hayward Housing and Climate Team comprised of staff from the Planning Division, Environmental Services Division, and the Housing Division conducted extensive outreach related to the Housing Element, Climate Action Plan, and Environmental Justice Element including but not limited to:

- Development of a project website with project information, interactive components, readings and videos about housing, Hayward history, climate change, and environmental justice.
- Compilation of extensive contact lists for community and advocacy groups, faith-based and school organizations, Homeowners Associations, Neighborhood Groups, Mobile

Home Parks, attendees at various events, and interested parties who wrote in and requested to be notified about project updates.

- Creation of a graphic, bilingual (English and Spanish) mobile gallery that was posted at City Hall, the Hayward Library and at various meeting sites and community events throughout Hayward
- Social media campaign
- Bilingual flyers in water bills and excise tax bills to all households in Hayward
- Handing out flyers at grocery stores, farmers market, laundromats, and BART
- Attendance at numerous community events, meetings, and focus groups with community stakeholders such as the NAACP, Hayward Promise Neighborhood, Chabot College, Community Resources for Independent Living, Hayward Community Family Fair, and Juneteenth Celebration
- Development of housing and climate surveys in English, Spanish and Chinese and prizes for participation
- Creation of a Housing Sites Simulation activity
- Three community workshops on Environmental Justice and the Climate Action Plan
- Partnership with Chabot Community College and California State University East Bay to conduct interviews with over 400 Hayward residents about housing, discrimination, segregation, neighborhood pollution and other topics designed to understand people's lived experiences. Development of a GIS site to showcase the Chabot interviews.

The Introduction chapter of the Draft Housing Element will contain detailed descriptions of each of these bullets and appendices of interviews, survey results, and public comments received to date. It is essential to note that outreach is ongoing and will continue throughout the project.

#### **NEXT STEPS**

The Draft Housing Element will be released for a 30-day public review the week of July 11, 2022. The City plans to hold a community meeting tentatively scheduled for July 20, 2022 during the 30 day public review.

Following the public review, the City will review, address, and incorporate any comments into the Draft Housing Element, which will then be sent to the State Department of Housing and Community Development for a mandatory 90-day review. During that time, the City will complete environmental analysis for the Housing Element and related General Plan Amendments.

Following the 90-day HCD review, staff will update the Housing Element to address HCD's comments and bring the Housing Element back to the Planning Commission and City Council for public hearings prior to adoption which is slated to occur prior to January 31, 2023.

Prepared by:	Leigha Schmidt, Principal Planner
Recommended by:	Dustin Claussen, Acting Assistant City Manager/Development Services Director

Approved by:

Rudo

Kelly McAdoo, City Manager

ATTACHMENT II



# Appendix C – Housing Resources

## City of Hayward Housing Element (2023-2031)

prepared by

**City of Hayward** Planning Division, Department of Development Services 777 B Street Hayward, California 94541

prepared with the assistance of

Rincon Consultants, Inc. 449 15th Street Oakland, California 94612

July 2022



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# 1 Housing Resources

This chapter documents the methodology and results of the housing sites inventory analysis conducted to demonstrate the City of Hayward's ability to satisfy its share of the region's future housing need. Infrastructure, services, and financial and administrative resources that are available for the development, rehabilitation, and preservation of housing in the City of Hayward are also discussed in this chapter.

## 1.1 Future Housing Needs

State law requires each community to play a role in meeting the region's housing needs. A jurisdiction must demonstrate in its Housing Element that its land inventory is adequate to accommodate its share of the region's projected growth. This section assesses the adequacy of Hayward's land inventory in meeting future housing needs.

## 1.1.1 Regional Housing Needs Assessment Requirement

This update of the City's Housing Element covers the planning period of January 2023 through January 2031 (called the 6<sup>th</sup> Cycle Housing Element update). Hayward's share of the regional housing need is allocated by the Association of Bay Area Governments (ABAG) and based on recent growth trends, income distribution, and capacity for future growth. Hayward must identify adequate land with appropriate zoning and development standards to accommodate its assigned share of the region's housing needs.

Hayward's share of regional future housing needs is 4,624 total units. The number of units is distributed among five income categories, as shown below in Table C-1.

Income Category (% of Alameda County Area Median Income [AMI])	Number of Units	Percent of Total Units
Extremely Low (< 30% of AMI)*	547	12.4%
Very Low (30 to 50% of AMI)	528	12.7%
Low (51 to 80% of AMI)	617	15.6%
Moderate (81% to 120% of AMI)	817	16.1%
Above Moderate (> 120% of AMI)	2,115	43.0%
Total	4,624	100%

#### Table C-1 Hayward Housing Needs for 2023-2031

Source: Final Regional Housing Needs Allocation, ABAG, 2022

\*The RHNA does not project the need for extremely low-income units, but pursuant to State law (AB 2634), the City must project its extremely low-income housing needs based on Census income distribution or assume 50 percent of the very low-income units required by the RHNA as extremely low-income units. The City's very low-income requirement is 1,075 units. The number of extremely low-income units that the City must plan for shown here was projected using Census data. According to the Comprehensive Housing Affordability Strategy (CHAS), data developed by HUD, 25.8 percent of households in the city earned less than 50 percent of the AMI. Among these households, 50.9 percent earned incomes below 30 percent (extremely low). Therefore, the City's RHNA allocation of 1,075 very low-income units was distributed as 547 extremely low (50.9 percent of the 1,075 very low-income units required by the RHNA) and 528 very low-income units. However, for purposes of identifying adequate sites for the RHNA allocation, State law does not mandate the separate accounting for the extremely low-income category.

## 1.1.2 Units Planned or Approved

Residential developments approved and permitted, but not yet built ("pipeline projects") can be credited towards the City's RHNA for the 6<sup>th</sup> cycle Housing Element provided it can be demonstrated that the units can be built by the end of the 6<sup>th</sup> cycle's planning period. Similarly, units within completed projects which have received a certificate of occupancy as of June 30, 2022 can also be credited towards the RHNA. Affordability (the income category in which the units are counted) is based on the actual or projected sale prices, rent levels, or other mechanisms establishing affordability of the units within the project. Single-family homes are usually sold at market-rate prices, with no affordability covenants attached to the land. Multifamily or single-family developments that use density bonuses, public subsidies, or other mechanisms that restrict rents or sales prices would be restricted to specified below-market rate prices affordable to households in the various income categories described above. Local, state, or federal rules would establish rules for which income categories must be served by each development.

Of projects currently in the pipeline, 10 consist solely of market-rate units affordable to abovemoderate households, while 18 projects have an affordability component. These projects are generally clustered along the Mission Boulevard corridor as well as within Hayward's Downtown. All projects with affordability components have restricted rents or sales price resulting from city intervention including development subsidy, negotiated land disposition agreement, or in the City's Affordable Housing Ordinance (AHO). In some cases, the project also has been approved for a density bonus as shown by the listed projects that exceed maximum density or exceed the minimum requirements of the City's Affordable Housing Ordinance. Rents are restricted by a regulatory agreement while resale prices are restricted by a Borrower's Occupancy and Resale Restriction Agreement. Table C-2 shows the mechanisms utilized to enable the affordable housing project. Projects that are currently in the pipeline collectively achieve an average density of approximately 88 percent of the zoning district's maximum allowable density. Table C-3 identifies the approved or pending projects that are credited towards meeting the City's RHNA. The locations of these projects are symbolized with the corresponding Map ID numbers on Figure C-1.

Project Name	Affordability Mechanism
Oak Street	Affordable Housing Ordinance
Parcel Group 8	SB35, Density Bonus, Publicly Owned Land
	Regulatory Agreement resulting from (Federal, state, local) government development subsidy.
21659 Mission Boulevard	Affordable Housing Ordinance
Maple and Main	Affordable Housing Ordinance
420 Smalley Avenue	Affordable Housing Ordinance
Pimentel Place	Affordable Housing Developer
	Regulatory Agreement resulting from (Federal, state, local) government development subsidy.
Pine Vista Condos	Density Bonus
O'Neil Ave Apartments	Density Bonus
La Playa Subdivision	Affordable Housing Ordinance, Concessions for requesting General Plan Amendment
Berry Avenue Multifamily	Affordable Housing Ordinance

Table C-2	Affordability	Mechanisms	for Pipelir	ne Projects
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Project Name	Affordability Mechanism
Parcel Group 5	Affordable Housing Ordinance, Surplus Land Act, Publicly Owned Land
27177-27283 Mission Blvd	Affordable Housing Ordinance, Density Bonus
Mission Paradise	Affordable Housing Developer Regulatory Agreement resulting from (Federal, state, local) government development subsidy.
Parcel Group 3 – La Vista Residential	Density Bonus, Publicly Owned Land, Low Income Housing Tax Credit, Tax- exempt Bonds, CalHFA MIP
Huntwood	Affordable Housing Ordinance
Mission Terraces	SB35, Density Bonus
SoMi (True Life)	Affordable Housing Ordinance

Map ID	Project Name	ELI* Units	VLI* Units	LI* Units	MI* Units	AMI* Units	Total Units	Max Units Allowed	% of Max Units Allowed	Entitleme nt Status
1	Oak Street	-	-	-	4	36	40	56	71%	Approved
2	Parcel Group 8	-	24	51	20	1	96	54	178%	Approved
3	21659 Mission Boulevard	-	1	-	3	41	45	63	72%	Approved
4	420 Smalley Avenue	-	-	-	1	7	8	8	100%	Approved
5	Maple and Main	-	48		-	192	235	343	68%	Under Review
6	1200 A Street	-	-	-	-	155	155	149	104%	Approved
7	4 <sup>th</sup> and B	-	-	-		41	41	78	53%	Approved
8	Pimentel Place	15	20	11	10	1	57	57	100%	Approved
9	Pine Vista Condos	-	-	-	7	33	40	32	125%	Approved
10	Carlos Bee	-	-	-	6	9	15	14	107%	Approved
11	O'Neil Ave Apartments	-	1	-	-	8	9	13	71%	Approved
12	Berry Avenue Multifamily	-	1	-	1	16	18	29	63%	Approved
13	Parcel Group 5	-	18	-	-	74	92	122	75%	Approved
14	Cavallo Highlands	-		-	-	20	20	38	52%	Approved
15	27177-27283 Mission Blvd	-	-	-	6	49	55	86	64%	Approved
16	Mission Paradise	15	20	40	-	-	76	104	73%	Approved
17	28049 Mission Boulevard	-	-	-	-	25	25	37	68%	Approved
18	Parcel Group 3 - La Vista Residential	-	36	138	-	2	176	194	91%	Approved
19	Mission Terraces	-	76	33	-	1	110	91	121%	Approved
20	SoMi (True Life)	-	-	-	20	169	189	174	109%	Approved
21	Mission Seniors	-	-	-	-	203	203	228	89%	Approved
22	Mission Villages	-	-	-	-	72	72	188	38%	Approved
23	Huntwood	-	-	-	1	13	14	21	65%	Approved
24	Vagabond	-	-	-	_	8	8	8	100%	Approved

### Table C-3 Planned, Approved, and Pending Projects (2021)

Map ID	Project Name	ELI* Units	VLI* Units	LI* Units	MI* Units	AMI* Units	Total Units	Max Units Allowed	% of Max Units Allowed	Entitleme nt Status
25	Harvey Avenue	-	-	-	-	17	17	14	121%	Approved
26	Arf Avenue Subdivision	-	-	-	-	9	9	12	81%	Approved
27	Hesperian Subdivision	-	-	-	-	19	19	16	122%	Approved
28	La Playa Commons	-	-	2	3	42	47	47	100%	Approved
	Total Units	30	245	275	82	1,263	1,895	Average % of Max Density	88%	

Notes: ELI = Extremely-Low Income; VLI = Very-Low Income: LI = Low Income; MI = Moderate Income; AMI = Above-Moderate Income

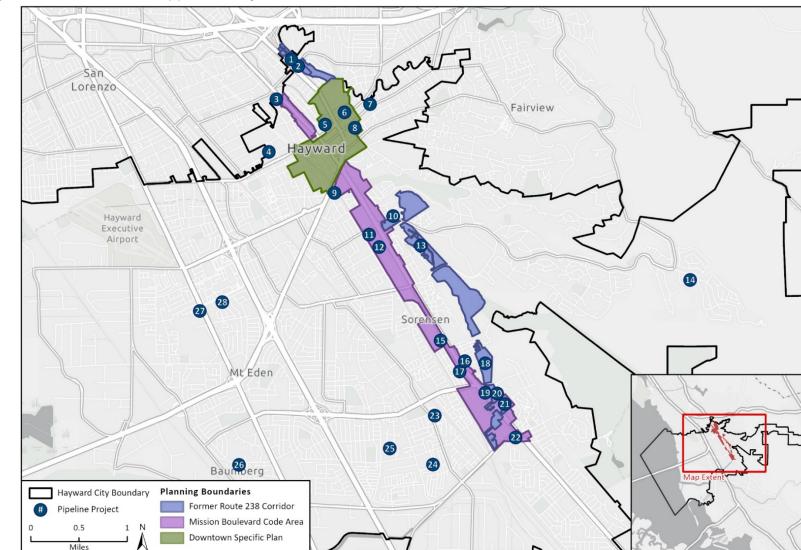


Figure C-1 Planned or Approved Projects

Basemap provided by Esri and its licensors © 2022. Additional information provided by City of Hayward, 2022.

## 1.1.3 Accessory Dwelling Units

Accessory dwelling units (ADUs) anticipated to be built between 2023 and 2031 are also credited towards the City's RHNA. An ADU is a secondary dwelling unit located on residentially zoned property that has an existing single-family or multi-family residence. Due to its small square footage, it could provide affordable housing options for family members, friends, students, the elderly, inhome health care providers, the disabled, and others.

Trends in Hayward indicate that the number of ADU permit applications have been increasing in recent years. The City of Hayward Building Division permitted and finaled 21 ADUs in 2018, 20 ADU units in 2019, 79 ADUs in 2020 and 44 in 2021. This overall increase in ADU permits is likely due to recent State legislation that has reduced regulatory barriers to build and permit ADUs. Conservatively assuming that annual permits will average 40 units per year, the City has assumed a total of 320 ADUs will be permitted between 2023 and 2031.

Based on rental trends in Hayward and other Bay Area cities, it is assumed that 90 percent would be affordable for moderate-income households and below, and 10 percent would be affordable for above moderate-income households.

## 1.1.4 Remaining Share of RHNA

After counting anticipated units from pipeline projects and ADUs, the City must demonstrate its ability to meet its remaining housing needs through the identification of sites suitable for housing development. Table C-4 shows the remaining RHNA after accounting for units that are pending or approved as of June 30, 2022, and the number of ADUs assumed to be permitted between 2023 and 2031.

Affordability Category	RHNA Allocation	Units Pending or Approved or under Construction	Estimated ADUs	Remaining RHNA
Very-Low	1,075	275	96	704
Low	617	275	96	246
Moderate	817	82	96	639
Above Moderate	2,115	1,263	32	820
Total	4,624	1,895	320	2,409

### Table C-4 Remaining Share of RHNA

After accounting for planned and approved units and projected ADU development the City has satisfied approximately 47 percent of its total allocation for the 2023-2031 planning period. The City must demonstrate the availability of sites with appropriate zoning and development standards that allow and encourage the development of an additional 2,409 units. This total includes 704 very low-income, 246 low-income, 639 moderate-income, and 820 above moderate-income units.

# 1.2 Residential Sites Inventory

New residential development in the City of Hayward is expected to occur primarily in the areas covered by the following plans:

- Downtown Specific Plan
- Mission Boulevard Specific Plan (Mixed Use Corridor PDA)

Former Route 238 Corridor

The Sites Inventory identifies vacant and underutilized sites within these plan areas that have the capacity to accommodate the City's remaining RHNA. A detailed, parcel-specific Sites Inventory is provided in Appendix B. The sites identified in this inventory have a potential development capacity of 3,642 new housing units.

## 1.2.1 Methodology

### Suitable Sites for Affordable Housing

State law requires that jurisdictions demonstrate in the Housing Element that the land inventory is adequate to accommodate that jurisdiction's share of the regional growth. State law has established "default" density standards for the purpose of estimating potential units by income range:

- A density standard of 0 to 14 units per acre (primarily for single-family homes) is assumed to facilitate the development of housing in the above moderate-income category.
- A density standard of 15 to 29 units per acre (primarily for medium density multi-family developments) would facilitate the development of housing in the moderate-income category.
- A density standard of 30 or more units per acre (primarily for higher density multi-family developments) would facilitate the development of housing in the low- and very low-income category.

In addition to default density standards, the California Legislature established size requirements for parcels intended to support the development of lower income units. Government Code Section 65583.2 establishes that sites between 0.5 and 10 acres in size which are zoned for residential development at greater than 30 units per acre are suitable for lower-income projects. Very small parcels, even when zoned for high densities, may not facilitate the scale of development required to access competitive funding resources. Conversely, typically lower-resource affordable housing developers may be unable to finance the scale of project necessitated by very large parcels.

## Suitability of Nonvacant Sites

As part of the Alameda County Housing Collaborative discussion series, developers in Alameda County indicated that nonvacant sites currently occupied by a single-tenant retail or office use are ideal for redevelopment<sup>1</sup>. These sites usually have existing utility connections on site, and single ownership and tenancy reduces the potential complexity of a change in ownership or use. This developer feedback was considered during the site selection process.

To identify potential sites for additional development, geospatial data was used to identify vacant and nonvacant but underutilized properties within the city. Nonvacant parcels were chosen as sites likely to be redeveloped during the planning period based on the following factors:

Improvement-to-land value ratio: A parcel's improvement-to-land value ratio can help quickly identify properties that are potentially underutilized. A ratio of less than 1.0 indicates that the real estate market values the land itself more highly than what is currently built on that land. These underutilized parcels represent opportunities for property owners and developers to invest in further improvements that increase the overall value of the property. It should be noted that the improvement-to-land value ratio of a property does not necessarily consider

<sup>&</sup>lt;sup>1</sup> The Alameda County Collaborative held a panel with active, local developers on November 29, 2021.

development standards or environmental constraints that may impact the feasibility of redevelopment on the site.

- Existing use vs. zoned use: A comparison of a site's current use to the use for which it is zoned can also help identify underutilized properties. For example, a parcel currently occupied by a parking lot or single-family home which is zoned for high-density housing or high intensity commercial development represents an opportunity for the property owner to convert the property to a higher value use.
- Age of structure: The age of a structure is most useful in demonstrating that a site is not likely to redevelop. New construction on the site indicates that a property owner is unlikely to invest in additional improvements or redevelop the site in the near future.
- Floor area ratio: Low floor area ratios further indicate underutilization especially in downtown
  areas or upzoned<sup>2</sup> corridors. Conversely, developed sites with higher floor area ratios are less
  likely to redevelop as the land and demolition costs would be high.
- Ownership patterns: In cases where site consolidation (i.e., merging parcels) is required for redevelopment, properties owned by a single entity are simpler to consolidate and/or redevelop. Publicly owned land can be more easily developed as affordable housing because land acquisition costs for developers are lower or nonexistent.

Potential sites were then reviewed based on these criteria to eliminate those unlikely to be redeveloped in the near term.

### **Realistic Development Capacity**

The City assumed that the realistic development capacity of the chosen sites may be significantly less than the full development capacity allowed by the parcel's zoning or land use designation. This conservative assumption is based on site specific conditions and development standards that may reduce the development potential of a given site. Steep slopes, protected wetlands or watercourses, open space or parking requirements, and irregularly shaped parcels all impact the ability to achieve the maximum density allowed by the zoning code. The pending and approved projects shown in Table C-3 on average achieved a density equal to approximately 87 percent of the maximum density allowed on the site. Based on that finding, the City assumes the realistic capacity of the Sites Inventory to be 75 percent of the maximum density under the applicable zoning or general plan designation.

<sup>&</sup>lt;sup>2</sup> Upzone is the reclassification of a site or area to a higher zone, typically allowing for more intensive use, e.g. from residential to commercial or from single- to multiple-family use.



## 1.2.2 Hayward Downtown Specific Plan

Adopted by the City in 2019, the Hayward Downtown Specific Plan (DSP) and Development Code develops a vision for a resilient, safe, attractive, and vibrant historic downtown which integrates a multi-modal circulation system and new pedestrian oriented public spaces. The specific plan includes a form-based code that is intended to both provide increased predictability to property owners and developers throughout the development permitting process and achieve a well-defined and active streetscape.

The DSP anticipates significant infill development over the next 20 years within five distinct "placetypes" including mixed-use gateway, downtown core, downtown neighborhood, station plaza, and downtown southern gateway. Each of these placetypes is further defined by the DSP Development Code which intends to facilitate the creation of a walkable neighborhood environment within a short distance of neighborhood serving retail and services. The Development Code classifies each site into the following zones and provides clear standards for building types allowed:

- Neighborhood Edge (NE): Small-to medium footprint, lower-intensity housing choices, from detached single-family houses to small multiplex apartment buildings containing up to six units.
- Neighborhood General (NG): Small-to-medium footprint, moderate-intensity, medium housescale housing choices, from single-family houses and attached townhomes to small-scale apartment buildings and courtyard buildings on medium-sized lots.
- Urban Neighborhood (UN): Small-to-large footprint, moderate-intensity, large house-scale and block-scale housing choices, from rows of townhomes and large multiplex buildings containing between 6 and 18 units, to medium-scale apartment buildings.
- Downtown Main Street (DT-MS): A vibrant urban main street serving as the citywide focal point for Hayward with commercial, retail, entertainment, and civic uses, public transportation, and small-to-large footprint, moderate-to-high-intensity housing choices including large multiplex buildings to large-scale apartment buildings.

Urban Center (UC): Medium-to-large footprint, moderate-intensity housing choices, from rows
of townhomes and large multiplex buildings to large-scale apartment buildings surrounding an
enclosed parking structure.

### Vacant and Underutilized Properties in the Downtown Specific Plan Area

The DSP Development Code closely regulates building form and character, and it does not directly regulate the density of residential development. Because the DSP Development Code is intended to implement Hayward's General Plan land use designations, this analysis assumes that for sites within the DSP, the maximum allowable residential density is determined by the densities listed in the Land Use Element of the General Plan. The General Plan designates the vast majority of the DSP Area as Central City-Retail and Office Commercial (CC-ROC) and Central City-High Density Residential (CC-HDR). Each of these designations allow mixed-use residential development at a density of 40 to 110 dwelling units per acre.

All potential sites identified in the DSP area meet the criteria to count toward the City's share of the RHNA for lower-income housing based on density and lot size. For the purposes of meeting the City's RHNA for moderate and above-moderate income units, multiple sites that meet HCD's requirements for the development of lower income housing have been allocated to moderate and above-moderate income units. Table C-5 summarizes the capacity of vacant and underutilized sites within the DSP area.

General Plan Land Use Designation	Acres	Number of Parcels	Maximum Allowed Density	Potential New Units
Central City – High-Density Residential (CC-HDR)	0.44	2	110 dwelling units per acre	35
Central City – Retail and Office Commercial (CC-ROC)	19.19	27	110 dwelling units per acre	1,571
Total	19.63	29	-	1,606

#### Table C-5 Residential Development Potential in the Downtown Specific Plan Area

Sites identified within the DSP are well served by transit and other community amenities including grocery stores, medical offices, and entertainment. The vacant former Civic Center site at the northern gateway to downtown is directly adjacent to a shopping and office commercial center and across Foothill Boulevard from the Lincoln Landing mixed-use development. In addition, the Maple and Main mixed-use project has been approved at the intersection of Maple Court and McKeever Avenue in the heart of the DSP area. All sites identified within the DSP are within a one-mile walk of the Hayward Bay Area Rapid Transit (BART) Station and approximately 60 percent of the potential new units are within 0.5-mile walk of the station. Several of the sites identified within the DSP are owned by the City and are currently used for public parking or unoccupied. The City has had success since 2010 in facilitating deed-restricted affordable and market-rate housing projects on City-owned parcels. The City considers the publicly owned parcels in the DSP area as opportunities for high-quality residential infill development.

The Sites Inventory identified 19.63 acres of vacant and underutilized land within the DSP Area (as shown in Figure C-2) which can accommodate 1,606 housing units. This estimate is based on a density factor of 82.5 units per acre (i.e., 75 percent of the maximum density of 110 units per acre allowed by the General Plan).

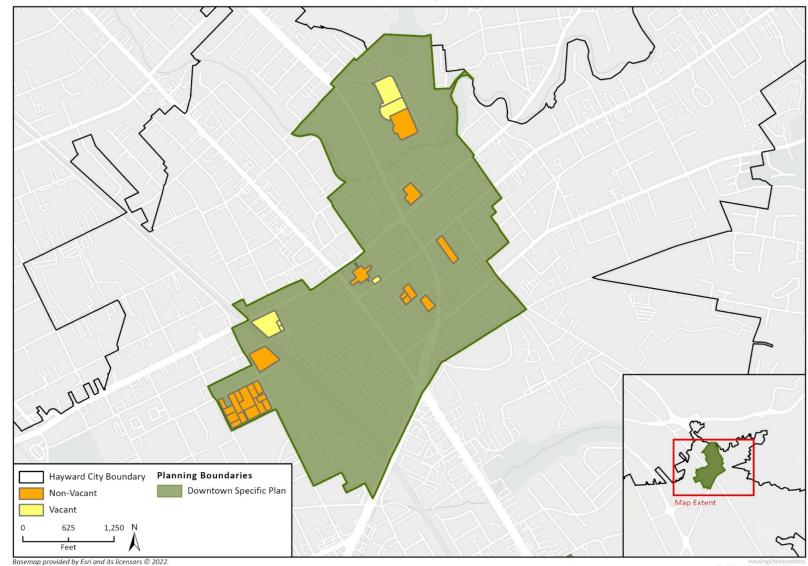


Figure C-2 Vacant and Underutilized Sites within the Downtown Specific Plan Area

Fig X Downtown Specific Plan Area



## 1.2.3 Mission Boulevard Corridor

In 2020, the City of Hayward adopted Ordinance 20-12 which formally consolidated the South Hayward BART/Mission Boulevard Form Based Code and Mission Boulevard Form Based Code and reclassified the ordinance as the Mission Boulevard Corridor Code. This new code implements smart-growth principles and policies outlined in the General Plan. The intent of the Mission Boulevard Corridor Code is to encourage compact, mixed-use, walkable neighborhoods with a variety of housing types in proximity to high-frequency transit stations. Development of this character will help the City advance its goals of decreasing automobile dependency and reducing both traffic congestion and its subsequent greenhouse gas emissions.

The Mission Boulevard Corridor Code looks to encourage and guide infill development through the application of the following zoning districts:

- Corridor Neighborhood (MB-CN): A mixed-use neighborhood environment with moderate intensity, medium-scale residential and non-residential uses compatible with surrounding neighborhoods, along a multi-modal corridor within short walking, biking, or bus distance of neighborhood serving retail and service uses.
- Neighborhood Node (MB-NN): A vibrant, urban neighborhood serving node. This district supports mixed-use infill development to provide a range of commercial, retail, entertainment, civic, and moderate intensity residential uses in a more compact urban setting.
- Corridor Center (MB-CC): A transit-oriented mixed-use, urban center with high-intensity, residential and non-residential uses located within proximity to BART, to facilitate access to BART by biking or walking.
- Civic Space (MB-CS): This zone is intended to provide public open space and civic buildings. When applied to privately owned parcels, existing use may continue until the site is redeveloped or comes under public ownership.

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Planned Development (PD): This zoning district is applied to the South Hayward BART Station property. This district is intended to facilitate close collaboration between the property owner (Bay Area Rapid Transit) and the City to foster well designed residential and mixed-use development. PD districts help encourage redevelopment projects which incorporate a variety of housing types or combinations of residential and nonresidential uses which may not be achievable under other zoning districts. This site is also subject to California AB 2923 which establishes baseline zoning standards for BART owned properties within 0.5 miles of BART stations. Current zoning of the South Hayward BART Station property meets or exceeds the requirements of AB 2923<sup>3</sup>.

The Mission Boulevard Code defines and applies the following overlay zones to better regulate portions of the corridor:

- Transit Oriented Development (TOD) Overlay: Properties near public transit centers, as identified on the Mission Boulevard Code, including BART, are allowed an increase in residential density and adjusted building height limits.
- Commercial Overlay Zone 1: Properties designated with a Commercial Overlay Zone 1 designation may be developed with a mix of uses, but commercial uses must occupy the first or ground floors. Uses associated with the residential use, such as leasing office, community space, amenities, etc., are allowed on the ground floor. This requirement may be adjusted through the Major Site Plan Review Process.
- Commercial Overlay Zone 2: Properties designated with a Commercial Overlay Zone 2 designation may be developed with a mix of uses, but commercial uses must occupy the primary street frontage.

Anchored by Downtown to the north and the South Hayward BART Station to the south, development along the corridor is characterized by large-scale commercial and light industrial uses including auto dealerships, auto repair and accessory businesses, single-tenant commercial buildings, and pockets of single-family homes. Since 2010, multiple large-scale residential projects have contributed to a mix of housing types along the corridor including affordable and market-rate townhomes and midrise apartment buildings. These projects have advanced the City's vision of a series of walkable and compact urban neighborhoods along Mission Boulevard. A high-frequency bus line runs along Mission Boulevard and the South Hayward BART Station provides access to regional transit. Several residential projects along the corridor are approved or under review, and the City expects additional development in the upcoming housing cycle.

### Vacant and Underutilized Properties in the Mission Boulevard Corridor Code Area

Like the DSP, the Mission Boulevard Corridor Code regulates a potential development's form and character. The Corridor Code also specifies minimum and maximum density for a site, as shown in Table C-6. All potential sites identified within the Mission Boulevard Corridor Code area are assumed to be adequate for the development of lower-income housing. Table C-7 summarizes the capacity of vacant and underutilized sites within the Mission Boulevard Corridor Code Area.

<sup>&</sup>lt;sup>3</sup>A Technical Guide to Zoning for AB 2923 Conformance

https://www.bart.gov/sites/default/files/docs/00\_AB2923\_TechGuide\_Draft\_2020Jun\_0.pdf

Zoning District	Minimum Density	Maximum Density	Maximum with Site Plan Review
Corridor Neighborhood (MB-CN)	17.5 du/ac	35 du/ac	55 du/ac south of A Street
Neighborhood Node (MB-NN)	17.5 du/ac	35 du/ac	65 du/ac
Corridor Center (MB-CC)	35 du/ac TOD Overlay 1: 75 du/ac TOD Overlay 2: 40 du/ac	55 du/ac TOD Overlay 1: 100 du/ac TOD Overlay 2: 65 du/ac	75 du/ac TOD Overlay 2: 100 du/ac
	TOD Overlay 2. 40 UU/du		

#### Table C-6 Mission Boulevard Corridor Code Allowed Densities

Notes: du/ac = dwelling units per acre

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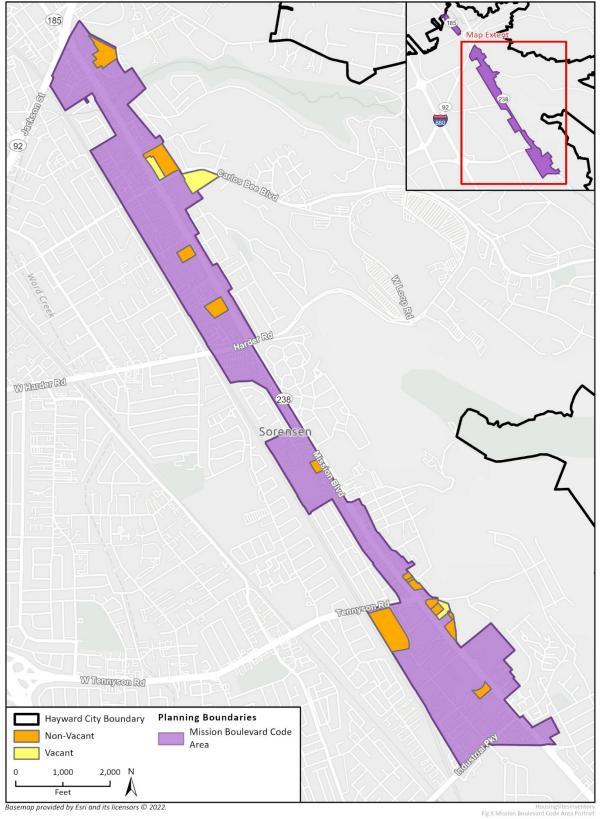
Zoning District	Acres	Number of Parcels	Maximum Allowed Density	Potential New Units
Corridor Neighborhood (MB-CN)	11.7	5	35 – 55 du/ac	428
Neighborhood Node (MB-NN)	2.9	1	65 du/ac	138
Corridor Center (MB-CC)	7.6	8	55 – 100 du/ac	521
South Hayward BART Site - Planned Development (PD)	5.9	1	100*	439
Total	28.0	15	-	1,526

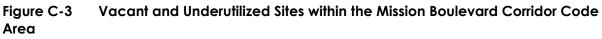
Notes: du/ac = dwelling units per acre

The maximum density allowed on each site is determined by the location of the parcel and any applicable overlay zones as detailed in Table C-6. The estimate of new unit potential is based on a conservative 75 percent factor of the maximum number of units allowed on the site.

\*Maximum density on South Hayward BART property is based on the Mission Boulevard Code Transit Oriented Development Overlay 1 which allows development up to 100 dwelling units per acre.

The Sites Inventory identified a series of independent auto dealerships, auto repair shops, surface parking lots, and single-tenant commercial buildings as suitable for further housing development. A total of approximately 28 acres of vacant and underutilized land within the Mission Boulevard Corridor Code Area (as shown in Figure C-3) can accommodate an additional 1,526 housing units. This estimate is based on the realistic density factor of 75 percent of the maximum densities allowed.







# 1.2.4 Former Route 238 Corridor

In the mid-1960s, the State of California purchased 354 acres of vacant, commercial, and residential land in the City of Hayward and unincorporated Alameda County, in preparation for the construction of a Route 238 Bypass. The bypass was never built, and the parcels remain mostly vacant. The area surrounding these parcels has been developed primarily with residential subdivisions, multifamily housing, and institutional uses. In 2007 the City of Hayward received a grant from the State Department of Transportation (Caltrans) to complete a conceptual land use study of the Route 238 Bypass parcels. This study was conducted in preparation for the transfer of State-owned parcels to new ownership.

On January 12, 2016, the City Council adopted Resolution No. 16-004, authorizing the City Manager to negotiate and execute an agreement with Caltrans to acquire 17 properties along the 238 Bypass Corridor to remediate blight; support transit-oriented, mixed-use development; and ensure redevelopment of the properties under a coherent plan that meets the City's land use goals and other public purposes. Since the City of Hayward acquired these parcels in 2016, numerous developers have responded to the City's request for proposals to develop medium and large-scale, affordable mixed-use projects across the nine parcel groups.

Parcel Groups 1 & 10: The SOHAY project developed 400 attached townhomes and 72 apartments on Parcel Groups 1 & 10. The site aggregated 21 parcels to create a 21.6 acres development site surrounded by existing development. The development included 472 housing units, approximately 20,000 square feet of commercial space, 2.4 acres of designated park land and a network of pedestrian and bicycle trails. Of the 472 residential units developed on this site, 72 were multifamily rental and 400 were condominium ownership units. A total of 20 of the multi-family rental units are restricted to low-income households and 28 condominium units are restricted to moderate income households.

- Parcel Group 2: The City approved the True Life Company's application to develop a mixed-use project including 189 townhomes and stacked flats and 10,500 square feet of retail space. Of these units, 20 will be deed restricted to moderate income households.
- Parcel groups 3 and 4: The City approved Eden Housing's application to develop the La Vista Residential project which includes 176 affordable apartment homes and a 384-student school on the site.
- Parcel Group 5: In 2019 the City adopted the Parcel Group 5 Master Development Plan and released a request for proposals seeking a developer to build up to 74 single family homes and eighteen affordable accessory dwelling units. The City expects to take the entitlement and Disposition and Development Agreement to the City Council in the second quarter of 2022.
- Parcel Group 6: In 2019 the City adopted the Parcel Group 6 Master Development Plan released a request for proposals to solicit a conceptual plan for the property. The Parcel Group 6 Master Plan allowed for maximum 55 units per acre while the underlying SMU General Plan designation allows for up to 100 units/acre. While there has been significant interest from the residential development community, the City has yet to reach final approval of any application to develop the site.
- Parcel Group 7: The City has approved the development of an automobile dealership on the lower portion of Parcel Group 7 adjacent to Mission Boulevard. The remaining portion of Group 7 remains an opportunity site for housing development and is included in the housing Sites Inventory.
- Parcel Group 8: the Parcel Group 8 site is approximately 19.8 acres split between the City of Hayward and unincorporated Alameda County. Approximately half of the site (9.17 acres) will be retained as open space and used as a park. A 96-unit affordable residential project subject to a Senate Bill 35/Density Bonus Application is pending City of Hayward approval on a 1.5-acre portion of the site at the corner of Grove Way and Foothill Boulevard. An existing multi-family cottage development is located at Grove Way and Bridge Court within Alameda County. The remainder of Parcel Group 8 (8.26 acres split between City and County) is intended to be developed with market rate housing.
- Parcel Group 9: This is a 4.53-acre vacant site located at the northern City limits and is split between the City of Hayward and unincorporated Alameda County. The City has not identified a development plan or a developer for this site.

### Vacant and Underutilized Properties in the Former Route 238 Corridor

Sites identified in this inventory along the former Route 238 Corridor are designated Sustainable Mixed Use (SMU) in the General Plan which in this context allows development at densities up to 55 dwelling units per acre. These specific sites are assumed to be adequate to support development of a mix of lower, moderate, and above-moderate income housing.

A significant housing opportunity site exists on the upper portion of Parcel Group 7 adjacent to Carlos Bee Road. While the zoning of this site allows residential development at densities up to 55 dwelling units per acre, the topography of the site may limit its realistic development potential. The inventory estimates the 4.9-acre site to be suitable for 98 moderate-income units at a net density of 20 dwelling units per acre.

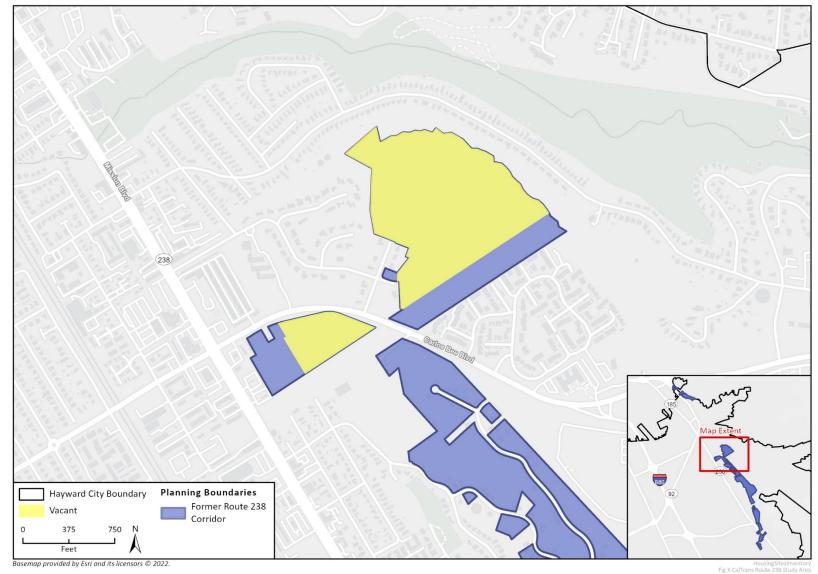
Parcel Group 6 (the former site of the Carlos Bee Quarry) represents the largest opportunity to encourage the development of a mixed-income neighborhood within the Route 238 Corridor. Based on previous applications and concept plan studies, the parcel's current zoning, and a realistic

density 75 percent of the general plan maximum, the Sites Inventory conservatively estimates that 10 acres of the 29-acre site of the site will yield 412 units. Table C-8 summarizes the capacity of vacant and underutilized sites within the former Route 238 Corridor.

General Plan Land Use Designation	Acres	Number of Parcels	Maximum Allowed Density	Realistic Potential New Units
Corridor Neighborhood (MB-CN)	4.9	1	35 du/ac	98
Sustainable Mixed Use (SMU)	10.0	1	55 du/ac	412
Total	14.9	2	-	510

#### Table C-8 Residential Development Potential along the Former Route 238 Corridor

The Sites Inventory identified 14.9 acres of vacant and underutilized land within the former Route 238 Corridor (as shown in Figure C-4) that can accommodate an additional 510 housing units. This estimate is based on a realistic density factor which is 75 percent of the maximum densities allowed by the General Plan Designation for each site as well as the assessed realistic development capacity of the parcel Group 6 and 7 sites given their unique topography and site constraints.





# 1.3 Adequacy of Residential Sites Inventory in Meeting RHNA

The residential Sites Inventory identified vacant and under-utilized sites in Hayward which can accommodate a total of 3,642 residential units based on residential densities per existing land use designations, zoning districts, and specific plans. The sites are in the following General Plan land use designations: Central City - Retail and Office Commercial (CC-ROC), Central City - High Density Residential (CC-HDR), and Sustainable Mixed Use (SMU) and the following zoning districts: DT-MS, MB-CC, MB-CN, MB-NN, PD, SMU, UC, and UN.

The City intends to include three non-vacant sites which were listed in a previous housing to accommodate a total of 150 lower income units during the planning period. Housing element law requires the City to include a program in the housing element that requires rezoning of these sites to allow residential use by right at specified densities for housing developments in which at least 20 percent of the units are affordable to lower income households. Program H-11 of the Housing Plan allows by-right approval for projects with 20 percent affordable units proposed at 548 Claire Street (431-0040-029-00), Fletcher Lane (445-0001-004-13), and 29459 Mission Boulevard (078C-0438-011-02).

Hayward anticipates meeting its RHNA requirements for the January 2023 through January 2031 planning period without the need to rezone areas of the city. The Sites Inventory shows a surplus of 582 lower-income units, giving the city a 61 percent buffer for this income category. Vacant sites satisfy more than half of the remaining lower income RHNA after ADUs and planned/approved units are accounted for. The results of the residential Sites Inventory are presented in Table C-9.

	Lower Income	Moderate Income	Above Moderate Income	Total
RHNA Allocation	1,692	817	2,117	4,624
Planned and Approved Units	550	82	1,263	1,895
ADUs Anticipated	192	96	32	320
Remaining RHNA	950	639	820	2,409
Downtown Specific Plan Area	481	791	334	1,606
Mission Boulevard Corridor	816	302	408	1,526
Former Route 238 Corridor	0	200	310	510
Total Units on Vacant Sites	508	226	425	1,159
Total Units on Underutilized Sites	1,099	757	627	2,483
Total Units on Vacant and Underutilized Sites	1,607	983	1,052	3,642
Total Unit Surplus	582	297	354	1,233

### Table C-9 Adequacy of Residential Sites Inventory

## 1.3.1 Recycling Trends

Much of the recent development relies on the redevelopment (or "recycling") of underutilized properties or underperforming commercial sites. Examples of recent recycling trends include the following:



Lincoln Landing: This project located at 22335 Foothill Boulevard consists of a consolidation of four parcels to develop market rate apartments and 80,500 square feet of commercial space. This mixed-use development replaces a vacant large-footprint office building and approximately 8.75 acres of surface parking. The 11.3-acre site accommodates 476 units for a gross density of 42 dwelling units per acre. The project site is zoned Central City Commercial (CC-C) and designated CC-ROC in the General Plan. Lincoln Landing is located in the city's Downtown Opportunity Zone which allows investors and communities to leverage privately sources funds for eligible economic development and community reinvestment projects. The project, which broke ground in September 2019, represents one of the largest Opportunity Zone projects in the country. The project received \$300 million in opportunity zone fund investment from Bridge Investment Group. This additional funding complemented traditional financing secured from Bank of America and other capital partners.



Mission Crossings – This project located at 25501 Mission Boulevard developed 140 market-rate townhome units on 7.3 acres of a 9.6-acre parcel, with 14 of the townhomes deed restricted for Moderate Income households in compliance with the Affordable Housing Ordinance. The remaining 2.3 acres is entitled to accommodate a 93-room hotel and 7,225 square feet of retail space. The mixed-use development replaces two independent auto-dealerships and their associated service facilities. The net density of the townhome portion of the development is approximately 19 dwelling units per acre. The project site is zoned MB-CN and designated SMU in the General Plan.



Legacy at Hayward – This project is nearing completion as of December 2021 located at 2816 Mission Boulevard. The project includes 97 market rate units near the South Hayward BART Station. The 1.8-acre development replaces a low-FAR auto-accessories store with a 4-story building integrating structured parking and a variety of residential amenities. Gross density of the development is approximately 54 dwelling units per acre. The project site is zoned MB-CC and designated SMU in the General Plan.



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 SOHAY – The SOHAY project located at 29504 Dixon Street, developed 400 attached townhomes and 72 apartments on a collection of 21 long-vacant parcels totaling approximately 21.6 acres. The development includes 20 rental units restricted to low-income and 28 ownership units restricted to moderate income residents. Approximately 2.8 acres of the site is devoted to a new public park and flood control infrastructure and the entire project is within short walking distance of the South Hayward BART Station. The residential portion of the development achieved a density of approximately 25 units per acre. The project site is zoned Planned Development (PD) and designated SMU in the General Plan. The SOHAY project is the result of a negotiated Deposition and Development Agreement with the City.



Alta Mira – Completed in 2017, the Alta Mira project represents an example of high-quality, affordable Transit Oriented Development (TOD). The project located at 28925 Mission Boulevard includes 152 units affordable to residents with an income which is 30 to 50 percent of Alameda County's median income. The project is withing ¼ mile of the South Hayward BART station and provides a variety of amenities and supportive services to both seniors and families. The 1.9-acre site includes a new public park and achieved a gross density of approximately 80 dwelling units per acre. The project site is zoned Planned Unit Development (PUD) and designated SMU in the General Plan. The City provided permanent financing in the amount of \$6.95 Million to facilitate the development of this project.



 Cadence – The Cadence project was developed in conjunction with Alta Mira (Alta Mira was built to satisfy the developer's affordable housing requirements) and is located 28850 Dixon St. This mixed-use development replaces 2.9 acres of vacant land and surface parking with 206 market-rate units, extensive amenities, and ground floor retail space. The achieved density of the development is 71 dwelling units per acre.



Abode – The approved Abode project at 2595 Depot Road consists of a four-story building accommodating 125 studio units of permanent supportive housing. The development plan includes 72 parking spaces for residents. The Project takes advantage of California's Senate Bill (SB) 35 and Assembly Bill (AB) 1763 which allowed for streamlined permitting and unlimited density bonuses for 100% affordable projects within ½ mile of a major transit stop, and received waivers and concessions related to building height and waiver of personal storage space requirements. An existing residential drug and alcohol rehabilitation facility will continue

operating on the 3.1-acre site. The City provided permanent financing of approximately \$6.1 million and awarded the City's \$18.2 million of Alameda County Measure A1 funds toward the project. The gross density of the development is 40 dwelling units per acre. The project site is zoned Agricultural District and is designated Limited Medium Density Residential (LMDR) in the General Plan.

These recycling activities have taken place since the certification of the 5<sup>th</sup> Cycle Housing Element and are representative of the conditions within each of the neighborhoods included in the Sites Inventory. The conditions and characteristics of the underutilized commercial sites identified in Appendix B are similar to those that have been redeveloped in recent years.

For example, the Legacy at Hayward project redeveloped a 1.8-acre parcel formerly occupied by an auto-accessories retailer with a large parking lot and service area. The condition of opportunity sites identified along Mission Boulevard mirror the pre-construction conditions of the Legacy at Hayward site.

Similarly, parcel 452-0056-005-00 is a 1.2-acre site which is partially paved and occupied by a single tenant retail store. The two existing structures on the site are in need of repair or refurbishment and the parcel is zoned for a density up to 55 units per acre. Like the Legacy site, this parcel is owned by a single entity and would not require consolidation. Conditions at parcel 444-0078-005-05 also mirror the pre-construction conditions of the Mission Crossings project site. The Mission Crossing project was developed on the site of two former auto-dealerships which fell into vacancy and disrepair. Parcel 444-0078-005-05 is the former site of Hayward Chevrolet which closed in 2009. The 2.9-acre site is currently vacant and zoned for up to 65 units per acre of residential development.

Given current development trends, the City anticipates further interest in recycling activities of underperforming commercial sites at densities similar to those achieved by the projects listed above. Therefore, it can be reasonably assumed that further redevelopment would occur on nonvacant sites throughout the areas discussed in the Sites Inventory.

Recycling activities are also likely to occur on sites zoned for mixed-use. Development trends in the City show that a vast majority of mixed-use zoned projects have a large residential component with a relatively small square footage devoted to commercial use. None of the proposed projects in mixed-use zones are 100 percent devoted to non-residential purposes. Therefore, it can also be reasonably assumed that further residential development would continue to occur in areas zoned mixed-use to accommodate both residential and non-residential uses.

Sites included in the inventory of this Housing Element for the 6th cycle RHNA are very similar to the select projects described above in terms of size, existing conditions and uses. Recycling sites is desirable to help achieve the State Legislature's goal of alleviating California's housing crisis. According to California's Department of Housing and Community Development, during the last ten years, housing production averaged fewer than 80,000 new homes each year, and ongoing production continues to fall far below the projected need of 180,000 additional homes annually.<sup>4</sup> The lack of supply and high rent costs suggests that unit recycling activities is a method to consider when addressing housing needs.

<sup>&</sup>lt;sup>4</sup> California Department of Housing and Community Development. 2020. Addressing a Variety of Housing Challenges. https://www.hcd.ca.gov/policy-research/housing-challenges.shtml.

# 1.4 Availability of Infrastructure and Services

The City's budget for all operations in Hayward ensures the continued maintenance and improvement of the city's infrastructure. This includes the design, construction, maintenance of roadways, sidewalks, sewers, and storm drains; construction and maintenance of public buildings; water production, storage, and delivery facilities; the repair of City vehicles and equipment; and the continued operation of transportation services. As such, the City will ensure adequate capacity of all infrastructure and utilities to accommodate the housing growth discussed in this housing element. All sites listed in the inventory that are appropriate for lower income residential development have available infrastructure.

## 1.4.1 Wastewater System

Hayward is served by two major wastewater systems which provide sewage service and wastewater treatment for all residential, commercial, and industrial users in city limits. A small portion of the city's wastewater at the northern City limits flows to the Oro Loma Sanitary District. The majority of Hayward's wastewater is handled by the City-owned wastewater collection system and is treated at the award-winning City of Hayward Water Pollution Control Facility. Treated wastewater then flows to the East Bay Dischargers Authority which discharges the water deep into the San Francisco Bay. The Hayward Water Pollution Control Facility receives approximately 12 million gallons of untreated sewage per day and has a design capacity of 18.5 million gallons per day which will be enough capacity to serve the city through 2040.

## 1.4.2 Potable Water System

The City of Hayward owns and operates its own water distribution system which serves approximately 95 percent of the city's residents. The remaining small portion of users are served by the East Bay Municipal Utilities District. The city's potable water is supplied by the San Francisco Public Utilities Commission which sources its water from the Hetch-Hetchy reservoir in the Sierra Nevada.

The 2020 City of Hayward Urban Water Management Plan estimates that the city's current water system has enough supply to meet projected demand through 2040 during a normal precipitation year, but not enough supply to meet projected demand during dry years. During a dry year, Hayward's supply is likely to meet 63 percent of projected demand in 2040.

To address this issue, the City adopted the 2020 Water Shortage Contingency Plan. This strategic planning document is intended to prepare for and respond to water shortages and ultimately prevent supply interruptions. The plan identifies clear steps to manage a water supply shortage integrating public messaging and enforceable water conservation measures.

## 1.4.3 Storm Water and Drainage

The major storm drainage facilities within Hayward are owned and maintained by the Alameda County Flood Control and Water Conservation District (ACFCWCD). The ACFCWCD manages stormwater flows into several underground storm drain lines and manmade open channels. Stormwater pipes smaller than 30 inches are generally owned by the City of Hayward, which also operates five pump stations that divert stormwater Mt. Eden and Old Alameda Creeks to be discharged into the San Francisco Bay. Most major flood control infrastructure in western Alameda County is 50 or 60 years old. The City is committed to supporting ACFCWCD in the implementation of best management practices and encouraging Low Impact Development to accommodate new housing and protect water quality.

## 1.4.4 Circulation System

The Mobility Element of the Hayward General Plan outlines the long-term plan for roadways, including numbers of lanes, right-of-way, and general operating conditions. It also provides guidance relating to the transit system, goods movement system, and nonmotorized travel, including bicycle and pedestrian travel and serves as a comprehensive transportation management strategy to ensure adequate transportation infrastructure is in place to meet population growth. In September 2020, the City adopted an updated Bicycle and Pedestrian Master Plan which details the City's plan to establish a network of accessible, safe, and integrated bicycle and pedestrian facilities. According to the Plan, the City will add 153 miles of new bicycle facilities, including 32 miles of multi-use paths for pedestrians and bicyclists. New developments are required to install improvements consistent with this plan or to pay into a fund to construct the improvements and connections.

The city is a major crossroad for key interstate highways (I-238, I-580 and I-880), and State highways (SR 92 and SR 185). In addition, two BART lines (Fremont-Richmond and Fremont-Daly City/Millbrae) serve the city, with a third line (East Dublin/Pleasanton-SFO Airport) operating just north of the city, and Amtrak service connects the city via a station nearby downtown to Sacramento and San Jose.

## 1.4.5 Dry Utilities

East Bay Community Energy (EBCE) and PG&E supply electricity in the city. EBCE is the default provider for both residential and commercial customers, but PG&E service is available to residents who choose to opt out of EBCE. Natural gas service is provided by PG&E. In March 2020, the Hayward City Council adopted a reach code ordinance to electrify buildings and vehicles in new construction. As a result, no newly constructed housing units will have natural gas connections. Telephone, internet services, and cable television are serviced by contracted providers including AT&T and Xfinity.

# 1.5 Environmental Constraints

Pursuant to State law, the City developed and adopted the Hayward Local Hazard Mitigation Plan in 2016. This plan addresses hazard vulnerabilities from natural and human-caused hazards, including flooding, drought, wildfire, landslides, severe weather, terrorism, cyber threats, pandemic, and the impact of climate change on hazards, as well as other hazards.

Approximately 50 percent of Hayward is included in Seismic Hazard Zones for liquefaction as designated by the State Department of Conservation Earthquake Zones of Required Investigation--Hayward Quadrangle map.<sup>5</sup> The City of Hayward implements regulations and programs to minimize the risk of geologic and seismic hazards. These regulations and programs include, among others, the City Building Code and building permit process, the City Grading and Clearing Permit process, the Multi-Jurisdictional Local Hazard Mitigation Plan with City of Hayward Annex document, the City of Hayward Comprehensive Emergency Management Plan, and the Community Emergency Response Team program.<sup>6</sup>

<sup>&</sup>lt;sup>5</sup> https://www.hayward-ca.gov/sites/default/files/documents/Hayward%20GPU%20Public%20Release%20Draft%20EIR\_1-30-14.pdf

 $<sup>^{6}\</sup> https://www.hayward-ca.gov/sites/default/files/documents/Hayward%20GPU%20Public%20Release%20Draft%20EIR\_1-30-14.pdf$ 

# 1.6 Financial Resources for Affordable Housing

Affordable housing development programs in Hayward include inclusionary units developed pursuant to the City's Affordable Housing Ordinance, development subsidy through the City's periodic Notice of Funding Availability, public-private partnerships such as those negotiated on the Caltrans 238 properties, critical residential maintenance, and rental rehabilitation programs. The City administers federally funded Community Development Block Grant program and the City's allocation of the Home Investment Partnership Program under the Alameda County HOME Consortium. These funds are administered consistent with federal guidelines and can be used to leverage other development funds in partnership with affordable housing developers<sup>7</sup>. The City also makes use of the State administered SB 2 and LEAP planning grants which fund and provide technical assistance to jurisdictions in the process of preparing programs which facilitate housing production.

## 1.6.1 Community Development Block Grant (CDBG)

The CDBG Program is administered by HUD. Through this program, the federal government provides funding to jurisdictions to undertake community development and housing projects.

Projects proposed by the jurisdictions must meet the objectives and eligibility criteria of CDBG legislation. The primary CDBG objective is the development of viable urban communities, including decent housing, a suitable living environment, and expanded economic opportunity, principally for persons of low-and moderate income. Each activity must meet one of the three following national objectives:

- Benefit to low-and moderate income families;
- Aid in the prevention of elimination of slums or blight; or
- Meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community.

Hayward uses CDBG funds to stabilize neighborhoods and preserve and upgrade the existing housing stock. In 2021, the City was awarded \$2.1 million in CARES Act Community Development Block Grant (CDBG) supplemental funding which was used to support programmatic work in response to the COVID-19 crisis. Much of this programmatic work supported the city's most vulnerable communities, which included Rent Relief Grants and shelter services for unhoused residents.

## 1.6.2 Home Investment Partnership Program (HOME)

The HOME program provides federal funds for the development and rehabilitation of affordable rental and ownership housing for households with incomes not exceeding 80 percent of area median income. The program gives local governments the flexibility to fund a wide range of affordable housing activities through housing partnerships with private industry and non-profit organizations. HOME funds can be used for activities that promote affordable rental housing and homeownership by low-income households, including:

- Building acquisition
- New construction and reconstruction

<sup>&</sup>lt;sup>7</sup> City of Hayward. 2021. Preliminary Budget.

- Moderate or substantial rehabilitation
- Homebuyer assistance
- Rental assistance
- Security deposit assistance

The City participates in the Alameda County HOME Consortium. Alameda County receives an annual formula allocation of HOME funds that can be used to promote affordable housing in the County through activities such as homeowner rehabilitation, homebuyer activities, rental housing development, and tenant-based rental assistance.<sup>8</sup> Hayward allocated approximately \$482,000 in HOME funds in 2021.<sup>9</sup>

## 1.6.3 Senate Bill 2 Planning Grant

The Senate Bill 2 Planning Grants provide funding and technical assistance to all local governments in California to help cities and counties prepare, adopt, and implement plans and process improvements that streamline housing approvals and accelerate housing production. Funding supports cities and counties in accelerating housing production, streamlining the approval of housing development, facilitate housing affordability, promote development consistent with the State Planning Priorities (Government Code Section 65041.1), and ensure geographic equity in the distribution and expenditure of the funds. The City will be using the funds to complete three projects:

- Creating an overlay zoning district with CEQA review to up zone properties currently zoned for single family and create objective design and development standards to maximize unit potential and allow for a variety of housing types.
- Develop Objective Design Standards to allow for streamlining for compliant projects.
- Update the City's density bonus with CEQA clearance to allow for tiering. The City will explore
  ways to provide additional density bonus beyond state law requirements

## 1.6.4 Local Early Action Planning Grant

The Local Action Planning Grants (LEAP) provides over-the-counter grants complemented with technical assistance to local governments for the preparation and adoption of planning documents, and process improvements that accelerate housing production facilitate compliance to implement the sixth-cycle Regional Housing Needs Assessment. The City of Hayward is utilizing the LEAP funding for the following actions:

- Prepare and adopt General Plan Updates (including the sixth cycle Housing Element update, Environmental Justice Element and Safety Element);
- Develop innovative programs and policies that will be embedded within the updated Housing Element to fund housing development, ownership, and rental opportunities for all income levels and to provide housing-related services and programs for all segments of the population.
- Development an Accessory Dwelling Unit program that analyzes impediments to development of ADUs in Hayward and provide services and strategies to address those impediments.

<sup>&</sup>lt;sup>8</sup> Alameda County Department of Housing and Community Development. 2021. HOME Program.

https://www.acgov.org/cda/hcd/rhd/homefunding.htm.

<sup>&</sup>lt;sup>9</sup> City of Hayward. 2022. Adopted Budget. https://hayward-ca.gov/sites/default/files/documents/FY-2022-Adopted-Operating-Budget.pdf

## 1.6.5 Local Funding Sources

The City of Hayward implements programs related to housing using a variety of local funding sources. The following funds were included in the Adopted Budget Fiscal Year 2022<sup>10</sup>:

- Housing Authority Fund
- Affordable Housing Monitoring Funds
- Inclusionary Housing Fund
- Rental Housing Program Fund
- General Fund

# 1.7 Administrative Resources

This section describes administrative resources available to Hayward. These include building, code enforcement, housing programs, and partnerships with nonprofit organizations that help Hayward achieve the goals and objectives laid out in this Housing Element.

## 1.7.1 City of Hayward Planning Division

The Planning Division of the Development Services Department provides and coordinates development information and services to the public. Specifically, the Planning Division provides staff support to the City Council and Planning Commission in formulating and administering plans, programs, design guidelines and legislation for guiding the city's development in a manner consistent with the community's social, economic, and environmental goals.

The Planning Division is tasked with ensuring that land uses and new development in Hayward comply with City codes, the General Plan, City Council and Planning Commission policies, and California law. Approval of projects through the planning process is required before the City issues grading or building permits. Advanced planning programs provided by the division include a comprehensive General Plan update (including periodic update of the Housing Element), preparing and amending specific plans and design guidelines, and conducting special land use studies as directed by the City Council.

## 1.7.2 County of Alameda

The Housing Authority of the County of Alameda (HACA) operates several programs funded by the U.S. Department of Housing and Urban Development (HUD) that provide rental housing or rental assistance for low-income families, the elderly, people with disabilities, and others, in much of Alameda County. The programs include<sup>11</sup>:

- Section 8 Housing Voucher Program
- The Project-Based Moderate Rehabilitation Programs
- Section 8 Helping Veterans Achieve Housing Stability The Veterans Affairs Supportive Housing (VASH) Voucher Program
- Mainstream Voucher Program
- Family Obligations

<sup>&</sup>lt;sup>10</sup> Adopted Budget Fiscal Year 2022, https://www.hayward-ca.gov/sites/default/files/documents/FY-2022-Adopted-Operating-Budget.pdf <sup>11</sup> Housing Authority of Alameda County, https://www.haca.net/housing-programs/

## 1.7.3 Affordable Housing Providers

Affordable housing providers are a critical resource for accomplishing the goals and objectives of this Housing Element. This can be accomplished through private/public partnerships. Since 1997, the City of Hayward, the Former Hayward Redevelopment Agency and the Hayward Housing Authority has been successful in supporting the development 18 affordable housing project through private/public partnerships which provide 1278 units of affordable housing to low and very low-income households.<sup>12</sup> In 2018, the City Issued a Notice of Funding Availability and awarded development subsidy loans to three non-profit affordable housing development projects that will add an additional 258 units of affordable housing. Table C-10 details active affordable housing providers active and the associated affordable housing developments in Hayward.

Organization	Development Name	Address	Туре
Eden Housing Management Inc	Altamira	28901 & 28937 Mission Boulevard Hayward California, 94544	Multifamily
	Cypress Glen	25100 Cypress Avenue Hayward, CA 94544	
	EC Magnolia Court	22880 Watkins Street, Hayward, CA 94541	
	Glen Berry	625 Berry Avenue, Hayward, CA 94544	
	Glen Eden	561 A Street, Hayward, CA 94541	
	Harris Court Apts	742 and 734 - 751 Harris Court, Hayward, CA 94544	
	Hayward Senior	568 C Street Hayward California, 94541	Senior
	Huntwood Commons	27901 Huntwood Avenue, Hayward, CA, 94545	Multifamily
	Josephine Lum Lodge	2747 Oliver Drive, Hayward, CA 94545	
	Leidig Court	27751 Leidig Court, Hayward, CA, 94541	Multifamily
	Sparks Way Commons	2750 Sparks Way Hayward, CA 94541	Multifamily
	Villa Springs Apartments	22328-22330 South Garden Avenue Hayward, CA 94541	Multifamily
	Walker Landing	1433 North Lane Hayward, CA 94545	Multifamily
	Tennyson Gardens/Faith Manor	973 West Tennyson Road, Hayward, CA, 94545	Multifamily
	Sara Conner Court	32540 Pulaski Drive, Hayward, CA, 94545	Multifamily

### Table C-10 Affordable Housing Providers in Hayward

<sup>&</sup>lt;sup>12</sup> Affordable Rental Housing in Alameda County, HCD. 2021. https://www.hcd.ca.gov/about/contact/affordable-housing-rental-directory/docs/alameda.pdf

Organization	Development Name	Address	Туре							
Volunteers of America National Services	Lord Tennyson	2181 W. Tennyson Road Hayward California, 94545								
	Park Manor Apartments	24200 Silva Avenue Hayward California, 94544								
Hayward Pacifica Associates, LP	The Majestic	959 Torrano Avenue Hayward California, 94542								
FESCO	Banyan House	21568 Banyan St, Hayward, CA 94541	Transitional Housing							
	Les Marquis Emergency Shelter	22671 3rd St, Hayward, CA 94541	Emergency Shelter							

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### Table A Housing Element Sites Inventory

Jurisdiction Name	Site Address/ Intersection	5 Digit ZIP Code	Assessor's Parcel Number	Consolidated Sites	General Plan Designation (Current)	Zoning Designation (Current)	Minimum Density Allowed (units/acre)	Max Density Allowed (units/acre)	Parcel Size (Acres)	Existing Use/Vacancy	Infrastructure	Publicly- Owned	Site Status	Identified in Last/Last Two Planning Cycle(s)	Lower Income Capacity	Moderate Income Capacity	Above Moderate Income Capacity	Total Capacity	Improvement to Land Value Ratio	
HAYWARD	22765 GRAND ST	94541	431-0040- 026-00		CC-ROC	UN	40	110	0.23	Commercial repair garage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant			18	18	0.00	N/A
HAYWARD	507 C ST	94541	431-0040- 017-00		CC-HDR	UN	40	110	0.20	Industrial	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant			16	16	0.34	1945
HAYWARD	548 CLAIRE ST	94541	431-0040- 029-00		CC-ROC	UN	40	110	0.62	Industrial Light/ Manufacturing	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant	51			51	2.39	N/A
HAYWARD	529 C ST	94541	431-0040- 020-02		CC-ROC	UN	40	110	0.58	Warehouse	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant			47	47	0.79	1954
HAYWARD	22756 ALICE ST	94541	431-0040- 031-00		CC-HDR	UN	40	110	0.24	Commercial repair garage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		19		19	0.79	1955
HAYWARD	548 CLAIRE ST	94541	431-0040- 028-00		CC-ROC	UN	40	110	0.42	Warehouse	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		34		34	0.12	N/A
HAYWARD	577 C ST	94541	431-0040- 023-00		CC-ROC	UN	40	110	0.41	Warehouse	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		33		33	0.06	1940
HAYWARD	597 C ST	94541	431-0040- 024-02		CC-ROC	UN	40	110	0.33	Veterinarian Office	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		27		27	2.33	1955
HAYWARD	575 C ST	94541	431-0040- 022-00		CC-ROC	UN	40	110	1.07	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		88		88	0.74	N/A
HAYWARD	22765 GRAND ST	94541	431-0040- 027-00		CC-ROC	UN	40	110	0.30	Commercial repair garage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		24		24	0.52	N/A
HAYWARD	541 C ST	94541	431-0040- 021-01		CC-ROC	UN	40	110	0.27	Commercial towing company	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		22		22	1.29	N/A
HAYWARD	22740 ALICE ST	94541	431-0040- 032-00		CC-ROC	UN	40	110	0.40	Industrial Light/Manufactu ring	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		33		33	1.50	1963
HAYWARD	516 CLAIRE ST	94541	431-0040- 030-00		CC-ROC	UN	40	110	0.29	Commercial repair garage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		23		23	1.06	1947

Jurisdiction Name	Site Address/ Intersection	5 Digit ZIP Code	Assessor's Parcel Number	Consolidated Sites	General Plan Designation (Current)	Zoning Designation (Current)	Minimum Density Allowed (units/acre)	Max Density Allowed (units/acre)	Parcel Size (Acres)	Existing Use/Vacancy	Infrastructure	Publicly- Owned	Site Status	Identified in Last/Last Two Planning Cycle(s)	Lower Income Capacity	Moderate Income Capacity	Above Moderate Income Capacity	Total Capacity	Improvement to Land Value Ratio	
HAYWARD	22722 ALICE ST	94541	431-0040- 033-00		CC-ROC	UN	40	110	0.33	Commercial repair garage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		27		27	0.23	1968
HAYWARD	25375 MISSION BLVD	94544	444-0060- 012-02		SMU	MB-CN	17.5	35	1.86	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant		48		48	0.02	1965
HAYWARD	28824 MISSION BLVD	94544	078C- 0461-006- 04		SMU	MB-CC	40	100	1.33	Vacant	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant	99			99	0.00	N/A
HAYWARD	FLETCHER LN	94544	445-0001- 004-13		SMU	MB-CN	17.5	35	1.70	Auto-Storage	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant	44			44	0.02	N/A
HAYWARD	29459 MISSION BLVD	94544	078C- 0438-011- 02		SMU	MB-CC	35	55	1.34	Surface parking	YES - Current	NO - Privately- Owned	Available	Used in Prior Housing Element - Non-Vacant	55			55	0.00	N/A
HAYWARD	OVERLOOK AVE	94542	445-0180- 001-00		SMU	SMU	25	55	10.00	Vacant	YES - Current	YES - City- Owned	Available	Used in Two Consecutive Prior Housing Elements - Vacant		102	310	412	0.00	N/A
HAYWARD	1026 C ST	94541	428-0066- 038-01		CC-ROC	DT-MS	40	110	0.20	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element			16	16	0.00	N/A
HAYWARD	1026 C ST	94541	428-0066- 037-00		CC-ROC	DT-MS	40	110	0.45	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element			37	37	0.00	N/A
HAYWARD	22696 MAIN ST	94541	428-0066- 038-02		CC-ROC	DT-MS	40	110	0.14	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element			11	11	0.00	N/A
HAYWARD	22300 FOOTHILL BLVD	94541	415-0250- 112-00		CC-ROC	UC	40	110	1.40	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element			115	115	0.00	1968
HAYWARD	MISSION BLVD	94541	428-0056- 066-00		CC-ROC	DT-MS	40	110	0.98	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element			80	80	0.00	N/A
HAYWARD	24874 MISSION BLVD	94544	445-0150- 058-04		SMU	MB-CN	17.4	55	1.82	Vacant commercial land	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			75	75	0.00	N/A
HAYWARD	27143 MISSION BLVD	94544	452-0056- 005-00		SMU	MB-CN	17.4	55	1.22	Single-tenant Retail Store	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			50	50	0.88	1961

Jurisdiction Name	Site Address/ Intersection	5 Digit ZIP Code	Assessor's Parcel Number	Consolidated Sites	General Plan Designation (Current)	Zoning Designation (Current)	Minimum Density Allowed (units/acre)	Max Density Allowed (units/acre)	Parcel Size (Acres)	Existing Use/Vacancy	Infrastructure	Publicly- Owned	Site Status	Identified in Last/Last Two Planning Cycle(s)	Lower Income Capacity	Moderate Income Capacity	Above Moderate Income Capacity	Total Capacity	Improvement to Land Value Ratio	Year Built
HAYWARD	28534 MISSION BLVD	94544	078C- 0626-003- 12		SMU	MB-CC	40	100	0.47	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element	35			35	0.20	N/A
HAYWARD	28546 MISSION BLVD	94544	078C- 0626-003- 23		SMU	MB-CC	40	100	0.21	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			16	16	0.04	N/A
HAYWARD	28564 MISSION BLVD	94544	078C- 0626-003- 26		SMU	MB-CC	40	100	0.92	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element	69			69	0.10	1961
HAYWARD	28700 MISSION BLVD	94544	078C- 0461-004- 00		SMU	MB-CC	40	100	0.89	Single-tenant Retail Store	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			66	66	1.03	1973
HAYWARD	28722 MISSION BLVD	94544	078C- 0461-005- 00		SMU	MB-CC	40	100	0.87	Single-tenant Retail Store	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			65	65	0.67	1970
HAYWARD	FOOTHILL BLVD	94541	415-0250- 111-02		CC-ROC	UC	40	110	2.14	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	176			176	0.00	N/A
HAYWARD	24732 MISSION BLVD	94544	445-0150- 059-02		SMU	MB-CN	17.4	55	5.12	Warehouse-Self Storage	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			211	211	0.92	1979
HAYWARD	1045 C ST	94541	428-0066- 055-01		CC-ROC	DT-MS	40	110	0.51	Single-tenant Retail Store	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element			41	41	0.41	1947
HAYWARD	C ST	94541	427-0011- 020-00		CC-ROC	DT-MS	40	110	0.89	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	73			73	0.00	N/A
HAYWARD	A ST	94541	415-0240- 038-00		CC-ROC	UN	40	110	0.95	Public Owned Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element		78		78	0.00	N/A
HAYWARD	C ST	94541	431-0044- 035-04		CC-ROC	UC	40	110	1.76	Surface Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	145			145	0.00	N/A
HAYWARD	DIXON ST	94544	078C- 0441-001- 29		SMU	PD	75	100	5.86	Surface Parking	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	439			439	0.00	N/A
HAYWARD	FOOTHILL BLVD	94541	415-025- 0113-00		CC-ROC	UC	40	110	2.28	Public Agency - Parking Garage	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	188			188	0.00	N/A

Jurisdiction Name	Site Address/ Intersection	5 Digit ZIP Code	Assessor's Parcel Number	Consolidated Sites	General Plan Designation (Current)	Zoning Designation (Current)	Minimum Density Allowed (units/acre)	Max Density Allowed (units/acre)	Parcel Size (Acres)	Existing Use/Vacancy	Infrastructure	Publicly- Owned	Site Status	Identified in Last/Last Two Planning Cycle(s)	Lower Income Capacity	Moderate Income Capacity	Above Moderate Income Capacity	Total Capacity	Improvement to Land Value Ratio	Year Built
HAYWARD	966 B ST	94542	428-0056- 057-00		CC-ROC	DT-MS	40	110	0.17	Vacant	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element		14		14	0.00	N/A
HAYWARD	685 A ST	94542	428-0046- 053-00		CC-ROC	UC	40	110	0.08	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element		6		6	0.00	N/A
HAYWARD	685 A ST	94543	428-0046- 054-00		CC-ROC	UC	40	110	0.08	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element		6		6	0.00	N/A
HAYWARD	685 A ST	94541	428-0046- 052-02		CC-ROC	UC	40	110	1.92	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element	158			158	0.00	N/A
HAYWARD	25000 MISSION BLVD	94544	4450200- 012-04		SMU	MB-CN	17.4	35	4.92	Vacant	YES - Current	YES - City- Owned	Available	Not Used in Prior Housing Element		98		98	0.00	N/A
HAYWARD	25715 MISSION BLVD	94544	444-0078- 005-05		SMU	MB-NN	17.4	65	2.85	Automobile dealership - Vacant	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element		138		138	0.01	1984
HAYWARD	28900 MISSION BLVD	94544	078C- 0461-009- 01		SMU	MB-CC	40	100	1.56	Automobile dealership	YES - Current	NO - Privately- Owned	Available	Not Used in Prior Housing Element		116		116	0.29	N/A

### Table C Land Use

Zoning Designation from Table A, Column G and Table B, Columns L and N (e.g., "R-1")	General Land Uses Allowed (e.g., "Low-Density Residential")
MB-CN	Medium Density Residential/Mixed-Use
MB-CC	High Density Residential/Mixed-Use
MB-NN	Medium High Density Residential/Mixed-Use
DT-MS	High Density Residential/Mixed-Use
PD	Planned Development
SMU	High Density Residential/Mixed-Use
UN	Medium High Density Residential/Mixed-Use
UC	Very High Density Residential/Mixed-Use

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# 6 Housing Plan

The Housing Plan identifies the City of Hayward's housing goals, policies, and programs. The overall strategy is to present a balanced and diverse array of programs which address the main issue areas of construction, preservation of affordable housing, conservation of naturally occurring affordable housing, rehabilitation, and administration. Hayward's Housing Plan includes the six following themes:

- 1. Preserving, Conserving, and Improving Existing Housing
- 2. Assisting in the Development of Affordable Housing
- 3. Providing Adequate Housing Sites
- 4. Removing Constraints on Housing Development
- 5. Housing for Persons with Special Needs
- 6. Equal Housing Opportunities for All Persons

The Housing Plan seeks to address community needs as identified in Appendix B, *Housing Needs Assessment*, governmental constraints as identified in Appendix D, *Housing Constraints*, and patterns of segregation and barriers that restrict access to opportunity for protected classes as identified in Appendix F, *Fair Housing Assessment*. Programs from the 2023-2031 Housing Element have been carried forward where applicable, as identified in Appendix E, *Review of Past Accomplishments*. The Housing Plan aligns with the work that the City has already completed and is planning as provided in the City's Strategic Roadmap and other related plans for the coming years.

# 6.1 Goals Policies, and Programs

The goals and policies contained in the Housing Element address the identified housing needs in Hayward and are implemented through a series of housing programs. Housing programs define the actions the City will take to achieve specific goals and policies. Housing programs include programs currently in operation as well as new programs that address identified housing constraints and fair housing issues. This section provides a housing program description as well as qualitative and quantitative objectives for each program.

# 6.1.1 Preserving, Conserving, Improving, Existing Housing Stock

Preserving, conserving and improving the housing stock helps maintain investment in the community and promotes affordable housing. A survey administered by the City indicated that 55 percent of survey participants rated the condition of their residents as "excellent" while 45 percent or participants had housing problems that would require minor to major rehabilitation. As described in Appendix F, *Fair Housing Assessment Section 8.1, Housing Problems,* most of the housing stock in Hayward is more than 30 years old. Typically, housing over 30 years old is more likely to have rehabilitation needs that may include new plumbing, roof repairs, foundation work, and other repairs. Some older housing units may have health risks such as lead paint and asbestos. Further, housing problems in Hayward disproportionately impact households of color. Preventing these problems from occurring and addressing them when they do occur protects the safety and welfare of residents and assists in meeting housing needs throughout Hayward, particularly the most vulnerable residents. The City will focus its efforts on rehabilitation, code enforcement, rental

housing inspection, preserving existing affordable units, and implementing anti-displacement policies and programs to take a proactive approach to preserving, conserving and improving the current housing stock. An important part of preserving the existing affordable housing stock is ensuring that subsidized affordable housing units maintain their affordability and do not convert to market-rate units. Policies in this section focus on improving the existing housing stock and assisting in the preservation of affordable housing.

# Goal H-1: Maintain and enhance the existing housing opportunities, viable housing stock and neighborhoods within Hayward.

## Policies

- **H-1.1:** Code Enforcement: The City shall enforce adopted code requirements that set forth the acceptable health and safety standards for the occupancy of housing units.
- H-1.2: Preserve Affordable Single-Family Housing: The City shall preserve the existing singlefamily housing stock occupied by lower-income households by rehabilitating singlefamily, owner-occupied conventional and mobile homes.
- H-1.3: Residential Rehabilitation: The City shall administer residential rehabilitation programs that assist lower-income households to ensure the safety and habitability of housing units and the quality of residential neighborhoods.
- H-1.4: Preserve At-Risk Units and Naturally Occurring Affordable Housing: The City shall avoid the loss of publicly assisted and unassisted ("naturally occurring") affordable housing units and the resulting displacement of low-income residents by providing funds, as available, to nonprofit developers to be used for the acquisition of subsidized housing developments at risk of converting to market rate units.
- H-1.5: Funding for Accessibility Retrofits: The City shall provide funding to homeowners for home retrofits that improve accessibility.

# Program H-1: Minor Home Repair Program

The Minor Home Repair Program provides rehabilitation grants up to \$10,000 to qualified lowerincome households, including elderly and/or disabled homeowners, to make minor home repairs to address health and safety problems, correct code deficiencies, and improve the exterior appearance of homes. Priority will be given to work that corrects health and safety issues, and to accessibility modifications for people who have disabilities.

Actions	Objective and Timeframe
Action 1.1: Provide housing rehabilitation assistance to lower-income, elderly, and/or disabled households.	Annually assist ten households with larger repairs and 40 households with smaller repairs.
Action 1.2: Continue existing partnerships with nonprofit housing rehabilitation agency Rebuilding Together Oakland/East Bay and Habitat for Humanity East Bay/Silicon Valley to provide property rehabilitation assistance to targeted Hayward homeowners.	Ongoing.
Action 1.3: Disseminate information regarding rehabilitation standards, preventative maintenance, and energy conservation measures to eligible homeowners.	Maintain current information on the City's website and disseminate to at least 100 qualified homeowners annually.
Implements the Following Policies	H-1.2, H-1.5, H-1.3, H-2.5
Responsible Agency	City Manager's Office
Funding Sources	CDBG

## Program H-2: Residential Rental Inspection Program

The Residential Rental Inspection Program safeguards the stock of safe, sanitary rental units within the city and protects persons entering or residing in rental units through systematic inspection of rental housing throughout the city. The program focuses attention on rental housing in higherdensity areas with priority given to units displaying signs of substandard conditions. Properties outside higher-density areas are routinely monitored for indicators of substandard conditions unless they are the subject of a complaint and prioritized for inspection. All rental units are subject to inspection. The program has a goal of inspecting units once every five years. In addition to an annual per-unit fee, fees are charged for every unit in which a violation is found. Penalties are also assessed for lack of timely correction of violations.

Actions	Objective and Timeframe
Action 2.1: Systematically inspect rental units throughout the city to safeguard the stock of safe, sanitary rental units within the city and protect persons entering or residing in rental units.	Annually inspect 250 single-family homes and 750 multi-family units. Focus attention on rental housing in higher density areas with the goal of inspecting these units every three to four years.
Action 2.2: Amend the Hayward Municipal Code (HMC) to comply with Section 17970.5 of the California Health and Safety Code requiring that upon a rental tenant complaint, the respective landlord a) conducts a mandatory inspection and b) specifies specific actions that can be taken to mitigate any hazards present.	Amend the HMC by January 2025.
Action 2.3: Disseminate information to residents about the mandatory rental inspections and up to-date information on the City's adopted laws and regulations specific to housing.	Maintain current information on the City's website and disseminate to at least 100 qualified homeowners annually.
Action 2.4: Provide annual trainings during the planning period to improve capacity of Code Enforcement staff to work with diverse communities, in a culturally competent manner with a focus on problem solving and with connections to social and economic support services.	Begin providing annual trainings to staff by 2024.
Implements the Following Policies	H-1.1, H-1.2, H-1.3
Responsible Agency	Development Services
Funding Sources	General Funds

# Program H-3: Preservation of At-Risk Affordable Housing

This program is intended to support the preservation or acquisition of restricted affordable units and unrestricted affordable units that could potentially convert to market-rate units during the planning period. The City will monitor all units and assist property owners in maintaining the affordability of these units and assist tenants if preservation is unsuccessful.

Actions	Objective and Timeframe
Action 3.1: Monitor the status of the five projects and 295 units at risk of conversion to market-rate units during the planning period and seek to preserve these affordable units for extremely low-income households and very low-income households. The five projects include:	Annually.
<ul> <li>Hayward Villa</li> </ul>	
<ul> <li>Josephine Lum Lodge</li> </ul>	
Sycamore Square	

Actions	Objective and Timeframe
<ul> <li>Wittenberg Manor II</li> </ul>	
Weireb Place	
Action 3.2. Reach out to property owner to inquire about their plans for the property with the expiring regulatory controls and assess the risk of loss of affordable housing units.	Send correspondence to property owner three years prior to termination of regulatory controls. Objective is to ascertain risk of loss of affordable units and identify if the City as resources to preserve the units.
Action 3.3: Inform property owners of their obligation to comply with noticing requirements stipulated under state law to ensure that qualified non-profit entities from the State's qualified entities list are informed of the opportunity to acquire the affordable property and that tenants are informed about their rights and potential resources. If the property was built before July 1, 1979, inform property owner that rent increase limits stipulated in the City's Residential Rent Stabilization Ordinance will apply post conversion to market rate.	Send notice to property owner three years prior to potential project conversion. Provide follow-up with contacts one year and six months prior to conversion if property owner fails to comply. Objective is to ensure qualified non-profit entities are notified of acquisition opportunities and to ensure tenants are aware of the impending changes.
Action 3.4: Contingent of funding availability, in the event that a property is scheduled for conversion, contact property owner regarding funding availability. If the property owner intends to sell the property encourage sale to a qualified non-profit entity.	Inform property owner three years prior to potential project conversion whether funding is available to preserve the affordability restrictions. The objective is to incentivize the sale to a qualified non-profit entity.
Action 3.5: Include naturally affordable housing at risk of conversion to higher rates as an eligible project type for funding under the City's Notice Of Funding Availability (NOFA) to preserve these units through long-term affordability covenants as a condition of funding.	Subject to availability of Inclusionary Housing Trust funds, issue NOFA at least once during compliance period and establish an affordable housing development pipeline inclusive of project that convert market rate housing to affordable housing.
Action 3.6: Support qualified affordable housing developers that acquire and convert naturally occurring affordable housing to restricted affordable housing meet state or federal funding application requirements that subject to City review or support. The City may choose not to support projects that pose a high risk of displacement of existing tenants.	On a case-by-case basis.
Action 3.7: As necessary, provide technical assistance to tenants to access other affordable housing resources.	Ongoing on a case-by-case basis.
Implements the Following Policies	H-1.4, H-6.4
Responsible Agency	Development Services, City Manager
Funding Sources	HOME, Inclusionary Housing In-Lieu Fees, Housing Choice Vouchers, and other federal and state housing funds

# 6.1.2 Assisting in the Development of Affordable Housing

Providing affordable housing is essential for a healthy community. Seeking funding from varied sources increases the opportunities for the development of affordable housing units. The City works with both non-profit and for-profit developers in the production of affordable for-sale and rental housing. Recognizing a variety of housing needs, the City supports the development of affordable housing opportunities ranging from creation of rental housing that meets the needs of extremely low, very low, and low income households to creation of ownership housing for lower and moderate income households to improve housing stability, help instill a pride of ownership, and increase wealth building opportunities.

Goal H-2: Assist in the provision of housing that meets the needs of all socioeconomic segments of the community.

#### Policies

- **H-2.1:** Homeownership Housing: The City shall encourage the development of ownership housing and assist tenants to become homeowners to increase owner occupancy rate within the parameters of federal and state housing laws.
- H-2.2: Provide Incentives for Affordable Housing: The City shall promote the use of density bonuses and waive or reduce park, transportation and other impact fees to facilitate the development of new housing for extremely low-, very low-, and low-income households.
- **H-2.3: Inclusionary Housing:** The City shall enforce the Inclusionary Housing Ordinance to ensure that a certain percentage of new residential units will be made affordable to lower- and moderate-income households or to ensure the payment of affordable housing in-lieu fees to subsidize the development of affordable housing.
- H-2.4: Integration of Affordable Housing: The City shall encourage a mix of affordability levels in residential projects and encourage the dispersal of such units to achieve greater integration of affordable housing throughout the community.
- H-2.5: Partnership with Affordable Housing Developers: The City shall maintain a funding process to award affordable housing in-lieu fees to affordable housing builders to support the development of affordable housing
- **H-2.6:** Financial Assistance: The City shall identify new funding sources and strategies to support affordable housing.

## Program H-4: Affordable Housing Development Assistance

The City of Hayward is committed to increasing the supply of affordable housing. The City will prioritize households at the extremely low-income level and seek new funding opportunities and partnerships to greater improve housing conditions amongst the vulnerable and lower-income communities.

Actions	Objective and Timeframe
Action 4.1: Partner with qualified housing developers to identify affordable housing development opportunities with emphasis on promoting housing choices that serve the needs of special needs populations, including seniors, homeless, female-headed households, large families, low- income, and/or persons with disabilities.	Subject to availability of Inclusionary Housing Trust funds, issue NOFA at least once during compliance period and establish and affordable housing development pipeline of at least three affordable housing projects.
Action 4.2: Monitor availability of State and federal funding and support developers with their applications for state and other local development incentives and funding programs that provide financial assistance to develop affordable housing for special needs populations.	Annually, review proposed development budgets and schedules for City funded affordable housing projects to identify the need for City support with funding applications. Upon request, provide support for non-city funded affordable housing development project.
Action 4.3: Subject to funding availability, provide development subsidy for at least three affordable housing developments. Prioritize subsidy for financing for rental housing units affordable to lower-income households and households with special needs and projects that promote the City's goals relating to transit-oriented development and	Assist in the development of at least 200 lower income units over the eight-year planning period.

Actions	Objective and Timeframe
jobs/ housing balance.	
Action 4.4: Use state, federal, and local In-Lieu Fees to reimburse the cost of land for the development of extremely low-, very low-, low-, and moderate-income housing.	Any development subsidy awarded to affordable housing developers can be applied to acquisition costs at the time the project closes all project funding
Action 4.5: Subsidize the development of affordable housing through disposition of City-owned land where feasible and provision of development subsidy when available.	Support at least two affordable housing developments on City owned land during the planning period.
Implements the Following Policies	H-2.4, H-2.5, H-2.6, H-3.10
Responsible Agency	Development Services, City Manager
Funding Sources	State and federal funds, local funds (In-Lieu Fees, General Fund)

# Program H-5: Density Bonus

Consistent with State law (Government Code Sections 65915 through 65918), the City offers residential density bonuses as a means of encouraging affordable housing development. In exchange for setting aside a portion of the development as units affordable to lower- and moderate-income households, developing senior or student housing or installing on-site childcare, the City shall grant a density bonus over the otherwise allowed maximum density, a reduction in parking standards, up to four regulatory incentives or concessions and unlimited waivers to development standards. These units must remain affordable for a period of no less than 55 years and each project must enter into an agreement with the City to be monitored by the Housing Services Division for compliance.

The density bonus increases with the proportion of affordable units set aside and the depth of affordability. For market-rate projects, the maximum density bonus a developer can receive currently is 50 percent when a project provides 15 percent of the units for very low-income households, 24 percent for low-income households, or 44 percent for moderate-income households. 100 percent affordable housing projects can receive up to 80 percent increase in density or unlimited density when the project is within ½ mile of major transit. Incentives and regulatory concessions may include, but are not limited to, fee waivers, reduction or waiver of development standards, in-kind infrastructure improvements, an additional density bonus above the requirement, mixed-use development where it normally wouldn't be permitted, or other financial or regulatory incentives or concessions.

Actions	Objective and Timeframe
Action 5.1: Ensure that housing developers are informed about the City's density bonus program during pre-development conferences, inquiries, and at application and highlight the additional development potential available.	Ongoing on a case-by-case basis.
Action 5.2: Update the Density Bonus Ordinance to bring it into compliance with State Law and remove the requirement for Planning Commission approval of Density Bonus applications. Through the update process.	Adopt updated Density Bonus Ordinance by June 2023.
Action 5.3: As part of Density Bonus Ordinance update, discuss incentives and concessions with qualified housing developers to determine if increasing density bonus for market-rate projects beyond state law is appropriate for Hayward.	Meet with four qualified housing developers annually. Adopt updated Density Bonus Ordinance by June 2023.

Actions	Objective and Timeframe
Action 5.4: Provide technical assistance to developers on how to use the Density Bonus incentives.	Maintain current information on the City's website and publish informational bulletin by September 2023.
Implements the Following Policies	H-2.2, H-2.4, H-3.1
Responsible Agency	Development Services
Funding Sources	General Fund

# Program H-6: Inclusionary Housing

Inclusionary housing regulations help increase the availability of affordable housing stock in the city. Hayward's Inclusionary Housing program requires that a certain percentage of new residential developments units be made affordable to very low-, low- and moderate-income households, depending on whether the project is intended as ownership or rental housing. Having these programs for inclusionary requirements in place proactively as new markets for investment emerge through the city can serve as a program to mitigate displacement and meet the needs of vulnerable populations. The inclusionary housing ordinance specifies the following:

#### Affordable Rental Units

A total of six percent of the units must be affordable at the following income levels:

- 50 percent of affordable units restricted at very low-income.
- 50 percent of affordable units at low-income.

#### Affordable Ownership Units

Ten percent of the units must be made affordable to moderate-income households.

Developers may also pay an affordable housing in-lieu fee as an alternative to providing affordable units. These fees are placed in the City's Affordable Housing Trust Fund and are used to fund affordable housing development.

Actions	Objective and Timeframe
Action 6.1: Complete a new feasibility study to determine the appropriate on-site affordable housing requirements and fees for rent and ownership of residential units that appropriately reflect market conditions.	Complete feasibility study by June 2023.
Action 6.2: Based on the findings of the feasibility study, modify the ordinance as necessary to maximize production of affordable units without adversely affecting market-rate development.	Modify the ordinance by January 2024.
Action 6.3: Following the adoption of the modifications to the Affordable Housing Ordinance, monitor the effectiveness of the current Inclusionary Housing Program to determine if modifications would be necessary. Conduct a subsequent feasibility study if monitoring results in findings that ordinance may not be maximize production of affordable units or may be adversely affecting market- rate development.	Assess program by January 2027
Implements the Following Policies	H-2.3, H-2.4
Responsible Agency	Development Services, City Manager.
Funding Sources	General Fund; In-Lieu Fees

# Program H-7: Housing Choice Vouchers

The Housing Choice Voucher (HCV) Program is the federal government's major program for assisting very low-income families, the elderly, and the disabled to afford decent, safe, and sanitary housing in the private market. This program is administered by the Housing Authority of the County of Alameda (HACA). Under this program, very low-income renters receive supplemental assistance for rent so they can afford standard housing without becoming rent burdened.

Since housing assistance is provided on behalf of the family or individual, participants can find their own housing, including single-family homes, townhouses, and apartments. The participant is free to choose any housing that meets the requirements of the program and is not limited to units located in subsidized housing projects. A family that is issued a voucher is responsible for finding a suitable housing unit of the family's choice where the owner agrees to rent under the program. This unit may include the family's present residence. Rental units must meet minimum standards of health and safety, as determined by HACA. A housing subsidy is paid to the landlord directly by the HACA on behalf of the participating family. The family then pays the difference between the actual rent charged by the landlord and the amount subsidized by the program.

Actions	Objective and Timeframe
Action 7.1: Cooperate with the HACA to provide tenant-based rental assistance through.	Assist approximately 1,844 households through Section 8 Vouchers during the planning period.
Action 7.2: Refer Housing Choice voucher holders to a list of properties compiled by HACA that actively participating in the Housing Choice Voucher Program throughout the housing cycle.	Ensure Hayward Housing Staff is aware of the HACA "For Rent" directory.
Action 7.3: Provide outreach and education to potential tenants and landlords/property management regarding State law that prohibits housing discrimination based on source of income, including public subsidies.	Annually conduct one workshop for tenants and one workshop in multiple languages for landlords.
Action 7.4: Disseminate information on HCV opportunities offered by HACA through the City website, newsletters, and brochures at public counters.	Publish material on the City's website by June 2023.
Action 7.5: Provide support to HACA as necessary to seek additional funding that can be used, in addition to Housing Choice Voucher funds, to provide subsidies to lower-income households to bring monthly rents in line with affordability guidelines.	Upon request by HACA.
Action 7.6: In collaboration with HACA, provide education to property owners and managers to expand awareness of the Housing Choice Voucher program in an effort to increase acceptance of tenant-based Housing Choice Vouchers and to facilitate mobility and provide choices for lower-income households throughout the city.	Annually conduct one workshop for tenants and one workshop for landlords in multiple languages.
Action 7.7: Inform HACA of affordable homeownership opportunities to provide participants of the Family Self-Sufficiency Program the opportunity to transition from renter to homeowner and begin to build assets.	Identify the appropriate contact at HACA to disseminate information to participants by June 2023. Send information about application process for affordable homeownership opportunities as they become available.
Implements the Following Policies	H-2.4, H-2.5, H-2.6
Responsible Agency	Alameda County Department of Housing and Community Development.
Funding Sources	HUD

# 6.1.3 Providing Adequate Sites

A major part of meeting the housing needs of all segments of the community is the provision of adequate sites to facilitate the development of all types, sizes, and prices of housing throughout the City. Persons and households of different ages, types, incomes, and lifestyles have a variety of housing needs and preferences that evolve over time and in response to changing life circumstances. Providing an adequate supply and diversity of housing accommodates changing housing needs of residents. The Hayward General Plan, Zoning Ordinance, and various design/concept plans establish where and what types of housing may locate in the city. To provide adequate housing and maximize use of limited land resources, new development should be constructed at appropriate densities that maximize the intended use of the land.

# Goal H-3: Provide suitable sites for housing development that can accommodate a range of housing by type, size, location, price, and tenure.

## Policies

- H-3.1: Diversity of Housing Types: The City shall continue to implement land use policies that allow for a range of residential densities and housing types, prices, ownership, and size, including low-density single family uses, moderate-density townhomes, and higher-density apartments, condominiums, transit-oriented developments, live-work units, Accessory Dwelling Units (ADUs), and units in mixed-use developments.
- **H-3.2:** Transit-Oriented Development: The City shall encourage transit-oriented developments in close proximity to BART and high frequency bus lines.
- H-3.3: Sustainable Housing Development: The City shall promote sustainable housing practices that incorporate a "whole system" approach that considers sustainable siting, design, and construction of housing that is integrated into the building site, consuming less water, improving water quality, reducing energy use and the use of other resources, and minimizing development impacts on the surrounding environment.
- H-3.4: Residential Uses Close to Services: The City shall encourage development of residential uses close to employment, recreational facilities, schools, neighborhood commercial areas, and transportation routes.
- **H-3.5:** Compatible Development of Underutilized Sites: The City shall encourage compatible residential development in areas with underutilized land.
- H-3.6: Flexible Standards and Regulations: The City shall allow flexibility within the City's standards and regulations to encourage a variety of housing types.
- H-3.7: Facilitate Lot Consolidation: The City shall facilitate lot consolidation to encourage the development of housing on infill sites.
- **H-3.8:** Adaptive Reuse: The City shall support innovative strategies for the adaptive reuse of residential, commercial, and industrial buildings to provide for a variety of housing types and residential uses.
- **H3.9:** No Net Loss Zoning: The City shall make findings related to the potential impact on the City's ability to meet its share of the regional housing need when approving discretionary entitlements to rezone residentially designated properties or develop a residential project with fewer units or at a higher income than what is assumed for the site in the Housing Element Sites Inventory, consistent with "no-net-loss" zoning requirements in Government Code Section 65863.

**H3.10:** Residential Sites Inventory: Maintain a vacant and underutilized residential sites inventory and assist residential developers in identifying land suitable for residential development.

# Program H-8: Ensure Adequate Sites to Accommodate Regional Fair Share of Housing Growth

The City was allocated a RHNA of 4,624 units for the 2023-2031 Housing Element planning period. With anticipated pipeline projects and projected ADUs, a total 2,215 units can be credited toward the City's RHNA. The remaining 2,409 RHNA units (950, 639 moderate, and 820 above moderate-income units) must be accommodated through adequate sites planning. The sites inventory capacity analysis found that existing land use designations can accommodate the RHNA on vacant and underutilized land (see Appendix C, *Housing Resources*, for more information). Future residential growth is expected to occur primarily on vacant and nonvacant parcels in the Downtown Specific Plan area and Mission Boulevard corridor and on the former Caltrans Route 238 corridor.

Actions	Objective and Timeframe
Action 8.1: Maintain an updated inventory of housing sites and actively promote sites available for lower- and moderate-income housing development to potential developers, private and non-profit organizations, and other interested persons and organizations. Post such information on the City's website and update as necessary to maintain accurate information.	Publish on the City's website by June 2023 and update annually as needed.
Action 8.2: Maintain an updated list of residential housing developments that have been submitted, approved, and denied throughout the housing cycle.	Publish by June 2023 and update annually as part of the Annual Progress Report (APR).
Action 8.3: Comply with California law regarding reporting requirements including, without limitation, annual reporting in accordance with Government Code Section 65400.	Annually as part of the APR.
Action 8.4: Provide technical assistance and information on available parcels for lower-income developments to private or non-profit housing providers. Technical assistance includes land development counseling by City planners.	Provide technical assistance at the City's Permit Center Monday through Thursday from 9 am to 1 pm. Accept electronic correspondence and respond within two to three business days.
Action 8.5: Maintain a list of publicly owned properties with potential for residential development	Publish on the City's website by June 2023.
Implements the Following Policies	H-3.5, H-3.10
Responsible Agency	Development Services
Funding Sources	General Fund

# Program H-9: No Net Loss Zoning

Government Code Section 65863, otherwise known as "No Net Loss" law, prevents the loss of existing housing and land available for future residential development by ensuring that cities and counties "identify and make available" additional adequate sites if a housing project is approved with fewer units by income category than what is identified in the Housing Element. In compliance with State law, the City will expand and improve upon the ongoing no net loss efforts to develop a procedure to track:

Unit count and income/affordability assumed on parcels included in the sites inventory

- Actual number of units achieved and income/ affordability when parcels are developed
- Net change in capacity and summary of remaining capacity in meeting remaining RHNA

Unit count and income/affordability are identified in the Sites Inventory (see Appendix C).

Action 9.1: Implement a monitoring program that evaluates the current capacity of housing sites on the Sites Inventory for all income levels throughout the duration of the planning period to ensure the City remains on track towards satisfying its RHNA target. Should an approval of development result in a shortfall of sites to accommodate the City's remaining RHNA requirements, the City will identify and, if necessary, rezone sufficient sites within 180 days to accommodate the shortfall and ensure "no net loss" in capacity to accommodate the RHNA.Create list by June 2023 and update ann as needed.Action 9.2: Maintain an administrative list of additional sites with appropriate zoning that can be added to the City's Sites Inventory if and when an analysis provided through Action 9.1 or the Annual Progress Report indicates that sufficient sites may not exist to accommodate the City's remaining RHNA, by income level, for the planning period.Create list by June 2023 and update ann as needed.Implements the Following PoliciesH-3.1, H-3.5, H-3.10	Actions	Objective and Timeframe
appropriate zoning that can be added to the City's Sites Inventory if and when an analysis provided through Action 9.1 or the Annual Progress Report indicates that sufficient sites may not exist to accommodate the City's remaining RHNA, by income level, for the planning period.	capacity of housing sites on the Sites Inventory for all income levels throughout the duration of the planning period to ensure the City remains on track towards satisfying its RHNA target. Should an approval of development result in a shortfall of sites to accommodate the City's remaining RHNA requirements, the City will identify and, if necessary, rezone sufficient sites within 180 days to accommodate the shortfall	Implement program by January 2025.
Implements the Following PoliciesH-3.1, H-3.5, H-3.10	appropriate zoning that can be added to the City's Sites Inventory if and when an analysis provided through Action 9.1 or the Annual Progress Report indicates that sufficient sites may not exist to accommodate the	Create list by June 2023 and update annually as needed.
	Implements the Following Policies	H-3.1, H-3.5, H-3.10
Responsible Agency Development Services	Responsible Agency	Development Services
Funding Sources General Fund	Funding Sources	General Fund

# Program H-10: Replacement Housing

Pursuant to AB 1397 (Adequate Sites) passed in 2017, the City will amend the Zoning Code to require the replacement of existing residential units on nonvacant RHNA sites as a condition of project approval for development. Specifically, sites that currently have residential uses, or within the past five years have had residential uses that have been vacated or demolished, that are or were subject to a recorded covenant, ordinance, or law that restricts rents to levels affordable to persons and families of low or very low income, subject to any other form of rent or price control, or occupied by low- or very low-income households, shall replace those units affordable to the same or lower income level as a condition of any development on the site. Replacement requirements shall also be consistent with those set forth in the State Density Bonus Law.

Actions	Objective and Timeframe
Action 10.1: Amend the Zoning Code to establish the replacement requirements pursuant to AB 1397.	Amend HMC by January 2025.
Implements the Following Policies	H-3.9, H-6.3
Responsible Agency	Development Services
Funding Sources	General Fund

# Program H-11: By-Right Approval for Projects with 20 Percent Affordable Units

Pursuant to AB 1397 (Adequate Sites) passed in 2017, the City will allow by-right approval process for housing development that includes 20 percent of the units as housing affordable to lower income households, on sites being used to meet the 6th cycle RHNA if the site were:

- A vacant site for RHNA identified in the previous two Housing Element cycles
- A nonvacant site for RHNA identified in the previous one Housing Element cycle

• A site rezoned for RHNA after the statutory deadline of the current Housing Element cycle

By-right approval means the jurisdiction shall not require:

- A Site Plan Review, Administrative or Conditional Use Permit
- A Planned Development District or
- Other discretionary, local-government review or approval that would constitute a "project" as defined in Section 21100 of the Public Resources Code (California Environmental Quality Act "CEQA")

The Sites Inventory includes four nonvacant opportunity sites that would be subject to by-right approval.

Actions	Objective and Timeframe
Action 11.1: Amend HMC to implement a by-right approval process pursuant to Government Code Section 65583.	Amend HMC by January 2025.
Implements the Following Policy	Н-3.9
Responsible Agency	Development Services
Funding Sources	Departmental Budget

# Program H-12: Adaptive Reuse

The City has numerous older commercial buildings that are no longer being occupied by the highest and best uses or compatible uses with its surrounding neighborhoods. The economic impacts of the COVID-19 pandemic have further accelerated the decline of these properties. The City will pursue amendments to HMC to establish alternative building regulations for the conversion of existing buildings to other uses.

Actions	Objective and Timeframe
Action 12.1: Evaluate, and if appropriate, amend the HMC to remove potential constraints for adaptive reuse, such as review/approval process and minimum parking standards.	Evaluate the HMC by June 2024 and, if necessary, revise HMC within one year.
Action 12.2: Promote adaptive reuse to property owners and interested developers through public outreach.	Publish material on the City's website by June 2023.
Implements the Following Policy	H-3.8
Responsible Agency	Development Services
Funding Sources	Departmental Budget

# Program H-13: Variety of Housing Types

Government Code Sections 65583 and 65583.2 require the housing element to provide for a variety of housing types including multifamily rental housing, factory-built housing, mobile homes, housing for agricultural employees, supportive housing, single-room occupancy units, emergency shelters, and transitional housing. Providing development opportunities for a variety of housing types promotes diversity in housing price, style, and size, and contributes to neighborhood stability by offering more affordable and move-up homes and accommodating a diverse income mix.

Actions	Objective and Timeframe
Action 13.1: Explore innovative and alternative housing options that provide greater flexibility and affordability in the housing stock. This may include allowing shelters, transitional housing and tiny homes with wraparound services on site at churches, social services agencies/nonprofits that do this work in the community and on publicly owned land.	Explore options by January 2025 and amend the HMC as needed.
Action 13.2: Review all residential zoning districts and land use designations to determine feasibility for additional development in low- density neighborhoods. Amend the HMC to allow, by right or via streamlined review process, a mix of dwelling types and sizes, specifically missing middle housing types (e.g., duplexes, triplexes,	Complete review by January 2025 and, if necessary, amend HMC within one year.
fourplexes, courtyard buildings) in lower-density residential areas.	
Implements the Following Policy	H-3.1
Responsible Agency	Development Services
Funding Sources	Departmental Budget

# 6.1.4 Removing Constraints on Housing Development

Pursuant to State law, the City is obligated to address, and where legally possible, remove governmental constraints affecting the maintenance, improvement, and development of housing. Removing constraints on housing development can help address housing needs in the city by expediting construction and lowering development costs.

# Goal H-4: Mitigate any potential constraints to housing production and affordability to the greatest extent feasible.

#### Policies

- H-4.1: Clear Development Standards and Approval Procedures: The City shall strive to create and administer clear objective development standards and streamlined approval procedures for a variety of housing types, including, but not limited to, multifamily housing and emergency shelters.
- H-4.2: Offer Development Incentives: The City shall offer financial and/or regulatory incentives, such as density bonuses and fee reductions, deferrals, or waivers, where feasible, to reduce the costs and/or to remove impediments to developing affordable housing.

## **Program H-14: Development Incentives**

Jurisdictions can provide a variety of incentives to encourage development of affordable housing and other projects that meet community needs. The City shall incentivize both market-rate and affordable housing production to address the State's housing shortage and high housing costs. Topics to incentivize housing production include:

- Policies related to zoning and housing approvals
- Accessory dwelling units
- Large sites
- Lot consolidation

- Impact fee deferrals, waivers and fee transparency
- Funding sources
- Public land disposition
- Streamlining the approval process

Actions	Objective and Timeframe
Action 14.1: Create "Package of Incentives" that identifies the benefits of providing on-site affordable housing	Create by January 2025.
Action 14.2: Evaluate the effectiveness and appropriateness of available incentives in encouraging development of identified sites, particularly for housing affordable to lower-income households in moderate- resource areas with available land for multi-family residential opportunities and report back to appropriate Task Force(s) and City Council on a bi-annual basis. If incentives are not effective in encouraging and facilitating affordable housing development, the City will reassess to develop alternative strategies to incentivize development.	Report on housing programs and incentives to housing production included in the Strategic Roadmap and Incentives to Housing Production Work Plan Program twice a year and update if necessary.
Action 14.3: Encourage land divisions and specific plans of large sites resulting in parcels sizes that facilitate multifamily developments affordable to lower-income households.	Ongoing on a case-by-case basis.
Action 14.4: Promote incentives to interested developers and provide technical assistance regarding the potential use of various incentives through pre-application meetings.	Ongoing on a case-by-case basis.
Action 14.5: Meet with qualified affordable housing developers to promote the use of regulatory incentives and development of inventory sites.	. Regularly meet with developers at the City's Permit Center Monday through Thursday from 9 am to 1 pm. Accept electronic correspondence and respond within two to three business days.
Implements the Following Policies	H-2.2, H-4.2
Responsible Agency	Development Services
Funding Sources	General Fund

# Program H-15: Lot Consolidation

This program aims to expand opportunities for additional affordable housing developments. The City will encourage the consolidation of small parcels to facilitate larger-scale developments that are compatible with existing neighborhoods.

Actions	Objective and Timeframe
Action 15.1: Make available an inventory of vacant and nonvacant properties to interested developers and identify sites where potential consolidation can occur based on current site usage and ownership.	Publish to the City's website by June 2023.
Action 15.2: Facilitate lot consolidation by providing appropriate technical assistance to developers to encourage negotiations between property owners.	Ongoing on a case-by-case basis.
Implements the Following Policies	H-3.7, H-3.10
Responsible Agency	Development Services
Funding Sources	General Fund

# Program H-16: Expedited Project Review

The City continues to improve the efficiency of the development review process. As a response to the housing shortage in the State of California, Government Code Section 81560 was amended to restrict local rules that limit housing production. Amendments to Government Code Section 81560 changed the Permit Streamlining Act by creating a more ministerial, rather than discretionary, two-step application process. The City will continue to identify efficiencies for the development process in line with Government Code Section 81560 and further streamline the permit process. The City will also coordinate with developers to ensure a timely application and development process.

Actions	Objective and Timeframe
Action 16.1: Continue to offer free Pre-Application Review process for developers or applicants that submit a planning application. This serves as a "free" first submittal so developers can see any major costs or issues with the proposed development without spending money.	Ongoing on a case-by-case basis.
Action 16.2: Expedite review for the subdivision of larger sites into buildable lots when development application is consistent with the General Plan, applicable specific plan, and master environmental impact report.	Ongoing on a case-by-case basis.
Action 16.3: Assess existing processes to investigate additional review processes may be delegated to a streamlined, ministerial review for projects that include a percentage of affordable housing units.	Develop recommendations by January 2025 and, if necessary, revise the process within one year.
Action 16.4: Identify new or improved data and technology solutions to support faster development project review and greater access to housing and land use information such as online dashboards and other publicly accessible online resources.	Ongoing.
Action 16.5: Upzone approximately 1,558 Single Family District properties that have a higher density General Plan land use designation and develop Objective Design Criteria for residential development to streamline the development review process, allow missing middle housing and small lot single family development without requiring Zone Change to Planned Development District.	This process is currently underway through a Senate Bill 2 grant. Anticipate rezoning and adoption of new objective standards by December 2023.
Implements the Following Policies	H-3.2, H-3.3, H-3.4, H-3.6
Responsible Agency	Development Services
Funding Sources	General Fund & Senate Bill 2 grant

# Program H-17: Accessory Dwelling Unit Program

Accessory Dwelling Units (ADUs) and Junior Accessory Dwelling Units (JADUs) represent an important opportunity to create more affordable housing for lower and moderate-income households. The State has passed multiple bills in recent years to remove constraints to the development of ADUs and JADUs (including AB 587, AB 671, AB 68, and SB 13, among others). The City's current ADU regulations do not comply with state law. However, the City has developed an ADU/JADU Frequently Asked Questions fact sheet and streamlined Checklist based on State Law to facilitate the review and approval of J/ADUs. Further, in 2021, the City combined Planning and Building permit review in order to minimize review time for JADUs. The City will monitor ADU development trends and new legislation to update the HMC to comply with changes in ADU and JADU law. This program aims to annually monitor provisions made to ADU legislation and amend the City's Zoning Ordinance as necessary to ensure compliance with state law.

Actions	Objective and Timeframe
Action 17.1: Pursue mechanisms to facilitate the construction of ADUs, including but not limited to:	Facilitate the development of 320 ADUs over the planning period. Initiate efforts in 2023.
<ul> <li>pre-approved standards for ADU foundation plans or prefabricated plans.</li> </ul>	
<ul> <li>Refer property owners to programs that assist lower and moderate- income homeowners in constructing ADUs</li> </ul>	
<ul> <li>Consider expanding/extending fee waivers for ADUs beyond state law</li> </ul>	
Action 17.2: Perform a review of ADU trends and commit to adjustments if assumptions are not met. If the City is not meeting ADU goals, implement additional action(s) depending on the severity of the gap. Additional actions could include consideration of public outreach efforts, ADU incentives, and/or rezoning to bridge the gap. Encourage equitable distribution of ADU development throughout the City through targeted outreach. Monitor review times for ADU and JADU permit applications and explore ways to streamline review.	Review ADU trends every two years starting in 2023.
Action 17.3: Provide informational workshop(s) and/or publish resources on City's website on building ADUs and JADUs. Target outreach to property owners in low- and moderate-resource areas and provide workshops and materials in English and Spanish.	Publish material on the City's website by June 2023 and facilitate one workshop annually in multiple languages.
Implements the Following Policy	H-3.1
Responsible Agency	Development Services
Funding Sources	Departmental budget

## Program H-18: Duplexes and Lot-Splits

In 2021, SB 9 was passed to allow for the ministerial approval of certain housing development projects containing up to two dwelling units (i.e., duplexes) on a single-family zoned parcel. In addition to permitting two units on a single-family lot, SB 9 allows qualifying lot splits to be approved ministerially (i.e., without discretionary review or hearings) pursuant to a parcel map, upon meeting a number of criteria. SB 9 is designed to increase the housing stock in single-family residential zones, as it allows not only two dwelling units per parcel, but also certain lot splits with two housing units on each. The City will implement a monitoring program that evaluates the current capacity of housing sites for all income levels throughout the duration of the planning period.

Actions	<b>Objective and Timeframe</b>
Action 18.1: The City will amend the HMC to address the requirements of SB 9.	Amend the HMC by January 2025.
<ul> <li>Action 18.2: Monitor state law and SB 9 projects in the City to:</li> <li>Monitor who is utilizing this process</li> <li>Identify how many units are being created</li> <li>Identify what barriers exist to implementation of SB 9 and what solutions can be developed to address those barrier</li> <li>Encourage equitable distribution of such development throughout the City through targeted workshops and outreach</li> </ul>	Begin monitoring in January 2024.
Implements the Following Policies	H-3.1, H-3.5, H-3.6
Responsible Agency	Community Development Department/Planning
Funding Sources	General Fund

# 6.1.5 Housing For Persons with Special Needs

The City of Hayward is a diverse community with people of all backgrounds, lifestyles, family types, and income levels. Many residents also have special housing needs. State law requires the housing element to address the needs of specific special needs groups, including seniors, persons with disabilities, large families with children, female-headed households, and individuals experiencing homelessness. Meeting the needs of these residents requires a broad range of strategies for housing and other services.

Goal H-5: Provide housing choices that serve the needs of special needs populations, including seniors, homeless, female-headed households, large families, and persons with disabilities, including developmental disabilities.

## Policies

- H-5.1: Address Special Housing Needs: The City shall address the housing needs of special populations and extremely low-income households through emergency shelters, transitional housing, and supportive housing.
- H-5.2: Housing and Supportive Services: The City shall promote housing and supportive services for households with special needs including seniors, persons with disabilities, single parents, and individuals experiencing homelessness.
- **H-5.3: Reasonable Accommodation:** The City shall continue to implement a reasonable accommodation process for persons with disabilities to request exceptions or modifications of zoning, permit processing, and building regulations to ensure housing is accessible.
- H-5.4: Support Alameda County Continuum of Care Council: The City shall support the efforts of the Alameda Countywide Continuum of Care Council in its efforts to meet the needs of homeless families and individuals.
- **H-5.5:** Support Organizations Serving the Homeless Community: The City shall support the efforts of non-profit and community organizations that provide emergency shelter and other assistance for the homeless population, including alcohol and drug recovery programs.
- **H-5.6:** Range of Housing for Seniors: The City shall facilitate and encourage the development of a range of housing types for seniors from which support services are readily accessible.
- **H-5.7:** Family Housing: The City shall facilitate and encourage the development of larger rental and ownership units for families with children, including lower- and moderate-income families, and the provision of services such as childcare and after-school care when feasible.
- **H-5.8:** Universal Design Standards: The City shall implement universal design standards or guidelines that promote accessibility for everyone regardless of age or physical ability.

# Program H-19: Housing for Special Needs Populations

The HMC is periodically updated to address a wide range of issues and California and federal law. The City will continue to monitor its policies, standards, and regulations to ensure that they comply with applicable law. The City will also facilitate development that serves the needs of special needs populations, including seniors, homeless, female-headed households, large families, and persons with disabilities, including developmental disabilities.

Actions	Objective and Timeframe
Action 19.1: Provide technical assistance for development of opportunity sites near commercial and civic services and public transit for senior housing development.	On a case-by-case basis
Action 19.2: Develop incentives for the provision of childcare in multifamily housing projects. Incentives could include parking reductions and density bonuses.	Develop incentives January 2025.
Action 19.3: Prioritize funding awards for affordable housing projects that provide units that serve the needs of at least one special needs group by creating scoring criteria that encourage the inclusion of units and services needed to support individuals with special needs.	Subject to availability of Inclusionary Housing Trust funds, issue NOFA at least once during compliance period and establish and affordable housing development pipeline of at least 3 affordable housing projects.
Action 19.4: Provide financial support to organizations such as Project Independence, Covenant House or other programs to provide a continuum of supportive and transitional services, including tenant- based rental assistance, to emancipated youth in Alameda County (youth from 18 to 24 who have aged out of the foster care system).	Annually provide ten transition age youth with a housing subsidy.
Action 19.5: Assess the City's capacity to accommodate individuals experiencing homelessness by comparing the most recent homeless point-in-time count to the number of shelter beds available on a year- round and seasonal basis, the number of beds that go unused on an average monthly basis, and the percentage of those in emergency shelters that move to permanent housing. If capacity is not sufficient, amend the HMC as necessary to continue to meet the City's need (see Action 13.1).	Bi-annually with release of point-in-time counts.
Action 19.6: Support services and programs that are part of the Continuum of Care system for the homeless.	Annually as part of the City's funding allocation process.
Action 19.7: Continue to pursue CDBG funds and other funds, as available, to support any additional need for emergency shelters, and transitional and supportive housing programs for the homeless and those who are at-risk of becoming homeless.	As needed during annual NOFA process.
Action 19.8: Continue to fund and operate the Hayward Navigation Center and Annex, which provides transitional housing and navigation services to Hayward individuals experiencing homelessness, with the goal of transitioning residents to permanent placements.	Annually as part of the City's funding allocation process.
Action 19.9: Develop and implement a shallow rent subsidy program to provide small monthly rental subsidies to extremely low-income households with prior experiences of homelessness to prevent future homelessness and reduce housing cost burden.	Annually through January 2025, with option to extend if additional funding is identified.
Action 19.10: Develop a public education campaign to educate the Hayward community about ongoing homelessness and housing development efforts and how the homeless system of care operates to build community trust and buy-in for homelessness services and housing efforts.	Implement by January 2025.

Actions	Objective and Timeframe
Action 19.11: Explore funding and feasibility options for safe parking and safe camping programs to provide additional safe, secure, and sanitary options for individuals and families experiencing homelessness.	Begin exploring funding and feasibility by January 2024.
Action 19.12: Submit feasible and eligible projects for State Homekey funding as available, leveraging local resources such as HOME for operating funding.	Ongoing, based on State Homekey NOFA schedule.
Action 19.13: Develop Universal Design guidelines or standards to require the use of Universal Design Principles in new construction and/or rehabilitation of housing.	Develop ordinance by January 2025.
Implements the Following Policies	H-5.1, H-5.2, H-5.2, H-5.3, H-5.4, H-5.6, H-5.8
Responsible Agency	Development Services; City Manager
Funding Sources	CDBG; HOME; American Rescue Plan Act (ARPA); State grants

# Program H-20: Community Outreach and Education

Community outreach is a key component to developing a comprehensive and inclusive housing market in the city. It is critical to engage local community groups and stakeholders from all sectors of the community in order to educate and provide inclusive housing opportunities and to understand housing needs. The goal of this program is to provide community groups that are affected by restrictions to fair and equitable housing greater opportunities for becoming informed and engaged in the City's housing and overall planning process.

Actions	Objective and Timeframe
Action 20.1: Work with local organizations such as East Bay Regional Center and La Familia to inform residents of the housing and available services.	Identify and maintain a point of contact with the local organizations.
Action 20.2: Increase accessibility by conducting public workshops at suitable times, using online methods such as Zoom, having meetings be accessible to persons with disabilities, having meetings be accessible to nearby transit centers, and provide additional resources such as childcare, translation, and food services.	Ongoing on a case-by-case basis.
Action 20.3: Develop a list of neighborhood groups and other community organizations that advocate for protected housing groups including seniors, individuals with disabilities, large households, and other groups, and disseminate information about housing opportunities and participate in community meetings as requested.	Develop list by January 2025 and update contact information annually. Disseminate information on an ongoing basis as opportunities become available.
Action 20.4: As opportunities become available, conduct a multimedia campaign regarding available homeownership, rental, housing accessibility, and rehabilitation programs in the city.	Maintain current information on the City's website and disseminate to at least 100 individuals annually.
Action 20.5: Work with local partners to deliver monthly housing workshops on topics including local ordinances; tenant and landlord rights and responsibilities; fair housing; habitability and health and safety code; and foreclosure prevention. Determine best method of holding meetings (online, in person) and offer childcare, translation and/or food services, if desired by community.	Monthly.
Action 20.6: Develop a language access policy to ensure residents with limited English proficiency have accessible information.	Implement policy by January 2024.
Implements the Following Policies	H-5.2, H-6.1, H-6.4

Actions	Objective and Timeframe
Responsible Agency	Development Services, City Manager, Community and Media Relations
Funding Sources	General Fund, Rent Review Administration Fee

# 6.1.6 Equal Housing Opportunities for All Persons

The City recognizes the importance of extending equal housing opportunities for all persons, regardless of regardless of race, religion, sex, family status, marital status, ancestry, national origin, color, age, physical or mental disability, sexual orientation, source of income, or any other arbitrary factor.

#### Goal H-6: Ensure Fair and Equal Housing Opportunity.

## Policies

- H-6.1: Fair Housing Services: The City shall support services and programs that eliminate housing discrimination and ensure that residents are aware of their rights and responsibilities regarding fair housing.
- **H-6.2:** Housing Discrimination: The City shall prohibit discrimination in the sale or rental of housing with regard to race, ethnic background, religion, disability, income, sex, age, and household composition.
- H-6.3: Rent Stabilization, Tenant Protections & Tenant Relocation Assistance: The City shall stablish programs and actions to mitigate development impacts on displacement and gentrification and offer tenant protection.
- H-6.4: Fair Housing Outreach: The City shall conduct fair housing outreach and education for Hayward residents, property owners, and housing providers to ensure each understands their rights and responsibilities.
- H-6.5: Address Foreclosures: The City shall strive to prevent foreclosures and alleviate individual and community issues associated with foreclosures to preserve homeownership and promote neighborhood stability.
- **H-6.6 Rental Assistance:** The City shall continue to support rental assistance for lower-income households who are overpaying for housing.

## Program H-21: Foreclosure Prevention and Counseling

The Foreclosure Prevention and Counseling program is intended to assist at-risk homeowners with foreclosure-prevention resources including counseling, refinance loans, and legal services. The City provides assistance to at-risk homeowners through partnerships with HUD-approved non-profit counseling organizations.

Actions	Objective and Timeframe
Action 21.1: Continue existing partnerships with non-profit organizations such as Housing and Economic Rights Advocates to provide mortgage delinquency, default resolution negotiation, and legal advocacy services.	Annually host 10 educational workshops in multiple languages on foreclosure prevention, provide mortgage delinquency and debt resolution services to 100 eligible homeowners and financial assistance loans up to \$15,000 to an estimated 8 eligible homeowners for three years through December 2024.
Action 21.2: Continue to pursue CDBG funds and other funds, as available, to support non-profit organizations offering foreclosure prevention services.	As needed during annual NOFA process.
Action 21.3: Continue to partner with A1 Community Housing to provide free foreclosure prevention workshops as well as free one-on-one counseling for households at risk of foreclosure.	Monthly host three educational workshops in multiple languages on Foreclosure Prevention.
Action 21.4: Provide information about foreclosure prevention resources in the housing programs section of the City's website, including information about the programs available for refinancing at- risk loans, and contact information for legal services agencies and HUD-approved counseling organizations in the area. Mail foreclosure prevention materials to local residents who receive notices of default and notices of trustee sale.	Maintain current information on the City's website and disseminate to at least 100 qualified homeowners annually.
Implements the Following Policies	H-6.4, H-6.5
Responsible Agency	City Manager
Funding Sources	CDBG and other state and federal funds

# Program H-22: Fair Housing Services

The City of Hayward contracts with the Eden Council for Hope and Opportunity (ECHO) to provide fair housing and tenant/landlord services. ECHO's Fair Housing Counseling Program conducts site investigations and enforcement in response to reports of housing discrimination complaints, performs audit-based investigations to determine degrees of housing discrimination existing in designated areas, and provides fair housing education for members of the housing industry including managers, owners, and realtors. ECHO's Tenant/Landlord Counseling Program provides information to tenants and landlords in Southern Alameda County on their housing rights and responsibilities. Additionally, ECHO has trained mediators to assist in resolving housing disputes through conciliation and mediation. The primary objective of the program is to build awareness of housing laws and prevent homelessness.

Actions	Objective and Timeframe
Action 22.1: Coordinate with ECHO and the East Bay Community Law Center (EBCLC) to provide fair housing and tenant/landlord services, including fair housing counseling and education and tenant/landlord counseling and mediation.	Annually assist 200 persons with at least 50 percent of services in areas with higher levels of housing discrimination.
Action 22.2: Provide training for property owners and managers to have access to information about requirements of federal, state and local real estate, housing discrimination, tenant protection, housing inspection, and community preservation laws; and promote training of tenants in the requirements of federal, state, and local laws so that they are aware of their rights and obligations.	Provide two training sessions annually.

Actions	Objective and Timeframe
Action 22.3: Conduct an annual workshop presented by local organizations including ECHO and Centro Legal de la Raza and/or other advocacy organizations to conduct an annual fair housing and rental housing law workshops targeted to lower-income households, senior households, and individuals with disabilities.	Hold one workshop annually in multiple languages.
Action 22.4: As funding permits, continue to support neighborhood and community groups with training, services and technical support related to fair housing.	Annually assist 20 residents.
Action 22.5: Work with ECHO to conduct random testing at least once a year during the planning period.	Annual testing.
Implements the Following Policies	H-5.1, H-5.2, H-5.5, H-5.6 H-6.1, H-6.2, H-6.3, H-6.4
Responsible Agency	Development Services; City Manager's Office
Funding Sources	CDBG

# Program H-23: Rent Stabilization and Tenant Protections

Through the Residential Rent Stabilization and Tenant Protection Ordinance (RRSO) and the Mobile home Space Rent Stabilization Ordinance (MRSO), the City implements rent increase thresholds on covered rental units and mobile home spaces. The thresholds are intended to prevent unpredictable, large rent increases promoting more housing stability, particularly for lower income residents. The City operates the rent dispute resolution process for eligible tenants and landlords, which provides mediation and arbitration paid for through and annual fee shared by the tenant and landlord to resolve disputes regarding rent increases, health and safety issues, and reduction in services. The RRSO also creates tenant retaliation protections and just cause protections for all rental units, with few exceptions, while the MRSO protects against retaliatory evictions.

Actions	Objective and Timeframe
Action 23.1: Continue partnership with consultant to implement the RRSO and MRSO, including the rent dispute resolution process.	Ongoing.
Action 23.2: Continue to monitor implementation and impact of the RRSO.	Annually provide update to Homelessness- Housing Task Force.
Action 23.3: Seek out and participate in opportunities to improve eviction and displacement prevention resources	Ongoing.
Action 23.4: Continue to provide tenants and landlords with information about local requirements and referrals to outside resources to assist with other tenant landlord disputes.	Ongoing.
Implements the Following Policies	H-6.6, H-6.3
Responsible Agency	City Manager
Funding Sources	Rent Review Administration Fee

## Program H-24: Tenant Relocation Assistance

Through the Tenant Relocation Assistance Ordinance (TRAO), the City implements temporary and permanent relocation assistance policies. The TRAO requires landlords to pay permanent assistance when performing a no-fault eviction and to pay temporary assistance when making substantial repairs or when there is a government-issued order to vacate for health and safety reasons. The City also implements an Emergency Relocation Assistance Program for low-income tenants displaced

due to natural disaster or when landlord refuses to pay required relocation assistance. Collectively, these programs are intended to provide tenants with financial resources to find alternative temporary or permanent housing when displaced from their units by no fault of their own.

Actions	Objective and Timeframe
Action 24.1: Continue cross collaboration among Housing Division Code Enforcement Division, Building Services, Fire Department to streamline communication and process for identifying eligible relocation assistance cases.	Ongoing on a case-by-case basis.
Action 24.2: Provide training to tenants and landlords to educate them about their rights and responsibilities related to relocation assistance.	Annually conduct one workshop for tenants and one workshop for landlords in multiple languages.
Action 24.3: Enforce relocation payment requirement through assessment of liens in cases where landlords fail to pay required assistance.	Ongoing.
Action 24.4: Continue to implement and monitor the Emergency Relocation Assistance Program and work to identify additional funding sources to provide ongoing program support.	Ongoing.
Action 24.5: Provide displaced tenants referrals to housing resources.	Ongoing.
Implements the Following Policies	Н-1.1, Н-5.1, Н 6.3
Responsible Agency	City Manager
Funding Sources	Rent Review Administration Fee; ARPA

# Program H-25: Consolidated Plan Update

Hayward's Consolidated Plan describes and prioritizes the City's housing and community development needs, as well as activities to address those needs as defined and funded by HUD. The current Plan will be updated in 2024 to strategically align with and help implement the 2023-2031 Housing Element and strengthen place-based strategies to expand housing mobility and housing supply in high-opportunity areas. The update will also seek to improve areas through targeted investment in areas with identified fair housing impediments.

Actions	Objective and Timeframe
Action 25.1: Update funding policies to prioritize the improvement of public facilities and infrastructure projects that improve the quality of life and accessibility for all residents.	Annually as part of the NOFA process.
Action 25.2: Identify mechanisms to increase production and access to housing in high resource areas, such as through acquisition, rehabilitation and conversion of existing housing units to be affordable, the construction of ADUs, or through financial incentives in exchange for deed restriction of housing units for low-income use.	Adopt consolidated plan update by August 2025.
Implements the Following Policies	Н-2.6, Н-6.3
Responsible Agency	City Manager's Office
Funding Sources	CDBG

# 6.2 Summary of Quantified Objectives

The City's quantified objectives for the 2023-2031 planning period are:

- Sites to facilitate new housing units, including the City's RHNA of 547 units for extremely lowincome, 528 units for very low-income households, 617 units for low-income households, 817 units for moderate-income households, and 2,115 above moderate-income households
- Rehabilitation of 80 affordable units
- Construction of 200 affordable units
- Construction of 320 ADUs
- Conservation of 1,844 Section 8 Housing Choice Vouchers
- Preservation of 295 units at risk of converting to market-rate units

Table 6-1 summarizes these objectives for the 2023-2031 planning period by income group.

#### Table 6-1 Quantified Housing Objectives (2023-2031)

	Extremely Low Income	Very Low Income	Low Income	Moderate Income	Above Moderate Income	Total
RHNA	547	528	617	817	2,115	4,624
Units To be Rehabilitated	2	0	60	-	-	80
New Construction	5	0	150	-	_	400
ADUs	9	6	96	96	32	320
Section 8 Housing Choice Vouchers to be Conserved	1,84	4		-	-	1,844
At-Risk Housing Units to be Preserved	29	5	-	-	_	295

Note: Government Code Section 65583 mandates that localities calculate the subset of the very-low income regional need that constitutes the communities need for extremely low-income housing. As an alternative to calculating the subset, local jurisdictions may assume that 50 percent of the very low-income category is represented by households of extremely low income (less than 30 percent of the median family income).



## File #: PH 22-040

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Maintenance Services Director

#### SUBJECT

LLAD 96-1 Assessment Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Reconfirm Maximum Base Assessment Amounts, Confirm the Assessment Diagrams and Fiscal Assessments, Order the Levy and Collection of Fiscal Assessments; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Special Revenue Funds for Consolidated Landscaping and Lighting Assessment District (LLAD) No. 96-1, Zones 1 through 18, for Fiscal Year 2023

## RECOMMENDATION

That the City Council adopts two resolutions (Attachments II & III):

- 1. Approving the Final Engineer's Report;
- 2. Confirming the Maximum Base Assessment (MBA) amounts;
- 3. Confirming the Fiscal Assessments;
- 4. Confirming the Assessment Diagrams;
- 5. Ordering the Levy and Collection of Fiscal Assessments;
- 6. Approving the Funding Recommendations; and
- 7. Appropriating Revenue and Expenditure budgets for Consolidated Landscape and Lighting Assessment District (LLAD) No. 96-1, Zones 1 through 18 for Fiscal Year 2023.

#### SUMMARY

The Landscaping and Lighting Act of 1972 requires an annual review and update of the engineer's report to set the annual assessment rate for each benefit zone. Assessment rate recommendations are made based on annual expenses, required cash flow, and future capital repair and replacement requirements. Recommended annual assessment rates cannot exceed the Maximum Base Assessment (MBA) established when each zone was originally formed. The annual engineer's report (Attachment IV) includes a detailed summary and budget for each of the eighteen benefit zones.

## ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution I
Attachment III	Resolution II
Attachment IV	Engineer's Report

# File #: PH 22-040

Attachment V FY 2023 Assessment Roll



**DATE:** July 5, 2022

**TO:** Mayor and City Council

**FROM:** Maintenance Services Director

**SUBJECT:** LLAD 96-1 Assessment Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Reconfirm Maximum Base Assessment Amounts, Confirm the Assessment Diagrams and Fiscal Assessments, Order the Levy and Collection of Fiscal Assessments; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Special Revenue Funds for Consolidated Landscaping and Lighting Assessment District (LLAD) No. 96-1, Zones 1 through 18, for Fiscal Year 2023

## RECOMMENDATION

That the City Council adopts two resolutions (Attachments II & III):

- 1. Approving the Final Engineer's Report;
- 2. Confirming the Maximum Base Assessment (MBA) amounts;
- 3. Confirming the Fiscal Assessments;
- 4. Confirming the Assessment Diagrams;
- 5. Ordering the Levy and Collection of Fiscal Assessments;
- 6. Approving the Funding Recommendations; and
- 7. Appropriating Revenue and Expenditure budgets for Consolidated Landscape and Lighting Assessment District (LLAD) No. 96-1, Zones 1 through 18 for Fiscal Year 2023.

## SUMMARY

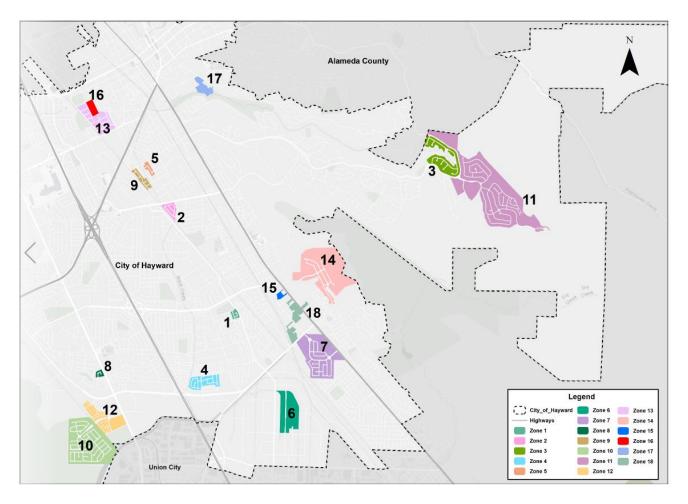
The Landscaping and Lighting Act of 1972 requires an annual review and update of the engineer's report to set the annual assessment rate for each benefit zone. Assessment rate recommendations are made based on annual expenses, required cash flow, and future capital repair and replacement requirements. Recommended annual assessment rates cannot exceed the Maximum Base Assessment (MBA) established when each zone was originally formed. The annual engineer's report (Attachment IV) includes a detailed summary and budget for each of the eighteen benefit zones.

# BACKGROUND

The Landscaping and Lighting Act of 1972 (Streets and Highways Code §22500) is a flexible tool used by local government agencies to form Landscaping and Lighting Assessment Districts (LLAD). These districts are formed to finance the cost of operating, maintaining, and servicing

landscaping (including parks), and lighting improvements in public areas. In 1996, six separate LLAD benefit zones (1-6) were consolidated into one district by the adoption of Resolution No. 96-63. The new district was subsequently renamed, Consolidated Landscaping and Lighting Assessment District No. 96-1, and is known as the "District." In subsequent years, zones 7-18 were individually created and annexed into the District.

This staff report and the attached engineer's report provide assessment, benefit, and budget details for each of the established eighteen zones. The eighteen benefit zones are located throughout the City as shown on the following map.



The following table (Table 1) provides a summary of the LLAD benefit zones, including the year in which each zone was formed and the number of assessable parcels within each zone.

TABLE 1: DESCRIPTION OF BENEFIT ZONES							
A	В	С	D	E			
Zone	Name/Location	Year Formed	Type of Development	Number of Assessed Parcels/SFE			
1	Huntwood Ave. and Panjon St.	1990	Residential	30			
2	Harder Rd. and Mocine Ave.	1991	Residential	85			
3	Prominence	1992	Residential	155			
4	Stratford Village	1995	Residential	174			
5	Soto Rd. and Plum Tree St.	1995	Residential	38			
6	Pepper Tree Park	1982	Industrial	11			
7	Twin Bridges	1998	Residential	348			
8	Capitola St.	1999	Residential	24			
9	Orchard Ave.	2000	Residential	74			
10	Eden Shores	2003	Residential	534			
11	Stonebrae	2006, 2018, 2020	Residential	644			
12	Eden Shores East (Spindrift)	2007, 2016	Residential	379			
13	Cannery Place	2008	Residential	599			
14	La Vista	2016	Residential	179			
15	Cadence	2017	Residential	206			
16	Blackstone	2016	Residential	157			
17	Parkside Heights	2019	Residential	97			
18	SoHay	2019	Residential	433			
		Tot	tal Assessed Parcels:	4,167			

#### Self-Maintained.

#### DISCUSSION

Recommended changes to a benefit zone's annual assessment rate are based on annual expenses, required cash flow, and future capital replacement requirements. When determining the annual assessment rate, staff looks at two things:

- (1) **Maximum Base Assessment** The MBA is the maximum assessment rate that a parcel can be charged annually. This amount is established during the original formation of the zone. The annual MBA can only be increased if an inflation factor was included in the original formation document.
- (2) **Assessment Revenue** The assessment revenue is the annual amount of revenue collected by charging each parcel an assessment rate. The assessment rate recommendation depends on review of the following three items:
  - a. **Annual Expenses** Annual operating and maintenance expenses are estimated based on past years' experience and future years' estimates. Expenses include staff administration, noticing, and annual reporting.

- b. **Cash Flow** This is the amount of "cash" needed to pay monthly invoices when revenue is not received monthly (assessment rates are received through property tax revenues collected by Alameda County, which are transmitted to the City three times a year (January, May, and June)).
- c. **Capital Replacement** This is the "savings account" where funds are collected and reserved each year to fund future capital replacement items. Future capital expenses are estimated based on an inventory of capital items, their useful life, and future replacement cost.

Table 2 summarizes assessment information by zone. The table provides assessment details for each zone by describing the number of parcels, if there is an annual inflation adjustment calculation included, lists the MBA rate, the FY 2023 assessment rate, and the change between last year's adopted assessment and this year's recommended assessment. For FY 2023, staff recommends no change to ten zones (Zones 2, 4, 5, 6, 7, 8, 9, 14, 15 and 17) and eight increases (Zones 1, 3, 10, 11, 12, 13, 16, and 18) based on annual expenses, required cash flow, and future capital repair and replacement.

	TABLE 2: ASSESSMENT AMOUNTS BY BENEFIT ZONE									
А	В	с	D	E	F	G	н	I	J	
Zone	Name/Location	# Parcels	CPI Adj <sup>(5)</sup>	FY 2023 Max Base Assessment	FY 2023 Rate	FY 2022 Assessment	Chan	ge from last	year <sup>(7)</sup>	
1	Huntwood Ave. and Panjon St.	30	No	295.83	214.00	208.66	Incr	5.34	3%	
2	Harder Rd. and Mocine Ave.	85	No	193.39	122.86	122.86	None	-	0%	
3	Prominence	155	Yes	1,062.12	951.66	923.95	Incr	27.71	3%	
4	Stratford Village	174	No	180.00	116.16	116.16	None	-	0%	
5	Soto Rd. and Plum Tree St.	38	No	258.67	255.17	255.17	None	-	0%	
6	Pepper Tree Park	11	No	2.61	2.61	2.61	None	-	0%	
7	Twin Bridges	348	Yes	1,110.94	591.70	591.70	None	-	0%	
8	Capitola St.	24	Yes	794.54	186.56	186.56	None	-	0%	
9	Orchard Ave.	74	Yes	212.14	34.19	34.19	None	-	0%	
10	Eden Shores	534	Yes	1,265.04	287.32	278.94	Incr	8.38	3%	
11a	Stonebrae (Developed)	617	Yes	1,794.28	340.44	330.52	Incr	9.92	3%	
11b	Stonebrae ( <u>Undeveloped</u> )	27	Yes	538.28	180.43	175.18	Incr	5.25	3%	
12a	Eden Shores - East	261	Yes	237.76	92.70	90.00	Incr	2.70	3%	
12b	Eden Shores East (Spindrift)	118	Yes	232.80	92.70	90.00	Incr	2.70	3%	
13	Cannery Place	599	Yes	1,349.22	371.82	361.00	Incr	10.82	3%	
14	La Vista	179	Yes	704.16	683.65	683.65	None	-	0%	
15	Cadence	206	Yes	682.86	N/A	N/A	N/A	N/A	N/A	
16a	Blackstone (Zone A)	133	Yes	487.00	482.00	467.96	Incr	14.04	3%	
16b	Blackstone (Zone B)	24	Yes	511.34	506.08	491.34	Incr	14.74	3%	
17	Parkside Heights	97	Yes	564.86	528.69	528.69	None	-	0%	
18a	SoHay Zone A (Developed)	192	Yes	430.82	300.00	50.00	Incr	250.00	500%	
18b	SoHay Zone A ( <u>Undeveloped</u> )	69	Yes	129.25	90.00	15.00	Incr	75.00	500%	
18c	SoHay Zone B (Developed)	79	Yes	409.28	285.00	47.50	Incr	237.50	500%	
18d	SoHay Zone B ( <u>Undeveloped</u> )	<u>93</u>	Yes	122.78	85.50	14.25	Incr	71.25	500%	

## FY 2023 Special Assessment Rate Increase - Zone 18 (SoHay)

In FY 2022, the LLAD 18 (SoHay) development was still under construction and the maintenance responsibility of the park remained with the developer, so the Zone was assessed at a rate significantly lower (\$50.00) than the maximum rate (\$409.57). During this time period, the City did not offer significant services to the District during construction. Now, a year later, the development is projected to be completed in FY 2023 and the City anticipates accepting the full responsibility and cost of maintaining LLAD 18 on 7/1/2022. As a result, staff is recommending an increase in the assessment rate to \$300.00 to cover the estimated annual operating and maintenance expenses, as detailed in the Engineer's Report.

#### Proposition 218 Compliance

For FY 2023, all fiscal assessments are proposed to be levied in compliance with Proposition 218 and do not require the noticing and balloting of property owners to obtain their approval. Any future increases in fiscal assessment amounts that exceed the MBA would require the noticing and balloting of property owners.

## FISCAL AND ECONOMIC IMPACT

There is no impact to the General Fund (100) as monies related to these LLADs are preserved in dedicated special revenue funds. LLAD assessment revenue is collected, and expenditures are paid directly from their dedicated special revenue funds. All zones have adequate cash balances for annual expenses, cash flow, and capital replacement., as shown in Table 3.

	TABLE 3: ESTIMATED CASH BALANCE CHANGES PER BENEFIT ZONE									
Zone	Name/Location	Est FY 2022 Ending Cash Balance	FY 2023 Revenue	FY 2023 Expenditures	Change	Est FY 2023 Ending Cash Balance				
1	Huntwood Ave. and Panjon St.	26,611	6,511	11,654	(5,143)	21,468				
2	Harder Rd. and Mocine Ave.	30,930	10,666	10,329	337	31,266				
3	Prominence	352,748	149,635	211,817	(62,183)	290,565				
4	Stratford Village	111,859	20,898	31,169	(10,271)	101,588				
5	Soto Rd. and Plum Tree St.	25,974	9,832	14,213	(4,381)	21,593				
6	Pepper Tree Park	91,452	13,188	14,639	(1,451)	90,001				
7	Twin Bridges	670,388	206,211	206,743	(532)	669,857				
8	Capitola St.	60,639	4,801	11,653	(6,852)	53,788				
9	Orchard Ave.	9,218	2,512	2,904	(392)	8,826				
10	Eden Shores	480,187	153,121	185,303	(32,182)	448,005				
11	Stonebrae	404,441	216,657	264,040	(47,383)	357,059				
12	Eden Shores East (Spindrift)	18,924	34,686	36,655	(1,969)	16,955				
13	Cannery Place	644,448	221,234	202,656	18,578	663,026				
14	La Vista	222,017	120,643	114,388	6,255	228,272				
15	Cadence	-	-	-	-	-				
16	Blackstone	157,203	75,067	80,790	(5,723)	151,480				
17	Parkside Heights	84,200	54,211	51,715	2,496	86,697				
18	SoHay	133,083	109,651	92,840	16,811	149,894				
Cash Bala	ince:	3,524,323	1,409,523	1,543,507	(133,984)	3,390,339				

Self-Maintained.

#### **PUBLIC CONTACT**

City staff: 1) mailed a postcard notice to all affected property owners to provide details of their recommended FY 2023 assessment rate, and to alert them to two Council meetings where they could provide input (June 21 and July 5); 2) held a virtual Community Meeting via Zoom on June 15; and 3) published a legal notice in the East Bay Times on June 24, 2022.

#### **NEXT STEPS**

If the City Council adopts the two attached resolutions (Attachment II and III), the Final Engineer's Report (Attachment IV) will be approved, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll. The draft assessment rolls are included (Attachment V) but are under review and will be updated in July to allow up-to-date information to be included for developing zones (11, 18). Once updated in July, a copy will be provided to the City Clerk and County Assessor.

Prepared by: Liz Sanchez, Management Analyst

*Recommended by:* Todd Rullman, Maintenance Services Director

Approved by:

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_\_\_

Introduced by Council Member\_\_\_\_\_

RESOLUTION APPROVING THE FINAL ENGINEER'S REPORT, RECONFIRMING MAXIMUM BASE ASSESSMENTS, CONFIRMING THE ASSESSMENT DIAGRAMS AND FISCAL ASSESSMENTS, AND ORDERING LEVY AND COLLECTION OF FISCAL ASSESSMENTS FOR FISCAL YEAR 2023 FOR THE LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 96-1, ZONES 1-18

WHEREAS, by adopting Resolution No. 22-158 on June 21, 2022, the City Council reviewed the preliminary Engineer's Report and declared its intention to levy assessments for Fiscal Year (FY) 2023 in accordance with and pursuant to the Landscaping and Lighting Act of 1972; and

WHEREAS, the Preliminary Engineer's Report was duly considered by the City Council and found to be sufficient in every particular; and

WHEREAS, a date of July 5, 2022, at the hour of 7:00 p.m. was appointed as the date and time for a public hearing before the City Council on the question of the levy of the proposed assessments, a notice of which proceedings was duly published; and

WHEREAS, a public notice of the proposed assessment and of the City Council public hearing was published once in East Bay Times newspaper (June 24, 2022) and a postcard mailed (June 3, 2022) to each property owner of record for each parcel in LLAD 96-1, zones 1-18; and

WHEREAS, at the appointed date and time, said hearing was duly and regularly held, and all interested persons desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said levy were fully heard and considered by the City Council; and

WHEREAS, the City Council thereby confirms the maximum base assessments, assessment diagrams, and fiscal assessments for LLAD No. 96-1, zones 1-18, prepared by and made a part of the Final Engineer's Report to pay the costs and expenses thereof, and acquired the ability to order said levies for LLAD 96-1, zones 1-18.

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

- 1. The public interest, convenience, and necessity require that the levies be assessed for LLAD No. 96-1, zones 1-18.
- 2. The properties benefitted by the improvements are to be assessed in order to reimburse the costs and expenses thereof, and the exterior boundaries thereof, are shown on the LLAD No. 96-1 assessment diagrams for zones 1-18, included in the Final Engineer's Report.
- 3. Said Final Engineer's Report, as a whole and each part thereof, is hereby approved, confirmed, and incorporated herein, including, but not limited, to the following:
  - (a) The Engineer's estimate of the itemized and total costs and expenses of maintaining said improvements and of the incidental expenses in connection therewith; and
  - (b) The diagram showing the zones of the assessment district, plans and specifications for the improvements to be maintained, and the boundaries and dimensions of the respective lots and parcels of land within the District; and
  - (c) The assessment of the total amount of the cost and expenses of the proposed maintenance of said improvements upon the lots or parcels in said zone of the district be made in proportion to the estimated benefits to be received by such lot or parcel, respectively, from said maintenance and of the expenses incidental thereto, is approved and confirmed and incorporated herein.
- 4. Based on the oral and documentary evidence offered and received, including the Final Engineer's Report, the City Council expressly finds and determines:
  - (a) That each of the parcels in the district will be specially benefitted by the improvements at least in the amount, if not more than the amount, of the assessment apportioned against the parcel; and
  - (b) That there is substantial evidence to support this finding and determination as to special benefit; and
  - (c) Any public property owned by any public agency and in use in the performance of a public function within the district shall not be assessed.

5. The public interest, convenience, and necessity require that a levy on each lot of parcels in LLAD No. 96-1, zones 1-18, be no more than the annually calculated Maximum Base Assessments (MBA) rates. FY 2023, MBA rates are summarized below:

<u>Fund</u>	Zone	<u>FY 2023 MBA</u>
Fund 266	LLAD Zone 1	\$295.83
Fund 267	LLAD Zone 2	\$193.39
Fund 268	LLAD Zone 3	\$1,062.12
Fund 269	LLAD Zone 4	\$180.00
Fund 272	LLAD Zone 5	\$258.67
Fund 273	LLAD Zone 6	\$2.61
Fund 274	LLAD Zone 7	\$1,110.94
Fund 275	LLAD Zone 8	\$794.54
Fund 276	LLAD Zone 9	\$212.14
Fund 277	LLAD Zone 10	\$1,265.04
Fund 279	LLAD Zone 11	\$1,794.28
Fund 278	LLAD Zone 12	\$237.76 (Eden Shores East)
Fund 278	LLAD Zone 12	\$232.80 (Spindrift)
Fund 281	LLAD Zone 13	\$1,349.22
Fund 282	LLAD Zone 14	\$704.16
Fund 283	LLAD Zone 15	\$682.86
Fund 284	LLAD Zone 16	\$487.00 (Zone A)
Fund 284	LLAD Zone 16	\$511.34 (Zone B)
Fund 290	LLAD Zone 17	\$564.86
Fund 291	LLAD Zone 18	\$430.82 (Zone A)
Fund 291	LLAD Zone 18	\$409.28 (Zone B)

6. The increases in the MBA rates for benefit zones 3 and 7 thru 18 include an annual inflation factor in their calculation and are in compliance with the provisions of Proposition 218 because the assessments do not exceed the established assessment formula when these benefit zones were formed or amended.

7. The fiscal assessments to pay the costs and expenses of the maintenance of said improvements in LLAD No. 96-1, zones 1-18 for FY 2023 are hereby levied. The following fiscal assessment amounts are hereby ordered to be collected for FY 2023:

<u>Fund</u>	Zone	<u>FY 2023 Assessments</u>
Fund 266	LLAD Zone 1	\$214.00
Fund 267	LLAD Zone 2	\$122.86
Fund 268	LLAD Zone 3	\$951.66
Fund 269	LLAD Zone 4	\$116.16
Fund 272	LLAD Zone 5	\$255.17
Fund 273	LLAD Zone 6	\$2.61
Fund 274	LLAD Zone 7	\$591.70
Fund 275	LLAD Zone 8	\$186.56
Fund 276	LLAD Zone 9	\$34.19
Fund 277	LLAD Zone 10	\$287.32
Fund 279	LLAD Zone 11	\$340.44 (Developed)
Fund 279	LLAD Zone 11	\$180.43 (Undeveloped)
Fund 278	LLAD Zone 12	\$92.70 (Eden Shores East)
Fund 278	LLAD Zone 12	\$92.70 (Spindrift - Developed)
Fund 281	LLAD Zone 13	\$371.82
Fund 282	LLAD Zone 14	\$704.16 (Developed)
Fund 283	LLAD Zone 15	\$0.00
Fund 284	LLAD Zone 16	\$482.00 (Zone A)
Fund 284	LLAD Zone 16	\$506.08 (Zone B)
Fund 290	LLAD Zone 17	\$528.69
Fund 291	LLAD Zone 18	\$300.00(Zone A - Developed)
Fund 291	LLAD Zone 18	\$90.00 (Zone A - Undeveloped)
Fund 291		\$285.00 (Zone B - Developed)
Fund 291	LLAD Zone 18	\$85.50 (Zone B - Undeveloped)

- 8. The proposed assessments for Zones (2, 4, 5, 6, 7, 8, 9, 14, 15, 17) are unchanged from the previous year's assessments.
- 9. The proposed assessments for Zones (1, 3, 10, 11, 12, 13, 16, 18) are more than the previous year's assessments.
- 10. The proposed assessment for Zones 15 is zero and is the same as previous year's assessment. The assessment for this zone is not charged, in so long as the property owner submits an annual maintenance plan and maintenance is performed as described in the plan.
- 11. The increases in fiscal collection amounts in benefit zones (1, 3, 10, 11, 12, 13, 16, 18) from the previous fiscal year are in compliance with the provisions of Proposition 218 because the assessments do not exceed the established assessment formula when these benefit zones were formed or amended.

- 12. Adoption of the Final Engineer's Report as a whole, estimate of the costs and expenses, the diagram and the assessments, as contained in said report, as hereinabove determined and ordered, is intended to and shall refer and apply to said report, or any portion thereof, as amended, modified, or revised or corrected by, or pursuant to and in accordance with, any resolution or order, if any, heretofore duly adopted or made by the City Council.
- 13. The City of Hayward Director of Finance is hereby directed to expend said money for the maintenance of the improvements set forth in this resolution and described in the Final Engineer's Report, and it is hereby determined to order the collection of the fiscal assessments stated in item No. 7 above.
- 14. Immediately upon the adoption of this resolution, but in no event later than the third Monday in August following such adoption, a certified copy of this resolution, the diagram, and the assessment shall be filed with the Auditor of the County of Alameda. Upon such filing, the County Auditor shall enter on the county assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The assessments shall be collected at the same time and in the same manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments. After collection by the County of Alameda, the net amount of the assessments, after deduction of any compensation due the county of collection, shall be paid to the Director of Finance of the City of Hayward.
- 15. Upon receipt of monies representing assessments collected by the County, the Director of Finance of the City of Hayward shall deposit the monies in the City Treasury to the credit of the individual zone improvement funds. Monies in said improvement fund shall be expended only for said maintenance of the improvements set forth in the Final Engineer's Report, referenced in this resolution.

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 APPROVING FUNDING RECOMMENDATIONS AND APPROPRIATING SPECIAL REVENUE FUNDS FOR CONSOLIDATED LANDSCAPING AND LIGHTING ASSESSMENT DISTRICT NO. 96-1, ZONES 1 THROUGH 18 FOR FISCAL YEAR 2023

WHEREAS, the City Council considered the annual budget and engineer's report for the Consolidated Landscaping and Lighting Assessment District No. 96-1, Zones 1 through 18 during a duly noticed public hearing.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and adopts the Consolidated Landscaping and Lighting Assessment District No. 96-1, Zones 1 through 18 expenditure funding recommendations for FY 2023 in the attached Exhibit A, in a total amount not to exceed \$1,543,507 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 Consolidated Landscaping and Lighting Assessment District No. 96-1, Zones 1 through 18 budgets 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

## <u>Exhibit A</u>

FY 2023 Fund Expenditure Appropriations - LLAD Special Revenue Funds

Fund	Zone	Description	Budget			
266	LLAD Zone 1	Huntwood Ave. and Panjon St.	11,654			
267	LLAD Zone 2	Harder Rd. and Mocine Ave.	10,329			
268	LLAD Zone 3	Prominence	211,817			
269	LLAD Zone 4	Stratford Village	31,169			
272	LLAD Zone 5	Soto Rd. and Plum Tree St.	14,213			
273	LLAD Zone 6	Pepper Tree Park	14,639			
274	LLAD Zone 7	Twin Bridges	206,743			
275	LLAD Zone 8	Capitola St.	11,653			
276	LLAD Zone 9	Orchard Ave.	2,904			
277	LLAD Zone 10	Eden Shores	185,303			
279	LLAD Zone 11	Stonebrae	264,040			
278	LLAD Zone 12	Eden Shores East (Spindrift)	36,655			
281	LLAD Zone 13	Cannery Place	202,656			
282	LLAD Zone 14	La Vista	114,388			
284	LLAD Zone 16	Blackstone	80,790			
290	LLAD Zone 17	Parkside Heights	51,715			
291	LLAD Zone 18	SoHay	92,840			
	Special Revenue Fund Total					

Self-Maintained.

Fiscal Year 2023

# **ENGINEER'S REPORT**

## **City of Hayward**

Landscaping and Lighting Assessment District 96-1

July 2022 Final Report





4745 Mangels Boulevard Fairfield, California 94534 707.430.4300 www.sci-cg.com

## **City of Hayward**

#### **City Council**

Barbara Halliday, Mayor

Angela Andrews, Council Member

Sara Lamnin, Council Member

Elisa Márquez, Council Member

Mark Salinas, Council Member

Aisha Wahab, Council Member

Francisco Zermeño, Council Member

#### Clerk of the Council

Miriam Lens

#### **City Manager**

Kelly McAdoo

#### **City Attorney**

Michael Lawson

#### Engineer of Work

SCI Consulting Group

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## Introduction

#### Overview

Each fiscal year an Engineer's Report (the "Report") is prepared and presented to the City of Hayward City Council (the "Council") describing the City's Landscaping and Lighting Assessment District No. 96-1 (the "District"). The Report details changes to the District or improvements, an estimate of the costs of the maintenance, operations, and servicing of the improvements, and the proposed budget and assessments for that fiscal year.

Through a professional service agreement with SCI Consulting Group (the "Consultant"), the City of Hayward (the "City") has requested the Consultant prepare and file the Report for the referenced fiscal year. This is the detailed Report for Fiscal Year ("FY") 2023 regarding the District and the proposed assessments to be levied on the properties therein to provide ongoing funding for the costs and expenses required to service and maintain landscape and lighting improvements associated with and resulting from development of properties within the District, in accordance with the proportional special benefits the properties receive from the improvements.

Following the preparation of the annual Report, a public hearing is held before the Council to allow the public an opportunity to hear and be heard regarding the District. Following consideration of all public comments and written protests at the noticed public hearing, and review of the Report, the Council may order amendments to the Report or confirm the Report as submitted. Following final approval of the Report, and confirmation of the assessments, the Council shall order the levy and collection of assessments for FY 2023. In such case, the levy information will be submitted to the Alameda County Auditor/Controller and included as assessments on the property tax roll for the various services provided in FY 2023.

#### Background

In November 1996, the voters of California adopted Proposition 218 (the "Right to Vote on Taxes Act"), which has been codified as Articles XIII C and XIII D of the California Constitution. The 1972 Act permits the creation of benefit zones within any individual assessment district if "by reasons or variations in the nature, location, and extent of the improvements, the various areas will receive different degrees of benefit from the improvement" (Sec. 22547). If, in any year, the proposed annual assessments for the District exceed the maximum assessments previously approved in a Proposition 218 proceeding (or grandfathered under Proposition 218), such an assessment would be considered a new or increased assessment and be confirmed through a mailed property owner protest ballot proceeding before that new or increased assessment could be imposed.

The District originally contained six benefit zones when initially formed in 1996, however, now totals eighteen benefit zones which are presented in this Report. This Report and the information contained herein reflect the proposed budget for each of the various services provided by the District and the rates and assessments applicable to those, as required by Proposition 218.

Α	В	С	D	Ε	
one	Name/Location	Year Formed	Type of Development	Number of Assessed Parcels/SFE	
1	Huntwood Ave. and Panjon St.	1990	Residential	30	
2	Harder Rd. and Mocine Ave.	1991	Residential	85	
3	Prominence	1992	Residential	155	
4	Stratford Village	1995	Residential	174	
5	Soto Rd. and Plum Tree St.	1995	Residential	38	
6	Pepper Tree Park	1982	Industrial	11	
7	Twin Bridges	1998	Residential	348	
8	Capitola St.	1999	Residential	24	
9	Orchard Ave.	2000	Residential	74	
10	Eden Shores	2003	Residential	534	
11	Stonebrae	2006, 2018, 2020	Residential	644	
12	Eden Shores East (Spindrift)	2007, 2016	Residential	379	
13	Cannery Place	2008	Residential	599	
14	La Vista	2016	Residential	179	
15	Cadence	2017	Residential	206	
16	Blackstone	2016	Residential	157	
17	Parkside Heights	2019	Residential	97	
18	SoHay	2019	Residential	433	
	1	Tota	Assessed Parcels:	4,167	

#### Table 1- Description Of Benefit Zones



The following table summarizes the FY 2023 assessment rates per benefit zone.

	TABLE 2: ASSESSMENT AMOUNTS BY BENEFIT ZONE								
А	В	с	D	E	F	G	Н	I	J
Zone	Name/Location	# Parcels	CPI Adj <sup>(5)</sup>	FY 2023 Max Base Assessment	FY 2023 Rate	FY 2022 Assessment	Chan	ge from last	year (7)
1	Huntwood Ave. and Panjon St.	30	No	295.83	214.00	208.66	Incr	5.34	3%
2	Harder Rd. and Mocine Ave.	85	No	193.39	122,86	122.86	None	-	0%
3	Prominence	155	Yes	1,062.12	951.66	923.95	Incr	27.71	3%
4	Stratford Village	174	No	180.00	116.16	116.16	None	-	0%
5	Soto Rd. and Plum Tree St.	38	No	258.67	255.17	255.17	None	-	0%
6	Pepper Tree Park	11	No	2.61	2.61	2.61	None	-	0%
7	Twin Bridges	348	Yes	1,110.94	591.70	591.70	None	-	0%
8	Capitola St.	24	Yes	794.54	186.56	186.56	None	-	0%
9	Orchard Ave.	74	Yes	212.14	34.19	34.19	None	-	0%
10	Eden Shores	534	Yes	1,265.04	287.32	278.94	Incr	8.38	3%
11a	Stonebrae (Developed)	617	Yes	1,794.28	340.44	330.52	Incr	9.92	3%
11b	Stonebrae ( <u>Undeveloped</u> )	27	Yes	538.28	180.43	175.18	Incr	5.25	3%
12a	Eden Shores - East	261	Yes	237.76	92.70	90.00	Incr	2.70	3%
12b	Eden Shores East (Spindrift)	118	Yes	232.80	92.70	90.00	Incr	2.70	3%
13	Cannery Place	599	Yes	1,349.22	371.82	361.00	Incr	10.82	3%
14	La Vista	179	Yes	704.16	683.65	683.65	None	-	0%
15	Cadence	206	Yes	682.86	N/A	N/A	N/A	N/A	N/A
16a	Blackstone (Zone A)	133	Yes	487.00	482.00	467.96	Incr	14.04	3%
16b	Blackstone (Zone B)	24	Yes	511.34	506.08	491.34	Incr	14.74	3%
17	Parkside Heights	97	Yes	564.86	528.69	528.69	None	-	0%
18a	SoHay Zone A (Developed)	192	Yes	430.82	300.00	50.00	Incr	250.00	500%
18b	SoHay Zone A ( <u>Undeveloped</u> )	69	Yes	129.25	90.00	15.00	Incr	75.00	500%
18c	SoHay Zone B (Developed)	79	Yes	409.28	285.00	47.50	Incr	237.50	500%
18d	SoHay Zone B ( <u>Undeveloped</u> )	<u>93</u>	Yes	122.78	85,50	14.25	Incr	71.25	500%

#### Table 2- Assessment Amounts By Benefit Zone



The following table summarizes the revenue, expenditures, and account balance by benefit zone.

	TABLE 3: ESTIMATED CASH BALANCE CHANGES PER BENEFIT ZONE							
Zone	Name/Location	Est FY 2022 Ending Cash Balance	FY 2023 Revenue	FY 2023 Expenditures	Change	Est FY 2023 Ending Cash Balance		
1	Huntwood Ave. and Panjon St.	26,611	6,511	11,654	(5,143)	21,468		
2	Harder Rd. and Mocine Ave.	30,930	10,666	10,329	337	31,266		
3	Prominence	352,748	149,635	211,817	(62,183)	290,565		
4	Stratford Village	111,859	20,898	31,169	(10,271)	101,588		
5	Soto Rd. and Plum Tree St.	25,974	9,832	14,213	(4,381)	21,593		
6	Pepper Tree Park	91,452	13,188	14,639	(1,451)	90,001		
7	Twin Bridges	670,388	206,211	206,743	(532)	669,857		
8	Capitola St.	60,639	4,801	11,653	(6,852)	53,788		
9	Orchard Ave.	9,218	2,512	2,904	(392)	8,826		
10	Eden Shores	480,187	153,121	185,303	(32,182)	448,005		
11	Stonebrae	404,441	216,657	264,040	(47,383)	357,059		
12	Eden Shores East (Spindrift)	18,924	34,686	36,655	(1,969)	16,955		
13	Cannery Place	644,448	221,234	202,656	18,578	663,026		
14	La Vista	222,017	120,643	114,388	6,255	228,272		
15	Cadence	-	-	-	-	-		
16	Blackstone	157,203	75,067	80,790	(5,723)	151,480		
17	Parkside Heights	84,200	54,211	51,715	2,496	86,697		
18	SoHay	133,083	109,651	92,840	16,811	149,894		
Cash Bala	ance:	3,524,323	1,409,523	1,543,507	(133,984)	3,390,339		

#### Table 3: Estimated Cash Balance Changes Per Benefit Zone

Self-Maintained.

#### **Method of Apportionment**

Part 2 of Division 15 of the Streets and Highways Code, the Landscaping and Lighting Act of 1972, permits the establishment of assessment districts by agencies for the purpose of providing certain public improvements which include the operation, maintenance and servicing of landscaping and street lighting improvements.

Section 22573 of the Landscaping and Lighting Act of 1972 requires that maintenance assessments must be levied according to benefit rather than according to assessed value. This Section states:

"The net amount to be assessed upon lands within an assessment district may be apportioned by any formula or method which fairly distributes the net amount among all assessable lots or parcels in proportion to the estimated benefit to be received by each such lot or parcel from the improvements."



The determination of whether or not a lot or parcel will benefit from the improvements shall be made pursuant to the Improvement Act of 1911 (Division 7 (commencing with Section 5000)) [of the Streets and Highways Code, State of California]."

Proposition 218 also requires that maintenance assessments must be levied according to benefit rather than according to assessed value. In addition, Article XIIID, Section 4(a) of the California Constitution limits the amount of any assessment to the proportional special benefit conferred on the property. Because assessments are levied based on benefit, they are not considered a tax, and, therefore, are not governed by Article XIIIA of the California Constitution.

The 1972 Act permits the designation of zones of benefit within any individual assessment district if "by reasons or variations in the nature, location, and extent of the improvements, the various areas will receive different degrees of benefit from the improvement" (Sec. 22547). Thus, the 1972 Act requires the levy of a true "assessment" rather than a "special tax."

Article XIIID of the California Constitution provides that publicly owned properties must be assessed unless there is clear and convincing evidence that those properties receive no special benefit from the assessment. Exempted from the assessment would be the areas of public streets, public avenues, public lanes, public roads, public drives, public courts, public alleys, public easements, and rights-of-ways.

#### **Zone Classification**

Each benefit zone is unique and distinguishable from other benefit zones located within the District. Each benefit zone is evaluated to determine which improvements are of a specific and direct benefit to the parcels in that benefit zone. Once the improvements have been identified, a method of spreading those costs to the benefiting parcels was developed.

As certain subdivisions develop throughout the City of Hayward, they may be annexed into an existing zone or there may be a new zone formed. Each new subdivision is evaluated to determine which improvements are of a specific and direct benefit to the parcels within the subdivision and then a determination is made whether to annex them into an existing zone or whether to form a new zone. The parcels, which benefit from the improvements, are identified and a benefit assessment spread methodology is developed to spread the costs of the improvements to the benefiting parcels.

Details of the various zones in the District, their corresponding number of parcels in each benefit zone, and the method of apportioning the costs of the improvements are in the zone description section.



#### Assessment Roll

A list of names and addresses of the owners of all parcels, and the description of each lot or parcel within the City's Landscaping & Lighting Assessment District No. 96-1 is shown on the last equalized Property Tax Roll of the Assessor of the County of Alameda, which by reference is hereby made a part of this report.

This list is keyed to the Assessor's Parcel Numbers as shown on the Assessment Roll, which includes the proposed assessment amount for FY 2023 apportioned to each lot or parcel. The Assessment Roll is on file in the Office of the City Clerk of the City of Hayward.

#### **Estimate of Costs**

The 1972 Act provides that the total cost of construction, operation, maintenance and servicing of the public landscaping, street lighting, open space facilities, parks, trails, etc. can be recovered by the District. Incidental expenses including administration of the district, engineering fees, legal fees and all other costs associated with the construction, operation, maintenance, and servicing of the district can also be included.

The 1972 Act requires that a special fund be set up for the revenues and expenditures for the District. Funds raised by the assessments shall be used only for the purposes as stated herein. Any balance remaining on July 1 at the end of the fiscal year must be carried over to the next fiscal year.

The estimated FY 2023 revenues and expenditures for the proposed District are itemized by zone below. For a detailed breakdown on the operation, maintenance, and servicing costs for each benefit zone, please refer to the budget page following each zone's description.



#### Legislative Analysis

#### Proposition 218 Compliance<sup>1</sup>

On November 5, 1996, California voters approved Proposition 218 entitled "Right to Vote on Taxes Act," which added Articles XIIIC and XIIID to the California Constitution. While its title refers only to taxes, Proposition 218 establishes new procedural requirements for the formation and administration of assessment districts. These new procedures stipulate that even if assessments are initially exempt from Proposition 218, future increases in assessments must comply with the provisions of Proposition 218. However, if an increase in the assessment cap) then the City would be following the provisions of Proposition 218 if the assessments did not exceed the assessment formula.

All the assessments proposed within the FY 2023 Engineer's Report are equal to or less than the Maximum Base Assessment Rate authorized; therefore, Article XIIID, Section 4 vote requirements do not apply to these proceedings.

#### **Inflation Factor Allowance Overview**

**No Allowance** - Five of the eighteen benefit zones (1, 2, 4, 5, 6) do not have an inflation factor allowance within their respective assessment formula to increase their Maximum Base Assessment.

**Allowance** - Thirteen of eighteen benefit zones (3, 7-18) have an inflation factor allowance within their respective assessment formula to increase their Maximum Base Assessment Rate annually based upon the change in the prior year's CPI. Their inflation factor is described below.

Benefit zones 3, 7-13, 17-18 apply the February CPI-U for the San Francisco-Oakland-Hayward, CA MSA<sup>2</sup> inflation factor. The CPI-U increase from February 2021 to February 2022 was 5.19%; therefore; a 5.19% increase was applied to the FY 2023 Maximum Base Assessment Rate for zones 3, 7-13, 17-18.



<sup>&</sup>lt;sup>1</sup> http://www.lao.ca.gov/1996/120196 prop 218/understanding prop218 1296.html

<sup>&</sup>lt;sup>2</sup> https://data.bls.gov/cgi-bin/surveymost (Feb 2021 to Feb 2022)

Benefit zones 12 annexation, 14-16 apply the December CPI-U for the San Francisco-Oakland-Hayward, CA MSA<sup>3</sup> inflation factor, capped at 3.00% per fiscal year. Any change in the CPI in excess of 3.00% shall be cumulatively reserved as the "Unused CPI" and shall be used to increase the maximum authorized assessment rate in years in which the CPI is less than 3%. The CPI-U increase from December 2020 to December 2021 was 4.24%; therefore, the Maximum Base Assessment Rate for zones 12 annexation, 14-16 have been increased by 3.00%.

#### Noticing, Public Comment, and Public Hearing

Noticing and information regarding this report were provided via the following methods: 1) mailed a notice to all affected property owners to provide detail of their recommended FY 2023 assessment rate and to alert them to three public meetings where they could provide input (June 15, June 21, July 5), and 3) published a legal notice in the East Bay Times on June 24, 2022.

On July 5, 2022, the City is proposing to hold a public hearing to provide an opportunity for any interested person to be heard. After the public hearing, the Council may adopt a resolution setting the annual assessment amounts as originally proposed or as modified. Following the adoption of this resolution, the final assessor's roll will be prepared and filed with the Alameda County Auditor's Office to be included on the FY 2023 tax roll. Payment of the assessment for each parcel will be made in the same manner and at the same time as payments are made for property taxes. All funds collected through the assessment must be placed in a special fund and can only be used for the purposes stated within this report.



<sup>&</sup>lt;sup>3</sup> https://data.bls.gov/cgi-bin/surveymost (Dec 2020 to Dec 2021)

## **Plans and Specifications**

#### Introduction

As required by the Landscaping and Lighting Act of 1972, the annual Engineer's Report includes: (1) a listing of the proposed assessment amount for each assessable lot or parcel; (2) a description of the improvements to be operated, maintained, and serviced; and (3) an estimated budget.

#### **Description of District**

The territory within the District consists of all lots and APNs of land that receive special benefits from the landscape and lighting improvements funded by the District assessments. The boundaries of the District are comprised of eighteen benefit Zones. APNs within the District are identified and grouped into one of the eighteen designated Zones based on the special benefits properties receive from the District improvements and the authorized Maximum Base Assessments established. The eighteen Zones within the District and the benefits associated with the properties therein are described in more detail in the following pages of this Report. In addition, the individual zone diagrams (maps) are presented in the Assessment Diagram Section of the Report and provide a visual representation of the District showing the boundaries of each benefit zone.

#### **Description of Improvements**

The facilities which have been constructed within the District and those which may be subsequently constructed, will be operated, maintained, and serviced as generally described as follows:

The improvements consist of the construction, operation, maintenance, rehabilitation, and servicing of landscaping, street lighting, open space facilities, parks, trails, and appurtenant (pertaining to something that attaches) facilities including but not limited to; personnel, electrical energy, utilities such as water, materials, contractual services, and other items necessary for the satisfactory operation of these services and facilities as described below:

#### Landscaping Facilities

Landscaping facilities consist of, but are not limited to operation, maintenance and servicing of landscaping, irrigation, planting, shrubbery, ground cover, trees, pathways, hardscapes, decorative masonry and concrete walls, fountains, bus shelters, entry gate structures, graffiti removal, fences, and other appurtenant facilities required to provide landscaping within the public rights-of-way and easements within the boundaries of the Assessment District.



#### Street Lighting Facilities

Street lighting facilities consist of, but are not limited to operation, maintenance and servicing of poles, fixtures, bulbs, conduits, equipment including guys, anchors, posts and pedestals, metering devices and other appurtenant facilities within the public rights-of-way and easements within the boundaries of the Assessment District.

#### **Open Space Facilities**

Open space facilities consist of, but are not limited to operation, maintenance and servicing of drainage areas, creeks, ponds, etc. including the removal of trash and debris, sediment, natural and planted vegetation and other appurtenant facilities within the public rights-of-way and easements within the boundaries of the Assessment District.

#### Park/Trail Facilities

Park/Trail facilities consist of, but are not limited to: operation, maintenance and servicing of landscaping, irrigation systems, pedestrian access, asphalt bike pathways, parkways, and the removal of trash and debris, rodent control, used for the support of recreational programs and other appurtenant facilities within the public rights-of-way and easements within the boundaries of the Assessment Districts.

#### Maintenance

Maintenance means the furnishing of services and materials for the ordinary and usual operation, maintenance and servicing of the landscaping, public lighting facilities and appurtenant facilities, including repair, removal or replacement of all or part of any of the landscaping, public lighting facilities or appurtenant facilities; providing for the life, growth, health and beauty of the landscaping improvements, including cultivation, irrigation, trimming, spraying, fertilizing and treating for disease or injury; and the removal of trimmings, rubbish, debris and other solid waste; the cleaning, sandblasting, and painting of street lights and other improvements to remove graffiti.



#### Zone 1 (Huntwood Ave.& Panjon St.)

Tract No. 06041 Formed: November 13, 1990 Resolution Number: 90-256 **FY 2023** 

Maximum Base Assessment Rate: \$295.83 Assessment Amount per Parcel: \$214.00 Number of Parcels: 30 Assessment Income: \$6,420.00



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1990**.
- Is at the maximum, unchanged from the previous year at \$295.83 per parcel.
- Includes an annual inflation increase: **No**.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



#### FY 2023 Assessment and Income

Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **increase** from the previous year from \$208.66 to **\$214.00**.
- The total annual assessment income will equal \$6,420.00.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

#### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: Including an 8-foot-wide landscaped strip along Huntwood Ave. within a landscape easement; and
- Surface maintenance of the street side: Including a 600-foot masonry wall along Huntwood Ave. The maintenance includes painting, cleaning, graffiti removal, and minor surface repair.
- **One-time maintenance:** A budget of **\$5,000** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Landscape and Lighting District Zone 1 - Huntwood Ave. and Panjon St. Fund 266, Project 3740 Established 1990, 30 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	ient				
a.	Maximum Base Assessment Amount	295.83	295.83	295.83	295.83
b.	Annual Per Parcel Assessment	202.58	202.58	208.66	214.00
c.	# of Parcels	30	30	30	30
d.	Total Amount Assessed for the District:	6,077	6,077	6,260	6,420
Income					
a.	Annual Assessment Revenue	6,077	6,077	6,260	6,420
b.	Minus County Tax Collection Fee (1.7%)	(103)	(103)	(106)	(109
с.	Adjustment for Delinquencies	441	-	-	-
d.	<u>Other</u>	608	400	200	200
e.	Total Revenue:	7,023	6,374	6,353	6,511
Services					
a.	Utilities: Water	332	369	405	700
b.	Utilities: PGE	223	238	263	325
с.	Landscape Maintenance	1,620	1,620	1,620	2,400
d.	One-Time Project/Maintenance	-	-	-	5,000
e.	Property Owner Noticing	25	20	25	75
f.	Annual Reporting	1,100	553	1,550	1,032
g.	City Administration	2,060	2,000	2,060	2,122
h.	Total Expenditures:	5,360	4,800	5,923	11,654
Account	Balance				
a.	Beginning Account Balance	22,944	24,607	26,181	26,611
b.	<u>Net Change (Revenue - Expenditures)</u>	1,663	1,574	430	(5,143
с.	Ending Account Balance:	24,607	26,181	26,611	21,468



#### Zone 2 (Harder Rd. & Mocine Ave.)

Tract No. 6042 Formed: July 25, 1991 Resolution Number: 91-137 **FY 2023** 

Maximum Base Assessment Rate: \$193.39 Assessment Amount per Parcel: \$122.86 Number of Parcels: 85 Assessment Income: \$10,443.10



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1991**.
- Is at the maximum, unchanged from the previous year at \$193.39 per parcel.
- Includes an annual inflation increase: **No**.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

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#### FY 2023 Assessment and Income

#### Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **remain the same** from the previous year at **\$122.86**.
- The total annual assessment income will equal **\$10,443.10**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

#### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: Including the area between the sidewalk and wall along Harder Road and Mocine Ave. within a landscape easement.
- Surface maintenance of the street side: Including maintenance of a 1,000-foot-long masonry wall along Harder Road, Mocine Ave., and a segment of Sunburst Drive. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair; and
- **Surface maintenance of wall**: Includes maintenance of an 800-foot-long masonry wall adjacent to the railroad tracks located on the southwest side of Tract No. 6042. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair.
- **One-time maintenance:** A budget of **\$2,500** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Landscape and Lighting District Zone 2 - Harder Rd. & Mocine Ave. Fund 267, Project 3741 Established 1991, 85 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
					•
Assessn	nent				
a.	Maximum Base Assessment Amount	193.39	193.39	193.39	193.39
b.	Annual Per Parcel Assessment	122.86	122.86	122.86	122.86
с.	<u># of Parcels</u>	85	85	85	85
d.	Total Amount Assessed for the District:	10,443	10,443	10,443	10,443
ncome					
a.	Annual Assessment Revenue	10,443	10,443	10,443	10,44
b.	Minus County Tax Collection Fee (1.7%)	(178)	(178)	(178)	(17)
с.	Adjustment for Delinquencies	(34)	-	-	-
d.	<u>Other</u>	635	500	400	40
e.	Total Revenue:	10,867	10,766	10,666	10,66
Services	5				
a.	Utilities: Water	330	910	1,814	2,00
b.	Utilities: PGE	116	120	129	16
с.	Landscape Maintenance	1,620	1,620	1,620	2,40
d.	One-Time Project/Maintenance	-	5,000	-	2,50
e.	Property Owner Noticing	71	56	115	11
f.	Annual Reporting	1,100	553	1,550	1,03
g.	City Administration	2,060	2,000	2,060	2,12
h.	Total Expenditures:	5,297	10,259	7,288	10,32
Account	t Balance				
a.	Beginning Account Balance	21,476	27,046	27,552	30,930
b.	<u>Net Change (Revenue - Expenditures)</u>	5,570	507	3,378	33
с.	Ending Account Balance:	27,046	27,552	30,930	31,26



#### Zone 3 (Prominence)

#### Tract No. 4007 Formed: June 23, 1992 Resolution Number: 92-174

FY 2023

Maximum Base Assessment Rate: \$1,062.12 Assessment Amount per Parcel: \$951.66 Number of Parcels: 155 Assessment Income: \$147,507.30



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1992**.
- Increased from the previous year from \$1,009.72 to \$1,062.12 per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes the February CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).



#### FY 2023 Assessment and Income

Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **increase** from the previous year from \$**923.95** to **\$951.66**.
- The total annual assessment income will equal **\$147,507.30**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

#### FY 2023 Services

#### Services provided to this assessment zone include:

- Landscaping and irrigation: Include approximately one mile of landscaped frontage along Hayward Blvd. and Fairview Ave., with significant slope areas along the street;
- Surface maintenance of the sound wall (street side): of a mile-long masonry wall along Hayward Blvd. and Fairview Ave. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair; and
- Maintenance of several open space areas: many are maintained within the tract; however, there are no funds budgeted for maintenance of the non-irrigated, non-landscaped open space areas.
- **One-time projects:** A budget of **\$47,738** is included for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Notes:

- In FY 2004, a group of property owners within Zone 3 formed a Landscape Committee.
- In FY 2006, a Proposition 218 Election was held to increase the base assessment amount from \$328.82 to \$1,023.56 per parcel for the first three years to fund the cost of a comprehensive landscape plan (capital plan). The \$694.74 increase was made up of two parts. One, an increase of \$365.70 per year for maintenance; and two, an increase of \$329.04 per year for capital. The three-year capital plan included 1) Bus Stop and Open Area Across Street on Fox Hollow Drive; 2) Open Area South of 28525 Fox Hollow Drive; 3) Hayward Blvd., Fairview Drive, and Barn Rock Drive.
- In FY 2009, the rate returned to \$694.52 per year, which may be increased each year by inflation



#### Landscape and Lighting District Zone 3 - Prominence Fund 268, Project 3742 Established 1992, 155 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessr	nent				
a.	Maximum Base Assessment Amount	966.01	994.12	1,062.12	1,062.12
u.	Maximum base Assessment Amount	500.01	554.12	1,002.12	1,002.12
b.	Annual Per Parcel Assessment	883.97	909.69	923.95	951.66
с.	<u># of Parcels</u>	155	155	155	155
d.	Total Amount Assessed for the District:	137,015	141,002	143,212	147,507
Income					
a.	Annual Assessment Revenue	137,015	141,002	143,212	147,507
b.	Minus County Tax Collection Fee (1.7%)	(2,329)	(2,397)	(2,435)	(2,508)
с.	Adjustment for Delinquencies	(707)	-	-	0
d.	<u>Other</u>	6,631	5,000	4,500	4,635
e.	Total Revenue:	140,610	143,605	145,278	149,635
Services	5				
a.	Utilities: Water	25,296	20,572	19,440	30,000
b.	Utilities: PGE	1,491	1,493	1,812	2,000
с.	Landscape Maintenance	37,200	47,990	59,700	60,000
d.	One-Time Project/Maintenance	9,766	15,417	20,000	47,738
e.	Planting	-	7,000	5,788	5,962
f.	Tree Maintenance/Replacement	-	7,500	10,000	10,300
g.	Mulch Replacement	-	-	-	-
h.	Bus Stop Area	-	-	-	40,000
i.	Irrigation/V-Ditch Filter	-	-	-	10,000
j. k.	Property Owner Noticing	129 1,239	99 635	100	175 1,187
к. I.	Annual Reporting	4,120	4,200	1,817 4,326	4,456
n. m.	<u>City Administration</u> Total Expenditures:	79,241	104,906	122,983	211,817
Δετουρ	t Balance				
a.	Beginning Account Balance	230,385	291,754	330,453	352,748
b.	Net Change (Revenue - Expenditures)	61,369	38,699	22,295	(62,183)
с.	Ending Account Balance:	291,754	330,453	352,748	290,565



#### Zone 4 (Stratford Village)

Tract Nos. 6472, 6560, 6682 & 6683 Formed: May 23, 1995 Resolution Number: 95-96 Annexed Tract No. 6682: January 23, 1996

FY 2023

Maximum Base Assessment Rate: \$180.00 Assessment Amount per Parcel: \$116.16 Number of Parcels: 174 Assessment Income: \$20,211.84



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1995**.
- Is at the maximum, unchanged from the previous year at \$180.00 per parcel.
- Includes an annual inflation increase: No
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



#### FY 2023 Assessment and Income

#### Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **remain the same** from the previous year at **\$116.16**.
- The total annual assessment income will equal **\$20,211.84**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment rate.

#### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: Include approximately 21,000 square feet adjacent to the Ward Creek Bike Pathway, including an irrigation system with electrical controllers;
- Median landscaping: Includes approximately 2,100 square feet along Stratford Rd. and Ruus Lane;
- Landscaping: Includes approximately 7,500 square feet along Pacheco Way;
- Landscaping, irrigation, and appurtenances: on the median island on Ruus Lane;
- **Surface maintenance** of the street side of a masonry wall along Pacheco Way and along the southern and eastern property boundaries. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair;
- Asphalt bike pathway: Includes approximately 2,100 linear feet adjacent to Ward Creek between Pacheco Way and Folsom Ave., and bike path striping on pathway;
- **Chain link fencing**: Includes approximately 50 linear feet of 4-foot-high black vinyl clad fencing at two locations between Ward Creek and the asphalt pathway;

- **Gate**: Includes a 14-foot-wide entry gate structure, an 8-foot-wide swing gate, and a 12-foot-wide swing gate;
- **Bridge**: Includes 32 linear feet of 8-foot-wide prefabricated steel bridge with wood deck; and
- **Pedestrian access**: Between Rosecliff Lane and Ward Creek Pathway.
- **One-time maintenance:** A budget of **\$15,000** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Landscape and Lighting District Zone 4 - Stratford Village Fund 269, Project 3743 Established 1995, 174 Parcels

		FY 2020	FY 2021	FY 2022	FY 2023
		Actual	Actual	Estimated	Proposed
Assessn					
a.	Maximum Base Assessment Amount	180.00	180.00	180.00	180.00
b.	Annual Per Parcel Assessment	116.16	116.16	116.16	116.16
с.	<u># of Parcels</u>	174	174	174	174
d.	Total Amount Assessed for the District:	20,212	20,212	20,212	20,212
Income					
a.	Annual Assessment Revenue	20,212	20,212	20,212	20,212
b.	Minus County Tax Collection Fee (1.7%)	(344)	(344)	(344)	(344)
с.	Adjustment for Delinquencies	106	-	-	0
d.	<u>Other</u>	2,605	2,683	1,000	1,030
e.	Total Revenue:	22,579	22,551	20,868	20,898
Services	5				
a.	Utilities: Water	2,554	2,840	9,035	3,100
b.	Utilities: PGE	1,005	1,083	1,205	1,300
с.	Landscape Maintenance	6,415	-	6,415	8,500
d.	One-Time Project/Maintenance	-	3,720	10,000	15,000
e.	Irrigation Repair	-	-	-	-
f.	Graffiti Abatement	-	-	-	-
g.	Repair Aspalt Path	-	-	-	-
h.	Property Owner Noticing	73	113	115	115
i.	Annual Reporting	1,100	553	1,550	1,032
j.	City Administration	2,060	2,000	2,060	2,122
k.	Total Expenditures:	13,207	10,309	30,380	31,169
Account	t Balance				
a.	Beginning Account Balance	99,756	109,128	121,371	111,859
b.	<u>Net Change (Revenue - Expenditures)</u>	<u> </u>	12,242	(9,512)	(10,271
с.	Ending Account Balance:	109,128	121,371	111,859	101,588



#### Zone 5 (Soto Rd. & Plum Tree St.)

Tract Nos. 6641 & 6754 Formed: May 23, 1995 Resolution Number: 95-97 Annexed Tract No. 6754: October 17, 1995

FY 2023

Maximum Base Assessment Rate: **\$258.67** Assessment Amount per Parcel: **\$255.17** Number of Parcels: **38** Assessment Income: **\$9,696.46** 



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1995**.
- Is at the maximum, unchanged from the previous year at \$258.67 per parcel.
- Includes an annual inflation increase : No
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



#### FY 2023 Assessment and Income

Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **remain the same** from the previous year at **\$255.17**.
- The total annual assessment income will equal \$9,696.46.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

#### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping: within the 10-foot-wide setback area between the masonry wall and the sidewalk (approximately 360 lineal feet);
- Landscaping and appurtenances: within the 5.5-foot-wide planter strip between the sidewalk and the curb return areas across the frontage of Tract 6641; located within the 10-foot-wide setback area between the masonry wall and the sidewalk (approximately 440 lineal feet); and within the 5.5-foot-wide planter strip between the sidewalk and the curb across the Soto Road frontage of Final Map Tract 6754.
- Surface maintenance of the masonry wall (street side): of a masonry wall along Soto Road. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair; and
- The curb return areas: at the intersection of Soto Road and Plum Tree Street.
- **One-time maintenance**: A budget of \$**5,000** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Landscape and Lighting District Zone 5 - Plum Tree St. - Soto Road Fund 272, Project 3744 Established 1995, 38 Parcels

		FY 2020	FY 2021	FY 2022	FY 2023
		Actual	Actual	Estimated	Proposed
Assessn	nent				
a.	Maximum Base Assessment Amount:	258.67	258.67	258.67	258.67
b.	Annual Per Parcel Assessment:	255.17	255.17	255.17	255.17
с.	# of Parcels	38	38	38	38
d.	Total Amount Assessed for the District:	9,696	9,696	9,696	9,696
Income					
a.	Annual Assessment Revenue	10,255	9,696	9,696	9,696
b.	Minus County Tax Collection Fee (1.7%)	(174)	(165)	(165)	(165
с.	Adjustment for Delinquencies	-	-	-	-
d.	<u>Other</u>	347	300	300	300
e.	Total Revenue:	10,428	9,832	9,832	9,832
Services					
a.	Utilities: Water	158	176	190	800
b.	Utilities: PGE	224	228	263	300
с.	Landscape Maintenance	1,620	1,620	1,620	2,400
d.	Irigigation Repair	-	-	-	3,000
e.	One-Time Project/Maintenance	-	-	-	5,000
f.	Property Owner Noticing	32	25	30	75
g.	Annual Reporting	551	276	825	516
h.	City Administration	1,545	2,000	2,060	2,122
i.	Total Expenditures:	4,130	4,325	4,988	14,213
Accoun	t Balance				
a.	Beginning Account Balance:	9,326	15,624	21,131	25,974
b.	Net Change (Revenue - Expenditures)	6,298	5,507	4,844	(4,381)
с.	Ending Account Balance:	15,624	21,131	25,974	21,593



#### Zone 6 (Peppertree Park)

#### Tract Nos. 4420 & 3337 (Lot 2) Formed: May 11, 1982 Resolution Number: 82-160

FY 2023

Maximum Base Assessment Rate: **\$2.61** per linear foot Assessment Amount per Parcel: **\$2.61** per linear foot Number of Parcels: **11** Assessment Income: **\$13,034.34** 



#### FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **1982.**
- Is at the maximum, unchanged from the previous year at **\$2.61** per linear foot.
- Includes an annual inflation increase : No
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The per linear foot charge will remain the same from the previous year at \$2.61.
- The total annual assessment income will equal \$13,034.34.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is at the Maximum Base Assessment.

### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and decorative paving: within the median islands in San Clemente Street between Zephyr Avenue and San Antonio Street;
- Landscaping: in the fountain area; and
- **Various**: the identification sign, lighting, and landscaping in the main entrance median at San Clemente Street and San Antonio Street.
- **One-time maintenance**: A budget of **\$5,000** is allocated for additional maintenance, as required.



#### Landscape and Lighting District Zone 6 - Peppertree Business Park Fund 273, Project 3730 Established 1982, 11 Parcels

nt Maximum Base Assessment Amount: Annual Per Parcel Assessment: of Parcels ength of Assessable Street Frontage Fotal Amount Assessed for the District	Actual 2.61 2.61 11 4.994 13,034	Actual 2.61 2.61 11 4,994	Estimated 2.61 2.61	Proposed 2.61
Maximum Base Assessment Amount: Annual Per Parcel Assessment: of Parcels ength of Assessable Street Frontage	2.61 11 4,994	2.61 11	2.61	
Maximum Base Assessment Amount: Annual Per Parcel Assessment: of Parcels ength of Assessable Street Frontage	2.61 11 4,994	2.61 11	2.61	
of Parcels ength of Assessable Street Frontage	11 4,994	11		26
ength of Assessable Street Frontage	4,994		11	2.0
		4,994		1
	13,034		4,994	4,99
		13,034	13,034	13,03
nnual Assessment Revenue	13,034	13,034	13,034	13,03
1inus County Tax Collection Fee (1.7%)	(222)	(222)	(222)	(22
djustment for Delinquencies	3	-	-	
ther	1,930	375	375	37
otal Revenue:	14,746	13,188	13,188	13,18
tilities: Water	1,757	1.770	1,750	2,06
			-	16
				4,20
	-	-	-	5,00
	9	5	8	6
nnual Reporting	1,100	553	1,550	1,03
ity Administration	2,060	2,000	2,060	2,12
otal Expenditures:	7,024	4,439	9,688	14,63
alance				
eginning Account Balance:	71,482	79,204	87,952	91,45
	-	-	-	(1,45
	79,204	87,952	91,452	90,00
it a r n it o a l e	ilities: PGE indscape Maintenance ne-Time Project/Maintenance operty Owner Noticing inual Reporting ry Administration tal Expenditures:	ilities: PGE       109         indscape Maintenance       1,989         ne-Time Project/Maintenance       -         operty Owner Noticing       9         inual Reporting       1,100         cy Administration       2,060         tal Expenditures:       7,024         lance       71,482         ginning Account Balance:       71,482         ct Change (Revenue - Expenditures)       7,722	ilities: PGE109indscape Maintenance1,989ne-Time Project/Maintenance-operty Owner Noticing9inual Reporting1,100sty Administration2,060tal Expenditures:7,024dance-ginning Account Balance:71,482tt Change (Revenue - Expenditures)7,7228,749	ilities: PGE       109       111       120         indscape Maintenance       1,989       -       4,200         ne-Time Project/Maintenance       -       -       -         operty Owner Noticing       9       5       8         inual Reporting       1,100       553       1,550         cy Administration       2,060       2,000       2,060         tal Expenditures:       7,024       4,439       9,688         lance



# Zone 7 (Twin Bridges)

## Tract Nos. 7015 Formed: July 28, 1998 Resolution Number: 98-153

FY 2023

Maximum Base Assessment Rate: \$1,110.94 Assessment Amount per Parcel: \$591.70 Number of Parcels: 348 Assessment Income: \$205,911.60



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **1998**.
- Increased from the previous year from \$1,056.12 to \$1,110.94 per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA 5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



### Assessment Rate (annual charge per parcel) and Income

- The per parcel charge **will remain the same** from the previous year at **\$591.70**.
- The total annual assessment income will equal **\$205,911.60.**
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

## FY 2023 Services

### Services for this assessment zone include:

- **Park:** Includes a two-acre neighborhood park, maintained by the Hayward Area Recreation District through a Memorandum of Understanding with the City;
- Landscaping: Includes: planting, irrigation, the multi-use pathway, landscape lighting and other associated improvements located within the landscape easements and street right-of-way along Mission Boulevard and Industrial Parkway;
- **Medians**: Includes medians and abutting landscaping along the Arrowhead Way entrance roads and traffic circles, including the bridge structure, signs, and decorative entry paving;
- Bus shelters;
- Walls and fences that face Mission Blvd., Industrial Parkway, the Arrowhead Way entrance roads, the golf course and along the Line N drainage channel (including graffiti removal);
- Specialty street lighting; and
- **One-time maintenance:** A budget of **\$20,000** is allocated for additional maintenance, as required.



#### Landscape and Lighting District Zone 7 - Twin Bridges Fund 274, Project 3746 Established 1998, 348 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	hent				
a.	Maximum Base Assessment Amount:	1,010.40	1,039.80	1,110.94	1,110.94
b.	Annual Per Parcel Assessment:	591.70	591.70	591.70	591.70
с.	# of Parcels	348	348	348	348
d.	Total Amount Assessed for the District	205,912	205,912	205,912	205,912
-		/-	, -	,-	
Income a.	Annual Assessment Revenue	205,912	205,912	205,912	205,912
b.	Minus County Tax Collection Fee (1.7%)	(3,500)	(3,500)	(3,500)	(3,500
с.	Adjustment for Delinquencies	(2,867)	(3,500)	(3,500)	(3,500
d.	Other	13,321	5,000	3,500	3,800
u.	Total Revenue:	212,865	<u> </u>	205,911	206,211
		212,803	207,411	203,511	200,211
Services					
a.	Utilities: Water	38,523	68,536	49,200	65,000
b.	Utilities: PGE	1,985	2,198	2,138	3,000
с.	Landscape Maintenance	27,313	27,313	31,037	45,000
d.	Park Maintenance - HARD	46,144	47,528	47,528	51,000
e.	One-Time Project/Maintenance	1,179	-	-	20,000
f.	Tree Maintenance/Replacement	-	21,880	4,250	16,750
g.	Street Light Maintenance	-	-	-	-
h.	Graffiti Abatement	-	-	-	-
i.	Weather based Irrigation Ctrlr	-	-	-	-
j.	Irrigation Repair	-	-	-	-
k.	Fence Repair	-	-	-	-
١.	Flags	710	-	-	-
m.	LED Street Light Project	-	-	-	-
n.	Property Owner Noticing	290	222	225	350
о.	Annual Reporting	1,239	636	1,817	1,187
p.	City Administration	4,120	4,200	4,326	4,456
q.	Total Expenditures:	121,503	172,513	140,521	206,743
Account	Balance				
a.	Beginning Account Balance:	478,738	570,100	604,998	670,388
b.	<u>Net Change (Revenue - Expenditures)</u>	91,362	<u>34,898</u>	65,390	(532
c.	Ending Account Balance:	570,100	604,998	670,388	669,857



# Zone 8 (Capitola Street)

## Tract Nos. 7033 Formed: March 2, 1999 Resolution Number: 99-030

FY 2023

Maximum Base Assessment Rate: \$794.54 Assessment Amount per Parcel: \$186.56 Number of Parcels: 24 Assessment Income: \$4,477.53



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **1999**.
- Increased from the previous year from \$755.34 to **\$794.54** per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA 5.19% for the period February 2021 to February 2022).



Assessment Rate (annual charge per parcel) and Income

- The per parcel charge **will remain the same** from the previous year at **\$186.56**.
- The total annual assessment income will equal \$4,477.53.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.
- Can be increased later: Future increases above the Maximum Base Assessment would require the noticing and balloting of property owners per the requirements of Proposition 218.

### FY 2023 Services

### Services for this assessment zone include:

- Landscaping: a 10-foot-wide landscaped area, between the wall and the Hesperian Blvd. frontage, to be improved with landscaping, irrigation, and other associated improvements located within the landscaped area.
- **Surface maintenance:** of the 8-foot-high decorative concrete wall along the tract's Hesperian Blvd. frontage. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair; and
- **One-time maintenance:** A budget of \$6,000 is allocated for additional maintenance as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



#### Landscape and Lighting District Zone 8 - Capitola St. Fund 275, Project 3748 Established 1999, 24 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	nent				
a.	Maximum Base Assessment Amount:	722.64	743.67	794.54	794.54
b.	Annual Per Parcel Assessment:	181.13	181.13	186.56	186.56
с.	# of Parcels	24	24	24	24
d.	Total Amount Assessed for the District:	4,347	4,347	4,477	4,477
ncome					
a.	Annual Assessment Revenue	4,348	4,347	4,477	4,47
b.	Minus County Tax Collection Fee (1.7%)	(74)	(74)	(76)	(7
с.	Adjustment for Delinquencies	-	-	-	-
d.	<u>Other</u>	1,400	400	400	40
e.	Total Revenue:	5,674	4,673	4,801	4,80
Services					
a.	Utilities: Water	328	365	403	45
b.	Utilities: PGE	-	-	-	-
с.	Landscape Maintenance	-	-	-	2,50
d,	One-Time Project/Maintenance	-	-	-	6,00
e.	Irrigation Repair	-	-	-	-
f.	Property Owner Noticing	20	16	20	6
g.	Annual Reporting	551	276	825	51
h.	City Administration	2,060	2,000	2,060	2,12
i.	Total Expenditures:	2,959	2,657	3,308	11,65
Account	Balance				
a.	Beginning Account Balance:	54,415	57,130	59,146	60,63
b.	<u>Net Change (Revenue - Expenditures)</u>	2,715	2,016	1,493	(6,85
с.	Ending Account Balance:	57,130	59,146	60,639	53,78



# Zone 9 (Orchard Ave.)

## Tract Nos. 7063 Formed: April 25, 2000 Resolution Number: 00-050

FY 2023

Maximum Base Assessment Rate: \$212.14 Assessment Amount per Parcel: \$34.19 Number of Parcels: 74 Assessment Income: \$2,530.06



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2000**.
- Increased from the previous year from \$201.68 to **\$212.14** per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **remain the same** from the previous year at **\$34.19**.
- The total annual assessment income will equal **\$2,530.06**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

### FY 2023 Services

### Services for this assessment zone include:

- **Surface maintenance**: of the 10-foot-high decorative concrete wall along the railroad and along the south property line abutting Lot 40. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair. To minimize this maintenance work, Boston Ivy is planted and maintained along most of the surface of the wall.
- **One-time maintenance:** A budget of **\$500** is included for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



Landscape and Lighting District Zone 9 - Orchard Ave. Fund 276, Project 3749 Established 2000, 74 Parcels

		FY 2020	FY 2021	FY 2022	FY 2023
		Actual	Actual	Estimated	Proposed
Assessm	t				
a.	Maximum Base Assessment Amount:	192.95	198.57	212.14	212.14
a.	Maximum base Assessment Amount.	152.55	158.57	212.14	212.14
b.	Annual Per Parcel Assessment:	34.19	34.19	34.19	34.19
с.	<u># of Parcels</u>	74	74	74	74
d.	Total Amount Assessed for the District	2,530	2,530	2,530	2,530
Income					
a.	Annual Assessment Revenue	2,530	2,530	2,530	2,530
b.	Minus County Tax Collection Fee (1.7%)	(43)	(43)	(43)	(43)
c.	Adjustment for Delinquencies	2	-	-	0
d.	<u>Other</u>	192	25	20	25
e.	Total Revenue:	2,681	2,512	2,507	2,512
C					
Services a.	One-Time Project/Maintenance	_	_	_	500
b.	Graffiti Abatement	_	_	-	500
с.	Property Owner Noticing	62	48	51	115
d.	Annual Reporting	551	276	825	516
e.	City Administration	1,236	1,200	1,236	1,273
f.	Total Expenditures:	1,849	1,524	2,112	2,904
Account	Balance				
a.	Beginning Account Balance:	7,003	7,835	8,823	9,218
b.	<u>Net Change (Revenue - Expenditures)</u>	832	988	395	(392)
с.	Ending Account Balance:	7,835	8,823	9,218	<u> </u>
	J	-,	-,	-,•	



# Zone 10 (Eden Shores Residential)

Tract Nos. 7317, 7360 & 7361 Formed: June 24, 2003 Resolution Number: 03-083

FY 2023

Maximum Base Assessment Rate: \$1,265.04 Assessment Amount per Parcel: \$287.32 Number of Parcels: 534 Assessment Income: \$153,428.88



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2003**.
- Increased from the previous year from \$1,202.63 to **\$1,265.04** per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will **increase** from the previous year from \$278.94 to **\$287.32**.
- The total annual assessment income will equal **\$153,428.88**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

### FY 2023 Services

The Eden Shores Homeowners Association (HOA) administers the landscape maintenance contract for the zone. The HOA invoices the City quarterly for reimbursement of expenses authorized thru the assessment zone budget. The City manages the park maintenance contract, through a Memorandum of Understanding with the Hayward Area Recreation District.

### Services for this assessment zone include:

- **Park**: A 5.58-acre park within the development which includes landscaping and irrigation and playground equipment. The City of Hayward has a Memorandum of Understanding with the Hayward Area Recreation Department (HARD) to maintain the park;
- Landscaping and irrigation: of medians, park strips, and parkway within the development; and
- **Surface maintenance:** of the decorative concrete and masonry walls along the perimeter and within the tract. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair.
- **One-time maintenance:** A budget of **\$20,000** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.



### Landscape and Lighting District Zone 10 - Eden Shores Fund 277, Project 3750 Established 2003, 534 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	ient				
a.	Maximum Base Assessment Amount:	1,111.33	1,184.04	1.265.04	1,265.04
		_,	_,	_,	_,
b.	Annual Per Parcel Assessment:	265.66	265.66	278.94	287.32
с.	<u># of Parcels</u>	534	534	534	534
d.	Total Amount Assessed for the District:	141,862	141,862	148,954	153,429
Income					
a.	Annual Assessment Revenue	141,862	141,862	148,954	153,429
b.	Minus County Tax Collection Fee (1.7%)	(2,412)	(2,412)	(2,532)	(2,608
с.	Adjustment for Delinquencies	(677)	-	-	-
d.	<u>Other</u>	12,149	2,300	1,900	2,300
e.	Total Revenue:	150,923	141,751	148,322	153,121
Services					
a.	Utilities: Water	29,926	31,378	21,000	34,000
b.	Utilities: PGE	332	338	364	400
с.	Landscape Maintenance - ES HOA	24,921	30,492	30,600	33,000
d.	Park Maintenance - HARD	73,336	75,536	75,536	79,000
e.	One-Time Project/Maintenance	28,001	7,065	7,650	20,000
f.	Graffiti Abatement	-	717	-	1,000
g.	Tree Maintenance/Replacement	-	-	-	8,000
h.	Irrigation Repair	-	-	-	4,000
i.	Repair Nieghborhood Sign Lighting	-	-	-	-
j.	Tennis Courts: Resurface, Fence Screening	-	-	-	-
k.	Basketball Court: Resurface	-	-	-	-
Ι.	Property Owner Noticing	223	172	220	260
m.	Annual Reporting	1,239	635	1,817	1,187
n.	City Administration	4,120	4,200	4,326	4,456
0.	Total Expenditures:	162,098	150,533	141,513	185,303
Account	Balance				
a.	Beginning Account Balance:	493,335	482,160	473,378	480,187
b.	<u>Net Change (Revenue - Expenditures)</u>	(11,175)	(8,782)	<u>6,809</u>	(32,182
с.	Ending Account Balance:	482,160	473,378	480,187	448,005



# Zone 11 (Stonebrae Country Club)

Tract Nos. 5354, 8356 Formed: July 18, 2006 Resolution Number: 06-096

FY 2023

Maximum Base Assessment Rate: **\$1,794.28** Assessment Amount per Parcel (Developed): **\$340.44** Assessment Amount per Parcel (Future Development): **\$180.43** Number of Parcels: **644** Assessment Income: **\$214,136.76** 





**Note**: Ten new parcels were added in FY 2022. Fifteen parcels of the Stonebrae Country Club development are scheduled for future development. Future development parcels are assessed at 53% of the developed parcel rate.

## FY 2023 Maximum Base Assessment

- Originally set when the zone was created in 2006.
- Increased from the previous year from \$1,705.76 to **\$1,794.28** per parcel by CPI.



- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

Assessment Rate (annual charge per parcel) and Income

- The annual assessment rate is recommended to be **increased** based on the City's analysis of the financial stability of the zone.
- The per parcel charge for **Developed** parcels will **increase** from the previous year from \$330.52 to **\$340.44**.
- The per parcel charge for **Future Developed** parcels will **increase** from the previous year from \$175.18 to **\$340.44**.
- In FY 2017, the assessment rate was reduced 58% from \$379 to \$156, as expenses were stable, and the account balance was healthy. However, since that time, expenses have increased, to include water, general maintenance, and ongoing upkeep of the district. The increase in costs, along with use of the account balance has necessitated the need to increase rates annually since the initial decrease in FY 2017.
- The total annual assessment income will equal **\$214,136.76.**
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.



## FY 2023 Services

The Stonebrae Homeowners Association (HOA) administers the landscape maintenance contract for the zone. The HOA invoices the City quarterly for reimbursement of expenses authorized in the benefit district zone budget.

## Services for this assessment zone include:

- Landscaping and irrigation: of median, park strips, parkway improvements, and multiuse pathway improvements along Fairview Ave., Carden Lane, Hayward Blvd., Stonebrae Country Club Dr., and the access road to the City water tank;
- **Slope maintenance:** along Carden Lane, Fairview Ave., Hayward Blvd., and Stone Country Club Dr.;
- Wall maintenance: of decorative walls facing Fairview Ave. and Hayward Blvd. but not including the view fence of the lots along Fairview Ave. This maintenance includes painting, cleaning, graffiti removal, and replacement of the improvements if needed;
- Street and landscape lighting: along Fairview Ave., Carden Lane, Hayward Blvd.; and along the frontage of the school at the intersection of Hayward Blvd./Stonebrae Country;
- **Club Drive and Carden Lane**: this maintenance includes electrical costs, and replacement of the improvements if needed;
- **One-time maintenance:** The following improvements are planned: 1) Installation of weather-based irrigation controllers to better schedule and monitor water usage. 2) Annual tree fertilization and tree trimming. 3) Annual replenishment of mulch.

**Note**: The Stonebrae Project is proposed to be developed in multiple phases (Villages A-E). Pursuant to the original 2002 Vesting Tentative Map for Stonebrae, Village C was anticipated to have 71 single-family lots. On July 5, 2017, the Final Map for Village C was recorded, which updated the number of single-family lots to 96. It should be noted that the Stonebrae development was originally approved for 650 total units. A total of 538 lots have been previously created. With the addition of the 96 Village C lots and the existing 538 lots in the other Villages, the total number of lots increased to **634.** On October 6, 2020, City Council approved a Final Map of Tract 8518, subdividing a 20-acre site into 10 single family lots, increasing the total number of lots to **644**. The current development phase consists of **629** single-family parcels (increased from 617 in FY 2022). The future development phases will consist of the remaining **15** single-family parcels (decreased from 27 in FY 2022).



#### Landscape and Lighting District Zone 11 - Stonebrae Country Club Fund 279, Project 3731 Established 2006, 644 Parcels (10 Parcels added in 2021)

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm			4 670 00	1 707 70	
a.	Maximum Base Assessment Amount:	1,631.91	1,679.39	1,705.76	1,794.28
Develo	oped Parcels				
-	Annual Per Parcel Assessment:	273.72	314.78	330.52	340.44
с.	# of Parcels	537	581	617	629
d.	Total Amount Assessed:	146,988	182,887	203,931	214,137
Future	Development Parcels - 53%				
e.	Annual Per Parcel Assessment	112.00	166.83	175.18	180.43
f.	<u># of Parcels</u>	145	53	27	15
g.	Total Amount Assessed:	16,248	8,842	4,730	2,706
		462.025	101 700		
h.	Total Amount Assessed for the District:	163,235	191,729	208,661	216,843
Income					
a.	Annual Assessment Revenue	163,235	191,729	208,661	216,843
b.	Minus County Tax Collection Fee (1.7%)	(2,775)	(3,259)	(3,547)	(3,686
с.	Adjustment for Delinquencies	(1,069)	-	-	-
d.	<u>Other</u>	11,364	3,500	3,500	3,500
e.	Total Revenue:	170,755	191,970	208,613	216,657
Services					
a.	Utilities: Water	97,262	87,597	110,000	120,000
b.	Utilities: PGE	8,744	9,064	11,936	13,000
C.	Landscape Maintenance	43,092	39,134	54,000	55,620
d. e.	Plant Replacement Flower Bed Planting	- 3,765	-	-	-
f.	Irrigation Repair/Replacement	3,147	-	-	-
g.	Vehicle Damage	-	-	-	-
h.	Tree Maintenance/Replacement	-	-	-	-
i.	Tree Fertilizer	-	-	-	-
J.	Gopher Control	4,241	-	-	-
k.	Mulch	8,892	-	-	-
l. m	One-Time Project/Maintenance	3,251	39,633	70,500	70,500
m. n.	Weather Based Irrigation System Street Light Maintenance	19,312 704	-	-	-
0.	Property Owner Noticing	459	- 393	- 550	- 550
р.	Annual Reporting	2,303	553	1,750	1,187
q.	City Administration	3,277	3,400	3,090	3,183
r.	Total Expenditures:	198,449	179,774	251,826	264,040
Account	Balance				
a.	Beginning Account Balance:	463,151	435,458	447,654	404,441
b.	<u>Net Change (Revenue - Expenditures)</u>	(27,694)	12,196	(43,213)	(47,383
с.	Ending Account Balance:	435,458	447,654	404,441	357,059



# Zone 12 (Spindrift - Eden Shore East)

Tract Nos. 7489, 7708 & 8148 Formed: May 15, 2007 Annexed Tract No. 8148: June 21, 2016 Resolution Number: 07-031 & 16-065

FY 2023

Maximum Base Assessment Rate: \$237.76 Assessment Amount per Parcel: \$92.70 Number of Parcels: 379 Assessment Income: \$35,133.30





On June 21, 2016, the City Council approved the annexation of the Spindrift at Eden Shores Project into existing Zone 12 of LLAD 96-1. A total of 118 new lots were created and added to existing Zone 12. The new additions to Zone 12 will be assessed in a manner similar to the existing 261 lots in Zone 12 once developed, which currently pay for the maintenance of improvements at the Alden E. Oliver Sports Park.



## FY 2023 Maximum Base Assessment

Maximum Base Assessment (highest rate that can be charged per parcel).

### Eden Shores East:

- Originally set when the zone was created in **2007**.
- Increased from the previous year from \$226.02 to \$237.76 per parcel by CPI.
- Includes an annual inflation increase: **Yes,** includes CPI-U for the San Francisco-Oakland-Hayward MSA, (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

### Spindrift Annexation:

- Originally set when the zone was created in **2016**.
- Increased from the previous year from \$226.02 to **\$232.80** per parcel by CPI.
- Includes an annual inflation increase: **Yes,** includes CPI-U for the San Francisco-Oakland-Hayward MSA, (4.24% for the period December 2020 to December 2021) and the unused CPI carried over from previous fiscal years is 0.41%. Therefore, the Maximum Base Assessment Rate has been increased by **3.00%**.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The annual assessment rate is recommended to be **increased** based on the City's analysis of the financial stability of the zone.
- The per parcel charge for Developed parcels will **increase** from the previous year from \$90.00 to **\$92.70**.
- The total annual assessment income will equal \$35,133.30.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

## FY 2023 Services

### Services for this assessment zone include:

**Minor Portion of Sports Park**: The City of Hayward has an agreement with the Hayward Area Recreation and Park District (HARD) to maintain the Alden E. Oliver Sports Park which benefits parcels within this benefit zone. The annual assessment pays for a minor portion of the Sports Park maintenance expense and City administrative costs associated with managing the benefit assessment program for this benefit zone. Maintenance of the neighborhood serving features of the Alden E. Oliver Sports Park include picnic tables, basketball courts, barbeque areas, soccer fields, etc. HARD is responsible for capital replacement of the park's capital items.



#### Landscape and Lighting District Zone 12 - Spindrift (Eden Shores East) Fund 278, Project 3732 Established 2007, 2016; 379 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm					
Original	Zone, Established 2007, 261 parcels - CPI - Feb	to Feb			
a.	Maximum Base Assessment Amount:	210.00	222.53	226.02	237.7
	Developed Parcels				
b.	Annual Per Parcel Assessment:	95.00	90.00	90.00	92.7
c.	<u># of Parcels</u>	261	261	261	26
d.	Total Amount Assessed:	24,795	23,490	23,490	24,19
Spindri	ft Annexation, Added FY 2017, 118 Parcels - CPI	Dec to Dec			
e.		213.06	219.45	226.03	232.8
	Developed Parcels				
f.	Annual Per Parcel Assessment:	95.00	90.00	90.00	92.7
	# of Parcels	54	107	118	11
	Total Amount Assessed:	5,130	9,630	10,620	10,93
	Total Amount Assessed.	5,150	5,050	10,020	10,5
	Future Development Parcels: 30%				
i.	Annual Per Parcel Assessment:	29	27		
j.	<u># of Parcels</u>	64	11		
k.	Total Amount Assessed:	1,824	297	-	-
I.	Total Amount Assessed for the District:	31,749	33,417	34,110	35,1
ncome					
a.	Annual Assessment Revenue	31,749			
		,	33,417	34,110	35,1
b.	Minus County Tax Collection Fee (1.7%)	(540)	33,417 (568)	34,110 (580)	
b. c.	Minus County Tax Collection Fee (1.7%) Adjustment for Delinquencies				
		(540)	(568)	(580)	(59
C.	Adjustment for Delinquencies	(540) 811	(568)	(580) -	(5) - 1
c. d. e.	Adjustment for Delinquencies <u>Other</u> Total Revenue:	(540) 811 716	(568) - 150	(580) - 150	(5) - 1
c. d. e. ervices	Adjustment for Delinquencies Other Total Revenue:	(540) 811 716 <b>32,736</b>	(568) - 150 <b>32,999</b>	(580) - 150 <b>33,680</b>	(5) - 
c. d. e. ervices a.	Adjustment for Delinquencies <u>Other</u> <b>Total Revenue:</b> Contribution to Park Maintenance	(540) 811 716 <b>32,736</b> 31,930	(568) - 150 <b>32,999</b> 32,888	(580) - 150 <b>33,680</b> 32,888	(5) - 
c. d. e. <b>Services</b> a. b.	Adjustment for Delinquencies <u>Other</u> <b>Total Revenue:</b> Contribution to Park Maintenance Property Owner Noticing	(540) 811 716 <b>32,736</b> 31,930 263	(568) - 150 <b>32,999</b> 32,888 236	(580) - 150 <b>33,680</b> 32,888 350	(5) - - 34,6 34,0 34,0
c. d. e. ervices a. b. c.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting	(540) 811 716 <b>32,736</b> 31,930 263 1,793	(568) - 150 32,999 32,888 236 635	(580) - 150 33,680 32,888 350 1,617	(5 1 
c. d. e. ervices a. b.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting <u>City Administration</u>	(540) 811 716 <b>32,736</b> 31,930 263 1,793 1,236	(568) - 150 <b>32,999</b> 32,888 236 635 1,200	(580) - 150 33,680 32,888 350 1,617 1,236	(5) - - - - - - - - - - - - - - - - - - -
c. d. e. ervices a. b. c. d.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting	(540) 811 716 <b>32,736</b> 31,930 263 1,793	(568) - 150 32,999 32,888 236 635	(580) - 150 33,680 32,888 350 1,617	(5) - - - - - - - - - - - - - - - - - - -
c. d. e. ervices a. b. c. d. e.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting <u>City Administration</u>	(540) 811 716 <b>32,736</b> 31,930 263 1,793 1,236	(568) - 150 <b>32,999</b> 32,888 236 635 1,200	(580) - 150 33,680 32,888 350 1,617 1,236	(5) 
c. d. e. ervices a. b. c. d. e.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting City Administration Total Expenditures:	(540) 811 716 <b>32,736</b> 31,930 263 1,793 1,236	(568) - 150 <b>32,999</b> 32,888 236 635 1,200	(580) - 150 33,680 32,888 350 1,617 1,236	35,1: (59 - 1! 34,60 34,00 3! 1,0: 1,2: 36,6! 36,6!
c. d. e. ervices a. b. c. d. e.	Adjustment for Delinquencies Other Total Revenue: Contribution to Park Maintenance Property Owner Noticing Annual Reporting City Administration Total Expenditures: t Balance	(540) 811 716 <b>32,736</b> 31,930 263 1,793 1,236 <b>35,222</b>	(568) - 150 32,999 32,888 236 635 1,200 34,959	(580) - 150 33,680 32,888 350 1,617 1,236 36,091	(59 



# Zone 13 (Cannery Place)

## Tract Nos. 7613, 7625, 7748 & 7749 Formed: June 17, 2008 Resolution Number: 08-0901

#### FY 2023

Maximum Base Assessment Rate: \$1,349.22 Assessment Amount per Parcel: \$371.82 582 Condominium Style Units, 16 Duets, and One Commercial Retail Parcel Assessment Income: \$222,720.18



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2008**.
- Increased from the previous year from \$1,282.66 to \$1,349.22 per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The per parcel charge for Developed parcels will **increase** from the previous year from \$361.00 to **\$371.82**.
- The total annual assessment income will equal **\$222,720.18**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

### FY 2023 Services

### Services for this assessment zone include:

- **Park Maintenance**: includes approximately five (5) acres of park area encompassing landscaping and irrigation, and playground equipment, and maintenance of a historic water tower within the development;
- Landscaping and irrigation: includes park strips and parkway within the development;
- **Surface maintenance**: of the decorative concrete walls within the tract. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair; and
- Maintenance: of street trees;
- Maintenance: of paved walkways;
- **One-time maintenance:** A budget of **\$42,000** is allocated for additional maintenance, as required.

**Note**: the ownership and responsibility of the masonry wall as a structure remains with the individual property owners.

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#### Landscape and Lighting District Zone 13 - Cannery Place Fund 281, Project 3733 Established 2008, 599 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	nent				
a.	Maximum Base Assessment Amount:	1,227.00	1,262.84	1,282.66	1,349.23
b.	Annual Per Parcel Assessment:	361.00	361.00	361.00	371.82
с.	# of Parcels	599	599	599	599
d.	Total Amount Assessed for the District:	216,239	216,239	216,239	222,720.18
Income					
a. h	Annual Assessment Revenue	216,239	216,239	216,239	222,720
b.	Minus County Tax Collection Fee (1.7%)	(3,676)	(3,676)	(3,676)	(3,786
C.	Adjustment for Delinquencies	2,318	-	-	-
d.	<u>Other</u>	12,351	1,900	2,200	2,300
e.	Total Revenue:	227,232	214,463	214,763	221,234
Services	;				
a.	Utilities: Water	63,310	59 <i>,</i> 688	70,000	70,000
b.	Utilities: PGE	6,536	6,361	8,400	9,000
с.	Landscape Maintenance	73,140	55,080	73,440	75,643
d.	Street Light Maintenance	-	-	-	-
e.	Graffiti Abatement	-	-	-	-
f.	Tree Maintenance/Replacement	-	-	-	-
g.	One Time Project/Maintenance	231	27,005	18,400	42,000
h.	Calsense Air Time - Five Year Maint	100	-	3,440	
i.	Property Owner Noticing	499	392	525	525
j.	Annual Reporting	2,168	553	1,550	1,032
k.	City Administration	4,121	4,200	4,326	4,456
I.	Total Expenditures:	150,005	153,279	180,081	202,656
	Net Change (Revenue - Expenditures):	77,227	61,184	34,682	18,578
Account	Balance				
a.	Beginning Account Balance:	471,356	548,582	609,766	644,448
b.	Net Change (Revenue - Expenditures)	77,227	61,184	34,682	
с.	Ending Account Balance:	548,582	609,766	644,448	663,026



# Zone 14 (La Vista)

## Tract Nos. 7620 Formed: June 14, 2016 Resolution Number: 16-044

FY 2023

Maximum Base Assessment Rate: **\$704.16** Assessment Amount per Developed Parcel: **\$683.65** Number of Parcels: **179** Assessment Income: **\$122,373.35** 



### FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2016**.
- Increased from the previous year from \$683.65 to **\$704.16** per parcel by CPI-U.
- Includes an annual inflation increase: **Yes,** includes CPI-U for the San Francisco-Oakland-Hayward MSA, (4.24% for the period December 2020 to December 2021) and the unused CPI carried over from previous fiscal years is 0.41%. Therefore, the Maximum Base Assessment Rate has been increased by **3.00%**.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

**SCIConsultingGroup** 

Assessment Rate (annual charge per parcel) and Income

- The per parcel charge will remain the same from the previous year at \$683.65.
- The total annual assessment income will equal **\$122,373.35**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **at** the Maximum Base Assessment.

### FY 2023 Services

### Services for this assessment zone include:

- Landscaping and irrigation: of the public right of ways of Tennyson Rd., Vista Grande Dr., Cantera Dr., Mountain View Dr., Fortuna Way, and Alquire Pkwy, and firebreak landscaping along the perimeter of the backside of the development. Such landscaping consists of the care for groundcover, shrubs, trees, weed abatement in planted areas, upkeep and servicing of the irrigation system, and utility costs to service the landscaping;
- **Surface maintenance**: of the decorative concrete walls within the tract. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair;
- Maintenance: of street trees;
- Maintenance: of bioswales and tree filters;
- Maintenance: of street lighting;
- Maintenance: of private paved trails east of Alquire Parkway.



#### Landscape and Lighting District Zone 14 - La Vista Fund 282, Project 3751 Established 2016, 179 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	ent				
A33C3311					
a.	Maximum Base Assessment Amount:	644.00	663.74	683.65	704.16
Dev	eloped Parcels				
b.	Annual Per Parcel Assessment:	525.00	663.74	683.65	683.65
с.	# of Parcels	122	174	179	179
d.	Total Amount Assessed:	64,050	115,491	122,373	122,373
Futi	ure Development Parcels: 30%				
	Annual Per Parcel Assessment:	158.00	199.20		
f.	# of Parcels	57	5	-	-
g.	Total Amount Assessed:	9,006	996	-	-
h.	Total Amount Assessed for the District:	73,056	116,487	122,373	122,373
Income		76 507	116 107	400.070	400.070
a.	Annual Assessment Revenue	76,507	116,487	122,373	122,373
b.	Minus County Tax Collection Fee (1.7%)	(1,301)	(1,980)	(2,080)	(2,080
с.	Adjustment for Delinquencies	-	-	-	-
d.	Other	2,058	375	350	350
	Total Revenue:	77,264	114,881	120,643	120,643
Services					
a.	Utilities: Water	-	-	35,806	36,000
b.	Utilities: PGE	529	1,396	1,500	1,500
с.	Landscape Maintenance	-	23,040	46,080	48,000
d.	Tree Maintenance/Replacement	-	-	-	-
e.	Street Light Maintenance	-	-	-	-
f.	Graffiti Abatement	-	-	-	-
g.	Irrigation Repair		-	-	-
h. i.	One-Time Capital Project/Maintenance Property Owner Noticing	- 99	-	-	23,000 400
ı. j.	Consultant/Annual Reporting	99 2,168	116 553	400 1,550	400
J. k.	City Administration	2,500	4,200	4,326	4,456
к. I.	Total Expenditures:	<u>5,296</u>	29,305	89,662	114,388
	Net Change (Revenue - Expenditures):	71,968	85,576	30,981	6,255
	·····				
Account	Balance				
a.	Beginning Account Balance:	33,491	105,459	191,036	222,017
b.	<u>Net Change (Revenue - Expenditures)</u>	71,968	<u> </u>	30,981	6,255
с.	Ending Account Balance:	105,459	191,036	222,017	228,272



# Zone 15 (Cadence)

## Tract No. 8032 Formed: January 17, 2017 Resolution Number: 17-001

FY 2023

Maximum Base Assessment Rate: \$682.86 Assessment Amount per Parcel: \$0.00 Number of Parcels: 206 Assessment Income: \$0.00





This benefit zone is self-maintained by the property owner. If the park is maintained, no assessment amount will be charged.

## FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2017**.
- Increased from the previous year from \$662.97 to **\$682.86** per parcel by CPI-U.
- Includes an annual inflation increase: **Yes,** includes CPI-U for the San Francisco-Oakland-Hayward MSA, (4.24% for the period December 2020 to December 2021) and the unused CPI carried over from previous fiscal years is 0%. Therefore, the Maximum Base Assessment Rate has been increased by **3.00%**.



Assessment Rate (annual charge per parcel) and Income

- The annual assessment rate is recommended to **remain the same** based on the City's analysis of the financial stability of the zone.
- The per parcel charge will remain the same at **zero.** AMCAL has entered in contract with Bella Vista Landscape Services, Inc. (CCL # 805462) to maintain the Park in good repair and working order, and in a neat, clean, and orderly condition. AMCAL is responsible for the annual payment of the District Management cost and reimbursement to the City for the Engineer's Report. Thus, each of the 206 parcels will be assessed at \$0.00 per parcel. The Assessment District ensures adequate funding is available for the maintenance of the Park should the Developer default, not meet the maintenance standards, or if the property is sold, and the City assumes maintenance of the park
- The total annual assessment income will equal **zero** pursuant to the Owners Participation Agreement (OPA) for the Cadence Development. Per the OPA, AMCAL Hayward LLC (AMCAL) is responsible for the maintenance Cadence Public Park in perpetuity or for the life of the agreement. As required in Section 8.12 of the OPA, AMCAL submitted their annual Park Maintenance Plan to the City for review and approval.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.
- Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

#### FY 2023 Services

Services provided to this assessment zone include:

• **Maintenance:** of the Park in good repair and working order; and in a neat, clean, and orderly condition.



# Zone 16 (Blackstone)

## Tract Nos. 7894 Formed: May 17, 2016 Resolution Number: 16-044

FY 2023

Maximum Base Assessment Rate: Zone A: **\$487.00**, Zone B: **\$511.34** Assessment Amount per Parcel – Zone A: **\$482.00**, Zone B: **\$506.08** Number of Parcels: **157** Assessment Income: **\$76,251.77** 





## FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2016**.
- Zone A: Increased from the previous year from \$472.82 to **\$487.00** per parcel by CPI.
- Zone B: Increased from the previous year from \$496.46 to **\$511.34** per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes CPI-U for the San Francisco-Oakland-Hayward MSA, (4.24% for the period December 2020 to December 2021) and the unused CPI carried over from previous fiscal years is 0.41%. Therefore, the Maximum Base Assessment Rate has been increased by **3.00%**.
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



- The per parcel rate (Zone A) will **increase** from the previous year from \$467.96 to **\$482.00**.
- The per parcel rate (Zone B) will **increase** from the previous year from \$491.34 to **\$506.08**.
- The total annual assessment income will equal \$76,251.77.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.
- In future years, if there is a need for additional funds, the assessment may be **increased** up to the Maximum Base Assessment Rate.

## FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: of park strips and setback landscaping along frontages of Burbank Street and Palmer Avenue;
- **Surface maintenance**: of the decorative concrete walls within the tract. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair;
- **Park Maintenance**: approximately two (2) acres of park area which includes landscaping and irrigation, exercise equipment, bocce ball courts, faux bridge, storm water basins and all other park amenities.
- Maintenance: of street trees, streetlights, paved walkways and cobblestone pathways
- **One-time maintenance:** A budget of **\$22,000** is allocated for additional maintenance, as required.



#### Landscape and Lighting District Zone 16 - Blackstone Fund 284, Project 3753 Established 2016, 157 Parcels

b. Annual Per Parcel Assessment:       445.68       445.68       445.68       445.68       445.68       467.96         133       133       133       133       133       133         d. Total Amount Assessed:       59,275       59,275       52,239       62,239         20NE B       481.99       496.46       481.99       496.46         e. Maximum Base Assessment:       467.94       4481.99       496.46         f. Annual Per Parcel Assessment:       467.94       447.94       491.34         g. # of Parcels       24       24       24         h. Total Amount Assessed:       11,231       11,792       11.792         i. Total Amount Assessment Revenue       70,506       70,506       74,031         b. Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c. Adjustment for Delinquencies       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       3.441       1,494       2,505         a. Utilities: Water       13,889       19,645       22,000         b. Utilities: PGE       1,442       1,494       2,505         c. Landscape Maintenance       2,2000 <th></th> <th></th> <th>FY 2020 Actual</th> <th>FY 2021 Actual</th> <th>FY 2022 Estimated</th> <th>FY 2023 <b>Proposed</b></th>			FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 <b>Proposed</b>
ZONE A (95% of Zone B)         445.68         459.05         472.82           a. Maximum Base Assessment:         445.68         445.08         467.96         133           b. Annual Per Parcel Assessment:         445.68         445.68         467.96         133           d. Total Amount Assessed:         59.275         59.275         62.239         2000           c. Maximum Base Assessment:         467.94         481.99         496.46         491.34           f. Annual Per Parcel Assessment:         467.94         491.34         42         4           h. Total Amount Assessed:         11,231         11,231         11,792         4           i. Total Amount Assessed for the District:         70,506         70,506         74,031         4           b. Minus County Tax Collection Fee (1.7%)         (1,199)         (1,235)         (1,272)         4           c. Adjustment for Delinquencies         2,098         150         5         -         -           d. Other         2,098         150         150         -         -         -           e. Maximum Gazende Fee (1.7%)         1,442         1,494         2,505         -         -         -         -         -         -         -         -         -<	Accorc.	nont				
a. Maximum Base Assessment:       445.68       467.94       423.23       62.239						
b. Annual Per Parcel Assessment:       445.68       445.68       467.96         133       133       133       133         d. Total Amount Assessed:       59,275       59,275       62,239         ZONE B			445.68	459.05	472 82	487.00
c.       # of Parcels       133       133       133         d.       Total Amount Assessed:       59,275       59,275       62,239         ZONE B	u.		445100	455105	472102	407100
d.       Total Amount Assessed:       59,275       59,275       62,239         ZONE B        467,94       481.99       496.46         e.       Maximum Base Assessment:       467,94       467,94       491.34         g. # of Parcel Assessment:       24       24       24         h.       Total Amount Assessed:       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       70,506       74,031         mome         70,506       70,506       74,031         b.       Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c.       Adjustment for Delinquencies       (526)       -       -         e.       Total Revenue:       70,879       69,421       72,910         Services          -       -         a.       Utilities: Water       13,889       19,645       22,000       -         b.       Utilities: Water       13,889       19,645       22,000       -       -         g.       One-Time Project/Maintenance       -       -       -       -       -       -       -       -       -	b.	Annual Per Parcel Assessment:	445.68	445.68	467.96	482.00
ZONE B       Count       Count       Count       Count       Count         e.       Maximum Base Assessment:       467.94       481.99       496.46         f.       Annual Per Parcel Assessment:       467.94       467.94       491.34         g.       # of Parcels       24       24       24       24         h.       Total Amount Assessed:       11,231       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       70,506       74,031         b.       Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c.       Adjustment for Delinquencies       (526)       -       -         a.       Total Revenue:       70,879       69,421       72,910         Services       .       .       .       .       .         a.       Utilities: Water       13,889       19,645       22,000       .         b.       Utilities: Water       13,889       19,645       22,000       .       .         c.       Landscape Maintenance       .       .       .       .       .       .         g.       Utilities: Water       .       .442       1	с.	<u># of Parcels</u>	133	133	133	133
e.       Maximum Base Assessment:       467.94       481.99       496.46         f.       Annual Per Parcel Assessment:       467.94       467.94       491.34         g.       # of Parcels       24       24       24         h.       Total Amount Assessed:       11,231       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       70,506       74,031         mcome       a.       Annual Assessment Revenue       70,506       74,031       (1,272)         c.       Adjustment for Delinquencies       (526)       -       -       -         d.       Other       2,098       150       150       150         e.       Total Revenue:       70,879       69,421       72,910       -         Services       a.       Utilities: Water       13,889       19,645       22,000       -	d.	Total Amount Assessed:	59,275	59,275	62,239	64,106
f.       Annual Per Parcel Assessment:       467.94       467.94       491.34         g.       # of Parcels       24       24       24         h.       Total Amount Assessed:       11,231       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       70,506       74,031         mcome       a.       Annual Assessment Revenue       70,506       70,506       74,031         b.       Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c.       Adjustment for Delinquencies       (5256)       -       -         d.       Other       2,098       150       150         e.       Total Revenue:       70,879       69,421       72,910         Services       -       -       -       -         a.       Utilities: Water       13,889       19,645       22,000         b.       Utilities: PGE       1,442       1,494       2,4000         c.       Landscape Maintenance       -       -       -         g.       One-Time Project/Maintenance       -       -       -         g.       One-Time Project/Maintenance       -       -       -	ZO	NE B				
g. # of Parcels         24         24         24         24           h. Total Amount Assessed:         11,231         11,231         11,792         11,792           i. Total Amount Assessed for the District:         70,506         70,506         74,031         11,792           Income	e.	Maximum Base Assessment:	467.94	481.99	496.46	511.34
h.       Total Amount Assessed:       11,231       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       74,031         income       70,506       74,031       74,031         a.       Annual Assessment Revenue       70,506       74,031         b.       Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c.       Adjustment for Delinquencies       (5526)       -       -         d.       Other       2,098       150       150         e.       Total Revenue:       70,879       69,421       72,910         Services       3.       11,424       1,494       2,505         c.       Landscape Maintenance       22,000       -       -         b.       Utilities: Vater       13,889       19,645       22,000         c.       Landscape Maintenance       22,000       -       -       -         c.       Landscape Maintenance       -       -       -       -       -       -         g.       One-Time Project/Maintenance       -       -       -       -       -       -       -       -       -       -       -	f.	Annual Per Parcel Assessment:	467.94	467.94	491.34	506.08
h.       Total Amount Assessed:       11,231       11,231       11,792         i.       Total Amount Assessed for the District:       70,506       70,506       74,031         Income	g.	# of Parcels	24	24	24	24
Income         70,506         70,506         74,031           b. Minus County Tax Collection Fee (1.7%)         (1,199)         (1,235)         (1,272)           c. Adjustment for Delinquencies         (526)         -         -           d. Other         2,098         150         150           e. Total Revenue:         70,879         69,421         72,910           Services         -         -         -           a. Utilities: Water         13,889         19,645         22,000           b. Utilities: PGE         1,442         1,494         2,505           c. Landscape Maintenance         22,000         -         24,000           d. Graffiti Abatement         -         -         -           e. Street Light Maintenance         -         -         -           g. One-Time Project/Maintenance         -         -         -           g. One-Time Project/Maintenance         -         -         3,440           d. Property Owner Noticing         131         102         150           h. Annual Reporting         2,168         553         1,550           i. City Administration         3,090         3,090         3,090         3,090           j. Total Expenditur	-		11,231	11,231	11,792	12,146
a. Annual Assessment Revenue       70,506       70,506       74,031         b. Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c. Adjustment for Delinquencies       (526)       -       -         d. Other       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       -       -       -         a. Utilities: Water       13,889       19,645       22,000         b. Utilities: PGE       1,442       1,494       2,505         c. Landscape Maintenance       22,000       -       24,000         d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735	i.	Total Amount Assessed for the District:	70,506	70,506	74,031	76,252
a. Annual Assessment Revenue       70,506       70,506       74,031         b. Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c. Adjustment for Delinquencies       (526)       -       -         d. Other       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       -       -       -         a. Utilities: Water       13,889       19,645       22,000         b. Utilities: PGE       1,442       1,494       2,505         c. Landscape Maintenance       22,000       -       24,000         d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735						
b. Minus County Tax Collection Fee (1.7%)       (1,199)       (1,235)       (1,272)         c. Adjustment for Delinquencies       (526)       -       -         d. Other       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       -       13,889       19,645       22,000         b. Utilities: Water       13,889       19,645       22,000         c. Landscape Maintenance       22,000       -       24,000         d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       3,090       3,000       3,990         j.	Income					
c. Adjustment for Delinquencies       (526)       -       -         d. Other       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       13,889       19,645       22,000         b. Utilities: PGE       1,442       1,494       2,505         c. Landscape Maintenance       22,000       -       24,000         d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         f. Tree Maintenance/Replacement       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       3,090       3,000       3,090         j.< Total Expenditures:	a.	Annual Assessment Revenue	70,506	70,506	74,031	76,252
d. Other       2,098       150       150         e. Total Revenue:       70,879       69,421       72,910         Services       13,889       19,645       22,000         b. Utilities: PGE       1,442       1,494       2,505         c. Landscape Maintenance       22,000       -       24,000         d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         g. One-Time Project/Maintenance       -       -       -         j. Total Expenditures:       21,68       553       1,550         j. Total Expenditures:       42,720	b.	Minus County Tax Collection Fee (1.7%)	(1,199)	(1,235)	(1,272)	(1,310
e.       Total Revenue:       70,879       69,421       72,910         Services       13,889       19,645       22,000         b.       Utilities: PGE       1,442       1,494       2,505         c.       Landscape Maintenance       22,000       -       24,000         d.       Graffiti Abatement       -       -       -         e.       Street Light Maintenance       -       -       -         g.       One-Time Project/Maintenance       -       -       -       -         g.       One-Time Project/Maintenance       -       -       3,440       150         h.       Annual Reporting       2,168       553       1,550       1         i.       City Administration       3,090       3,000       3,090       3,090       3,090         j.       Total Expenditures:       42,720       24,794       56,73	с.	Adjustment for Delinquencies	(526)	-	-	-
Services13,88919,64522,000b. Utilities: PGE1,4421,4942,505c. Landscape Maintenance22,000-24,000d. Graffiti Abatemente. Street Light Maintenancef. Tree Maintenance/Replacementg. One-Time Project/Maintenance3,440d. Property Owner Noticing131102150h. Annual Reporting2,1685531,550i. City Administration3,0903,0003,090j. Total Expenditures:42,72024,79456,735Account Balancea. Beginning Account Balance68,24196,400141,0281b. Net Change (Revenue - Expenditures)28,15944,62716,175	d.	<u>Other</u>	2,098	150	150	125
a.       Utilities: Water       13,889       19,645       22,000         b.       Utilities: PGE       1,442       1,494       2,505         c.       Landscape Maintenance       22,000       -       224,000         d.       Graffiti Abatement       -       -       -         e.       Street Light Maintenance       -       -       -         f.       Tree Maintenance/Replacement       -       -       -         g.       One-Time Project/Maintenance       -       -       -         g.       One-Time Project/Maintenance       -       -       3,440         d.       Property Owner Noticing       131       102       150         h.       Annual Reporting       3,090       3,000       3,090         j.       Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         a.       Beginning Account Balance       68,241       96,400       141,028       1         b.       Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1	e.	Total Revenue:	70,879	69,421	72,910	75,067
a.       Utilities: Water       13,889       19,645       22,000         b.       Utilities: PGE       1,442       1,494       2,505         c.       Landscape Maintenance       22,000       -       224,000         d.       Graffiti Abatement       -       -       -         e.       Street Light Maintenance       -       -       -         f.       Tree Maintenance/Replacement       -       -       -         g.       One-Time Project/Maintenance       -       -       -         g.       One-Time Project/Maintenance       -       -       3,440         d.       Property Owner Noticing       131       102       150         h.       Annual Reporting       3,090       3,000       3,090         j.       Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         a.       Beginning Account Balance       68,241       96,400       141,028       1         b.       Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1	Service	5				
c.       Landscape Maintenance       22,000       -       24,000         d.       Graffiti Abatement       -       -       -         e.       Street Light Maintenance       -       -       -         f.       Tree Maintenance/Replacement       -       -       -       -         g.       One-Time Project/Maintenance       -       -       -       -         g.       One-Time Project/Maintenance       -       -       3,440       -         d.       Property Owner Noticing       131       102       150       -         h.       Annual Reporting       2,168       553       1,550       -         i.       City Administration       3,090       3,000       3,090       -         j.       Total Expenditures:       42,720       24,794       56,735       -         Account Balance       68,241       96,400       141,028       1         b.       Net Change (Revenue - Expenditures)       28,159       44,627       16,175       -			13,889	19,645	22,000	25,000
d. Graffiti Abatement       -       -       -         e. Street Light Maintenance       -       -       -         f. Tree Maintenance/Replacement       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1	b.	Utilities: PGE	1,442	1,494	2,505	3,400
e. Street Light Maintenance       -       -       -         f. Tree Maintenance/Replacement       -       -       -         g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1	c.	Landscape Maintenance	22,000	-	24,000	26,000
f.       Tree Maintenance/Replacement       -       -       -         g.       One-Time Project/Maintenance       -       -       3,440         d.       Property Owner Noticing       131       102       150         h.       Annual Reporting       2,168       553       1,550         i.       City Administration       3,090       3,000       3,090         j.       Total Expenditures:       42,720       24,794       56,735	d.	Graffiti Abatement	-	-	-	-
g. One-Time Project/Maintenance       -       -       3,440         d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1			-	-	-	-
d. Property Owner Noticing       131       102       150         h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1		· ·	-		-	-
h. Annual Reporting       2,168       553       1,550         i. City Administration       3,090       3,000       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1	-		-			22,000
i. City Administration       3,090       3,090       3,090         j. Total Expenditures:       42,720       24,794       56,735         Account Balance       68,241       96,400       141,028       1         b. Net Change (Revenue - Expenditures)       28,159       44,627       16,175       1						175
j. Total Expenditures: 42,720 24,794 56,735 Account Balance a. Beginning Account Balance 68,241 96,400 141,028 1 b. <u>Net Change (Revenue - Expenditures)</u> 28,159 44,627 16,175						1,032 3,183
Account Balance         68,241         96,400         141,028         1           b.         Net Change (Revenue - Expenditures)         28,159         44,627         16,175         1				·		
a. Beginning Account Balance         68,241         96,400         141,028         1           b. Net Change (Revenue - Expenditures)         28,159         44,627         16,175         1	J.		42,720	24,794	50,755	80,790
a. Beginning Account Balance         68,241         96,400         141,028         1           b. Net Change (Revenue - Expenditures)         28,159         44,627         16,175         1						
b. <u>Net Change (Revenue - Expenditures)</u> 28,159 44,627 16,175						
		6 6				157,203
-						(5,723 <b>151,480</b>



# Zone 17 (Parkside Heights)

# Tract Nos. 8233 Formed: June 11, 2019 Resolution Number: 19-128

FY 2023

Maximum Base Assessment Rate: **\$564.86** Assessment Amount per Parcel (Developed): **\$528.69** Number of Parcels: **97** Assessment Income: **\$51,282.93** 



## FY 2023 Maximum Base Assessment

- Originally set when the zone was created in **2019**.
- Increased from the previous year from \$536.99 to **\$564.86** per parcel by CPI.
- Includes an annual inflation increase: **Yes**, includes February CPI-U for the San Francisco-Oakland-Hayward MSA 5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.



Assessment Rate (annual charge per parcel) and Income

- The annual assessment rate is recommended to **remain the same** based on the City's analysis of the financial stability of the zone.
- The per parcel charge for developed parcels will **remain the same** from the previous year at **\$528.69.**
- The total annual assessment income will equal **\$51,282.93**.
- The recommended assessment rate will generate revenues that are adequate to pay for the expected level of maintenance and to maintain a prudent capital reserve balance.
- Each of the parcels shall be apportioned an **equal share** of the total assessment for this zone as the special benefit derived by an individual parcel is indistinguishable from each other.
- The current assessment rate is **below** the Maximum Base Assessment.

### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: of groundcover, trees, and other landscaped areas along the public trail and undeveloped public open space along Ward Creek.
- **Surface maintenance**: This maintenance includes painting, cleaning, graffiti removal, and minor surface repair;
- Maintenance: of public trail trees;
- Maintenance: of trail signage;
- Maintenance: of paved public trail and permeable pavers;



#### Landscape and Lighting District Zone 17 - Parkside Heights Fund 290, Project 3754 Established 2019, 97 Parcels

		FY 2020	FY 2021	FY 2022	FY 2023
		Actual	Actual	Estimated	Proposed
Assessn	nent				
a.	Maximum Base Assessment Amount:	513.74	528.69	536.99	564.86
b.	Developed Parcels				
с.	Annual Per Parcel Assessment:	513.74	528.69	528.69	528.69
d.	# of Parcels	-	32	97	97
e.	Total Amount Assessed for the District:	-	16,918	51,283	51,283
f.	Future Development Parcels (30%)				
g.	Annual Per Parcel Assessment	154.12	158.61	158.61	169.40
h.	# of Parcels	97	65		
i.	Total Amount Assessed for the District:	14,950	10,309	-	-
j.	Total Amount Assessed	14,950	27,228	51,283	51,283
ncome					
a.	Annual Assessment Revenue	14,966	27,228	51,283	51,28
b.	Minus County Tax Collection Fee (1.7%)	(254)	(463)	(872)	(87)
с.	Adjustment for Delinquencies	-	-	-	-
d.	<u>Other</u>	229	<u> </u>	350	3,800
e.	Total Revenue:	14,940	26,765	50,761	54,21:
Services	s				
a.	Utilities: Water	-	-	-	4,000
b.	Utilities: PGE	-	-	-	1,00
с.	Landscape Maintenance	-	-	-	37,00
d.	One-Time Project Maintenance			-	5,00
e.	Property Owner Noticing	-	43	30	50
f.	Annual Reporting	-	553	1,550	1,03
g.	City Administration		3,000	3,090	3,183
h.	Total Expenditures:	-	3,596	4,670	51,71
	t Balance				
а.	Beginning Account Balance:	-	14,940	38,109	84,20
b.	<u>Net Change (Revenue - Expenditures)</u>	<u> </u>	23,169	46,091	2,490
с.	Ending Account Balance:	14,940	38,109	84,200	86,69



#### Zone 18 (SoHay)

#### Tract Nos. 8428, 8444, 8445, 8446, 8447 Formed: June 11, 2019 Resolution Number: 19-130

#### FY 2023

Maximum Base Assessment Rate: Zone A: **\$430.82**, Zone B: **\$409.28** Assessment Amount per SFE (Developed): Zone A: **\$300.00**, Zone B: **\$285.00** Assessment Amount per SFE (Undeveloped): Zone A: **\$90.00** Zone B: **\$85.50** Number of Parcels: **433 SFE** Assessment Income: **\$111,547.50** 



**Note**: 79 Single Family Equivalent (SFE) of the SoHay development are scheduled for future development. Future development parcels are assessed at 30% of the developed parcel rate. The development is anticipated to be completed by FY 2023. Landscape maintenance of the area is anticipated to be turned over to the City in FY 2023.

#### FY 2023 Maximum Base Assessment

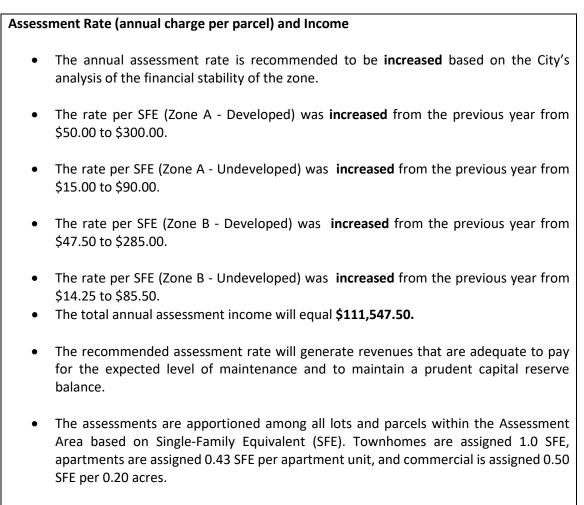
Maximum Base Assessment (highest rate that can be charged per parcel).

- Originally set when the zone was created in **2019**.
- Zone A: Increased from the previous year from \$409.57 to **\$430.82** per parcel by CPI.
- Zone B: Increased from the previous year from \$389.09 to \$409.28 per parcel by CPI.



- Includes an annual inflation increase: **Yes**, includes February CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Can be increased later: Future increases above the Maximum Base Assessment would **require the noticing and balloting** of property owners per the requirements of Proposition 218.

#### FY 2023 Assessment and Income



• The current assessment rate is below the Maximum Base Assessment and is sufficient for maintaining levels of service and for keeping a prudent capital reserve balance.



#### FY 2023 Services

Services provided to this assessment zone include:

- Landscaping and irrigation: of park groundcover, trees, and other landscaped areas;
- **Surface maintenance**: of the masonry walls within the tract. This maintenance includes painting, cleaning, graffiti removal, and minor surface repair;
- **Park Maintenance**: approximately two (2) acres of park area which includes landscaping and irrigation, play structures, basketball court, bike racks, fencing and all other park amenities;
- Maintenance: of park lighting and signage;
- **Maintenance:** of concrete sidewalks and other paved or concrete surface within the park;

#### Note:

FY 2023 Special Assessment Rate increase - Zone 18 (SoHay). LLAD 18 acceptance and maintenance is anticipated in FY 2023.

In FY 2022, the LLAD 18 (SoHay) development was still under construction and the maintenance responsibility of the park remained with the developer, so the Zone was assessed at a rate significantly lower (\$50.00) than the maximum rate (\$409.57). Now, a year later, the development is projected to be completed in FY 2023 and the City anticipates accepting the full responsibility and cost of maintaining LLAD 18. As a result, staff is recommending an increase in the assessment rate to \$300.00. The annual O&M and capital cost estimate is provided on the following page.



#### Landscape and Lighting District Zone 18 - SoHay Fund 291, Project 3755 Established 2019, 433 SFE (Incl 2 Commercial parcels and 1 apt complex)

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimate	FY 2023 Proposed
Assessm	nent				
Zone A					
	Maximum Base Assessment Amount:	391.84	403.24	409.57	430.82
	Developed Parcels				
	Annual Assessment per SFE	391.84	403.24	50.00	300.0
с.			75	192	26
d.	Total Amount Assessed:	-	30,243	9,600	78,28
e.	Future Development Parcels: 30%				
f.	Annual Assessment per SFE	117.55	120.97	15.00	90.0
g.	<u># of SFE</u>	261	186	69	
h.	Total Amount Assessed:	30,676	22,501	1,035	-
one B (	(95% of Zone A)				
	Maximum Base Assessment Amount: Zone B	372.25	383.08	389.09	409.2
k	Developed Parcels:				
I.	Annual Assessment per SFE	372.24	383.08	47.50	285.0
	# of SFE	_	_	79	9
n.	Total Amount Assessed:	-	-	3,752	26,50
0.					
р.	Annual Assessment per SFE	111.67	114.92	14.25	85.5
q.	<u># of SFE</u>	172	172	93	7
r.	Total Amount Assessed:	19,208	22,501	1,035	6,75
S.	Total Amount Assessed for the District:	49,884	75,245	15,422	111,547.5
ncome					
а.	Annual Assessment Revenue	49,778	75,245	15,422	111,54
b.	Minus County Tax Collection Fee (1.7%)	(728)	(1,279)	(262)	(1,89
с.	Adjustment for Delinquencies	-	-	-	-
d.	<u>Other</u>	728	50		
	Total Revenue:	49,778	74,015	15,160	109,65
ervices					20.00
a. b.	Utilities: Water Utilities: PGE	-	-	-	20,60 2,06
	Landscape Maintenance	-	-	-	65,00
c. d.	Graffiti Abatement	_	-		1,00
е.	Tree Trimming				1,00
f.	Property Owner Noticing		68	500	50
		-			
g. h.	Annual Reporting		553 1,600	1,550 1,600	1,03 1,64
	City Administration				
i.	Total Expenditures:	-	2,221	3,650	92,84
		1			
			10 770	101 570	100 00
Account a.	Beginning Account Balance:	-	49,778	121,572	133,08
		- <u>49,778</u> <b>49,778</b>	49,778 <u>71,794</u> <b>121,572</b>	121,572 <u>11,510</u> <b>133,083</b>	133,08 <u>16,81</u> <b>149,8</b> 9



#### Assessment

**WHEREAS**, the City Council of the City of Hayward, County of Alameda, California, pursuant to the provisions of the Landscaping and Lighting Act of 1972 and Article XIIID of the California Constitution (collectively "the Act"), and in accordance with the Resolution of Intention, being Resolution **No. 22-158**, preliminarily approving the Engineer's Report, as adopted by the City Council of the City of Hayward, on **June 21, 2022**.

**WHEREAS**, said Resolution directed the undersigned Engineer of Work to prepare and file a report presenting an estimate of costs, a diagram for the Assessment District, and an assessment of the estimated costs of the improvements upon all assessable parcels within the Assessment District, to which Resolution and the description of said proposed improvements therein contained, reference is hereby made for further particulars;

**Now, THEREFORE,** the undersigned, by virtue of the power vested in me under said Act and the order of the City Council of the City of Hayward, hereby make the following assessments to cover the portion of the estimated cost of Improvements, and the costs and expenses incidental thereto to be paid by the Assessment District.

As required by the Act, an Assessment Diagram is hereto attached and made a part hereof showing the exterior boundaries of the Assessment District. The distinctive number of each parcel or lot of land in the Assessment District is its Assessor Parcel Number appearing on the Assessment Roll.

I do hereby assess and apportion said net amount of the cost and expenses of the Improvements, including the costs and expenses incident thereto, upon the parcels and lots of land within said Assessment District, in accordance with the special benefits to be received by each parcel or lot from the improvements, and more particularly set forth in the Estimate of Costs and Method of Assessment hereto attached and by reference made a part hereof.

The assessments are made upon the parcels or lots of land within Assessment District, in proportion to the special benefits to be received by the parcels or lots of land, from the Improvements.

Each parcel or lot of land is described in the Assessment Roll by reference to its parcel number as shown on the Assessor's Maps of the County of Alameda for the FY 2023. For a more particular description of said property, reference is hereby made to the deeds and maps on file and of record in the Alameda County Recorder Office.

I hereby place opposite the Assessor Parcel Number for each parcel or lot within the Assessment Roll, the amount of the assessment for the FY 2023 for each parcel or lot of land within said Landscaping and Lighting Assessment District No. 96-1.



Dated: June 23, 2022



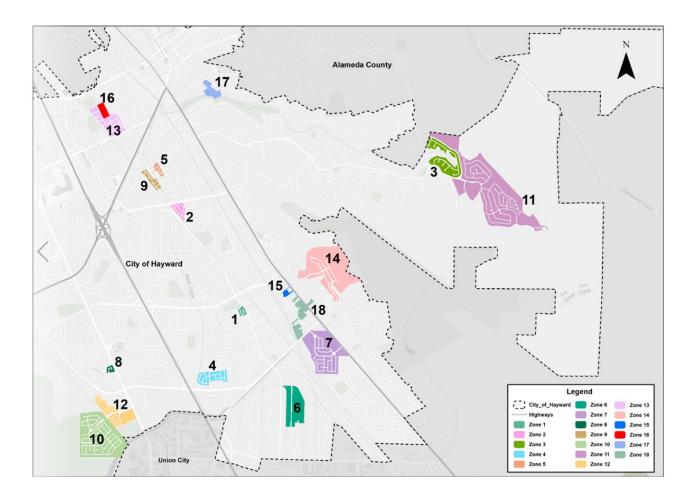
Engineer of Work

By\_

John W. Bliss, License No. C52091



# Vicinity Map

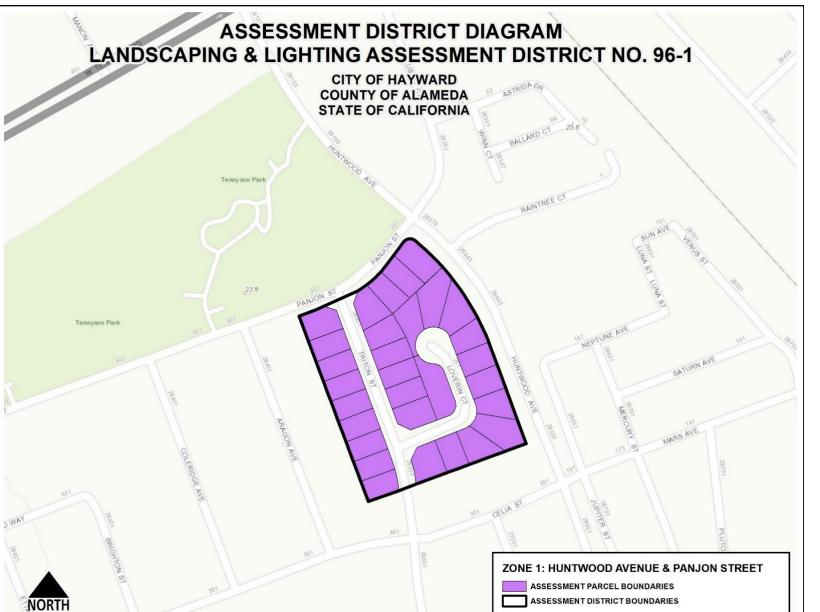


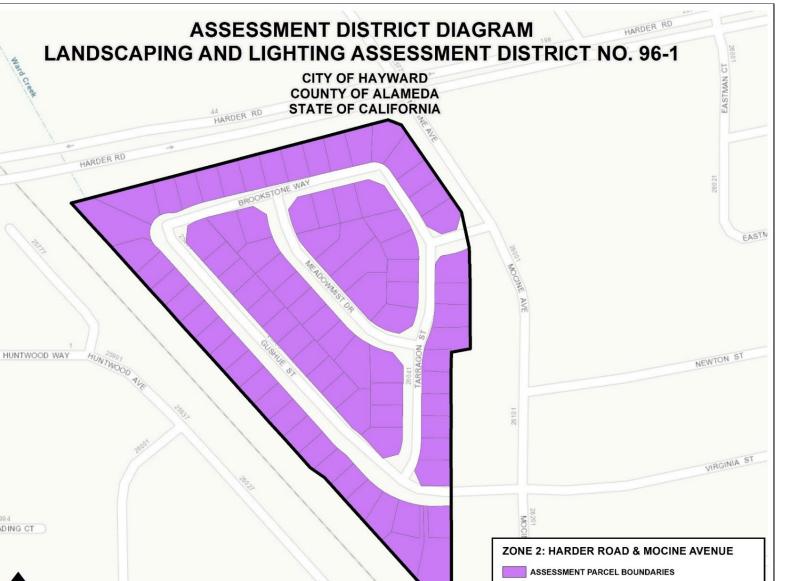


# **Assessment Diagram**

The boundary of the City of Hayward's Landscaping & Lighting Assessment District No. 96-1 is completely within the boundaries of the City of Hayward. The Assessment Diagram which shows the eighteen (18) zones is on file in the Office of the City Clerk of the City of Hayward. The lines and dimensions of each lot or parcel within the District are those lines and dimensions shown on the maps of the Assessor of the County of Alameda, for the year when this report was prepared, and are incorporated by reference herein and made part of this report.







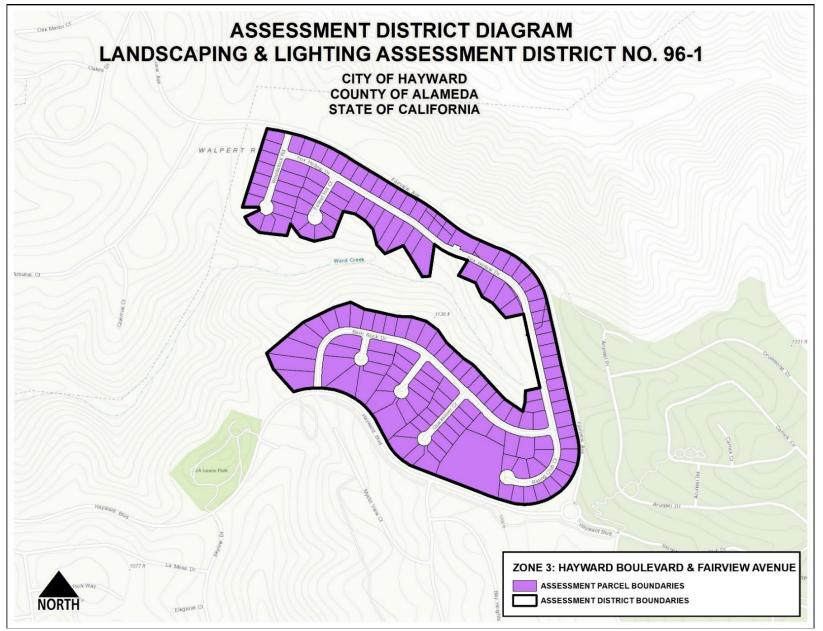
2599.4 GADING CT

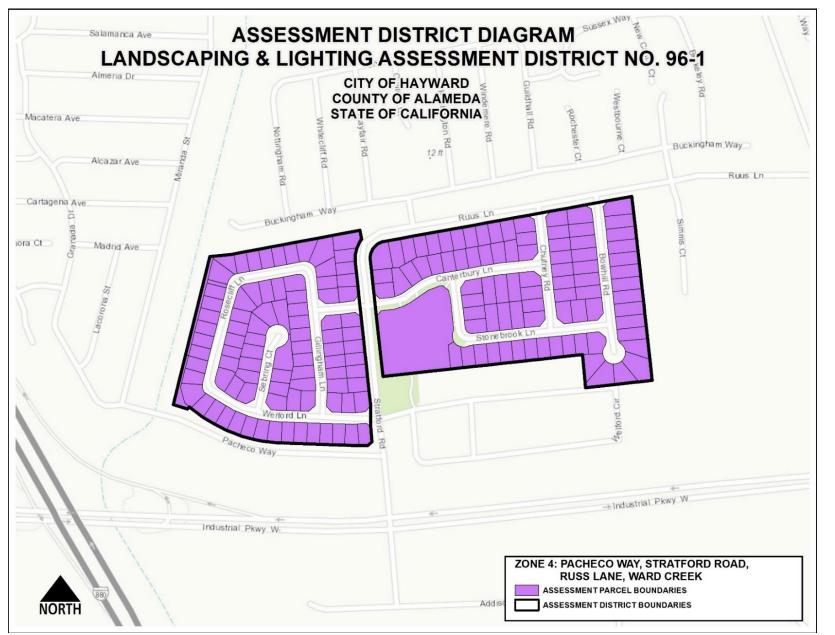
NORTH

101

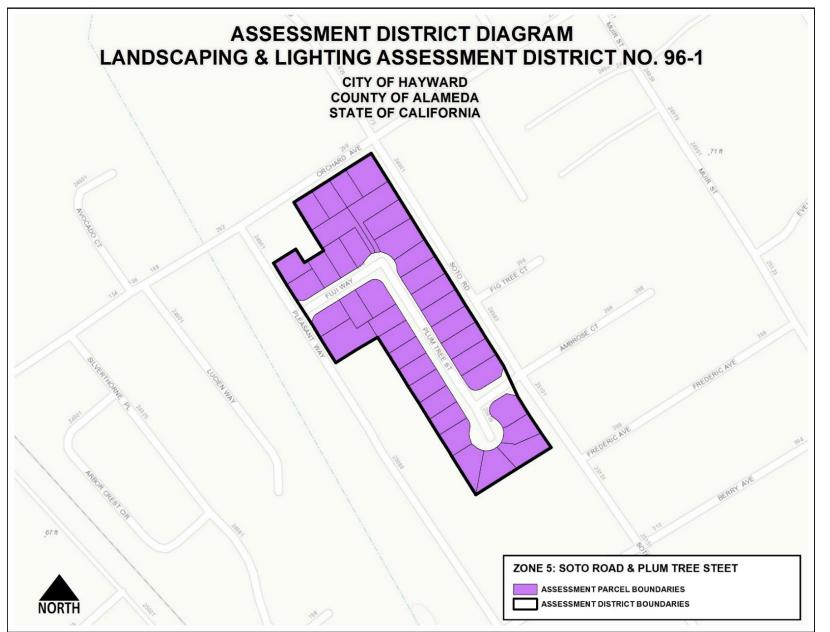
**SCIConsultingGroup** 

ASSESSMENT DISTRICT BOUNDARIES

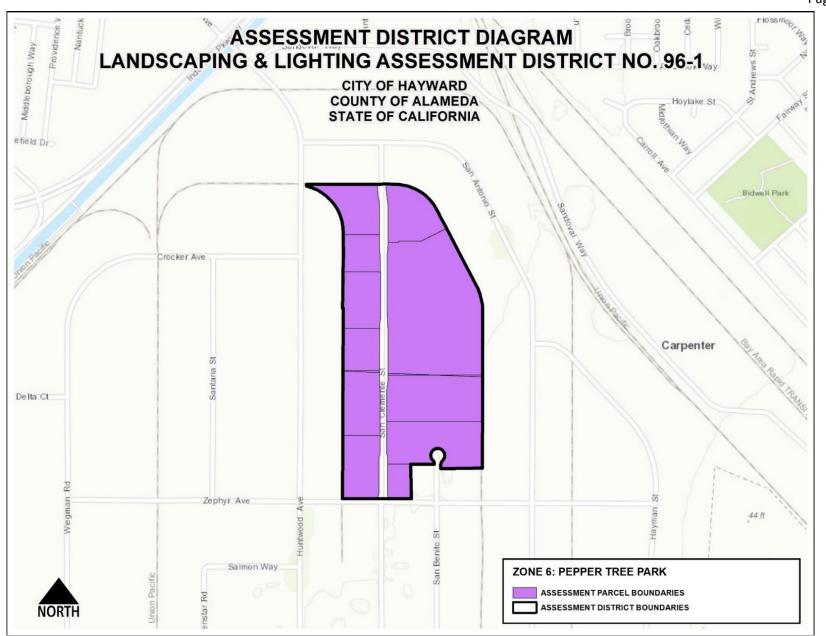


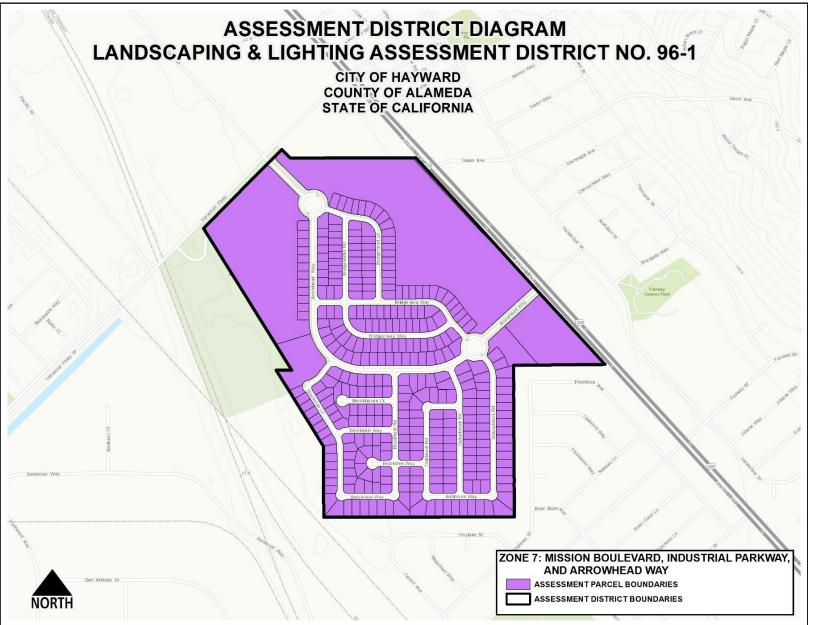




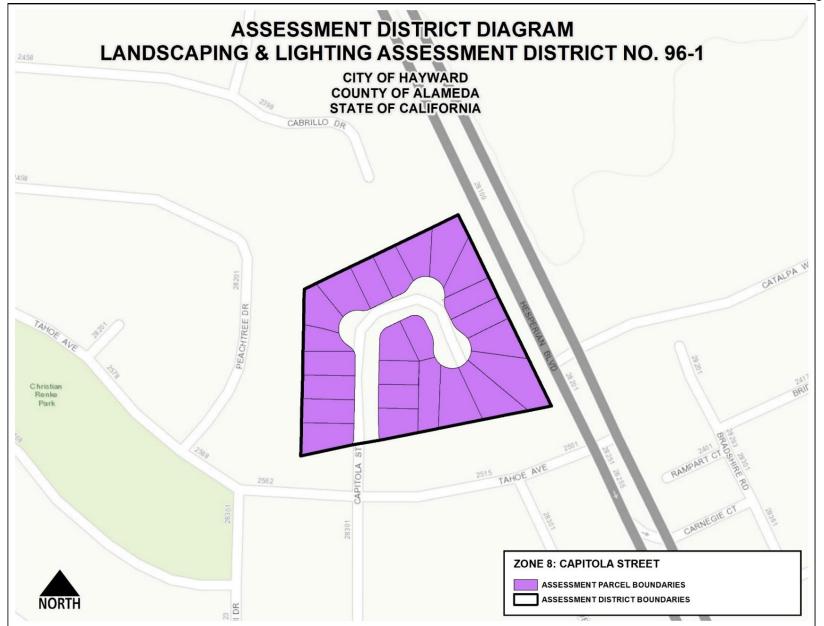


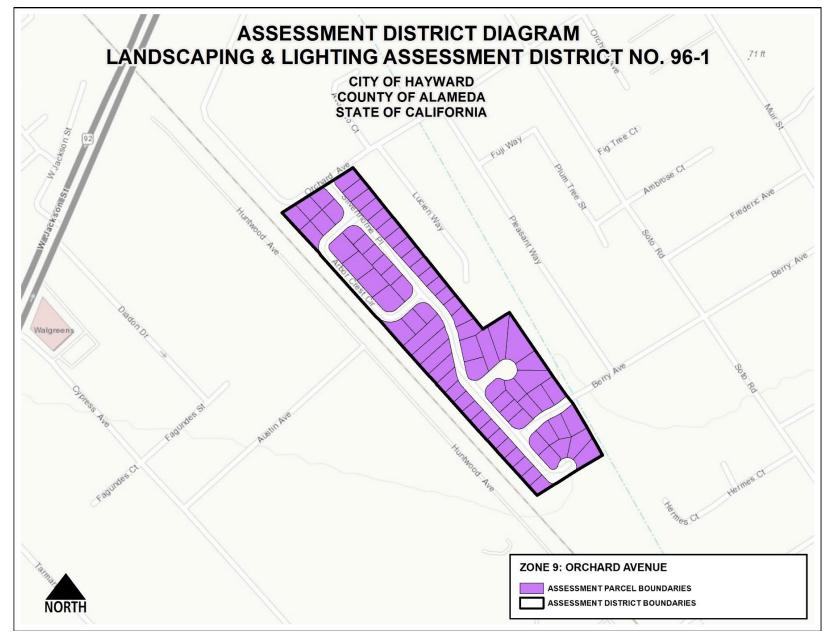




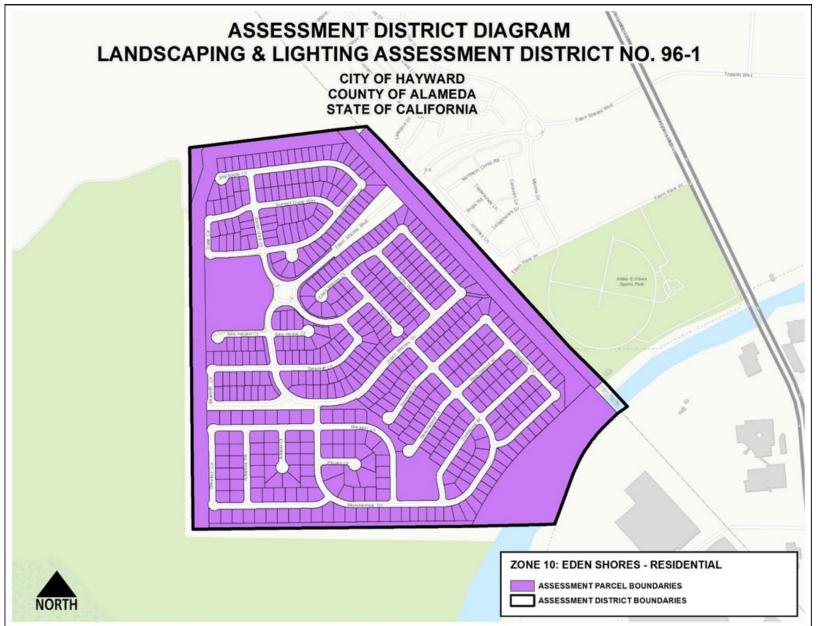


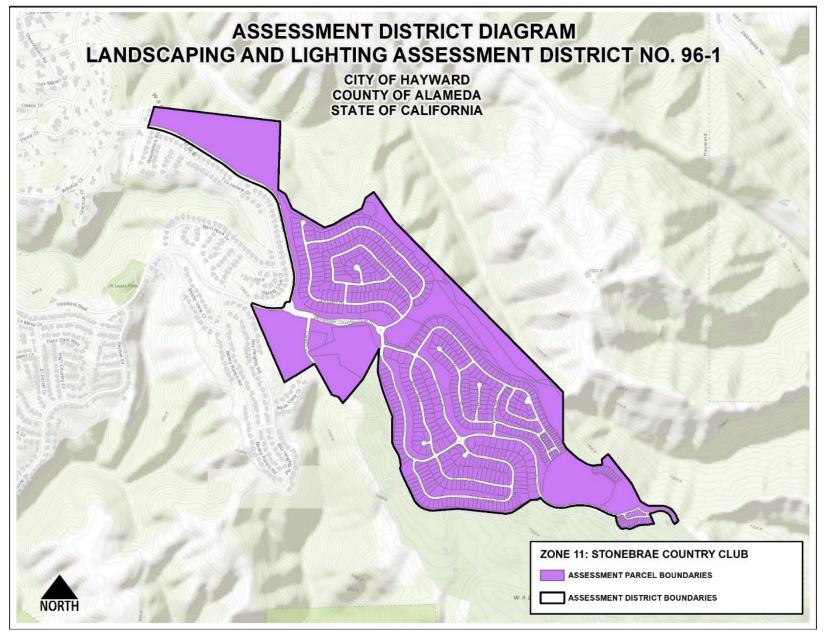


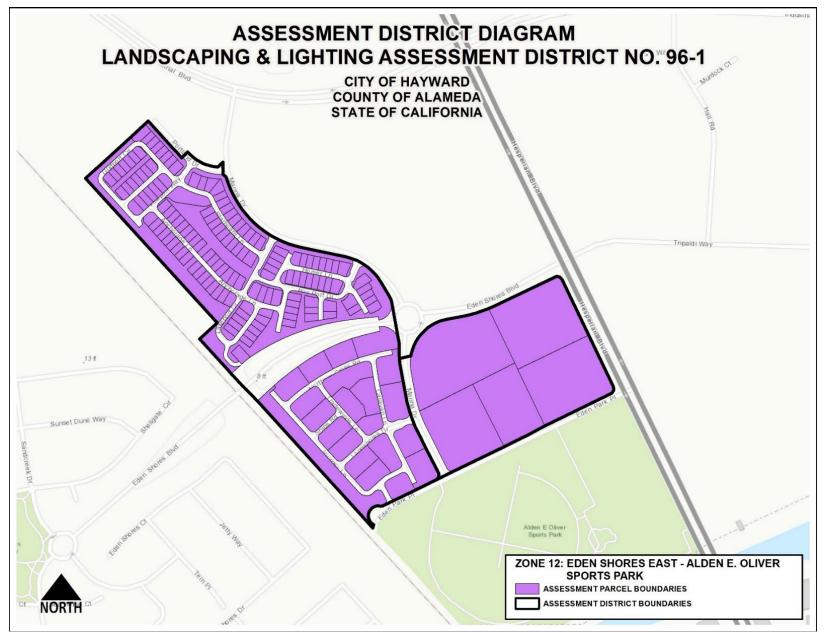


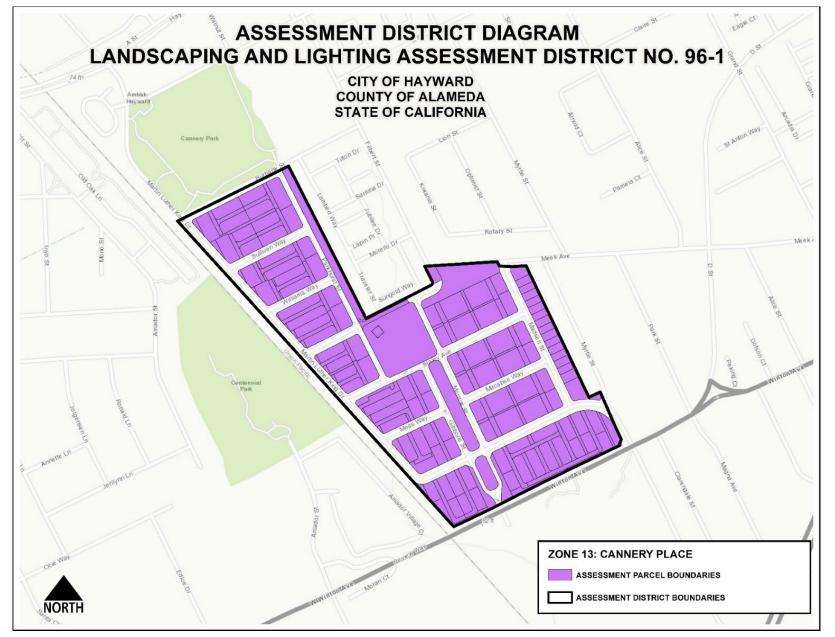


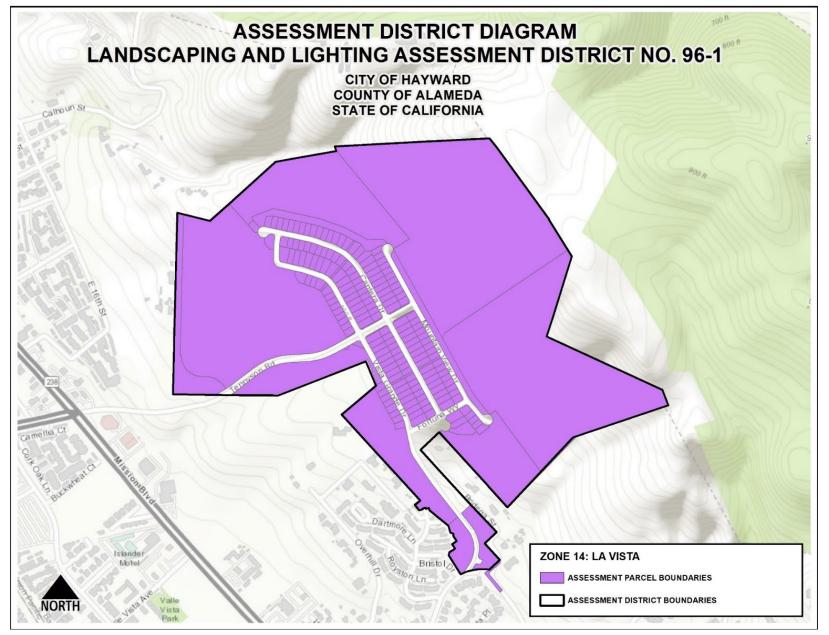




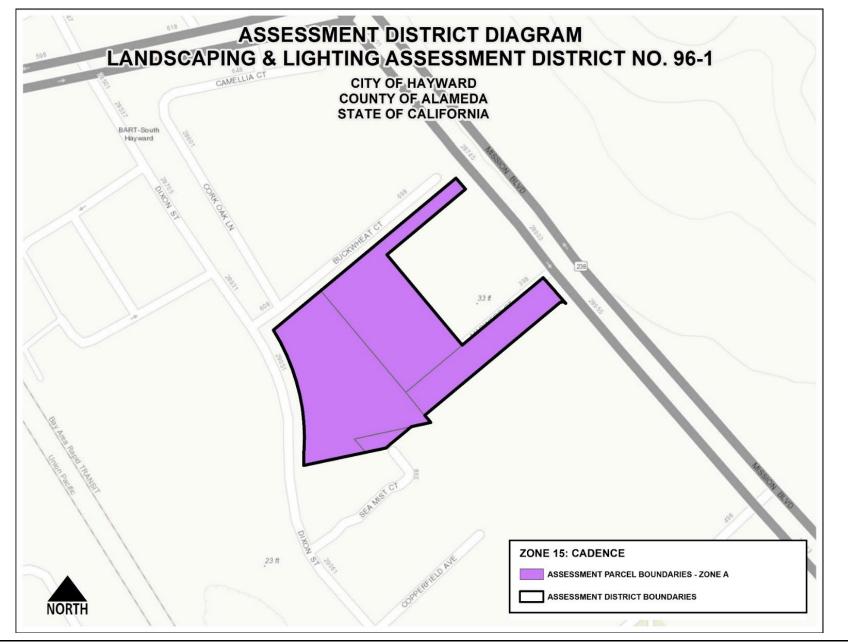




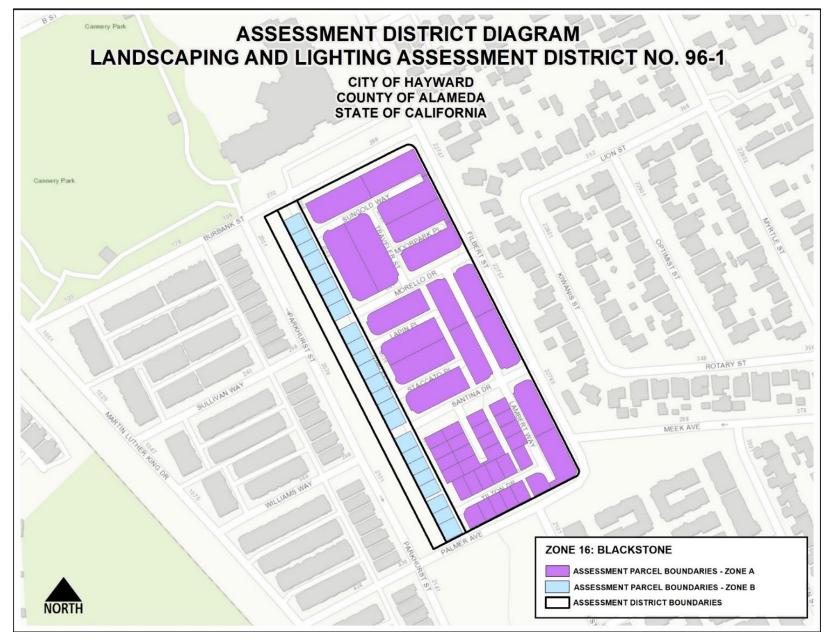


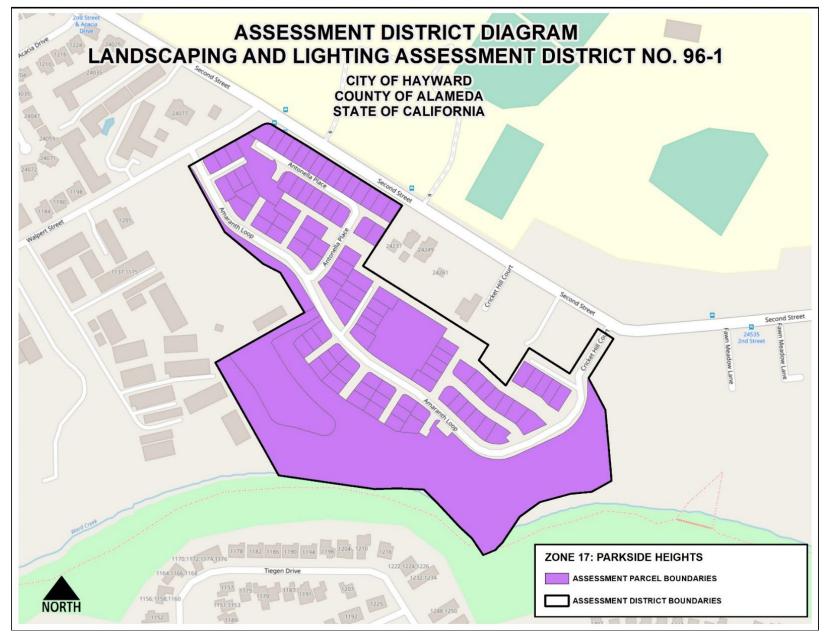


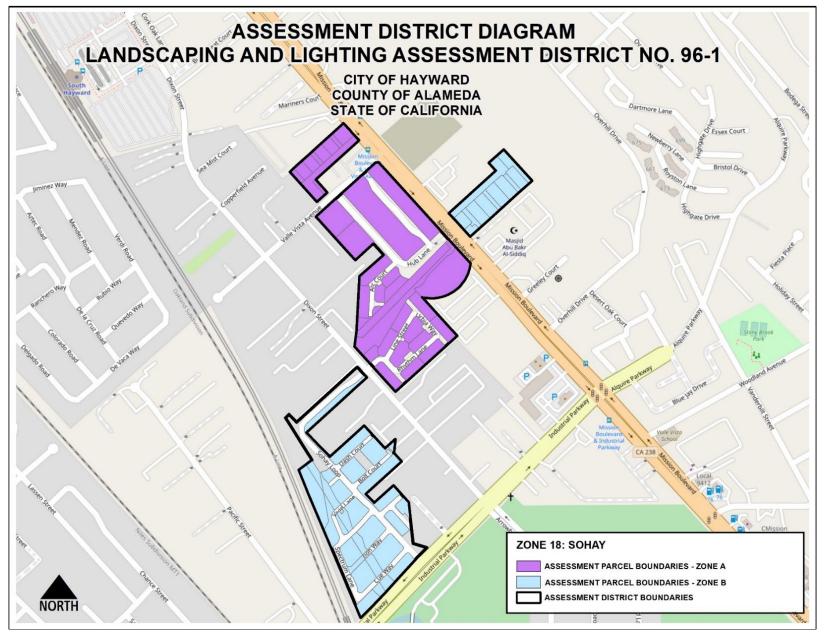
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**City of Hayward** LLAD No. 96-1 Engineer's Report, FY 2023







# FY 2023 Assessment Roll Zone 1 (Huntwood Ave. & Panjon Street

30 Parcels Total Assessment: \$6,420.00

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
465 -0005-011-00	\$214.00	465 -0005-026-00	\$214.00
465 -0005-012-00	\$214.00	465 -0005-027-00	\$214.00
465 -0005-013-00	\$214.00	465 -0005-028-00	\$214.00
465 -0005-014-00	\$214.00	465 -0005-029-00	\$214.00
465 -0005-015-00	\$214.00	465 -0005-030-00	\$214.00
465 -0005-016-00	\$214.00	465 -0005-031-00	\$214.00
465 -0005-017-00	\$214.00	465 -0005-032-00	\$214.00
465 -0005-018-00	\$214.00	465 -0005-033-00	\$214.00
465 -0005-019-00	\$214.00	465 -0005-034-00	\$214.00
465 -0005-020-00	\$214.00	465 -0005-035-00	\$214.00
465 -0005-021-00	\$214.00	465 -0005-036-00	\$214.00
465 -0005-022-00	\$214.00	465 -0005-037-00	\$214.00
465 -0005-023-00	\$214.00	465 -0005-038-00	\$214.00
465 -0005-024-00	\$214.00	465 -0005-039-00	\$214.00
465 -0005-025-00	\$214.00	465 -0005-040-00	\$214.00

# Zone 2 (Harder Road & Mocine Ave)

85 Parcels Total Assessment: \$10,443.10

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
452 -0004-006-00	\$122.86	452 -0004-046-00	\$122.86
452 -0004-007-00	\$122.86	452 -0004-047-00	\$122.86
452 -0004-008-00	\$122.86	452 -0004-048-00	\$122.86
452 -0004-009-00	\$122.86	452 -0004-049-00	\$122.86
452 -0004-010-00	\$122.86	452 -0004-050-00	\$122.86
452 -0004-011-00	\$122.86	452 -0004-051-00	\$122.86
452 -0004-012-00	\$122.86	452 -0004-052-00	\$122.86
452 -0004-013-00	\$122.86	452 -0004-053-00	\$122.86
452 -0004-014-00	\$122.86	452 -0004-054-00	\$122.86
452 -0004-015-00	\$122.86	452 -0004-055-00	\$122.86
452 -0004-016-00	\$122.86	452 -0004-056-00	\$122.86
452 -0004-017-00	\$122.86	452 -0004-057-00	\$122.86
452 -0004-018-00	\$122.86	452 -0004-058-00	\$122.86
452 -0004-019-00	\$122.86	452 -0004-059-00	\$122.86
452 -0004-020-00	\$122.86	452 -0004-060-00	\$122.86
452 -0004-021-00	\$122.86	452 -0004-061-00	\$122.86
452 -0004-022-00	\$122.86	452 -0004-062-00	\$122.86
452 -0004-023-00	\$122.86	452 -0004-063-00	\$122.86
452 -0004-024-00	\$122.86	452 -0004-064-00	\$122.86
452 -0004-025-00	\$122.86	452 -0004-065-00	\$122.86
452 -0004-026-00	\$122.86	452 -0004-066-00	\$122.86
452 -0004-027-00	\$122.86	452 -0004-067-00	\$122.86
452 -0004-028-00	\$122.86	452 -0004-068-00	\$122.86
452 -0004-029-00	\$122.86	452 -0004-069-00	\$122.86
452 -0004-030-00	\$122.86	452 -0004-070-00	\$122.86
452 -0004-031-00	\$122.86	452 -0004-071-00	\$122.86
452 -0004-032-00	\$122.86	452 -0004-072-00	\$122.86
452 -0004-033-00	\$122.86	452 -0004-073-00	\$122.86
452 -0004-034-00	\$122.86	452 -0004-074-00	\$122.86
452 -0004-035-00	\$122.86	452 -0004-075-00	\$122.86
452 -0004-036-00	\$122.86	452 -0004-076-00	\$122.86
452 -0004-037-00	\$122.86	452 -0004-077-00	\$122.86
452 -0004-038-00	\$122.86	452 -0004-078-00	\$122.86
452 -0004-039-00	\$122.86	452 -0004-079-00	\$122.86
452 -0004-040-00	\$122.86	452 -0004-080-00	\$122.86
452 -0004-041-00	\$122.86	452 -0004-081-00	\$122.86
452 -0004-042-00	\$122.86	452 -0004-082-00	\$122.86
452 -0004-043-00	\$122.86	452 -0004-083-00	\$122.86
452 -0004-045-00	\$122.86	452 -0004-084-00	\$122.86

# FY 2023 Assessment Roll Zone 2 (Harder Road & Mocine Ave)

#### (Continued)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
452 -0004-085-00	\$122.86	452 -0004-089-00	\$122.86
452 -0004-086-00	\$122.86	452 -0004-090-00	\$122.86
452 -0004-087-00	\$122.86	452 -0004-091-00	\$122.86
452 -0004-088-00	\$122.86		

#### Zone 3 (Prominence - Hayward Blvd. & Fairview Avenue

155 Parcels Total Assessment: \$147,507.30

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
425 -0490-008-00	\$951.66	425 -0490-049-00	\$951.66
425 -0490-009-00	\$951.66	425 -0490-050-00	\$951.66
425 -0490-010-00	\$951.66	425 -0490-051-00	\$951.66
425 -0490-011-00	\$951.66	425 -0490-052-00	\$951.66
425 -0490-012-00	\$951.66	425 -0490-053-00	\$951.66
425 -0490-013-00	\$951.66	425 -0490-054-00	\$951.66
425 -0490-014-00	\$951.66	425 -0490-055-00	\$951.66
425 -0490-015-00	\$951.66	425 -0490-056-00	\$951.66
425 -0490-016-00	\$951.66	425 -0490-057-00	\$951.66
425 -0490-017-00	\$951.66	425 -0490-058-00	\$951.66
425 -0490-018-00	\$951.66	425 -0490-059-00	\$951.66
425 -0490-019-00	\$951.66	425 -0490-060-02	\$951.66
425 -0490-020-00	\$951.66	425 -0490-061-01	\$951.66
425 -0490-021-00	\$951.66	425 -0490-062-00	\$951.66
425 -0490-022-00	\$951.66	425 -0490-063-00	\$951.66
425 -0490-023-00	\$951.66	425 -0490-064-00	\$951.66
425 -0490-024-00	\$951.66	425 -0490-065-00	\$951.66
425 -0490-025-00	\$951.66	425 -0490-066-00	\$951.66
425 -0490-026-00	\$951.66	425 -0490-067-00	\$951.66
425 -0490-027-00	\$951.66	425 -0490-068-00	\$951.66
425 -0490-028-00	\$951.66	425 -0490-069-00	\$951.66
425 -0490-029-00	\$951.66	425 -0490-070-00	\$951.66
425 -0490-030-00	\$951.66	425 -0490-071-00	\$951.66
425 -0490-031-00	\$951.66	425 -0490-072-00	\$951.66
425 -0490-032-00	\$951.66	425 -0490-073-00	\$951.66
425 -0490-033-00	\$951.66	425 -0490-074-00	\$951.66
425 -0490-034-00	\$951.66	425 -0490-075-00	\$951.66
425 -0490-035-00	\$951.66	425 -0490-076-00	\$951.66
425 -0490-037-00	\$951.66	425 -0490-077-00	\$951.66
425 -0490-039-00	\$951.66	425 -0490-078-00	\$951.66
425 -0490-040-00	\$951.66	425 -0490-079-00	\$951.66
425 -0490-041-00	\$951.66	425 -0490-080-00	\$951.66
425 -0490-042-00	\$951.66	425 -0490-081-00	\$951.66
425 -0490-043-00	\$951.66	425 -0490-082-00	\$951.66
425 -0490-044-00	\$951.66	425 -0490-083-00	\$951.66
425 -0490-045-00	\$951.66	425 -0490-084-00	\$951.66
425 -0490-046-00	\$951.66	425 -0490-085-00	\$951.66
425 -0490-047-00	\$951.66	425 -0490-086-00	\$951.66
425 -0490-048-00	\$951.66	425 -0490-087-00	\$951.66

# Zone 3 (Prominence - Hayward Blvd. & Fairview Avenue

#### (Continued)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
425 -0490-088-00	\$951.66	425 -0490-137-00	\$951.66
425 -0490-091-01	\$951.66	425 -0490-138-00	\$951.66
425 -0490-093-00	\$951.66	425 -0490-139-00	\$951.66
425 -0490-095-00	\$951.66	425 -0490-140-00	\$951.66
425 -0490-097-00	\$951.66	425 -0490-141-00	\$951.66
425 -0490-098-00	\$951.66	425 -0490-142-00	\$951.66
425 -0490-099-00	\$951.66	425 -0490-143-00	\$951.66
425 -0490-101-00	\$951.66	425 -0490-144-00	\$951.66
425 -0490-102-00	\$951.66	425 -0490-145-00	\$951.66
425 -0490-103-00	\$951.66	425 -0490-146-00	\$951.66
425 -0490-104-00	\$951.66	425 -0490-147-00	\$951.66
425 -0490-105-00	\$951.66	425 -0490-148-00	\$951.66
425 -0490-106-00	\$951.66	425 -0490-149-00	\$951.66
425 -0490-109-00	\$951.66	425 -0490-150-00	\$951.66
425 -0490-111-00	\$951.66	425 -0490-151-00	\$951.66
425 -0490-112-00	\$951.66	425 -0490-152-00	\$951.66
425 -0490-113-00	\$951.66	425 -0490-153-00	\$951.66
425 -0490-114-00	\$951.66	425 -0490-154-00	\$951.66
425 -0490-115-00	\$951.66	425 -0490-155-00	\$951.66
425 -0490-116-00	\$951.66	425 -0490-156-00	\$951.66
425 -0490-117-00	\$951.66	425 -0490-157-00	\$951.66
425 -0490-118-00	\$951.66	425 -0490-158-00	\$951.66
425 -0490-119-00	\$951.66	425 -0490-159-00	\$951.66
425 -0490-120-00	\$951.66	425 -0490-160-00	\$951.66
425 -0490-121-00	\$951.66	425 -0490-161-00	\$951.66
425 -0490-122-00	\$951.66	425 -0490-162-00	\$951.66
425 -0490-123-00	\$951.66	425 -0490-163-00	\$951.66
425 -0490-124-00	\$951.66	425 -0490-164-00	\$951.66
425 -0490-125-00	\$951.66	425 -0490-165-00	\$951.66
425 -0490-127-00	\$951.66	425 -0490-166-00	\$951.66
425 -0490-128-00	\$951.66	425 -0490-167-00	\$951.66
425 -0490-129-00	\$951.66	425 -0490-168-00	\$951.66
425 -0490-130-00	\$951.66	425 -0490-169-00	\$951.66
425 -0490-131-00	\$951.66	425 -0490-170-00	\$951.66
425 -0490-132-00	\$951.66	425 -0490-171-00	\$951.66
425 -0490-133-00	\$951.66	425 -0490-175-00	\$951.66
425 -0490-134-00	\$951.66	425 -0490-177-00	\$951.66
425 -0490-135-00	\$951.66	425 -0490-178-01	\$951.66
425 -0490-136-00	\$951.66		\$951.66

#### Zone 4 (Stratford Village - Pacheco Way, Stratford Rd, Ruus Ln, Ward Creek)

	174 Parcels	Total Assessment: \$20,211.84	
<u>Assessor's</u> Parcel Number	<u>Assessmen</u> <u>Amount</u>	t <u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
464 -0121-001-00	\$116.16	464 -0121-040-00	\$116.16
464 -0121-002-00	\$116.16	464 -0121-041-00	\$116.16
464 -0121-003-00	\$116.16	464 -0121-042-00	\$116.16
464 -0121-004-00	\$116.16	464 -0121-049-00	\$116.16
464 -0121-005-00	\$116.16	464 -0121-050-00	\$116.16
464 -0121-006-00	\$116.16	464 -0121-051-00	\$116.16
464 -0121-007-00	\$116.16	464 -0121-052-00	\$116.16
464 -0121-008-00	\$116.16	464 -0121-053-00	\$116.16
464 -0121-009-00	\$116.16	464 -0121-054-00	\$116.16
464 -0121-010-00	\$116.16	464 -0121-055-00	\$116.16
464 -0121-011-00	\$116.16	464 -0121-056-00	\$116.16
464 -0121-012-00	\$116.16	464 -0121-057-00	\$116.16
464 -0121-013-00	\$116.16	464 -0121-058-00	\$116.16
464 -0121-014-00	\$116.16	464 -0121-059-00	\$116.16
464 -0121-015-00	\$116.16	464 -0121-060-00	\$116.16
464 -0121-016-00	\$116.16	464 -0121-061-00	\$116.16
464 -0121-017-00	\$116.16	464 -0121-062-00	\$116.16
464 -0121-018-00	\$116.16	464 -0121-063-00	\$116.16
464 -0121-019-00	\$116.16	464 -0121-064-00	\$116.16
464 -0121-020-00	\$116.16	464 -0121-065-00	\$116.16
464 -0121-021-00	\$116.16	464 -0121-066-00	\$116.16
464 -0121-022-00	\$116.16	464 -0121-067-00	\$116.16
464 -0121-023-00	\$116.16	464 -0121-068-00	\$116.16
464 -0121-024-00	\$116.16	464 -0121-069-00	\$116.16
464 -0121-025-00	\$116.16	464 -0121-070-00	\$116.16
464 -0121-026-00	\$116.16	464 -0121-071-00	\$116.16
464 -0121-027-00	\$116.16	464 -0121-072-00	\$116.16
464 -0121-028-00	\$116.16	464 -0121-073-00	\$116.16
464 -0121-029-00	\$116.16	464 -0121-074-00	\$116.16
464 -0121-030-00	\$116.16	464 -0121-075-00	\$116.16
464 -0121-031-00	\$116.16	464 -0121-076-00	\$116.16
464 -0121-032-00	\$116.16	464 -0121-077-00	\$116.16
464 -0121-033-00	\$116.16	464 -0121-078-00	\$116.16
464 -0121-034-00	\$116.16	464 -0121-080-00	\$116.16
464 -0121-035-00	\$116.16	464 -0121-081-00	\$116.16
464 -0121-036-00	\$116.16	464 -0121-082-00	\$116.16
464 -0121-037-00	\$116.16	464 -0121-083-00	\$116.16
464 -0121-038-00	\$116.16	464 -0121-084-00	\$116.16
464 -0121-039-00	\$116.16	464 -0121-085-00	\$116.16

#### Zone 4 (Stratford Village - Pacheco Way, Stratford Rd, Ruus Ln, Ward Creek)

#### (Continued)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
464 -0121-086-00	\$116.16	464 -0122-031-00	\$116.16
464 -0121-087-00	\$116.16	464 -0122-032-00	\$116.16
464 -0121-088-00	\$116.16	464 -0122-033-00	\$116.16
464 -0121-089-00	\$116.16	464 -0122-034-00	\$116.16
464 -0121-090-00	\$116.16	464 -0122-035-00	\$116.16
464 -0121-091-00	\$116.16	464 -0122-036-00	\$116.16
464 -0121-092-00	\$116.16	464 -0122-037-00	\$116.16
464 -0121-093-00	\$116.16	464 -0122-038-00	\$116.16
464 -0121-094-00	\$116.16	464 -0122-039-00	\$116.16
464 -0121-095-00	\$116.16	464 -0122-040-00	\$116.16
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464 -0122-003-00	\$116.16	464 -0122-042-00	\$116.16
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464 -0122-005-00	\$116.16	464 -0122-044-00	\$116.16
464 -0122-006-00	\$116.16	464 -0122-045-00	\$116.16
464 -0122-007-00	\$116.16	464 -0122-046-00	\$116.16
464 -0122-008-00	\$116.16	464 -0122-047-00	\$116.16
464 -0122-009-00	\$116.16	464 -0122-048-00	\$116.16
464 -0122-010-00	\$116.16	464 -0122-049-00	\$116.16
464 -0122-011-00	\$116.16	464 -0122-050-00	\$116.16
464 -0122-012-00	\$116.16	464 -0122-051-00	\$116.16
464 -0122-013-00	\$116.16	464 -0122-052-00	\$116.16
464 -0122-014-00	\$116.16	464 -0122-053-00	\$116.16
464 -0122-015-00	\$116.16	464 -0122-054-00	\$116.16
464 -0122-016-00	\$116.16	464 -0122-055-00	\$116.16
464 -0122-017-00	\$116.16	464 -0122-056-00	\$116.16
464 -0122-018-00	\$116.16	464 -0122-057-00	\$116.16
464 -0122-019-00	\$116.16	464 -0122-058-00	\$116.16
464 -0122-020-00	\$116.16	464 -0122-059-00	\$116.16
464 -0122-021-00	\$116.16	464 -0122-060-00	\$116.16
464 -0122-022-00	\$116.16	464 -0122-061-00	\$116.16
464 -0122-023-00	\$116.16	464 -0122-062-00	\$116.16
464 -0122-024-00	\$116.16	464 -0122-063-00	\$116.16
464 -0122-025-00	\$116.16	464 -0122-064-00	\$116.16
464 -0122-026-00	\$116.16	464 -0122-065-00	\$116.16
464 -0122-027-00	\$116.16	464 -0122-066-00	\$116.16
464 -0122-028-00	\$116.16	464 -0122-067-00	\$116.16
464 -0122-029-00	\$116.16	464 -0122-068-00	\$116.16
464 -0122-030-00	\$116.16	464 -0122-069-00	\$116.16

#### Zone 4 (Stratford Village - Pacheco Way, Stratford Rd, Ruus Ln, Ward Creek)

#### (Continued)

<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
\$116.16	464 -0122-079-00	\$116.16
\$116.16	464 -0122-080-00	\$116.16
\$116.16	464 -0122-081-00	\$116.16
\$116.16	464 -0122-082-00	\$116.16
\$116.16	464 -0122-083-00	\$116.16
\$116.16	464 -0122-084-00	\$116.16
\$116.16	464 -0122-085-00	\$116.16
\$116.16	464 -0122-086-00	\$116.16
\$116.16	464 -0122-087-00	\$116.16
	Amount \$116.16 \$116.16 \$116.16 \$116.16 \$116.16 \$116.16 \$116.16 \$116.16	AmountParcel Number\$116.16464 -0122-079-00\$116.16464 -0122-080-00\$116.16464 -0122-081-00\$116.16464 -0122-082-00\$116.16464 -0122-083-00\$116.16464 -0122-084-00\$116.16464 -0122-085-00\$116.16464 -0122-086-00

# FY 2023 Assessment Roll Zone 5 (Soto Road & Plum Tree Street)

38 Parcels Total Assessment: \$9,696.46

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
444 -0048-078-00	\$255.17	444 -0048-101-00	\$255.17
444 -0048-079-00	\$255.17	444 -0048-102-00	\$255.17
444 -0048-080-00	\$255.17	444 -0048-103-00	\$255.17
444 -0048-081-00	\$255.17	444 -0048-104-00	\$255.17
444 -0048-082-00	\$255.17	444 -0048-105-00	\$255.17
444 -0048-083-00	\$255.17	444 -0048-106-00	\$255.17
444 -0048-084-00	\$255.17	444 -0048-107-00	\$255.17
444 -0048-085-00	\$255.17	444 -0048-108-00	\$255.17
444 -0048-086-00	\$255.17	444 -0048-109-00	\$255.17
444 -0048-087-00	\$255.17	444 -0048-110-00	\$255.17
444 -0048-088-00	\$255.17	444 -0048-111-00	\$255.17
444 -0048-089-00	\$255.17	444 -0048-112-00	\$255.17
444 -0048-090-00	\$255.17	444 -0048-113-00	\$255.17
444 -0048-091-00	\$255.17	444 -0048-114-00	\$255.17
444 -0048-092-00	\$255.17	444 -0048-115-00	\$255.17
444 -0048-097-00	\$255.17	444 -0048-116-00	\$255.17
444 -0048-098-00	\$255.17	444 -0048-117-00	\$255.17
444 -0048-099-00	\$255.17	444 -0048-118-00	\$255.17
444 -0048-100-00	\$255.17	444 -0048-119-00	\$255.17

#### Zone 6 (Peppertree Park)

11 Parcels 4,994 Linear Feet of Street Frontage Total Assessment: \$13,034.34

Assessor's Parcel Number	<u>Street</u> <u>Frontage</u> (Linear Feet)	<u>Assessment</u> <u>Amount</u>
475 -0174-011-05	477.22	\$1,245.54
475 -0174-014-01	464.34	\$1,211.94
475 -0174-017-01	391.79	\$1,022.56
475 -0174-019-02	455.60	\$1,189.12
475 -0174-022-01	302.29	\$788.98
475 -0174-025-01	405.59	\$1,058.58
475 -0174-027-01	244.73	\$638.74
475 -0174-033-00	322.24	\$841.04
475 -0174-034-00	329.29	\$859.44
475 -0174-042-00	437.35	\$1,141.48
475 -0174-043-00	1,163.55	\$3,036.86

#### Zone 7 - (Twin bridges - Mission Blvd., Industrial Pkwy, Arrowhead Way)

	348 Parcels	Total Assessment: \$205,911.60	
<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessmer</u> <u>Amount</u>	nt <u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
078G-2651-016-00	\$591.70	078G-2652-036-00	\$591.70
078G-2651-017-02	\$591.70	078G-2652-037-00	\$591.70
078G-2651-018-01	\$591.70	078G-2652-038-00	\$591.70
078G-2651-018-02	\$591.70	078G-2652-039-00	\$591.70
078G-2651-019-00	\$591.70	078G-2652-040-00	\$591.70
078G-2652-002-00	\$591.70	078G-2652-041-00	\$591.70
078G-2652-003-00	\$591.70	078G-2652-042-00	\$591.70
078G-2652-004-00	\$591.70	078G-2652-043-00	\$591.70
078G-2652-005-00	\$591.70	078G-2652-044-00	\$591.70
078G-2652-006-00	\$591.70	078G-2652-045-00	\$591.70
078G-2652-007-00	\$591.70	078G-2652-046-00	\$591.70
078G-2652-008-00	\$591.70	078G-2652-047-00	\$591.70
078G-2652-009-00	\$591.70	078G-2652-048-00	\$591.70
078G-2652-010-00	\$591.70	078G-2652-049-00	\$591.70
078G-2652-011-00	\$591.70	078G-2652-050-00	\$591.70
078G-2652-012-00	\$591.70	078G-2652-051-00	\$591.70
078G-2652-013-00	\$591.70	078G-2652-052-00	\$591.70
078G-2652-014-00	\$591.70	078G-2652-053-00	\$591.70
078G-2652-015-00	\$591.70	078G-2652-054-00	\$591.70
078G-2652-016-00	\$591.70	078G-2652-055-00	\$591.70
078G-2652-017-00	\$591.70	078G-2652-056-00	\$591.70
078G-2652-018-00	\$591.70	078G-2652-057-00	\$591.70
078G-2652-019-00	\$591.70	078G-2652-058-00	\$591.70
078G-2652-020-00	\$591.70	078G-2652-059-00	\$591.70
078G-2652-021-00	\$591.70	078G-2652-060-00	\$591.70
078G-2652-022-00	\$591.70	078G-2652-061-00	\$591.70
078G-2652-023-00	\$591.70	078G-2652-062-00	\$591.70
078G-2652-024-00	\$591.70	078G-2652-063-00	\$591.70
078G-2652-025-00	\$591.70	078G-2652-064-00	\$591.70
078G-2652-026-00	\$591.70	078G-2652-065-00	\$591.70
078G-2652-027-00	\$591.70	078G-2652-066-00	\$591.70
078G-2652-028-00	\$591.70	078G-2652-067-00	\$591.70
078G-2652-029-00	\$591.70	078G-2652-068-00	\$591.70
078G-2652-030-00	\$591.70	078G-2652-069-00	\$591.70
078G-2652-031-00	\$591.70	078G-2652-070-00	\$591.70
078G-2652-032-00	\$591.70	078G-2652-071-00	\$591.70
078G-2652-033-00	\$591.70	078G-2652-072-00	\$591.70
078G-2652-034-00	\$591.70	078G-2652-073-00	\$591.70
078G-2652-035-00	\$591.70	078G-2652-074-00	\$591.70

#### Zone 7 - (Twin bridges - Mission Blvd., Industrial Pkwy, Arrowhead Way)

<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>	<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
078G-2652-075-00	\$591.70	078G-2652-114-00	\$591.70
078G-2652-076-00	\$591.70	078G-2652-115-00	\$591.70
078G-2652-077-00	\$591.70	078G-2652-116-00	\$591.70
078G-2652-078-00	\$591.70	078G-2652-117-00	\$591.70
078G-2652-079-00	\$591.70	078G-2652-118-00	\$591.70
078G-2652-080-00	\$591.70	078G-2652-119-00	\$591.70
078G-2652-081-00	\$591.70	078G-2652-120-00	\$591.70
078G-2652-082-00	\$591.70	078G-2652-121-00	\$591.70
078G-2652-083-00	\$591.70	078G-2652-122-00	\$591.70
078G-2652-084-00	\$591.70	078G-2652-123-00	\$591.70
078G-2652-085-00	\$591.70	078G-2652-124-00	\$591.70
078G-2652-086-00	\$591.70	078G-2652-125-00	\$591.70
078G-2652-087-00	\$591.70	078G-2652-126-00	\$591.70
078G-2652-088-00	\$591.70	078G-2652-127-00	\$591.70
078G-2652-089-00	\$591.70	078G-2652-128-00	\$591.70
078G-2652-090-00	\$591.70	078G-2652-129-00	\$591.70
078G-2652-091-00	\$591.70	078G-2652-130-00	\$591.70
078G-2652-092-00	\$591.70	078G-2652-131-00	\$591.70
078G-2652-093-00	\$591.70	078G-2652-132-00	\$591.70
078G-2652-094-00	\$591.70	078G-2652-133-00	\$591.70
078G-2652-095-00	\$591.70	078G-2652-134-00	\$591.70
078G-2652-096-00	\$591.70	078G-2652-135-00	\$591.70
078G-2652-097-00	\$591.70	078G-2652-136-00	\$591.70
078G-2652-098-00	\$591.70	078G-2652-137-00	\$591.70
078G-2652-099-00	\$591.70	078G-2652-138-00	\$591.70
078G-2652-100-00	\$591.70	078G-2652-139-00	\$591.70
078G-2652-101-00	\$591.70	078G-2652-140-00	\$591.70
078G-2652-102-00	\$591.70	078G-2652-141-00	\$591.70
078G-2652-103-00	\$591.70	078G-2652-142-00	\$591.70
078G-2652-104-00	\$591.70	078G-2652-143-00	\$591.70
078G-2652-105-00	\$591.70	078G-2652-144-00	\$591.70
078G-2652-106-00	\$591.70	078G-2652-145-00	\$591.70
078G-2652-107-00	\$591.70	078G-2652-146-00	\$591.70
078G-2652-108-00	\$591.70	078G-2652-147-00	\$591.70
078G-2652-109-00	\$591.70	078G-2652-148-00	\$591.70
078G-2652-110-00	\$591.70	078G-2652-149-00	\$591.70
078G-2652-111-00	\$591.70	078G-2652-150-00	\$591.70
078G-2652-112-00	\$591.70	078G-2652-151-00	\$591.70
078G-2652-113-00	\$591.70	078G-2652-152-00	\$591.70

### Zone 7 - (Twin bridges - Mission Blvd., Industrial Pkwy, Arrowhead Way)

<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>	<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
078G-2652-153-00	\$591.70	078G-2653-031-00	\$591.70
078G-2652-154-00	\$591.70	078G-2653-032-00	\$591.70
078G-2652-155-00	\$591.70	078G-2653-033-00	\$591.70
078G-2652-156-00	\$591.70	078G-2653-034-00	\$591.70
078G-2652-157-00	\$591.70	078G-2653-035-00	\$591.70
078G-2652-158-00	\$591.70	078G-2653-036-00	\$591.70
078G-2652-159-00	\$591.70	078G-2653-037-00	\$591.70
078G-2652-160-00	\$591.70	078G-2653-038-00	\$591.70
078G-2652-161-00	\$591.70	078G-2653-039-00	\$591.70
078G-2653-001-00	\$591.70	078G-2653-040-00	\$591.70
078G-2653-002-00	\$591.70	078G-2653-041-00	\$591.70
078G-2653-003-00	\$591.70	078G-2653-042-00	\$591.70
078G-2653-004-00	\$591.70	078G-2653-043-00	\$591.70
078G-2653-005-00	\$591.70	078G-2653-044-00	\$591.70
078G-2653-006-00	\$591.70	078G-2653-045-00	\$591.70
078G-2653-007-00	\$591.70	078G-2653-046-00	\$591.70
078G-2653-008-00	\$591.70	078G-2653-047-00	\$591.70
078G-2653-009-00	\$591.70	078G-2653-048-00	\$591.70
078G-2653-010-00	\$591.70	078G-2653-049-00	\$591.70
078G-2653-011-00	\$591.70	078G-2653-050-00	\$591.70
078G-2653-012-00	\$591.70	078G-2653-051-00	\$591.70
078G-2653-013-00	\$591.70	078G-2653-052-00	\$591.70
078G-2653-014-00	\$591.70	078G-2653-053-00	\$591.70
078G-2653-015-00	\$591.70	078G-2653-054-00	\$591.70
078G-2653-016-00	\$591.70	078G-2653-055-00	\$591.70
078G-2653-017-00	\$591.70	078G-2653-056-00	\$591.70
078G-2653-018-00	\$591.70	078G-2653-057-00	\$591.70
078G-2653-019-00	\$591.70	078G-2653-058-00	\$591.70
078G-2653-020-00	\$591.70	078G-2653-059-00	\$591.70
078G-2653-021-00	\$591.70	078G-2653-060-00	\$591.70
078G-2653-022-00	\$591.70	078G-2653-061-00	\$591.70
078G-2653-023-00	\$591.70	078G-2653-062-00	\$591.70
078G-2653-024-00	\$591.70	078G-2653-063-00	\$591.70
078G-2653-025-00	\$591.70	078G-2653-064-00	\$591.70
078G-2653-026-00	\$591.70	078G-2653-065-00	\$591.70
078G-2653-027-00	\$591.70	078G-2653-066-00	\$591.70
078G-2653-028-00	\$591.70	078G-2653-067-00	\$591.70
078G-2653-029-00	\$591.70	078G-2653-068-00	\$591.70
078G-2653-030-00	\$591.70	078G-2653-069-00	\$591.70

### Zone 7 - (Twin bridges - Mission Blvd., Industrial Pkwy, Arrowhead Way)

<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>	<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
078G-2653-070-00	\$591.70	078G-2654-022-00	\$591.70
078G-2653-071-00	\$591.70	078G-2654-023-00	\$591.70
078G-2653-072-00	\$591.70	078G-2654-024-00	\$591.70
078G-2653-073-00	\$591.70	078G-2654-025-00	\$591.70
078G-2653-074-00	\$591.70	078G-2654-026-00	\$591.70
078G-2653-075-00	\$591.70	078G-2654-027-00	\$591.70
078G-2653-076-00	\$591.70	078G-2654-028-00	\$591.70
078G-2653-077-00	\$591.70	078G-2654-029-00	\$591.70
078G-2653-078-00	\$591.70	078G-2654-030-00	\$591.70
078G-2653-079-00	\$591.70	078G-2654-031-00	\$591.70
078G-2653-080-00	\$591.70	078G-2654-032-00	\$591.70
078G-2653-081-00	\$591.70	078G-2654-033-00	\$591.70
078G-2653-082-00	\$591.70	078G-2654-034-00	\$591.70
078G-2653-083-00	\$591.70	078G-2654-035-00	\$591.70
078G-2653-084-00	\$591.70	078G-2654-036-00	\$591.70
078G-2653-085-00	\$591.70	078G-2654-037-00	\$591.70
078G-2653-086-00	\$591.70	078G-2654-038-00	\$591.70
078G-2653-087-00	\$591.70	078G-2654-039-00	\$591.70
078G-2654-001-00	\$591.70	078G-2654-040-00	\$591.70
078G-2654-002-00	\$591.70	078G-2654-041-00	\$591.70
078G-2654-003-00	\$591.70	078G-2654-042-00	\$591.70
078G-2654-004-00	\$591.70	078G-2654-043-00	\$591.70
078G-2654-005-00	\$591.70	078G-2654-044-00	\$591.70
078G-2654-006-00	\$591.70	078G-2654-045-00	\$591.70
078G-2654-007-00	\$591.70	078G-2654-046-00	\$591.70
078G-2654-008-00	\$591.70	078G-2654-047-00	\$591.70
078G-2654-009-00	\$591.70	078G-2654-048-00	\$591.70
078G-2654-010-00	\$591.70	078G-2654-049-00	\$591.70
078G-2654-011-00	\$591.70	078G-2654-050-00	\$591.70
078G-2654-012-00	\$591.70	078G-2654-051-00	\$591.70
078G-2654-013-00	\$591.70	078G-2654-052-00	\$591.70
078G-2654-014-00	\$591.70	078G-2654-053-00	\$591.70
078G-2654-015-00	\$591.70	078G-2654-054-00	\$591.70
078G-2654-016-00	\$591.70	078G-2654-055-00	\$591.70
078G-2654-017-00	\$591.70	078G-2654-056-00	\$591.70
078G-2654-018-00	\$591.70	078G-2654-057-00	\$591.70
078G-2654-019-00	\$591.70	078G-2654-058-00	\$591.70
078G-2654-020-00	\$591.70	078G-2654-059-00	\$591.70
078G-2654-021-00	\$591.70	078G-2654-060-00	\$591.70

### Zone 7 - (Twin bridges - Mission Blvd., Industrial Pkwy, Arrowhead Way)

<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>	<u>Assessor's Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
078G-2654-061-00	\$591.70	078G-2654-079-00	\$591.70
078G-2654-062-00	\$591.70	078G-2654-080-00	\$591.70
078G-2654-063-00	\$591.70	078G-2654-081-00	\$591.70
078G-2654-064-00	\$591.70	078G-2654-082-00	\$591.70
078G-2654-065-00	\$591.70	078G-2654-083-00	\$591.70
078G-2654-066-00	\$591.70	078G-2654-084-00	\$591.70
078G-2654-067-00	\$591.70	078G-2654-085-00	\$591.70
078G-2654-068-00	\$591.70	078G-2654-086-00	\$591.70
078G-2654-069-00	\$591.70	078G-2654-087-00	\$591.70
078G-2654-070-00	\$591.70	078G-2654-088-00	\$591.70
078G-2654-071-00	\$591.70	078G-2654-089-00	\$591.70
078G-2654-072-00	\$591.70	078G-2654-090-00	\$591.70
078G-2654-073-00	\$591.70	078G-2654-091-00	\$591.70
078G-2654-074-00	\$591.70	078G-2654-092-00	\$591.70
078G-2654-075-00	\$591.70	078G-2654-093-00	\$591.70
078G-2654-076-00	\$591.70	078G-2654-094-03	\$591.70
078G-2654-077-00	\$591.70	078G-2654-095-03	\$591.70
078G-2654-078-00	\$591.70	078G-2654-096-00	\$591.70

## Zone 8 (Capitola Street)

24 Parcels Total Assessment: \$4,477.44

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
456 -0096-002-00	\$186.56	456 -0096-014-00	\$186.56
456 -0096-003-00	\$186.56	456 -0096-015-00	\$186.56
456 -0096-004-00	\$186.56	456 -0096-016-00	\$186.56
456 -0096-005-00	\$186.56	456 -0096-017-00	\$186.56
456 -0096-006-00	\$186.56	456 -0096-018-00	\$186.56
456 -0096-007-00	\$186.56	456 -0096-019-00	\$186.56
456 -0096-008-00	\$186.56	456 -0096-020-00	\$186.56
456 -0096-009-00	\$186.56	456 -0096-021-00	\$186.56
456 -0096-010-00	\$186.56	456 -0096-022-00	\$186.56
456 -0096-011-00	\$186.56	456 -0096-023-00	\$186.56
456 -0096-012-00	\$186.56	456 -0096-024-00	\$186.56
456 -0096-013-00	\$186.56	456 -0096-025-00	\$186.56

### Zone 9 (Orchard Avenue)

74 Parcels Total Assessment: \$2,530.06

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
444 -0049-001-00	\$34.19	444 -0049-038-00	\$34.19
444 -0049-002-00	\$34.19	444 -0049-039-00	\$34.19
444 -0049-003-00	\$34.19	444 -0049-040-00	\$34.19
444 -0049-004-00	\$34.19	444 -0049-041-00	\$34.19
444 -0049-005-00	\$34.19	444 -0049-042-00	\$34.19
444 -0049-006-00	\$34.19	444 -0049-043-00	\$34.19
444 -0049-007-00	\$34.19	444 -0049-044-00	\$34.19
444 -0049-008-00	\$34.19	444 -0049-045-00	\$34.19
444 -0049-009-00	\$34.19	444 -0049-046-00	\$34.19
444 -0049-010-00	\$34.19	444 -0049-047-00	\$34.19
444 -0049-011-00	\$34.19	444 -0049-048-00	\$34.19
444 -0049-012-00	\$34.19	444 -0049-049-00	\$34.19
444 -0049-013-00	\$34.19	444 -0049-050-00	\$34.19
444 -0049-014-00	\$34.19	444 -0049-051-00	\$34.19
444 -0049-015-00	\$34.19	444 -0049-052-00	\$34.19
444 -0049-016-00	\$34.19	444 -0049-053-00	\$34.19
444 -0049-017-00	\$34.19	444 -0049-054-00	\$34.19
444 -0049-018-00	\$34.19	444 -0049-055-00	\$34.19
444 -0049-019-00	\$34.19	444 -0049-056-00	\$34.19
444 -0049-020-00	\$34.19	444 -0049-057-00	\$34.19
444 -0049-021-00	\$34.19	444 -0049-058-00	\$34.19
444 -0049-022-00	\$34.19	444 -0049-059-00	\$34.19
444 -0049-023-00	\$34.19	444 -0049-060-00	\$34.19
444 -0049-024-00	\$34.19	444 -0049-061-00	\$34.19
444 -0049-025-00	\$34.19	444 -0049-062-00	\$34.19
444 -0049-026-00	\$34.19	444 -0049-063-00	\$34.19
444 -0049-027-00	\$34.19	444 -0049-064-00	\$34.19
444 -0049-028-00	\$34.19	444 -0049-065-00	\$34.19
444 -0049-029-00	\$34.19	444 -0049-066-00	\$34.19
444 -0049-030-00	\$34.19	444 -0049-067-00	\$34.19
444 -0049-031-00	\$34.19	444 -0049-068-00	\$34.19
444 -0049-032-00	\$34.19	444 -0049-069-00	\$34.19
444 -0049-033-00	\$34.19	444 -0049-070-00	\$34.19
444 -0049-034-00	\$34.19	444 -0049-071-00	\$34.19
444 -0049-035-00	\$34.19	444 -0049-072-00	\$34.19
444 -0049-036-00	\$34.19	444 -0049-073-00	\$34.19
444 -0049-037-00	\$34.19	444 -0049-074-00	\$34.19

## Zone 10 (Eden Shores Residential)

534 Parcels Total Assessment: \$153,428.88

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0037-002-00	\$287.32	461 -0037-041-00	\$287.32
461 -0037-003-00	\$287.32	461 -0037-042-00	\$287.32
461 -0037-004-00	\$287.32	461 -0037-043-00	\$287.32
461 -0037-005-00	\$287.32	461 -0037-044-00	\$287.32
461 -0037-006-00	\$287.32	461 -0037-045-00	\$287.32
461 -0037-007-00	\$287.32	461 -0037-046-00	\$287.32
461 -0037-008-00	\$287.32	461 -0037-047-00	\$287.32
461 -0037-009-00	\$287.32	461 -0037-048-00	\$287.32
461 -0037-010-00	\$287.32	461 -0037-049-00	\$287.32
461 -0037-011-00	\$287.32	461 -0037-050-00	\$287.32
461 -0037-012-00	\$287.32	461 -0037-051-00	\$287.32
461 -0037-013-00	\$287.32	461 -0037-052-00	\$287.32
461 -0037-014-00	\$287.32	461 -0037-053-00	\$287.32
461 -0037-015-00	\$287.32	461 -0037-054-00	\$287.32
461 -0037-016-00	\$287.32	461 -0037-055-00	\$287.32
461 -0037-017-00	\$287.32	461 -0037-056-00	\$287.32
461 -0037-018-00	\$287.32	461 -0037-057-00	\$287.32
461 -0037-019-00	\$287.32	461 -0037-058-00	\$287.32
461 -0037-020-00	\$287.32	461 -0037-059-00	\$287.32
461 -0037-021-00	\$287.32	461 -0037-060-00	\$287.32
461 -0037-022-00	\$287.32	461 -0037-061-00	\$287.32
461 -0037-023-00	\$287.32	461 -0037-062-00	\$287.32
461 -0037-024-00	\$287.32	461 -0037-063-00	\$287.32
461 -0037-025-00	\$287.32	461 -0037-064-00	\$287.32
461 -0037-026-00	\$287.32	461 -0037-065-00	\$287.32
461 -0037-027-00	\$287.32	461 -0037-066-00	\$287.32
461 -0037-028-00	\$287.32	461 -0037-067-00	\$287.32
461 -0037-029-00	\$287.32	461 -0037-068-00	\$287.32
461 -0037-030-00	\$287.32	461 -0037-069-00	\$287.32
461 -0037-031-00	\$287.32	461 -0037-070-00	\$287.32
461 -0037-032-00	\$287.32	461 -0037-071-00	\$287.32
461 -0037-033-00	\$287.32	461 -0037-072-00	\$287.32
461 -0037-034-00	\$287.32	461 -0037-073-00	\$287.32
461 -0037-035-00	\$287.32	461 -0037-074-00	\$287.32
461 -0037-036-00	\$287.32	461 -0037-075-00	\$287.32
461 -0037-037-00	\$287.32	461 -0037-076-00	\$287.32
461 -0037-038-00	\$287.32	461 -0037-077-00	\$287.32
461 -0037-039-00	\$287.32	461 -0037-078-00	\$287.32
461 -0037-040-00	\$287.32	461 -0037-079-00	\$287.32

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0037-080-00	\$287.32	461 -0100-011-00	\$287.32
461 -0037-081-00	\$287.32	461 -0100-012-00	\$287.32
461 -0037-082-00	\$287.32	461 -0100-013-00	\$287.32
461 -0037-083-00	\$287.32	461 -0100-014-00	\$287.32
461 -0037-084-00	\$287.32	461 -0100-015-00	\$287.32
461 -0037-085-00	\$287.32	461 -0100-016-00	\$287.32
461 -0037-086-00	\$287.32	461 -0100-017-00	\$287.32
461 -0037-087-00	\$287.32	461 -0100-018-00	\$287.32
461 -0037-088-00	\$287.32	461 -0100-019-00	\$287.32
461 -0037-089-00	\$287.32	461 -0100-020-00	\$287.32
461 -0037-090-00	\$287.32	461 -0100-021-00	\$287.32
461 -0037-091-00	\$287.32	461 -0100-022-00	\$287.32
461 -0037-092-00	\$287.32	461 -0100-023-00	\$287.32
461 -0037-093-00	\$287.32	461 -0100-024-00	\$287.32
461 -0037-094-00	\$287.32	461 -0100-025-00	\$287.32
461 -0037-095-00	\$287.32	461 -0100-026-00	\$287.32
461 -0037-096-00	\$287.32	461 -0100-027-00	\$287.32
461 -0037-097-00	\$287.32	461 -0100-028-00	\$287.32
461 -0037-098-00	\$287.32	461 -0100-029-00	\$287.32
461 -0037-099-00	\$287.32	461 -0100-030-00	\$287.32
461 -0037-100-00	\$287.32	461 -0100-031-00	\$287.32
461 -0037-101-00	\$287.32	461 -0100-032-00	\$287.32
461 -0037-102-00	\$287.32	461 -0100-033-00	\$287.32
461 -0037-103-00	\$287.32	461 -0100-034-00	\$287.32
461 -0037-104-00	\$287.32	461 -0100-035-00	\$287.32
461 -0037-105-00	\$287.32	461 -0100-036-00	\$287.32
461 -0037-106-00	\$287.32	461 -0100-037-00	\$287.32
461 -0037-107-00	\$287.32	461 -0100-038-00	\$287.32
461 -0037-108-00	\$287.32	461 -0100-039-00	\$287.32
461 -0037-109-00	\$287.32	461 -0100-040-00	\$287.32
461 -0037-110-00	\$287.32	461 -0100-041-00	\$287.32
461 -0100-003-00	\$287.32	461 -0100-042-00	\$287.32
461 -0100-004-00	\$287.32	461 -0100-043-00	\$287.32
461 -0100-005-00	\$287.32	461 -0100-044-00	\$287.32
461 -0100-006-00	\$287.32	461 -0100-045-00	\$287.32
461 -0100-007-00	\$287.32	461 -0100-046-00	\$287.32
461 -0100-008-00	\$287.32	461 -0100-047-00	\$287.32
461 -0100-009-00	\$287.32	461 -0100-048-00	\$287.32
461 -0100-010-00	\$287.32	461 -0100-049-00	\$287.32

<u>Assessor's</u> <u>Parcel Number</u>	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0100-050-00	\$287.32	461 -0100-089-00	\$287.32
461 -0100-051-00	\$287.32	461 -0100-090-00	\$287.32
461 -0100-052-00	\$287.32	461 -0100-091-00	\$287.32
461 -0100-053-00	\$287.32	461 -0100-092-00	\$287.32
461 -0100-054-00	\$287.32	461 -0100-093-00	\$287.32
461 -0100-055-00	\$287.32	461 -0100-094-00	\$287.32
461 -0100-056-00	\$287.32	461 -0100-095-00	\$287.32
461 -0100-057-00	\$287.32	461 -0100-096-00	\$287.32
461 -0100-058-00	\$287.32	461 -0100-097-00	\$287.32
461 -0100-059-00	\$287.32	461 -0100-098-00	\$287.32
461 -0100-060-00	\$287.32	461 -0100-099-00	\$287.32
461 -0100-061-00	\$287.32	461 -0100-100-00	\$287.32
461 -0100-062-00	\$287.32	461 -0100-101-00	\$287.32
461 -0100-063-00	\$287.32	461 -0100-102-00	\$287.32
461 -0100-064-00	\$287.32	461 -0100-103-00	\$287.32
461 -0100-065-00	\$287.32	461 -0100-104-00	\$287.32
461 -0100-066-00	\$287.32	461 -0100-105-00	\$287.32
461 -0100-067-00	\$287.32	461 -0100-106-00	\$287.32
461 -0100-068-00	\$287.32	461 -0100-107-00	\$287.32
461 -0100-069-00	\$287.32	461 -0100-108-00	\$287.32
461 -0100-070-00	\$287.32	461 -0100-109-00	\$287.32
461 -0100-071-00	\$287.32	461 -0100-110-00	\$287.32
461 -0100-072-00	\$287.32	461 -0100-111-00	\$287.32
461 -0100-073-00	\$287.32	461 -0100-112-00	\$287.32
461 -0100-074-00	\$287.32	461 -0100-113-00	\$287.32
461 -0100-075-00	\$287.32	461 -0100-114-00	\$287.32
461 -0100-076-00	\$287.32	461 -0100-115-00	\$287.32
461 -0100-077-00	\$287.32	461 -0100-116-00	\$287.32
461 -0100-078-00	\$287.32	461 -0100-117-00	\$287.32
461 -0100-079-00	\$287.32	461 -0100-118-00	\$287.32
461 -0100-080-00	\$287.32	461 -0101-005-00	\$287.32
461 -0100-081-00	\$287.32	461 -0101-006-00	\$287.32
461 -0100-082-00	\$287.32	461 -0101-007-00	\$287.32
461 -0100-083-00	\$287.32	461 -0101-008-00	\$287.32
461 -0100-084-00	\$287.32	461 -0101-009-00	\$287.32
461 -0100-085-00	\$287.32	461 -0101-010-00	\$287.32
461 -0100-086-00	\$287.32	461 -0101-011-00	\$287.32
461 -0100-087-00	\$287.32	461 -0101-012-00	\$287.32
461 -0100-088-00	\$287.32	461 -0101-013-00	\$287.32

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0101-014-00	\$287.32	461 -0101-053-00	\$287.32
461 -0101-015-00	\$287.32	461 -0101-054-00	\$287.32
461 -0101-016-00	\$287.32	461 -0101-055-00	\$287.32
461 -0101-017-00	\$287.32	461 -0101-056-00	\$287.32
461 -0101-018-00	\$287.32	461 -0101-057-00	\$287.32
461 -0101-019-00	\$287.32	461 -0101-058-00	\$287.32
461 -0101-020-00	\$287.32	461 -0101-059-00	\$287.32
461 -0101-021-00	\$287.32	461 -0101-060-00	\$287.32
461 -0101-022-00	\$287.32	461 -0101-061-00	\$287.32
461 -0101-023-00	\$287.32	461 -0101-062-00	\$287.32
461 -0101-024-00	\$287.32	461 -0101-063-00	\$287.32
461 -0101-025-00	\$287.32	461 -0101-064-00	\$287.32
461 -0101-026-00	\$287.32	461 -0101-065-00	\$287.32
461 -0101-027-00	\$287.32	461 -0101-066-00	\$287.32
461 -0101-028-00	\$287.32	461 -0101-067-00	\$287.32
461 -0101-029-00	\$287.32	461 -0101-068-00	\$287.32
461 -0101-030-00	\$287.32	461 -0101-069-00	\$287.32
461 -0101-031-00	\$287.32	461 -0101-070-00	\$287.32
461 -0101-032-00	\$287.32	461 -0101-071-00	\$287.32
461 -0101-033-00	\$287.32	461 -0101-072-00	\$287.32
461 -0101-034-00	\$287.32	461 -0101-073-00	\$287.32
461 -0101-035-00	\$287.32	461 -0101-074-00	\$287.32
461 -0101-036-00	\$287.32	461 -0101-075-00	\$287.32
461 -0101-037-00	\$287.32	461 -0101-076-00	\$287.32
461 -0101-038-00	\$287.32	461 -0101-077-00	\$287.32
461 -0101-039-00	\$287.32	461 -0101-078-00	\$287.32
461 -0101-040-00	\$287.32	461 -0101-079-00	\$287.32
461 -0101-041-00	\$287.32	461 -0101-080-00	\$287.32
461 -0101-042-00	\$287.32	461 -0101-081-00	\$287.32
461 -0101-043-00	\$287.32	461 -0101-082-00	\$287.32
461 -0101-044-00	\$287.32	461 -0101-083-00	\$287.32
461 -0101-045-00	\$287.32	461 -0101-084-00	\$287.32
461 -0101-046-00	\$287.32	461 -0101-085-00	\$287.32
461 -0101-047-00	\$287.32	461 -0101-086-00	\$287.32
461 -0101-048-00	\$287.32	461 -0101-087-00	\$287.32
461 -0101-049-00	\$287.32	461 -0101-088-00	\$287.32
461 -0101-050-00	\$287.32	461 -0101-089-00	\$287.32
461 -0101-051-00	\$287.32	461 -0101-090-00	\$287.32
461 -0101-052-00	\$287.32	461 -0101-091-00	\$287.32

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0101-092-00	\$287.32	461 -0101-131-00	\$287.32
461 -0101-093-00	\$287.32	461 -0101-132-00	\$287.32
461 -0101-094-00	\$287.32	461 -0101-133-00	\$287.32
461 -0101-095-00	\$287.32	461 -0101-134-00	\$287.32
461 -0101-096-00	\$287.32	461 -0101-135-00	\$287.32
461 -0101-097-00	\$287.32	461 -0101-136-00	\$287.32
461 -0101-098-00	\$287.32	461 -0101-137-00	\$287.32
461 -0101-099-00	\$287.32	461 -0101-138-00	\$287.32
461 -0101-100-00	\$287.32	461 -0101-139-00	\$287.32
461 -0101-101-00	\$287.32	461 -0101-140-00	\$287.32
461 -0101-102-00	\$287.32	461 -0101-141-00	\$287.32
461 -0101-103-00	\$287.32	461 -0101-142-00	\$287.32
461 -0101-104-00	\$287.32	461 -0101-143-00	\$287.32
461 -0101-105-00	\$287.32	461 -0101-144-00	\$287.32
461 -0101-106-00	\$287.32	461 -0101-145-00	\$287.32
461 -0101-107-00	\$287.32	461 -0101-146-00	\$287.32
461 -0101-108-00	\$287.32	461 -0101-147-00	\$287.32
461 -0101-109-00	\$287.32	461 -0101-148-00	\$287.32
461 -0101-110-00	\$287.32	461 -0101-149-00	\$287.32
461 -0101-111-00	\$287.32	461 -0101-150-00	\$287.32
461 -0101-112-00	\$287.32	461 -0101-151-00	\$287.32
461 -0101-113-00	\$287.32	461 -0101-152-00	\$287.32
461 -0101-114-00	\$287.32	461 -0101-153-00	\$287.32
461 -0101-115-00	\$287.32	461 -0101-154-00	\$287.32
461 -0101-116-00	\$287.32	461 -0101-155-00	\$287.32
461 -0101-117-00	\$287.32	461 -0101-156-00	\$287.32
461 -0101-118-00	\$287.32	461 -0101-157-00	\$287.32
461 -0101-119-00	\$287.32	461 -0101-158-00	\$287.32
461 -0101-120-00	\$287.32	461 -0101-159-00	\$287.32
461 -0101-121-00	\$287.32	461 -0101-160-00	\$287.32
461 -0101-122-00	\$287.32	461 -0101-161-00	\$287.32
461 -0101-123-00	\$287.32	461 -0101-162-00	\$287.32
461 -0101-124-00	\$287.32	461 -0101-163-00	\$287.32
461 -0101-125-00	\$287.32	461 -0101-164-00	\$287.32
461 -0101-126-00	\$287.32	461 -0101-165-00	\$287.32
461 -0101-127-00	\$287.32	461 -0101-166-00	\$287.32
461 -0101-128-00	\$287.32	461 -0101-167-00	\$287.32
461 -0101-129-00	\$287.32	461 -0101-168-00	\$287.32
461 -0101-130-00	\$287.32	461 -0101-169-00	\$287.32

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0101-170-00	\$287.32	461 -0102-039-00	\$287.32
461 -0101-171-00	\$287.32	461 -0102-040-00	\$287.32
461 -0102-002-00	\$287.32	461 -0102-041-00	\$287.32
461 -0102-003-00	\$287.32	461 -0102-042-00	\$287.32
461 -0102-004-00	\$287.32	461 -0102-043-00	\$287.32
461 -0102-005-00	\$287.32	461 -0102-044-00	\$287.32
461 -0102-006-00	\$287.32	461 -0102-045-00	\$287.32
461 -0102-007-00	\$287.32	461 -0102-046-00	\$287.32
461 -0102-008-00	\$287.32	461 -0102-047-00	\$287.32
461 -0102-009-00	\$287.32	461 -0102-048-00	\$287.32
461 -0102-010-00	\$287.32	461 -0102-049-00	\$287.32
461 -0102-011-00	\$287.32	461 -0102-050-00	\$287.32
461 -0102-012-00	\$287.32	461 -0102-051-00	\$287.32
461 -0102-013-00	\$287.32	461 -0102-052-00	\$287.32
461 -0102-014-00	\$287.32	461 -0102-053-00	\$287.32
461 -0102-015-00	\$287.32	461 -0102-054-00	\$287.32
461 -0102-016-00	\$287.32	461 -0102-055-00	\$287.32
461 -0102-017-00	\$287.32	461 -0102-056-00	\$287.32
461 -0102-018-00	\$287.32	461 -0102-057-00	\$287.32
461 -0102-019-00	\$287.32	461 -0102-058-00	\$287.32
461 -0102-020-00	\$287.32	461 -0102-059-00	\$287.32
461 -0102-021-00	\$287.32	461 -0102-060-00	\$287.32
461 -0102-022-00	\$287.32	461 -0102-061-00	\$287.32
461 -0102-023-00	\$287.32	461 -0102-062-00	\$287.32
461 -0102-024-00	\$287.32	461 -0102-063-00	\$287.32
461 -0102-025-00	\$287.32	461 -0102-064-00	\$287.32
461 -0102-026-00	\$287.32	461 -0102-065-00	\$287.32
461 -0102-027-00	\$287.32	461 -0103-004-00	\$287.32
461 -0102-028-00	\$287.32	461 -0103-005-00	\$287.32
461 -0102-029-00	\$287.32	461 -0103-006-00	\$287.32
461 -0102-030-00	\$287.32	461 -0103-007-00	\$287.32
461 -0102-031-00	\$287.32	461 -0103-008-00	\$287.32
461 -0102-032-00	\$287.32	461 -0103-009-00	\$287.32
461 -0102-033-00	\$287.32	461 -0103-010-00	\$287.32
461 -0102-034-00	\$287.32	461 -0103-011-00	\$287.32
461 -0102-035-00	\$287.32	461 -0103-012-00	\$287.32
461 -0102-036-00	\$287.32	461 -0103-013-00	\$287.32
461 -0102-037-00	\$287.32	461 -0103-014-00	\$287.32
461 -0102-038-00	\$287.32	461 -0103-015-00	\$287.32

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
461 -0103-016-00	\$287.32	461 -0103-049-00	\$287.32
461 -0103-017-00	\$287.32	461 -0103-050-00	\$287.32
461 -0103-018-00	\$287.32	461 -0103-051-00	\$287.32
461 -0103-019-00	\$287.32	461 -0103-052-00	\$287.32
461 -0103-020-00	\$287.32	461 -0103-053-00	\$287.32
461 -0103-021-00	\$287.32	461 -0103-054-00	\$287.32
461 -0103-022-00	\$287.32	461 -0103-055-00	\$287.32
461 -0103-023-00	\$287.32	461 -0103-056-00	\$287.32
461 -0103-024-00	\$287.32	461 -0103-057-00	\$287.32
461 -0103-025-00	\$287.32	461 -0103-058-00	\$287.32
461 -0103-026-00	\$287.32	461 -0103-059-00	\$287.32
461 -0103-027-00	\$287.32	461 -0103-060-00	\$287.32
461 -0103-028-00	\$287.32	461 -0103-061-00	\$287.32
461 -0103-029-00	\$287.32	461 -0103-062-00	\$287.32
461 -0103-030-00	\$287.32	461 -0103-063-00	\$287.32
461 -0103-031-00	\$287.32	461 -0103-064-00	\$287.32
461 -0103-032-00	\$287.32	461 -0103-065-00	\$287.32
461 -0103-033-00	\$287.32	461 -0103-066-00	\$287.32
461 -0103-034-00	\$287.32	461 -0103-067-00	\$287.32
461 -0103-035-00	\$287.32	461 -0103-068-00	\$287.32
461 -0103-036-00	\$287.32	461 -0103-069-00	\$287.32
461 -0103-037-00	\$287.32	461 -0103-070-00	\$287.32
461 -0103-038-00	\$287.32	461 -0103-071-00	\$287.32
461 -0103-039-00	\$287.32	461 -0103-072-00	\$287.32
461 -0103-040-00	\$287.32	461 -0103-073-00	\$287.32
461 -0103-041-00	\$287.32	461 -0103-074-00	\$287.32
461 -0103-042-00	\$287.32	461 -0103-075-00	\$287.32
461 -0103-043-00	\$287.32	461 -0103-076-00	\$287.32
461 -0103-044-00	\$287.32	461 -0103-077-00	\$287.32
461 -0103-045-00	\$287.32	461 -0103-078-00	\$287.32
461 -0103-046-00	\$287.32	461 -0103-079-00	\$287.32
461 -0103-047-00	\$287.32	461 -0103-080-00	\$287.32
461 -0103-048-00	\$287.32	461 -0103-081-00	\$287.32

Zone 11 (Stonebrae Country Club)

634 Parcels Total Assessment: \$216,764.46

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
085A-6428-030-00	\$340.44	085A-6430-043-00	\$340.44
085A-6430-005-00	\$340.44	085A-6430-044-00	\$340.44
085A-6430-006-00	\$340.44	085A-6430-045-00	\$340.44
085A-6430-007-00	\$340.44	085A-6430-046-00	\$340.44
085A-6430-008-00	\$340.44	085A-6430-047-00	\$340.44
085A-6430-009-00	\$340.44	085A-6430-048-00	\$340.44
085A-6430-010-00	\$340.44	085A-6430-049-00	\$340.44
085A-6430-011-00	\$340.44	085A-6430-050-00	\$340.44
085A-6430-012-00	\$340.44	085A-6430-051-00	\$340.44
085A-6430-013-00	\$340.44	085A-6430-052-00	\$340.44
085A-6430-014-00	\$340.44	085A-6430-053-00	\$340.44
085A-6430-015-00	\$340.44	085A-6430-054-00	\$340.44
085A-6430-016-00	\$340.44	085A-6430-055-00	\$340.44
085A-6430-017-00	\$340.44	085A-6430-056-00	\$340.44
085A-6430-018-00	\$340.44	085A-6430-057-00	\$340.44
085A-6430-019-00	\$340.44	085A-6430-058-00	\$340.44
085A-6430-020-00	\$340.44	085A-6430-059-00	\$340.44
085A-6430-021-00	\$340.44	085A-6430-060-00	\$340.44
085A-6430-022-00	\$340.44	085A-6430-061-00	\$340.44
085A-6430-023-00	\$340.44	085A-6430-062-00	\$340.44
085A-6430-024-00	\$340.44	085A-6430-063-00	\$340.44
085A-6430-025-00	\$340.44	085A-6430-064-00	\$340.44
085A-6430-026-00	\$340.44	085A-6430-065-00	\$340.44
085A-6430-027-00	\$340.44	085A-6430-066-00	\$340.44
085A-6430-028-00	\$340.44	085A-6430-067-00	\$340.44
085A-6430-029-00	\$340.44	085A-6430-068-00	\$340.44
085A-6430-030-00	\$340.44	085A-6430-069-00	\$340.44
085A-6430-031-00	\$340.44	085A-6430-070-00	\$340.44
085A-6430-032-00	\$340.44	085A-6430-071-00	\$340.44
085A-6430-033-00	\$340.44	085A-6430-072-00	\$340.44
085A-6430-034-00	\$340.44	085A-6430-073-00	\$340.44
085A-6430-035-00	\$340.44	085A-6430-074-00	\$340.44
085A-6430-036-00	\$340.44	085A-6430-075-00	\$340.44
085A-6430-037-00	\$340.44	085A-6430-076-00	\$340.44
085A-6430-038-00	\$340.44	085A-6430-077-00	\$340.44
085A-6430-039-00	\$340.44	085A-6430-078-00	\$340.44
085A-6430-040-00	\$340.44	085A-6430-079-00	\$340.44
085A-6430-041-00	\$340.44	085A-6430-080-00	\$340.44
085A-6430-042-00	\$340.44	085A-6430-081-00	\$340.44

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
085A-6430-082-00	\$340.44	085A-6431-008-00	\$340.44
085A-6430-083-00	\$340.44	085A-6431-009-00	\$340.44
085A-6430-084-00	\$340.44	085A-6431-010-00	\$340.44
085A-6430-085-00	\$340.44	085A-6431-011-00	\$340.44
085A-6430-086-00	\$340.44	085A-6431-012-00	\$340.44
085A-6430-087-00	\$340.44	085A-6431-013-00	\$340.44
085A-6430-088-00	\$340.44	085A-6431-014-00	\$340.44
085A-6430-089-00	\$340.44	085A-6431-015-00	\$340.44
085A-6430-090-00	\$340.44	085A-6431-016-00	\$340.44
085A-6430-091-00	\$340.44	085A-6431-017-00	\$340.44
085A-6430-092-00	\$340.44	085A-6431-018-00	\$340.44
085A-6430-093-00	\$340.44	085A-6431-019-00	\$340.44
085A-6430-094-00	\$340.44	085A-6431-020-00	\$340.44
085A-6430-095-00	\$340.44	085A-6431-021-00	\$340.44
085A-6430-096-00	\$340.44	085A-6431-022-00	\$340.44
085A-6430-097-00	\$340.44	085A-6431-023-00	\$340.44
085A-6430-098-00	\$340.44	085A-6431-024-00	\$340.44
085A-6430-099-00	\$340.44	085A-6431-025-00	\$340.44
085A-6430-100-00	\$340.44	085A-6431-026-00	\$340.44
085A-6430-101-00	\$340.44	085A-6431-027-00	\$340.44
085A-6430-102-00	\$340.44	085A-6431-028-00	\$340.44
085A-6430-103-00	\$340.44	085A-6431-029-00	\$340.44
085A-6430-104-00	\$340.44	085A-6431-030-00	\$340.44
085A-6430-105-00	\$340.44	085A-6431-031-00	\$340.44
085A-6430-106-00	\$340.44	085A-6431-032-00	\$340.44
085A-6430-107-00	\$340.44	085A-6431-033-00	\$340.44
085A-6430-108-00	\$340.44	085A-6431-034-00	\$340.44
085A-6430-109-00	\$340.44	085A-6431-035-00	\$340.44
085A-6430-110-00	\$340.44	085A-6431-036-00	\$340.44
085A-6430-111-00	\$340.44	085A-6431-037-00	\$340.44
085A-6430-112-00	\$340.44	085A-6431-038-00	\$340.44
085A-6430-113-00	\$340.44	085A-6431-039-00	\$340.44
085A-6430-114-00	\$340.44	085A-6431-040-00	\$340.44
085A-6430-115-00	\$340.44	085A-6431-041-00	\$340.44
085A-6430-116-00	\$340.44	085A-6431-042-00	\$340.44
085A-6431-004-00	\$340.44	085A-6431-043-00	\$340.44
085A-6431-005-00	\$340.44	085A-6431-044-00	\$340.44
085A-6431-006-00	\$340.44	085A-6431-045-00	\$340.44
085A-6431-007-00	\$340.44	085A-6431-046-00	\$340.44

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
085A-6431-047-00	\$340.44	085A-6431-086-00	\$340.44
085A-6431-048-00	\$340.44	085A-6431-087-00	\$340.44
085A-6431-049-00	\$340.44	085A-6431-088-00	\$340.44
085A-6431-050-00	\$340.44	085A-6431-089-00	\$340.44
085A-6431-051-00	\$340.44	085A-6431-090-00	\$340.44
085A-6431-052-00	\$340.44	085A-6431-091-00	\$340.44
085A-6431-053-00	\$340.44	085A-6431-092-00	\$340.44
085A-6431-054-00	\$340.44	085A-6431-093-00	\$340.44
085A-6431-055-00	\$340.44	085A-6431-094-00	\$340.44
085A-6431-056-00	\$340.44	085A-6431-095-00	\$340.44
085A-6431-057-00	\$340.44	085A-6431-096-00	\$340.44
085A-6431-058-00	\$340.44	085A-6431-097-00	\$340.44
085A-6431-059-00	\$340.44	085A-6431-098-00	\$340.44
085A-6431-060-00	\$340.44	085A-6431-099-00	\$340.44
085A-6431-061-00	\$340.44	085A-6431-100-00	\$340.44
085A-6431-062-00	\$340.44	085A-6431-101-00	\$340.44
085A-6431-063-00	\$340.44	085A-6431-102-00	\$340.44
085A-6431-064-00	\$340.44	085A-6431-103-00	\$340.44
085A-6431-065-00	\$340.44	085A-6431-104-00	\$340.44
085A-6431-066-00	\$340.44	085A-6431-105-00	\$340.44
085A-6431-067-00	\$340.44	085A-6432-006-00	\$340.44
085A-6431-068-00	\$340.44	085A-6432-007-00	\$340.44
085A-6431-069-00	\$340.44	085A-6432-008-00	\$340.44
085A-6431-070-00	\$340.44	085A-6432-009-00	\$340.44
085A-6431-071-00	\$340.44	085A-6432-010-00	\$340.44
085A-6431-072-00	\$340.44	085A-6432-011-00	\$340.44
085A-6431-073-00	\$340.44	085A-6432-012-00	\$340.44
085A-6431-074-00	\$340.44	085A-6432-013-00	\$340.44
085A-6431-075-00	\$340.44	085A-6432-014-00	\$340.44
085A-6431-076-00	\$340.44	085A-6432-015-00	\$340.44
085A-6431-077-00	\$340.44	085A-6432-016-00	\$340.44
085A-6431-078-00	\$340.44	085A-6432-017-00	\$340.44
085A-6431-079-00	\$340.44	085A-6432-018-00	\$340.44
085A-6431-080-00	\$340.44	085A-6432-019-00	\$340.44
085A-6431-081-00	\$340.44	085A-6432-020-00	\$340.44
085A-6431-082-00	\$340.44	085A-6432-021-00	\$340.44
085A-6431-083-00	\$340.44	085A-6432-022-00	\$340.44
085A-6431-084-00	\$340.44	085A-6432-023-00	\$340.44
085A-6431-085-00	\$340.44	085A-6432-024-00	\$340.44

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
085A-6432-025-00	\$340.44	085A-6432-064-00	\$340.44
085A-6432-026-00	\$340.44	085A-6432-065-00	\$340.44
085A-6432-027-00	\$340.44	085A-6432-066-00	\$340.44
085A-6432-028-00	\$340.44	085A-6432-067-00	\$340.44
085A-6432-029-00	\$340.44	085A-6432-068-00	\$340.44
085A-6432-030-00	\$340.44	085A-6432-069-00	\$340.44
085A-6432-031-00	\$340.44	085A-6432-070-00	\$340.44
085A-6432-032-00	\$340.44	085A-6432-071-00	\$340.44
085A-6432-033-00	\$340.44	085A-6432-072-00	\$340.44
085A-6432-034-00	\$340.44	085A-6432-073-01	\$340.44
085A-6432-035-00	\$340.44	085A-6432-074-02	\$340.44
085A-6432-036-00	\$340.44	085A-6432-075-00	\$340.44
085A-6432-037-00	\$340.44	085A-6432-076-00	\$340.44
085A-6432-038-00	\$340.44	085A-6432-077-00	\$340.44
085A-6432-039-00	\$340.44	085A-6432-078-00	\$340.44
085A-6432-040-00	\$340.44	085A-6432-079-00	\$340.44
085A-6432-041-00	\$340.44	085A-6432-080-00	\$340.44
085A-6432-042-00	\$340.44	085A-6432-081-00	\$340.44
085A-6432-043-00	\$340.44	085A-6432-082-00	\$340.44
085A-6432-044-00	\$340.44	085A-6432-083-00	\$340.44
085A-6432-045-00	\$340.44	085A-6432-084-00	\$340.44
085A-6432-046-00	\$340.44	085A-6432-085-00	\$340.44
085A-6432-047-00	\$340.44	085A-6432-086-00	\$340.44
085A-6432-048-00	\$340.44	085A-6432-087-00	\$340.44
085A-6432-049-00	\$340.44	085A-6432-088-00	\$340.44
085A-6432-050-00	\$340.44	085A-6432-089-00	\$340.44
085A-6432-051-00	\$340.44	085A-6432-090-00	\$340.44
085A-6432-052-00	\$340.44	085A-6433-002-00	\$340.44
085A-6432-053-00	\$340.44	085A-6433-003-00	\$340.44
085A-6432-054-00	\$340.44	085A-6433-004-00	\$340.44
085A-6432-055-00	\$340.44	085A-6433-005-00	\$340.44
085A-6432-056-00	\$340.44	085A-6433-006-00	\$340.44
085A-6432-057-00	\$340.44	085A-6433-007-00	\$340.44
085A-6432-058-00	\$340.44	085A-6433-008-00	\$340.44
085A-6432-059-00	\$340.44	085A-6433-009-00	\$340.44
085A-6432-060-00	\$340.44	085A-6433-010-00	\$340.44
085A-6432-061-00	\$340.44	085A-6433-011-00	\$340.44
085A-6432-062-00	\$340.44	085A-6433-012-00	\$340.44
085A-6432-063-00	\$340.44	085A-6433-013-00	\$340.44

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
085A-6433-014-00	\$340.44	085A-6434-002-00	\$340.44
085A-6433-015-00	\$340.44	085A-6434-003-00	\$340.44
085A-6433-016-00	\$340.44	085A-6434-004-00	\$340.44
085A-6433-017-00	\$340.44	085A-6434-005-00	\$340.44
085A-6433-018-00	\$340.44	085A-6434-006-00	\$340.44
085A-6433-019-00	\$340.44	085A-6434-007-00	\$340.44
085A-6433-020-00	\$340.44	085A-6434-008-00	\$340.44
085A-6433-021-00	\$340.44	085A-6434-009-00	\$340.44
085A-6433-022-00	\$340.44	085A-6434-010-00	\$340.44
085A-6433-023-00	\$340.44	085A-6434-011-00	\$340.44
085A-6433-024-00	\$340.44	085A-6434-012-00	\$340.44
085A-6433-025-00	\$340.44	085A-6434-013-00	\$340.44
085A-6433-026-00	\$340.44	085A-6434-014-00	\$340.44
085A-6433-027-00	\$340.44	085A-6434-024-00	\$340.44
085A-6433-028-00	\$340.44	085A-6434-025-00	\$340.44
085A-6433-029-00	\$340.44	085A-6434-026-00	\$340.44
085A-6433-030-00	\$340.44	085A-6434-027-00	\$340.44
085A-6433-031-00	\$340.44	085A-6434-028-00	\$340.44
085A-6433-032-00	\$340.44	085A-6434-029-00	\$340.44
085A-6433-033-00	\$340.44	085A-6434-030-00	\$340.44
085A-6433-034-00	\$340.44	085A-6434-031-00	\$340.44
085A-6433-035-00	\$340.44	085A-6434-032-00	\$340.44
085A-6433-036-00	\$340.44	085A-6434-033-00	\$340.44
085A-6433-037-00	\$340.44	085A-6434-034-00	\$340.44
085A-6433-038-00	\$340.44	085A-6434-035-00	\$340.44
085A-6433-039-00	\$340.44	085A-6434-036-00	\$340.44
085A-6433-040-00	\$340.44	085A-6434-037-00	\$340.44
085A-6433-041-00	\$340.44	085A-6434-038-00	\$340.44
085A-6433-042-00	\$340.44	085A-6434-039-00	\$340.44
085A-6433-043-00	\$340.44	085A-6434-040-00	\$340.44
085A-6433-044-00	\$340.44	085A-6434-041-00	\$340.44
085A-6433-045-00	\$340.44	085A-6434-042-00	\$340.44
085A-6433-046-00	\$340.44	085A-6434-043-00	\$340.44
085A-6433-047-00	\$340.44	085A-6434-044-00	\$340.44
085A-6433-048-00	\$340.44	085A-6434-045-00	\$340.44
085A-6433-049-00	\$180.43	085A-6434-046-00	\$340.44
085A-6433-050-00	\$340.44	085A-6434-047-00	\$340.44
085A-6433-051-00	\$180.43	085A-6434-048-00	\$340.44
085A-6433-052-00	\$180.43	085A-6434-049-00	\$340.44

Assessor's	Assessment	Assessor's	Assessment
Parcel Number	<u>Amount</u>	Parcel Number	<u>Amount</u>
085A-6434-050-00	\$340.44	085A-6441-011-00	\$340.44
085A-6434-051-00	\$340.44	085A-6441-012-00	\$340.44
085A-6434-052-00	\$340.44	085A-6441-013-00	\$340.44
085A-6434-053-00	\$340.44	085A-6441-014-00	\$340.44
085A-6434-054-00	\$340.44	085A-6441-015-00	\$340.44
085A-6434-055-00	\$340.44	085A-6441-016-00	\$340.44
085A-6434-056-00	\$340.44	085A-6441-017-00	\$340.44
085A-6434-057-00	\$340.44	085A-6441-018-00	\$340.44
085A-6434-058-00	\$340.44	085A-6441-019-00	\$340.44
085A-6434-059-00	\$340.44	085A-6441-020-00	\$340.44
085A-6434-060-00	\$340.44	085A-6441-021-00	\$340.44
085A-6434-061-00	\$340.44	085A-6441-022-00	\$340.44
085A-6434-062-00	\$340.44	085A-6441-023-00	\$340.44
085A-6434-063-00	\$340.44	085A-6441-024-00	\$340.44
085A-6434-064-00	\$340.44	085A-6441-025-00	\$340.44
085A-6434-065-00	\$340.44	085A-6441-026-00	\$340.44
085A-6434-066-00	\$340.44	085A-6441-027-00	\$340.44
085A-6434-067-00	\$340.44	085A-6441-028-00	\$340.44
085A-6434-068-00	\$340.44	085A-6441-029-00	\$340.44
085A-6434-069-00	\$340.44	085A-6441-030-00	\$340.44
085A-6434-070-00	\$340.44	085A-6441-031-00	\$340.44
085A-6434-071-00	\$340.44	085A-6441-032-00	\$340.44
085A-6434-072-00	\$340.44	085A-6441-033-00	\$340.44
085A-6434-073-00	\$340.44	085A-6441-034-00	\$340.44
085A-6434-074-00	\$340.44	085A-6441-035-00	\$340.44
085A-6434-075-00	\$340.44	085A-6441-036-00	\$340.44
085A-6434-076-00	\$340.44	085A-6441-037-00	\$340.44
085A-6434-077-00	\$340.44	085A-6441-038-00	\$340.44
085A-6434-078-00	\$340.44	085A-6441-039-00	\$340.44
085A-6434-079-00	\$340.44	085A-6441-040-00	\$340.44
085A-6434-080-00	\$340.44	085A-6441-041-00	\$340.44
085A-6434-081-00	\$340.44	085A-6441-042-00	\$340.44
085A-6434-082-00	\$340.44	085A-6441-043-00	\$340.44
085A-6434-083-00	\$340.44	085A-6441-044-00	\$340.44
085A-6434-084-00	\$340.44	085A-6441-045-00	\$340.44
085A-6434-085-00	\$340.44	085A-6441-046-00	\$340.44
085A-6434-086-00	\$340.44	085A-6441-047-00	\$340.44
085A-6434-087-00	\$340.44	085A-6441-048-00	\$340.44
085A-6434-088-00	\$340.44	085A-6441-049-00	\$340.44

Assessor's	Assessment	Assessor's	Assessment
Parcel Number	<u>Amount</u>	Parcel Number	<u>Amount</u>
085A-6441-050-00	\$340.44	085A-6441-089-00	\$340.44
085A-6441-051-00	\$340.44	085A-6441-090-00	\$340.44
085A-6441-052-00	\$340.44	085A-6441-091-00	\$340.44
085A-6441-053-00	\$340.44	085A-6441-092-00	\$340.44
085A-6441-054-00	\$340.44	085A-6441-093-00	\$340.44
085A-6441-055-00	\$340.44	085A-6441-094-00	\$340.44
085A-6441-056-00	\$340.44	085A-6441-095-00	\$340.44
085A-6441-057-00	\$340.44	085A-6441-096-00	\$340.44
085A-6441-058-00	\$340.44	085A-6441-097-00	\$340.44
085A-6441-059-00	\$340.44	085A-6441-098-00	\$340.44
085A-6441-060-00	\$340.44	085A-6441-099-00	\$340.44
085A-6441-061-00	\$340.44	085A-6441-100-00	\$340.44
085A-6441-062-00	\$340.44	085A-6441-101-00	\$340.44
085A-6441-063-00	\$340.44	085A-6441-102-00	\$340.44
085A-6441-064-00	\$340.44	085A-6441-103-00	\$340.44
085A-6441-065-00	\$340.44	085A-6441-104-00	\$340.44
085A-6441-066-00	\$340.44	085A-6441-105-00	\$340.44
085A-6441-067-00	\$340.44	085A-6441-106-00	\$340.44
085A-6441-068-00	\$340.44	085A-6441-107-00	\$340.44
085A-6441-069-00	\$340.44	085A-6441-108-00	\$340.44
085A-6441-070-00	\$340.44	085A-6441-109-00	\$340.44
085A-6441-071-00	\$340.44	085A-6441-110-00	\$340.44
085A-6441-072-00	\$340.44	085A-6441-111-00	\$340.44
085A-6441-073-00	\$340.44	085A-6441-112-00	\$340.44
085A-6441-074-00	\$340.44	085A-6441-113-00	\$340.44
085A-6441-075-00	\$340.44	085A-6441-114-00	\$340.44
085A-6441-076-00	\$340.44	085A-6441-115-00	\$340.44
085A-6441-077-00	\$340.44	085A-6441-116-00	\$340.44
085A-6441-078-00	\$340.44	085A-6441-117-00	\$340.44
085A-6441-079-00	\$340.44	085A-6441-118-00	\$340.44
085A-6441-080-00	\$340.44	085A-6441-119-00	\$340.44
085A-6441-081-00	\$340.44	085A-6442-011-00	\$340.44
085A-6441-082-00	\$340.44	085A-6442-012-00	\$340.44
085A-6441-083-00	\$340.44	085A-6442-013-00	\$340.44
085A-6441-084-00	\$340.44	085A-6442-014-00	\$340.44
085A-6441-085-00	\$340.44	085A-6442-015-00	\$340.44
085A-6441-086-00	\$340.44	085A-6442-016-00	\$340.44
085A-6441-087-00	\$340.44	085A-6442-017-00	\$340.44
085A-6441-088-00	\$340.44	085A-6442-018-00	\$340.44

Assessor's	<u>Assessment</u>	<u>Assessor's</u>	<u>Assessment</u>
Parcel Number	<u>Amount</u>	Parcel Number	<u>Amount</u>
085A-6442-019-00	\$340.44	085A-6442-058-00	\$340.44
085A-6442-020-00	\$340.44	085A-6442-059-00	\$340.44
085A-6442-021-00	\$340.44	085A-6442-060-00	\$340.44
085A-6442-022-00	\$340.44	085A-6442-061-00	\$340.44
085A-6442-023-00	\$340.44	085A-6442-062-00	\$340.44
085A-6442-024-00	\$340.44	085A-6442-063-00	\$340.44
085A-6442-025-00	\$340.44	085A-6442-064-00	\$340.44
085A-6442-026-00	\$340.44	085A-6442-065-00	\$340.44
085A-6442-027-00	\$340.44	085A-6442-066-00	\$340.44
085A-6442-028-00	\$340.44	085A-6442-067-00	\$340.44
085A-6442-029-00	\$340.44	085A-6442-068-00	\$340.44
085A-6442-030-00	\$340.44	085A-6442-069-00	\$340.44
085A-6442-031-00	\$340.44	085A-6442-070-00	\$340.44
085A-6442-032-00	\$340.44	085A-6442-071-00	\$340.44
085A-6442-033-00	\$340.44	085A-6442-072-00	\$340.44
085A-6442-034-00	\$340.44	085A-6442-073-00	\$340.44
085A-6442-035-00	\$340.44	085A-6442-074-00	\$340.44
085A-6442-036-00	\$340.44	085A-6442-075-00	\$340.44
085A-6442-037-00	\$340.44	085A-6442-076-00	\$340.44
085A-6442-038-00	\$340.44	085A-6442-077-00	\$340.44
085A-6442-039-00	\$340.44	085A-6442-078-00	\$340.44
085A-6442-040-00	\$340.44	085A-6442-079-00	\$340.44
085A-6442-041-00	\$340.44	085A-6442-080-00	\$340.44
085A-6442-042-00	\$340.44	085A-6442-081-00	\$340.44
085A-6442-043-00	\$340.44	085A-6442-082-00	\$340.44
085A-6442-044-00	\$340.44	085A-6442-083-00	\$340.44
085A-6442-045-00	\$340.44	085A-6442-084-00	\$340.44
085A-6442-046-00	\$340.44	085A-6442-085-00	\$180.43
085A-6442-047-00	\$340.44	085A-6442-086-00	\$180.43
085A-6442-048-00	\$340.44	085A-6442-087-00	\$340.44
085A-6442-049-00	\$340.44	085A-6442-088-00	\$340.44
085A-6442-050-00	\$340.44	085A-6442-089-00	\$340.44
085A-6442-051-00	\$340.44	085A-6442-090-00	\$340.44
085A-6442-052-00	\$340.44	085A-6442-091-00	\$340.44
085A-6442-053-00	\$340.44	085A-6442-092-00	\$340.44
085A-6442-054-00	\$340.44	085A-6442-093-00	\$340.44
085A-6442-055-00	\$340.44	085A-6443-007-00	\$340.44
085A-6442-056-00	\$340.44	085A-6443-008-00	\$340.44
085A-6442-057-00	\$340.44	085A-6443-009-00	\$340.44

<u>Assessor's</u>	<u>Assessment</u>	<u>Assessor's</u>	<u>Assessment</u>
Parcel Number	<u>Amount</u>	Parcel Number	<u>Amount</u>
085A-6443-010-00	\$340.44	085A-6446-005-00	\$180.43
085A-6443-011-00	\$340.44	085A-6446-006-00	\$180.43
085A-6443-012-00	\$340.44	085A-6446-007-00	\$180.43
085A-6443-013-00	\$340.44	085A-6446-008-00	\$180.43
085A-6443-014-00	\$340.44	085A-6446-009-00	\$180.43
085A-6443-015-00	\$340.44	085A-6446-010-00	\$180.43
085A-6443-016-00	\$340.44	085A-6446-011-00	\$180.43
085A-6443-017-00	\$340.44	085A-6446-012-00	\$180.43
085A-6443-018-00	\$340.44	085A-6446-013-00	\$180.43
085A-6443-019-00	\$340.44	085A-6446-014-00	\$180.43

### Zone 12 (Eden Shore East - Alden E. Oliver Sports Park)

379 Parcels Total Assessment: \$35,133.30

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
456 -0098-023-00	\$92.70	456 -0098-067-00	\$92.70
456 -0098-024-00	\$92.70	456 -0098-068-00	\$92.70
456 -0098-025-00	\$92.70	456 -0098-069-00	\$92.70
456 -0098-026-00	\$92.70	456 -0098-071-00	\$92.70
456 -0098-027-00	\$92.70	456 -0098-072-00	\$92.70
456 -0098-028-00	\$92.70	456 -0098-073-00	\$92.70
456 -0098-030-00	\$92.70	456 -0098-074-00	\$92.70
456 -0098-031-00	\$92.70	456 -0098-075-00	\$92.70
456 -0098-032-00	\$92.70	456 -0098-076-00	\$92.70
456 -0098-033-00	\$92.70	456 -0098-077-00	\$92.70
456 -0098-034-00	\$92.70	456 -0098-078-00	\$92.70
456 -0098-035-00	\$92.70	456 -0098-080-00	\$92.70
456 -0098-036-00	\$92.70	456 -0098-081-00	\$92.70
456 -0098-037-00	\$92.70	456 -0098-082-00	\$92.70
456 -0098-039-00	\$92.70	456 -0098-083-00	\$92.70
456 -0098-040-00	\$92.70	456 -0098-084-00	\$92.70
456 -0098-041-00	\$92.70	456 -0098-085-00	\$92.70
456 -0098-042-00	\$92.70	456 -0098-086-00	\$92.70
456 -0098-043-00	\$92.70	456 -0098-087-00	\$92.70
456 -0098-044-00	\$92.70	456 -0098-089-00	\$92.70
456 -0098-045-00	\$92.70	456 -0098-090-00	\$92.70
456 -0098-046-00	\$92.70	456 -0098-091-00	\$92.70
456 -0098-048-00	\$92.70	456 -0098-092-00	\$92.70
456 -0098-049-00	\$92.70	456 -0098-093-00	\$92.70
456 -0098-050-00	\$92.70	456 -0098-094-00	\$92.70
456 -0098-051-00	\$92.70	456 -0098-096-00	\$92.70
456 -0098-052-00	\$92.70	456 -0098-097-00	\$92.70
456 -0098-053-00	\$92.70	456 -0098-098-00	\$92.70
456 -0098-054-00	\$92.70	456 -0098-099-00	\$92.70
456 -0098-055-00	\$92.70	456 -0098-100-00	\$92.70
456 -0098-057-00	\$92.70	456 -0098-101-00	\$92.70
456 -0098-058-00	\$92.70	456 -0098-103-00	\$92.70
456 -0098-059-00	\$92.70	456 -0098-104-00	\$92.70
456 -0098-060-00	\$92.70	456 -0098-105-00	\$92.70
456 -0098-061-00	\$92.70	456 -0098-106-00	\$92.70
456 -0098-062-00	\$92.70	456 -0098-107-00	\$92.70
456 -0098-064-00	\$92.70	456 -0098-108-00	\$92.70
456 -0098-065-00	\$92.70	456 -0098-110-00	\$92.70
456 -0098-066-00	\$92.70	456 -0098-111-00	\$92.70

## Zone 12 (Eden Shore East - Alden E. Oliver Sports Park)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
456 -0098-112-00	\$92.70	456 -0098-158-00	\$92.70
456 -0098-113-00	\$92.70	456 -0098-159-00	\$92.70
456 -0098-114-00	\$92.70	456 -0098-160-00	\$92.70
456 -0098-115-00	\$92.70	456 -0098-161-00	\$92.70
456 -0098-117-00	\$92.70	456 -0098-162-00	\$92.70
456 -0098-118-00	\$92.70	456 -0099-007-00	\$92.70
456 -0098-119-00	\$92.70	456 -0099-008-00	\$92.70
456 -0098-120-00	\$92.70	456 -0099-009-00	\$92.70
456 -0098-121-00	\$92.70	456 -0099-010-00	\$92.70
456 -0098-122-00	\$92.70	456 -0099-011-00	\$92.70
456 -0098-124-00	\$92.70	456 -0099-012-00	\$92.70
456 -0098-125-00	\$92.70	456 -0099-013-00	\$92.70
456 -0098-126-00	\$92.70	456 -0099-014-00	\$92.70
456 -0098-127-00	\$92.70	456 -0099-015-00	\$92.70
456 -0098-128-00	\$92.70	456 -0099-016-00	\$92.70
456 -0098-129-00	\$92.70	456 -0099-017-00	\$92.70
456 -0098-131-00	\$92.70	456 -0099-018-00	\$92.70
456 -0098-132-00	\$92.70	456 -0099-019-00	\$92.70
456 -0098-133-00	\$92.70	456 -0099-020-00	\$92.70
456 -0098-134-00	\$92.70	456 -0099-021-00	\$92.70
456 -0098-135-00	\$92.70	456 -0099-022-00	\$92.70
456 -0098-136-00	\$92.70	456 -0099-023-00	\$92.70
456 -0098-138-00	\$92.70	456 -0099-024-00	\$92.70
456 -0098-139-00	\$92.70	456 -0099-025-00	\$92.70
456 -0098-140-00	\$92.70	456 -0099-026-00	\$92.70
456 -0098-141-00	\$92.70	456 -0099-027-00	\$92.70
456 -0098-143-00	\$92.70	456 -0099-028-00	\$92.70
456 -0098-144-00	\$92.70	456 -0099-029-00	\$92.70
456 -0098-145-00	\$92.70	456 -0099-030-00	\$92.70
456 -0098-146-00	\$92.70	456 -0099-031-00	\$92.70
456 -0098-147-00	\$92.70	456 -0099-032-00	\$92.70
456 -0098-148-00	\$92.70	456 -0099-033-00	\$92.70
456 -0098-150-00	\$92.70	456 -0099-034-00	\$92.70
456 -0098-151-00	\$92.70	456 -0099-035-00	\$92.70
456 -0098-152-00	\$92.70	456 -0099-036-00	\$92.70
456 -0098-153-00	\$92.70	456 -0099-037-00	\$92.70
456 -0098-154-00	\$92.70	456 -0099-038-00	\$92.70
456 -0098-155-00	\$92.70	456 -0099-039-00	\$92.70
456 -0098-157-00	\$92.70	456 -0099-040-00	\$92.70

### Zone 12 (Eden Shore East - Alden E. Oliver Sports Park)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
456 -0099-041-00	\$92.70	456 -0099-080-00	\$92.70
456 -0099-042-00	\$92.70	456 -0099-081-00	\$92.70
456 -0099-043-00	\$92.70	456 -0099-082-00	\$92.70
456 -0099-044-00	\$92.70	456 -0099-083-00	\$92.70
456 -0099-045-00	\$92.70	456 -0099-084-00	\$92.70
456 -0099-046-00	\$92.70	456 -0099-085-00	\$92.70
456 -0099-047-00	\$92.70	456 -0099-086-00	\$92.70
456 -0099-048-00	\$92.70	456 -0099-087-00	\$92.70
456 -0099-049-00	\$92.70	456 -0099-088-00	\$92.70
456 -0099-050-00	\$92.70	456 -0099-089-00	\$92.70
456 -0099-051-00	\$92.70	456 -0099-090-00	\$92.70
456 -0099-052-00	\$92.70	456 -0099-091-00	\$92.70
456 -0099-053-00	\$92.70	456 -0099-092-00	\$92.70
456 -0099-054-00	\$92.70	456 -0100-007-00	\$92.70
456 -0099-055-00	\$92.70	456 -0100-008-00	\$92.70
456 -0099-056-00	\$92.70	456 -0100-009-00	\$92.70
456 -0099-057-00	\$92.70	456 -0100-010-00	\$92.70
456 -0099-058-00	\$92.70	456 -0100-011-00	\$92.70
456 -0099-059-00	\$92.70	456 -0100-012-00	\$92.70
456 -0099-060-00	\$92.70	456 -0100-013-00	\$92.70
456 -0099-061-00	\$92.70	456 -0100-014-00	\$92.70
456 -0099-062-00	\$92.70	456 -0100-015-00	\$92.70
456 -0099-063-00	\$92.70	456 -0100-016-00	\$92.70
456 -0099-064-00	\$92.70	456 -0100-017-00	\$92.70
456 -0099-065-00	\$92.70	456 -0100-018-00	\$92.70
456 -0099-066-00	\$92.70	456 -0100-019-00	\$92.70
456 -0099-067-00	\$92.70	456 -0100-020-00	\$92.70
456 -0099-068-00	\$92.70	456 -0100-021-00	\$92.70
456 -0099-069-00	\$92.70	456 -0100-022-00	\$92.70
456 -0099-070-00	\$92.70	456 -0100-023-00	\$92.70
456 -0099-071-00	\$92.70	456 -0100-024-00	\$92.70
456 -0099-072-00	\$92.70	456 -0100-025-00	\$92.70
456 -0099-073-00	\$92.70	456 -0100-026-00	\$92.70
456 -0099-074-00	\$92.70	456 -0100-027-00	\$92.70
456 -0099-075-00	\$92.70	456 -0100-028-00	\$92.70
456 -0099-076-00	\$92.70	456 -0100-029-00	\$92.70
456 -0099-077-00	\$92.70	456 -0100-030-00	\$92.70
456 -0099-078-00	\$92.70	456 -0100-031-00	\$92.70
456 -0099-079-00	\$92.70	456 -0100-032-00	\$92.70

### Zone 12 (Eden Shore East - Alden E. Oliver Sports Park)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	Assessment Amount
456 -0100-033-00	\$92.70	456 -0102-043-00	\$92.70
456 -0100-034-00	\$92.70	456 -0102-044-00	\$92.70
456 -0100-035-00	\$92.70	456 -0102-045-00	\$92.70
456 -0100-036-00	\$92.70	456 -0102-046-00	\$92.70
456 -0100-037-00	\$92.70	456 -0102-047-00	\$92.70
456 -0100-038-00	\$92.70	456 -0102-048-00	\$92.70
456 -0100-039-00	\$92.70	456 -0102-049-00	\$92.70
456 -0100-040-00	\$92.70	456 -0102-050-00	\$92.70
456 -0100-041-00	\$92.70	456 -0102-051-00	\$92.70
456 -0100-042-00	\$92.70	456 -0102-052-00	\$92.70
456 -0100-043-00	\$92.70	456 -0102-053-00	\$92.70
456 -0100-044-01	\$92.70	456 -0102-054-00	\$92.70
456 -0100-045-00	\$92.70	456 -0102-055-00	\$92.70
456 -0100-046-00	\$92.70	456 -0102-056-00	\$92.70
456 -0100-047-00	\$92.70	456 -0102-057-00	\$92.70
456 -0100-048-00	\$92.70	456 -0102-058-00	\$92.70
456 -0100-049-00	\$92.70	456 -0102-059-00	\$92.70
456 -0100-050-00	\$92.70	456 -0102-060-00	\$92.70
456 -0100-051-00	\$92.70	456 -0102-061-00	\$92.70
456 -0100-052-00	\$92.70	456 -0102-062-00	\$92.70
456 -0100-053-00	\$92.70	456 -0102-063-00	\$92.70
456 -0100-054-00	\$92.70	456 -0102-064-00	\$92.70
456 -0100-055-00	\$92.70	456 -0102-065-00	\$92.70
456 -0100-056-00	\$92.70	456 -0102-066-00	\$92.70
456 -0100-057-00	\$92.70	456 -0102-067-00	\$92.70
456 -0100-058-00	\$92.70	456 -0102-068-00	\$92.70
456 -0100-059-00	\$92.70	456 -0102-069-00	\$92.70
456 -0102-031-00	\$92.70	456 -0102-070-00	\$92.70
456 -0102-032-00	\$92.70	456 -0102-071-00	\$92.70
456 -0102-033-00	\$92.70	456 -0102-072-00	\$92.70
456 -0102-034-00	\$92.70	456 -0102-073-00	\$92.70
456 -0102-035-00	\$92.70	456 -0102-074-00	\$92.70
456 -0102-036-00	\$92.70	456 -0102-075-00	\$92.70
456 -0102-037-00	\$92.70	456 -0102-076-00	\$92.70
456 -0102-038-00	\$92.70	456 -0102-077-00	\$92.70
456 -0102-039-00	\$92.70	456 -0102-078-00	\$92.70
456 -0102-040-00	\$92.70	456 -0102-079-00	\$92.70
456 -0102-041-00	\$92.70	456 -0102-080-00	\$92.70
456 -0102-042-00	\$92.70	456 -0102-081-00	\$92.70

### Zone 12 (Eden Shore East - Alden E. Oliver Sports Park)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
456 -0102-082-00	\$92.70	456 -0102-137-00	\$92.70
456 -0102-083-00	\$92.70	456 -0102-138-00	\$92.70
456 -0102-084-00	\$92.70	456 -0102-139-00	\$92.70
456 -0102-085-00	\$92.70	456 -0102-140-00	\$92.70
456 -0102-086-00	\$92.70	456 -0102-141-00	\$92.70
456 -0102-087-00	\$92.70	456 -0102-142-00	\$92.70
456 -0102-088-00	\$92.70	456 -0102-143-00	\$92.70
456 -0102-089-00	\$92.70	456 -0102-144-00	\$92.70
456 -0102-090-00	\$92.70	456 -0102-145-00	\$92.70
456 -0102-091-00	\$92.70	456 -0102-146-00	\$92.70
456 -0102-092-00	\$92.70	456 -0102-147-00	\$92.70
456 -0102-093-00	\$92.70	456 -0102-148-00	\$92.70
456 -0102-094-00	\$92.70	456 -0102-149-00	\$92.70
456 -0102-095-00	\$92.70	456 -0102-150-00	\$92.70
456 -0102-096-00	\$92.70	456 -0102-151-00	\$92.70
456 -0102-118-00	\$92.70	456 -0102-152-00	\$92.70
456 -0102-119-00	\$92.70	456 -0102-153-00	\$92.70
456 -0102-120-00	\$92.70	456 -0102-154-00	\$92.70
456 -0102-121-00	\$92.70	456 -0102-155-00	\$92.70
456 -0102-122-00	\$92.70	456 -0102-156-00	\$92.70
456 -0102-123-00	\$92.70	456 -0102-157-00	\$92.70
456 -0102-124-00	\$92.70	456 -0102-158-00	\$92.70
456 -0102-125-00	\$92.70	456 -0102-159-00	\$92.70
456 -0102-126-00	\$92.70	456 -0102-160-00	\$92.70
456 -0102-127-00	\$92.70	456 -0102-161-00	\$92.70
456 -0102-128-00	\$92.70	456 -0102-162-00	\$92.70
456 -0102-129-00	\$92.70	456 -0102-163-00	\$92.70
456 -0102-130-00	\$92.70	456 -0102-164-00	\$92.70
456 -0102-131-00	\$92.70	456 -0102-165-00	\$92.70
456 -0102-132-00	\$92.70	456 -0102-166-00	\$92.70
456 -0102-133-00	\$92.70	456 -0102-167-00	\$92.70
456 -0102-134-00	\$92.70	456 -0102-168-00	\$92.70
456 -0102-135-00	\$92.70	456 -0102-169-00	\$92.70
456 -0102-136-00	\$92.70		

### Zone 13 (Cannery Place)

599 Parcels Total Assessment: \$222,720.18

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0108-003-00	\$371.82	431 -0108-098-00	\$371.82
431 -0108-058-00	\$371.82	431 -0108-099-00	\$371.82
431 -0108-059-00	\$371.82	431 -0108-100-00	\$371.82
431 -0108-060-00	\$371.82	431 -0108-102-00	\$371.82
431 -0108-061-00	\$371.82	431 -0108-103-00	\$371.82
431 -0108-062-00	\$371.82	431 -0108-104-00	\$371.82
431 -0108-063-00	\$371.82	431 -0108-105-00	\$371.82
431 -0108-064-00	\$371.82	431 -0108-106-00	\$371.82
431 -0108-065-00	\$371.82	431 -0108-107-00	\$371.82
431 -0108-066-00	\$371.82	431 -0108-108-00	\$371.82
431 -0108-067-00	\$371.82	431 -0108-110-00	\$371.82
431 -0108-068-00	\$371.82	431 -0108-111-00	\$371.82
431 -0108-069-00	\$371.82	431 -0108-112-00	\$371.82
431 -0108-070-00	\$371.82	431 -0108-113-00	\$371.82
431 -0108-071-00	\$371.82	431 -0108-114-00	\$371.82
431 -0108-072-00	\$371.82	431 -0108-115-00	\$371.82
431 -0108-073-00	\$371.82	431 -0108-116-00	\$371.82
431 -0108-074-00	\$371.82	431 -0108-117-00	\$371.82
431 -0108-075-00	\$371.82	431 -0108-118-00	\$371.82
431 -0108-076-00	\$371.82	431 -0108-119-00	\$371.82
431 -0108-077-00	\$371.82	431 -0108-121-00	\$371.82
431 -0108-078-00	\$371.82	431 -0108-122-00	\$371.82
431 -0108-079-00	\$371.82	431 -0108-123-00	\$371.82
431 -0108-080-00	\$371.82	431 -0108-124-00	\$371.82
431 -0108-081-00	\$371.82	431 -0108-125-00	\$371.82
431 -0108-082-00	\$371.82	431 -0108-126-00	\$371.82
431 -0108-083-00	\$371.82	431 -0108-128-00	\$371.82
431 -0108-085-00	\$371.82	431 -0108-129-00	\$371.82
431 -0108-086-00	\$371.82	431 -0108-130-00	\$371.82
431 -0108-087-00	\$371.82	431 -0108-131-00	\$371.82
431 -0108-088-00	\$371.82	431 -0108-132-00	\$371.82
431 -0108-089-00	\$371.82	431 -0108-133-00	\$371.82
431 -0108-091-00	\$371.82	431 -0108-134-00	\$371.82
431 -0108-092-00	\$371.82	431 -0108-135-00	\$371.82
431 -0108-093-00	\$371.82	431 -0108-136-00	\$371.82
431 -0108-094-00	\$371.82	431 -0108-137-00	\$371.82
431 -0108-095-00	\$371.82	431 -0108-139-00	\$371.82
431 -0108-096-00	\$371.82	431 -0108-140-00	\$371.82
431 -0108-097-00	\$371.82	431 -0108-141-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0108-142-00	\$371.82	431 -0108-186-00	\$371.82
431 -0108-143-00	\$371.82	431 -0108-187-00	\$371.82
431 -0108-144-00	\$371.82	431 -0108-188-00	\$371.82
431 -0108-145-00	\$371.82	431 -0108-189-00	\$371.82
431 -0108-147-00	\$371.82	431 -0108-190-00	\$371.82
431 -0108-148-00	\$371.82	431 -0108-191-00	\$371.82
431 -0108-149-00	\$371.82	431 -0108-192-00	\$371.82
431 -0108-150-00	\$371.82	431 -0108-194-00	\$371.82
431 -0108-151-00	\$371.82	431 -0108-195-00	\$371.82
431 -0108-152-00	\$371.82	431 -0108-196-00	\$371.82
431 -0108-153-00	\$371.82	431 -0108-197-00	\$371.82
431 -0108-154-00	\$371.82	431 -0108-198-00	\$371.82
431 -0108-155-00	\$371.82	431 -0108-200-00	\$371.82
431 -0108-156-00	\$371.82	431 -0108-201-00	\$371.82
431 -0108-158-00	\$371.82	431 -0108-202-00	\$371.82
431 -0108-159-00	\$371.82	431 -0108-203-00	\$371.82
431 -0108-160-00	\$371.82	431 -0108-204-00	\$371.82
431 -0108-161-00	\$371.82	431 -0108-205-00	\$371.82
431 -0108-162-00	\$371.82	431 -0108-206-00	\$371.82
431 -0108-163-00	\$371.82	431 -0108-207-00	\$371.82
431 -0108-164-00	\$371.82	431 -0108-208-00	\$371.82
431 -0108-166-00	\$371.82	431 -0108-209-00	\$371.82
431 -0108-167-00	\$371.82	431 -0108-211-00	\$371.82
431 -0108-168-00	\$371.82	431 -0108-212-00	\$371.82
431 -0108-169-00	\$371.82	431 -0108-213-00	\$371.82
431 -0108-170-00	\$371.82	431 -0108-214-00	\$371.82
431 -0108-171-00	\$371.82	431 -0108-215-00	\$371.82
431 -0108-172-00	\$371.82	431 -0108-216-00	\$371.82
431 -0108-173-00	\$371.82	431 -0108-218-00	\$371.82
431 -0108-174-00	\$371.82	431 -0108-219-00	\$371.82
431 -0108-175-00	\$371.82	431 -0108-220-00	\$371.82
431 -0108-177-00	\$371.82	431 -0108-221-00	\$371.82
431 -0108-178-00	\$371.82	431 -0108-222-00	\$371.82
431 -0108-179-00	\$371.82	431 -0108-223-00	\$371.82
431 -0108-180-00	\$371.82	431 -0108-224-00	\$371.82
431 -0108-181-00	\$371.82	431 -0108-225-00	\$371.82
431 -0108-183-00	\$371.82	431 -0108-226-00	\$371.82
431 -0108-184-00	\$371.82	431 -0108-227-00	\$371.82
431 -0108-185-00	\$371.82	431 -0108-229-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0108-230-00	\$371.82	431 -0108-274-00	\$371.82
431 -0108-231-00	\$371.82	431 -0108-275-00	\$371.82
431 -0108-232-00	\$371.82	431 -0108-276-00	\$371.82
431 -0108-233-00	\$371.82	431 -0108-277-00	\$371.82
431 -0108-234-00	\$371.82	431 -0108-278-00	\$371.82
431 -0108-236-00	\$371.82	431 -0108-279-00	\$371.82
431 -0108-237-00	\$371.82	431 -0108-280-00	\$371.82
431 -0108-238-00	\$371.82	431 -0108-282-00	\$371.82
431 -0108-239-00	\$371.82	431 -0108-283-00	\$371.82
431 -0108-240-00	\$371.82	431 -0108-284-00	\$371.82
431 -0108-241-00	\$371.82	431 -0108-285-00	\$371.82
431 -0108-242-00	\$371.82	431 -0108-286-00	\$371.82
431 -0108-243-00	\$371.82	431 -0108-287-00	\$371.82
431 -0108-244-00	\$371.82	431 -0112-031-00	\$371.82
431 -0108-245-00	\$371.82	431 -0112-032-00	\$371.82
431 -0108-247-00	\$371.82	431 -0112-033-00	\$371.82
431 -0108-248-00	\$371.82	431 -0112-034-00	\$371.82
431 -0108-249-00	\$371.82	431 -0112-035-00	\$371.82
431 -0108-250-00	\$371.82	431 -0112-036-00	\$371.82
431 -0108-251-00	\$371.82	431 -0112-037-00	\$371.82
431 -0108-252-00	\$371.82	431 -0112-038-00	\$371.82
431 -0108-254-00	\$371.82	431 -0112-040-00	\$371.82
431 -0108-255-00	\$371.82	431 -0112-041-00	\$371.82
431 -0108-256-00	\$371.82	431 -0112-042-00	\$371.82
431 -0108-257-00	\$371.82	431 -0112-043-00	\$371.82
431 -0108-258-00	\$371.82	431 -0112-044-00	\$371.82
431 -0108-260-00	\$371.82	431 -0112-045-00	\$371.82
431 -0108-261-00	\$371.82	431 -0112-047-00	\$371.82
431 -0108-262-00	\$371.82	431 -0112-048-00	\$371.82
431 -0108-263-00	\$371.82	431 -0112-049-00	\$371.82
431 -0108-264-00	\$371.82	431 -0112-050-00	\$371.82
431 -0108-265-00	\$371.82	431 -0112-051-00	\$371.82
431 -0108-266-00	\$371.82	431 -0112-052-00	\$371.82
431 -0108-267-00	\$371.82	431 -0112-054-00	\$371.82
431 -0108-268-00	\$371.82	431 -0112-055-00	\$371.82
431 -0108-269-00	\$371.82	431 -0112-056-00	\$371.82
431 -0108-271-00	\$371.82	431 -0112-057-00	\$371.82
431 -0108-272-00	\$371.82	431 -0112-058-00	\$371.82
431 -0108-273-00	\$371.82	431 -0112-059-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0112-060-00	\$371.82	431 -0112-104-00	\$371.82
431 -0112-061-00	\$371.82	431 -0112-105-00	\$371.82
431 -0112-063-00	\$371.82	431 -0112-106-00	\$371.82
431 -0112-064-00	\$371.82	431 -0112-107-00	\$371.82
431 -0112-065-00	\$371.82	431 -0112-108-00	\$371.82
431 -0112-066-00	\$371.82	431 -0112-109-00	\$371.82
431 -0112-067-00	\$371.82	431 -0112-111-00	\$371.82
431 -0112-068-00	\$371.82	431 -0112-112-00	\$371.82
431 -0112-069-00	\$371.82	431 -0112-113-00	\$371.82
431 -0112-070-00	\$371.82	431 -0112-114-00	\$371.82
431 -0112-072-00	\$371.82	431 -0112-115-00	\$371.82
431 -0112-073-00	\$371.82	431 -0112-116-00	\$371.82
431 -0112-074-00	\$371.82	431 -0112-117-00	\$371.82
431 -0112-075-00	\$371.82	431 -0112-118-00	\$371.82
431 -0112-076-00	\$371.82	431 -0112-119-00	\$371.82
431 -0112-077-00	\$371.82	431 -0112-121-00	\$371.82
431 -0112-078-00	\$371.82	431 -0112-122-00	\$371.82
431 -0112-079-00	\$371.82	431 -0112-123-00	\$371.82
431 -0112-080-00	\$371.82	431 -0112-124-00	\$371.82
431 -0112-082-00	\$371.82	431 -0112-125-00	\$371.82
431 -0112-083-00	\$371.82	431 -0112-126-00	\$371.82
431 -0112-084-00	\$371.82	431 -0112-127-00	\$371.82
431 -0112-085-00	\$371.82	431 -0112-128-00	\$371.82
431 -0112-086-00	\$371.82	431 -0112-130-00	\$371.82
431 -0112-087-00	\$371.82	431 -0112-131-00	\$371.82
431 -0112-088-00	\$371.82	431 -0112-132-00	\$371.82
431 -0112-089-00	\$371.82	431 -0112-133-00	\$371.82
431 -0112-090-00	\$371.82	431 -0112-134-00	\$371.82
431 -0112-092-00	\$371.82	431 -0112-135-00	\$371.82
431 -0112-093-00	\$371.82	431 -0112-136-00	\$371.82
431 -0112-094-00	\$371.82	431 -0112-137-00	\$371.82
431 -0112-095-00	\$371.82	431 -0112-139-00	\$371.82
431 -0112-096-00	\$371.82	431 -0112-140-00	\$371.82
431 -0112-097-00	\$371.82	431 -0112-141-00	\$371.82
431 -0112-098-00	\$371.82	431 -0112-142-00	\$371.82
431 -0112-099-00	\$371.82	431 -0112-143-00	\$371.82
431 -0112-101-00	\$371.82	431 -0112-144-00	\$371.82
431 -0112-102-00	\$371.82	431 -0113-022-00	\$371.82
431 -0112-103-00	\$371.82	431 -0113-023-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0113-024-00	\$371.82	431 -0113-067-00	\$371.82
431 -0113-025-00	\$371.82	431 -0113-068-00	\$371.82
431 -0113-026-00	\$371.82	431 -0113-069-00	\$371.82
431 -0113-027-00	\$371.82	431 -0113-071-00	\$371.82
431 -0113-028-00	\$371.82	431 -0113-072-00	\$371.82
431 -0113-030-00	\$371.82	431 -0113-073-00	\$371.82
431 -0113-031-00	\$371.82	431 -0113-074-00	\$371.82
431 -0113-032-00	\$371.82	431 -0113-075-00	\$371.82
431 -0113-033-00	\$371.82	431 -0113-076-00	\$371.82
431 -0113-034-00	\$371.82	431 -0113-077-00	\$371.82
431 -0113-035-00	\$371.82	431 -0113-078-00	\$371.82
431 -0113-036-00	\$371.82	431 -0113-080-00	\$371.82
431 -0113-038-00	\$371.82	431 -0113-081-00	\$371.82
431 -0113-039-00	\$371.82	431 -0113-082-00	\$371.82
431 -0113-040-00	\$371.82	431 -0113-083-00	\$371.82
431 -0113-041-00	\$371.82	431 -0113-084-00	\$371.82
431 -0113-042-00	\$371.82	431 -0113-085-00	\$371.82
431 -0113-043-00	\$371.82	431 -0114-035-00	\$371.82
431 -0113-044-00	\$371.82	431 -0114-036-00	\$371.82
431 -0113-045-00	\$371.82	431 -0114-037-00	\$371.82
431 -0113-046-00	\$371.82	431 -0114-039-00	\$371.82
431 -0113-047-00	\$371.82	431 -0114-040-00	\$371.82
431 -0113-048-00	\$371.82	431 -0114-041-00	\$371.82
431 -0113-050-00	\$371.82	431 -0114-042-00	\$371.82
431 -0113-051-00	\$371.82	431 -0114-044-00	\$371.82
431 -0113-052-00	\$371.82	431 -0114-045-00	\$371.82
431 -0113-053-00	\$371.82	431 -0114-046-00	\$371.82
431 -0113-054-00	\$371.82	431 -0114-048-00	\$371.82
431 -0113-055-00	\$371.82	431 -0114-049-00	\$371.82
431 -0113-056-00	\$371.82	431 -0114-050-00	\$371.82
431 -0113-057-00	\$371.82	431 -0114-051-00	\$371.82
431 -0113-058-00	\$371.82	431 -0114-053-00	\$371.82
431 -0113-059-00	\$371.82	431 -0114-054-00	\$371.82
431 -0113-061-00	\$371.82	431 -0114-055-00	\$371.82
431 -0113-062-00	\$371.82	431 -0114-056-00	\$371.82
431 -0113-063-00	\$371.82	431 -0114-058-00	\$371.82
431 -0113-064-00	\$371.82	431 -0114-059-00	\$371.82
431 -0113-065-00	\$371.82	431 -0114-060-00	\$371.82
431 -0113-066-00	\$371.82	431 -0114-061-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0114-063-00	\$371.82	431 -0117-019-00	\$371.82
431 -0114-064-00	\$371.82	431 -0117-020-00	\$371.82
431 -0114-065-00	\$371.82	431 -0117-021-00	\$371.82
431 -0114-066-00	\$371.82	431 -0117-022-00	\$371.82
431 -0114-067-00	\$371.82	431 -0117-023-00	\$371.82
431 -0114-069-00	\$371.82	431 -0117-024-00	\$371.82
431 -0114-070-00	\$371.82	431 -0117-025-00	\$371.82
431 -0114-071-00	\$371.82	431 -0117-026-00	\$371.82
431 -0114-072-00	\$371.82	431 -0117-027-00	\$371.82
431 -0115-009-00	\$371.82	431 -0117-029-00	\$371.82
431 -0115-010-00	\$371.82	431 -0117-030-00	\$371.82
431 -0115-011-00	\$371.82	431 -0117-031-00	\$371.82
431 -0115-012-00	\$371.82	431 -0117-032-00	\$371.82
431 -0115-013-00	\$371.82	431 -0117-033-00	\$371.82
431 -0115-014-00	\$371.82	431 -0117-034-00	\$371.82
431 -0115-016-00	\$371.82	431 -0118-056-00	\$371.82
431 -0115-017-00	\$371.82	431 -0118-057-00	\$371.82
431 -0115-018-00	\$371.82	431 -0118-058-00	\$371.82
431 -0115-019-00	\$371.82	431 -0118-059-00	\$371.82
431 -0115-020-00	\$371.82	431 -0118-060-00	\$371.82
431 -0115-022-00	\$371.82	431 -0118-062-00	\$371.82
431 -0115-023-00	\$371.82	431 -0118-063-00	\$371.82
431 -0115-024-00	\$371.82	431 -0118-064-00	\$371.82
431 -0115-025-00	\$371.82	431 -0118-065-00	\$371.82
431 -0115-026-00	\$371.82	431 -0118-066-00	\$371.82
431 -0115-028-00	\$371.82	431 -0118-068-00	\$371.82
431 -0115-029-00	\$371.82	431 -0118-069-00	\$371.82
431 -0115-030-00	\$371.82	431 -0118-070-00	\$371.82
431 -0115-031-00	\$371.82	431 -0118-071-00	\$371.82
431 -0117-008-00	\$371.82	431 -0118-072-00	\$371.82
431 -0117-009-00	\$371.82	431 -0118-074-00	\$371.82
431 -0117-010-00	\$371.82	431 -0118-075-00	\$371.82
431 -0117-011-00	\$371.82	431 -0118-076-00	\$371.82
431 -0117-012-00	\$371.82	431 -0118-077-00	\$371.82
431 -0117-013-00	\$371.82	431 -0118-078-00	\$371.82
431 -0117-014-00	\$371.82	431 -0118-079-00	\$371.82
431 -0117-015-00	\$371.82	431 -0118-081-00	\$371.82
431 -0117-016-00	\$371.82	431 -0118-082-00	\$371.82
431 -0117-017-00	\$371.82	431 -0118-083-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0118-084-00	\$371.82	431 -0118-131-00	\$371.82
431 -0118-085-00	\$371.82	431 -0118-132-00	\$371.82
431 -0118-086-00	\$371.82	431 -0118-133-00	\$371.82
431 -0118-088-00	\$371.82	431 -0118-134-00	\$371.82
431 -0118-089-00	\$371.82	431 -0118-135-00	\$371.82
431 -0118-090-00	\$371.82	431 -0118-137-00	\$371.82
431 -0118-091-00	\$371.82	431 -0118-138-00	\$371.82
431 -0118-092-00	\$371.82	431 -0118-139-00	\$371.82
431 -0118-093-00	\$371.82	431 -0118-140-00	\$371.82
431 -0118-095-00	\$371.82	431 -0118-142-00	\$371.82
431 -0118-096-00	\$371.82	431 -0118-143-00	\$371.82
431 -0118-097-00	\$371.82	431 -0118-144-00	\$371.82
431 -0118-098-00	\$371.82	431 -0118-145-00	\$371.82
431 -0118-099-00	\$371.82	431 -0118-147-00	\$371.82
431 -0118-101-00	\$371.82	431 -0118-148-00	\$371.82
431 -0118-102-00	\$371.82	431 -0118-149-00	\$371.82
431 -0118-103-00	\$371.82	431 -0118-150-00	\$371.82
431 -0118-104-00	\$371.82	431 -0118-151-00	\$371.82
431 -0118-105-00	\$371.82	431 -0118-153-00	\$371.82
431 -0118-106-00	\$371.82	431 -0118-154-00	\$371.82
431 -0118-108-00	\$371.82	431 -0118-155-00	\$371.82
431 -0118-109-00	\$371.82	431 -0118-156-00	\$371.82
431 -0118-110-00	\$371.82	431 -0118-158-00	\$371.82
431 -0118-111-00	\$371.82	431 -0118-159-00	\$371.82
431 -0118-113-00	\$371.82	431 -0118-160-00	\$371.82
431 -0118-114-00	\$371.82	431 -0118-161-00	\$371.82
431 -0118-115-00	\$371.82	431 -0118-162-00	\$371.82
431 -0118-116-00	\$371.82	431 -0118-164-00	\$371.82
431 -0118-117-00	\$371.82	431 -0118-165-00	\$371.82
431 -0118-119-00	\$371.82	431 -0118-166-00	\$371.82
431 -0118-120-00	\$371.82	431 -0118-167-00	\$371.82
431 -0118-121-00	\$371.82	431 -0118-168-00	\$371.82
431 -0118-122-00	\$371.82	431 -0118-170-00	\$371.82
431 -0118-123-00	\$371.82	431 -0118-171-00	\$371.82
431 -0118-125-00	\$371.82	431 -0118-172-00	\$371.82
431 -0118-126-00	\$371.82	431 -0118-173-00	\$371.82
431 -0118-127-00	\$371.82	431 -0118-175-00	\$371.82
431 -0118-128-00	\$371.82	431 -0118-176-00	\$371.82
431 -0118-129-00	\$371.82	431 -0118-177-00	\$371.82

## Zone 13 (Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> Amount	<u>Assessor's</u> Parcel Number	<u>Assessment</u> Amount
			·
431 -0118-178-00	\$371.82	431 -0118-211-00	\$371.82
431 -0118-180-00	\$371.82	431 -0118-212-00	\$371.82
431 -0118-181-00	\$371.82	431 -0118-214-00	\$371.82
431 -0118-182-00	\$371.82	431 -0118-215-00	\$371.82
431 -0118-183-00	\$371.82	431 -0118-216-00	\$371.82
431 -0118-185-00	\$371.82	431 -0118-217-00	\$371.82
431 -0118-186-00	\$371.82	431 -0118-218-00	\$371.82
431 -0118-187-00	\$371.82	431 -0118-219-00	\$371.82
431 -0118-188-00	\$371.82	431 -0118-221-00	\$371.82
431 -0118-190-00	\$371.82	431 -0118-222-00	\$371.82
431 -0118-191-00	\$371.82	431 -0118-223-00	\$371.82
431 -0118-192-00	\$371.82	431 -0118-224-00	\$371.82
431 -0118-193-00	\$371.82	431 -0118-226-00	\$371.82
431 -0118-194-00	\$371.82	431 -0118-227-00	\$371.82
431 -0118-196-00	\$371.82	431 -0118-228-00	\$371.82
431 -0118-197-00	\$371.82	431 -0118-229-00	\$371.82
431 -0118-198-00	\$371.82	431 -0118-230-00	\$371.82
431 -0118-199-00	\$371.82	431 -0118-231-00	\$371.82
431 -0118-200-00	\$371.82	431 -0118-233-00	\$371.82
431 -0118-202-00	\$371.82	431 -0118-234-00	\$371.82
431 -0118-203-00	\$371.82	431 -0118-235-00	\$371.82
431 -0118-204-00	\$371.82	431 -0118-236-00	\$371.82
431 -0118-205-00	\$371.82	431 -0118-238-00	\$371.82
431 -0118-207-00	\$371.82	431 -0118-239-00	\$371.82
431 -0118-208-00	\$371.82	431 -0118-240-00	\$371.82
431 -0118-209-00	\$371.82	431 -0118-241-00	\$371.82
431 -0118-210-00	\$371.82		

# Zone 14 (La Vista)

179 Parcels Total Assessment: \$122,373.35

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
083 -0478-008-00	\$683.65	083 -0478-047-00	\$683.65
083 -0478-009-00	\$683.65	083 -0478-048-00	\$683.65
083 -0478-010-00	\$683.65	083 -0478-049-00	\$683.65
083 -0478-011-00	\$683.65	083 -0478-050-00	\$683.65
083 -0478-012-00	\$683.65	083 -0478-051-00	\$683.65
083 -0478-013-00	\$683.65	083 -0478-052-00	\$683.65
083 -0478-014-00	\$683.65	083 -0478-053-00	\$683.65
083 -0478-015-00	\$683.65	083 -0478-054-00	\$683.65
083 -0478-016-00	\$683.65	083 -0478-055-00	\$683.65
083 -0478-017-00	\$683.65	083 -0478-056-00	\$683.65
083 -0478-018-00	\$683.65	083 -0478-057-00	\$683.65
083 -0478-019-00	\$683.65	083 -0478-058-00	\$683.65
083 -0478-020-00	\$683.65	083 -0478-059-00	\$683.65
083 -0478-021-00	\$683.65	083 -0478-060-00	\$683.65
083 -0478-022-00	\$683.65	083 -0478-061-00	\$683.65
083 -0478-023-00	\$683.65	083 -0478-062-00	\$683.65
083 -0478-024-00	\$683.65	083 -0478-063-00	\$683.65
083 -0478-025-00	\$683.65	083 -0478-064-00	\$683.65
083 -0478-026-00	\$683.65	083 -0478-065-00	\$683.65
083 -0478-027-00	\$683.65	083 -0478-066-00	\$683.65
083 -0478-028-00	\$683.65	083 -0478-067-00	\$683.65
083 -0478-029-00	\$683.65	083 -0478-068-00	\$683.65
083 -0478-030-00	\$683.65	083 -0478-069-00	\$683.65
083 -0478-031-00	\$683.65	083 -0478-070-00	\$683.65
083 -0478-032-00	\$683.65	083 -0478-071-00	\$683.65
083 -0478-033-00	\$683.65	083 -0478-072-00	\$683.65
083 -0478-034-00	\$683.65	083 -0478-073-00	\$683.65
083 -0478-035-00	\$683.65	083 -0478-074-00	\$683.65
083 -0478-036-00	\$683.65	083 -0478-075-00	\$683.65
083 -0478-037-00	\$683.65	083 -0478-076-00	\$683.65
083 -0478-038-00	\$683.65	083 -0478-077-00	\$683.65
083 -0478-039-00	\$683.65	083 -0478-078-00	\$683.65
083 -0478-040-00	\$683.65	083 -0478-079-00	\$683.65
083 -0478-041-00	\$683.65	083 -0478-080-00	\$683.65
083 -0478-042-00	\$683.65	083 -0478-081-00	\$683.65
083 -0478-043-00	\$683.65	083 -0478-082-00	\$683.65
083 -0478-044-00	\$683.65	083 -0478-083-00	\$683.65
083 -0478-045-00	\$683.65	083 -0478-084-00	\$683.65
083 -0478-046-00	\$683.65	083 -0478-085-00	\$683.65

# Zone 14 (La Vista)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
083 -0478-086-00	\$683.65	083 -0479-027-00	\$683.65
083 -0478-087-00	\$683.65	083 -0479-028-00	\$683.65
083 -0478-088-00	\$683.65	083 -0479-029-00	\$683.65
083 -0478-089-00	\$683.65	083 -0479-030-00	\$683.65
083 -0478-090-00	\$683.65	083 -0479-031-00	\$683.65
083 -0478-091-00	\$683.65	083 -0479-032-00	\$683.65
083 -0478-092-00	\$683.65	083 -0479-033-00	\$683.65
083 -0478-093-00	\$683.65	083 -0479-034-00	\$683.65
083 -0478-094-00	\$683.65	083 -0479-035-00	\$683.65
083 -0478-095-00	\$683.65	083 -0479-036-00	\$683.65
083 -0478-096-00	\$683.65	083 -0479-037-00	\$683.65
083 -0478-097-00	\$683.65	083 -0479-038-00	\$683.65
083 -0478-098-00	\$683.65	083 -0479-039-00	\$683.65
083 -0478-099-00	\$683.65	083 -0479-040-00	\$683.65
083 -0478-100-00	\$683.65	083 -0479-041-00	\$683.65
083 -0478-101-00	\$683.65	083 -0479-042-00	\$683.65
083 -0478-102-00	\$683.65	083 -0479-043-00	\$683.65
083 -0479-005-00	\$683.65	083 -0479-044-00	\$683.65
083 -0479-006-00	\$683.65	083 -0479-045-00	\$683.65
083 -0479-007-00	\$683.65	083 -0479-046-00	\$683.65
083 -0479-008-00	\$683.65	083 -0479-047-00	\$683.65
083 -0479-009-00	\$683.65	083 -0479-048-00	\$683.65
083 -0479-010-00	\$683.65	083 -0479-049-00	\$683.65
083 -0479-011-00	\$683.65	083 -0479-050-00	\$683.65
083 -0479-012-00	\$683.65	083 -0479-051-00	\$683.65
083 -0479-013-00	\$683.65	083 -0479-052-00	\$683.65
083 -0479-014-00	\$683.65	083 -0479-053-00	\$683.65
083 -0479-015-00	\$683.65	083 -0479-054-00	\$683.65
083 -0479-016-00	\$683.65	083 -0479-055-00	\$683.65
083 -0479-017-00	\$683.65	083 -0479-056-00	\$683.65
083 -0479-018-00	\$683.65	083 -0479-057-00	\$683.65
083 -0479-019-00	\$683.65	083 -0479-058-00	\$683.65
083 -0479-020-00	\$683.65	083 -0479-059-00	\$683.65
083 -0479-021-00	\$683.65	083 -0479-060-00	\$683.65
083 -0479-022-00	\$683.65	083 -0479-061-00	\$683.65
083 -0479-023-00	\$683.65	083 -0479-062-00	\$683.65
083 -0479-024-00	\$683.65	083 -0479-063-00	\$683.65
083 -0479-025-00	\$683.65	083 -0479-064-00	\$683.65
083 -0479-026-00	\$683.65	083 -0479-065-00	\$683.65

# Zone 14 (La Vista)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
083 -0479-066-00	\$683.65	083 -0479-078-00	\$683.65
083 -0479-067-00	\$683.65	083 -0479-079-00	\$683.65
083 -0479-068-00	\$683.65	083 -0479-080-00	\$683.65
083 -0479-069-00	\$683.65	083 -0480-005-00	\$683.65
083 -0479-070-00	\$683.65	083 -0480-006-00	\$683.65
083 -0479-071-00	\$683.65	083 -0480-007-00	\$683.65
083 -0479-072-00	\$683.65	083 -0480-008-00	\$683.65
083 -0479-073-00	\$683.65	083 -0480-009-00	\$683.65
083 -0479-074-00	\$683.65	083 -0480-010-00	\$683.65
083 -0479-075-00	\$683.65	083 -0480-011-00	\$683.65
083 -0479-076-00	\$683.65	083 -0480-012-00	\$683.65
083 -0479-077-00	\$683.65		

# Zone 16 (Blackstone at Cannery Place)

157 Parcels Total Assessment: \$76,251.92

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
431 -0120-031-00	\$506.08	431 -0120-070-00	\$482.00
431 -0120-032-00	\$506.08	431 -0120-071-00	\$482.00
431 -0120-033-00	\$506.08	431 -0120-072-00	\$482.00
431 -0120-034-00	\$506.08	431 -0120-073-00	\$482.00
431 -0120-035-00	\$506.08	431 -0120-074-00	\$482.00
431 -0120-036-00	\$506.08	431 -0120-075-00	\$482.00
431 -0120-037-00	\$506.08	431 -0120-076-00	\$482.00
431 -0120-038-00	\$506.08	431 -0120-077-00	\$482.00
431 -0120-039-00	\$506.08	431 -0120-078-00	\$482.00
431 -0120-040-00	\$506.08	431 -0120-079-00	\$482.00
431 -0120-041-00	\$506.08	431 -0120-080-00	\$482.00
431 -0120-042-00	\$506.08	431 -0120-081-00	\$482.00
431 -0120-043-00	\$506.08	431 -0120-082-00	\$482.00
431 -0120-044-00	\$506.08	431 -0120-100-00	\$482.00
431 -0120-045-00	\$506.08	431 -0120-101-00	\$482.00
431 -0120-046-00	\$506.08	431 -0120-102-00	\$482.00
431 -0120-047-00	\$506.08	431 -0120-103-00	\$482.00
431 -0120-048-00	\$506.08	431 -0120-104-00	\$482.00
431 -0120-049-00	\$506.08	431 -0120-106-00	\$482.00
431 -0120-050-00	\$506.08	431 -0120-107-00	\$482.00
431 -0120-051-00	\$506.08	431 -0120-108-00	\$482.00
431 -0120-052-00	\$506.08	431 -0120-109-00	\$482.00
431 -0120-053-00	\$506.08	431 -0120-110-00	\$482.00
431 -0120-054-00	\$506.08	431 -0120-112-00	\$482.00
431 -0120-055-00	\$482.00	431 -0120-113-00	\$482.00
431 -0120-056-00	\$482.00	431 -0120-114-00	\$482.00
431 -0120-057-00	\$482.00	431 -0120-115-00	\$482.00
431 -0120-058-00	\$482.00	431 -0120-116-00	\$482.00
431 -0120-059-00	\$482.00	431 -0120-117-00	\$482.00
431 -0120-060-00	\$482.00	431 -0120-118-00	\$482.00
431 -0120-061-00	\$482.00	431 -0120-120-00	\$482.00
431 -0120-062-00	\$482.00	431 -0120-121-00	\$482.00
431 -0120-063-00	\$482.00	431 -0120-122-00	\$482.00
431 -0120-064-00	\$482.00	431 -0120-123-00	\$482.00
431 -0120-065-00	\$482.00	431 -0120-124-00	\$482.00
431 -0120-066-00	\$482.00	431 -0120-125-00	\$482.00
431 -0120-067-00	\$482.00	431 -0120-126-00	\$482.00
431 -0120-068-00	\$482.00	431 -0120-128-00	\$482.00
431 -0120-069-00	\$482.00	431 -0120-129-00	\$482.00

# Zone 16 (Blackstone at Cannery Place)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel Number</u>	<u>Assessment</u> <u>Amount</u>
431 -0120-130-00	\$482.00	431 -0120-176-00	\$482.00
431 -0120-131-00	\$482.00	431 -0120-177-00	\$482.00
431 -0120-132-00	\$482.00	431 -0120-179-00	\$482.00
431 -0120-133-00	\$482.00	431 -0120-180-00	\$482.00
431 -0120-135-00	\$482.00	431 -0120-181-00	\$482.00
431 -0120-136-00	\$482.00	431 -0120-182-00	\$482.00
431 -0120-137-00	\$482.00	431 -0120-183-00	\$482.00
431 -0120-138-00	\$482.00	431 -0120-184-00	\$482.00
431 -0120-139-00	\$482.00	431 -0120-185-00	\$482.00
431 -0120-140-00	\$482.00	431 -0120-186-00	\$482.00
431 -0120-141-00	\$482.00	431 -0120-187-00	\$482.00
431 -0120-143-00	\$482.00	431 -0120-189-00	\$482.00
431 -0120-144-00	\$482.00	431 -0120-190-00	\$482.00
431 -0120-145-00	\$482.00	431 -0120-191-00	\$482.00
431 -0120-146-00	\$482.00	431 -0120-192-00	\$482.00
431 -0120-147-00	\$482.00	431 -0120-193-00	\$482.00
431 -0120-148-00	\$482.00	431 -0120-194-00	\$482.00
431 -0120-150-00	\$482.00	431 -0120-196-00	\$482.00
431 -0120-151-00	\$482.00	431 -0120-197-00	\$482.00
431 -0120-152-00	\$482.00	431 -0120-198-00	\$482.00
431 -0120-153-00	\$482.00	431 -0120-199-00	\$482.00
431 -0120-154-00	\$482.00	431 -0120-200-00	\$482.00
431 -0120-155-00	\$482.00	431 -0120-202-00	\$482.00
431 -0120-157-00	\$482.00	431 -0120-203-00	\$482.00
431 -0120-158-00	\$482.00	431 -0120-204-00	\$482.00
431 -0120-159-00	\$482.00	431 -0120-205-00	\$482.00
431 -0120-160-00	\$482.00	431 -0120-206-00	\$482.00
431 -0120-161-00	\$482.00	431 -0120-207-00	\$482.00
431 -0120-163-00	\$482.00	431 -0120-209-00	\$482.00
431 -0120-164-00	\$482.00	431 -0120-210-00	\$482.00
431 -0120-165-00	\$482.00	431 -0120-211-00	\$482.00
431 -0120-166-00	\$482.00	431 -0120-212-00	\$482.00
431 -0120-167-00	\$482.00	431 -0120-213-00	\$482.00
431 -0120-169-00	\$482.00	431 -0120-214-00	\$482.00
431 -0120-170-00	\$482.00	431 -0120-216-00	\$482.00
431 -0120-171-00	\$482.00	431 -0120-217-00	\$482.00
431 -0120-172-00	\$482.00	431 -0120-218-00	\$482.00
431 -0120-173-00	\$482.00	431 -0120-219-00	\$482.00
431 -0120-174-00	\$482.00	431 -0120-220-00	\$482.00
431 -0120-175-00	\$482.00		

# Zone 17 (Parkside Heights)

97 Parcels Total Assessment: \$51,282.93

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
445 -0304-016-00	\$528.69	445 -0305-016-00	\$528.69
445 -0304-017-00	\$528.69	445 -0305-017-00	\$528.69
445 -0304-018-00	\$528.69	445 -0305-018-00	\$528.69
445 -0304-019-00	\$528.69	445 -0305-019-00	\$528.69
445 -0304-020-00	\$528.69	445 -0305-020-00	\$528.69
445 -0304-021-00	\$528.69	445 -0305-021-00	\$528.69
445 -0304-038-00	\$528.69	445 -0305-022-00	\$528.69
445 -0304-039-00	\$528.69	445 -0305-023-00	\$528.69
445 -0304-040-00	\$528.69	445 -0305-024-00	\$528.69
445 -0304-041-00	\$528.69	445 -0305-025-00	\$528.69
445 -0304-042-00	\$528.69	445 -0305-026-00	\$528.69
445 -0304-043-00	\$528.69	445 -0305-027-00	\$528.69
445 -0304-044-00	\$528.69	445 -0305-028-00	\$528.69
445 -0304-045-00	\$528.69	445 -0305-029-00	\$528.69
445 -0304-046-00	\$528.69	445 -0305-030-00	\$528.69
445 -0304-047-00	\$528.69	445 -0305-031-00	\$528.69
445 -0304-048-00	\$528.69	445 -0305-032-00	\$528.69
445 -0304-051-00	\$528.69	445 -0305-033-00	\$528.69
445 -0304-061-00	\$528.69	445 -0305-034-00	\$528.69
445 -0304-062-00	\$528.69	445 -0305-035-00	\$528.69
445 -0304-063-00	\$528.69	445 -0305-036-00	\$528.69
445 -0304-064-00	\$528.69	445 -0305-037-00	\$528.69
445 -0304-065-00	\$528.69	445 -0305-038-00	\$528.69
445 -0304-066-00	\$528.69	445 -0305-039-00	\$528.69
445 -0304-067-00	\$528.69	445 -0305-040-00	\$528.69
445 -0304-068-00	\$528.69	445 -0305-041-00	\$528.69
445 -0304-069-00	\$528.69	445 -0305-042-00	\$528.69
445 -0304-070-00	\$528.69	445 -0305-043-00	\$528.69
445 -0304-071-00	\$528.69	445 -0305-044-00	\$528.69
445 -0304-072-00	\$528.69	445 -0305-045-00	\$528.69
445 -0304-073-00	\$528.69	445 -0305-046-00	\$528.69
445 -0304-074-00	\$528.69	445 -0304-022-00	\$528.69
445 -0304-075-00	\$528.69	445 -0304-023-00	\$528.69
445 -0304-076-00	\$528.69	445 -0304-024-00	\$528.69
445 -0304-077-00	\$528.69	445 -0304-025-00	\$528.69
445 -0304-078-00	\$528.69	445 -0304-026-00	\$528.69
445 -0305-013-00	\$528.69	445 -0304-027-00	\$528.69
445 -0305-014-00	\$528.69	445 -0304-028-00	\$528.69
445 -0305-015-00	\$528.69	445 -0304-029-00	\$528.69

# FY 2023 Assessment Roll Zone 17 (Parkside Heights)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
445 -0304-030-00	\$528.69	445 -0304-052-00	\$528.69
445 -0304-031-00	\$528.69	445 -0304-053-00	\$528.69
445 -0304-032-00	\$528.69	445 -0304-054-00	\$528.69
445 -0304-033-00	\$528.69	445 -0304-055-00	\$528.69
445 -0304-034-00	\$528.69	445 -0304-056-00	\$528.69
445 -0304-035-00	\$528.69	445 -0304-057-00	\$528.69
445 -0304-036-00	\$528.69	445 -0304-058-00	\$528.69
445 -0304-037-00	\$528.69	445 -0304-059-00	\$528.69
445 -0304-049-00	\$528.69	445 -0304-060-00	\$528.69
445 -0304-050-00	\$528.69		

# <u>Zone 18 (SoHay)</u>

433 SFE Total Assessment: \$111,547.50

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
078C-0447-018-00	\$300.00	078C-0802-025-00	\$300.00
078C-0447-019-00	\$300.00	078C-0802-026-00	\$300.00
078C-0447-020-00	\$300.00	078C-0802-027-00	\$300.00
078C-0447-021-00	\$300.00	078C-0802-028-00	\$300.00
078C-0447-022-00	\$300.00	078C-0802-029-00	\$300.00
078C-0447-023-00	\$300.00	078C-0802-031-00	\$300.00
078C-0447-025-00	\$300.00	078C-0802-032-00	\$300.00
078C-0447-026-00	\$300.00	078C-0802-033-00	\$300.00
078C-0447-027-00	\$300.00	078C-0802-034-00	\$300.00
078C-0447-028-00	\$300.00	078C-0802-035-00	\$300.00
078C-0447-029-00	\$300.00	078C-0802-036-00	\$300.00
078C-0447-030-00	\$300.00	078C-0802-037-00	\$300.00
078C-0447-032-00	\$300.00	078C-0802-038-00	\$300.00
078C-0447-033-00	\$300.00	078C-0802-039-00	\$300.00
078C-0447-034-00	\$300.00	078C-0802-040-00	\$300.00
078C-0447-035-00	\$300.00	078C-0802-041-00	\$300.00
078C-0447-036-00	\$300.00	078C-0802-042-00	\$300.00
078C-0447-037-00	\$300.00	078C-0802-043-00	\$300.00
078C-0447-039-00	\$300.00	078C-0802-044-00	\$300.00
078C-0447-040-00	\$300.00	078C-0802-046-00	\$300.00
078C-0447-041-00	\$300.00	078C-0802-047-00	\$300.00
078C-0447-042-00	\$300.00	078C-0802-048-00	\$300.00
078C-0447-043-00	\$300.00	078C-0802-049-00	\$300.00
078C-0447-044-00	\$300.00	078C-0802-050-00	\$300.00
078C-0447-046-00	\$300.00	078C-0802-051-00	\$300.00
078C-0447-047-00	\$300.00	078C-0802-052-00	\$300.00
078C-0447-048-00	\$300.00	078C-0802-053-00	\$300.00
078C-0447-049-00	\$300.00	078C-0802-054-00	\$300.00
078C-0447-050-00	\$300.00	078C-0802-055-00	\$300.00
078C-0447-051-00	\$300.00	078C-0802-056-00	\$300.00
078C-0802-001-00	\$9,888.00	078C-0802-057-00	\$300.00
078C-0802-017-00	\$300.00	078C-0802-058-00	\$300.00
078C-0802-018-00	\$300.00	078C-0802-059-00	\$300.00
078C-0802-019-00	\$300.00	078C-0802-061-00	\$300.00
078C-0802-020-00	\$300.00	078C-0802-062-00	\$300.00
078C-0802-021-00	\$300.00	078C-0802-063-00	\$300.00
078C-0802-022-00	\$300.00	078C-0802-064-00	\$300.00
078C-0802-023-00	\$300.00	078C-0802-065-00	\$300.00
078C-0802-024-00	\$300.00	078C-0802-066-00	\$300.00

# Zone 18 (SoHay)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
078C-0802-067-00	\$300.00	078C-0803-039-00	\$300.00
078C-0802-068-00	\$300.00	078C-0803-040-00	\$300.00
078C-0802-069-00	\$300.00	078C-0803-041-00	\$300.00
078C-0802-070-00	\$300.00	078C-0803-042-00	\$300.00
078C-0802-071-00	\$300.00	078C-0803-043-00	\$300.00
078C-0802-073-00	\$300.00	078C-0803-044-00	\$300.00
078C-0802-074-00	\$300.00	078C-0803-045-00	\$300.00
078C-0802-075-00	\$300.00	078C-0803-046-00	\$300.00
078C-0802-076-00	\$300.00	078C-0803-048-00	\$300.00
078C-0802-077-00	\$300.00	078C-0803-049-00	\$300.00
078C-0802-078-00	\$300.00	078C-0803-050-00	\$300.00
078C-0802-079-00	\$300.00	078C-0803-051-00	\$300.00
078C-0802-080-00	\$300.00	078C-0803-052-00	\$300.00
078C-0802-081-00	\$300.00	078C-0803-053-00	\$300.00
078C-0802-082-00	\$300.00	078C-0803-054-00	\$300.00
078C-0802-083-00	\$300.00	078C-0803-055-00	\$300.00
078C-0802-085-00	\$300.00	078C-0803-056-00	\$300.00
078C-0802-086-00	\$300.00	078C-0803-058-00	\$300.00
078C-0802-087-00	\$300.00	078C-0803-059-00	\$300.00
078C-0802-088-00	\$300.00	078C-0803-060-00	\$300.00
078C-0802-089-00	\$300.00	078C-0803-061-00	\$300.00
078C-0802-090-00	\$300.00	078C-0803-062-00	\$300.00
078C-0802-091-00	\$300.00	078C-0803-063-00	\$300.00
078C-0802-092-00	\$300.00	078C-0803-064-00	\$300.00
078C-0802-093-00	\$300.00	078C-0803-065-00	\$300.00
078C-0802-094-00	\$300.00	078C-0803-066-00	\$300.00
078C-0802-095-00	\$300.00	078C-0803-068-00	\$300.00
078C-0802-096-00	\$300.00	078C-0803-069-00	\$300.00
078C-0802-097-00	\$300.00	078C-0803-070-00	\$300.00
078C-0803-028-00	\$300.00	078C-0803-071-00	\$300.00
078C-0803-029-00	\$300.00	078C-0803-072-00	\$300.00
078C-0803-030-00	\$300.00	078C-0803-073-00	\$300.00
078C-0803-031-00	\$300.00	078C-0803-074-00	\$300.00
078C-0803-032-00	\$300.00	078C-0803-075-00	\$300.00
078C-0803-033-00	\$300.00	078C-0803-076-00	\$300.00
078C-0803-034-00	\$300.00	078C-0803-077-00	\$300.00
078C-0803-035-00	\$300.00	078C-0803-079-00	\$300.00
078C-0803-036-00	\$300.00	078C-0803-080-00	\$300.00
078C-0803-037-00	\$300.00	078C-0803-081-00	\$300.00

# Zone 18 (SoHay)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
078C-0803-082-00	\$300.00	078C-0803-126-00	\$300.00
078C-0803-083-00	\$300.00	078C-0803-127-00	\$300.00
078C-0803-084-00	\$300.00	078C-0803-128-00	\$300.00
078C-0803-085-00	\$300.00	078C-0803-129-00	\$300.00
078C-0803-086-00	\$300.00	078C-0803-130-00	\$300.00
078C-0803-088-00	\$300.00	078C-0803-131-00	\$300.00
078C-0803-089-00	\$300.00	078C-0803-132-00	\$300.00
078C-0803-090-00	\$300.00	078C-0803-133-00	\$300.00
078C-0803-091-00	\$300.00	078C-0803-134-00	\$300.00
078C-0803-092-00	\$300.00	078C-0803-135-00	\$300.00
078C-0803-093-00	\$300.00	078C-0803-137-00	\$300.00
078C-0803-094-00	\$300.00	078C-0803-138-00	\$300.00
078C-0803-095-00	\$300.00	078C-0803-139-00	\$300.00
078C-0803-097-00	\$300.00	078C-0803-140-00	\$300.00
078C-0803-098-00	\$300.00	078C-0803-141-00	\$300.00
078C-0803-099-00	\$300.00	078C-0803-142-00	\$300.00
078C-0803-100-00	\$300.00	078C-0803-144-00	\$300.00
078C-0803-101-00	\$300.00	078C-0803-145-00	\$300.00
078C-0803-102-00	\$300.00	078C-0803-146-00	\$300.00
078C-0803-103-00	\$300.00	078C-0803-147-00	\$300.00
078C-0803-104-00	\$300.00	078C-0803-148-00	\$300.00
078C-0803-106-00	\$300.00	078C-0803-149-00	\$300.00
078C-0803-107-00	\$300.00	078C-0803-150-00	\$300.00
078C-0803-108-00	\$300.00	078C-0803-151-00	\$300.00
078C-0803-109-00	\$300.00	078C-0803-152-00	\$300.00
078C-0803-110-00	\$300.00	078C-0803-153-00	\$300.00
078C-0803-111-00	\$300.00	078C-0803-154-00	\$300.00
078C-0803-112-00	\$300.00	078C-0803-156-00	\$300.00
078C-0803-113-00	\$300.00	078C-0803-157-00	\$300.00
078C-0803-114-00	\$300.00	078C-0803-158-00	\$300.00
078C-0803-116-00	\$300.00	078C-0803-159-00	\$300.00
078C-0803-117-00	\$300.00	078C-0803-160-00	\$300.00
078C-0803-118-00	\$300.00	078C-0803-161-00	\$300.00
078C-0803-119-00	\$300.00	078C-0803-162-00	\$300.00
078C-0803-120-00	\$300.00	078C-0804-007-00	\$300.00
078C-0803-121-00	\$300.00	078C-0804-008-00	\$300.00
078C-0803-122-00	\$300.00	078C-0804-009-00	\$300.00
078C-0803-123-00	\$300.00	078C-0804-010-00	\$300.00
078C-0803-124-00	\$300.00	078C-0804-011-00	\$300.00

# Zone 18 (SoHay)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>
078C-0804-012-00	\$684.00	083 -0481-064-00	\$285.00
083 -0481-019-00	\$285.00	083 -0481-066-00	\$285.00
083 -0481-020-00	\$285.00	083 -0481-067-00	\$285.00
083 -0481-021-00	\$285.00	083 -0481-068-00	\$285.00
083 -0481-022-00	\$285.00	083 -0481-069-00	\$285.00
083 -0481-023-00	\$285.00	083 -0481-070-00	\$285.00
083 -0481-024-00	\$285.00	083 -0481-071-00	\$285.00
083 -0481-025-00	\$285.00	083 -0481-072-00	\$285.00
083 -0481-027-00	\$285.00	083 -0481-074-00	\$285.00
083 -0481-028-00	\$285.00	083 -0481-075-00	\$285.00
083 -0481-029-00	\$285.00	083 -0481-077-00	\$285.00
083 -0481-030-00	\$285.00	083 -0481-078-00	\$285.00
083 -0481-032-00	\$285.00	083 -0481-079-00	\$285.00
083 -0481-033-00	\$285.00	083 -0481-080-00	\$285.00
083 -0481-034-00	\$285.00	083 -0481-081-00	\$285.00
083 -0481-035-00	\$285.00	083 -0482-017-00	\$171.00
083 -0481-036-00	\$285.00	083 -0482-018-00	\$684.00
083 -0481-037-00	\$285.00	083 -0482-019-00	\$171.00
083 -0481-039-00	\$285.00	083 -0482-020-00	\$855.00
083 -0481-040-00	\$285.00	083 -0482-021-00	\$85.50
083 -0481-041-00	\$285.00	083 -0482-022-00	\$171.00
083 -0481-042-00	\$285.00	083 -0482-023-00	\$342.00
083 -0481-044-00	\$285.00	083 -0482-024-00	\$285.00
083 -0481-045-00	\$285.00	083 -0482-025-00	\$285.00
083 -0481-046-00	\$285.00	083 -0482-026-00	\$285.00
083 -0481-047-00	\$285.00	083 -0482-027-00	\$285.00
083 -0481-048-00	\$285.00	083 -0482-028-00	\$285.00
083 -0481-049-00	\$285.00	083 -0482-029-00	\$285.00
083 -0481-051-00	\$285.00	083 -0482-031-00	\$285.00
083 -0481-052-00	\$285.00	083 -0482-032-00	\$285.00
083 -0481-053-00	\$285.00	083 -0482-033-00	\$285.00
083 -0481-054-00	\$285.00	083 -0482-034-00	\$285.00
083 -0481-056-00	\$285.00	083 -0482-035-00	\$285.00
083 -0481-057-00	\$285.00	083 -0482-036-00	\$285.00
083 -0481-058-00	\$285.00	083 -0482-038-00	\$285.00
083 -0481-059-00	\$285.00	083 -0482-039-00	\$285.00
083 -0481-061-00	\$285.00	083 -0482-041-00	\$285.00
083 -0481-062-00	\$285.00	083 -0482-042-00	\$285.00
083 -0481-063-00	\$285.00	083 -0482-043-00	\$285.00

# Zone 18 (SoHay)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> Amount	<u>Assessor's</u> Parcel Number	<u>Assessment</u> Amount
	<u>/</u>	<u>- 41001 114111001</u>	<u>/</u>
083 -0482-044-00	\$285.00	083 -0482-059-00	\$285.00
083 -0482-045-00	\$285.00	083 -0482-060-00	\$285.00
083 -0482-046-00	\$285.00	083 -0482-061-00	\$285.00
083 -0482-048-00	\$285.00	083 -0482-062-00	\$285.00
083 -0482-049-00	\$285.00	083 -0482-063-00	\$285.00
083 -0482-050-00	\$285.00	083 -0482-064-00	\$285.00
083 -0482-051-00	\$285.00	083 -0482-065-00	\$285.00
083 -0482-052-00	\$285.00	083 -0482-066-00	\$285.00
083 -0482-053-00	\$285.00	083 -0482-067-00	\$285.00
083 -0482-054-00	\$285.00	083 -0482-068-00	\$285.00
083 -0482-055-00	\$285.00	083 -0482-069-00	\$285.00
083 -0482-056-00	\$285.00	083 -0482-070-00	\$285.00
083 -0482-057-00	\$285.00		



## File #: PH 22-041

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Maintenance Services Director

### **SUBJECT**

Maintenance District No. 1 Public Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023

## RECOMMENDATION

That the City Council adopts two resolutions (Attachment II and III):

- 1. Approving the Engineer's Report,
- 2. Confirming the Maximum Base Assessment (MBA) amounts,
- 3. Confirming the Fiscal Assessment Rate,
- 4. Confirming the Assessment Diagram,
- 5. Ordering the Levy and Collection of the Fiscal Assessment,
- 6. Approving the Funding Recommendation, and
- 7. Appropriating Revenue and Expenditure budgets for Maintenance District No. 2 for Fiscal Year 2023.

## SUMMARY

This annual report is being provided, as required by the Hayward Municipal Code, to approve the annual assessment rate and expenditure budget for Maintenance District 1. If the City Council adopts the attached resolutions, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

MD 1 was formed in 1995 as a financial funding mechanism to fund the ongoing operation, maintenance, repair, and replacement of a Storm Water Lift Station (SWLS) in perpetuity. The SWLS was built by the developer as a condition of development for construction of the Stratford Village neighborhood. This SWLS is the only privately built SWLS in the City, built only to service the Stratford Village neighborhood.

## File #: PH 22-041

Following construction of the facility, the Alameda County Flood Control District (County) was asked to take over ownership and maintenance of the facility since the County operated similar facilities within the City and the County. The agreement signed by both parties calls for the City to act as an intermediary, using District funds to reimburse the County for annual expenses and supply District funds annually for a capital replacement fund.

The FY 2023 assessment charged to the 174 property owners is being recommended to be levied at the maximum amount allowed by law (\$243.92), which is the same as the previous year. The District's account balance is currently negative, and staff will be analyzing options to remedy the deficit account balance. The negative balance can be contributed to the following factors:

- 1. The District was formed without the inclusion of an annual inflation factor in its Maximum Base Assessment Rate calculation.
- 2. Maintenance & Operation (M&O) charges from the County are inconsistent, and in recent years have gotten larger.
- 3. The Countywide System Upgrades charge to this district is \$503,980.
- 4. Proposition 218 Election in FY2021 did not pass.

## ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution I
Attachment III	Resolution II
Attachment IV	Engineer's Report
Attachment V	FY 2023 Assessment Roll



**DATE:** July 5, 2022

**TO:** Mayor and City Council

**FROM:** Maintenance Services Director

**SUBJECT:** Maintenance District No. 1 Public Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2023

## RECOMMENDATION

That the City Council adopts two resolutions (Attachment II and III):

- 1. Approving the Engineer's Report,
- 2. Confirming the Maximum Base Assessment (MBA) amounts,
- 3. Confirming the Fiscal Assessment Rate,
- 4. Confirming the Assessment Diagram,
- 5. Ordering the Levy and Collection of the Fiscal Assessment,
- 6. Approving the Funding Recommendation, and
- 7. Appropriating Revenue and Expenditure budgets for Maintenance District No. 2 for Fiscal Year 2023.

## SUMMARY

This annual report is being provided, as required by the Hayward Municipal Code, to approve the annual assessment rate and expenditure budget for Maintenance District 1. If the City Council adopts the attached resolutions, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

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since the County operated similar facilities within the City and the County. The agreement signed by both parties calls for the City to act as an intermediary, using District funds to reimburse the County for annual expenses and supply District funds annually for a capital replacement fund.

The FY 2023 assessment charged to the 174 property owners is being recommended to be levied at the maximum amount allowed by law (\$243.92), which is the same as the previous year. The District's account balance is currently negative, and staff will be analyzing options to remedy the deficit account balance. The negative balance can be contributed to the following factors:

- 1. The District was formed without the inclusion of an annual inflation factor in its Maximum Base Assessment Rate calculation.
- 2. Maintenance & Operation (M&O) charges from the County are inconsistent, and in recent years have gotten larger.
- 3. The Countywide System Upgrades charge to this district is \$503,980.
- 4. Proposition 218 Election in FY2021 did not pass.

## BACKGROUND

### Annual Report Compliance

In compliance with Section 10-10.25 of the Hayward Municipal Code, an annual Engineer's Report is required to be submitted to the Council. The report is attached (Attachment III) and includes:

- 1. Description of the improvements to be operated, maintained, and serviced;
- 2. FY 2023 recommended budget;
- 3. FY 2023 maximum base assessment rate;
- 4. FY 2023 recommended assessment rate; and
- 5. Map of the benefit zone (assessment diagram).

## <u>Formation</u>

On June 6, 1995, the Council ordered the formation of MD 1 to provide for the maintenance, operation, and capital repair and replacement of storm drainage improvements. A Storm Water Lift Station (SWLS) was constructed to pump storm water run-off outside the neighborhood and into a flood control channel (Ward Creek). The drainage basin includes 29.1 acres, of which 24.7 acres are residential, 1.9 acres are for a park site, and 2.5 acres are for the collector streets of Stratford Road and Ruus Lane. Pacheco Way does not drain into this basin system nor does the industrial property to the south. The total number of lots in the drainage basin is 174. The original assessment rate did not include an annual inflation factor, which impedes the District's ability for revenue to keep up with expenses.

Following construction of the facility, the Alameda County Flood Control District (County) was asked to take over ownership and maintenance of the facility since the County operated similar facilities within the City and the County. The agreement signed by both parties calls for the City to act as an intermediary, using District funds to reimburse the County for annual expenses and supplying annual District funds to be deposited into a capital replacement fund. The storm water pumping facility includes a masonry building that houses the Supervisory Control and Data Acquisition (SCADA) System, generator, and four pumps.

## Static, Unchangeable Maximum Base Assessment Rate

As part of any district formation, a base annual M&O budget is established, along with a capital replacement estimate. These figures form the basis for the Maximum Base Assessment (MBA) rate, which is the maximum charge that a parcel can be assessed annually. As costs generally increase over time by inflation, many district MBAs include an annual inflation factor in the original calculation so that the assessment revenue can keep up with increases in expenses. In the case of this district, an inflation adjustment factor was not included in the original calculation; therefore, the MBA cannot be increased without holding a successful Proposition 218 ballot election. The City held a Proposition 218 election on May 4, 2021, with results posted on June 22, 2021. The majority of property owners who submitted ballots voted to not increase their annual assessment and not to include an annual inflation factor. Therefore, the assessment rate stands at \$243.92 for FY 2022 and beyond and cannot be increased or adjusted annually by an inflation factor.

## Countywide System Upgrade

In 2018, the County notified the City of its Countywide System Upgrade Project. Stratford Village's SWLS cost for this upgrade now totals \$503,980. During the FY 2019<sup>1</sup>, FY 2020<sup>2</sup>, and FY 2021<sup>3</sup> annual reports, staff advised the Council of the proposed County charges as the estimates were provided to the City. Since the last report, the County has informed the City of another \$42,281 consultant bill.

## Failed Proposition 218 Election

On May 4, 2021, the Council initiated a Proposition 218 election, with results tallied on June 22, 2021. The majority of the property owners who submitted ballots rejected a low-interest, long-repayment term \$379,000 transfer of funds to pay for needed capital improvements, and to add an annual inflation factor to the maximum amount that can be charged annually. The measure overwhelmingly failed, with 69% of ballots cast (45/65) rejecting the increased assessment and inclusion of an annual inflation factor.

## DISCUSSION

This district was established 26 years ago and did not include an inflation factor adjustment for revenue so that income could keep pace with expenditures. Over the years, the district has struggled to pay for basic M&O costs and contribute to a capital reserve, as seen below.

M&O is performed by the County under contract. Over the years, charges for M&O have been inconsistent. In FY 2017 and 2018, M&O charges had increased so much that the City delayed payment for one year to have discussions with the County.

In April 2018, the County alerted the City of additional Stratford Village SWLS District costs. The County advised that they had commissioned consultants to complete a Pump Station Equipment Condition Assessment and were purchasing a new SCADA system which required design and construction consultants. The consultant studies and construction were systemwide, with the

<sup>&</sup>lt;sup>1</sup> <u>URL</u> – PH 18-014, MD1 FY 2019 Annual Report (June 26, 2018)

<sup>&</sup>lt;sup>2</sup> <u>URL</u> – PH 19-040, MD 1 FY 2020 Annual Report (June 4, 2019)

<sup>&</sup>lt;sup>3</sup> <u>URL</u> – PH 20-050, MD 1 FY 2021 Annual Report (June 23, 2020)

Stratford Village SWLS District's charges totaling to \$503,980 as shown on the following page. Payment for item 1 was made by zeroing out the District's capital reserve fund.

Stratford Village SWLS District - Portion of Countywide System Upgrade<sup>4</sup>

1) Initial Consultant fee (paid in FY 2020 with capital reserve)	\$87,597
2) Second Consultant fee (paid in FY 2021, resulting in negative balance)	\$36,613
3) SCADA construction	\$255,000
4) Equipment rehabilitation (0-5 years)	\$49,248
5) Equipment rehabilitation (5-10 years)	\$33,241
6) <u>Third Consultant fee<sup>5</sup></u>	<u>\$42,281</u>
Total	\$503,980

#### (Legend: Paid, Unpaid)

For FY 2023, the District will collect a net annual amount of \$41,721. For FY 2023, the District will budget \$50,723 in annual expenses (which includes the County estimated M&O amount of \$43,549.) The estimated FY 2023 net result is estimated to be negative, as shown below.

#### FY 2023 Budget (Does not include \$379,770 unpaid estimate from above)

Starting Balance	<u>-\$24,924</u>
Net Revenue <u>Net Expenditures</u>	\$41,721 \$50,723
Difference	<u>\$-9,002</u>
Ending balance	-\$33,926

This District does not have the funds, nor the ability to generate additional funds to pay the outstanding Countywide System Upgrade Project costs. Staff has exhausted current options, which included a request for a long-term payment option from the County and/or a successful Proposition 218 Election. To ensure the District's account doesn't carry a negative balance moving beyond FY23, staff is working to finalize a modest loan from the Storm Water Fund to ensure the baseline M&O functions continue uninterrupted until the final resolution of the funding shortage has been reached. City staff will continue to work with Alameda County Flood Control District on solutions for the long-term solvency of the district. In addition to working with the County, staff is considering holding some additional focus groups with the community in MD1 that will inform future plans for the long-term fiscal stability of the District.

## FISCAL AND ECONOMIC IMPACT

<sup>&</sup>lt;sup>4</sup> Reference: Attachment IV – County FY 2022 Annual Report, Stratford Village Storm Water Lift Station, dated February 2021.

<sup>&</sup>lt;sup>5</sup> Reference: Attachment V – County Invoice dated April 13, 2021.

Staff has evaluated the District's operating balance and confirms that the account has a negative balance which will continue to be negative through FY 2023. It is not the burden of the City to provide resources to the District, other than what is collected through assessments.

## **PUBLIC CONTACT**

City staff: 1) mailed a postcard notice to all affected property owners to provide details of their recommended FY 2023 assessment rate, and to alert them to two Council meetings where they could provide input (June 21 and July 5); 2) held a virtual Community Meeting via Zoom on June 15; and 3) published a legal notice in the East Bay Times on June 24, 2022.

## **NEXT STEPS**

If the City Council adopts the two attached resolutions (Attachment II and III), the Final Engineer's Report (Attachment IV) will be approved, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll (Attachment VIII) will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

*Prepared by*: Liz Sanchez, Management Analyst

*Recommended by:* Todd Rullman, Maintenance Services Director

Approved by:

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_\_\_

Introduced by Council Member \_\_\_\_\_

RESOLUTION APPROVING THE ENGINEER'S REPORT, RECONFIRMING MAXIMUM BASE ASSESSEMNT RATE, CONFIRMING THE ASSESSMENT DIAGRAM AND FISCAL ASSESSMENT, AND ORDERING LEVY AND COLLECTION OF FISCAL ASSESSMENTS FOR FISCAL YEAR 2023 FOR MAINTENANCE DISTRICT NO. 1: STORM DRAINAGE PUMPING STATION AND STORM DRAIN -PACHECO WAY, STRATFORD ROAD, AND RUUS LANE

WHEREAS, by adopting Resolution No. 22-159 on June 21, 2022, this City Council approved the preliminary Engineer's Report and declared intention to levy assessments for Fiscal Year 2023 in accordance with the provisions of Section 10-10.25 of the Hayward Municipal Code; and

WHEREAS, said report was duly made and filed, and duly considered by this City Council and found to be sufficient in every particular, whereupon it was determined that said report should stand as the Engineer's Report for all subsequent proceedings under and pursuant to the aforesaid resolution, and that July 5, 2022, at the hour of 7:00 p.m., in the regular meeting place of this Council, City Council Chambers, 777 B Street, 2nd Floor, Hayward, California, has been appointed as the time and place for a hearing by this City Council for approval of the Engineer's Report and levy of assessments; and

WHEREAS, at the appointed time and place, said hearing was duly and regularly held, and all interested persons desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said levy were fully heard and considered by this City Council; and

WHEREAS, the Maximum Base Assessment Rate is clarified to be \$243.92 per parcel, based upon a review of the originally adopted district formation budget which included a Maximum Base Assessment Rate of \$243.92 per parcel.

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

- 1. The public interest, convenience, and necessity require that the levy be assessed;
- 2. The properties benefitted by the improvements and to be assessed in order to reimburse the costs and expenses thereof, and the exterior boundaries thereof, are shown on the maintenance district diagram attached hereto as Exhibit "A" and included in the Engineer's Report;
- 3. Said Engineer's Report as a whole and each part thereof, to wit:

(a) The engineer's estimate of the itemized and total costs and expenses of the improvements and of the incidental expenses in connection therewith and the method of cost allocation and schedule of assessments;

(b) Assessment roll, identifying the property within the district and setting the base monetary obligation of each property owner;

(c) The maintenance district diagram;

(d) The map of the maintenance district showing the boundaries and the respective parcels within the district; is finally approved and confirmed and incorporated herein.

- 4. The public interest, convenience, and necessity require that a levy on each parcel in the District, the exterior boundaries of which are shown by a map thereof filed in the office of the City Clerk and made a part hereof by reference, which is benefitted by the Maximum Base Assessment Rate, be made at \$243.92 per parcel.
- 5. Adoption of the Engineer's Report as a whole, estimate of the costs and expenses, the diagram, the assessment and the collection of fees as contained in said report, as hereinabove determined and ordered, is intended to and shall refer and apply to said report, or any portion thereof, as amended, modified, or revised or corrected by, or pursuant to and in accordance with, any resolution or order, if any, heretofore duly adopted by or made by this City Council.
- 6. The fiscal assessment in the amount of \$243.92 per parcel to pay the costs and expenses of the maintenance of the improvements is hereby levied, and the remaining funds on deposit in the improvement fund are to cover the expenses for Fiscal Year 2023, and the City of Hayward Director of Finance is hereby directed to expend said money for the maintenance of the improvements set forth in this resolution and described in the Engineer's Report, and it is hereby determined to order the collection of \$243.92 per parcel.

7. Based on the oral and documentary evidence offered and received, including the Engineer's Report, this City Council expressly finds and determines:

(a) That each of the parcels in the district will be specially benefitted by the improvements at least in the amount, if not more than the amount, of the assessment apportioned against the parcel;

(b) That there is substantial evidence to support this finding and determination as to special benefit;

(c) Any public property owned by any public agency and in use in the performance of a public function with the district shall not be assessed.

- 8. Immediately upon the adoption of this resolution, but in no event later than the third Monday in August following such adoption, a certified copy of this resolution, the diagram, and the assessment shall be filed with the Auditor of the County of Alameda. Upon such filing, the County Auditor shall enter on the county assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The assessments shall be collected at the same time and in the same manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments. After collection by the County of Alameda, the net amount of the assessments, after deduction of any compensation due the county of collection, shall be paid to the Director of Finance of the City of Hayward.
- 9. Upon receipt of monies representing assessments collected by the county, the Director of Finance of the City of Hayward shall deposit the monies in the City treasury to the credit of a Special Revenue Fund, under the distinctive designation of said Maintenance District No. 1 Storm Drainage Pumping Station and Storm Drain Conduit Pacheco Way, Stratford Road and Ruus Lane. Monies in said improvement fund shall be expended only for said maintenance of the improvements set forth in the Engineer's Report, referenced in this resolution.

## IN COUNCIL, HAYWARD, CALIFORNIA <u>July 5, 2022</u>

## 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

#### ATTACHMENT II





## HAYWARD CITY COUNCIL

## RESOLUTION NO. 22-\_\_\_

Introduced by Council Member \_\_\_\_\_

## RESOLUTION APPROVING FUNDING RECOMMENDATIONS AND APPROPRIATING THE SPECIAL REVENUE FUNDS FOR MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2023

WHEREAS, the City Council considered the annual budget and engineer's report for Maintenance District No. 1 during a duly noticed public hearing.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and adopts the Maintenance District No. 1 funding recommendations for Fiscal Year 2023, as shown in the attached Exhibit A, in a total expenditure amount not to exceed \$50,723, 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 Maintenance District No. 1 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

# FY 2023 Fund Appropriation City Operating Budget Special Revenue Fund

270 MD 1 \$50,723

Special Revenue Fund Total \$50,723

Fiscal Year 2023

# **ENGINEER'S REPORT**

# **City of Hayward**

Maintenance District No. 1

July 2023 Final Report





Public Finance Consulting Services

4745 Mangels Boulevard Fairfield, California 94534 707.430.4300 www.sci-cg.com

# **City of Hayward**

#### **City Council**

Barbara Halliday, Mayor

Angela Andrews, Council Member

Sara Lamnin, Council Member

Elisa Márquez, Council Member

Mark Salinas, Council Member

Aisha Wahab, Council Member

Francisco Zermeño, Council Member

#### Clerk of the Council

Miriam Lens

#### **City Manager**

Kelly McAdoo

## **City Attorney**

Michael Lawson

### Engineer of Work

SCI Consulting Group



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# Introduction

#### Overview

On January 5, 1993, by Resolution No. 93-010, the City Council approved the vesting tentative map of Tract 6472, which authorized the subdivision of land on both sides of Stratford Road into 148 single-family home lots. Conditions of approval for Tentative Map Tract 6472, which included Final Tract Maps 6472, 6560, 6682 and 6683, included provisions for storm drainage improvements and construction of an approved stormwater pumping facility. The drainage area and the stormwater pumping facility were analyzed in documents prepared by Wilsey & Ham, Civil Engineers. These documents indicated the following: the drainage basin includes 29.1 acres, of which 24.7 acres are residential, 1.9 acres are for a park site, and 2.5 acres are for the collector streets associated with Stratford Road and Ruus Lane. Pacheco Way does not drain into this drainage basin system nor does the industrial property to the south.

In addition to the 143 lots identified above, final Tract Map 6682, with a total of 31 lots located immediately to the east of Chutney Road, was also approved. Therefore, the total number of residential lots in the drainage basin is 174. In addition to the residential lots, there is a park located on one parcel of land.

On April 18, 1995, the City Council approve the preliminary Engineer's report, and on May 23, 1995, a public meeting was held to allow affected property owners an opportunity to speak. On June 6, 1995, by Resolution No. 95-103, the City Council ordered the formation of Maintenance District No. 1 to provide for the operation and maintenance of the storm drainage improvements and the stormwater pumping facility to serve the drainage basin. The FY 1996 Engineer's Report (formation report) included a FY 1996 Engineer's Cost Estimate of \$42,686.37.

A Storm Water Lift Station (SWLS) was constructed to pump storm water run-off for the developed area which is adjacent to the Alameda County Flood Control and Water Conservation District's ("Flood Control District") Line B, Zone No. 3A. The plans for the lift station were approved by the City and the Flood Control District. The SWLS was designed with capacity for only the development of the area encompassing the 174 parcels. No added capacity was constructed for run-off from other areas such as the Georgian Manor and Spanish Ranch Mobile Home Parks, which are presently served by a privately owned and operated pumping facility located within each park.



An agreement between the City and the Flood Control District transferred ownership of the SWLS to the Flood Control District. The agreement states that the Flood Control District concurred with the SWLS transfer subject to the City providing the Flood Control District with the funds to operate, maintain, and provide for capital equipment replacement and for modifications that may become necessary for the optimal performance of the SWLS.

Each year the City evaluates the need to increase the annual assessment to ensure there are adequate funds to continue to provide proper operation, maintenance, and capital replacement of the storm water pumping facilities within Maintenance District No. 1. As part of this effort, no later than December 1, the Flood Control District is required to furnish the City with an itemized estimate of the cost to operate, maintain, and supplement the capital equipment replacement fund for the fiscal year commencing on the next July 1.

Should the capital equipment replacement fund be inadequate to cover unscheduled/emergency repairs, equipment replacement or modifications that are found to be necessary for the normal and safe performance of the Storm Water Lift Station (SWLS), the Flood Control District will provide the City with written notice of the need for additional funding.

Currently there are not sufficient funds to replace the Maintenance District No. 1 capital facilities when they reach the end of their useful lives.

### **Legislative Analysis**

#### Proposition 218 Compliance

On November 5, 1996, California voters approved Proposition 218 entitled "Right to Vote on Taxes Act," which added Articles XIIIC and XIIID to the California Constitution. While its title refers only to taxes, Proposition 218 established new procedural requirements for the formation and administration of assessment districts.

Proposition 218 stated that any existing assessment imposed exclusively to finance the capital costs or maintenance and operation expenses for sidewalks, streets, sewers, water, flood control, drainage systems, or vector control on or before November 6, 1996, shall be exempt from the procedures and approval process of Proposition 218, unless the assessments are increased. Maintenance District No. 1 imposes an assessment exclusively for flood control and drainage improvements.

Proposition 218 defines increased, when applied to an assessment, as a decision by an agency that does either of the following:

- Increases any applicable rate used to calculate the assessment.
- Revises the methodology by which the assessment is calculated, if that revision results in an increased amount being levied on any person or parcel.



The formation methodology used to calculate the MBA that could be levied in any given year allows the MBA from the prior year to be increased by the prior year's change in the Consumer Price Index. Therefore, based upon the review of the City Attorney, imposing the assessment adjustment each year based upon the prior year's increase in the Consumer Price Index does not require Proposition 218 proceedings.

#### Noticing, Public Comment, and Public Hearing

Noticing and information regarding this report were provided via the following methods: 1) a notice was mailed to all affected property owners to provide detail of their recommended FY 2023 assessment rate and to alert them to three community meetings where they could provide input (June 15, June 21, July 5); and 2) published a legal notice in the East Bay Times on June 24, 2022.

On July 5, 2022, the City is proposing to hold a public hearing to provide an opportunity for any interested person to be heard. After the public hearing, the Council may adopt a resolution setting the annual assessment amounts as originally proposed or as modified. Following the adoption of this resolution, the final assessor's roll will be prepared and filed with the Alameda County Auditor's Office to be included on the FY 2023 tax roll. Payment of the assessment for each parcel will be made in the same manner and at the same time as payments are made for property taxes. All funds collected through the assessment must be placed in a special fund and can only be used for the purposes stated within this report.



# **Plans and Specifications**

#### Introduction

The annual Engineer's Report includes: (1) a description of the improvements to be operated, maintained, and serviced; (2) an estimated budget, (3) the maximum base assessment rate, and (4) a listing of the proposed collection rate to be levied upon each assessable lot or parcel.

### **Description of Improvements**

The facilities, which have been constructed within the City of Hayward's Maintenance District No. 1 boundaries, and those which may be subsequently constructed, will be operated, maintained, and serviced and are generally described as follows:

#### The Stratford Village Storm Water Lift Station (SWLS):

- 2 15 H.P. Pumps
- 1 5 H.P. Pump
- 1 3 H.P. Dewatering Pump
- 1 Generator
- 1 Supervisory Control and Data Acquisition (SCADA) System
- 1 Masonry Building to House the SCADA System and Generator

The operation and servicing of these facilities include but are not limited to personnel; electrical energy; materials, including diesel fuel and oil; hazardous materials clean up; and appurtenant facilities as required to provide sufficient run-off capacity.

Maintenance means the furnishing of services and materials for the ordinary and usual operations, maintenance, and servicing of the SWLS, including repair, removal or replacement of all or part of any of the SWLS.



# Fiscal Year 2023 Estimate of Cost and Budget

## **Estimate of Costs**

Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code and as supplemented by the provisions of Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California provides that the total cost of operation, maintenance and servicing of the storm drainage improvements and storm water pumping station can be recovered by the District. Incidental expenses including administration of the District, engineering fees, legal fees and all other costs associated with these improvements can also be included.

Tract No. 6472, 6560, 6682, 6683 & 6682 Formed: June 6, 1995 Resolution Number: 95-103 FY 2023 Maximum Base Assessment Rate: \$243.92 Assessment Amount per Parcel: \$243.92 Number of Parcels: 174 Assessment Income: \$42,442.08

The following is an overview of the FY 2023 assessment district:

- Maximum Base Assessment (MBA) Rate: is unchanged from the original amount of \$243.92 per parcel, set when the District was created.
- **Annual CPI increase**: the maximum base assessment amount cannot be increased annually based upon the prior year's change in the CPI.
- Assessment revenue: the FY 2023 amount needed to operate and maintain the facilities and contribute to the capital reserve is: \$42,442.08.
- Annual assessment charge: each of the 174 parcels shall be apportioned an equal share of the total assessment for this zone as the special benefit derived by the individual parcels is indistinguishable from each other. The FY 2023 per parcel charge will remain the same as the FY 2022 amount of \$243.92 per parcel. This amount is at the maximum base assessment and is sufficient for maintaining levels of service and for keeping a reserve balance.
- Proposition 218: Future increases in the assessment amount above the MBA amount would require the noticing and balloting of property owners per the requirements of Proposition 218.



## Alameda County Maintenance Contract, Facility Evaluation, & SCADA Upgrade

In 2018, the County informed the City of the study, the estimated costs, and the need to repair and replace the infrastructure. The total proposed cost estimate from Alameda County was presented to the City in 2020, totaled \$461,699. To date, \$87,597 of that amount has been paid to the County, depleting the District's capital reserve account. An additional payment of \$36,613 was made in FY 2021 to cover the second consultant fee. In February 2021, the County presented a third consultant invoice to the City for \$42,281, increasing the total project cost to \$503,980.

To complete the recommended project scope, an outstanding amount of \$379,770 is required. To fund this outstanding amount, a Proposition 218 assessment balloting was conducted to propose an increase to the annual assessment and adding an annual cost-of-living adjustment mechanism to upgrade and restore this neighborhood's flood control infrastructure to the condition, efficiency, reliability, and effectiveness that was originally intended.

On June 22, 2021, the City Council conducted a public hearing to tabulate property owner ballots regarding formation and levying of assessments for the Stratford Village Flood Control Facilities Improvement Assessment District (MD1-2021). The tabulation resulted in a majority protest in opposition to the proposed assessment; therefore, the assessment was not imposed. As a result, the District remains underfunded and the needed capital improvements will not be made. City staff will continue to work with Alameda County Flood Control District on solutions for the long-term solvency of the district. In addition to working with the County, staff is considering holding a couple of additional focus groups with the community in MD1 that will inform future plans for the long-term fiscal stability of the District.



#### Figure 1 – 2023 Estimate of Cost

#### Maintenance District No. 1 - Pacheco Wy., Stratford Rd., Russ Ln., & Ward Crk. Fund 270, Project 3745 Established 1993, 174 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessn	aant				
a.	Maximum Base Assessment Amount	243.92	243.92	243.92	243.92
u.	Muximum buse Assessment Amount	245.92	243.92	245.92	243.92
b.	Annual Per Parcel Assessment	243.92	243.92	243.92	243.92
с.	<u># of Parcels</u>	174	174	174	174
d.	Total Amount Assessed for the District:	42,442.08	42,442.08	42,442.08	42,442
Income					
a.	Annual Assessment Revenue	42,442	42,442	42,442	42,44
b.	Minus County Tax Collection Fee (1.7%)	(722)	(722)	(722)	(72.
с.	Adjustment for Delinquencies	(196)	-	-	-
d.	<u>Other</u>	628	-	-	-
e.	Total Revenue:	42,153	41,721	41,721	41,72
Services					
a.	Utilities: PGE	1,625	1,680	2,149	2,21
b.	Pump Station O&M - ACFCD	21,359	54,613	42,281	43,54
с.	Pump Station - O&M - ACFCD - Past Due Amt	-	-	-	-
d.	Pump Station - ACFD Capital Reserve	-	-	-	-
e.	SCADA Consultant	-	-	-	-
g.	Proposition 218	-	-	27,500	-
h.	Property Owner Noticing	73	-	-	10
i.	Annual Reporting	2,168	553	1,050	1,03
j.	City Administration	3,500	3,605	3,713	3,82
k.	Total Expenditures:	28,724	60,451	76,693	50,72
Account	t Balance				
a.	Beginning Account Balance	15,352	28,780	10,049	(24,92
a. b.	<u>Net Change (Revenue - Expenditures)</u>	13,332	(18,731)	(34,973)	(24,92) (9,00)
D. C.	Ending Account Balance:	28,780	10,049	(24,924)	(33,92
	•	,		(= -,= = -,	(,



# **Method of Apportionment**

Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code and as supplemented by the provisions of Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California permits the establishment of assessment districts by agencies to finance the maintenance and operation of drainage and flood control services, which include the operation, maintenance, and servicing of pump stations.

Proposition 218 requires that maintenance assessments must be levied according to benefit rather than according to assessed value. In addition, Article XIIID, Section 4(a) of the California Constitution limits the amount of any assessment to the proportional special benefit conferred on the property.

Because assessments are levied on the basis of benefit, they are not considered a tax, and, therefore, are not governed by Article XIIIA of the California Constitution.

Article XIIID of the California Constitution provides that publicly owned properties must be assessed unless there is clear and convincing evidence that those properties receive no special benefit from the assessment. Exempted from the assessment would be the areas of public streets, public avenues, public lanes, public roads, public drives, public courts, public alleys, public easements, and rights-of-ways.

The land uses within Maintenance District No. 1 consist of 174 residential parcels and one park parcel. These parcels receive a special benefit in that the pumping station and the storm drains protect the residential parcels and park parcel from storm water flooding. Even though there are only minor structures located on the park parcel it does receive special benefit from flood control improvements and services.

It is estimated that all residential and park parcels derive similar benefits from the flood control improvements and services, therefore the method for spreading the annual costs is on a per parcel basis.

The projected Fiscal Year 2023 maintenance and operation are estimated to be \$50,723. The expense does not include the deposit of funds into a capital replacement fund. The collection rate for Fiscal Year 2023 will be at the maximum assessment rate of \$243.92 per parcel.



## Assessment

**WHEREAS,** the City Council of the City of Hayward, County of Alameda, California, Pursuant to Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California, and Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code, and in accordance with Resolution No. 22-159, preliminarily approving the Engineer's Report, as adopted by the City Council of the City of Hayward, on June 21, 2022, and in connection with the proceedings for;

**WHEREAS**, said Resolution directed the undersigned Engineer of Work to prepare and file a report presenting an estimate of costs, a diagram for the Assessment District and an assessment of the estimated costs of the improvements upon all assessable parcels within the Assessment District, to which Resolution and the description of said proposed improvements therein contained, reference is hereby made for further particulars;

**NOW, THEREFORE,** the undersigned, by virtue of the power vested in me and the order of the City Council of the City of Hayward, hereby make the following assessments to cover the portion of the estimated cost of Improvements, and the costs and expenses incidental thereto to be paid by the Assessment District.

As required, an Assessment Diagram is hereto attached and made a part hereof showing the exterior boundaries of the Assessment District. The distinctive number of each parcel or lot of land in the Assessment District is its Assessor Parcel Number appearing on the Assessment Roll.

I do hereby assess and apportion said net amount of the cost and expenses of the Improvements, including the costs and expenses incident thereto, upon the parcels and lots of land within said Assessment District, in accordance with the special benefits to be received by each parcel or lot from the improvements, and more particularly set forth in the Estimate of Costs and Method of Assessment hereto attached and by reference made a part hereof.

The assessments are made upon the parcels or lots of land within Assessment District, in proportion to the special benefits to be received by the parcels or lots of land, from the Improvements.

Each parcel or lot of land is described in the Assessment Roll by reference to its parcel number as shown on the Assessor's Maps of the County of Alameda for the fiscal year 2023. For a more particular description of said property, reference is hereby made to the deeds and maps on file and of record in the office of the County Recorder of the County.



I hereby place opposite the Assessor Parcel Number for each parcel or lot within the Assessment Roll, the amount of the assessment for the fiscal year 2023 for each parcel or lot of land within said Maintenance District No. 1.

Dated: June 22, 2022



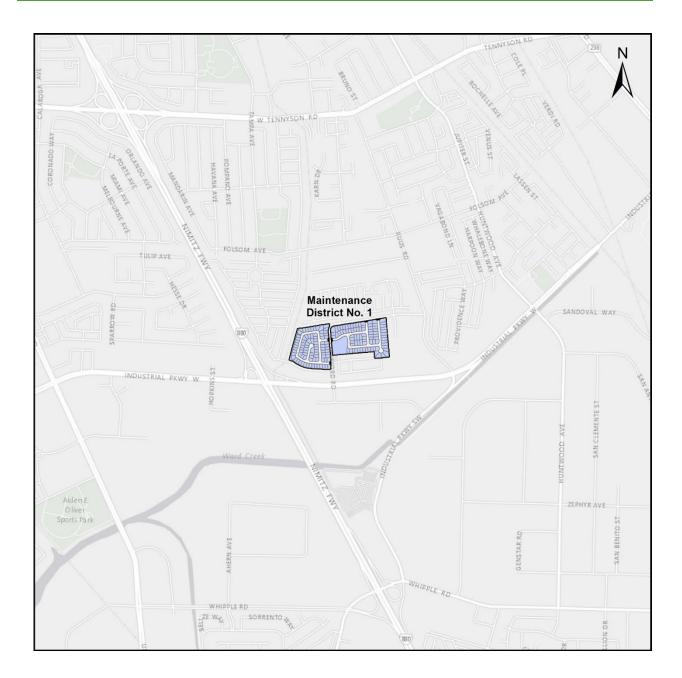
Engineer of Work

By

John W, Bliss, License No. C052091



# Vicinity Map





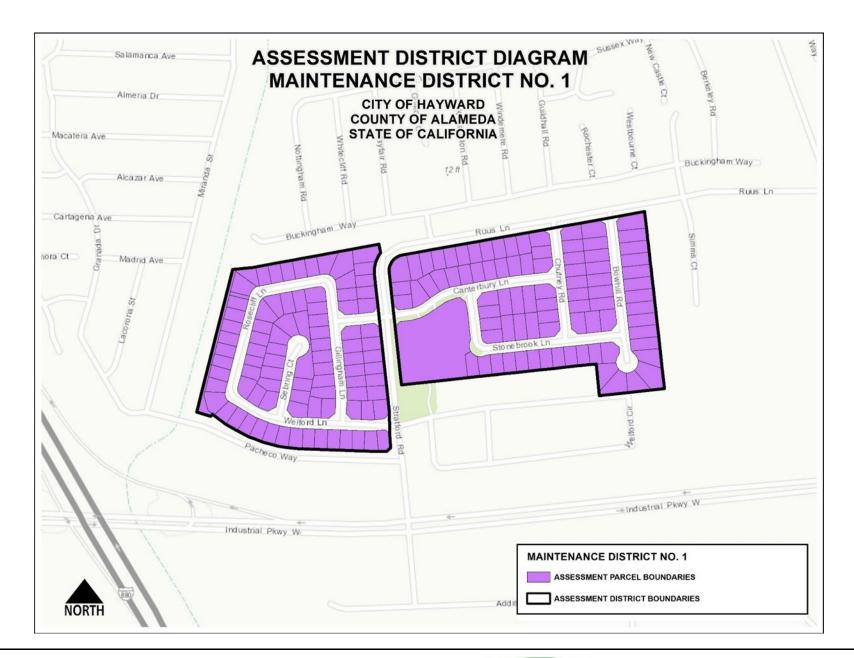
# **Assessment Diagram**

The boundary of the City of Hayward's Maintenance District No. 1 is on file in the Office of the Hayward City Clerk and is incorporated in this report on page 12.

A detailed description of the lines and dimensions of each lot or parcel within the Assessment District are those lines and dimensions shown on the maps of the Assessor of the County of Alameda for Fiscal Year 2023.

For additional information as to the bearings, distances, monuments, easements, etc. of subject subdivisions, reference is hereby made to Final Tract Maps No. 6472, 6560, 6682 and 6683 filed in the Office of the Recorder of Alameda County.





**SCIConsultingGroup** 

# Appendix A - Assessment Roll

A list of names and addresses of the owners of all parcels within the City of Hayward's Maintenance District No. 1 are shown on the last equalized Property Tax Roll of the Assessor of the County of Alameda. This list is keyed to the Assessor's Parcel Numbers as shown on the Assessment Roll on file in the Office of the Hayward City Clerk.



# FY 2023 Assessment Roll

### Maintenance District No. 1

174 Parcels Total Assessment: \$42,442.08

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel <u>Number</u>	<u>Assessment</u> <u>Amount</u>
464 -0121-001-00	\$243.92	464 -0121-040-00	\$243.92
464 -0121-002-00	\$243.92	464 -0121-041-00	\$243.92
464 -0121-003-00	\$243.92	464 -0121-042-00	\$243.92
464 -0121-004-00	\$243.92	464 -0121-049-00	\$243.92
464 -0121-005-00	\$243.92	464 -0121-050-00	\$243.92
464 -0121-006-00	\$243.92	464 -0121-051-00	\$243.92
464 -0121-007-00	\$243.92	464 -0121-052-00	\$243.92
464 -0121-008-00	\$243.92	464 -0121-053-00	\$243.92
464 -0121-009-00	\$243.92	464 -0121-054-00	\$243.92
464 -0121-010-00	\$243.92	464 -0121-055-00	\$243.92
464 -0121-011-00	\$243.92	464 -0121-056-00	\$243.92
464 -0121-012-00	\$243.92	464 -0121-057-00	\$243.92
464 -0121-013-00	\$243.92	464 -0121-058-00	\$243.92
464 -0121-014-00	\$243.92	464 -0121-059-00	\$243.92
464 -0121-015-00	\$243.92	464 -0121-060-00	\$243.92
464 -0121-016-00	\$243.92	464 -0121-061-00	\$243.92
464 -0121-017-00	\$243.92	464 -0121-062-00	\$243.92
464 -0121-018-00	\$243.92	464 -0121-063-00	\$243.92
464 -0121-019-00	\$243.92	464 -0121-064-00	\$243.92
464 -0121-020-00	\$243.92	464 -0121-065-00	\$243.92
464 -0121-021-00	\$243.92	464 -0121-066-00	\$243.92
464 -0121-022-00	\$243.92	464 -0121-067-00	\$243.92
464 -0121-023-00	\$243.92	464 -0121-068-00	\$243.92
464 -0121-024-00	\$243.92	464 -0121-069-00	\$243.92
464 -0121-025-00	\$243.92	464 -0121-070-00	\$243.92
464 -0121-026-00	\$243.92	464 -0121-071-00	\$243.92
464 -0121-027-00	\$243.92	464 -0121-072-00	\$243.92
464 -0121-028-00	\$243.92	464 -0121-073-00	\$243.92
464 -0121-029-00	\$243.92	464 -0121-074-00	\$243.92
464 -0121-030-00	\$243.92	464 -0121-075-00	\$243.92
464 -0121-031-00	\$243.92	464 -0121-076-00	\$243.92
464 -0121-032-00	\$243.92	464 -0121-077-00	\$243.92
464 -0121-033-00	\$243.92	464 -0121-078-00	\$243.92
464 -0121-034-00	\$243.92	464 -0121-080-00	\$243.92
464 -0121-035-00	\$243.92	464 -0121-081-00	\$243.92
464 -0121-036-00	\$243.92	464 -0121-082-00	\$243.92
464 -0121-037-00	\$243.92	464 -0121-083-00	\$243.92
464 -0121-038-00	\$243.92	464 -0121-084-00	\$243.92
464 -0121-039-00	\$243.92	464 -0121-085-00	\$243.92

# FY 2023 Assessment Roll

# Maintenance District No. 1

#### (Continued)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> Parcel <u>Number</u>	<u>Assessment</u> <u>Amount</u>
464 -0121-086-00	\$243.92	464 -0122-031-00	\$243.92
464 -0121-087-00	\$243.92	464 -0122-032-00	\$243.92
464 -0121-088-00	\$243.92	464 -0122-033-00	\$243.92
464 -0121-089-00	\$243.92	464 -0122-034-00	\$243.92
464 -0121-090-00	\$243.92	464 -0122-035-00	\$243.92
464 -0121-091-00	\$243.92	464 -0122-036-00	\$243.92
464 -0121-092-00	\$243.92	464 -0122-037-00	\$243.92
464 -0121-093-00	\$243.92	464 -0122-038-00	\$243.92
464 -0121-094-00	\$243.92	464 -0122-039-00	\$243.92
464 -0121-095-00	\$243.92	464 -0122-040-00	\$243.92
464 -0121-096-00	\$243.92	464 -0122-041-00	\$243.92
464 -0122-003-00	\$243.92	464 -0122-042-00	\$243.92
464 -0122-004-00	\$243.92	464 -0122-043-00	\$243.92
464 -0122-005-00	\$243.92	464 -0122-044-00	\$243.92
464 -0122-006-00	\$243.92	464 -0122-045-00	\$243.92
464 -0122-007-00	\$243.92	464 -0122-046-00	\$243.92
464 -0122-008-00	\$243.92	464 -0122-047-00	\$243.92
464 -0122-009-00	\$243.92	464 -0122-048-00	\$243.92
464 -0122-010-00	\$243.92	464 -0122-049-00	\$243.92
464 -0122-011-00	\$243.92	464 -0122-050-00	\$243.92
464 -0122-012-00	\$243.92	464 -0122-051-00	\$243.92
464 -0122-013-00	\$243.92	464 -0122-052-00	\$243.92
464 -0122-014-00	\$243.92	464 -0122-053-00	\$243.92
464 -0122-015-00	\$243.92	464 -0122-054-00	\$243.92
464 -0122-016-00	\$243.92	464 -0122-055-00	\$243.92
464 -0122-017-00	\$243.92	464 -0122-056-00	\$243.92
464 -0122-018-00	\$243.92	464 -0122-057-00	\$243.92
464 -0122-019-00	\$243.92	464 -0122-058-00	\$243.92
464 -0122-020-00	\$243.92	464 -0122-059-00	\$243.92
464 -0122-021-00	\$243.92	464 -0122-060-00	\$243.92
464 -0122-022-00	\$243.92	464 -0122-061-00	\$243.92
464 -0122-023-00	\$243.92	464 -0122-062-00	\$243.92
464 -0122-024-00	\$243.92	464 -0122-063-00	\$243.92
464 -0122-025-00	\$243.92	464 -0122-064-00	\$243.92
464 -0122-026-00	\$243.92	464 -0122-065-00	\$243.92
464 -0122-027-00	\$243.92	464 -0122-066-00	\$243.92
464 -0122-028-00	\$243.92	464 -0122-067-00	\$243.92
464 -0122-029-00	\$243.92	464 -0122-068-00	\$243.92
464 -0122-030-00	\$243.92	464 -0122-069-00	\$243.92

# FY 2023 Assessment Roll

## Maintenance District No. 1

#### (Continued)

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
464 -0122-070-00	\$243.92	464 -0122-079-00	\$243.92
464 -0122-071-00	\$243.92	464 -0122-080-00	\$243.92
464 -0122-072-00	\$243.92	464 -0122-081-00	\$243.92
464 -0122-073-00	\$243.92	464 -0122-082-00	\$243.92
464 -0122-074-00	\$243.92	464 -0122-083-00	\$243.92
464 -0122-075-00	\$243.92	464 -0122-084-00	\$243.92
464 -0122-076-00	\$243.92	464 -0122-085-00	\$243.92
464 -0122-077-00	\$243.92	464 -0122-086-00	\$243.92
464 -0122-078-00	\$243.92	464 -0122-087-00	\$243.92



#### File #: PH 22-042

**DATE:** July 5, 2022

- TO: Mayor and City Council
- FROM: Maintenance Services Director

#### SUBJECT

Maintenance District No. 2 Public Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 2 - Eden Shores Storm Water Buffer and Facilities, for Fiscal Year 2023

#### RECOMMENDATION

That the City Council adopts two resolutions (Attachments II, III):

- 1. Approving the Engineer's Report,
- 2. Confirming the Maximum Base Assessment (MBA) amounts,
- 3. Confirming the Fiscal Assessment Rate,
- 4. Confirming the Assessment Diagram,
- 5. Ordering the Levy and Collection of the Fiscal Assessment,
- 6. Approving the Funding Recommendation, and
- 7. Appropriating Revenue and Expenditure budgets for Maintenance District No. 2 for Fiscal Year 2023.

#### SUMMARY

Maintenance District No. 2 (MD No.2) was established in 2003 to fund the operation, maintenance, and replacement of a water buffer and storm water pre-treatment pond that borders the Eden Shores residential community. Property owners in MD No. 2 are also property owners in the Landscape and Lighting Assessment District 96-1, Zone 10. Based on staff's review of the district's financial position, staff is recommending an increase to the FY 2023 assessment rate from the previous year, from \$228.79 to **\$240.22.** If the City Council adopts the attached two resolutions (Attachments II and III), the Final Engineer's Report (Attachment IV) will be approved, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

#### ATTACHMENTS

#### File #: PH 22-042

Staff Report
Resolution I
Resolution II
Engineer's Report
FY 2023 Assessment Roll



**DATE:** July 5, 2022

**TO:** Mayor and City Council

**FROM:** Maintenance Services Director

**SUBJECT:** Maintenance District No. 2 Public Hearing: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 2 - Eden Shores Storm Water Buffer and Facilities, for Fiscal Year 2023

#### RECOMMENDATION

That the City Council adopts two resolutions (Attachments II, III):

- 1. Approving the Engineer's Report,
- 2. Confirming the Maximum Base Assessment (MBA) amounts,
- 3. Confirming the Fiscal Assessment Rate,
- 4. Confirming the Assessment Diagram,
- 5. Ordering the Levy and Collection of the Fiscal Assessment,
- 6. Approving the Funding Recommendation, and
- 7. Appropriating Revenue and Expenditure budgets for Maintenance District No. 2 for Fiscal Year 2023.

#### SUMMARY

Maintenance District No. 2 (MD No.2) was established in 2003 to fund the operation, maintenance, and replacement of a water buffer and storm water pre-treatment pond that borders the Eden Shores residential community. Property owners in MD No. 2 are also property owners in the Landscape and Lighting Assessment District 96-1, Zone 10. Based on staff's review of the district's financial position, staff is recommending an increase to the FY 2023 assessment rate from the previous year, from \$228.79 to **\$240.22**. If the City Council adopts the attached two resolutions (Attachments II and III), the Final Engineer's Report (Attachment IV) will be approved, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

#### BACKGROUND

In compliance with Section 10-10.25 of the Hayward Municipal Code, an annual Engineer's Report is required to be submitted to the City Council for MD No.2 and is included as Attachment IV.

On June 24, 2003, by way of Resolution 03-102, the City Council ordered the formation of MD No.2 to provide for the maintenance and operation of a water buffer and storm water pretreatment facility. The water buffer consists of landscaping, recirculating pumps and filters, maintenance roads, a pedestrian bridge, and anti-predator and perimeter fencing. The benefit zone includes three residential tracts in Eden Shores (7317, 7360, 7361) totaling 534 homes. The funds collected from the property owners within MD No.2 pay for the annual operation and maintenance, along with contributing to a capital reserve fund, which will be utilized to repair or replace sections of fencing, pumps, or bridge components in the future.

A 2010 agreement between the City and the Alameda County Flood Control and Water Conservation District (Flood Control District) vests responsibility for the annual maintenance and operation of the pre-treatment storm water pond with the Flood Control District. The 2010 agreement states that the Flood Control District concurred with the acceptance of the pond, subject to MD No. 2 providing the Flood Control District with sufficient funds to operate, maintain, and provide for capital replacement and modifications that may become necessary for the optimal performance of the pond.

#### DISCUSSION

Based on staff's review of the district's financial position, staff is recommending an increase to the FY 2023 assessment rate from the previous year, from \$228.79 to **\$240.22**.

#### FISCAL AND ECONOMIC IMPACT

There is no fiscal impact to the City's General Fund from this recommendation because expenditures are to be funded directly by assessment rates levied against each benefited property in MD No. 2.

#### STRATEGIC ROADMAP

This is a routine operational item and does not relate to any of the three Council Strategic Initiatives.

#### **PUBLIC CONTACT**

City staff: 1) mailed a postcard notice to all affected property owners to provide details of their recommended FY 2023 assessment rate, and to alert them to two Council meetings where they could provide input (June 21 and July 5); 2) held a virtual Community Meeting via Zoom on June 15; and 3) published a legal notice in the East Bay Times on June 24, 2022.

#### **NEXT STEPS**

If the City Council adopts the two attached resolutions (Attachments II and III), the Final Engineer's Report (Attachment IV) will be approved, the revenue and expenditure budgets will be appropriated, and the final Assessor's tax roll (Attachment V) will be prepared and filed with the County Auditor's Office allowing the assessments to be included in the FY 2023 tax roll.

*Prepared by*: Liz Sanchez, Management Analyst

*Recommended by:* Todd Rullman, Maintenance Services Director

Approved by:

huto

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_\_\_\_

Introduced by Council Member\_\_\_\_\_

RESOLUTION APPROVING THE FINAL ENGINEER'S REPORT, CONFIRMING MAXIMUM BASE ASSESSMENT AMOUNT, CONFIRMING THE FISCAL ASSESSMENT RATE, CONFIRMING THE ASSESSMENT DIAGRAM, AND ORDERING THE LEVY AND COLLECTION OF THE FISCAL ASSESSMENT FOR FISCAL YEAR 2023 FOR MAINTENANCE DISTRICT NO. 2: EDEN SHORES WATER BUFFER ZONE AND PRE-TREATMENT POND

WHEREAS, by adopting Resolution No. 22-160 on June 21, 2022, this City Council approved the Preliminary Engineer's Report and declared intention to levy assessments for FY 2023 in accordance with the provisions of Section 10-10.25 of the Hayward Municipal Code; and

WHEREAS, the Preliminary Engineer's Report was duly made and filed, and duly considered by the City Council and found to be sufficient in every particular, and

WHEREAS, a date of July 5, 2022, at the hour of 7:00 p.m. was appointed as the date and time for a public hearing before the City Council on the question of the levy of the proposed assessments, a notice of which proceedings was duly published; and

WHEREAS, a public notice of the proposed assessment and of the City Council public hearing was published once in East Bay Times newspaper (June 24, 2022) and a postcard notice mailed (June 3, 2022) to each property owner of record for each parcel in Maintenance District No.2; and

WHEREAS, at the appointed date and time, said hearing was duly and regularly held, and all interested persons desiring to be heard were given an opportunity to be heard, and all matters and things pertaining to said levy were fully heard and considered by the City Council; and

WHEREAS, the City Council thereby confirms the maximum base assessment, assessment diagram, and fiscal assessment for Maintenance District No.2 prepared by and made a part of the Final Engineer's Report to pay the costs and expenses thereof, and acquired the ability to order said levies for Maintenance District No.2.

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

- 1. The public interest, convenience, and necessity require that a levy be assessed for Maintenance District No.2.
- 2. That the properties benefitted by the improvements are to be assessed in order to reimburse the costs and expenses thereof, and the exterior boundaries thereof, are shown on the maintenance district assessment diagram attached hereto as Exhibit "A" and included in the Final Engineer's Report.
- 3. Said Final Engineer's Report, as a whole and each part thereof, is hereby approved, confirmed, and incorporated herein, including, but not limited, to the following:
  - (a) The Engineer's estimate of the itemized and total costs and expenses of maintaining said improvements and of the incidental expenses in connection therewith; and
  - (b) The diagram showing the zone of the assessment district, plans and specifications for the improvements to be maintained, and the boundaries and dimensions of the respective lots and parcels of land within the District; and
  - (c) The assessment of the total amount of the cost and expenses of the proposed maintenance of said improvements upon the lots or parcels in said zone of the district be made in proportion to the estimated benefits to be received by such lot or parcel, respectively, from said maintenance and of the expenses incidental thereto, is approved and confirmed and incorporated herein.
- 4. Based on the oral and documentary evidence offered and received, including the Final Engineer's Report, the City Council expressly finds and determines:
  - (a) That each of the parcels in the district will be specially benefitted by the improvements at least in the amount, if not more than the amount, of the assessment apportioned against the parcel; and
  - (b) That there is substantial evidence to support this finding and determination as to special benefit; and
  - (c) Any public property owned by any public agency and in use in the performance of a public function within the district shall not be assessed.
- 5. The public interest, convenience, and necessity require that a levy on each lot of parcels in MD No.2 be no more than the annually calculated Maximum Base Assessment rate for FY 2023, which is \$1,069.14.

- 6. That the fiscal assessment in the amount of \$240.22 per parcel is required to pay the costs and expenses of the maintenance of the improvements is hereby levied, and the remaining funds on deposit in the improvement fund are to cover the expenses for FY 2023.
- 7. Adoption of the Final Engineer's Report as a whole, the Maximum Base Assessment Rate, the fiscal assessment, the assessment diagram, the estimate of the costs and expenses, and the collection of fees as contained in said report, as hereinabove determined and ordered, is intended to and shall refer and apply to said report, or any portion thereof, as amended, modified, or revised or corrected by, or pursuant to and in accordance with, any resolution or order, if any, heretofore duly adopted by or made by the City Council.
- 8. The City of Hayward Director of Finance is hereby directed to expend said money for the maintenance of the improvements set forth in this resolution and described in the Final Engineer's Report, and it is hereby determined to order the collection of \$240.22 per parcel.
- 9. Immediately upon the adoption of this resolution, but in no event later than the third Monday in August following such adoption, a certified copy of this resolution, the assessment diagram, and the fiscal assessment shall be filed with the Auditor of the County of Alameda. Upon such filing, the County Auditor shall enter on the county assessment roll opposite each lot or parcel of land the amount of assessment thereupon as shown in the assessment. The fiscal assessments shall be collected at the same time and in the same manner as county taxes are collected, and all laws providing for the collection and enforcement of county taxes shall apply to the collection and enforcement of the assessments. After collection by the County of Alameda, the net amount of the assessments, after deduction of any compensation due the county of collection, shall be paid to the Director of Finance of the City of Hayward.
- 10. Upon receipt of monies representing assessments collected by the county, the Director of Finance of the City of Hayward shall deposit the monies in the City treasury to the credit of a Special Revenue Fund 271, under the distinctive designation of said Maintenance District No.2 Eden Shores Water Buffer Zone and Pre-treatment Pond. Monies in said improvement fund shall be expended only for said maintenance of the improvements set forth in the Engineer's Report, referenced in this resolution.

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

#### ATTACHMENT II

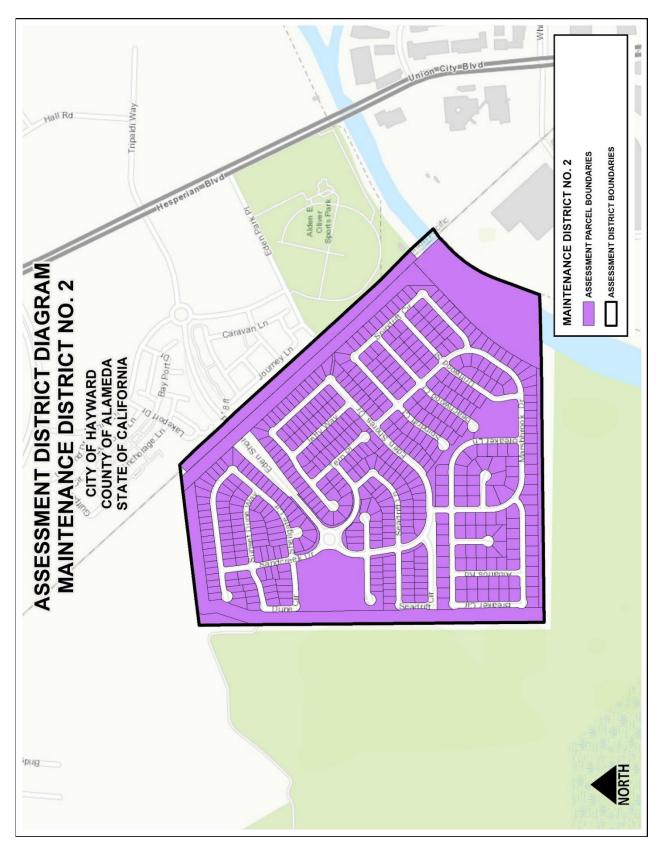


EXHIBIT A

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO. 22-\_\_\_\_

Introduced by Council Member \_\_\_\_\_

#### RESOLUTION APPROVING FUNDING RECOMMENDATIONS AND APPROPRIATING THE SPECIAL REVENUE FUNDS FOR MAINTENANCE DISTRICT NO. 2 FOR FISCAL YEAR 2023

WHEREAS, the City Council considered the annual budget and engineer's report for Maintenance District No. 2 during a duly noticed public hearing.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward hereby approves and adopts the Maintenance District No. 2 funding recommendations for Fiscal Year 2023, as shown in the attached Exhibit A, in a total expenditure amount not to exceed \$212,446 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 Maintenance District No. 2 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.

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

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

#### FY 2023 Fund Appropriation City Operating Budget Special Revenue Fund

271 MD 2 \$212,446

Special Revenue Fund Total \$212,446

Fiscal Year 2023

# **ENGINEER'S REPORT**

# **City of Hayward**

Maintenance District No. 2

June 2023 Final Report





Public Finance Consulting Services

4745 Mangels Boulevard Fairfield, California 94534 707.430.4300 www.sci-cg.com

# **City of Hayward**

#### **City Council**

Barbara Halliday, Mayor

Angela Andrews, Council Member

Sara Lamnin, Council Member

Elisa Márquez, Council Member

Mark Salinas, Council Member

Aisha Wahab, Council Member

Francisco Zermeño, Council Member

#### Clerk of the Council

Miriam Lens

#### **City Manager**

Kelly McAdoo

#### **City Attorney**

Michael Lawson

#### Engineer of Work

SCI Consulting Group



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## Introduction

#### Overview

On April 16, 2002, by Resolution No. 02-043, the City Council approved the Final Map of Tract 7317 for a 114-lot residential subdivision, with 109 single-family homes, located on the northerly side of Eden Shores Boulevard and westerly of the Union Pacific Railroad.

On November 26, 2002, by Resolution No. 02-171, the City Council approved the Final Map of Tract 7361 for a 120 lot residential subdivision, with 116 single-family homes, located on the southerly side of Eden Shores Boulevard and westerly of the Union Pacific Railroad.

On June 3, 2003, by Resolution No. 03-083, the City Council approved the Final Map for Tract 7360, for a 318-lot residential subdivision, with 309 single-family homes located on the southwesterly side of Eden Shores Drive and westerly of the Union Pacific Railroad. The additional lots in each subdivision, 27 in total, will be landscaped areas, parks, wetlands or buffer areas.

Conditions of approval for Tracts No. 7317, 7360 and 7361, included provisions for construction of a water buffer channel and storm-water pretreatment pond, masonry walls, anti-predator fences, and landscaping within the proposed development area. Maintenance District No. 2 provides a funding source to operate and maintain these improvements, including the furnishing of water and electrical energy along with debris removal, weeding, trimming, and pest control spraying.

On June 24, 2003, by Resolution No. 03-102, the City Council ordered the formation of Maintenance District No. 2 to provide the funding for the operation and maintenance of these facilities. The FY 2004 Final Engineer's Report (formation report) included a FY 2004 budget which proposed \$343,875.00 in expenditures at buildout for an anticipated 525 assessable parcels which equated to Maximum Base Assessment (MBA) Rate of \$655.00 per parcel. This MBA rate which may be levied is increased each fiscal year by the prior year's change in the Consumer Price Index.

#### **Legislative Analysis**

#### **Proposition 218 Compliance**

On November 5, 1996, California voters approved Proposition 218 entitled "Right to Vote on Taxes Act," which added Articles XIIIC and XIIID to the California Constitution. While its title



refers only to taxes, Proposition 218 established new procedural requirements for the formation and administration of assessment districts.

Proposition 218 stated that any existing assessment imposed exclusively to finance the capital costs or maintenance and operation expenses for sidewalks, streets, sewers, water, flood control, drainage systems, or vector control on or before November 6, 1996, shall be exempt from the procedures and approval process of Proposition 218, unless the assessments are increased. Proposition 218 defines increased, when applied to an assessment, as a decision by an agency that does either of the following:

- Increases any applicable rate used to calculate the assessment.
- Revises the methodology by which the assessment is calculated, if that revision results in an increased amount being levied on any person or parcel.

The formation methodology used to calculate the MBA that could be levied in any given year allows the MBA from the prior year to be increased by the prior year's change in the Consumer Price Index. Therefore, based upon the review of the City Attorney, imposing the assessment adjustment each year based upon the prior year's increase in the Consumer Price Index does not require Proposition 218 proceedings.

#### Noticing, Public Comment, and Public Hearing

Noticing and information regarding this report were provided via the following methods: 1) a notice was mailed to all affected property owners to provide detail of their recommended FY 2023 assessment rate and to alert them to three community meetings where they could provide input (June 15, June 21, July 5); and 2) published a legal notice in the East Bay Times on June 24, 2022.

On July 5, 2022, the City is proposing to hold a public hearing to provide an opportunity for any interested person to be heard. After the public hearing, the Council may adopt a resolution setting the annual assessment amounts as originally proposed or as modified. Following the adoption of this resolution, the final assessor's roll will be prepared and filed with the Alameda County Auditor's Office to be included on the FY 2023 tax roll. Payment of the assessment for each parcel will be made in the same manner and at the same time as payments are made for property taxes. All funds collected through the assessment must be placed in a special fund and can only be used for the purposes stated within this report.



# **Plans and Specifications**

#### Introduction

The annual Engineer's Report includes: (1) a description of the improvements to be operated, maintained, and serviced; (2) a listing of the proposed collection rate to be levied upon each assessable lot or parcel; and (3) an estimated budget.

#### **Description of Improvements**

The facilities, which have been constructed within the City of Hayward's Maintenance District No. 2 boundaries, and those which may be subsequently constructed, will be operated, maintained, and serviced and are generally described as follows:

- Water Buffer Channel;
- Storm-water Pre-Treatment Pond;
- Masonry Walls;
- Anti-predator Fences; and
- Miscellaneous Landscaping

The operation, maintenance and servicing of these improvements include, but are not limited to personnel, water (for irrigation and buffer replenishment), electrical energy, materials (including diesel fuel and oil), debris removal, weeding, trimming, pest control spraying, etc.



# Fiscal Year 2023 Estimate of Cost and Budget

#### **Estimate of Costs**

Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code and as supplemented by the provisions of Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California provides that the total cost of operation, maintenance and servicing of the water buffer channel, water treatment pond, masonry walls, anti-predator fences and landscaping can be recovered by the District. Incidental expenses including administration of the District, engineering fees, legal fees and all other costs associated with these improvements can also be included.

Tract No. 7317, 7360 & 7361 Formed: June 24, 2003 Resolution Number: 03-102 FY 2023 Maximum Base Assessment Rate: \$1,069.14 Assessment Amount per Parcel: \$240.22 Number of Parcels: 534 Assessment Income: \$128,277.48

The following is an overview of the FY 2023 assessment district:

- Maximum Base Assessment (MBA) Rate: was increased from the prior year's MBA rate of \$1,016.39 to \$1,069.14 by applying CPI-U for the San Francisco-Oakland-Hayward MSA (5.19% for the period February 2021 to February 2022).
- Annual CPI increase: the MBA amount can increase annually based upon the prior year's change in the CPI.
- Assessment revenue: the FY 2023 amount needed to operate and maintain the facilities and contribute to the capital reserve is: **\$128,277.48**
- Annual assessment charge: each of the 534 parcels shall be apportioned an equal share of the total assessment for this zone as the special benefit derived by the individual parcels is indistinguishable from each other. The FY 2023 per parcel charge will increase from the previous year from \$228.79 to \$240.22. This amount is below the MBA and is sufficient for maintaining levels of service and for keeping a reserve balance. In future years, if there is a need for additional funds, the assessment amount may be increased up to the MBA amount.



• **Proposition 218:** Future increases in the assessment amount above the MBA amount would require the noticing and balloting of property owners per the requirements of Proposition 218.

#### Figure 1 – 2023 Estimate of Cost

Maintenance District No. 2 - Eden Shores - Water Buffer Fund 271, Project 3718 Established 2003, 534 Parcels

		FY 2020 Actual	FY 2021 Actual	FY 2022 Estimated	FY 2023 Proposed
Assessm	pent				
a.	Maximum Base Assessment Amount	967.00	1,000.68	1,016.39	1,069.14
b.	Annual Per Parcel Assessment	- 198.95	198.95	228.79	240.22
с.	<u># of Parcels</u>	534	534	534	534
d.	Total Amount Assessed for the District:	106,239	106,239	122,175	128,277
Income a.	Annual Assessment Revenue	106,239	106,239	122,175	128,277
b.	Minus County Tax Collection Fee (1.7%)	(1,806)	(1,806)	(2,077)	(2,18)
с.	Adjustment for Delinquencies	(683)	-	-	-
d.	<u>Other</u>	8,756	3,000	3,200	3,400
e.	Total Revenue:	112,507	107,433	123,298	129,49
Services					
a.	Utilities: Water	65,030	48,063	63,000	64,89
b.	Utilities: PGE	8,209	9,204	14,500	14,93
с.	Maintenance - Landscaping - New Image	5,400	-	-	-
d.	Maintenance - Pond - Solitude	24,024	2,184	-	-
e.	Maintenance - Sediment Removal	-	-	-	-
f.	Maintenance - One-Time Project/Maintenance	4,584	39,288	32,688	47,00
g.	Maintenance Pre-Treatment Pond - ACFCD	-	-	-	-
h.	Fence Repair		-	4,491	50,00
i.	Pump Repair	-	-	40,779	30,00
j.	Fire Hazard Mitigation (Goats)	6,000	-	-	-
k.	Weather Based Irrigation Controllers	-	-	-	-
m.	Property Owner Noticing	223	172	180	26
n.	Annual Reporting	2,167	1,032	1,100	1,03
0.	City Administration	2,575	4,080	4,202	4,32
p.	Total Expenditures:	118,210	104,023	160,940	212,44
Account	Balance				
a.	Beginning Account Balance	377,230	371,526	374,936	337,294
b.	<u>Net Change (Revenue - Expenditures)</u>	(5,704)	3,410	(37,642)	(82,94
с.	Ending Account Balance:	371,526	374,936	337,294	254,34



# **Method of Apportionment**

Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code and as supplemented by the provisions of Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California permits the establishment of assessment districts by agencies for the purpose of providing certain public improvements which include the operation, maintenance and servicing of water buffer channels, water treatment ponds, masonry walls, predator fences and landscaping.

Proposition 218 requires that maintenance assessments must be levied according to benefit rather than according to assessed value. In addition, Article XIIID, Section 4(a) of the California Constitution limits the amount of any assessment to the proportional special benefit conferred on the property.

Because assessments are levied on the basis of benefit, they are not considered a tax, and, therefore, are not governed by Article XIIIA of the California Constitution.

Article XIIID of the California Constitution provides that publicly owned properties must be assessed unless there is clear and convincing evidence that those properties receive no special benefit from the assessment. Exempted from the assessment would be the areas of public streets, public avenues, public lanes, public roads, public drives, public courts, public alleys, public easements, and rights-of-ways.

The properties benefiting from the operation, maintenance and servicing of water buffer channels, water treatment ponds, masonry walls, predator fences and landscaping consist of the 534 single- family residential lots located within Tracts No. 7317, 7360 and 7361.

Each of the 534 single-family residential lots receive a special benefit in that they are able to be developed because protection to the adjacent open space has been provided through the construction of these improvements. The special benefit derived by the individual parcels is indistinguishable between parcels. Therefore, all residential parcels derive the same benefit and the corresponding method of assessment for residential land uses is based on a per parcel basis.

The estimated Fiscal Year 2023 proposed assessment revenue is \$128,277.48. The proposed assessment for the District for Fiscal Year 2023 is \$240.22 per parcel, which is the same amount as the previous fiscal year's assessment. The MBA amount for the District is subject to an annual adjustment equal to the change in the applying CPI-U for the San Francisco-Oakland-Hayward MSA from the previous year. The MBA amount for the District for Fiscal Year 2023 has been increased from the previous year's MBA amount of \$1,016.39 by 5.19%, which is equal to the percentage increase in CPI-U from February 2021 to February 2022. The MBA amount for the District for Fiscal Year 2023 is \$1,069.14.



## Assessment

**WHEREAS,** the City Council of the City of Hayward, County of Alameda, California, Pursuant to Chapter 26 of Part 3 of Division 7 of the Streets and Highways Code of the State of California, and Chapter 10, Article 10, Section 10-10.25 of the Hayward Municipal Code, and in accordance with the Resolution of Intention, being Resolution No. 22-160, preliminarily approving the Engineer's Report, as adopted by the City Council of the City of Hayward, on June 21, 2022, and in connection with the proceedings for;

**WHEREAS**, said Resolution directed the undersigned Engineer of Work to prepare and file a report presenting an estimate of costs, a diagram for the Assessment District and an assessment of the estimated costs of the improvements upon all assessable parcels within the Assessment District, to which Resolution and the description of said proposed improvements therein contained, reference is hereby made for further particulars;

**NOW, THEREFORE,** the undersigned, by virtue of the power vested in me and the order of the City Council of the City of Hayward, hereby make the following assessments to cover the portion of the estimated cost of Improvements, and the costs and expenses incidental thereto to be paid by the Assessment District.

As required, an Assessment Diagram is hereto attached and made a part hereof showing the exterior boundaries of the Assessment District. The distinctive number of each parcel or lot of land in the Assessment District is its Assessor Parcel Number appearing on the Assessment Roll.

I do hereby assess and apportion said net amount of the cost and expenses of the Improvements, including the costs and expenses incident thereto, upon the parcels and lots of land within said Assessment District, in accordance with the special benefits to be received by each parcel or lot from the improvements, and more particularly set forth in the Estimate of Costs and Method of Assessment hereto attached and by reference made a part hereof.

The assessments are made upon the parcels or lots of land within Assessment District, in proportion to the special benefits to be received by the parcels or lots of land, from the Improvements.

Each parcel or lot of land is described in the Assessment Roll by reference to its parcel number as shown on the Assessor's Maps of the County of Alameda for the fiscal year 2023. For a more particular description of said property, reference is hereby made to the deeds and maps on file and of record in the office of the County Recorder of the County.



I hereby place opposite the Assessor Parcel Number for each parcel or lot within the Assessment Roll, the amount of the assessment for the fiscal year 2023 for each parcel or lot of land within said Maintenance District No. 2.

Dated: June 14, 2022



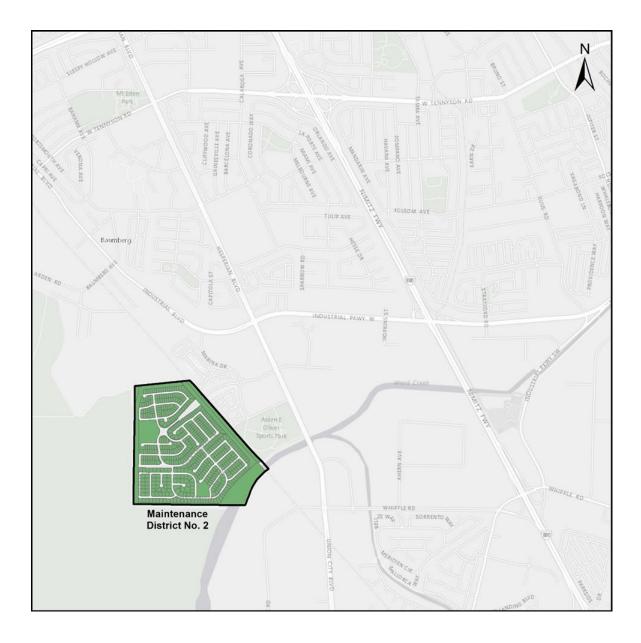
Engineer of Work

By

John W, Bliss, License No. C052091



# Vicinity Map





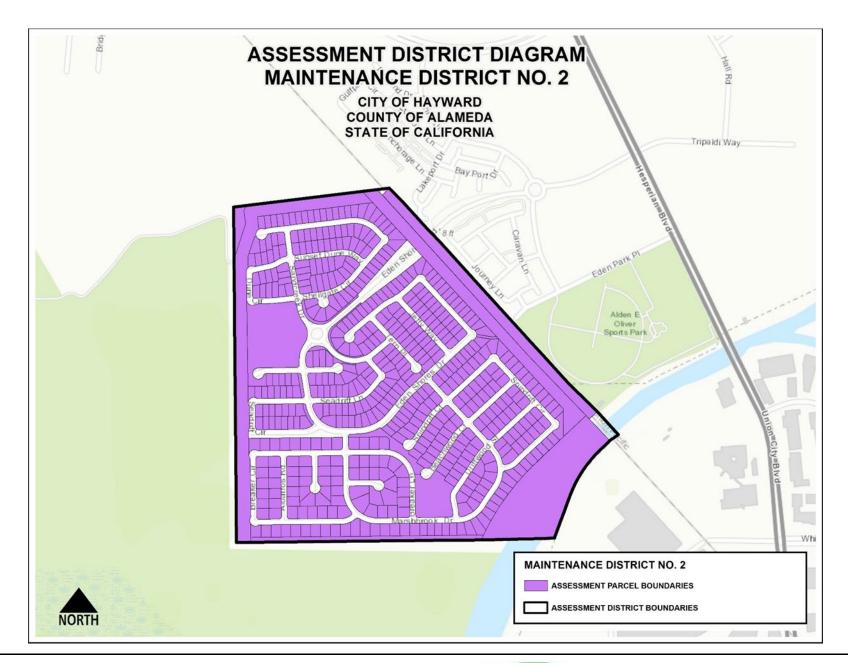
## Assessment Diagram

The Assessment District Diagram for the City of Hayward's Maintenance District No. 2 (Eden Shores) is on file in the Office of the Hayward City Clerk and is incorporated in this report in Appendix "A".

A detailed description of the lines and dimensions of each lot or parcel within the Assessment District are those lines and dimensions shown on the maps of the Assessor of the County of Alameda for Fiscal Year 2023.

For additional information as to the bearings, distances, monuments, easements, etc. of subject subdivisions, reference is hereby made to Final Tracts Maps No. 7317, 7360 and 7361 filed in the Office of the Recorder of Alameda County





**City of Hayward** Maintenance District No. 2 Engineer's Report FY 2023

**SCIConsultingGroup** 

## Appendix A - Assessment Roll

A list of names and addresses of the owners of all parcels within the City of Hayward's Maintenance District No. 2 are shown on the last equalized Property Tax Roll of the Assessor of the County of Alameda. This list is keyed to the Assessor's Parcel Numbers as shown on the Assessment Roll on file in the Office of the Hayward City Clerk.



## Maintenance District No. 2

534 Parcels Total Assessment: \$128,277.48

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0037-002-00	\$240.22	461 -0037-041-00	\$240.22
461 -0037-003-00	\$240.22	461 -0037-042-00	\$240.22
461 -0037-004-00	\$240.22	461 -0037-043-00	\$240.22
461 -0037-005-00	\$240.22	461 -0037-044-00	\$240.22
461 -0037-006-00	\$240.22	461 -0037-045-00	\$240.22
461 -0037-007-00	\$240.22	461 -0037-046-00	\$240.22
461 -0037-008-00	\$240.22	461 -0037-047-00	\$240.22
461 -0037-009-00	\$240.22	461 -0037-048-00	\$240.22
461 -0037-010-00	\$240.22	461 -0037-049-00	\$240.22
461 -0037-011-00	\$240.22	461 -0037-050-00	\$240.22
461 -0037-012-00	\$240.22	461 -0037-051-00	\$240.22
461 -0037-013-00	\$240.22	461 -0037-052-00	\$240.22
461 -0037-014-00	\$240.22	461 -0037-053-00	\$240.22
461 -0037-015-00	\$240.22	461 -0037-054-00	\$240.22
461 -0037-016-00	\$240.22	461 -0037-055-00	\$240.22
461 -0037-017-00	\$240.22	461 -0037-056-00	\$240.22
461 -0037-018-00	\$240.22	461 -0037-057-00	\$240.22
461 -0037-019-00	\$240.22	461 -0037-058-00	\$240.22
461 -0037-020-00	\$240.22	461 -0037-059-00	\$240.22
461 -0037-021-00	\$240.22	461 -0037-060-00	\$240.22
461 -0037-022-00	\$240.22	461 -0037-061-00	\$240.22
461 -0037-023-00	\$240.22	461 -0037-062-00	\$240.22
461 -0037-024-00	\$240.22	461 -0037-063-00	\$240.22
461 -0037-025-00	\$240.22	461 -0037-064-00	\$240.22
461 -0037-026-00	\$240.22	461 -0037-065-00	\$240.22
461 -0037-027-00	\$240.22	461 -0037-066-00	\$240.22
461 -0037-028-00	\$240.22	461 -0037-067-00	\$240.22
461 -0037-029-00	\$240.22	461 -0037-068-00	\$240.22
461 -0037-030-00	\$240.22	461 -0037-069-00	\$240.22
461 -0037-031-00	\$240.22	461 -0037-070-00	\$240.22
461 -0037-032-00	\$240.22	461 -0037-071-00	\$240.22
461 -0037-033-00	\$240.22	461 -0037-072-00	\$240.22
461 -0037-034-00	\$240.22	461 -0037-073-00	\$240.22
461 -0037-035-00	\$240.22	461 -0037-074-00	\$240.22
461 -0037-036-00	\$240.22	461 -0037-075-00	\$240.22
461 -0037-037-00	\$240.22	461 -0037-076-00	\$240.22
461 -0037-038-00	\$240.22	461 -0037-077-00	\$240.22
461 -0037-039-00	\$240.22	461 -0037-078-00	\$240.22
461 -0037-040-00	\$240.22	461 -0037-079-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0037-080-00	\$240.22	461 -0100-011-00	\$240.22
461 -0037-081-00	\$240.22	461 -0100-012-00	\$240.22
461 -0037-082-00	\$240.22	461 -0100-013-00	\$240.22
461 -0037-083-00	\$240.22	461 -0100-014-00	\$240.22
461 -0037-084-00	\$240.22	461 -0100-015-00	\$240.22
461 -0037-085-00	\$240.22	461 -0100-016-00	\$240.22
461 -0037-086-00	\$240.22	461 -0100-017-00	\$240.22
461 -0037-087-00	\$240.22	461 -0100-018-00	\$240.22
461 -0037-088-00	\$240.22	461 -0100-019-00	\$240.22
461 -0037-089-00	\$240.22	461 -0100-020-00	\$240.22
461 -0037-090-00	\$240.22	461 -0100-021-00	\$240.22
461 -0037-091-00	\$240.22	461 -0100-022-00	\$240.22
461 -0037-092-00	\$240.22	461 -0100-023-00	\$240.22
461 -0037-093-00	\$240.22	461 -0100-024-00	\$240.22
461 -0037-094-00	\$240.22	461 -0100-025-00	\$240.22
461 -0037-095-00	\$240.22	461 -0100-026-00	\$240.22
461 -0037-096-00	\$240.22	461 -0100-027-00	\$240.22
461 -0037-097-00	\$240.22	461 -0100-028-00	\$240.22
461 -0037-098-00	\$240.22	461 -0100-029-00	\$240.22
461 -0037-099-00	\$240.22	461 -0100-030-00	\$240.22
461 -0037-100-00	\$240.22	461 -0100-031-00	\$240.22
461 -0037-101-00	\$240.22	461 -0100-032-00	\$240.22
461 -0037-102-00	\$240.22	461 -0100-033-00	\$240.22
461 -0037-103-00	\$240.22	461 -0100-034-00	\$240.22
461 -0037-104-00	\$240.22	461 -0100-035-00	\$240.22
461 -0037-105-00	\$240.22	461 -0100-036-00	\$240.22
461 -0037-106-00	\$240.22	461 -0100-037-00	\$240.22
461 -0037-107-00	\$240.22	461 -0100-038-00	\$240.22
461 -0037-108-00	\$240.22	461 -0100-039-00	\$240.22
461 -0037-109-00	\$240.22	461 -0100-040-00	\$240.22
461 -0037-110-00	\$240.22	461 -0100-041-00	\$240.22
461 -0100-003-00	\$240.22	461 -0100-042-00	\$240.22
461 -0100-004-00	\$240.22	461 -0100-043-00	\$240.22
461 -0100-005-00	\$240.22	461 -0100-044-00	\$240.22
461 -0100-006-00	\$240.22	461 -0100-045-00	\$240.22
461 -0100-007-00	\$240.22	461 -0100-046-00	\$240.22
461 -0100-008-00	\$240.22	461 -0100-047-00	\$240.22
461 -0100-009-00	\$240.22	461 -0100-048-00	\$240.22
461 -0100-010-00	\$240.22	461 -0100-049-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0100-050-00	\$240.22	461 -0100-089-00	\$240.22
461 -0100-051-00	\$240.22	461 -0100-090-00	\$240.22
461 -0100-052-00	\$240.22	461 -0100-091-00	\$240.22
461 -0100-053-00	\$240.22	461 -0100-092-00	\$240.22
461 -0100-054-00	\$240.22	461 -0100-093-00	\$240.22
461 -0100-055-00	\$240.22	461 -0100-094-00	\$240.22
461 -0100-056-00	\$240.22	461 -0100-095-00	\$240.22
461 -0100-057-00	\$240.22	461 -0100-096-00	\$240.22
461 -0100-058-00	\$240.22	461 -0100-097-00	\$240.22
461 -0100-059-00	\$240.22	461 -0100-098-00	\$240.22
461 -0100-060-00	\$240.22	461 -0100-099-00	\$240.22
461 -0100-061-00	\$240.22	461 -0100-100-00	\$240.22
461 -0100-062-00	\$240.22	461 -0100-101-00	\$240.22
461 -0100-063-00	\$240.22	461 -0100-102-00	\$240.22
461 -0100-064-00	\$240.22	461 -0100-103-00	\$240.22
461 -0100-065-00	\$240.22	461 -0100-104-00	\$240.22
461 -0100-066-00	\$240.22	461 -0100-105-00	\$240.22
461 -0100-067-00	\$240.22	461 -0100-106-00	\$240.22
461 -0100-068-00	\$240.22	461 -0100-107-00	\$240.22
461 -0100-069-00	\$240.22	461 -0100-108-00	\$240.22
461 -0100-070-00	\$240.22	461 -0100-109-00	\$240.22
461 -0100-071-00	\$240.22	461 -0100-110-00	\$240.22
461 -0100-072-00	\$240.22	461 -0100-111-00	\$240.22
461 -0100-073-00	\$240.22	461 -0100-112-00	\$240.22
461 -0100-074-00	\$240.22	461 -0100-113-00	\$240.22
461 -0100-075-00	\$240.22	461 -0100-114-00	\$240.22
461 -0100-076-00	\$240.22	461 -0100-115-00	\$240.22
461 -0100-077-00	\$240.22	461 -0100-116-00	\$240.22
461 -0100-078-00	\$240.22	461 -0100-117-00	\$240.22
461 -0100-079-00	\$240.22	461 -0100-118-00	\$240.22
461 -0100-080-00	\$240.22	461 -0101-005-00	\$240.22
461 -0100-081-00	\$240.22	461 -0101-006-00	\$240.22
461 -0100-082-00	\$240.22	461 -0101-007-00	\$240.22
461 -0100-083-00	\$240.22	461 -0101-008-00	\$240.22
461 -0100-084-00	\$240.22	461 -0101-009-00	\$240.22
461 -0100-085-00	\$240.22	461 -0101-010-00	\$240.22
461 -0100-086-00	\$240.22	461 -0101-011-00	\$240.22
461 -0100-087-00	\$240.22	461 -0101-012-00	\$240.22
461 -0100-088-00	\$240.22	461 -0101-013-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0101-014-00	\$240.22	461 -0101-053-00	\$240.22
461 -0101-015-00	\$240.22	461 -0101-054-00	\$240.22
461 -0101-016-00	\$240.22	461 -0101-055-00	\$240.22
461 -0101-017-00	\$240.22	461 -0101-056-00	\$240.22
461 -0101-018-00	\$240.22	461 -0101-057-00	\$240.22
461 -0101-019-00	\$240.22	461 -0101-058-00	\$240.22
461 -0101-020-00	\$240.22	461 -0101-059-00	\$240.22
461 -0101-021-00	\$240.22	461 -0101-060-00	\$240.22
461 -0101-022-00	\$240.22	461 -0101-061-00	\$240.22
461 -0101-023-00	\$240.22	461 -0101-062-00	\$240.22
461 -0101-024-00	\$240.22	461 -0101-063-00	\$240.22
461 -0101-025-00	\$240.22	461 -0101-064-00	\$240.22
461 -0101-026-00	\$240.22	461 -0101-065-00	\$240.22
461 -0101-027-00	\$240.22	461 -0101-066-00	\$240.22
461 -0101-028-00	\$240.22	461 -0101-067-00	\$240.22
461 -0101-029-00	\$240.22	461 -0101-068-00	\$240.22
461 -0101-030-00	\$240.22	461 -0101-069-00	\$240.22
461 -0101-031-00	\$240.22	461 -0101-070-00	\$240.22
461 -0101-032-00	\$240.22	461 -0101-071-00	\$240.22
461 -0101-033-00	\$240.22	461 -0101-072-00	\$240.22
461 -0101-034-00	\$240.22	461 -0101-073-00	\$240.22
461 -0101-035-00	\$240.22	461 -0101-074-00	\$240.22
461 -0101-036-00	\$240.22	461 -0101-075-00	\$240.22
461 -0101-037-00	\$240.22	461 -0101-076-00	\$240.22
461 -0101-038-00	\$240.22	461 -0101-077-00	\$240.22
461 -0101-039-00	\$240.22	461 -0101-078-00	\$240.22
461 -0101-040-00	\$240.22	461 -0101-079-00	\$240.22
461 -0101-041-00	\$240.22	461 -0101-080-00	\$240.22
461 -0101-042-00	\$240.22	461 -0101-081-00	\$240.22
461 -0101-043-00	\$240.22	461 -0101-082-00	\$240.22
461 -0101-044-00	\$240.22	461 -0101-083-00	\$240.22
461 -0101-045-00	\$240.22	461 -0101-084-00	\$240.22
461 -0101-046-00	\$240.22	461 -0101-085-00	\$240.22
461 -0101-047-00	\$240.22	461 -0101-086-00	\$240.22
461 -0101-048-00	\$240.22	461 -0101-087-00	\$240.22
461 -0101-049-00	\$240.22	461 -0101-088-00	\$240.22
461 -0101-050-00	\$240.22	461 -0101-089-00	\$240.22
461 -0101-051-00	\$240.22	461 -0101-090-00	\$240.22
461 -0101-052-00	\$240.22	461 -0101-091-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0101-092-00	\$240.22	461 -0101-131-00	\$240.22
461 -0101-093-00	\$240.22	461 -0101-132-00	\$240.22
461 -0101-094-00	\$240.22	461 -0101-133-00	\$240.22
461 -0101-095-00	\$240.22	461 -0101-134-00	\$240.22
461 -0101-096-00	\$240.22	461 -0101-135-00	\$240.22
461 -0101-097-00	\$240.22	461 -0101-136-00	\$240.22
461 -0101-098-00	\$240.22	461 -0101-137-00	\$240.22
461 -0101-099-00	\$240.22	461 -0101-138-00	\$240.22
461 -0101-100-00	\$240.22	461 -0101-139-00	\$240.22
461 -0101-101-00	\$240.22	461 -0101-140-00	\$240.22
461 -0101-102-00	\$240.22	461 -0101-141-00	\$240.22
461 -0101-103-00	\$240.22	461 -0101-142-00	\$240.22
461 -0101-104-00	\$240.22	461 -0101-143-00	\$240.22
461 -0101-105-00	\$240.22	461 -0101-144-00	\$240.22
461 -0101-106-00	\$240.22	461 -0101-145-00	\$240.22
461 -0101-107-00	\$240.22	461 -0101-146-00	\$240.22
461 -0101-108-00	\$240.22	461 -0101-147-00	\$240.22
461 -0101-109-00	\$240.22	461 -0101-148-00	\$240.22
461 -0101-110-00	\$240.22	461 -0101-149-00	\$240.22
461 -0101-111-00	\$240.22	461 -0101-150-00	\$240.22
461 -0101-112-00	\$240.22	461 -0101-151-00	\$240.22
461 -0101-113-00	\$240.22	461 -0101-152-00	\$240.22
461 -0101-114-00	\$240.22	461 -0101-153-00	\$240.22
461 -0101-115-00	\$240.22	461 -0101-154-00	\$240.22
461 -0101-116-00	\$240.22	461 -0101-155-00	\$240.22
461 -0101-117-00	\$240.22	461 -0101-156-00	\$240.22
461 -0101-118-00	\$240.22	461 -0101-157-00	\$240.22
461 -0101-119-00	\$240.22	461 -0101-158-00	\$240.22
461 -0101-120-00	\$240.22	461 -0101-159-00	\$240.22
461 -0101-121-00	\$240.22	461 -0101-160-00	\$240.22
461 -0101-122-00	\$240.22	461 -0101-161-00	\$240.22
461 -0101-123-00	\$240.22	461 -0101-162-00	\$240.22
461 -0101-124-00	\$240.22	461 -0101-163-00	\$240.22
461 -0101-125-00	\$240.22	461 -0101-164-00	\$240.22
461 -0101-126-00	\$240.22	461 -0101-165-00	\$240.22
461 -0101-127-00	\$240.22	461 -0101-166-00	\$240.22
461 -0101-128-00	\$240.22	461 -0101-167-00	\$240.22
461 -0101-129-00	\$240.22	461 -0101-168-00	\$240.22
461 -0101-130-00	\$240.22	461 -0101-169-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0101-170-00	\$240.22	461 -0102-039-00	\$240.22
461 -0101-171-00	\$240.22	461 -0102-040-00	\$240.22
461 -0102-002-00	\$240.22	461 -0102-041-00	\$240.22
461 -0102-003-00	\$240.22	461 -0102-042-00	\$240.22
461 -0102-004-00	\$240.22	461 -0102-043-00	\$240.22
461 -0102-005-00	\$240.22	461 -0102-044-00	\$240.22
461 -0102-006-00	\$240.22	461 -0102-045-00	\$240.22
461 -0102-007-00	\$240.22	461 -0102-046-00	\$240.22
461 -0102-008-00	\$240.22	461 -0102-047-00	\$240.22
461 -0102-009-00	\$240.22	461 -0102-048-00	\$240.22
461 -0102-010-00	\$240.22	461 -0102-049-00	\$240.22
461 -0102-011-00	\$240.22	461 -0102-050-00	\$240.22
461 -0102-012-00	\$240.22	461 -0102-051-00	\$240.22
461 -0102-013-00	\$240.22	461 -0102-052-00	\$240.22
461 -0102-014-00	\$240.22	461 -0102-053-00	\$240.22
461 -0102-015-00	\$240.22	461 -0102-054-00	\$240.22
461 -0102-016-00	\$240.22	461 -0102-055-00	\$240.22
461 -0102-017-00	\$240.22	461 -0102-056-00	\$240.22
461 -0102-018-00	\$240.22	461 -0102-057-00	\$240.22
461 -0102-019-00	\$240.22	461 -0102-058-00	\$240.22
461 -0102-020-00	\$240.22	461 -0102-059-00	\$240.22
461 -0102-021-00	\$240.22	461 -0102-060-00	\$240.22
461 -0102-022-00	\$240.22	461 -0102-061-00	\$240.22
461 -0102-023-00	\$240.22	461 -0102-062-00	\$240.22
461 -0102-024-00	\$240.22	461 -0102-063-00	\$240.22
461 -0102-025-00	\$240.22	461 -0102-064-00	\$240.22
461 -0102-026-00	\$240.22	461 -0102-065-00	\$240.22
461 -0102-027-00	\$240.22	461 -0103-004-00	\$240.22
461 -0102-028-00	\$240.22	461 -0103-005-00	\$240.22
461 -0102-029-00	\$240.22	461 -0103-006-00	\$240.22
461 -0102-030-00	\$240.22	461 -0103-007-00	\$240.22
461 -0102-031-00	\$240.22	461 -0103-008-00	\$240.22
461 -0102-032-00	\$240.22	461 -0103-009-00	\$240.22
461 -0102-033-00	\$240.22	461 -0103-010-00	\$240.22
461 -0102-034-00	\$240.22	461 -0103-011-00	\$240.22
461 -0102-035-00	\$240.22	461 -0103-012-00	\$240.22
461 -0102-036-00	\$240.22	461 -0103-013-00	\$240.22
461 -0102-037-00	\$240.22	461 -0103-014-00	\$240.22
461 -0102-038-00	\$240.22	461 -0103-015-00	\$240.22

# Maintenance District No. 2

<u>Assessor's</u> Parcel Number	<u>Assessment</u> <u>Amount</u>	<u>Assessor's</u> <u>Parcel</u> <u>Number</u>	<u>Assessment</u> <u>Amount</u>
461 -0103-016-00	\$240.22	461 -0103-049-00	\$240.22
461 -0103-017-00	\$240.22	461 -0103-050-00	\$240.22
461 -0103-018-00	\$240.22	461 -0103-051-00	\$240.22
461 -0103-019-00	\$240.22	461 -0103-052-00	\$240.22
461 -0103-020-00	\$240.22	461 -0103-053-00	\$240.22
461 -0103-021-00	\$240.22	461 -0103-054-00	\$240.22
461 -0103-022-00	\$240.22	461 -0103-055-00	\$240.22
461 -0103-023-00	\$240.22	461 -0103-056-00	\$240.22
461 -0103-024-00	\$240.22	461 -0103-057-00	\$240.22
461 -0103-025-00	\$240.22	461 -0103-058-00	\$240.22
461 -0103-026-00	\$240.22	461 -0103-059-00	\$240.22
461 -0103-027-00	\$240.22	461 -0103-060-00	\$240.22
461 -0103-028-00	\$240.22	461 -0103-061-00	\$240.22
461 -0103-029-00	\$240.22	461 -0103-062-00	\$240.22
461 -0103-030-00	\$240.22	461 -0103-063-00	\$240.22
461 -0103-031-00	\$240.22	461 -0103-064-00	\$240.22
461 -0103-032-00	\$240.22	461 -0103-065-00	\$240.22
461 -0103-033-00	\$240.22	461 -0103-066-00	\$240.22
461 -0103-034-00	\$240.22	461 -0103-067-00	\$240.22
461 -0103-035-00	\$240.22	461 -0103-068-00	\$240.22
461 -0103-036-00	\$240.22	461 -0103-069-00	\$240.22
461 -0103-037-00	\$240.22	461 -0103-070-00	\$240.22
461 -0103-038-00	\$240.22	461 -0103-071-00	\$240.22
461 -0103-039-00	\$240.22	461 -0103-072-00	\$240.22
461 -0103-040-00	\$240.22	461 -0103-073-00	\$240.22
461 -0103-041-00	\$240.22	461 -0103-074-00	\$240.22
461 -0103-042-00	\$240.22	461 -0103-075-00	\$240.22
461 -0103-043-00	\$240.22	461 -0103-076-00	\$240.22
461 -0103-044-00	\$240.22	461 -0103-077-00	\$240.22
461 -0103-045-00	\$240.22	461 -0103-078-00	\$240.22
461 -0103-046-00	\$240.22	461 -0103-079-00	\$240.22
461 -0103-047-00	\$240.22	461 -0103-080-00	\$240.22
461 -0103-048-00	\$240.22	461 -0103-081-00	\$240.22



#### File #: LB 22-019

**DATE:** July 5, 2022

- TO: Mayor and City Council
- **FROM:** City Clerk

#### SUBJECT

Cal Cities 2022 Annual Conference: Adopt a Resolution Designating Voting Delegates and Alternates for the Annual Conference Scheduled for September 7-9, 2022

#### RECOMMENDATION

That the City Council adopts a resolution (Attachment II) designating a voting delegate and alternates as Hayward's representatives to the Annual Business Meeting at the Cal Cities 2022 Annual Conference; and authorizes the City Clerk to submit the 2022 Annual Conference Voting Delegate/Alternate Form along with the adopted Resolution.

#### SUMMARY

The Cal Cities Annual Conference is scheduled for September 7-9, 2021, in Long Beach. The Annual Business Meeting (General Assembly), scheduled for Friday, September 9, 2022, is typically where various municipalities' voting delegates vote on resolutions considered by Cal Cities. To vote at the Annual Business Meeting, the City Council must designate a voting delegate and up to two alternates and submit the names to Cal Cities no later than September 2, 2022.

#### ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Cal Cities Correspondence



- **DATE:** July 5, 2021
- TO: Mayor and City Council
- **FROM:** City Clerk
- **SUBJECT:** Cal Cities 2022 Annual Conference: Adopt a Resolution Designating Voting Delegates and Alternates for the Annual Conference Scheduled for September 7-9, 2022

#### RECOMMENDATION

That the City Council adopts a resolution (Attachment II) designating a voting delegate and alternates as Hayward's representatives to the Annual Business Meeting at the Cal Cities 2022 Annual Conference; and authorizes the City Clerk to submit the 2022 Annual Conference Voting Delegate/Alternate Form along with the adopted Resolution.

#### SUMMARY

The Cal Cities Annual Conference is scheduled for September 7-9, 2021, in Long Beach. The Annual Business Meeting (General Assembly), scheduled for Friday, September 9, 2022, is typically where various municipalities' voting delegates vote on resolutions considered by Cal Cities. To vote at the Annual Business Meeting, the City Council must designate a voting delegate and up to two alternates and submit the names to Cal Cities no later than September 2, 2022.

#### BACKGROUND AND DISCUSSION

Consistent with the Cal Cities bylaws, the City Council must designate the City's voting delegate and up to two alternates by formal Resolution no later than September 2, 2022. The voting delegate and alternates must be registered to attend the Annual Conference. At least one voting delegate must be present at the Annual Business Meeting and in possession of the voting delegate card to cast a vote. The voting delegate card may be transferred freely between the voting delegate and alternates.

Currently, Council Member Salinas is the City's delegate to the Cal Cities East Bay Division and Council Member Márquez is the City's alternate. Mayor Halliday and Council Member Salinas plan to attend Cal Cities' Annual Conference and are available to represent the Council's position on legislative matters at the Annual Business Meeting. Cal Cities' correspondence includes the Annual Conference Voting Procedures and the Voting Delegate/Alternate Form which are included as Attachment III for Council's reference.

#### FISCAL IMPACT

There is no fiscal or economic impact associated with this report.

#### **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.

#### **PUBLIC CONTACT**

The report does not require a public notice.

#### NEXT STEPS

Once the City Council adopts the resolution and designates the voting delegate and alternates, the resolution will be submitted to Cal Cities. In preparation of the September 9, 2022 Annual Business Meeting, the following action items will occur:

League disseminates details of resolutions to municipalities Hayward City Council discusses and votes on resolutions Hayward Voting Delegate votes at Annual Business Meeting August/September 8/9 or 9/6/22 9/9/22

Prepared and Recommended by:

Miriam Lens, City Clerk

Approved by:

hulo

Kelly McAdoo, City Manager

#### HAYWARD CITY COUNCIL

#### RESOLUTION NO 22-\_\_\_\_

Introduced by Council Member \_\_\_\_\_

#### A RESOLUTION DESIGNATING A VOTING DELEGATE AND AN ALTERNATE VOTING DELEGATE AS HAYWARD'S REPRESENTATIVES TO THE CAL CITIES 2022 ANNUAL CONFERENCE

WHEREAS, the City of Hayward is a member of Cal Cities, and the Cal Cities Annual Conference is scheduled for September 7-9, 2022, in Long Beach; and

WHEREAS, during the annual conference, Cal Cities membership considers and acts on resolutions that establish Cal Cities policy; and

WHEREAS, to vote on behalf of the City of Hayward at the Annual Business Meeting, it is necessary to designate voting delegates and alternates prior to the Annual Conference in accordance with Cal Cities bylaws; and

WHEREAS, currently Council Member Salinas is the City's delegate to Cal Cities East Bay Division and Council Member Márquez is the City's alternate; and

WHEREAS, Mayor Halliday and Council Member Salinas have registered to attend the 2022 annual conference and are available to represent the Council's position on legislative matters at the Annual Business Meeting on September 9, 2022.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that \_\_\_\_\_\_\_\_ is hereby designated as the City's voting delegate and \_\_\_\_\_\_\_ are designated as the City's alternate voting delegates to the Cal Cities 2022 Annual Conference. 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



Council Action Advised by August 31, 2022

#### DATE: June 1, 2022

#### TO: City Managers and City Clerks

#### RE: DESIGNATION OF VOTING DELEGATES AND ALTERNATES League of California Cities Annual Conference & Expo – September 7-9, 2022

Cal Cities 2022 Annual Conference & Expo is scheduled for September 7-9, 2022 in Long Beach. An important part of the Annual Conference is the Annual Business Meeting (during General Assembly) on Friday, September 9. At this meeting, Cal Cities membership considers and acts on resolutions that establish Cal Cities policy.

In order to vote at the Annual Business Meeting, your city council must designate a voting delegate. Your city may also appoint up to two alternate voting delegates, one of whom may vote if the designated voting delegate is unable to serve in that capacity.

Please complete the attached Voting Delegate form and return it to Cal Cities office no later than Friday, September 2. This will allow us time to establish voting delegate/alternate records prior to the conference.

#### Please view Cal Cities' event and meeting policy in advance of the conference.

- Action by Council Required. Consistent with Cal Cities bylaws, a city's voting delegate and up to two alternates must be designated by the city council. When completing the attached Voting Delegate form, please <u>attach either a copy of the council resolution that reflects the council action taken, or have your city clerk or mayor sign the form affirming that the names provided are those selected by the city council. Please note that designating the voting delegate and alternates must be done by city council action and cannot be accomplished by individual action of the mayor or city manager alone.
  </u>
- Conference Registration Required. The voting delegate and alternates must be registered to attend the conference. They need not register for the entire conference; they may register for Friday only. Conference registration will open by June 1 on the <u>Cal Cities</u> website. In order to cast a vote, at least one voter must be present at the Business Meeting and in possession of the voting delegate card. Voting delegates and alternates need to pick up their conference badges before signing in and picking up the voting delegate card at the Voting Delegate Desk. This will enable them to receive the special sticker on their name badges that will admit them into the voting area during the Business Meeting.



- **Transferring Voting Card to Non-Designated Individuals Not Allowed.** The voting delegate card may be transferred freely between the voting delegate and alternates, but only between the voting delegate and alternates. If the voting delegate and alternates find themselves unable to attend the Business Meeting, they may not transfer the voting card to another city official.
- Seating Protocol during General Assembly. At the Business Meeting, individuals with the voting card will sit in a separate area. Admission to this area will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate. If the voting delegate and alternates wish to sit together, they must sign in at the Voting Delegate Desk and obtain the special sticker on their badges.

The Voting Delegate Desk, located in the conference registration area of the Long Beach Convention Center, will be open at the following times: Wednesday, September 7, 8:00 a.m. – 6:00 p.m.; Thursday, September 8, 7:00 a.m. – 4:00 p.m.; and Friday, September 9, 7:30 a.m.–12:30 p.m. The Voting Delegate Desk will also be open at the Business Meeting on Friday, but will be closed during roll calls and voting.

The voting procedures that will be used at the conference are attached to this memo. Please share these procedures and this memo with your council and especially with the individuals that your council designates as your city's voting delegate and alternates.

Once again, thank you for completing the voting delegate and alternate form and returning it to Cal Cities office by Friday, September 2. If you have questions, please call Darla Yacub at (916) 658-8254.

Attachments:

- Annual Conference Voting Procedures
- Voting Delegate/Alternate Form



## Annual Conference Voting Procedures

- 1. **One City One Vote.** Each member city has a right to cast one vote on matters pertaining to Cal Cities policy.
- 2. **Designating a City Voting Representative.** Prior to the Annual Conference, each city council may designate a voting delegate and up to two alternates; these individuals are identified on the Voting Delegate Form provided to the Cal Cities Credentials Committee.
- 3. **Registering with the Credentials Committee.** The voting delegate, or alternates, may pick up the city's voting card at the Voting Delegate Desk in the conference registration area. Voting delegates and alternates must sign in at the Voting Delegate Desk. Here they will receive a special sticker on their name badge and thus be admitted to the voting area at the Business Meeting.
- 4. **Signing Initiated Resolution Petitions**. Only those individuals who are voting delegates (or alternates), and who have picked up their city's voting card by providing a signature to the Credentials Committee at the Voting Delegate Desk, may sign petitions to initiate a resolution.
- 5. **Voting.** To cast the city's vote, a city official must have in their possession the city's voting card and be registered with the Credentials Committee. The voting card may be transferred freely between the voting delegate and alternates, but may not be transferred to another city official who is neither a voting delegate or alternate.
- 6. Voting Area at Business Meeting. At the Business Meeting, individuals with a voting card will sit in a designated area. Admission will be limited to those individuals with a special sticker on their name badge identifying them as a voting delegate or alternate.
- 7. **Resolving Disputes**. In case of dispute, the Credentials Committee will determine the validity of signatures on petitioned resolutions and the right of a city official to vote at the Business Meeting.



CITY:

#### 2022 ANNUAL CONFERENCE VOTING DELEGATE/ALTERNATE FORM

Please complete this form and return it to Cal Cities office by Friday, <u>September 2</u>, <u>2022</u>. Forms not sent by this deadline may be submitted to the Voting Delegate Desk located in the Annual Conference Registration Area. Your city council may designate <u>one voting delegate and up to two alternates</u>.

To vote at the Annual Business Meeting (General Assembly), voting delegates and alternates must be designated by your city council. Please attach the council resolution as proof of designation. As an alternative, the Mayor or City Clerk may sign this form, affirming that the designation reflects the action taken by the council.

**Please note**: Voting delegates and alternates will be seated in a separate area at the Annual Business Meeting. Admission to this designated area will be limited to individuals (voting delegates and alternates) who are identified with a special sticker on their conference badge. This sticker can be obtained only at the Voting Delegate Desk.

### **1. VOTING DELEGATE**

Name:				
Title:				
2. VOTING DELEGATE - ALTERNATE	3. VOTING DELEGATE - ALTERNATE			
Name:	Name:			
Title:	Title:			
ATTACH COUNCIL RESOLUTION DESIGNATING VOTING DELEGATE AND ALTERNATES OR				
ATTEST: I affirm that the information provi	ded reflects action by the city council to			

ATTEST: I affirm that the information provided reflects action by the city council to designate the voting delegate and alternate(s).

Name:		Email	
Mayor or City Clerk		Date	Phone
(circle one)	(signature)		

## Please complete and return by Friday, September 2, 2022 to:

Darla Yacub, Assistant to the Administrative Services Director E-mail: <u>dyacub@calcities.org</u>; Phone: (916) 658-8254