

CITY OF HAYWARD

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



CITY OF
HAYWARD
HEART OF THE BAY

Agenda

Tuesday, July 12, 2022

5:15 PM

Remote Participation via Zoom

City Council

SPECIAL CITY COUNCIL MEETING

NOTICE: The City Council will hold a special meeting virtually via Zoom.

How to observe Public Comments and/or Action Items:

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 1:00 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 1:00 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 1:00 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 comment during Public Comment:

Click the link below to join the meeting:

<https://hayward.zoom.us/j/88230336572?pwd=NFVHbUJFTXhzTzltRFlyODZGU3FHQT09>

Meeting ID: 882 3033 6572

Password: CCmtg7/12@

or

Dial: +1 669 444 9171, +1 669 900 6833, 833 548 0276 Toll-free

Meeting ID: 882 3033 6572

Password: 7301211385

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

CALL TO ORDER: Mayor Halliday

Pledge of Allegiance: Mayor Halliday

ROLL CALL

PUBLIC COMMENTS

Limited to Items on the Agenda.

ACTION ITEMS

CONSENT

1. [MIN 22-090](#) Approve the City Council Minutes of the City Council Meeting on June 28, 2022

 Attachments: [Attachment I Draft Minutes 6/28/2022](#)

2. [CONS 22-453](#) 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

 Attachments: [Attachment I Staff Report](#)
 [Attachment II Resolution](#)
 [Attachment III Exhibit A to Resolution](#)

3. [CONS 22-459](#) Adopt a Resolution Approving the Transfer and Appropriation of \$140,671.91 for the Tract 8058 Access and Utilities Project, Project No. 08058, and Approving a Total Construction Contingency/Administrative Change Order Budget of \$229,901.91

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

CITY COMMISSIONS INTERVIEWS

4. [RPT 22-073](#) Annual City Commissions Interviews: Interview Applicants for Community Services Commission and Personnel Commission; and Consider Keep Hayward Clean and Green Task Force (KHCGTF) Applicants Selected by the KHCGTF Subcommittee

Attachments: [Attachment I Staff Report](#)
[Attachment II List of Applicants](#)
[Attachment III KHCGTF Recommendations](#)
[Attachment IV List of Selected Applicants](#)
[Attachment V Interview Schedule](#)
[Attachment VI Demographic Data Current Members](#)

SELECTION

5. [ACT 22-071](#) Selection of Members for Service on the Community Services Commission, Personnel Commission and Confirmation of Members for the Keep Hayward Clean and Green Task Force

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.

6. [RPT 22-074](#) City Council Referral: Action for Sophia Mason and Other Children at Risk (Report from Councilmembers Andrews, Lamnin, and Márquez)

Attachments: [Attachment I Council Referral Memo](#)

ADJOURNMENT**CITY COUNCIL RECESS - AUGUST -****NEXT SPECIAL MEETING, August 9, 2022, 5:00 PM**

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.



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File #: MIN 22-090

DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

Approve the City Council Minutes of the City Council Meeting on June 28, 2022

RECOMMENDATION

That the Council approves the City Council meeting minutes of June 28, 2022.

SUMMARY

The City Council held a meeting on June 28, 2022.

ATTACHMENTS

Attachment I Draft Minutes of June 28, 2022



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/87872373016?pwd=QytLYjEEdFE5K2RpZzM0SWJ5bFowZz09>

Tuesday, June 28, 2022, 7:00 p.m.

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.

CALL TO ORDER: Mayor Halliday

Pledge of Allegiance: Council Member Andrews

Present:

Council Chamber: Council Members Lamnin, Salinas
Mayor Halliday

Virtual Platform (Zoom): Council Members Andrews, Márquez, Wahab

Absent: Council Member Zermeño

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session at 5:30 p.m., with Council Member Zermeño absent and no public comment, regarding three items: (1) conference with legal counsel 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; (2) conference with property negotiators pursuant to Government Code 54956.8 regarding Master Lease Renewal - Hayward Area Recreation and Park District; 28846 Bay Heights Rd, N Third St at Crescent Ave, 27020 Fielding Dr, 19501 Hesperian Blvd, 26780 Chiplay Ave, 22325 N 3rd St, 30504 Vanderbilt St, 27182 Patrick Ave, 275 Industrial Parkway West, Farm Hill Dr and Daisy Ct, N 3rd St and Crescent Ave, Colette St & Luvena Dr, Ward Creek Canyon, Eden Ave & Middle Ln, 27600 Decatur Way, Dickens Ave and Folsom Ave, 25610 Spring Dr, Stratford Rd & Canterbury Ln, Hamrick Ln and Rieger Ave, E 10th and Jefferson St, 301 Arrowhead Way, Santa Clara St and Winton Ave, 275 Goodwin St, 2580 Eden Park Pl, Tahoe Ave and Morningside Dr, 22798 Ross Pl, Panjon St and Huntwood Ave, 24176 Mission Blvd, Leonardo Way and Reed Way, 2841 Seahaven Ct, 22737 Main St, Bush Ln, 25625 Cypress Ave; APNs: 085A-6424-007-00, 415-0210-028-02, 081D-2086-058-00, 432-0104-001-01, 455-0024-097-00, 415-0250-001-04, 415-0210-029-00, 083-0221-050-01, 453-0050-052-01, 453-0075-004-05, 078G-2651-017-02, 078G-2651-016-00, 078G-2651-018-01, 078G-2651-018-02, 081D-2081-069-00, 081D-2081-068-00, 081D-2081-070-00, 081D-1900-003-13, 415-0230-038-00, 415-0230-039-00, 452-0036-001-02, 425-0380-005-00, 425-0380-004-00, 425-0380-003-00, 441-0083-019-00, 441-0083-018-00, 455-0060-032-01, 464 0040-003-00, 464-0035-013-00, 445-0220-111-00, 445-0220-112-00, 445-0220-110-00, 445-0220-114-00, 445-0220-113-00, 464-0122-001-00, 454-0070-002-00, 452-0084-110-01, 452-0080-055-01, 452-0068-109-01, 078G-2651-019-00, 443-0005-076-00, 452-0028-102-00, 432-0134-001-05, 432-0134-003-00, 432-0134-002-00, 456-0097-001-00, 456-0050-059-00, 456-0046-109-00, 452-0076-026-00, 452-0076-047-00, 452-0076-025-00, 452-0076-048-00, 465-0001-011-02, 445-0070-015-00, 445-0140-001-00, 432-0056-033-00, 461-0036-003-00, 428-0066-045-00, 438-0080-013-08, 443-0075-035-02; and (3) conference with legal counsel pursuant to

Government Code 54956.9 regarding Cisneros v. City of Hayward, et al., Alameda County Superior Court, Case No. HG20069664.

City Attorney Lawson reported that Item 1 was discussed and the Council approved, with Mayor Halliday moving, Council Member Lamnin seconding and Council Member Zermeño absent, settlement in the amount of \$3 million; Item 2 was discussed and by consensus the Council directed staff to negotiate a three-month extension with further consideration in September; and Item 3 was discussed and the Council approved, with Council Member Lamnin moving, Council Member Salinas seconding, and Council Member Zermeño absent, settlement in the amount of \$1.5 million. The closed session adjourned at 6:50 p.m.

PUBLIC COMMENTS

Ms. Velda Goe, Hayward resident, noted that her property, in addition to five other residences, were located on the most dangerous part of Campus Drive where vehicles travel at 50 mph and urged the city to help find a solution to stop the speeding issues on Campus Drive.

CITY MANAGER'S COMMENTS

City Manager McAdoo made three announcements: 1) the library is a net zero energy building and the solar panel system, installed over the roof of the library, was designed to meet all of the building's energy needs; 2) City Hall was bathed in pink light for one week in support of reproductive rights in the United States and the freedom to make independent reproductive decisions; and 3) the library was launching its online author talk series starting July 7, 2022 with first author Alka Joshi of the book Henna Artist, and was offering summer programs; and 3) provide the status of the West Winton Avenue paving project and noted that with the total FY22 Pavement Rehabilitation project the overall city pavement condition index had risen to a score of 72.

CONSENT

Mayor Halliday noted a member of the public had asked to remove Item 5 from the consent calendar.

1. Approve the City Council Meeting Minutes of the Special City Council Meeting on June 14, 2022 **MIN 22-087**

It was moved by Council Member Márquez, seconded by Council Member Lamnin, and Council Member Zermeño absent, to approve the minutes of the Special City Council Meeting on June 14, 2022.

2. Adopt a Resolution Approving the Report and Assessment for Past Due Community Preservation and Rental Housing Fees **CONS 22-316**

Staff report submitted by Acting Assistant City Manager/Development Services Director Claussen, dated June 28, 2022, was filed.



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/87872373016?pwd=QytLYjEEdFE5K2RpZzM0SWJ5bFowZz09>

Tuesday, June 28, 2022, 7:00 p.m.

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

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

Resolution 22-171, "Resolution Confirming the Report and Special Assessment List and Authorizing Transmittal of Assessments to the County Auditor for Collection Associated with Overdue Community Preservation and Rental Program Charges for the Period of January 1, 2021 through May 4, 2022"

3. Adopt a Resolution Filing Nuisance Abatement/Municipal Code Liens with the County Recorder's Office for Non-Abatable Code Violations **CONS 22-317**

Staff report submitted by Acting Assistant City Manager/Development Services Director Claussen, dated June 28, 2022, was filed.

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

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

Resolution 22-172, "Resolution Confirming the Report and Non-Abatable Code Violations and Penalties Liens List Associated with the Code Enforcement Division and Community Preservation/Rental Housing Programs"

4. Adopt a Resolution Approving a Report and Special Assessment for Delinquent Sewer Bills and Water Bills Incurred by Property Owners **CONS 22-396**

Staff report submitted by Public Works Director Ameri dated June 28, 2022, was filed.

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

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

Resolution 22-173, "Resolution Confirming the Report and Special Assessment List Associated with Delinquent Water and Sewer Bills and Authorizing the Delinquent Charges to Become a Special Assessment Against the Properties if not Paid by August 1, 2021"

5. Adopt a Resolution Approving a Report and Assessment for Delinquent Garbage Bills Incurred by Property Owners of Single-Family Residences **CONS 22-404**

Staff report submitted by Public Works Director Ameri, dated June 28, 2022, was filed.

Public member withdrew her request to speak.

It was moved by Council Member Lamnin, 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
MAYOR Halliday
NOES: None
ABSENT: Zermeno
ABSTAIN: None

Resolution 22-184, "Resolution Confirming the Report and Special Assessment List Associated with Delinquent Garbage Bills Incurred by Residential Property Owners with Cart Service"

6. Adopt Resolutions Authorizing the City Manager to Execute Amendments to the Professional Services Agreements for Kitchell CEM for Extended Construction Support Services for the Fire Station 6 and Fire Training Center Project by \$400,000 for a Not-to-Exceed Amount of \$2,200,000 and for Extended Inspector of Record Services with ABC Inspections, Inc., by \$115,000 for a Not-to-Exceed Amount of \$865,000 **CONS 22-379**

Staff report submitted by Public Works Director Ameri, dated June 28, 2022, was filed.



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Tuesday, June 28, 2022, 7:00 p.m.

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

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

NOES: None

ABSENT: Zermeño

ABSTAIN: None

Resolution 22-174, "Resolution Authorizing the City Manager to Execute an Amendment to the Professional Services Agreement with Kitchell CEM for Construction Support for the Fire Station 6 and Fire Training Center Improvement Project"

Resolution 22-175, "Resolution Authorizing the City Manager to Execute an Amendment to the Professional Services Agreement with ABC Inspections, Inc., for Inspector of Record Services for the Fire Station 6 and Fire Training Center Improvement Project"

7. Adopt a Resolution Rejecting All Bids for the Keyways Grading Project, Project No 06914 at La Vista Park **CONS 22-381**

Staff report submitted by Public Works Director Ameri, dated June 28 2022, was filed.

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

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

NOES: None

ABSENT: Zermeño

ABSTAIN: None

Resolution 22-176, "Resolution Rejecting All Bids for the Keyways Grading Project, Project No. 06914 for the La Vista Park"

8. Adopt a Resolution Implementing the Water Shortage Contingency Plan Level 2 **CONS 22-389**

Staff report submitted by Public Works Director Ameri dated June 28, 2022, was filed.

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

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

Resolution 22-177, “ Resolution Implementing Level 2 of the City of Hayward Water Shortage Contingency Plan”

9. Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Bay Area Community Services for Fiscal Year 2022-2023 Shallow Rental Subsidy Program Operations in an Amount Not to Exceed \$500,000 **CONS 22-391**

Staff report submitted by Acting Assistant City Manager Claussen, dated June 28, 2022, was filed.

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

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

Resolution 22-178, “ Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Bay Area Community Services (BACS) for Fiscal Year 2022-2023 Shallow Rental Subsidy Program Operations in an Amount Not-to-Exceed \$500,000”

10. Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Solcom for Installation of City Fiber Optic Conduit on West Winton Avenue for the Fire Station 6 and Fire Training Center Project in a Not-to-Exceed Amount of \$102,147 **CONS 22-393**

Staff report submitted by Public Works Director Ameri, dated June 28, 2022, was filed.



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Tuesday, June 28, 2022, 7:00 p.m.

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

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

NOES: None

ABSENT: Zermeno

ABSTAIN: None

Resolution 22-179, " Resolution Authorizing the City Manager to Execute an Agreement with Solcom for Installation of City Fiber Optic Conduit on West Winton Avenue for the Fire Station 6/Fire Training Center Project in an Amount Not-to-Exceed \$102,147"

11. Adopt a Resolution Authorizing the City Manager to Execute a Cooperative Agreement with the California Department of Transportation (Caltrans) for Reimbursement from the Local Alternative Transportation Improvement (LATIP) Funds for the Traffic Signal Improvements on Jackson Street (Formerly SR-92) **CONS 22-394**

Staff report submitted by Public Works Director Ameri, dated June 28, 2022, was filed.

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

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

NOES: None

ABSENT: Zermeno

ABSTAIN: None

Resolution 22-180, " Resolution Authorizing the City Manager to Execute a Cooperative Agreement with Caltrans for Reimbursement from The LATIP Funds for the Traffic Signal Improvements on Jackson Street (Formerly SR92)"

12. Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 3 to the Professional Services Agreement with MuniServices, LLC for a One-Year Contract for FY 2023 Sales Tax Auditing Services **CONS 22-414**

Staff report submitted by Director of Finance Claussen, dated June 28, 2022, was filed.

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

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

Resolution 22-181, “ Resolution Authorizing the City Manager to Execute Amendment No. 3 to the Professional Consulting Services Agreement with MuniServices, LLC to Extend the Term of the Contract for One Year”

13. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Allied Universal Technology to Integrate Additional Facilities for Purchase and Implementation of a Consolidated Phase 2 Access Control System and Appropriation of \$100,000 from the Hayward Executive Airport CIP Fund 621 **CONS 22-420**

Staff report submitted by Director of Maintenance Services
Rullman, dated June 28, 2022, was filed.

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

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

Resolution 22-182, “ Resolution Authorizing and Appropriating One Hundred Thousand Dollars (\$100,000) to the Airport Capital Improvement Fund (Fund 621) for Phase II of the Airport Access Control System Project, Project No. 06830”

Resolution 22-183, “ Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Allied Universal Technology for Phase 2 Integration of Additional Facilities into the Access Control System”



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Tuesday, June 28, 2022, 7:00 p.m.

WORK SESSION

14. Community Agency Funding Process Review WS 22-025

Staff report submitted by Acting Assistant City Manager Claussen, dated June 28, 2022, was filed.

Acting Assistant City Manager Claussen announced the staff report and introduced Community Services Manager Davis who provided background and an overview of the Community Agency Funding Process, and recommendations to modify the process.

There being no public comments, Mayor Halliday opened and closed the public comment period at 7:46 p.m.

Members of the Community Services Commission and Council Members Lamnin, Márquez and Salinas were acknowledged for their review of the modifications to the Community Agency Funding (CAF) process.

Discussion ensued among members of the City Council and City staff regarding distinction between special or cultural events and arts and music events; staff time involved on re-prioritizing and redefining goals; emerging priorities and reallocation of funding; and event guidelines.

Members of the City Council offered the following comments and recommendations: identify appropriate channels to advertise available sources of funding such as through the City's website or social media platforms; consider holding events in different geographical locations; explore ways community members could submit their own events to promote inclusiveness and have them reviewed by City staff prior to being available on a community calendar; have the chart noting the difference between events and arts and music funding guidelines available to agencies when they apply for funding to minimize confusion; keep scheduled funding allocations and if an emergent priority arises, staff is not retooling the process but Council limits direction to staff for that priority through discretionary funds with a clear timeline of when funds would be available; note that safety net programs are important for residents; would be open to modifying the events guidelines as it is being implemented; create a recap document from the Community Services Commission (CSC) perspective that would note the work done for historical record; there was a preference to separate out "events and arts" and "arts and music" which were redundant as music itself was a performing art; there are people in the community who would love to serve on a newly created commission focusing on arts and events that reflects the City Council's priorities on inclusiveness; consider having the CSC review the City Council roadmap at the start of the year; consider the CSC be a part of the Housing Element update process; and when reviewing agency applications add commentary on proposals that align with strategic priorities.

PUBLIC HEARING

15. Sale of Parcel Group 8 for Development of Affordable Housing: Adopt a Resolution Approving the Government Code Section 52201 Summary Report for the Project; and Authorizing the City Manager to Negotiate and Execute a Disposition, Development, and Loan Agreement with RCD GP IV, LLC and Parcel Group 8, L.P. for Transfer of Specified City Owned Properties and for the Development of Housing and Making Specified Findings in Association with Government Code Section 65913.4 Exemption from the California Environmental Quality Act **PH 22-037**

Staff report submitted by Acting Assistant City Manager Claussen, dated June 28, 2022, was filed.

Acting Assistant City Manager Claussen introduced Community Services Manager Davis who provided a synopsis of the staff report related to the sale of Parcel Group 8 for development of affordable housing.

Discussion ensued among members of the City Council, City Manager McAdoo, Community Services Manager Davis, Housing Manager Morales, and Mr. Nick Cranmer with Resources for Community Development (RCD) regarding: East Bay MUD would provide the water service to the development; RCD had been in conversations with the Eden Community Land Trust to identify potential tenants for the commercial space; prohibited uses for commercial space could be stated in the Disposition, Development and Loan Agreement (DDA); the City was working in partnership with HARD to perform geotechnical work and was actively working with them to transfer the land; options presented to tenants and RCD; work with tenants to verify income eligibility and background check to be placed in an affordable housing unit; 57-year term for repayment was tied to the 55-year affordability term of an affordable housing project; general support from the neighbors in the area; 27% of the identified units are anticipated to be affordable housing units; and the strategy for handling Parcel Group 8 in the subdivision was to maximize the purchase price on the market rate middle piece.

Mayor Halliday opened the public hearing at 8:53 p.m.

Ms. Sally Lum had questions about the number of units at the proposed development location, the number of parking spaces, traffic and transit for the people living in the area, changes in the roadway to manage the existing traffic on Foothill Boulevard, and health and safety oversight over the building.

Ms. Lillian Adams expressed concern about the earthquake impact of the project.

Ms. Ann Marris did not support the project until more research is done analyzing the impacts and benefits of the project to existing tenants, noted the DDA will have long lasting impacts on Hayward and Alameda County residents, added that community amenities, safety and traffic concerns were left unaddressed, public participation was insufficient, and urged the Council to



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Tuesday, June 28, 2022, 7:00 p.m.

address these concerns before approving the DDA.

Ms. Diane Dunn expressed the project description indicated there were 96 deed restricted rental units, but the low/very low-income rental units totaled 95; and asked if there will be fencing along the Carlos Bee Park expansion segment and how will this be funded and designed.

Ms. Ida Alvarez, Bridge Court tenant, had concerns the presentation did not specify that tenants would be positioned back in the existing units that are rehabilitated; and wanted to ensure this was in the proposal for approval.

Mr. Carter noted he believes the community deserved further consideration and benefits and stated he did not support the proposed development next to where people would be raising kids.

Mr. Tom Ferreira, Hayward Concerned Citizens member, spoke in favor of affordable housing, commented that although Parcel Group 8 was a good starting point, more needed to be done for residents in terms of recreational amenities.

Mr. Albert Lopez, Planning Director for Alameda County, was pleased to see the project was underway and noted that Alameda County was available to address any questions.

Mayor Halliday closed the public hearing at 9:07 p.m.

Mr. Nick Cranmer stated there would be 188 residents based on the unit mix of the two properties; there are 61 parking spaces on the City parcel; approximately 10-15 spaces at the Bridge Court parcel and an additional 4-5 on street parking spaces along Grove Way; the roadway improvements include bulb outs to allow for loading and trash along Grove Way; the project was exempt from CEQA because it was a ministerial approval; all new construction projects meet Building Code to mitigate earthquake impacts; and the intent of the language in the proposal was to ensure that residents have a path to return to their units that they currently occupy or will be offered a unit within the new construction project; and the occupancy has to be consistent with funding sources.

In response to Council Member Salinas' inquiry regarding the timeline for development of the units, Community Services Manager Davis confirmed that housing would be built on the City's side (96 new units) as well as on the County's side (at least eleven rehabilitated units). Council Member Salinas emphasized that priority be placed for existing tenants.

In response to Council Member Andrews' request to address comments made by Ms. Maris, Alameda County Planning Director Lopez stated that most comments were related to CEQA, that the County provided feedback on this previously and the City was the lead agency for the

project.

In response to Council Member Lamnin's question about the antique building, Mr. Cranmer indicated this would no longer be a commercial use and option 1 was to add more units to the commercial building and demolish the building behind it and option 2 was to retain the building in the rear and demolish the building in front.

Council Member Lamnin commented that the neighborhood desired a cohesive plan and that because there were multiple agencies involved such as the City, Caltrans and Alameda County, there were some challenges, stated the goal with Route 238 parcels was to have some control over the vision of this plan and stated there was thoughtfulness with what staff had incorporated based on early conversations, and requested the conditions of approval be made available on the Route 238 project page.

Council Member Lamnin concurred with Council Member Salinas that tobacco and alcohol would not be good uses for the commercial space in the proposed development, favored any tenants that had commercial enterprises to be able to use the commercial space, and appreciated the recognition of the native people and encouraged RCD to work with the Muwekma Tribe.

Council Member Lamnin made a motion to approve the staff recommendation. Council Member Salinas seconded the motion.

Council Member Salinas stated that at the onset it was apparent that the proposed parcel would present challenges; however, the current project was a good affordable housing project. Council Member Salinas offered an amendment to the motion adding commercial space restrictions similar to those applied to the Route 238 Mission Boulevard Corridor prohibiting liquor stores, tobacco outlets, and predatory check cashing services. Council Member Lamnin was supportive of the amendment.

Council Member Wahab stated that the goal of the project was to create more housing and to not displace individuals and was reassured there were safety nets in place if the property management company failed to fulfill its obligation. Council Member Wahab commented that the proposed location already had parking challenges and could create tension in the neighborhood and asked staff to ensure that wildlife be preserved at the proposed location.

Council Member Márquez indicated that the proposed development was the best path forward as the City had to comply with the state, underscored the project was complex as not all the land was in the City's jurisdiction and required collaboration and outreach to Alameda County partners, was pleased there were multiple options available to tenants and the project would create more affordable housing.

Mayor Halliday supported the motion, hoped that the market rate housing will go forward in the future and pointed out that the development was approved administratively due to state law, and the neighborhood provided input.



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/87872373016?pwd=QytLYjEEdFE5K2RpZzM0SWJ5bFowZz09>

Tuesday, June 28, 2022, 7:00 p.m.

It was moved by Council Member Lamnin, seconded by Council Member Salinas with an amendment to the motion adding commercial space restrictions similar to those applied to the Route 238 Mission Boulevard Corridor prohibiting liquor stores, tobacco outlets, and predatory check cashing services.

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

NOES: None

ABSENT: Zermeno

ABSTAIN: None

Resolution 22-185, " Resolution Approving Government Code Section 52201 Summary Report for the Project; Authorizing the City Manager to Negotiate and Execute a Disposition, Development and Loan Agreement with RCD GP IV, LLC and Parcel Group 8, L.P. for Transfer of Specified City Owned Properties and for the Development of Housing and Making Specified Findings in Association with a Government Code Section 65913.4 Exemption from the California Environmental Quality Act"

The City Council took a recess at 9:40 p.m. and Mayor Halliday reconvened the meeting at 9:45 p.m.

16. New Solid Waste and Recycling Franchise Agreement: Approval of New Franchise Agreement and New Refuse, Recycling, and Organics Services Rates Introduction of Ordinance **PH 22-036**

Staff report submitted by Director of Public Works, Ameri, dated June 28, 2022, was filed.

Public Works Director Ameri announced the item and introduced Solid Waste Manager Krump who provided a synopsis of the staff report.

Discussion ensued among members of the City Council and City staff regarding: two employees, at the former Main Street office, have been absorbed into related operations; carts that do not meet the requirement under SB1383 and therefore would be replaced with new carts; there were approximately 100,000 containers currently in use, some could be recycled and some would be sent to landfill; illegal dumping collection process in coordination with WMAC; the potential conversion to electric trucks; the services offered at the former Main Street office for Waste Management could not be performed at City Hall; rate adjustment including a consumer price index (CPI) component each year; and the bulky pick-up service and vouchers for excess waste programs would remain the same.

Members of the City Council had the following suggestions: have the Council Sustainability Committee weigh in on placement of additional 167 Big Belly cans throughout the City; ensure that information on the rate increase is highlighted for the public and point out there are no significant increases and individuals can opt to have a smaller cart size of 20 gallons or have a lower rate for residents who are income qualified; prioritize environmental efforts and urge public education on reduction of waste; continue the partnership with the Keep Hayward Clean and Green Task Force or local schools around this issue; since no complaints had been received with the closure of the Waste Management office on Main Street in the last 2.5 years, continue with the closure as it would further save community members money.

Mayor Halliday opened the public hearing at 10:25 p.m.

Mr. Rich Fierro, Teamsters representative and Hayward resident, spoke in support of the proposed Franchise Agreement, shared the batteries used in electric trucks take up a lot of space, and noted that mulch goes through a process handled by staff which explains the associated cost.

Mr. Jim Fried, WMAC employee and Teamsters Local 70 Vice President, spoke in support of the proposed franchise contract noting WMAC employees do a great job.

Ms. Christina Segura filled out a speaker card but was not present to speak.

Mr. Brad Seeya, Public Sector Director of Waste Management, spoke in favor of extending a comprehensive agreement that took two years to develop, noted that despite SB 1383 compliance requirements there were community benefits, and added the rates were competitive with other rates in Alameda County.

In response to Council Member Andrews' inquiry about bulky pick-up service for multifamily housing, Mr. Seeya noted tenants must contact the property manager and modifying the process would result in increased costs associated with capital expenses and logistics challenges. Public Works Director Ameri shared the City of Oakland was piloting a program for multifamily housing and staff would get more information about costs and other practical impacts.

In response to Council Member Márquez's questions, Mr. Seeya shared that with the onset of COVID-19, the two employees who were at the former office were reassigned to work from home, and he would get back to Council on the number of Waste Management and TriCED employees who service Hayward.

Mr. Seeya noted WMAC would try to recycle as many disposed carts as possible, noted they have not received much feedback about the closure of the Main Street office, he added his company is evaluating how to further move materials into reusable life, the agreement will include a robust education and outreach plan, technology tools will identify customers that need additional help, and a recycling coordinator will work directly with business customers to educate how to move materials out of trash and into recycling bins.



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/87872373016?pwd=QytLYjE0FE5K2RpZzM0SWJ5bFowZz09>

Tuesday, June 28, 2022, 7:00 p.m.

In response to Mayor Halliday's inquiry, Mr. Seeya indicated there have been several bills passed over the last several years seeking to standardize product labels, and he would work with staff to get involved with the community regarding recycling.

Mayor Halliday closed the public hearing at 10:42 p.m.

It was noted that Mayor Halliday, Council Members Márquez and Zermeño serve on the Council Sustainability Committee.

Council Member Márquez made a motion per staff's recommendation, including closing the Main Street office. Council Member Salinas seconded the motion.

Council Member Márquez commended City staff, Waste Management and TriCED for their great partnership collaborating at events and was pleased with bulky pick-up and trash collection services.

Public Works Director Ameri shared the city sent 62,000 Proposition 218 notices to residents and if 50% letters are received in protest, then the City could not move forward with approval of the franchise agreement. He reported that by the closing of the meeting, 57 letters were received protesting the increase, and noted this was below the threshold for approval.

Council Member Andrews expressed her appreciation for Waste Management and their participation at community and Keep Hayward Clean and Green Task Force events; asked to explore, in the future, options enabling multi-family residents to schedule bulky pick-up service; encouraged more ways of advertising, such as placing stickers on top of cart lids; and hoped residents who submitted protests would be contacted by staff to offer support.

Council Member Wahab stressed the importance of highlighting the amount of the rate increase for the public through social media or via a press release and suggested that bulky pick-up services occur on a quarterly or a more regular and frequent basis.

Mayor Halliday appreciated the work by staff in negotiating the agreement, was surprised that no complaints had been received by the City Council about the cameras that will be installed on the trucks capturing how residents dispose of trash and hoped that it will be administered in a way to educate the public.

Council Member Lamnin concurred with the request to reach out to the 57 residents who submitted protest letters, requested that there be clear and transparent communication when cart changes occur, concurred with closing the Main Street office, connect with East Bay Depot for Creative Reuse and the artist community to get ideas on what to do with the 100,000 carts to be disposed, appreciated there would be more big belly cans, suggested posting the

artwork of Earth Day contest winners on the big belly cans, urged continued work on edible food recovery, building out a local recycling infrastructure, explore the bulky pick-up service for multifamily units, and continue to push back on organic material because of the cost involved.

It was moved by Council Member Márquez, seconded by Council Member Salinas, and carried by the following roll call vote, to approve the resolutions, including closing the Main Street office.

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

Resolution 22-186, “ Resolution Authorizing the City Manager to Execute a Franchise Agreement with Waste Management of Alameda County for Solid Waste, Recyclable Materials and Organic Materials Services”

Resolution 22-187, “ Resolution Authorizing the City Manager to Execute an Extension to the Current Memorandum of Understanding with Oro Loma Sanitary District and Waste Management of Alameda County Related to Residential Recycling Programs

LEGISLATIVE BUSINESS

17. 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 **LB 22-018**

Mayor Halliday noted the item was continued to the City Council meeting on July 5, 2022 due to time constraints.

18. Salary Plan Amendment: Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2023 **LB 22-017**

Staff report submitted by Assistant City Manager/Interim Director of Human Resources Youngblood dated June 28, 2022, was filed.

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

There being no public comments, Mayor Halliday opened and closed the public hearing at



CITY COUNCIL MEETING

777 B Street, Hayward, CA 94541

Council Chamber and Virtual Platform (Zoom)

<https://hayward.zoom.us/j/87872373016?pwd=QytLYjEEdFE5K2RpZzM0SWJ5bFowZz09>

Tuesday, June 28, 2022, 7:00 p.m.

10:59 p.m.

Council Member Wahab noted that for over a decade, the Firefighters have not been in the average of the top four which has saved the city millions of dollars, they pay 15% into their pension, and they are usually the first to help such as COVID-19 testing sites, and noted that providing context helps the City Council make a decision and also informs the public how these groups have partnered with the City.

It was moved by Council Member Wahab, 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, MAYOR Halliday |
| NOES: | None |
| ABSENT: | Zermeño |
| ABSTAIN: | None |

Resolution 22-191, “ Resolution Approving the Amended Fiscal Year 2023 Salary Plan Designating Positions of Employment in the City of Hayward and Salary Range; and Superseding Resolution No. 22-072 and all Amendments thereto”

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Salinas shared that the Words for Lunch event would be resuming the week of July 11th at Heritage Plaza Park and at Mia’s Dream Come True playground, noting that there would be no programming the week of the Fourth of July holiday.

Council Member Andrews thanked Congressman Swalwell for leading a reproductive rights rally at a Planned Parenthood center in solidarity of women and was pleased that the City was also supporting women’s rights by the lighting of City Hall in pink lights.

Council Member Wahab said it was important to highlight advocacy for reproductive rights, wished everyone a happy Fourth of July and shared that she has not heard many complaints about fireworks since the new policy had been adopted.

Council Member Márquez thanked Council Member Wahab for leading efforts on reproductive rights, encouraged the public if they wished to donate to Access Reproductive Justice whose funds were available to anyone wishing to access reproductive healthcare, thanked Congressman Swalwell for organizing the protest on June 25, 2022.

Mayor Halliday encouraged the importance of making voices heard and to rally to the cause and shared that it took almost 50 years to overturn Roe v. Wade.

COUNCIL REFERRALS

There were none.

ADJOURNMENT

Mayor Halliday adjourned the meeting at 11:12 p.m., in memory of Mr. John Dutra. Mayor Halliday read a certificate presented to his family and highlighted his involvement in real estate had a profound impact in Hayward.

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward



CITY OF HAYWARD

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

File #: CONS 22-453

DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

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

RECOMMENDATION

That the Council adopts a resolution (Attachment II) pursuant to AB 361 making specific findings to allow the Council and appointed commissions/task forces and Council committees (Exhibit A to Attachment II) to continue holding teleconferenced public meetings during the COVID 19 state of emergency.

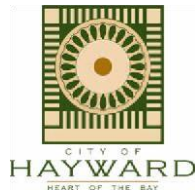
SUMMARY

On September 16, 2021, the Governor signed AB 361 that amended provisions of the Brown Act to allow local governments to conduct virtual meetings during a state of emergency proclaimed by the Governor, subject to complying with specific requirements, including providing public access and participation via call-in or internet-based platforms. While AB 361 does not require legislative bodies to take any specific actions to hold an initial teleconferenced meeting during a state of emergency, a legislative body must act in order to continue holding subsequent teleconferenced meetings while the state of emergency remains in effect. Specifically, no later than 30 days after the initial AB 361 teleconferenced meeting, and every 30 days thereafter, a legislative body must make findings that the body has reconsidered the circumstances of the state of emergency and that either of the following conditions exist: the state of emergency continues to directly impact the ability of the members to meet safely in person; or, state or local officials continue to impose or recommend measures to promote social distancing.

ATTACHMENTS

| | |
|----------------|-------------------------|
| Attachment I | Staff Report |
| Attachment II | Resolution |
| Attachment III | Exhibit A to Resolution |

File #: CONS 22-453



DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Manager
City Clerk

SUBJECT: 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

RECOMMENDATION

That the Council adopts a resolution (Attachment II) pursuant to AB 361 making specific findings to allow the Council and appointed commissions/task forces and Council committees (Exhibit A to Attachment II) to continue holding teleconferenced public meetings during the COVID 19 state of emergency.

SUMMARY

On September 16, 2021, the Governor signed AB 361 that amended provisions of the Brown Act to allow local governments to conduct virtual meetings during a state of emergency proclaimed by the Governor, subject to complying with specific requirements, including providing public access and participation via call-in or internet-based platforms. While AB 361 does not require legislative bodies to take any specific actions to hold an initial teleconferenced meeting during a state of emergency, a legislative body must act in order to continue holding subsequent teleconferenced meetings while the state of emergency remains in effect. Specifically, no later than 30 days after the initial AB 361 teleconferenced meeting, and every 30 days thereafter, a legislative body must make findings that the body has reconsidered the circumstances of the state of emergency and that either of the following conditions exist: the state of emergency continues to directly impact the ability of the members to meet safely in person; or, state or local officials continue to impose or recommend measures to promote social distancing.

BACKGROUND

In general, the Brown Act allows legislative bodies to use teleconferencing during a public meeting as long as certain requirements are met, such as:

- Identification of any remote location from which a member of the legislative body is participating via teleconference;
- Posting of agendas at all remote locations from which members of the legislative body are participating;
- Public accessibility to the remote location and the technological means for allowing the public to participate in the meeting from the location; and
- A quorum of the members must be participating from a location within the jurisdiction of the legislative body.

In response to the COVID 19 state of emergency, the Governor temporarily suspended the rules described above when he issued Executive Order N-29-20 on March 17, 2020 and authorized local legislative bodies to hold virtual public meetings subject to specific public accessibility and noticing requirements.

With the expiration of Executive Order N-29-20, AB 361 amends the Brown Act to allow virtual public meetings during a state of emergency proclaimed by the Governor. A local agency may hold a teleconferenced meeting during a state of emergency without complying with the normal teleconferencing requirements described above if it meets requirements related to providing notice of the meeting, public access and participation via call-in or internet-based service options, real-time public comments, and conduct of the meeting in a manner that protects statutory and constitutional rights of any parties and the public appearing before the legislative body.

AB 361 does not require legislative bodies to take any specific action prior to holding an initial teleconferenced meeting during a state of emergency. However, to hold a subsequent teleconferenced meeting a legislative body must act no later than 30 days after the initial teleconferenced meeting, and every 30 days thereafter, by making findings that the body has reconsidered the circumstances of the state of emergency and that either of the following conditions exist:

- The state of emergency continues to directly impact the ability of the members to meet safely in person; or
- State or local officials continue to impose or recommend measures to promote social distancing.

DISCUSSION

On February 25, 2022, the Governor issued Executive Order N-04-22 repealing many of his prior Executive Orders imposing various mandates intended to address the impact of COVID 19. However, the Governor did not lift the State of Emergency related to COVID 19 that he initially proclaimed on March 4, 2020. As of the date of this report, the State of Emergency proclaimed by the Governor remains in effect.

Current guidance and orders of the Alameda County Health Official satisfy both conditions necessary for the AB 361 findings described above:

- Order No. 20-05g, originally issued April 3, 2020 and most recently amended on January 10, 2022, imposes a mandate that all individuals diagnosed or likely to have COVID 19 must isolate themselves and follow requirements further specified in the Order.
- Order No. 20-06q, originally issued April 3, 2020 and most recently updated on May 9, 2022, requires individuals to comply with California Department of Public Health Guidance on Isolation and Quarantine of the General Public except in the specific circumstances described in the order, including, persons who are not fully vaccinated must quarantine for at least 5 days after close contact with an individual infected with COVID-19.
- On June 24, 2022 the Alameda County Health Officer issued Order No. 22-03 rescinding the general mask mandate imposed by Order No. 22-02. Current Alameda County Health Officer guidelines require all individuals in Alameda County, regardless of vaccination status or prior history of COVID illness, to wear face coverings in the following situations:
 - Indoors when required by businesses, government offices, youth-serving facilities, and workplace settings.
 - When required by trains, buses, ferries, taxis and rideshare operators..
 - In transportation hubs like bus terminals, train stations, marines, seaports or other ports, subway stations, or any other area that provides transportation, when required by transit systems.
 - Healthcare settings.
 - State and local correctional facilities and detention centers.
 - Shelters and cooling centers.
- The Alameda County Public Health Department recommends everyone to wear a mask in outdoor crowded settings, and in non-public indoor settings, like a private residence, when they are around people who may be unvaccinated, elderly, or immunocompromised.
- Workplaces must comply with Cal/OSHA safety standards.

The following current guidance from the California Department of Public Health satisfies the AB 361 findings:

- The Department strongly recommends that all persons, regardless of vaccination status, continue to mask while in indoor public settings and businesses, on public transit, and in transportation hubs.
- Face coverings are required for all individuals in the following indoor settings, regardless of vaccination status: homeless shelters, emergency shelters, cooling and heating centers, healthcare settings, state and local correctional facilities and detention centers, long term care settings and adult and senior care facilities.

- Fully vaccinated individuals are recommended to continue indoor masking when the risk may be high.
- Persons with COVID-19 symptoms or who test positive for COVID-19 are required to isolate.
- Persons working or housed in specified high-risk settings are required to isolate and quarantine in the event of an exposure to someone infected with COVID-19.
- Members of the general public, regardless of vaccination status, are not required to isolate if they are asymptomatic after exposure to a person infected with COVID-19. Testing and masking are recommended and vaccination/boosting is strongly encouraged.

Alameda County Health Order No. 21- 04 (effective November 1, 2021), which allows a stable group of fully vaccinated individuals to remove masks in certain indoor situations, is not applicable to the City's public meetings because they do not necessarily involve a stable group of vaccinated individuals.

Currently, the Council is holding hybrid Council meetings that allow for virtual participation via the Zoom platform as well as in-person participation. This format also allows for real-time public comments, in compliance with AB 361. In compliance with Alameda County public health orders, everyone who is unvaccinated inside the Council Chamber is required to wear a mask or other face-covering. All City commissions, task forces, and Council committees continue meeting entirely virtually over the Zoom platform.

Based on the above, staff recommends that the Council adopts the attached resolution making the necessary findings to allow the Council and the appointed boards and commissions identified in Exhibit A to the resolution to continue holding teleconferenced meetings pursuant to AB 361.

FISCAL IMPACT

There is no fiscal impact associated with this action.

STRATEGIC ROADMAP

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

NEXT STEPS

Adoption of the resolution will allow the Council and specified appointed boards and commissions to hold a subsequent teleconferenced meeting pursuant to the provisions of AB 361. Additional resolutions must be adopted every thirty days during the existence of the state of emergency in order to continue holding teleconferenced meetings.

Prepared by: Miriam Lens, City Clerk

Approved by:

A handwritten signature in black ink, appearing to read 'K. McAdoo', with a long horizontal stroke extending to the right.

Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION MAKING THE REQUIRED FINDINGS PURSUANT TO AB 361 TO
CONTINUE TO HOLD TELECONFERENCED PUBLIC MEETINGS DURING THE
COVID 19 STATE OF EMERGENCY

WHEREAS, the Brown Act (Government Code section 54950 et seq.) allows for public meetings of a legislative body to occur via teleconferencing subject to certain requirements, particularly that the legislative body notice each teleconference location of each member that will be participating in the public meeting, that each teleconference location be accessible to the public, that members of the public be allowed to address the legislative body at each teleconference location, that the legislative body post an agenda at each teleconference location, and that at least a quorum of the legislative body participate from locations within the boundaries of the local agency's jurisdiction; and

WHEREAS, in response to the COVID-19 state of emergency, the Governor temporarily suspended the rules described above when he issued Executive Order N-29-20 on March 17, 2020 and authorized local legislative bodies to hold virtual public meetings subject to specific public accessibility and noticing requirements; and

WHEREAS, the Governor signed AB 361 prior to the expiration of Order N-29-20; and

WHEREAS, AB 361 amends the Brown Act to the legislative body of a local agency to hold a teleconferenced meeting during a state of emergency without complying with the normal teleconferencing requirements described above if it meets requirements related to providing notice of the meeting, public access and participation via call-in or internet-based service options, real-time public comments, and conduct of the meeting in a manner that protects statutory and constitutional rights of any parties and the public appearing before the legislative body; and

WHEREAS, AB 361 does not require legislative bodies to take any specific action prior to holding an initial teleconferenced meeting during a state of emergency, however, to hold a subsequent teleconferenced meeting a legislative body must act no later than 30 days after the initial teleconferenced meeting, and every 30 days thereafter, by making findings specified in the statute justifying the continued use of teleconferenced public meetings; and

WHEREAS, it shall be the policy of the City that the appointed boards and commissions of the City will hold teleconferenced public meetings in compliance with the provisions of AB 361 during the COVID-19 state of emergency; and

WHEREAS, the COVID-19 state of emergency declared by the Governor remains active; and

WHEREAS, public meetings involve many people in shared indoors spaces for hours, when the number of people present does not always allow for a minimum six foot distance between persons, and close contacts raise the risk of the spread of COVID-19; and

WHEREAS, the California Department of Public Health has mandated that everyone in California wear a mask in indoor public spaces and workplaces through February 15, 2022; and

WHEREAS, the Alameda County Health Officer has issued Order No. 20-05g (originally issued April 3, 2020 and most recently amended on January 10, 2022) imposing a mandate that all individuals diagnosed or likely to have COVID-19 must isolate themselves and follow requirements further specified in the Order; and

WHEREAS, the Alameda County Health Officer has issued Order No. 20-06q (originally issued April 3, 2020 and most recently amended on May 9, 2022) requires individuals to comply with California Department of Public Health Guidance on Isolation and Quarantine of the General Public except in the specific circumstances described in the order, including, persons who are not fully vaccinated must quarantine for at least 5 days after close contact with an individual infected with COVID-19. ; and

WHEREAS, the Alameda County Health Officer has issued Order No. 22-03 (effective on June 25, 2022), rescinding the general mask mandate imposed by Order No. 22-02.; and

WHEREAS, the Alameda County Public Health Department currently requires face coverings in the following situations:

- Indoors when required by businesses, government offices, youth-serving facilities, and workplace settings.
- When required by trains, buses, ferries, taxis and rideshare operators.
- In transportation hubs like bus terminals, train stations, marines, seaports or other ports, subway stations, or any other area that provides transportation, when required by transit systems.
- Healthcare settings.
- State and local correctional facilities and detention centers.
- Shelters and cooling centers; and

WHEREAS, the Alameda County Public Health Department recommends everyone wear a mask in outdoor crowded settings, and in non-public indoor settings, like a private residence, when they are around people who may be unvaccinated, elderly, or immunocompromised; and

WHEREAS, workplaces must comply with Cal/OSHA safety standards; and

WHEREAS, the California Department of Public Health has issued the following current guidance:

- The Department strongly recommends that all persons, regardless of vaccination status, continue to mask while in indoor public settings and businesses, on public transit, and in transportation hubs.
- Face coverings are required for all individuals in the following indoor settings, regardless of vaccination status: homeless shelters, emergency shelters, cooling and heating centers, healthcare settings, state and local correctional facilities and detention centers, long term care settings and adult and senior care facilities.
- Fully vaccinated individuals are recommended to continue indoor masking when the risk may be high.
- Persons with COVID-19 symptoms or who test positive for COVID-19 are required to isolate.
- Persons working or housed in specified high-risk settings are required to isolate and quarantine in the event of an exposure to someone infected with COVID-19.
- Members of the general public, regardless of vaccination status, are not required to isolate if they are asymptomatic after exposure to a person infected with COVID-19. Testing and masking are recommended and vaccination/boosting is strongly encouraged; and

WHEREAS, Alameda County Health Order No. 21- 04 (effective November 1, 2021), which allows a stable group of fully vaccinated individuals to remove masks in certain indoor situations, is not applicable to the City's public meetings because they do not necessarily involve a stable group of vaccinated individuals.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward makes the following findings pursuant to AB 361 to continue holding teleconferenced public meetings during the COVID-19 state of emergency:

- The City Council has reconsidered the circumstances of the state of emergency.
- The COVID 19 state of emergency declared by the Governor remains active and continues to directly impact the ability of Councilmembers to meet safely in-person.
- State and local officials continue to recommend or impose measures to promote social distancing.
- The Alameda County Health Officer has issued orders imposing measures to promote social distancing via isolation and quarantine of individuals infected or likely infected with COVID-19 and individuals with close contact to persons infected with COVID-19.
- The Alameda County Health Officer recommends that everyone wear a mask in outdoor crowded settings, and in non-public indoor settings, like a private residence, when they are around people who may be unvaccinated, elderly, or immunocompromised.

- The Alameda County Health Officer requires face coverings to be worn in the following settings:
 - Indoors when required by businesses, government offices, youth-serving facilities, and workplace settings.
 - When required by trains, buses, ferries, taxis and rideshare operators.
 - In transportation hubs like bus terminals, train stations, marines, seaports or other ports, subway stations, or any other area that provides transportation, when required by transit systems.
 - Healthcare settings.
 - State and local correctional facilities and detention centers.
 - Shelters and cooling centers.
- The California Department of Public Health strongly recommends that all persons, regardless of vaccination status, continue to mask while in indoor public settings and businesses, on public transit and in transportation hubs.
- Workplaces must comply with Cal/OSHA safety standards.

BE IT FURTHER RESOLVED that in the interest of public health and safety, based on the findings contained herein, the City Council of the City of Hayward and the appointed boards and commissions identified in Exhibit A of this Resolution shall continue to hold teleconferenced public meetings pursuant to AB 361.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

EXHIBIT A

- Community Services Commission
- Keep Hayward Clean and Green Task Force
- Library Commission
- Personnel Commission
- Planning Commission
- Council Airport Committee
- Council Budget and Finance Committee
- Council Economic Development Committee
- Council Infrastructure Committee
- Council Homelessness-Housing Task Force
- Council Sustainability Committee
- Hayward Youth Commission
- Hayward Police Department Community Advisory Panel



CITY OF HAYWARD

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

File #: CONS 22-459

DATE: July 12, 2022

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT

Adopt a Resolution Approving the Transfer and Appropriation of \$140,671.91 for the Tract 8058 Access and Utilities Project, Project No. 08058, and Approving a Total Construction Contingency/Administrative Change Order Budget of \$229,901.91

RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the transfer and appropriation of \$140,671.91 for the Tract 8058 Access and Utilities Project, Project No. 08058 and approving a budget for administrative change orders in an aggregate amount not exceeding \$229,901.91.

SUMMARY

Staff recommends appropriation of \$140,671.91 of the currently available subdivision improvement security to the construction contingency budget for the construction contract with GBC, Contract No. 22132, for Tract 8058 Access and Utilities Improvements Project, Project 08058. The additional funds are required for extending utility services to all lots in Tract 8058. This project involves construction of specific subdivision improvements for the Golden Oaks II, Tract 8058 project and payment for certain utility charges to PG&E. Once completed, these improvements will allow the property owners within the tract to connect their homes to utility services and apply for certificates of occupancy.

ATTACHMENTS

Attachment I Staff Report
Attachment II Resolution



DATE: July 12, 2022

TO: Mayor and City Council

FROM: Director of Public Works
City Attorney

SUBJECT: Adopt a Resolution Approving the Transfer and Appropriation of \$140,671.91 for the Tract 8058 Access and Utilities Project, Project No. 08058, and Approving a Total Construction Contingency/Administrative Change Order Budget of \$229,901.91

RECOMMENDATION

That Council adopts a resolution (Attachment II) authorizing the transfer and appropriation of \$140,671.91 for the Tract 8058 Access and Utilities Project, Project No. 08058 and approving a budget for administrative change orders in an aggregate amount not exceeding \$229,901.91.

SUMMARY

Staff recommends appropriation of \$140,671.91 of the currently available subdivision improvement security to the construction contingency budget for the construction contract with GBC, Contract No. 22132, for Tract 8058 Access and Utilities Improvements Project, Project 08058. The additional funds are required for extending utility services to all lots in Tract 8058. This project involves construction of specific subdivision improvements for the Golden Oaks II, Tract 8058 project and payment for certain utility charges to PG&E. Once completed, these improvements will allow the property owners within the tract to connect their homes to utility services and apply for certificates of occupancy.

BACKGROUND

In February 2017, the subdivider, Ron Esau Development Company, entered into a Subdivision Improvement Agreement with the City to complete improvements for the subdivision within 365 days of the agreement. To secure performance obligations under the agreement, the developer posted a cash deposit in the amount of \$209,140.76. The subdivider did not meet all construction obligations per the Agreement within the given term length and improvements remained incomplete through 2021. In January 2022, Council authorized the Director of Public Works to pursue completion of the improvements in the open market pursuant to Hayward Municipal Code Section 2-8.01. In February 2022, the Department prepared construction bid documents and collected six (6) bids. In March 2022, Council

adopted Resolution No. 22-057 awarding a construction contract to GBC in the amount of \$713,831 and a contingency/administrative change order amount of \$89,230. This item transfers and appropriates the remaining security deposit balance of \$140,671.91 to complete the project, for a total administrative change order budget of \$229,901.91.

DISCUSSION

The construction contract involved improvements related to the sanitary sewer system, natural gas, electricity, and telecommunication lines, and removal of surplus dirt, among other improvements. The improvements will allow the respective owners to connect their homes to public utilities and apply for certificates of occupancy. The transfer of the security deposit funds will support the added costs of:

- a. Removing stockpiled excess dirt
- b. Completing grading and drainage improvements
- c. Extending the City's water and sewer services
- d. Extending PG&E's gas and electric services to all five homes in the subdivision
- e. Completing of all-weather access to the houses
- f. Constructing a sidewalk along the project frontage on Hayward Blvd

A CEQA review was conducted as part of the original entitlement process for the Project. Pursuant to Section 15332 of the CEQA Guidelines for infill development, the Project was found to be categorically exempt from environmental review. The Project is not subject to the Community Workforce Agreement with the Alameda County Building Trades Council since the project construction estimate is less than \$1,000,000.

ECONOMIC IMPACT

This item is not anticipated to have a significant economic impact to the City.

FISCAL IMPACT

The current outstanding balance of the cash deposit is \$140,671.91. This amount will be transferred from the customer deposit account (in Fund 115), and appropriated to the Tract 8058 Access and Utilities Project, Project No. 08058, in the General Fund (Fund 100). The security deposit balance will be expended before other contract fund sources. Unused funds in the construction project budget will be refunded to the City Attorney's Risk Fund.

STRATEGIC ROADMAP

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

SUSTAINABILITY FEATURES

This item is not anticipated to have significant sustainability features. However, the contractor is required to adhere to the City's construction recycling procedures.

PUBLIC CONTACT

No public contact is required for this item.

NEXT STEPS

If Council approves, staff will transfer and appropriate \$140,671.91 to the Project.

Prepared by: Manny Grewal, Management Analyst
Mo Sharma, Senior Civil Engineer
Kathy Garcia, Deputy Director of Public Works
Michael G. Vigilia, Senior Assistant Civil Attorney

Recommended by: Alex Ameri, Director of Public Works
Michael S. Lawson, City Attorney

Approved by:



Kelly McAdoo, City Manager

HAYWARD CITY COUNCIL

RESOLUTION NO. 22-

Introduced by Council Member _____

RESOLUTION APPROVING THE TRANSFER AND APPROPRIATION OF \$140,671.91 FOR THE TRACT 8058 ACCESS AND UTILITIES PROJECT, PROJECT NO. 08058, AND APPROVING CONSTRUCTION CONTINGENCY/ADMINISTRATIVE CHANGE ORDER BUDGET IN AMOUNT OF \$229,901.91

WHEREAS, the subdivider of Golden Oaks II, Tract 8058 provided a \$209,140.76 cash deposit to secure performance obligations for the subdivision improvements, and

WHEREAS, a portion of the cash security was utilized for completion of certain subdivision improvements leaving a current balance of \$140,671.91 in Fund 115, and

WHEREAS, the original subdivider failed to complete the subdivision improvements in a timely manner; and

WHEREAS, on March 15, 2022 the City Council awarded a contract to Golden Bay Construction, Inc. for completion of the Tract 8058 subdivision improvements, and approved a construction contingency/administrative change order budget of \$89,230; and

WHEREAS, additional funds are necessary to augment the previously approved construction contingency/administrative change order budget, which will allow completion of the subdivision improvements; and

WHEREAS, staff recommends the transfer and appropriation of the remaining subdivider security deposit to the Tract 8058 Access and Utilities Project, Project No. 08058 (General Fund), to fund the increase in construction contract change orders.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward authorizes the transfer and appropriation of \$140,671.91 from the project Developer Deposit account (Fund 115) to the Tract 8058 Access and Utilities Project, Project No. 08058 in the General Fund (Fund 100).

BE IT FURTHER RESOLVED that a construction contingency/administrative change order budget of \$229,901.91 is hereby approved.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2022

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



CITY OF HAYWARD

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

File #: RPT 22-073

DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

Annual City Commissions Interviews: Interview Applicants for Community Services Commission and Personnel Commission; and Consider Keep Hayward Clean and Green Task Force (KHCGTF) Applicants Selected by the KHCGTF Subcommittee

RECOMMENDATION

That the Council interviews applicants for service on the Community Services Commission and Personnel Commission; and considers the recommendation from the Keep Hayward Clean and Green Task Force Subcommittee.

SUMMARY

The annual recruitment for City commissions and the Keep Hayward Clean and Green Task Force (KHCGTF) was conducted from April 5, 2022 to June 16, 2022. There were thirteen vacancies at the beginning of the recruitment and by the end, there were fourteen due to the resignation of one additional member. Forty-five (45) applications were received by the submission deadline and thirty-nine (39) applicants qualified to be considered for appointment. Attachment II contains the list of applicants and their preference for service. A digital binder containing all qualified applications was made available to Council on June 23, 2022.

On July 7, 2022, the KHCGTF Subcommittee, comprising KHCGTF Members Bert Manzo, Jean Yee-Yu, Jeffrey Haman, and Tom Ferreira interviewed fifteen applicants who had indicated the KHCGTF as one of their preferences for service. One applicant was nominated by Council to be interviewed by the Subcommittee. At the conclusion of the interviews, the Subcommittee selected and recommended eleven applicants to the City Council for service on the KHCGTF. The list is available as Attachment III.

Members of the City Council reviewed and pre-screened all applications and individually communicated their selections to the City Clerk. There were thirteen applicants who received at least three points. In an effort to create a good ratio and pool of applicants for service on the Community Services Commission, four applicants who received two points were added to the list of selected individuals. Attachment IV contains the selection of applicants. Therefore, a total of seventeen applicants were invited to interview

with the City Council on July 12, 2022. Attachment V contains the interview schedule.

During the June 28, 2022 Special Work Session, the City Council reviewed the annual report of Council's appointed bodies comprising members' attendance records and completion of trainings and identified members who were invited to meet with Council due to their attendance at meetings being below the seventy-five percent requirement of total meetings attended from September 2021 to May 2022. Following the June 28, 2022 meeting, one member was found to be excused from meetings and one was able to clarify the attendance roster. Attachment V also contains information about current members who were invited to meet with the City Council on July 12, 2022.

ATTACHMENTS

| | |
|----------------|----------------------------------|
| Attachment I | Staff Report |
| Attachment II | List of Applicants |
| Attachment III | KHCGTF Recommendations |
| Attachment IV | List of Selected Applicants |
| Attachment V | Interview Schedule |
| Attachment VI | Demographic Data by Meeting Body |



DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Annual City Commissions Interviews: Interview Applicants for Community Services Commission and Personnel Commission; and Consider Keep Hayward Clean and Green Task Force (KHCGTF) Applicants Selected by the KHCGTF Subcommittee

RECOMMENDATION

That the City Council interviews applicants for service on the Community Services Commission and Personnel Commission; and considers the recommendation from the Keep Hayward Clean and Green Task Force Subcommittee.

SUMMARY AND DISCUSSION

The annual recruitment for City commissions and the Keep Hayward Clean and Green Task Force (KHCG TF) was conducted from April 5, 2022 to June 16, 2022. There were thirteen vacancies at the beginning of the recruitment and by the end there were fourteen due to the resignation of one additional member. Forty-five (45) applications were received by the submission deadline and thirty-nine (39) applicants qualified to be considered for appointment. Attachment II contains the list of applicants and their preference for service. A digital binder containing all qualified applications was made available to Council on June 23, 2022.

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FISCAL IMPACT

There is no fiscal impact associated with this report.

STRATEGIC ROADMAP

This agenda item relates to a project outlined in the Council's Strategic Roadmap. Staff engaged a UC Berkeley student and City Clerk intern, Lydia Vasquez, to help collect and analyze data pertaining to the composition of members of Council's appointed bodies. These efforts sought to eliminate racial inequities, mitigate unintended consequences, and advance the goals of the Commitment for an Inclusive, Equitable and Compassionate Community and the 2020 Racial Equity Action Plan. The City made great progress with the passage of Measure OO in November of 2018 which made it possible for Hayward residents to be civically engaged regardless of whether they are registered or eligible to be registered to vote. During this recruitment staff continued recruitment efforts with an equity lens in mind and focused efforts in areas lacking representation in current meeting bodies. It is staff's goal to have Council's appointed bodies from diverse backgrounds reflecting a diverse, equitable and inclusive community. Attachment VI includes data collected for each meeting body. Results of the analysis conducted revealed the desire to have more representation from more blue-collar residents and lower income communities.

PUBLIC CONTACT

The agenda was posted in accordance with the Brown Act and selected applicants were invited to interview with the City Council.

NEXT STEPS

Applicants selected to fill the current vacancies will be officially appointed and sworn-in on September 20, 2022.

Prepared and Recommended by: Miriam Lens, City Clerk

Approved by:



Kelly McAdoo, City Manager

2022 LIST OF APPLICANTS

| No. | Applicant Name | PC | PER | CSC | LC | KHCGTF |
|-----|-------------------------------|---------|-----|-----|----|--------|
| | | RANKING | | | | |
| 1 | Abdul Rauf | | | 1 | | |
| 2 | Andre D. Van Horn | 1 | | | | |
| 3 | Anthony Crosby | | | | 1 | |
| 4 | Arti Garg (CSC) | 1 | | | | |
| 5 | Chandrakala (Chandu) Siramdas | 2 | 4 | 3 | | 1 |
| 6 | Collin Thormoto (CSC) | | | | 1 | |
| 7 | David M. Galindo | | | 1 | | |
| 8 | Elaine Alvite | | | 1 | | |
| 9 | Elayne S. Wesley | | | 1 | | |
| 10 | Elena Lepe | | | 2 | 1 | |
| 11 | Evan W. Chandler | 1 | | | | |
| 12 | Genevieve Randolph | 2 | 1 | | | |
| 13 | Gordean W. Lum-Villiados | | | 1 | | |
| 14 | Jadesola Edwards | 3 | 2 | 1 | | |
| 15 | Jagdeep Singh | | | 1 | 2 | 3 |
| 16 | James Maxwell | | | 1 | | |
| 17 | Jeff Bond | 1 | | | | |
| 18 | Jeffrey F. Haman (KHCGTF) | | | | 1 | |
| 19 | Jesse L. Gunn | | | 1 | | |
| 20 | Josh M. Hanson | | | 1 | | |
| 21 | Katlin M. Turner | | | | | 1 |
| 22 | Lenita E. Wheeler | 2 | | 1 | 3 | |
| 23 | Lucas C. Banks | 1 | | 2 | | 3 |
| 24 | Lucy Woo | 1 | 4 | 2 | 3 | 5 |
| 25 | Margaret S. Barton | 2 | | | | 1 |
| 26 | Marhya Kelsch | | | 1 | | |
| 27 | Michael L. Carrell | 1 | 2 | | 3 | 4 |
| 28 | Nicole Banks | | | 1 | | |
| 29 | Nicole Y. Harden | | | 1 | | |
| 30 | Pekon Gupta | 2 | | | | 1 |
| 31 | Rachelle Wilkins | 1 | 3 | 2 | | |
| 32 | Regneel Prasad | | | 1 | | 2 |
| 33 | Shalin Patel | 2 | 4 | 3 | 5 | 1 |
| 34 | Suyog Zambre | 1 | | 2 | | 3 |
| 35 | Tammy R. Cooper | | | | | 1 |
| 36 | Terence C. Candell | 3 | | 1 | | 2 |
| 37 | Tina R. Sanders | | | 1 | | |
| 38 | Tomas Gomez | | | | | 1 |
| 39 | Valdwin J Hayo | | | | | 1 |

| |
|---|
| Ranking: One (1) being the most desired Five (5) being the least desired |
| CURRENT MEMBER |

- PC
- [Planning Commission](#)
- PERS
- [Personnel Commission](#)
- CSC
- [Community Services Commission](#)
- LC
- [Library Commission](#)
- KHCGTF
- [Keep Hayward Clean and Green Task Force](#)

**KEEP HAYWARD CLEAN AND GREEN TASK FORCE
SUBCOMMITTEE RECOMMENDATION**

| Binder. No. | APPLICANT NAME | PC | PER | CSC | LC | KHCGTF |
|----------------|-------------------------------|----------|----------|----------|----------|----------|
| | | RANKING | | | | |
| 5 | Chandrakala (Chandu) Siramdas | 2 | 4 | 3 | | 1 |
| 15 | Jagdeep Singh | | | 1 | 2 | 3 |
| 21 | Katlin M. Turner | | | | | 1 |
| 23 | Lucas C. Banks | 1 | | 2 | | 3 |
| 25 | Margaret S. Barton | 2 | | | | 1 |
| 30 | Pekon Gupta | 2 | | | | 1 |
| 32 | Regneel Prasad | | | 1 | | 2 |
| 33 | Shalin Patel | 2 | 4 | 3 | 5 | 1 |
| 34 | Suyog Zambre | 1 | | 2 | | 3 |
| 35 | Tammy R. Cooper | | | | | 1 |
| 36 | Terence C. Candell | 3 | | 1 | | 2 |

Ranking: One (1) being the most desired and five (5) being the least desired.

| |
|----------------|
| Vacancies: Ten |
|----------------|

PC [Planning Commission](#)

CSC [Community Services Commission](#)

KHCGTF [Keep Hayward Clean and Green Task Force](#)

PERS [Personnel Commission](#)

LC [Library Commission](#)

SELECTED APPLICANTS FOR INTERVIEWS WITH COUNCIL

| COMMUNITY SERVICES COMMISSION Two Vacancies (2 points or more) | | | | | | | | | |
|--|-------------------------------|----|----|----|----|----|----|----|-------|
| App # | APPLICANT NAME | AA | BH | SL | EM | MS | AW | FZ | TOTAL |
| 1 | Abdul Rauf | | | | 1 | 1 | | | 2 |
| 7 | David M. Galindo | | | | 1 | 1 | | 1 | 3 |
| 8 | Elaine Alvite | 1 | 1 | 1 | 1 | 1 | | 1 | 6 |
| 10 | Elena Lepe | | | 1 | | 1 | | 1 | 3 |
| 13 | Gordean W. Lum-Villados | | 1 | | 1 | | | | 2 |
| 15 | Jagdeep Singh | | 1 | 1 | | | | 1 | 3 |
| 19 | Jesse L. Gunn | 1 | 1 | | 1 | | 1 | 1 | 5 |
| 22 | Lenita E. Wheeler | 1 | 1 | | 1 | | | | 3 |
| 28 | Nicole K. Banks | 1 | 1 | | | 1 | | | 3 |
| 29 | Nicole Y. Harden | 1 | | 1 | | | | | 2 |
| 36 | Terence C. Candell | 1 | | 1 | | | | | 2 |
| PERSONNEL COMMISSION Two Vacancies (3 points or more) | | | | | | | | | |
| App # | APPLICANT NAME | AA | BH | SL | EM | MS | AW | FZ | TOTAL |
| 5 | Chandrakala (Chandu) Siramdas | | 1 | | 1 | 1 | 1 | 1 | 5 |
| 12 | Genevieve Randolph | | 1 | 1 | 1 | | 1 | 1 | 5 |
| 14 | Jadesola Edwards | | 1 | | 1 | 1 | | 1 | 4 |
| 24 | Lucy Woo | | 1 | | 1 | 1 | | | 3 |
| 27 | Michael L. Carrell | | | | 1 | 1 | | 1 | 3 |
| 31 | Rachelle Wilkins | | 1 | 1 | 1 | 1 | | 1 | 5 |
| KEEP HAYWARD CLEAN AND GREEN TASK FORCE Ten Vacancies Recommendations for Interview with the KHCETF Subcommittee (2 points or more) | | | | | | | | | |
| App # | APPLICANT NAME | AA | BH | SL | EM | MS | AW | FZ | TOTAL |
| 16 | James Maxwell | | | 1 | 1 | | | | 2 |

AA = Council Member Andrews; BH = Mayor Halliday; SL = Council Member Lamnin;

EM = Council Member Márquez; MS = Council Member Salinas;

AW = Council Member Wahab; FZ = Council Member Zermeño

**JULY 12, 2022 SPECIAL CITY COUNCIL MEETING
INTERVIEW SCHEDULE**

| # | Binder No. | APPLICANT NAME | TOTAL POINTS | RANKING | | | | |
|--|------------|-------------------------------|--------------|---------|-----|-----|----|------|
| | | | | PC | PER | CSC | LC | KHCG |
| COMMUNITY SERVICES COMMISSION (Two Vacancies) 5:30 - 7:10 PM | | | | | | | | |
| 1 | 1 | Abdul Rauf | 2 | | | 1 | | |
| 2 | 7 | David M. Galindo | 3 | | | 1 | | |
| 3 | 8 | Elaine Alvite | 6 | | | 1 | | |
| 4 | 10 | Elena Lepe | 3 | | | 2 | 1 | |
| 5 | 13 | Gordean W. Lum-Villiados | 2 | | | 1 | | |
| 6 | 15 | Jagdeep Singh | 3 | | | 1 | 2 | 3 |
| 7 | 19 | Jesse L. Gunn | 5 | | | 1 | | |
| 8 | 22 | Lenita E. Wheeler | 3 | 2 | | 1 | 3 | |
| 9 | 28 | Nicole K. Banks | 3 | | | 1 | | |
| 10 | 29 | Nicole Y. Harden | 2 | | | 1 | | |
| 11 | 36 | Terence C. Candell | 2 | 3 | | 1 | | 2 |
| DINNER BREAK (7:20 - 7:50 PM) | | | | | | | | |
| PERSONNEL COMMISSION (Two Vacancies) 7:50 - 8:40 PM | | | | | | | | |
| 12 | 5 | Chandrakala (Chandu) Siramdas | 5 | 2 | 4 | 3 | | 1 |
| 13 | 12 | Genevieve Randolph | 5 | 2 | 1 | | | |
| 14 | 14 | Jadesola Edwards | 4 | 3 | 2 | 1 | | |
| 15 | 24 | Lucy Woo | 3 | 1 | 4 | 2 | 3 | 5 |
| 16 | 27 | Michael L. Carrell | 3 | 1 | 2 | | 3 | 4 |
| 17 | 31 | Rachelle Wilkins | 5 | 1 | 3 | 2 | | |
| <i>Ranking: One (1) being the most desired and five (5) being the least desired.</i> | | | | | | | | |

| CURRENT MEMBERS (8:50 - 9:25 PM) | | | | |
|---|-----------------|--------------|----------------|--------------|
| # | NAME | MEETING BODY | DATE Appointed | TERM Expires |
| 1 | Caleb Davis | KHCGTF | 9/21/2021 | 9/30/2024 |
| 2 | Canice Adom | KHCGTF | 9/21/2021 | 9/30/2025 |
| 3 | Esther Lopez | KHCGTF | 9/10/2019 | 9/30/2023 |
| 4 | Krysta Penfield | KHCGTF | 9/15/2020 | 9/30/2024 |
| 5 | Magdalena Cerna | CSC | 9/15/2020 | 9/30/2024 |
| 6 | Mohaned Elwali | KHCGTF | 9/21/2021 | 9/30/2024 |
| 7 | Rodney Hankins | KHCGTF | 9/10/2019 | 9/30/2023 |
| 8 | Ron Maldonado | KHCGTF | 9/15/2020 | 9/30/2024 |

PC [Planning Commission](#)
CSC [Community Services Commission](#)
KHCGTF [Keep Hayward Clean and Green Task Force](#)

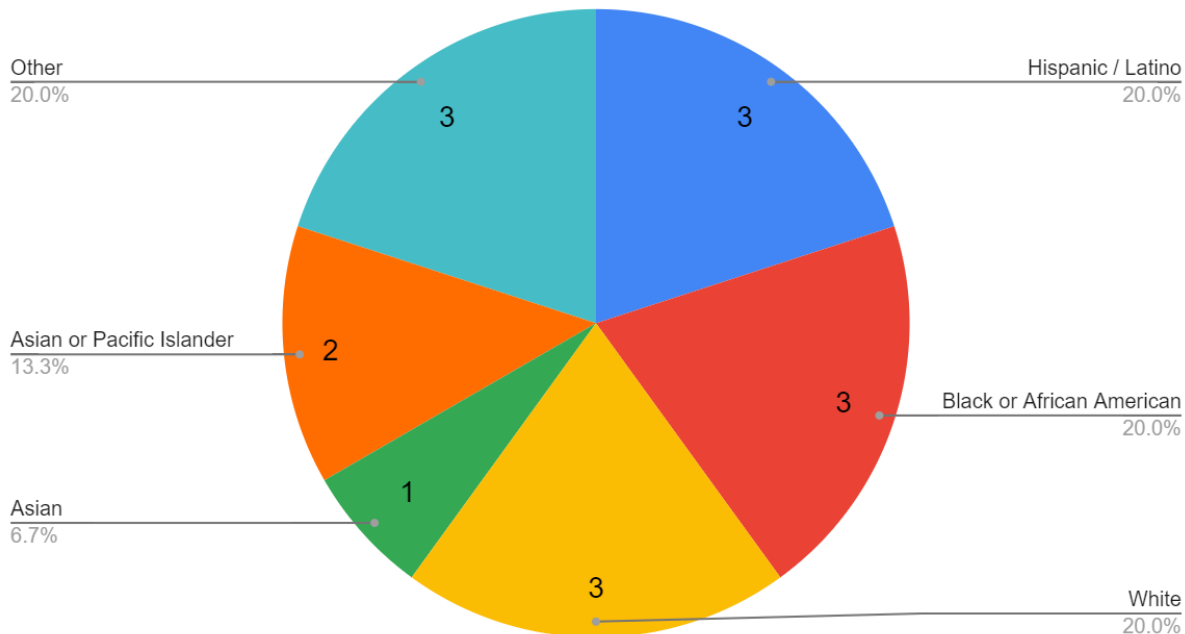
PERS [Personnel Commission](#)
LC [Library Commission](#)

COMMUNITY SERVICES COMMISSION

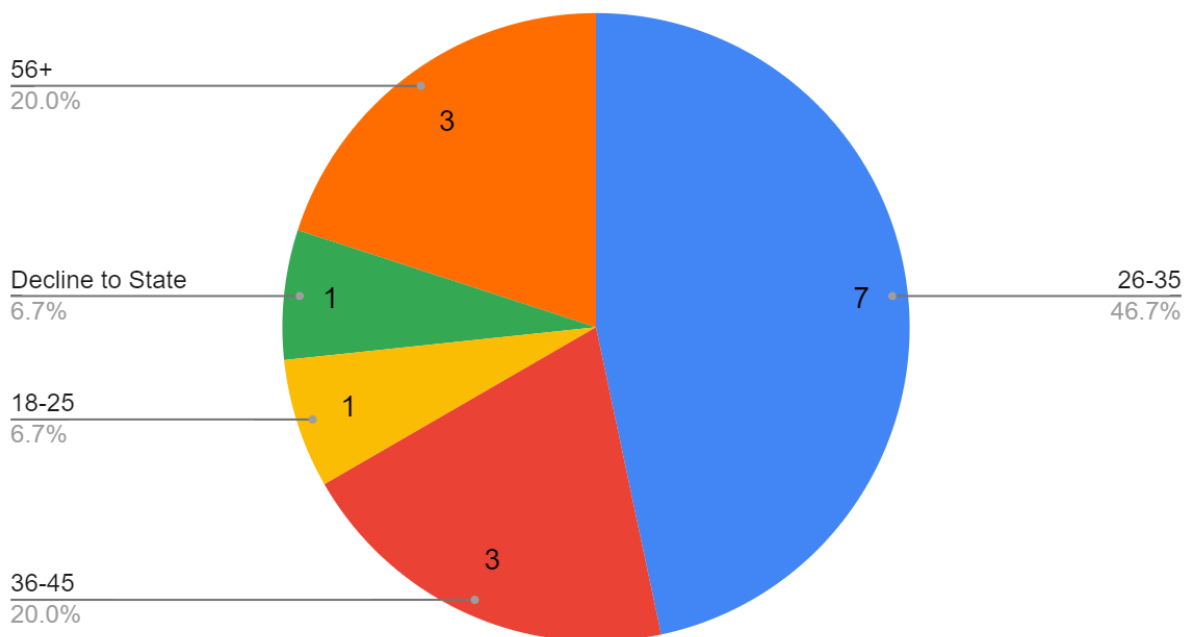
Membership: 17; Vacancies 2

Data collected based on 15 members.

Ethnicity

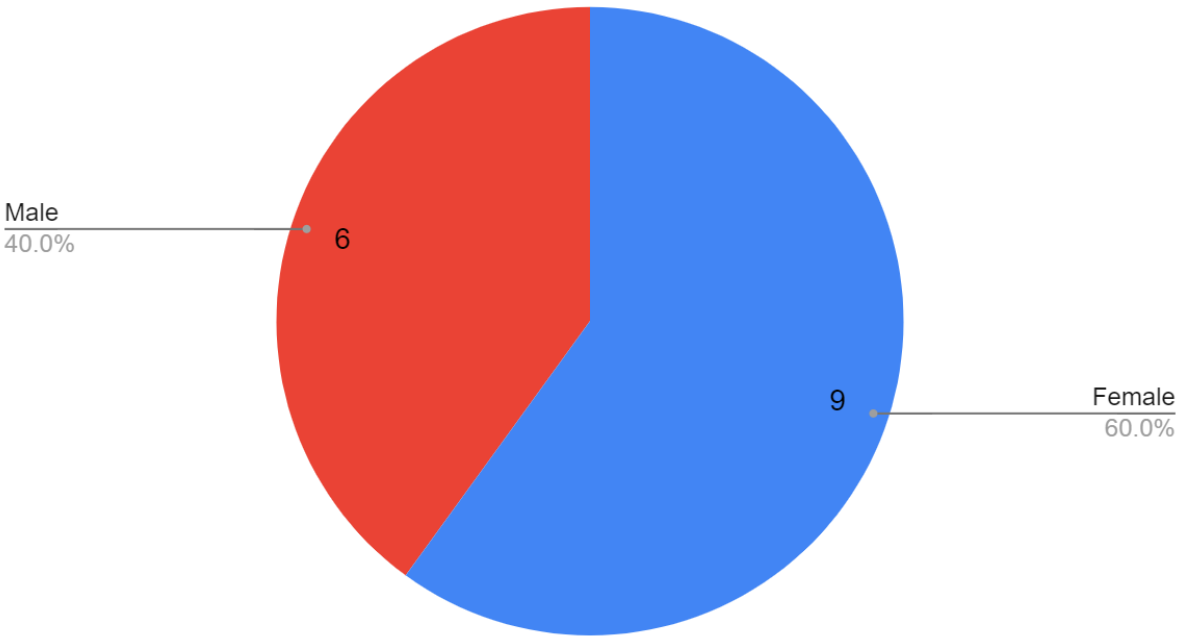


Age

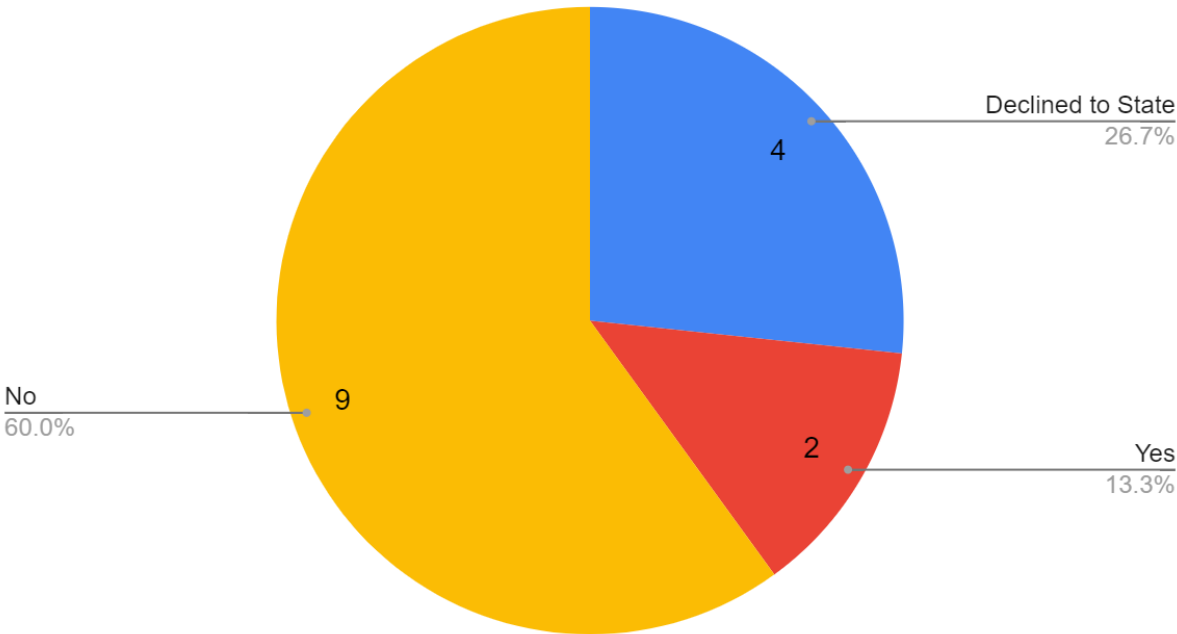


COMMUNITY SERVICES COMMISSION

Gender

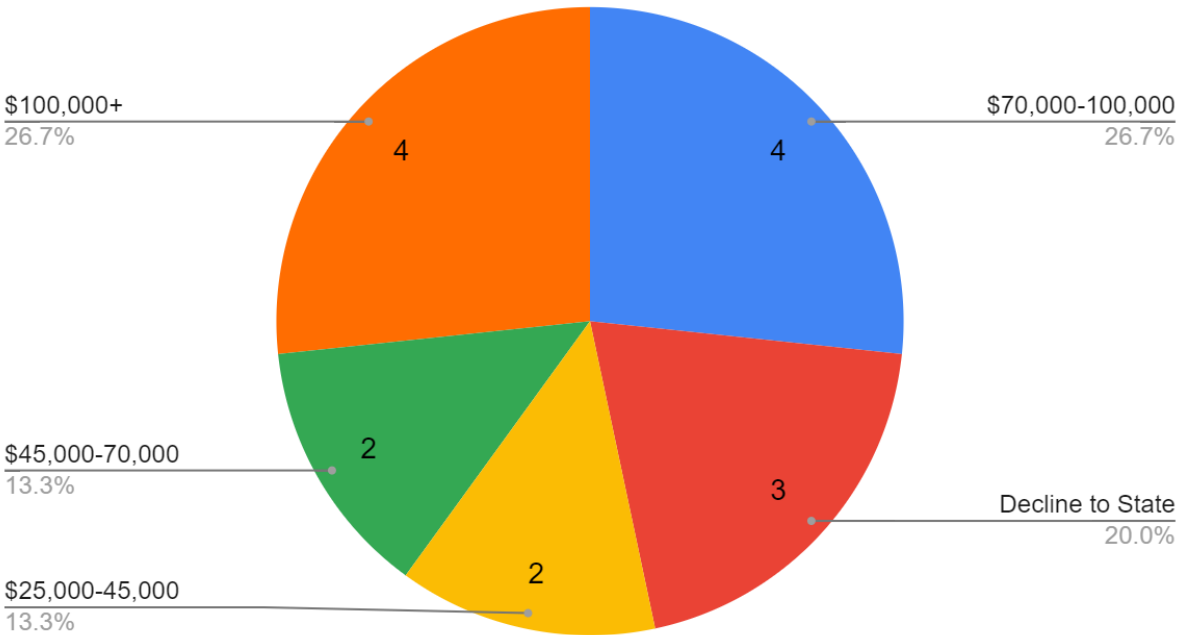


LGBTQIA+

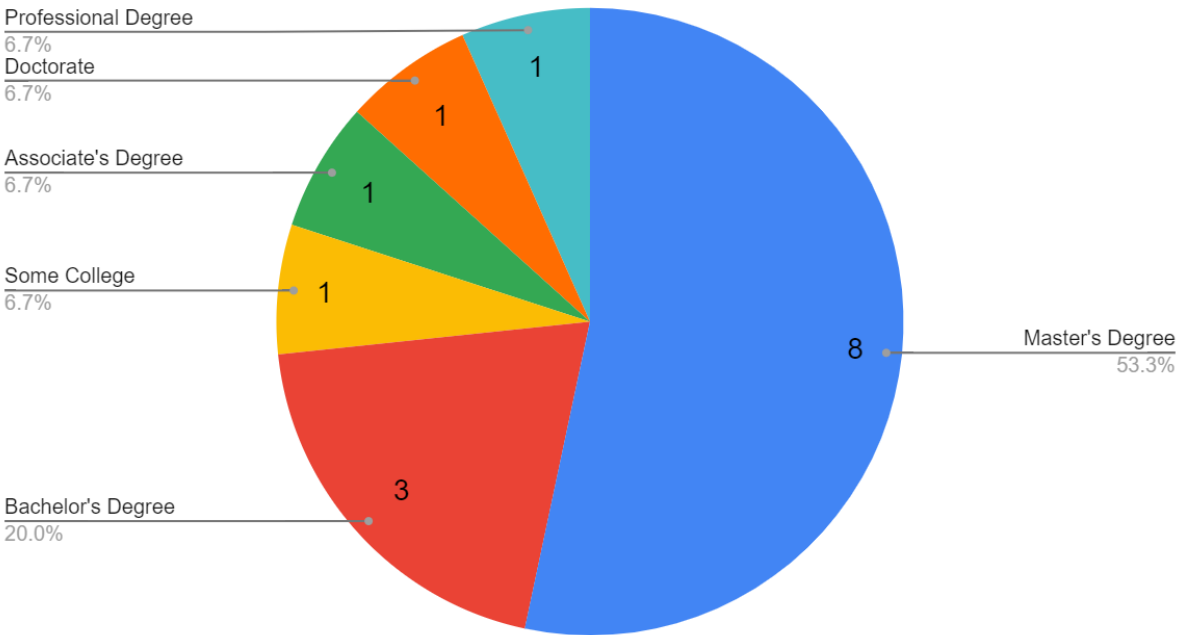


COMMUNITY SERVICES COMMISSION

Income

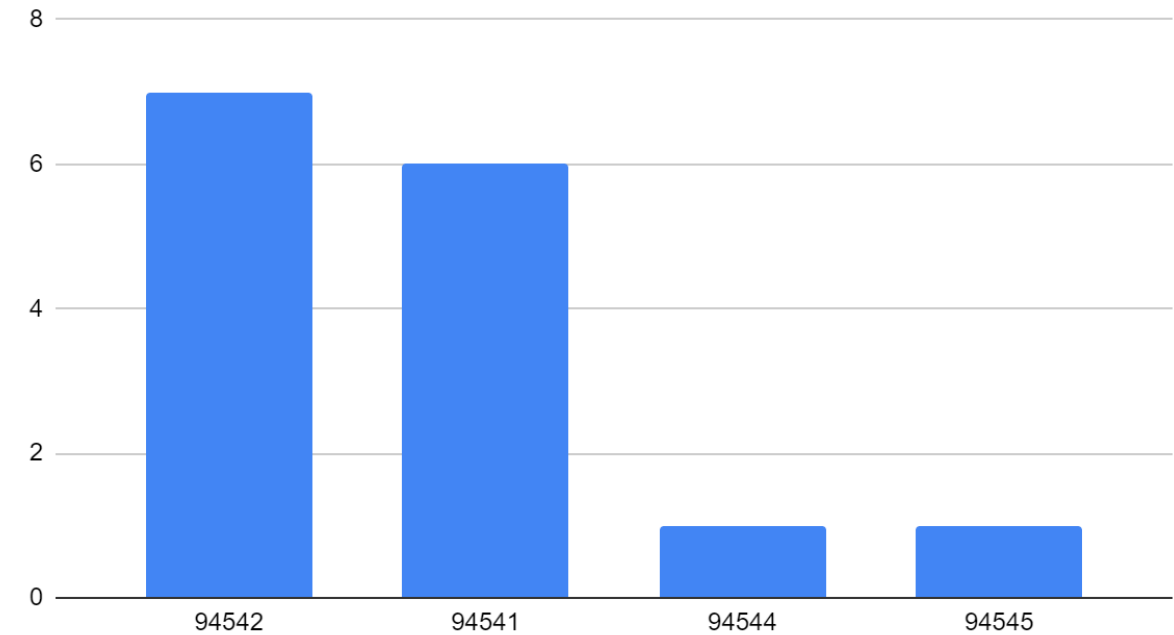


Educational Attainment

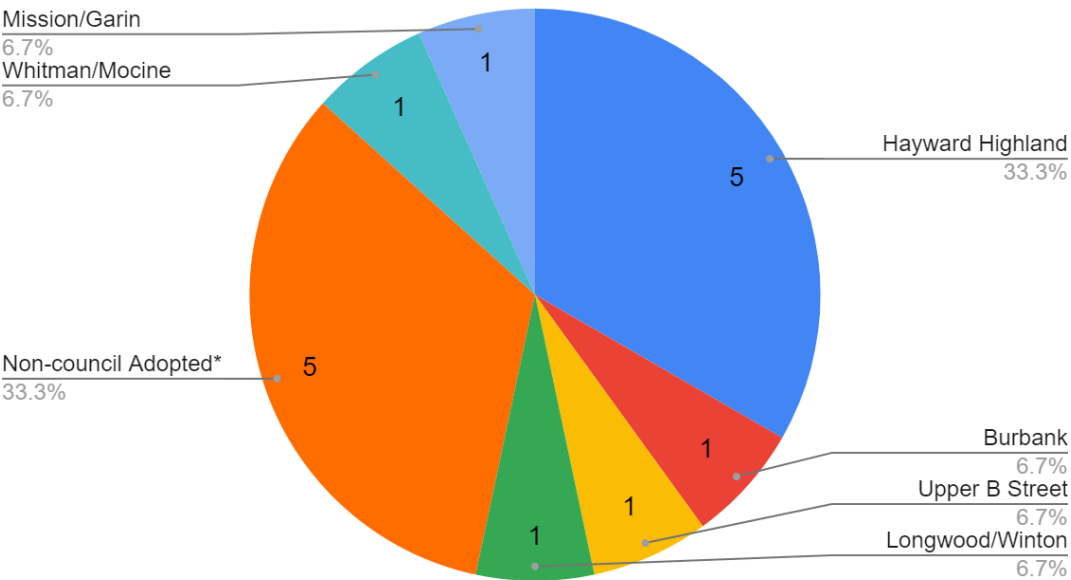


COMMUNITY SERVICES COMMISSION

Zip Code



Geographic Location



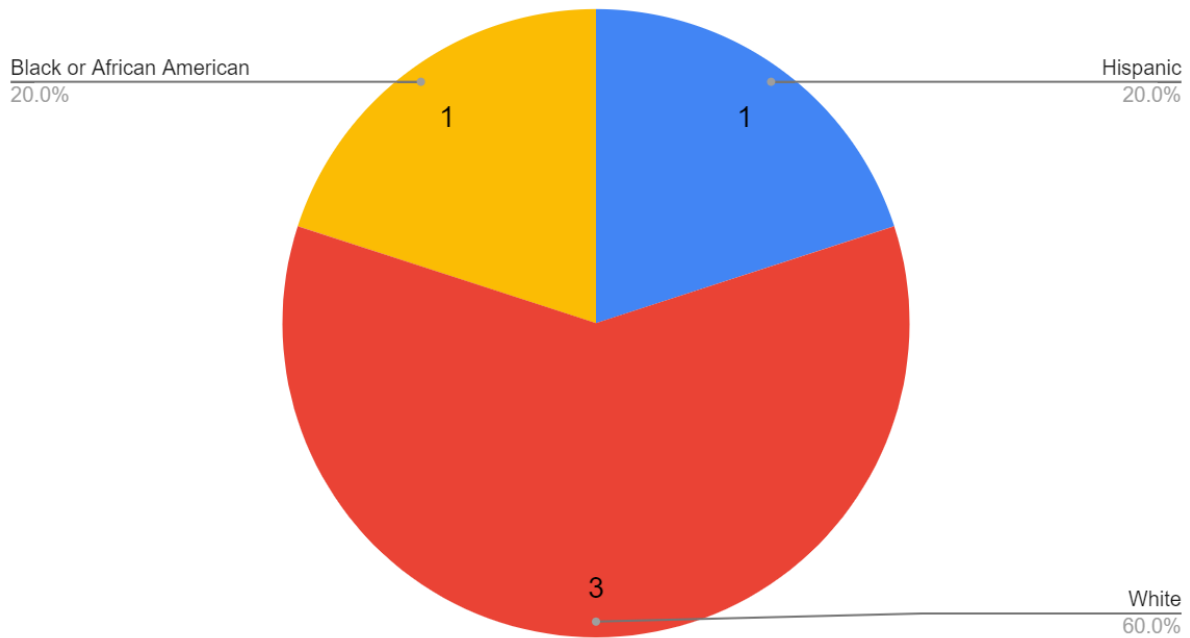
* Non-Council Adopted: Areas with no City Council Adopted Neighborhood Plan. (Industrial Corridor-west and south of the city, the Hayward Hills east of Bailey Ranch, and the Downtown area.)

PERSONNEL COMMISSION

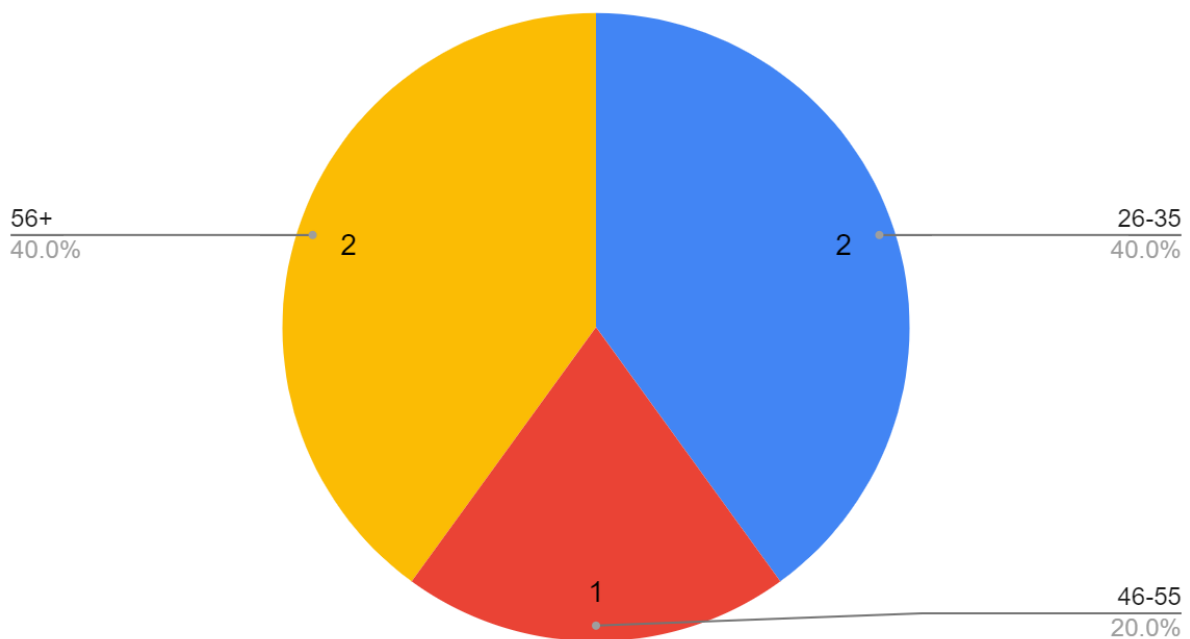
Membership: 7; Vacancies 2

Data collected based on 5 members.

Ethnicity

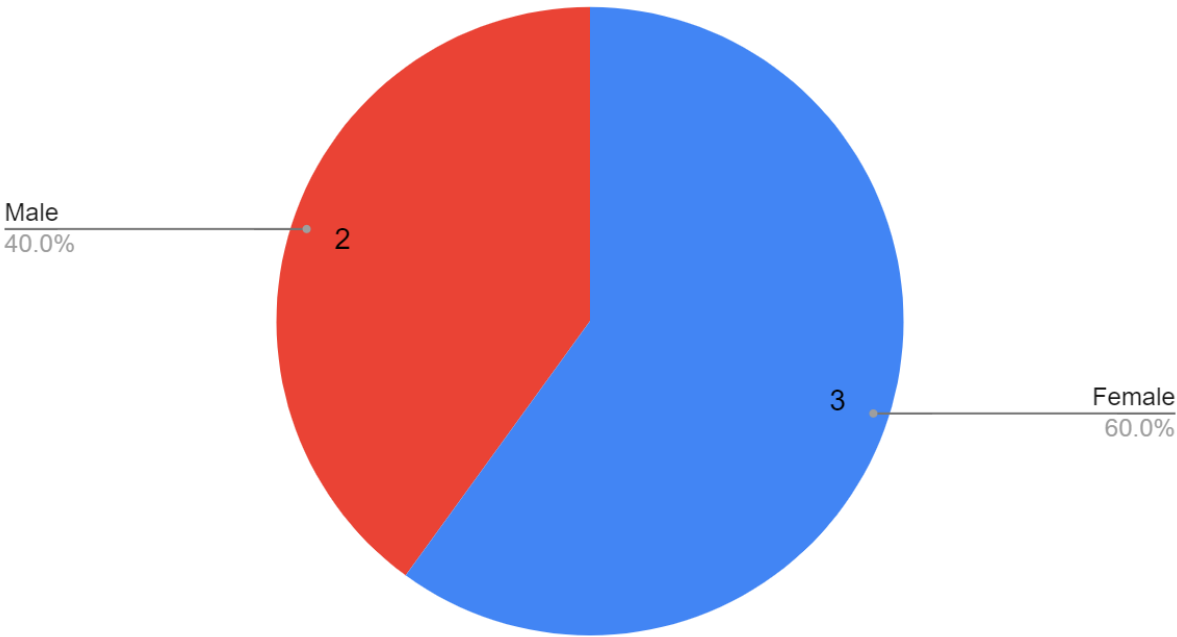


Age

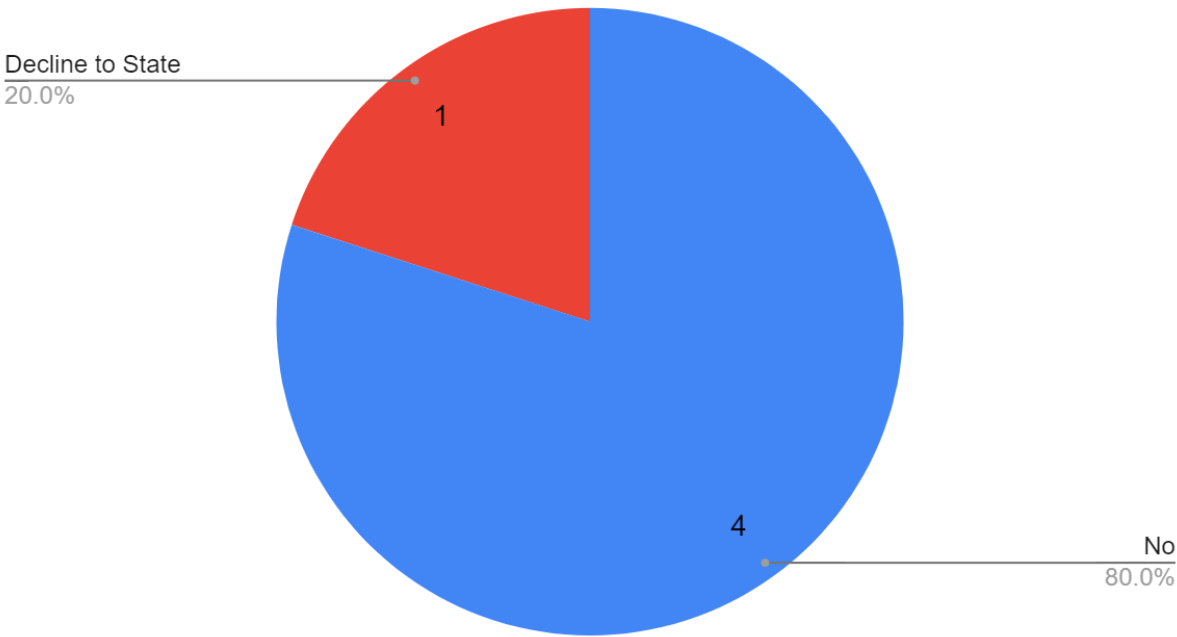


PERSONNEL COMMISSION

Gender

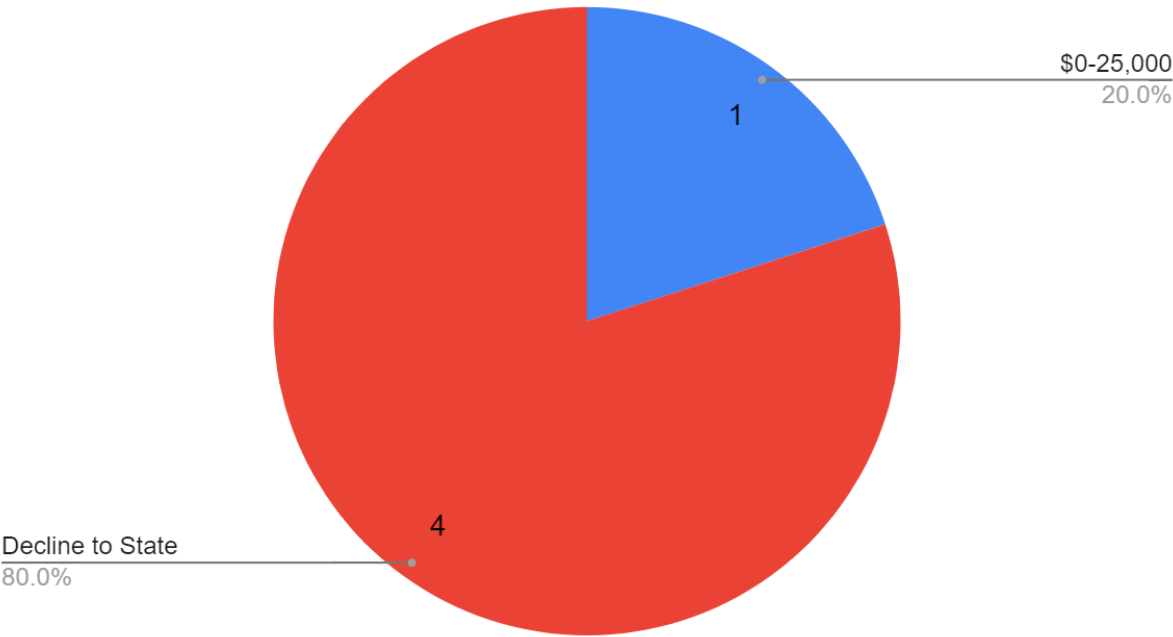


LGBTQIA+

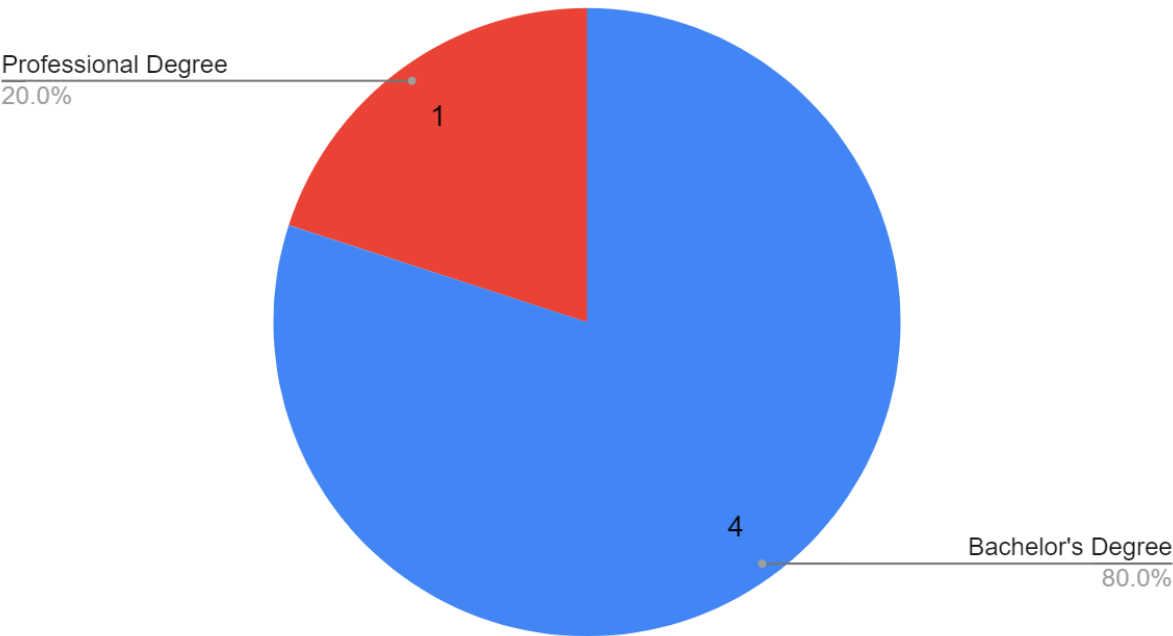


PERSONNEL COMMISSION

Income

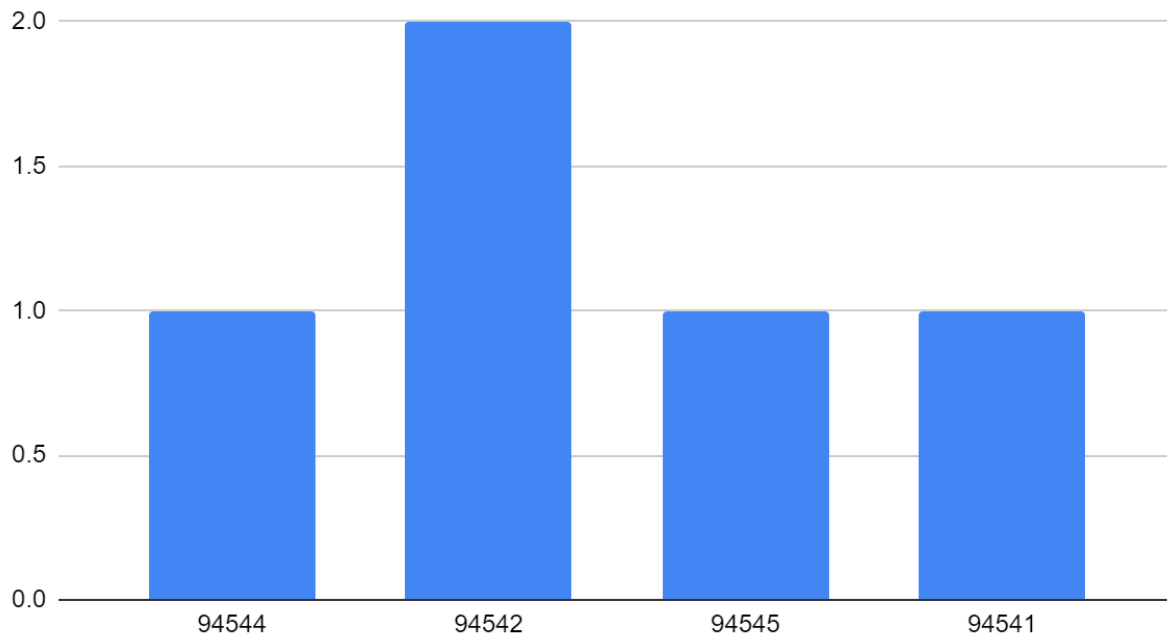


Educational Attainment

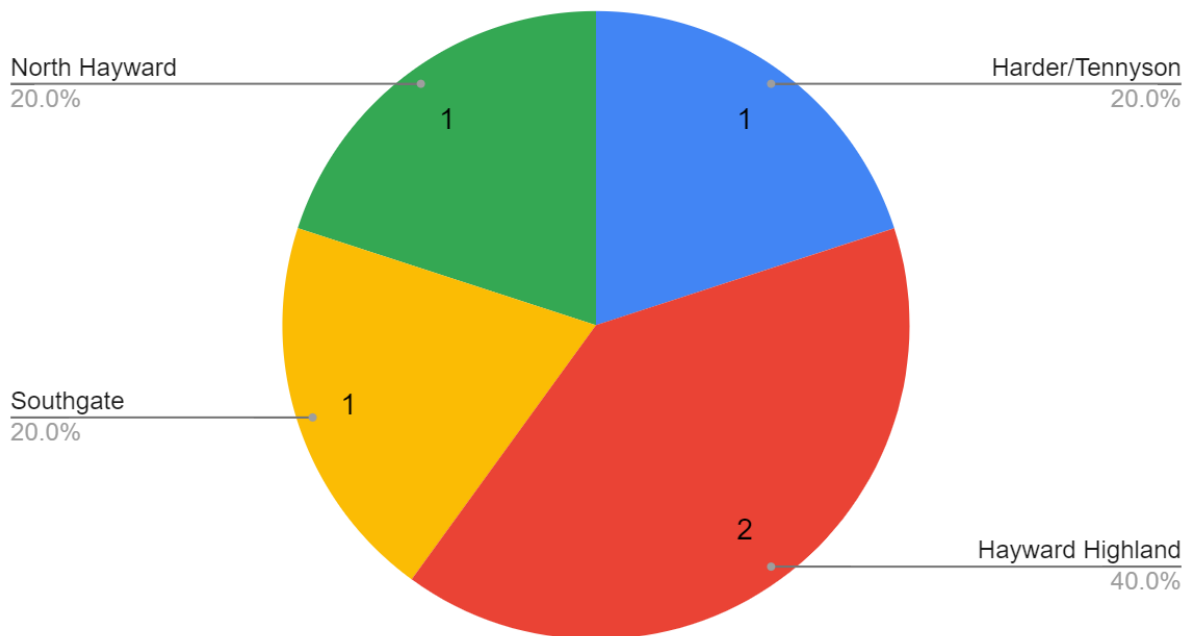


PERSONNEL COMMISSION

Zip Code



Geographic Location

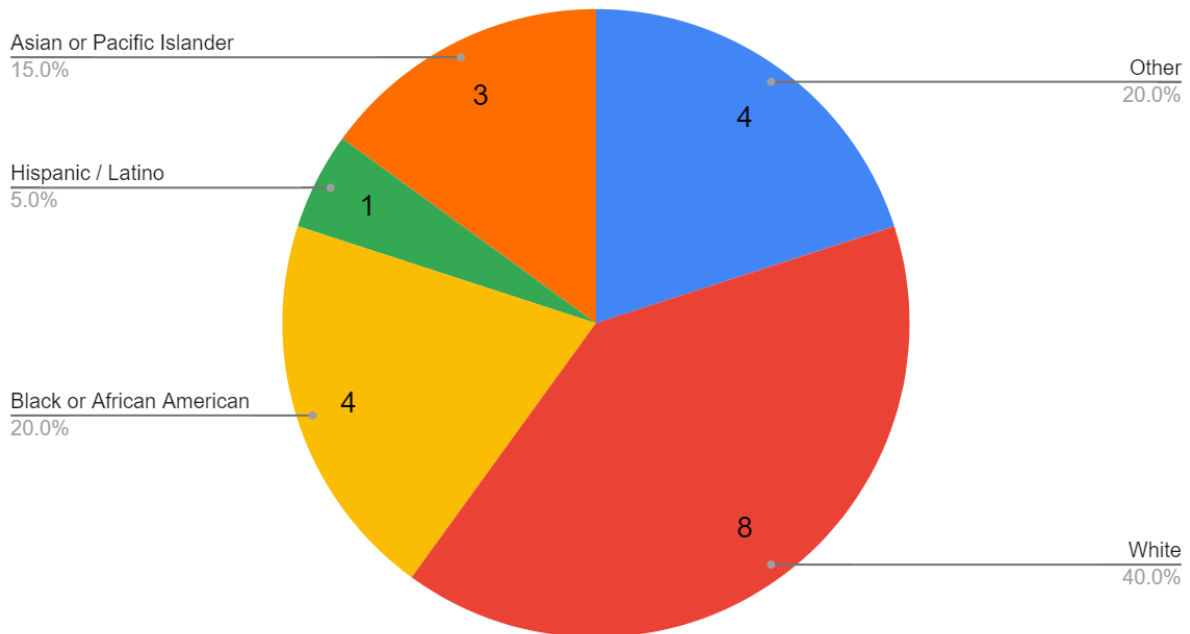


KEEP HAYWARD CLEAN AND GREEN TASK FORCE

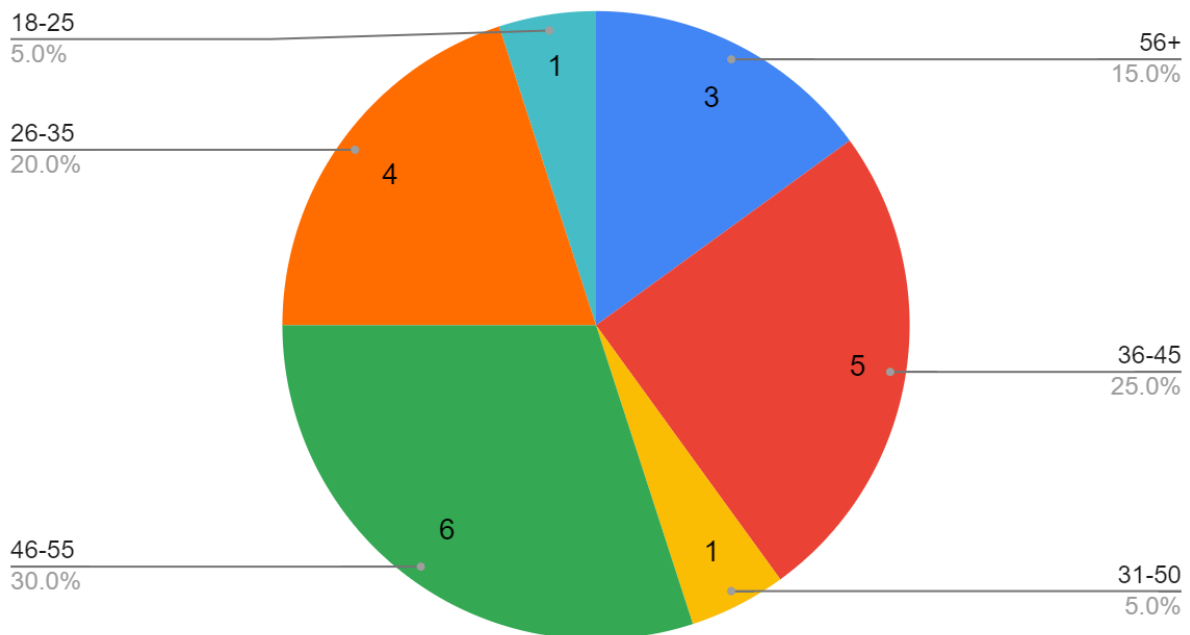
Membership: 30; **Vacancies** 10

Data collected based on 20 members.

Ethnicity

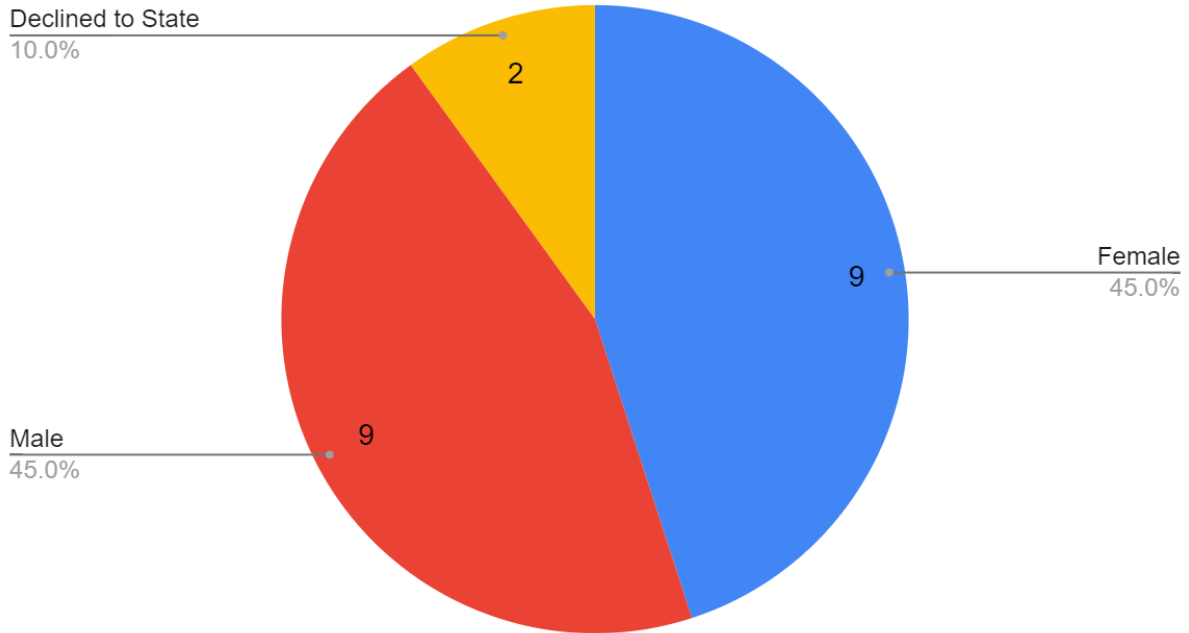


Age

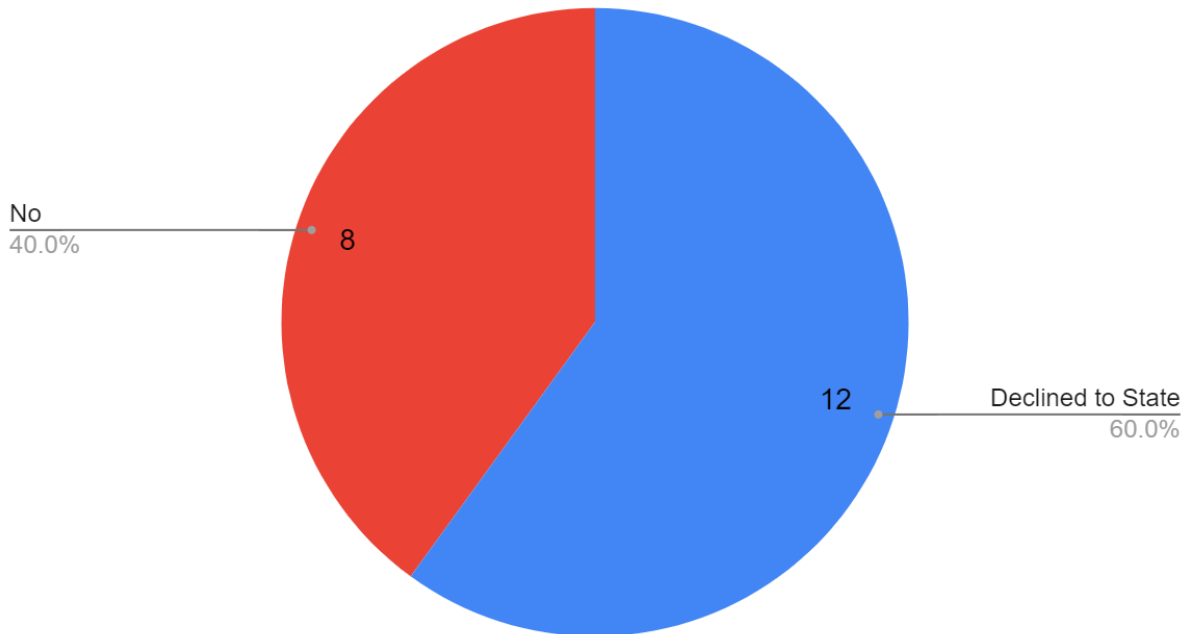


KEEP HAYWARD CLEAN AND GREEN TASK FORCE

Gender

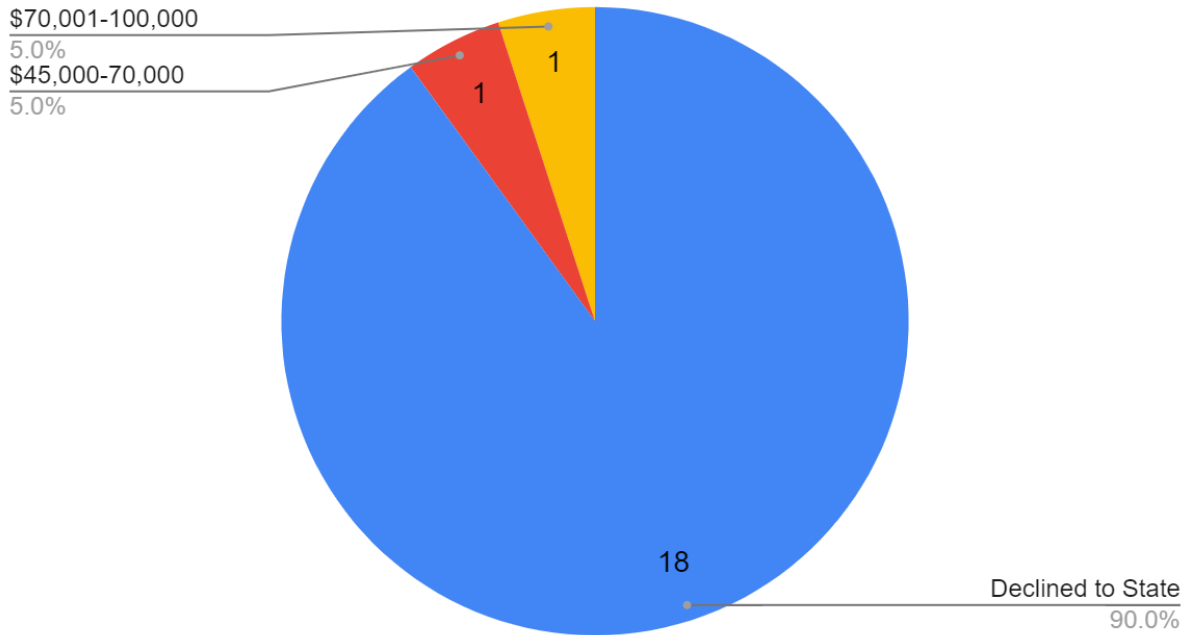


LGBTQIA+

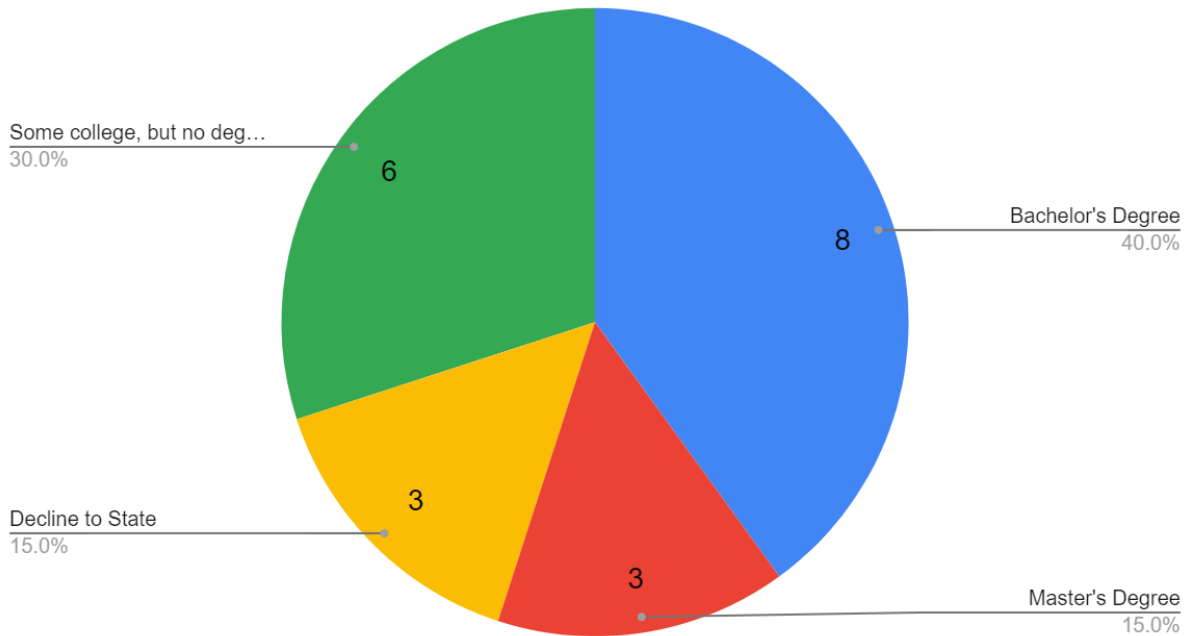


KEEP HAYWARD CLEAN AND GREEN TASK FORCE

Income

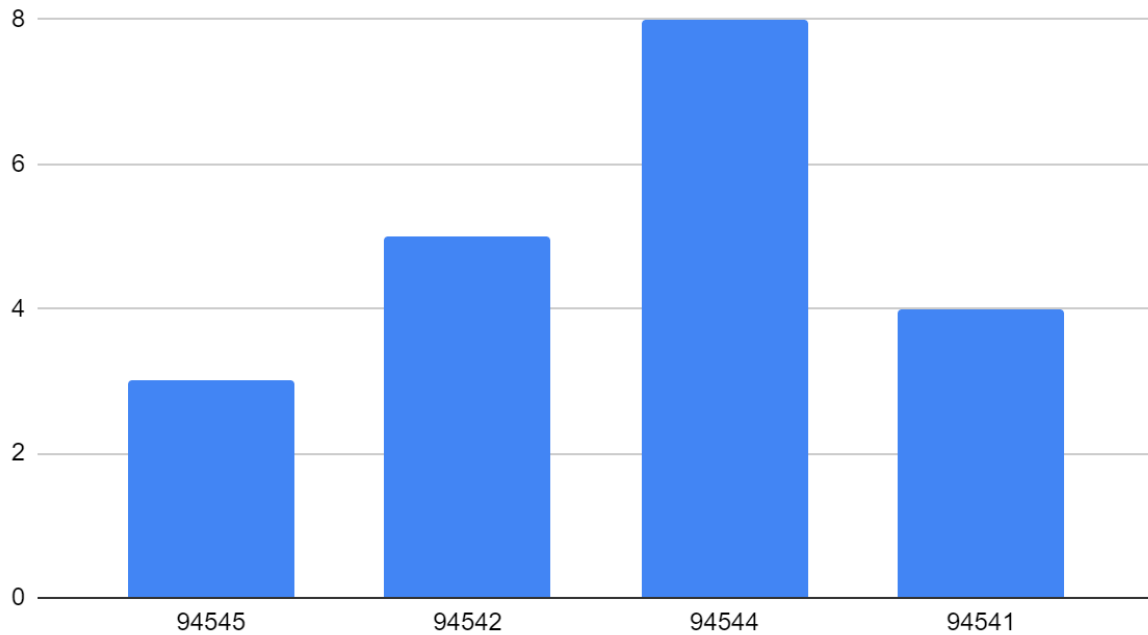


Educational Attainment

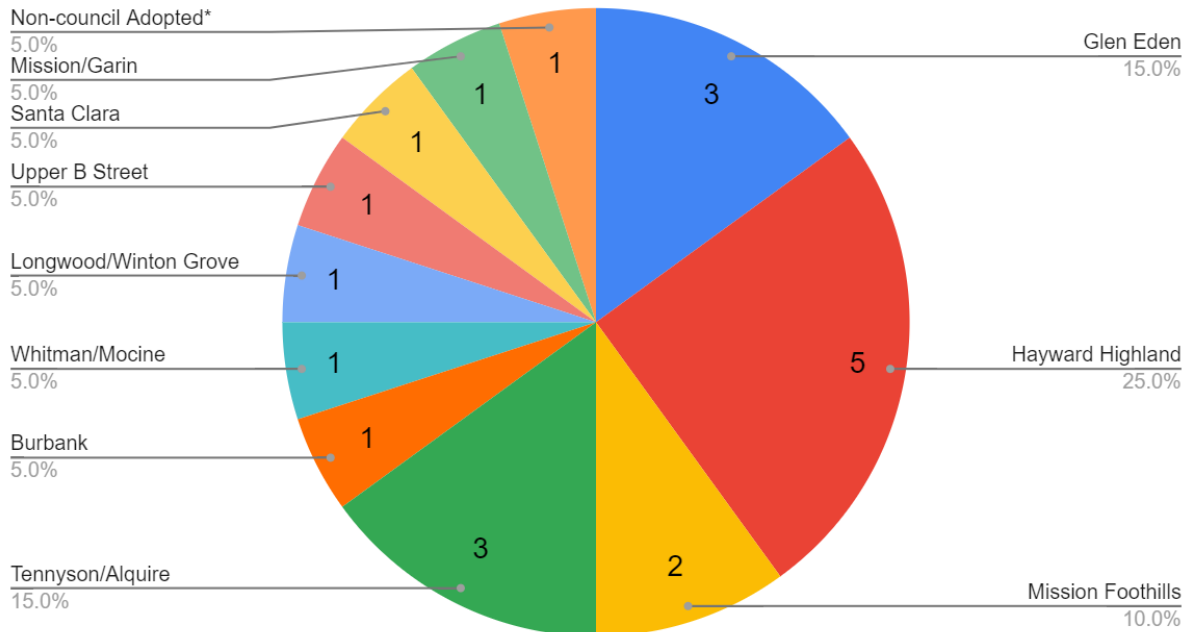


KEEP HAYWARD CLEAN AND GREEN TASK FORCE

Zip Code



Geographic Location

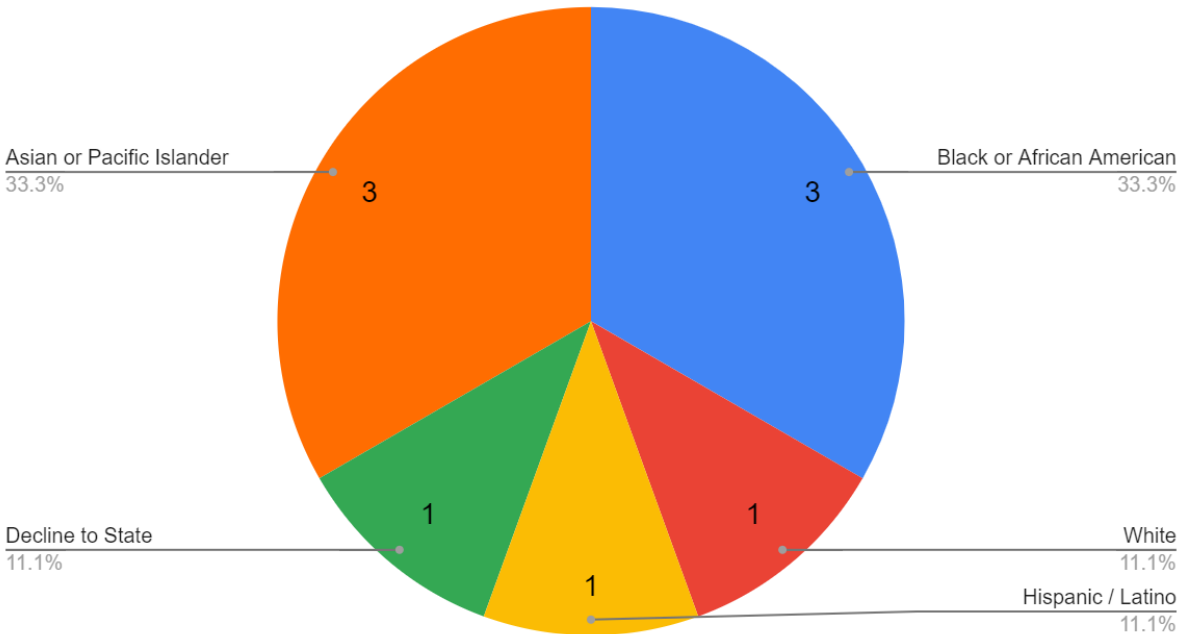


* *Non-Council Adopted: Areas with no City Council Adopted Neighborhood Plan. (Industrial Corridor-west and south of the city, the Hayward Hills east of Bailey Ranch, and the Downtown area.)*

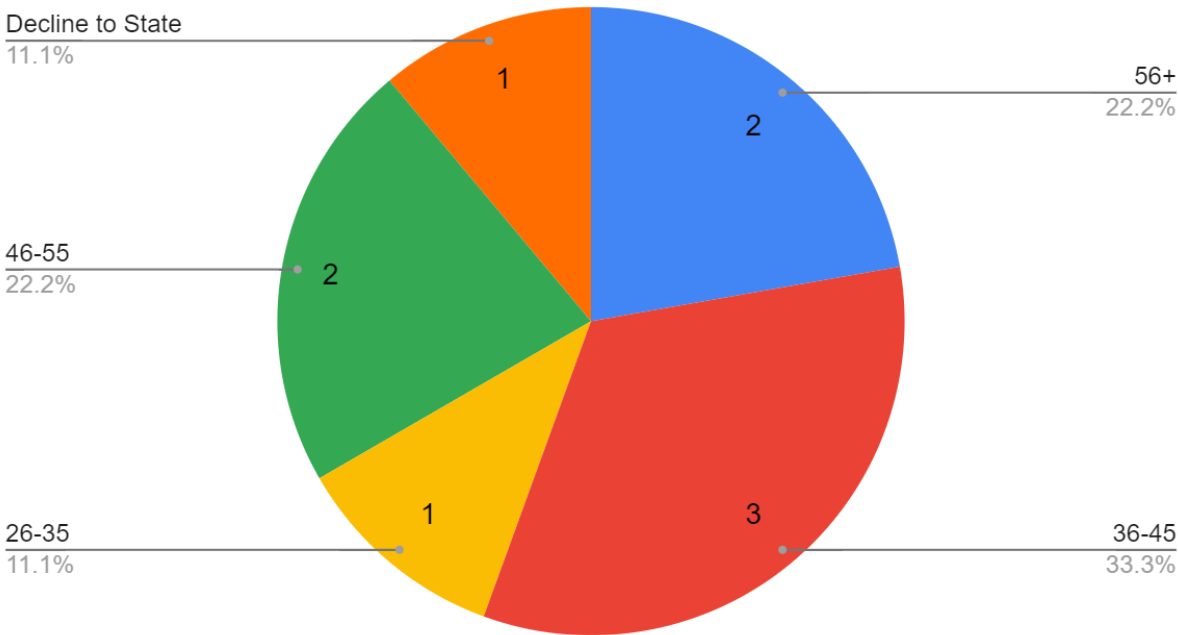
LIBRARY COMMISSION

Membership: 9; Vacancies 0
Data collected based on 9 members.

Ethnicity

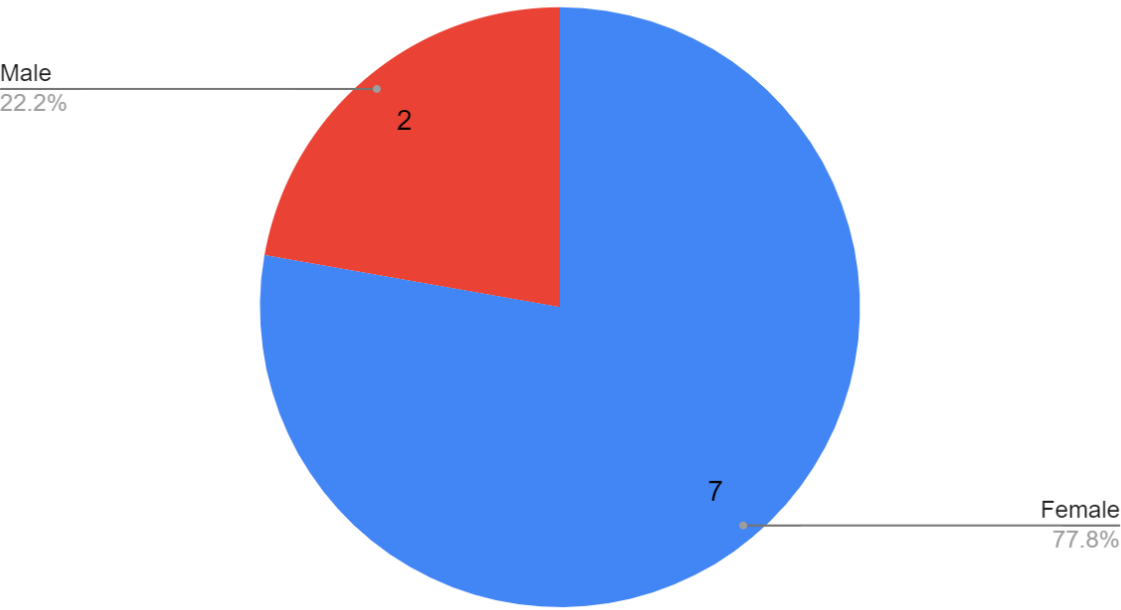


Age

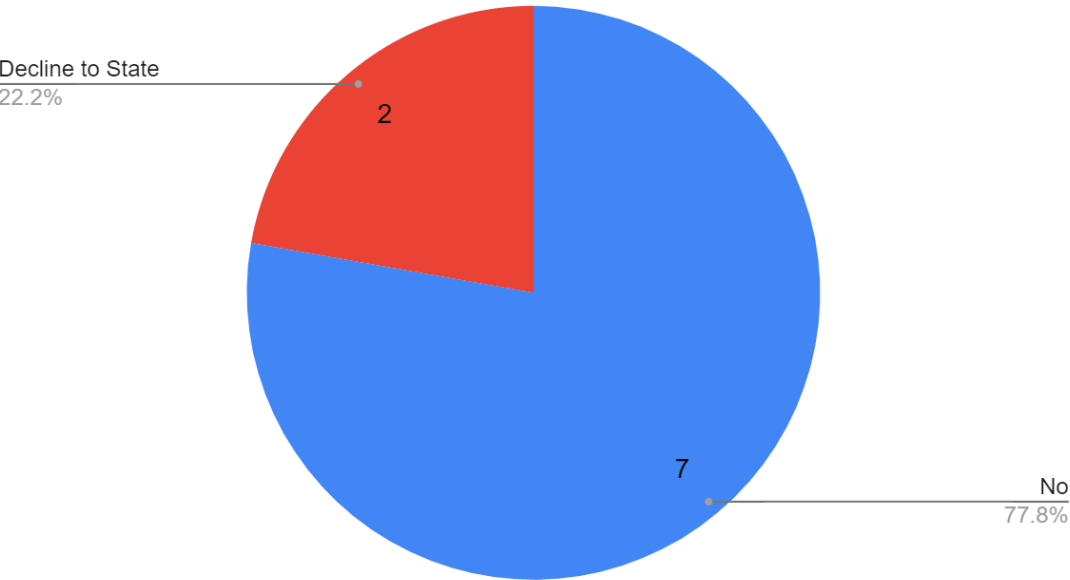


LIBRARY COMMISSION

Gender

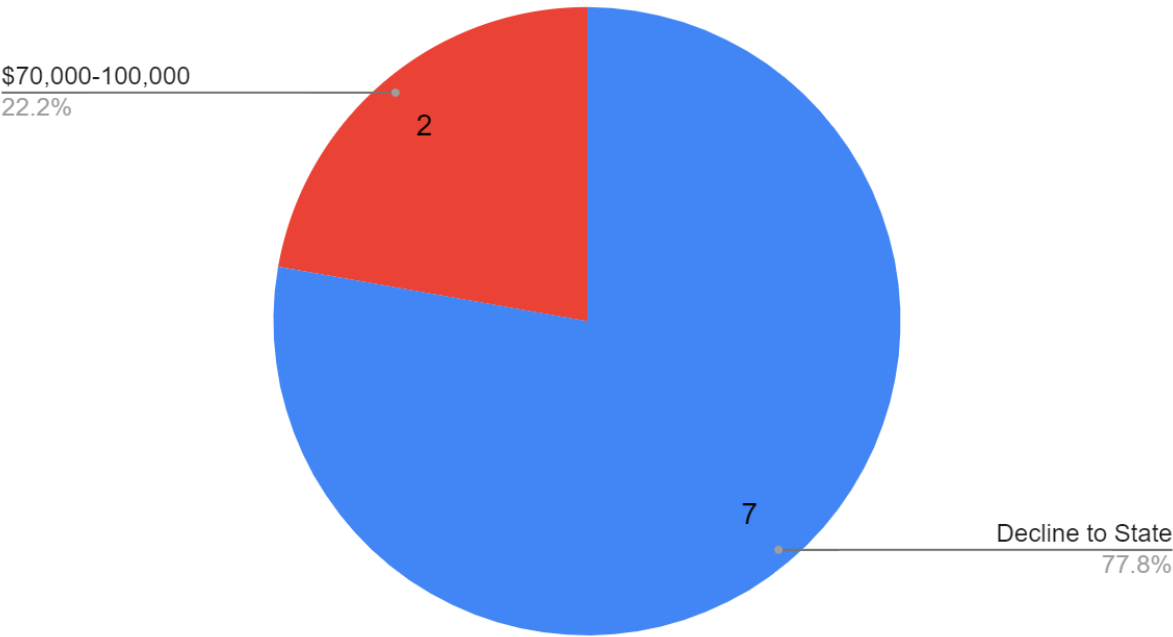


LGBTQIA+

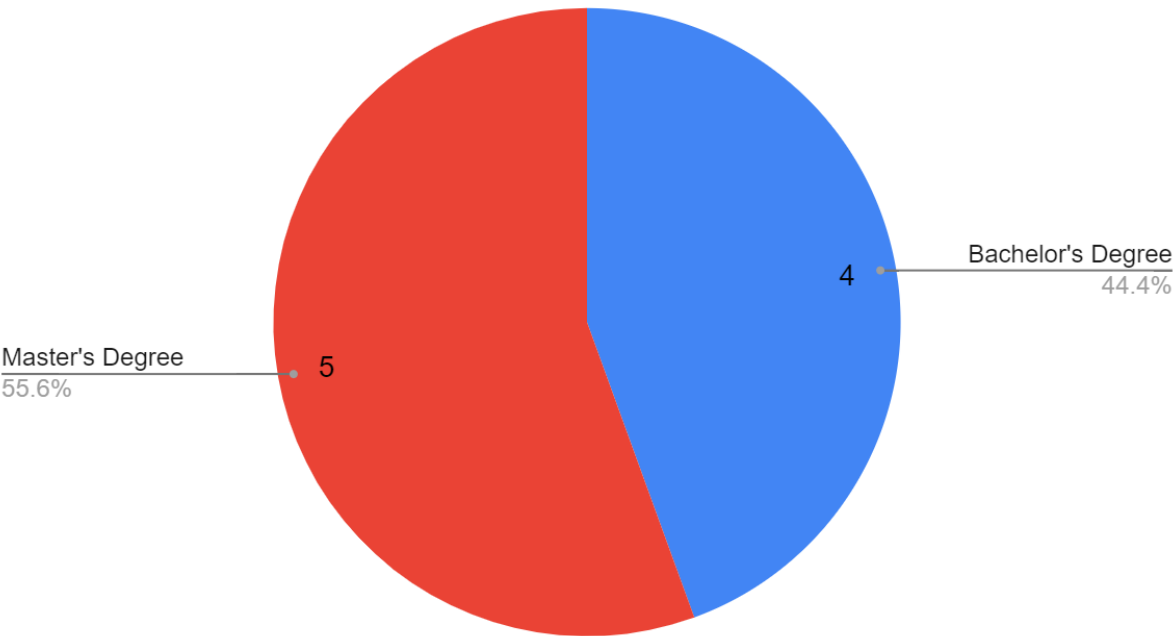


LIBRARY COMMISSION

Income

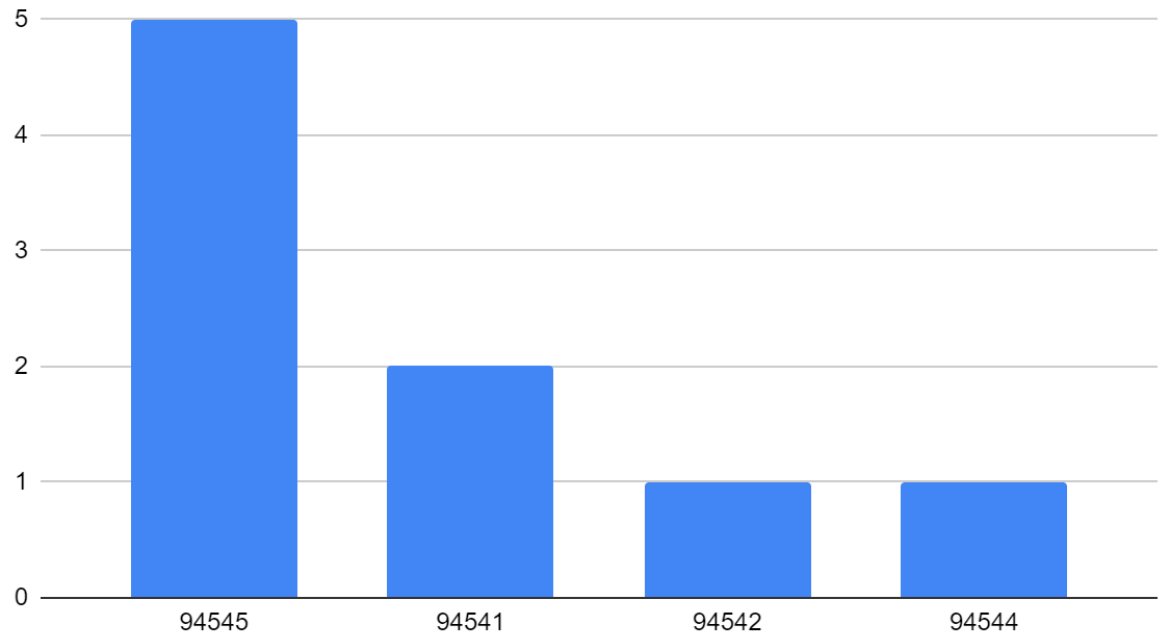


Educational Attainment

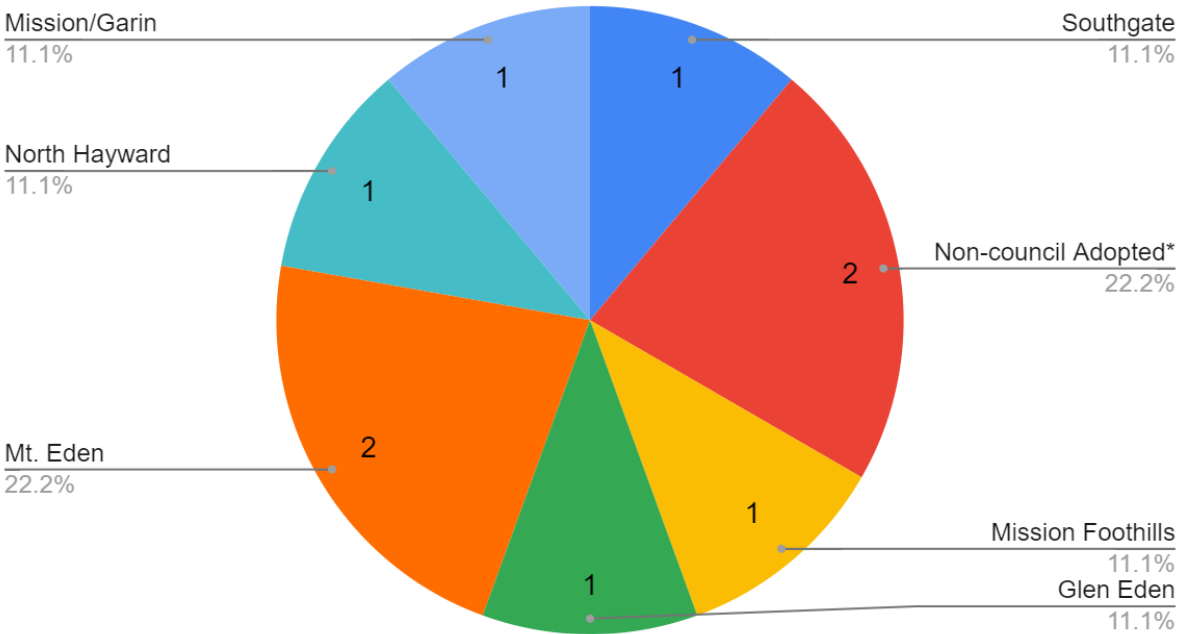


LIBRARY COMMISSION

Zip Code



Geographic Location

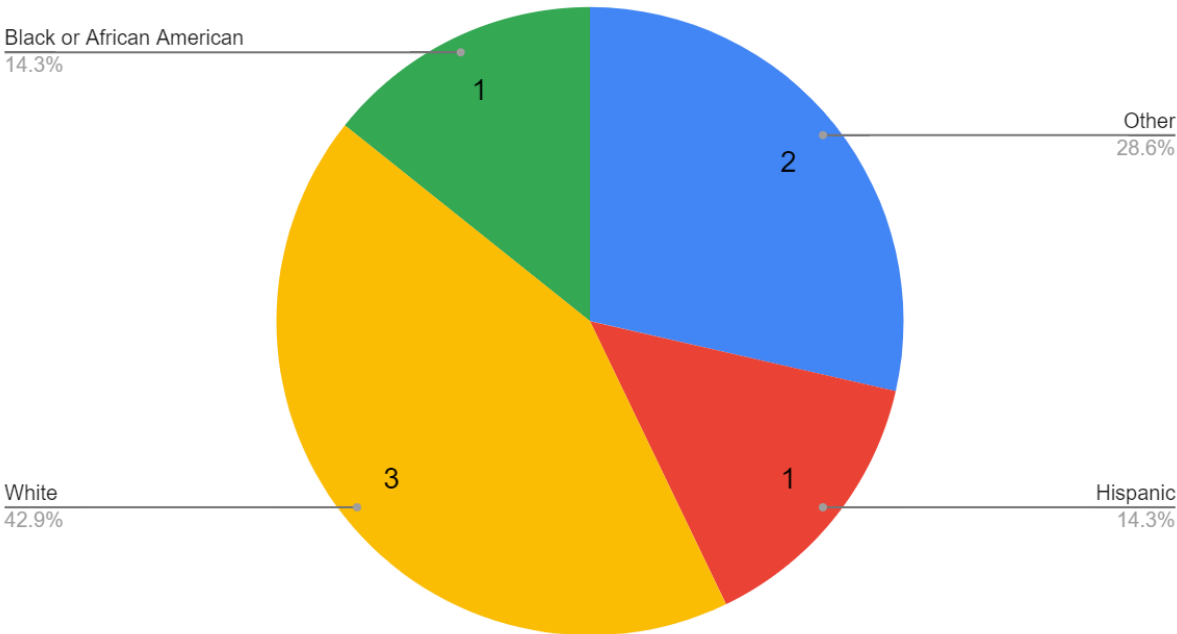


* *Non-Council Adopted: Areas with no City Council Adopted Neighborhood Plan. (Industrial Corridor-west and south of the city, the Hayward Hills east of Bailey Ranch, and the Downtown area.)*

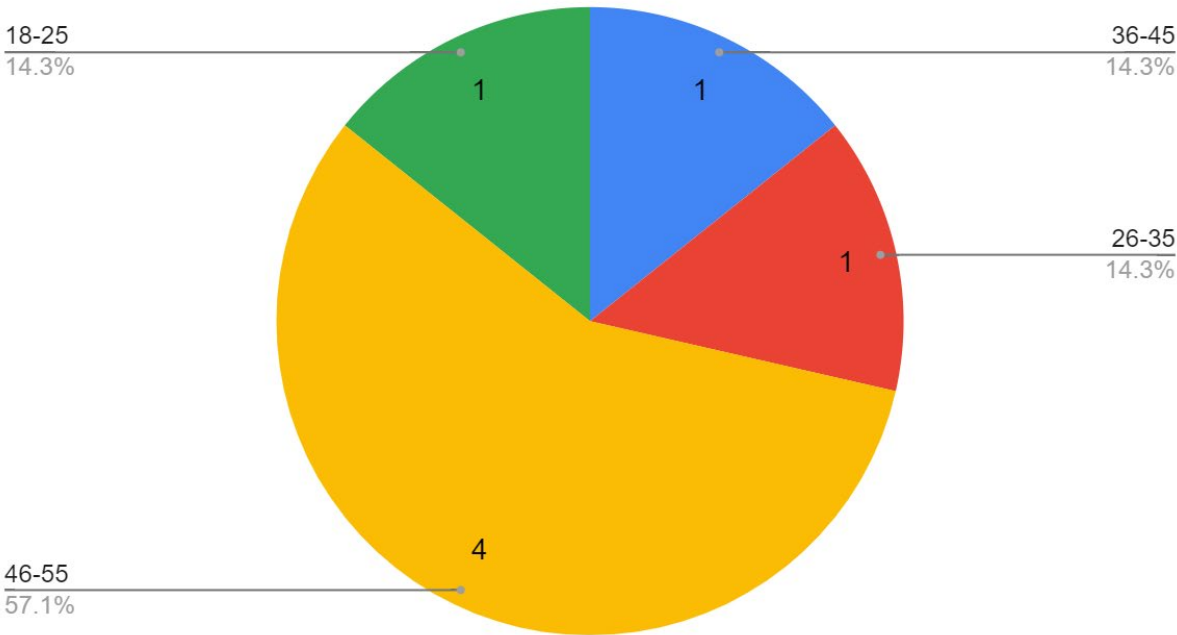
PLANNING COMMISSION

Membership: 7; Vacancies 0
Data collected based on 7 members.

Ethnicity

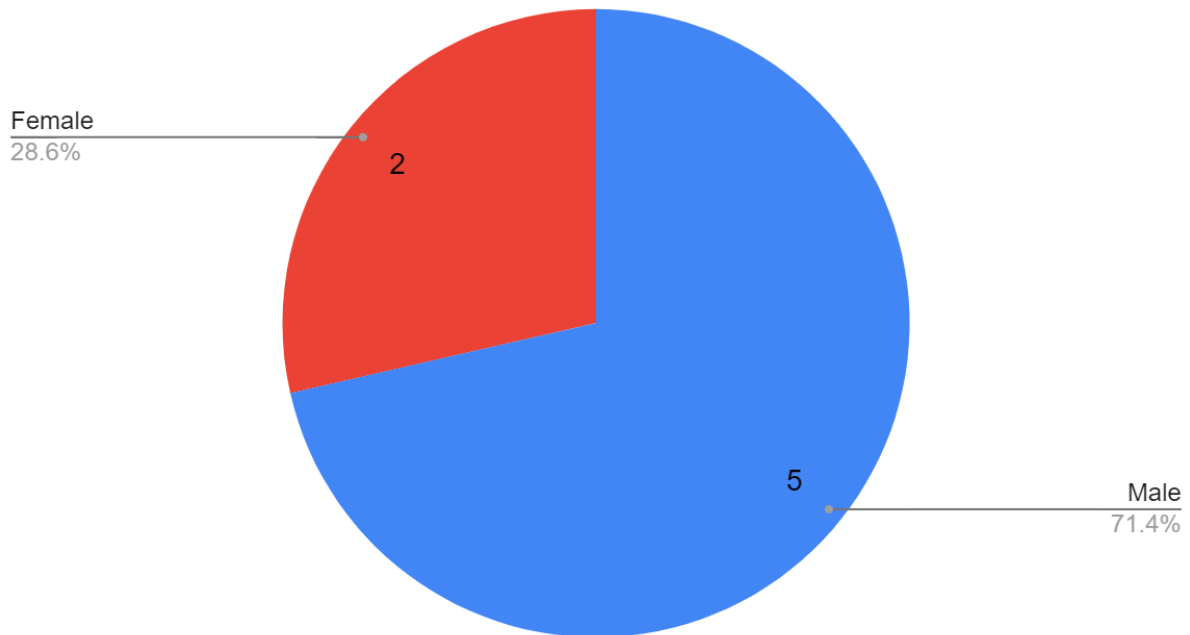


Age

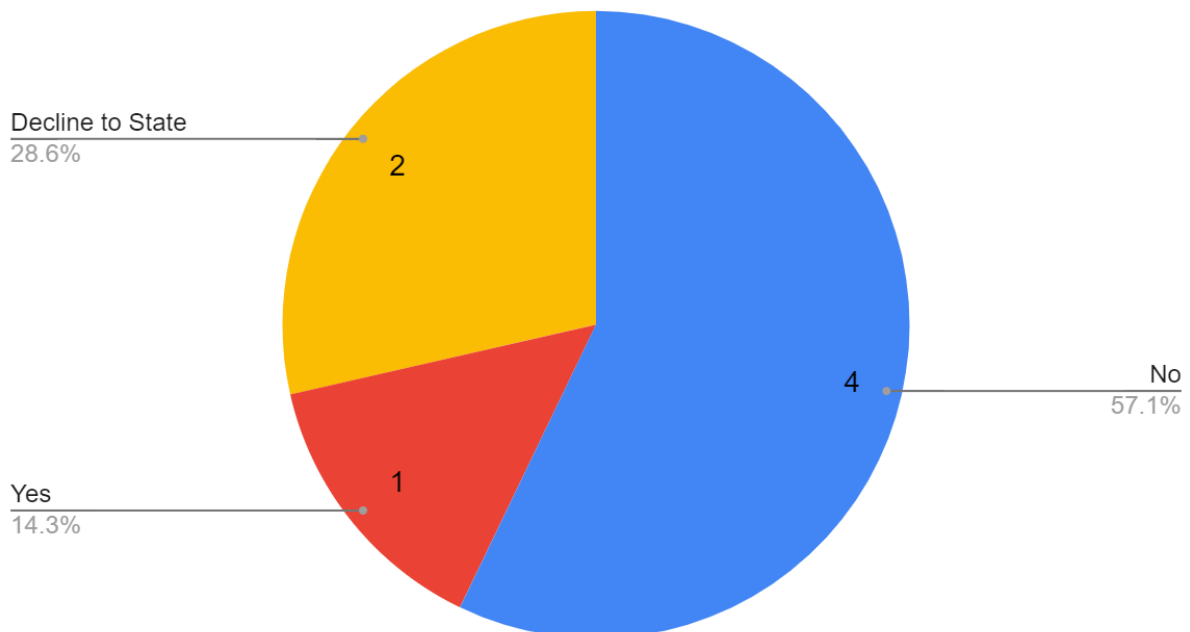


PLANNING COMMISSION

Gender

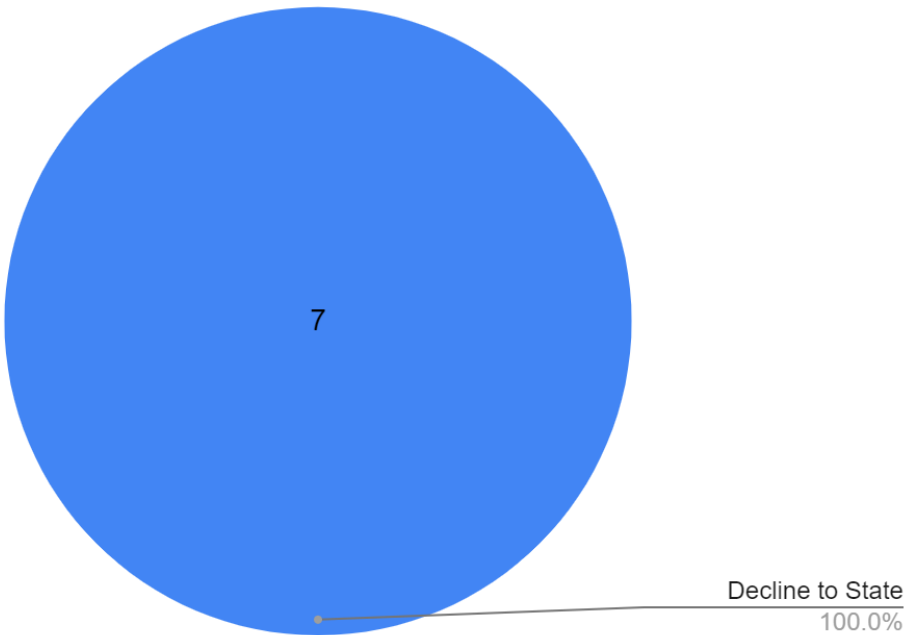


LGBTQIA+

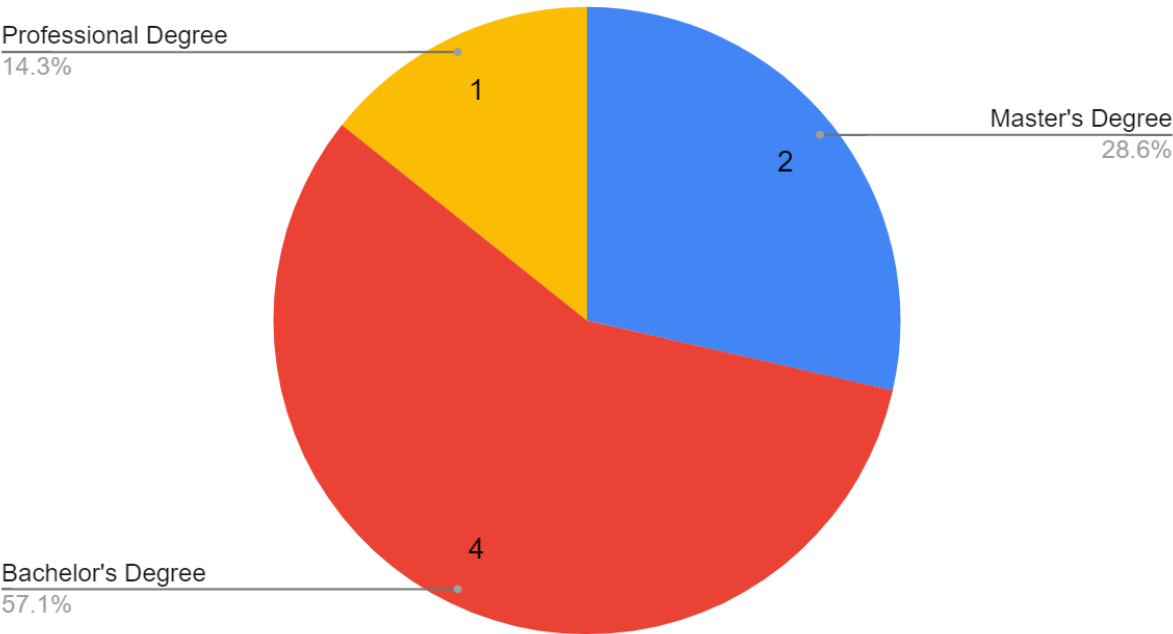


PLANNING COMMISSION

Income

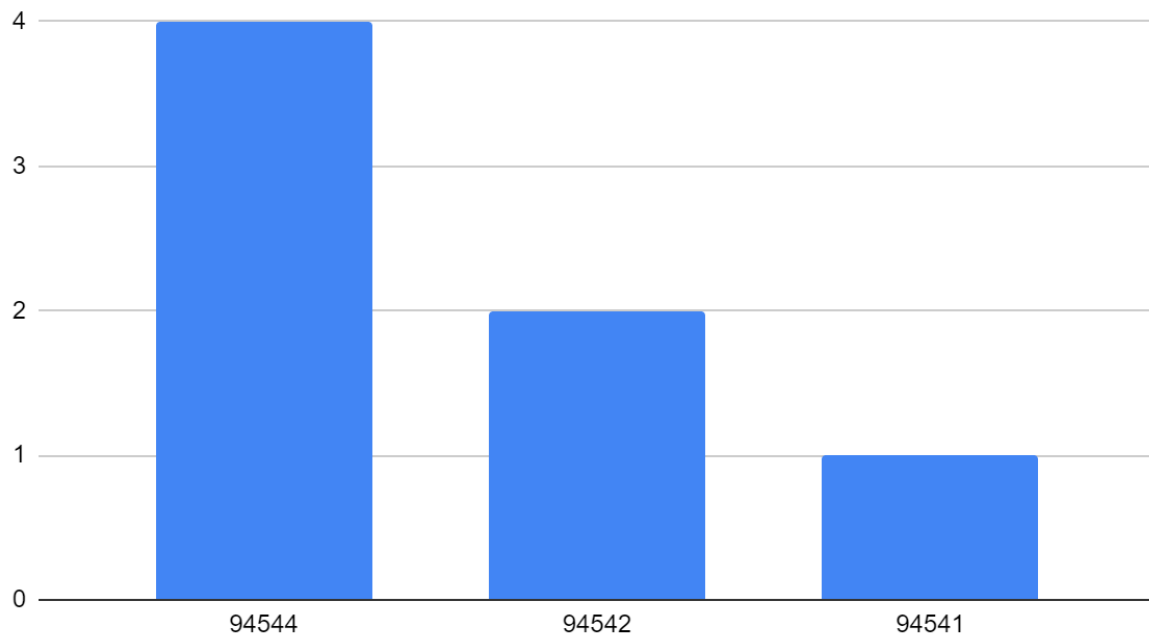


Educational Attainment

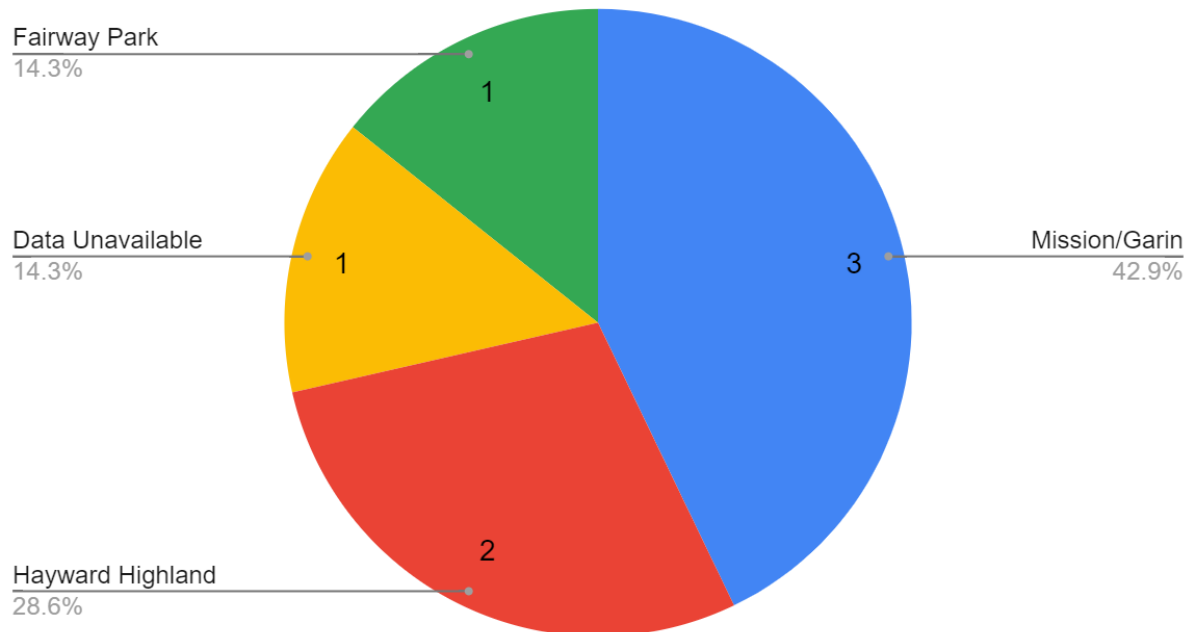


PLANNING COMMISSION

Zip Code



Geographic Location





CITY OF HAYWARD

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

File #: ACT 22-071

DATE: July 12, 2022

TO: Mayor and City Council

FROM: City Clerk

SUBJECT

Selection of Members for Service on the Community Services Commission, Personnel Commission and Confirmation of Members for the Keep Hayward Clean and Green Task Force



CITY OF HAYWARD

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

File #: RPT 22-074

DATE: July 12, 2022

TO: Mayor and City Council

FROM: Council Members Andrews, Lamnin, and Márquez

SUBJECT

City Council Referral: Action for Sophia Mason and Other Children at Risk

RECOMMENDATION

That Council reviews the Council referral memo and provides direction to staff.

SUMMARY

A formal Council referral was received from Council Members Andrews, Lamnin, and Márquez. The referral requests that the Council consider taking action for Sophia Mason and other children at risk.

ATTACHMENTS

Attachment I Council Referral Memo



COUNCIL REFERRAL MEMORANDUM

To: Hayward Mayor and City Council
From: Council Members Angela Andrews, Sara Lamnin, and Elisa Márquez
Subject: Action for Sophia Mason and other children at risk
Date: 7/8/22

Background:

As we continue our efforts to search for answers for what happened to Sophia Mason we also demand immediate action to increase safety of our children in Hayward. The City of Hayward needs to send a strong message that the safety of children is our highest priority.

Requested Actions: :

1. Request the Alameda County Board of Supervisors conduct an independent investigation regarding the child welfare case and death of Sophia Mason.
2. Send a letter to our State Representatives requesting that they:
 - a. Follow procedures to direct the Department of Justice and US Marshals to coordinate an international search for all suspects involved in the case.
 - b. Follow procedures to increase the reward for finding suspects related to this case.support of [SB 616 \(Rubio\)](#) Piqui's Law

Timeline: Remainder of July 2022

Further Action:

Continue discussions through HLAC, including other County and non-profit stakeholders as needed to address systemic gaps raised during public meetings earlier this year.

Timeline: At least through December 2022

Angela Andrews
Hayward City Council Member

Sara Lamnin
Hayward Mayor Pro Tem

Elisa Márquez
Hayward City Council Member

References: <https://www.onemomsbattle.com/blog/california-piquis-law-sb-616>