CITY COUNCIL MEETING
777 B Street, Hayward, CA 94541
Council Chambers
https://hayward.zoom.us/j/84066967720?pwd=STfQFdYVPhjGEntuoifMSJdHr17GQJ.1
Tuesday, September 15, 2026, 7:00 p.m.

The City Council meeting was called to order by Mayor Salinas at 7:00 p.m. in the Council Chambers; and noted that the evening marked the start of National Latino Heritage Month.

Pledge of Allegiance: Council Member Bonilla Jr.

ROLL CALL

Present: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
Absent: None

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on September 1, 2026, at 5:30 p.m., with Council Member Andrews absent and six members present, to consider the following: 1) conference with legal counsel pursuant to Government Code section 54956.9(d)(2), anticipated litigation (one case); and 2) conference with legal counsel pursuant to Government Code section 54956.9(d)(1), pending litigation, a) Rosario Astrid De Menjivar v. AC Transit, et al., Alameda County Superior Court, 24CV060519, b) Heather Costa v. City of Hayward, Alameda County Superior Court, 25CV112403. City Attorney Lawson reported that the City Council met with legal counsel and took no reportable action regarding Item 1. Regarding Item 2, the City Council discussed and approved a settlement in De Menjivar v. AC Transit in the amount of $125,000, with Council Member Goldstein moving and Council Member Roche seconding the motion. The City Council discussed Costa v. City of Hayward but took no reportable action. The meeting adjourned at 7:30 p.m.

The City Council convened in closed session on September 15, 2026, at 5:30 p.m., with Council Member Roche absent between 5:30 p.m. and 6:33 p.m., to consider the following: 1) conference with legal counsel pursuant to Government Code section 54956.9, pending litigation, Daniel Kring v. City of Hayward, Workers' Compensation Appeals Board Case Nos. ADJ16388671, ADJ17992143; 2) conference with legal counsel pursuant to Government Code section 54956.9, pending litigation, Mark Smith v. City of Hayward Workers' Compensation Appeals Board Case Nos. ADJ19775079, ADJ19775528; 3) conference with legal counsel pursuant to Government Code section 54957.6, regarding all labor groups; and 4) conference with legal counsel pursuant to Government Code section 54956.9(d)(1), pending litigation, Heather Costa v. City of Hayward, Alameda County Superior Court, 25CV112403. City Attorney Lawson reported the following: the City Council discussed Daniel Kring v. City of Hayward and provided direction to staff, with Council Member Goldstein moving, Council Member Zermeño seconding, and Council Member Roche absent during the vote; the City Council discussed Mark Smith v. City of Hayward and provided direction to staff, with Council Member Syrop moving, Council Member Goldstein seconding, and Council Member Roche absent during the vote; the City Council met with its labor negotiations team, discussed all bargaining groups, and took no

reportable action; and the Council discussed Costa v. City of Hayward but took no reportable action. The meeting adjourned at 6:48 p.m.

PUBLIC COMMENT

Tom Wong asked the City Council to consider funding and regulatory support for small community mental health and care facilities, including any potential revenue from the November business tax measure.

Lorena Vierra raised concerns that materials submitted in connection with the STACK approval relied on 2020–2022 data and asked the City Council to consider revoking the approval.

Mayor Salinas asked Lorena Vierra to provide her comments for the referral item later in the agenda.

CITY MANAGER'S COMMENTS

City Manager Ott made two announcements: 1) the Hayward Executive Airport hosted its annual Open House on September 13, 2026, drawing more than 15,500 visitors and featuring 62 exhibitors; and 2) the Hayward Mariachi Festival will return on September 26, 2026, at Southland Mall, produced by the Hayward Chamber of Commerce.

Mayor Salinas commended the Hayward Executive Airport and staff for the successful Open House, noting the strong attendance and opportunities for attendees to learn about aviation careers.

CITY COMMISSIONS

1. City Commissions: Adopt a Resolution Confirming the Appointment and Reappointment of Members of the Clean and Green Commission, Community Services Commission, Library Commission, Personnel Commission, and Planning Commission **(Report from City Clerk Lens) APT 26-001**

   Staff report submitted by City Clerk Lens dated September 15, 2026, was filed.

With no City Council objection, Mayor Salinas forewent staff's oral report.

There being no speakers, Mayor Salinas opened and closed public comment at 7:18 p.m.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-148, "Resolution Confirming the Appointment and Reappointment of Members of the Clean and Green Commission, Community Services Commission, Library Commission, Personnel Commission and Planning Commission"

City Clerk Lens administered the oath of affirmation to the newly appointed and reappointed commissioners.

Mayor Salinas thanked the newly appointed commissioners for volunteering to serve the City and acknowledged their role in supporting the City's mission, goals, and priorities.

CONSENT CALENDAR

Teri Martin raised concerns about combined contracts of roughly $1.5 million on the consent calendar, including an agreement with Prenuvo Radiology, ImageTrend and Abode Services, stating that they represented significant expenditures being approved without sufficient public discussion; and questioned approving contracts before final legal terms are completed and whether competitive alternatives had been adequately considered.

2. Approve the City Council Minutes of the Special City Council Meeting on August 18, 2026 **MIN 26-077**

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the Special City Council Meeting Minutes of August 18, 2026.

3. Approve the City Council Minutes of the City Council Meeting on August 18, 2026 **MIN 26-078**

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the City Council Meeting Minutes of August 18, 2026.

4. Approve the City Council Minutes of the Special City Council Meeting on August 25, 2026 **MIN 26-079**

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the Special City Council Meeting Minutes of August 25, 2026.

5. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Amendment to an Agreement with Prenuvo Radiology to Provide Cancer and Health Screening Services for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $100,000 Annually and a Total of $500,000 Over Five Years **CONS 26-286**

   Staff report submitted by Fire Chief Hamre dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-149, "Resolution Authorizing the City Manager to Negotiate and Execute an Amendment or Amendments with Prenuvo Radiology to Provide Cancer and Health Screening Services for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $100,000 Per Year or a Total of $500,000 Over Five Years"

6. Adopt a Resolution (1) Allocating $500,000 in HOME Investment Partnership Program Funds, (2) Authorizing the City Manager to Negotiate and Execute an Agreement to Renew the Housing Grant Subsidy Agreement with Abode Services for Project Independence to Provide Tenant Based Rental Assistance to Emancipated and Former Foster Care Youth in a Not-to-Exceed Amount of $500,000, and (3) Authorizing Associated Budget Actions **CONS 26-290**

   Staff report submitted by Development Services Director Buizer, dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-150, "Resolution to (1) Allocate $500,000 in Home Investment Partnership Program Funds for Rental assistance to Emancipated and Former Foster Care Youth through Abode Services' Project Independence, (2) Authorize the City Manager to Negotiate and Execute a Housing Subsidy Grant Agreement with Adobe Services in an Amount Not to Exceed $500,000, and (3) Authorize Associated Budget Actions"

7. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with ImageTrend to Provide Cloud-Based Data and Mapping Analytics Software for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $540,000 for a Five-Year Term Subject to Approval by City Attorney as to Form **CONS 26-295**

   Staff report submitted by Fire Chief Hamre dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-151, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with ImageTrend to Provide Cloud-Based Data and Mapping Analytics Software for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $540,000 for a Five-Year Term"

8. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute Professional Services Agreements with Western States Oil, Efuel LLC, and Flyers Energy for Fuel Supply and Delivery Services in a Total Not-to-Exceed Amount of $7 Million Through Fiscal Year 2031 **CONS 26-296**

   Staff report submitted by Maintenance Services Director Rullman dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 26-152, "Resolution Authorizing the City Manager to Negotiate and Execute Professional Services Agreements with Western States Oil, Efuel LLC, and Flyers Energy for Fuel Supply and Delivery Services in a Total Not-to-Exceed Amount of $7 Million Dollars through Fiscal Year 2031"

9. Adopt a Resolution Authorizing the City Manager to Execute an Agreement Continuing Hayward Fire Department Participation in the Alameda County Operational Area Emergency Management Organization from 2026 through 2035 **CONS 26-301**

Staff report submitted by Fire Chief Hamre dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 26-153, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Alameda County to Continue Hayward Fire Department's Participation in the Alameda County Operational Area Emergency Management Organization from 2026 Through 2035"

10. Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Tablet Command to Provide Incident Management Software for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $274,500 Over Five Years **CONS 26-319**

Staff report submitted by Fire Chief Hamre dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-154, "Resolution Authorizing the City Manager to Enter into an Agreement with Tablet Command to Provide Incident Management Software for the Hayward Fire Department with a Maximum Compensation Amount Not to Exceed $274,500 Over Five Years"

11. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate $215,000 in Grant Funding from the California Office of Traffic Safety for the Hayward Police Department **CONS 26-320**

    Staff report submitted by Police Chief Matthews dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-155, "Resolution Authorizing the City Manager to Accept and Appropriate $215,000 in Grant Funding from the California Office of Traffic Safety for the Hayward Police Department"

12. Adopt a Resolution Authorizing the City Manager to Accept and Appropriate $30,000 in Grant Funding from the California Office of Traffic Safety for the Hayward Police Department **CONS 26-321**

Staff report submitted by Police Chief Matthews dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-156, "Resolution Authorizing the City Manager to Accept and Appropriate $30,000 in Funding from the California Office of Traffic Safety for the Hayward Police Department"

13. Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a Contract with Staples Construction Company for the City Hall Second Floor Facility Improvement Project No. 06972 in an Amount Not to Exceed $469,649.85 and Approving $46,965 in Administrative Construction Contingencies for a Total Maximum Compensation Amount Not to Exceed $516,614.85 **CONS 26-322**

Staff report submitted by Public Works Director Ameri, dated September 15, 2026, was filed.

Tom Ferreira, Hayward resident and SEIU-UHW leader, expressed concern about spending a little over $500,000 on the City Hall second-floor improvements, citing the City's budget challenges and recent staffing reductions; and suggested postponing the project and prioritizing funding for City services and employees.

TJ with Hayward Concerned Citizens (Zoom participant) opposed the timing of the City Hall facility improvement project, noted that the funding sources (Measure D and water enterprise revenue) still come from residents, and asked the City Council to defer the project and use available funding for more pressing public-facing needs.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-157, "Resolution Authorizing the City Manager to Negotiate and Execute a Contract with Staples Construction Company for the City Hall Second Floor Facility Improvement Project No. 06972 (Project), in an Amount Not to Exceed $469,649.85 and Approving $46,965 in Administrative Construction Contingencies for a total Contract Not-to-Exceed Amount of $516,614.85"

14. Adopt a Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Sharp Performance to Extend the Term for Four Additional Years and Increase the Maximum Compensation Amount from $65,000 for a One-Year Term to $325,000 for a Five-Year Term to Provide Digital Mental Health Support Services for the Hayward Fire Department **CONS 26-328**

    Staff report submitted by Fire Chief Hamre dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-158, "Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Sharp Performance to Extending the Term for Four Additional Years and Increasing the Maximum Compensation from $65,000 for a One-Year Term to $325,000 for a Five-Year Term to Provide Digital Mental Health Support Services for the Hayward Fire Department"

15. Adopt a Resolution Authorizing the City Manager to Execute Amendment No. 2 to the Professional Services Agreement with Kimley-Horn and Associates Inc. for On-Call Airport Planning and Environmental Services, Extending the Agreement to September 30, 2027, and Increasing the Maximum Compensation Amount from $880,000 to $950,000 **CONS 26-329**

    Staff report submitted by Public Works Director Ameri, dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-159, "Resolution Authorizing the City Manager to Execute Amendment No. 2 to the Professional Services Agreement with Kimley-Horn and Associates, Inc. for On-Call Airport Planning and Environmental Services Extending the Agreement to September 30, 2027, and Increasing the Maximum Compensation Amount from $880,000 to an Amount Not-to-Exceed $950,000"

16. Adopt a Resolution Accepting the Resignation of Commissioner Shreya Rathaur from the Hayward Youth Commission, Effective Immediately **CONS 26-339**

    Staff report submitted by City Clerk Lens dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-160, "Resolution Accepting the Resignation of Ms. Shreya Rathaur from the Hayward Youth Commission"

17. Adopt a Resolution Authorizing the City Manager to Execute a Ground Lease Agreement with Simmons and Associates for Aircraft Parking Ramp and Taxiway Z Access Area, with the Hayward Executive Airport **CONS 26-346**

    Staff report submitted by Public Works Director Ameri, dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 26-161, "Resolution Authorizing the City Manager to Execute a Ground Lease Agreement with Simmons and Associates for Aircraft Parking Ramp and Taxiway Z Access Area with the Executive Hayward Airport"

18. Adopt a Resolution Approving Plans and Specifications and Calling for Bids for the South Hayward Safe Routes for Seniors Project, Project No. 05323 **CONS 26-348**

Staff report submitted by Public Works Director Ameri, dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES: COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño
MAYOR Salinas
NOES: None
ABSENT: None
ABSTAIN: None

Resolution 26-162, "Resolution Approving Plans and Specifications and Calling for Bids for the South Hayward Safe Routes for Seniors Project, Project No. 05323"

19. Adopt a Resolution Approving and Ratifying the Settlement Agreement and General Release of All Claims, as Amended, Resolving Ghali et al. v. City Of Hayward, and a Side Letter of Agreement Amending the Memorandum of Understanding Between the City of Hayward and the International Association of Firefighters, Local 1909, Regarding the Calculation of Overtime Compensation and Authorize Transfer of Funds from the Risk Management Fund to the General Fund **CONS 26-351**

Staff report submitted by City Attorney Lawson dated September 15, 2026, was filed.

It was moved by Council Member Syrop, seconded by Council Member Goldstein, and carried unanimously, to adopt the resolution.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

Resolution 26-163, "Resolution Approving and Ratifying the Settlement Agreement and General Release of all Claims, as Amended, Resolving Ghali Et al. V. City of Hayward, and a Side Letter of Agreement Amending the Memorandum of Understanding Between the City of Hayward and the International Association of Firefighters, Local 1909, Regarding the Calculation of Overtime Compensation"

INFORMATION ITEM

20. Metropolitan Transportation Commission Pavement Management Technical Assistance Program (P-TAP) 2027 Grant Award for Updating the City's Pavement Management Program, Project No. 05110 **RPT 26-062**

    Staff report submitted by Public Works Director Ameri, dated September 15, 2026, was filed.

The item was presented as general information for the City Council and the public at large.

COUNCIL REPORTS AND ANNOUNCEMENTS

There were none.

COUNCIL REFERRALS

21. City Council Referral: Prohibition on Data Center Development (Referral from Mayor Salinas, Council Member Syrop, and Council Member Andrews) **RPT 26-064**

    Council referral submitted by Mayor Salinas, Mayor Pro Tempore Syrop, and Council Member Andrews, dated September 15, 2026, was filed.

Mayor Salinas stated that the item was in response to an August town hall in South Hayward and to community concern about the STACK; and explained that the City Council would listen, give direction to staff, and would take no action that evening.

Development Services Director Buizer introduced Planning Manager Schmidt, who provided a synopsis of the staff report, which included that Hayward has four data centers – two built in the mid-2000s and two larger facilities, one recently operational and one under construction.

Planning Manager Schmidt presented options for further regulating data center development in Hayward in response to a City Council referral and outlined three options for City Council consideration: 1) maintain status quo and strengthen existing regulations; 2) adopt a temporary urgency moratorium while staff studies impacts and draft rules; or 3) pursue a permanent ban on new data centers.

The following speakers spoke in favor of a ban or a ban with strong regulations of existing facilities. Concerns included: water and electricity use and ratepayer costs; air pollution; diesel generator emissions and noise, including noise not studied under California Environmental Quality Act (CEQA); proximity to schools and residences; proximity to marginalized communities; electronic waste; the approval process; AI-related concerns, including surveillance and effects on jobs; and public involvement. Several speakers also asked the City Council to reconsider or reverse the STACK approval. Specific requests for monitoring and oversight included: independent baseline and enforceable low-frequency (dBC) noise limits with public reporting; public reporting of water, energy and generator run hours; a combined health risk assessment; a decommissioning bond; publication of fiscal studies; a City Council letter supporting seven pending State data center bills before the September 30, 2026, deadline; and a vote at the next meeting rather than after the November election. A petition with approximately 2,300 signatures, a proposed oversight ordinance, and a technical letter were submitted by Marla Sather.

Lorena Vierra
Marisa
Kim Cathorne
Marla Sather, Hayward resident
Jules Menjivar
Marcella Smith
Tom Wong
Jeanne Buchanan, Hayward resident
Erandi Rodríguez, Hayward resident
Luciano Duran, Hayward resident
Sheila Cho, Hayward resident
Teri Martin, San Leandro resident
Habiba, CAIR (Council on American-Islamic Relations) representative
Sarah Aminolt, Union City resident
AJ Lopez, Hayward resident
Jesse Gunn, Hayward Education Association Executive Board Member & Treasurer
Lilith Sib, Hayward Unified School District student

JP Sanchez, Hayward resident
Mila, Hayward resident
Holly Edmonhson, Hayward resident
Katie Keliiah, Hayward resident
Gregory Fite, Hayward resident
Sean Skean
Sonny Alvarado, Hayward resident and teacher
Tom Wetzel, Hayward resident
Margarita Alaniz, Union City resident
Prayrit Jain, Hayward resident
Robert Seitz, Hayward resident
Anjo Ortega, Union City resident
Tahoe Roe, Hayward resident
Mimi Nguyen, Hayward resident
Malcolm Xai Leggett, Hayward native
Crystal Huerta, Hayward resident
Hanami Tateno, Hayward native and Oakland resident
Claire Valderama-Wallace, CSUEB professor
Alan Bustelo-Killan
Marcos, Hayward resident
Nicholas Nguyen, community member
Abigail Oliva, Environmental Health and Safety Specialist
Ernest Pacheco, Hayward resident
Natalina Campoprano, Hayward resident
Kenneth C-Ca
Kaili Spears, Hayward student
Francisco Perez, Hayward resident
Yeni Origel, Hayward resident
Maria Del Carmen Espinoza (Zoom participant), HUSD advocate
Suzanne Luther (Zoom participant), Hayward resident
Selina Martin-Reyes (Zoom participant), Hayward resident
Edwardo (Zoom participant), Hayward resident
Anh (Zoom participant), Hayward resident
Marlina Rose Selva (Zoom participant), Ohlone Aubudon Society Board member
Nayeli Torres Belloso (Zoom participant), Hayward native
Myldret Vazquez, Hayward resident

The following speakers urged responsible regulation rather than a ban, highlighting existing State environmental review and regulatory requirements, potential tax revenue and infrastructure improvements, economic development opportunities, and the role of data centers in supporting technology and internet infrastructure.

Comments included: take time to develop a policy covering ratepayer protections, water, environmental impacts, community benefits, and skilled-workforce standards; a statewide ballot measure could limit local authority. Speakers generally supported continued study, business participation, consideration of the revenue data centers provide, responsible

development, greater transparency, and public engagement rather than a ban. A speaker supported development in the industrial area.

Scott Galati
Eric Negomir, Silicon Valley Leadership Group representative and Los Gatos resident
Jeffrey Haman, Planning Commissioner and Hayward resident
Robert Stevens, Planning Commissioner and Hayward resident
Andre Van Horn
Peter Leroe-Munoz, Bay Area Council representative
EJ Cire, union construction representative
Andreas Cluver, Alameda County Building Construction Trades Council representative
Brent Haug, Local Union 595 IBEW member and Hayward resident
Lucy Lopez, Hayward Chamber of Commerce President

Uri Mendoza did not speak.
Sarah did not speak.

Mayor Salinas called for a recess at 9:24 p.m. and returned at 9:35 p.m.

Mayor Salinas acknowledged the community's calls for a ban and identified transparency (reporting and wider notification), accountability (clear rules, labor standards, threshold standards), and community benefits as key themes raised during public comment; and supported directing staff to return with a moratorium on data center development while the City evaluates and strengthens its existing policies, including notification requirements and standards related to transparency, accountability, and community benefits.

In response to Council Member Zermeño's inquiry on whether communities near the roughly 7,900 U.S. data centers had experienced shortages or power cutoffs, City Manager Ott replied staff had focused on California and local impacts and had not reviewed every community but could review more.

Council Member Zermeño supported a moratorium to allow staff additional time to study the potential impacts of data centers, including effects on electricity and water availability, the environment, and surrounding communities; and emphasized reviewing experiences in other jurisdictions and considering both the benefits and drawbacks before determining how the City should regulate future data center development.

Council Member Roche recommended that staff bring back findings for an immediate moratorium on further data center applications; supported stronger notification and community engagement, including potential citywide notification and town halls; and supported referring the matter to the Council Sustainability Committee for further analysis

including water use and quality, generator emissions, energy use, noise from generator testing and HVAC equipment, and ratepayer impacts.

Council Member Andrews indicated the referral was meant to create an in-person forum; supported reviewing an oversight ordinance and aspects of a moratorium while further identifying community concerns regarding future data center development; noted the City Council had already adopted strong requirements but should do more on community benefits, notice, ratepayer protections, oversight and labor standards, and clear expectations for both residents and developers; expressed appreciation for the Planning Commissioners and the role they play; and encouraged Hayward to establish a model for responsible data center development.

Council Member Bonilla Jr. supported a moratorium on new data centers until the City develops a comprehensive, community-driven policy addressing environmental and public health impacts, water and energy use, ratepayer impacts, noise, fuel use, community engagement, and regulatory oversight; called for stronger monitoring and public accountability for existing facilities, including scorecards; and emphasized using town halls and broad community input to develop standards for future data center development

In response to Council Member Syrop's inquiries, City staff indicated that a moratorium requires 6 of 7 votes, staff are not aware of any non-disclosure agreements signed by commissioners or City Council members, and other developers have expressed interest in Hayward.

Council Member Syrop supported an urgency moratorium on new data centers returning before the election while the City further evaluates their potential impacts and develops additional protections, while keeping a permanent ban under consideration; called for stronger monitoring, reporting, enforcement processes and developed concurrently in Council Sustainability Committee meetings; raised the idea of involving the Community Services Commission in reviewing community benefits packages; and proposed a policy barring officials from signing development-related nondisclosure agreements.

In response to Council Member Goldstein's inquiry, staff reported that STACK's anticipated water use is about 172,000–173,000 gallons per 24-hour period, the total use covers all site uses, low-frequency noise is not analyzed under CEQA, and the project must use 100% renewable energy (about 77% solar and 23% wind).

Council Member Goldstein supported a moratorium to allow additional time to verify information, identify potential impacts, and provide greater transparency and community engagement before the City considers additional data center development; supported enhanced monitoring and reporting, including a potential public dashboard, and further study of issues such as ratepayer protections, low-frequency noise, and the broader human impacts of data centers and AI; and emphasized the importance of providing the community with accurate information when evaluating future policy.

Mayor Salinas summarized the City Council's direction to have staff return with an urgency moratorium on new data center development, while keeping a potential ban under consideration and further evaluating opportunities to strengthen existing regulations related to more transparency, higher levels of accountability, and greater community benefits.

City Manager Ott indicated that staff would be returning at the end of October with an urgency moratorium.

It was moved by Council Member Syrop, seconded by Mayor Salinas, and carried unanimously, directing staff to return with an urgency moratorium.

AYES:	COUNCIL MEMBERS Andrews, Bonilla Jr., Goldstein, Roche, Syrop, Zermeño MAYOR Salinas
NOES:	None
ABSENT:	None
ABSTAIN:	None

ADJOURNMENT

Mayor Salinas adjourned the City Council meeting at 10:21 p.m.

APPROVED

_____
Mark Salinas
Mayor, City of Hayward

ATTEST:

_____
Miriam Lens
City Clerk, City of Hayward