



## **SPECIAL CITY COUNCIL MEETING**

**777 B Street, Hayward, CA 94541**

**Virtual Platform – Zoom**

**<https://hayward.zoom.us/j/89090433753?pwd=VGRxR3pweFI5R0pub0ZNVC9kbW5lQT09>**

**Tuesday, October 12, 2021, 7:00 p.m.**

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The Special City Council meeting was called to order by Mayor Halliday at 7:00 p.m.

The City Council held a hybrid meeting which included in-person and teleconference participation by members of the City Council, staff and public.

**Pledge of Allegiance:** Council Member Wahab

### **ROLL CALL**

Council Chamber: Council Members Lamnin, Salinas and Zermeño  
Mayor Halliday

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

### **CLOSED SESSION ANNOUNCEMENT**

The City Council convened in closed session at 5:30 p.m. with all members present to discuss: (1) property negotiations pursuant to Government Code section 54956.8 regarding City Center properties at 22300, 22292, and 22321 Foothill Blvd; APNs: 415-0250-111-02, 415-0250-112-00, and 415-0250-113-00; and (2) conference with labor negotiators pursuant to Government Code section 54957.6 regarding all labor groups. City Attorney Lawson announced there was no reportable action related to the items.

### **PUBLIC COMMENTS**

Ms. Suzanne Philis, City employee and SEIU Clerical Chapter president, and Ms. Doris Tang, City employee and HAME president, noted that members of IFPTE, SEIU, and HAME joined in coalition and urged the Council to support fair and equitable contracts and direct City negotiators to bargain in good faith and estimate costs fairly and accurately and provide cost-of-living adjustments that keep up with inflation.

Ms. Alimah Ahmad, City employee for over 18 years, spoke about the City's new COVID-19 vaccine and testing policy, expressed it was unfair for those choosing not to be vaccinated, and asked Council to encourage the leadership to reconsider how the policy was written to make it more equitable.

Ms. Caitlyn Murray, City employee, spoke about the City's vaccine and testing mandate, voiced concerns the policy was created without due process by the unions and was unfair and discriminatory, and urged the Council to ask the City's leadership to review the policy with the same equitable lens applied to all other policies on the matter.

Ms. Minnie Vij, City employee and member of Local 21, noted the union reached agreement with the City on a new MOU and was pleased to have Council support; and spoke in solidarity with SEIU and HAME and supported their demands for fair wages and equitable treatment.

Mr. Alexis Villalobos, Hayward resident, expressed concern about six school closures announced by the Hayward Unified School District (HUSD); stated there is no meaningful way to provide public input and no discussion on traffic impacts from students having to be routed to different schools; and urged the City to participate in the discussion as Hayward's representatives.

Mr. Saad Muhammad, SEIU 1021 field representative, highlighted comments made by prior employees relative to the ongoing labor negotiations, noted employees have worked together to give residents normalcy and consistency, and urged the Council to invest in City employees.

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

City Manager McAdoo shared information about upcoming Zoom town hall meetings regarding HUSD school boundary changes and closures and provided [www.husd.us/os](http://www.husd.us/os) for more information.

Council Member Salinas express concern with the process and noted the short time window for decisions to happen and asked the Mayor and the City Manager to share with the HUSD Superintendent and Board President the City's process to garner community input.

Council Member Wahab expressed concern the school matter was not discussed when the City had a joint meeting with HUSD; added that upcoming developments and the increase in population size will demand having more schools; and recommended a conversation with HUSD to help keep schools open and asked her comments to be conveyed to HUSD Board President and Superintendent; and expressed wanting to have more robust discussion regarding concerns raised by City employees.

Mayor Halliday noted there is an upcoming Hayward Local Agencies Committee (HLAC) meeting which has representatives from the City, HUSD, and HARD and noted the comments will be passed onto to the members.

Council Member Andrews shared HLAC will discuss potential changes to school boundaries and closures at its October 14, 2021, meeting and hoped the matter would be considered at another date to give all members of the Council an opportunity to speak on it.

Council Member Zermeno encouraged interested folks to provide input and ask questions during the October 13 HUSD Board meeting, the October 14 HLAC meeting and the October 13 Glassbrook School meeting, and confirmed the willingness to work in partnership.



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### CONSENT

1. Approve City Council Minutes of the City Council Meeting on September 21, 2021 **MIN 21-123**

It was moved by Council Member Salinas, seconded by Council Member Wahab, and carried unanimously, to approve the minutes of the City Council meeting on September 21, 2021.

2. Approve City Council Minutes of the City Council Meeting on September 28, 2021 **MIN 21-124**

It was moved by Council Member Salinas, seconded by Council Member Wahab, and carried unanimously, to approve the minutes of the City Council meeting on September 28, 2021.

3. Adopt a Resolution Authorizing the City Manager to Enter into an Agreement with Alliant Insurance Services for Group Insurance Broker and Advisory Services **CONS 21-513**

Staff report submitted by Director of Human Resources Sangy dated October 12, 2021, was filed.

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

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

Resolution 21-196, "Resolution Authorizing the City Manager to Enter into an Agreement with Alliant Insurance Services, Inc. for Group Insurance Broker and Advisory Services"

4. Adopt a Resolution Approving an Amendment to the City of Hayward Salary Plan for Fiscal Year 2022 **CONS 21-515**

Staff report submitted by Director of Human Resources Sangy dated October 12, 2021, was filed.

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

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

Resolution 21-197, "Resolution Approving the Amended Fiscal Year 2022 Salary Plan Designating Positions of Employment in the City of Hayward and Salary Range; and Superseding Resolution No. 21-178 and all Amendments Thereto"

## **PUBLIC HEARING**

5. 25183 Central Blvd Single Family Home Application: Proposed Single-Family Residence on a Vacant 0.11-Acre Hillside Lot with an Average Slope Greater than 20%, Located at 25183 Central Boulevard, by Patricia Prado (Applicant) on behalf of P. Gerardo Diaz Vazquez (Property Owner) Requiring Approval of Site Plan Review with Grading Permit (Application No. 202000849) (Council Action No Longer Required) **PH 21-086**

Mayor Halliday announced the public hearing did not require Council action and asked City Manager McAdoo to provide additional information.

City Manager McAdoo noted that City Council approval is typically required for projects where the grading of the slope exceeds 20%; added that discussions, between Public Works Department and Planning Division after the September 2, 2021 Planning Commission hearing, concluded that a Grading Permit is not required due to the exemption in the Hayward Municipal Code; and mentioned the item was on the agenda because the item had been noticed as a public hearing.

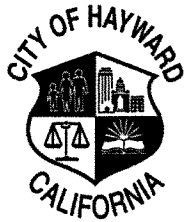
Mayor Halliday confirmed there were no members of the public or the City Council wishing to speak on the item.

## **LEGISLATIVE BUSINESS**

6. Patrick Avenue Safety Project: Adopt a Resolution Approving Proposed Changes to the Patrick Ave Safety Improvement Project **LB 21-046**

Staff report submitted by Director of Public Works Ameri dated October 12, 2021, was filed.

Public Works Director Ameri and Senior Transportation Engineer Solla provided a synopsis of the staff report.



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Discussion ensued among members of the City Council and City staff regarding: emails related to speeders on Patrick Avenue; the buffered bike lane design recommendation which supports safety improvements; partial collision data on the corridor; increase in neighborhood participation sharing concerns related to traffic improvements and further changes to Patrick Avenue; there was confirmation that AC Transit did not have concerns with staff's recommendation; in-person and virtual robust outreach efforts engaging neighbors and interested stakeholders; selection of consultants Kimley-Horn and Associates and peer review of Bike East Bay proposal; consideration of bollard safety posts at intersections to slow down cars and improve visibility; the safety traffic improvement model on Huntwood Avenue did not receive negative feedback after implementation; and street changes did not seem to have generated additional dumping but staff would look into it; and how projects are identified for grant funding and how the proposed project was identified as part of the Bike and Pedestrian Master Plan.

Mayor Halliday opened the public hearing at 8:30 p.m.

Ms. Kim Soria, school bus driver in the area, expressed safety concerns about Patrick Avenue when the road changes from two lanes to one lane at Gading Road, noted there is added traffic congestion with a drive-thru food distribution at a church, mentioned she had seen a couple of bicyclists in the last 4 months, and noted Huntwood Avenue did not have the same problems because they do not have the same businesses.

Mr. Dave Campbell, Bike East Bay Advocacy Director, noted staff had done a good job addressing concerns received but he thought the City had not heard if the proposed modifications were acceptable to those who had expressed concerns such as school parents many of whom were monolingual Spanish speakers.

Ms. Andrea Luna Bocanegra, teacher and parent of students at St. Bede School, expressed concern about the safety of the current design and the traffic congestion it creates, noted there have been a few accidents in the last month and people leaving the school and turning onto Schafer Road using the bike lane and driving between parked cars, added she has only seen two bicyclists who use the sidewalk, and added that there should be improved lighting and crosswalks to prioritize safety concerns.

Mr. Patrick V. indicated he felt residents had been heard, noted there have been at least six accidents in the last year, mentioned a two-bike lane is not acceptable for a high-density residential area, noted there are only 2-3 bicyclists per day, and added staff's recommendation was a good compromise.

Mr. Bruce Dughi, spoke in support of protected bike lanes for bicyclists, recommended going back to at least an 11-foot lane with a 3-foot buffer between the driving lane and bicyclists, asked about adding rumble strips to help keep drivers in line and noted that a buffered bike lane is better than no bike lane.

Ms. Ruthy Estrada, Hayward resident, noted she has not seen safety improved and does not see cyclists in the bike lane, noted she witnesses accidents every day, added the middle lane does not work, and was willing to compromise with the new design as the curbside comes back but was not an ideal solution.

Ms. Suzanne asked if City staff had done research on how many accidents and injuries had occurred on Patrick Avenue and how many cyclists travel on the road, questioned why Council was asked to create projects based on opinions of organizations out of the area such as Bike East Bay and was concerned the City has to fix the project with local tax dollars and not grant funds.

Ms. TJ, with Hayward Concerned Citizens, noted the lesson learned was to be proactive and consult with the impacted community, Fire Department, businesses, and schools before spending time and grant money hiring consultants, designing plans, and making renovations.

Ms. Donna Everix noted she travels the road multiple times a day and the double-parking has blocked views and caused major traffic congestion, added that more buildings being built has made traffic worse due to the volume, added she has seen very few cyclists on the road and the drive-thru food distribution from the church has made it less safe, and supported returning to how the road used to be and add bicycle lanes in less traveled roads.

Mayor Halliday closed the public hearing at 9:00 p.m.

Members of the City Council thanked City staff for making modification in response to feedback from the community and for the robust outreach conducted and thanked public members and engaged neighbors for providing feedback.

Council Member Salinas noted Patrick Avenue is a busy street between Tennyson Road and Harder Road and the focus is safety, added the original intent of the project was to create a safer space for pedestrians, bicyclists, and drivers, noted that following meetings over the last few months, two of the most ardent opposers were glad a compromise was reached, was satisfied the new design will create a safer space for all and noted the Council Sustainability Committee will be reviewing the segment from Gomer Street to Harder Road and stakeholders will be engaged in the process.

Council Member Salinas made a motion to approve staff's recommendation.

Council Member Zermeño seconded the motion.



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Council Member Wahab noted she liked the idea of implementing rumble strips to alert drivers, noted the City's overall goal is to make the city greener and promote other modes of transportation, explained how sometimes there are restrictions on how grant funding is spent on specific projects trying to fulfill the strategic vision, noted the goal is to move toward a greener environment and the City is taking small steps and there is opportunity throughout the City, and notes she would be supporting staff's recommendation.

Council Member Zermeño noted public safety was a top priority for Council, expressed support for the buffered bike lane design and the suggestion of rumble strips, added that the City needs to ensure continued work on the Bike and Pedestrian Master Plan engaging advisors and stakeholders.

Council Member Andrews highlighted the Walking Audits completed in 2018 and noted community members had asked for safety and pedestrian improvements and City staff tried to address concerns and what was installed was not necessarily radical but the street may not be the location for the type of improvement but for a modified improvement, supported the idea of rumble strips and also more lighting with reflective markers, added there are cyclists in Hayward and she receives messages from residents asking for safer bike lanes and there would be more cyclists if there were more amenities, added that in making decisions the Council needs to think of all people who live in Hayward, and proposed a friendly amendment for more research into the addition of rumble strips and reflective lighting as barriers.

Council Members Salinas and Zermeño accepted the friendly amendment.

Council Member Márquez noted that as a member of the Council Infrastructure Committee it is important to implement the Bike and Pedestrian Master Plan, acknowledged it is a big change but with the goal of keeping as many people safe as possible, was supportive of staff's recommendation and friendly amendment, appreciated Bike East Bay for their advocacy and mobilizing Hayward residents to participate in the Walk Audits, noted it is the City's responsibility to document and capture voices of monolingual input, and added the City needs to create the infrastructure to encourage more people to bike and also be mindful of people who need to drive cars.

Council Member Lamnin remembered standing along Tennyson Road when a life was lost at the crosswalk and seeing the process evolve from the Walk Audits with the residents, noted the process was community driven and leveraging existing opportunity, expressed concern about increasing traffic speed and decreasing bicycle safety, supported suggestions to improve safety, and noted a need for enforcement and education perhaps with community service officers to help people reorient, added improvements happen incrementally, and asked about an informational update on the Tennyson corridor.

Mayor Halliday expressed support for the motion and the amendment; corrected the perception that the Council is being told what to do by outside organizations; noted this was community driven and the community was built around automobiles and there are changes to accommodate different modes of transportation, especially in light of the impact of vehicles on greenhouse gasses; added the concept of complete streets serves all modes of transportation; noted there are Hayward residents who appreciate the advocacy by Bike East Bay for riding bicycles; added that part of the reason this plan did not work is the nature of Patrick Avenue itself; noted she was comfortable with the changes offered by staff and would like to see the cycle track tried somewhere else where it might work; added the City is implementing plans to provide safety for everybody; and noted people who are driving need to be cognizant of people walking and biking.

It was moved by Council Member Salinas, seconded by Council Member Zermeño, and carried by the following roll call vote, to approve the resolution with a friendly amendment to look into the installation of rumble strips and reflective markers to separate bike from vehicle lanes.

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

Resolution 21-198, "Resolution Approving Proposed Changes to the Patrick Avenue Safety Improvement Project"

## **COUNCIL REPORTS AND ANNOUNCEMENTS**

Council Member Zermeño announced the Annual Mariachi Festival on October 15, 2021, at the City Hall Plaza.

Council Member Andrews shared the Keep Hayward Clean and Green Task Force cleanup event on October 23, 2021, at Weekes Park.

Council Member Márquez thanked all involved with the Mariachi Festival and shared she will be stopping by before participating on a ride-along with the Hayward Police Department, announced the Hayward Library has a new bookmobile named Curbie and invited all to meet Curbie on October 30, 2021, at the Heritage Plaza.

Mayor Halliday congratulated all Hearts of Hayward awardees honored at the virtual Volunteer Recognition and Awards event; noted the Mayor's Award went to the Hayward Rotary Club, Supervisor's Award went to Fire Chief Contreras, Rev. Arlene Nehring received the John Pappas Humanitarian Award, and former Mayor Sweeney received the Gail Steele Lifetime Achievement Award, and there was a special recognition for Gail Steele as well as Marshall Mitzman; and complimented staff on the City Hall to You program.





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**COUNCIL REFERRALS**

There were none.

**ADJOURNMENT**

Mayor Halliday adjourned the special meeting at 9:40 p.m.

**APPROVED**

A handwritten signature in cursive script, reading "Barbara Halliday", written over a horizontal line.

Barbara Halliday  
Mayor, City of Hayward

**ATTEST:**

A handwritten signature in cursive script, reading "Miriam Lens", written over a horizontal line.

Miriam Lens  
City Clerk, City of Hayward