

**MINUTES OF JOINT CITY COUNCIL/HAYWARD GEOLOGIC HAZARD
ABATEMENT DISTRICT BOARD MEETING
OF THE CITY OF HAYWARD
Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, February 25, 2020**

The Joint City Council/Hayward Geologic Hazard Abatement District Board meeting was called to order by Board Chair Halliday at 7:02 p.m., followed by the Pledge of Allegiance led by Board member Zermeno.

ROLL CALL

Present: BOARD MEMBERS Zermeno, Márquez, Mendall, Lamnin, Wahab, Salinas
and Chair Halliday

Absent: None

MINUTES

1. Accept the Minutes of the May 7, 2019 meeting of the GHAD Board of Directors. It was moved by Board Member Lamnin and seconded by Board Member Márquez, to approve the Minutes of the May 7, 2019 meeting of the GHAD Board of Directors; the motion carried unanimously (7-0-0).

PUBLIC HEARING

2. GHAD Manager Eric Harrell provided the staff report regarding the Board's consideration to accept transfer of the Hayward GHAD's Plan of Control responsibilities for certain eligible parcels from The Reserve development (Tract 7620) to the Hayward GHAD. La Vista, LP, the developer of The Reserve, applied to the GHAD Manager for transfer of certain parcels within the development. The GHAD Manager recommended the Board approve the transfer of 206 parcels for monitoring, maintenance, and/or ownership responsibilities.

A condition of approval of the La Vista development required the developer to form a Lighting and Landscape Assessment District ("LLD"). The developer formed and annexed to Benefit Zone No. 14 of LLC No. 96-1. Some LLD improvements within the 13 parcels eligible for transfer to the GHAD will be required to be maintained by the City so GHAD staff also recommended the Board consider granting a right of entry to the City of Hayward in connection with this LLD. The Board directed that consideration of the Right of Entry be continued to the next scheduled Board meeting to allow time for the City Attorney to work with GHAD Counsel to finalize the Right of Entry.

Board member Márquez requested confirmation that Parcels A and P were located within the open space/park area of The Reserve and that the detention basin within the open space/park area would be maintained by the GHAD. GHAD Manager confirmed the detention basin would be maintained by the GHAD.

GHAD staff noted corrections be made to Resolution No. 20-01 related to the GHAD's name and the LLD.

It was moved by Board member Zermeno and seconded by Board member Márquez to approve Resolution No. 20-01, with amendments to correct the GHAD name and to remove text references to the LLD, to accept transfer of Plan of Control responsibilities for 13 parcels within The Reserve development (Tract 7620); motion carried unanimously (7-0-0).

3. GHAD Manager provided a brief staff report regarding changing the designation of the GHAD Treasurer from "Watermark Asset Management, Inc.", to "GHAD Treasurer, Inc." and introduced Mark Miller and Dave Fernandez with GHAD Treasurer, Inc. to the Board. The change in designation is necessary since Watermark Asset Management was acquired by CAPTRUST in 2019 warranting a separation in treasurer services versus investment management services. GHAD Manager also recommended that a formal contract for Treasurer services be approved by the Board.

Board member Lamnin requested the contract for services be modified to reflect the mileage rate be adjusted according to the IRS's mileage rate and Mr. Miller responded he was amenable to the proposed modification.

Board member Márquez inquired whether the Treasurer would be providing monthly, quarterly, and annual reports directly to the Board and Mr. Miller responded the Treasurer would be providing those reports directly to the Board. Mr. Miller also reported the Board members will each have on-line access to the GHAD account to monitor revenue and expense activities and daily balances.

It was moved by Board member Márquez and seconded by Board member Lamnin to approve Resolution No. 20-02 to change the Treasurer designation to GHAD Treasurer, Inc., and to approve a contract for Treasurer services; motion carried unanimously (7-0-0).

4. GHAD Manager provided the staff report regarding approval of the GHAD budget for the remainder of the 2019-2020 fiscal year since the Board has now accepted transfer of monitoring, maintenance, and/or ownership responsibilities of 206 of The Reserve parcels. GHAD Manager proposed a budget for these activities for the remainder of the 2019-2020 fiscal year in the amount of \$36,650.

Board member Mendall asked whether there was a spending limit on the GHAD Manager. GHAD Manager responded that he would return to the Board to request authority to exceed the budget in the event of the GHAD's need to respond to an emergency and costs in excess of \$36,500 were incurred.

It was moved by Board member Mendall and seconded by Board member Márquez to approve Resolution No. 20-03 to approve the budget for the remaining fiscal year; motion carried unanimously.

ADJOURNMENT

GHAD Board Chair Halliday adjourned the meeting at 7:32 pm.

APPROVED:



Barbara Halliday, Board Chair,
Hayward Geologic Hazard Abatement District

ATTEST:



Patricia E. Curtin Clerk,
Hayward Geologic Hazard Abatement District