



**CITY COUNCIL MEETING
REMOTE PARTICIPATION
Tuesday, July 13, 2021, 7:00 p.m.**

The Special City Council meeting was called to order by Mayor Halliday at 7:00 p.m. The special meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No 29-20 dated March 17, 2020, regarding the COVID-19 pandemic. Members of the City Council, City Staff, and members of the public participated via Zoom platform.

Pledge of Allegiance: Council Member Andrews

ROLL CALL

Present: COUNCIL MEMBERS Andrews, Lamnin, Márquez, Salinas, Wahab, Zermeño
MAYOR Halliday

Absent: None

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on July 13, 2021, at 5:00 p.m., with all members present, concerning conference with labor negotiators pursuant to Government Code section 54957.6 regarding all labor groups. City Attorney Lawson noted there was no reportable action related to the item.

PUBLIC COMMENTS

Mr. Brian Taraki (Hoxha) played an audio clip of what appeared to be references to World War II and tunes from World War I.

Ms. Alyse Lui, Animal Services employee, urged Council to keep employees in mind during negotiations and give them a fair contract and noted that Animal Services staff could not work from home during the pandemic due to the nature of work involved.

Ms. Diba G. asked Council to vote No on use of Lexipol policies for drones because it violates privacy rights, and the City will have legal liability for the use of such technology.

Ms. Alice invited all to join in a 50 states discussion starting August 30th of what it means to be a de jure rather than a de facto form of government and referred to dejure4sure.com for more information.

CITY MANAGER'S COMMENTS

City Manager McAdoo commented on three items: the explosion at the Russell City Energy Center and shared information about the July 15, 2021, California Energy Commission public hearing; the opening of the new Heritage Plaza and a ribbon cutting ceremony on July 17, 2021;

and the July 19, 2021, community meeting at the Weekes Park regarding proposed changes to the installation of bike lanes and other safety improvements on Patrick Avenue.

LEGISLATIVE BUSINESS

1. Let's House Hayward! Strategic Plan: Adopt a Resolution Approving the Let's House Hayward! Strategic Plan **LB 21-032**

Staff report submitted by Assistant City Manager Ott dated July 13, 2021, was filed.

Assistant Manager Ott introduced Management Analyst Cole-Bloom and Acting Community Services Manager Lobedan who provided a synopsis of the staff report.

Members of the City Council thanked City staff, Council Member Lamnin and community partners for their contributions to the report.

Discussion ensued among members of the City Council and City staff regarding: the current capacity at the Hayward Navigation Center (33) and the Hayward Navigation Center Annex (35) and services provided; the regional housing crisis and countywide coordination; the Calpine's Russell City Energy explosion; ongoing conversations with County staff and regional partners about the housing crisis and leveraging services; it was confirmed that \$11.75 million would be applied to homelessness and housing projects and \$7.5 million of that to the homelessness project; housing and behavioral services provided by Mid County East Housing Resource Center and the Shallow Subsidy Homelessness Prevention program; Surplus Lands Act and the requirement that public lands have to go through a detailed process for first offering the land to affordable housing service providers; update to the Housing-Homelessness Task Force regarding the Residential Rent Stabilization Ordinance scheduled for September; Goal 1 of the Strategic Plan regarding responding to homelessness and developing countywide community understanding and engagement; housing programs under the stimulus, such as acquiring tax-defaulted properties, will be a first step toward evaluating the need for a first right of refusal policy; there was clarification that the navigation center model is designed for individuals and staff is supplying Ruby's Place with trailers to extend their capacity to serve families; the City is proactively looking for money to fund ongoing programs; proposed expansion of the Winter Warming Shelter with Day Resource Center and having items onsite could be within the scope of work; and noted the Plan's action to develop a public education campaign involves educating and promoting volunteerism and linking volunteers to non-profit partners.

Mayor Halliday opened the public hearing at 7:20 p.m.

Ms. Donna Whitmore, Hayward resident, asked the City to request input from residents, noted current programs do not set homeless individuals up for success; and suggested considering wellness centers for the mentally ill and substance abusers, repurposing unused office buildings, creating housing with managed services, and requiring participants to participate in programs.



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Mr. David Whatley suggested that staff consider how to connect Fire Department staff to the Navigation Center and service providers; and shared concerns about tech company labor practices and the legislature allowing industries to mistreat and underpay employees.

Mr. Jesse Gunn supported the proposed Plan understanding it does not answer all problems of the unhoused and suggested the City approach homelessness from an educational standpoint so people can learn how they can help.

Ms. Lacei Amodei, The Hayward Collective representative, expressed support for the Plan and the Housing First concept, suggested that a Tenant Opportunity to Purchase Act (TOPA) policy be studied, and recommended an equity impact report be required of all major developments and a local public lands ordinance considered.

Ms. Ellen Morris, Eden Housing Associate Director of Development, thanked all for the invitation to participate in the Let's House Hayward working group, and supported adoption of the proposed Plan.

Ms. Ashley J, resident at a tiny home with East Bay ArtWorks, urged the City to consider how the Plan can help unsheltered students and the youth.

Mr. Collin Thormoto, The Hayward Collective member, supported the Plan and its funding allocation, and encouraged the City to include a public lands policy, tenant's right to purchase policy, and a requirement for an equity impact report by all major developments to analyze displacement risks and racial equity impacts.

Ms. Ro Aguilar expressed support for goals 1 and 2 in the Plan but had concerns about goal 3 noting the City should not explore the feasibility of expanding permanent housing but should expand permanent housing options.

Mr. Alexis Villalobos, Hayward Community Coalition Research Chair, expressed support for the proposed Plan, questioned the basis for Council's inquiries on efforts of neighboring cities, and thanked Council Member Wahab for questions such as a space for pets.

Mr. Jonathan Russell, voiced support for the Plan and the inclusion of those with lived experience, noted there has been research at the county level and the proposal complements the regional efforts to support homelessness prevention.

Mr. Zachariah Oquenda, Planning Commissioner, highlighted the need to continue to support folks who are people in re-entry or impacted by the criminal justice system and lack services.

Mayor Halliday closed the public hearing at 7:47 p.m.

Members of the City Council praised and thanked staff for the work done, thanked comments from public members and noted the Plan was an inclusive process with contributions from different stakeholders. Council Members Lamnin, Salinas and Wahab were recognized for their work serving on the Homelessness-Housing Task Force.

Council Member Wahab offered a motion per staff's recommendation, highlighted that the Council invested about \$5 million closing the gap on affordable housing and continues to prioritize housing, noted the District Command works with different communities to connect them to services, asked staff to widen the net to include monolingual communities and new immigrants, and thanked the Council for approving funds that expand safety nets through an equitable lens.

Council Member Zermeño seconded the motion; agreed with Council Member Andrews' comment that every community organization should be contacted on the topic; noted the City has allocated a significant amount of funding and encouraged continued efforts; advocated for providing more navigation centers in the Bay Area and added that mini homes would benefit students and prevent more homelessness.

Council Member Andrews asked staff to apply a racial equity lens to projects subject to CEQA (California Environmental Quality Act) review, noted the need to make wellness centers more welcoming and appropriate for disproportionate unhoused communities, and suggested focusing on the type of job skill individuals want and connecting them with organizations and programs as wraparound services.

Council Member Lamnin expressed appreciation for the comments offered by the Hayward Collective and noted there can be further conversations as the City embarks in review of the Housing Element, agreed with Council Member Zermeño that tiny homes are a solution and looked forward to conversations about the shallow subsidy program, and noted the new center and the integration with the school system will help some of the immigrant youth.

Council Member Márquez thanked Council Member Lamnin for being a strong advocate for unsheltered community members and being instrumental in making sure people with lived experiences are part of the discussion, noted that efforts will be stronger and more beneficial with a regional approach, was pleased about the funding approved for affordable housing and partnerships with the Hayward Unified School District, added she would like to see a report quantifying efforts, acknowledged the work of the Police Department and Maintenance Services staff who interface with challenging situations, and noted the Council will have the opportunity to revisit policy discussions related to public comments.

Council Member Salinas acknowledged Council Member Lamnin and community members who have championed housing efforts; thanked Ashley J for keeping students in the forefront of the conversation; noted educational institutions are doing everything they can to respond to the housing crisis; acknowledged the work of HUSD in fast tracking development to support students and young adults; and expressed support for the Plan's vision, goals and strategies noting this was an attempt to solve and prevent homelessness.



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Mayor Halliday echoed comments made by her colleagues; thanked all involved in efforts including the Community Services Commission and Homelessness-Housing Task Force; noted the Plan begins to give a holistic approach to the problem; expressed a desire for all service providers to know about each other and work together to address needs, particularly needs of unhoused families and emancipated youth; spoke about the importance of staying in touch with participants and continuing to support them; discussed shared responsibilities at the state and county levels; and stressed the importance of getting county funds to support the recommendations and work with partners.

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

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

Resolution 21-138, "Resolution Approving and Adopting the Let's House Hayward! Strategic Plan to Reduce Homelessness (Fiscal Year 2022 – Fiscal Year 2026)"

2. Federal Stimulus Expenditure Plan: Adopt a Resolution Approving the City of Hayward Federal Stimulus Expenditure Plan for \$38 million in Stimulus Funding and Authorizing Appropriation of \$18.9 million in Stimulus Funding for Year 1 Projects and Programs **LB 21-034**

Staff report submitted by City Manager McAdoo dated July 13, 2021, was filed.

City Manager McAdoo provided a synopsis of the staff report and Assistant City Manager Ott shared more specific project recommendations for year one of the funding.

Discussion ensued among members of the City Council and City staff regarding: America Rescue Plan Act of 2021 (ARPA) funds; as part of the six-month review, staff can evaluate using funds intended to address blight for murals in places that are continuously tagged and cameras in places that experience high levels of dumping, and funds to buy properties that have been vacant for a long time for unhoused individuals; it was clarified that further budget appropriations in year one projects for contracts over \$75,000 would come back to Council; legislative advocates are tracking infrastructure bills and looking for funding opportunities;

corporation yard renovation and animal control facility renovation projects; Zero Trust Network Security software, Council Chamber upgrades and SD-WAN software; equity around internet access and broadband access for low income households; COVID-19 abatement fund and expansion of locker rooms in the Police building in contingency list; the first time homebuyer program needs to be explored further before making a recommendation; and funds for enhanced clean-up on commercial corridors.

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

Ms. Suzanne Philis, Hayward resident, City employee, and SEIU 1021 Clerical Chapter President, thanked Council for allocating ARPA funds to pay back employee furloughs and asked to recognize the hard work by supporting current negotiations for a better contract

Ms. Elena inquired about hotel vouchers, support for homeless individuals, and information about rental assistance and resources.

Mr. David Whatley asked about the Stack Contribution project, noted that employers are not paying enough for residents to continue living in Hayward, and encouraged working with state and federal legislators to address income inequalities.

Mr. Saad Muhammad, SEIU Local 1021 Field representative, echoed comments made by Ms. Philis and urged Council to consider cost of living adjustments and invest in City employees.

Ms. Laura Gomez, Police Department employee, echoed comments made by Ms. Philis and Mr. Muhammad, noted Police Department staff have put the needs of the community over their safety and have continued to come to work during the pandemic.

Mayor Halliday closed the public hearing at 9:20 p.m.

Council Member Wahab expressed wanting to focus more on economic development and helping existing businesses as well as attracting new businesses and upscaling current residents; appreciated upgrades to the Council Chamber to make meetings accessible from home; added that AT&T indicated it would be willing to underwrite fees and expand services in Hayward to target areas with lower economic status to narrow technology gaps; and made a motion to approve staff's recommendations.

Council Member Márquez seconded the motion; concurred with Council Member Wahab's comments; appreciated the comprehensive expenditure plan and was glad a significant amount would go to help the community and the most vulnerable population; noted the Council has been intentional in listening to employee concerns evidenced by projects that have been given higher priority; suggested that should additional infrastructure funding become available, ARPA funds could be reappropriated; was glad there will be a six-month expenditure and programmatic review; and thanked the administration at the federal level for the historic funding opportunity.



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Council Member Salinas indicating he would be supporting the motion and noted Congressman Swalwell was able to secure an additional \$1.5 million in funding for The Stack Center.

Mayor Halliday thanked staff for listening to all feedback provided during work sessions, noted there are very specific restrictions for use of ARPA funds and the City wants to ensure it is used appropriately for COVID relief, and expressed gratitude to the federal government for the funds and to staff for the careful allocation of funds.

It was moved by Council Member Wahab, seconded by Council Member Márquez, 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 21-139, "Resolution to Approve City of Hayward Federal Stimulus Expenditure Plan for the Entire \$38 Million in Federal Stimulus Allocation Under the American Rescue Plan Act of 2021 and to Amend the Fiscal Year 2022 Operating Budget by Authorizing and Appropriating \$18,900,000 Dollars of the Federal Stimulus Allocation to Address the Economic and Fiscal Impacts of the Covid Crisis in the City of Hayward"

3. Adopt a Resolution Authorizing the Purchase and Adoption of an Unmanned Aerial Systems (UAS or "Drones") Program for the Hayward Police Department **LB 21-035**

Staff report submitted by Chief of Police Chaplin dated July 13, 2021, was filed.

Mayor Halliday noted that Legislative Business Items 3 and 4 would be heard concurrently.

Police Chief Chaplin, Captain Matthews, Lieutenant Ormsby, and Information Technology Manager Roush provided an overview of the staff report.

Discussion ensued among members of the City Council and City staff regarding: Section 610.4 (Program Coordinator) in Unmanned Aerial System (UAS) operations and missing key information (system for public notification, protocols for governing deployment, documenting missions, and reporting back to the community) that will be developed after the program is created; examples on when search warrant would/would not be required

when using drones; drone use cases will be reported to Council on a quarterly basis and any use causing concern can be flagged for review to ensure consistency with Policy 610 and tracking mechanism; the cost to begin the UAS program which is currently estimated under \$20,000; drones used to identify properties where fireworks are being launched from; concerns raised by the Community Advisory Panel; incidents requiring the use of UASs and borrowing from other agencies; UAS usage including prohibitions such as the use of facial recognition technology or for routine surveillance of protests; UAS policy to be developed after the program is initiated and as training conducted; UAS data retention to be consistent with the City's Record Retention Policy/Schedule for body worn cameras; training for personnel on the use of UASs and appropriate management staff to decide on the use to ensure policy compliance including interpretation services whenever needed; examples of events necessitating the use of UASs; venues for submitting complaints against the use of UASs such as through the City Manager's office, City Attorney's office or outside third party; and confirmation the City does not have a privacy ordinance.

Mayor Halliday opened the public hearing at 10:45 p.m.

The following individuals spoke in support of purchasing Unmanned Aerial Systems (UAS or Drones) for the Hayward Police Department because police officers need the technology to save lives, de-escalate situations, and find missing individuals; the Police Department has been certified by the Commission on Accreditation for Law Enforcement Agencies (CALEA) and needs support to continue to safely perform its duty; privacy concerns should be addressed by the City Attorney; the use of drones is for public safety; neighboring agencies using UASs have not had privacy issues; the technology can be used in the event of an earthquake for search and rescue; the technology will increase transparency, accountability and safety for all parties involved; the department needs technology and tools available in Bay Area cities; UASs may qualify for federal funding; drone footage would combat organized looting of businesses; and the Police Department can benefit by having tools such as drones during the shortage of police officers.

Pastor Chuck Horner, Hayward resident, Calvary Baptist Church pastor, and KHCGTF member
Mr. David Whatley

Ms. Susan

Ms. Claire Dugan, Hayward Concerned Citizens member

Ms. TJ, member of Hayward Concerned Citizens member

Ms. Suzanne

Ms. Theresa Rezentes, Hayward Concerned Citizens member

Mr. Rick Flores, Hayward Police Officers Association president

Mr. Alex, Hayward Police Officers Association member

Lady speaking on behalf of husband Bruce

The following individuals spoke in opposition of purchasing Unmanned Aerial Systems (UAS or Drones) for the Hayward Police Department because: lack of statistical information warranting the purchase and lack of input by the Fire Department; history of officers misuse of surveillance and equipment; funding should go toward combating poverty and community resources; lack of privacy ordinance; no quantifiable measurements for how UAS will be used; concerns about



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racial profiling; the policy needs more consideration, public input and deliberation; lack of basic framework for the use, policy, privacy, data storage and retention; other cities have passed surveillance ordinances to ensure transparency, accountability and provide impact reports; proposal does not have a privacy advisory commission; there are ongoing costs for training and maintenance that need to be addressed; UAS without a clear policy creates mistrust; the policy needs explicit and clearly defined safeguards around usage and authorization; there should be an opportunity for public review; and need more information about the ideas accepted by the Community Advisory Panel.

The Council was encouraged to adopt an ordinance governing the use of surveillance technology and ensure public vetting, control, and oversight before acquiring UASs; spend funds allocated toward drones on reimagining public safety, housing, mental health, and education; not use Lexipol guidance and Chula Vista as a case study; have a policy under a broader citywide drone authorization ordinance passed by Council; and ensure UASs have explicit defined usage and authorization limits.

Ms. Selina McManus, Hayward Community Coalition (HayCoCoa) member

Mr. Jesse Gunn

Ms. Cynthia Nunes, HayCoCoa member

Mr. Salah Elbakri

Mr. Mike Katz-Lacabe, Research for Oakland Privacy director

Ms. Alondra, HayCoCoa member

Mr. Alexis Villalobos, HayCoCoa member

Ms. Diba G

Ms. Sameena Usman, Council on American-Islamic Relations Government Relations Coordinator

Mr. Omar Arsala, Hayward resident

Mr. Emilio Mendoza Ronquillo

Mr. Brian Hofer, Secure Justice director and Oakland Privacy Advisory Commission chair

Mr. Zachariah Oquenda, Community Advisory Panel member

Mr. Ian

Mayor Halliday closed the public hearing at 11:34 p.m.

Members of the City Council thanked staff for their presentation, community members for providing input, and for an overall productive discussion.

Council Member Zermeño indicated UASs have been used by many agencies and they allow officers to better evaluate situations with the goal of peaceful resolutions, saving lives, increasing transparency and accountability; noted the policy has enough checks and balances and the inappropriate use can result in program suspension; supported having quarterly reports; liked the idea of using drones to combat fireworks and illegal sideshow activity; appreciated the Federal Aviation Administration control and oversight; and made a motion to

approve staff's recommendation.

Council Member Salinas seconded the motion; appreciated the opportunity Council had to approve the purchase of technology that is below the expenditure limit for items Council typically considers; noted the City has been responsive to the criticism of law enforcement and the City and the Police Department have worked with stakeholders to respond to national issues and protect the community with an equity lens and being mindful of the negative impact experienced by communities of color; and noted UASs complement other tools to de-escalate highly charged situations.

Council Member Salinas offered a friendly amendment directing the Police Department to return to Council with a final draft policy. Council Member Zermeño accepted the friendly amendment.

Council Member Márquez indicated the City needs a deployment policy in place and retention policy and privacy issues need to be properly vetted; noted the community is over 40 percent Latinx and folks continue to refer to "citizens" which can be perceived as anti-immigrant and shows that no one is taking the time to understand each other perspectives; added that more time is needed to build trust; and was concerned that the work of policy innovation workshops on policing and public safety and Council's guidance has not been implemented yet.

Council Member Lamnin offered language to strengthen the friendly amendment by amending the last paragraph of the resolution to read, "Now, Therefore, ... the City Manager is hereby authorized and directed to authorize a UAS program for the City of Hayward and purchase UASs pending Community Advisory Panel (CAP), Council Infrastructure Committee (CIC) and City Council approval of an operational protocol for their use."

Discussion ensued about the proposed language and Council Member Lamnin modified the proposed language to read, "Now, Therefore, ... the City Manager is hereby authorized and directed to authorize a UAS program for the City of Hayward and purchase UASs with implementation pending review by the Community Advisory Panel (CAP) and Council Infrastructure Committee (CIC) and City Council approval of an operational protocol for their use."

Council Member Zermeño and Council Member Salinas accepted modifications to the friendly amendment.

Council Member Wahab agreed with providing tools for the Police Department to de-escalate situations; noted that tools can be dangerous if their use is not clearly defined; added that former Council Member Mendall and her submitted a policy request in February 2020 noting policy and privacy are key factors; added there was no data provided on the number of requests, no clarity on price difference, no clarity on usage and enforcement, no citywide ordinance; added there are 26 states in the nation that have privacy policies; noted she could not support something that is not clearly defined; and mentioned the item should have been tabled for discussion until a privacy policy is in place in Hayward; and expressed appreciation for the Police Department's good intentions.



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Mayor Halliday noted there are many private drones in use by organizations such as PG&E and received confirmation from Council Member Wahab that a privacy policy would apply to private drones as well.

Council Member Andrews mentioned she is not against drones and appreciated the Police Department recommending a non-lethal emergency use option; shared residents had concerns and noted the Fire Department was not a part of the conversation or the presentation; had concerns about having Lexipol as a policy foundation since it has received lawsuits from the ACLU (American Civil Liberties Union) and would have liked to see a policy based on Hayward and CAP recommendations; was concerned about accepting a draft policy; was glad the Police Department was collaborating with other agencies; and expressed she will continue to have conversations with community groups and the Police Department.

Council Member Wahab added that technology giants have software that identifies who is tracking data making it more difficult for data to be tracked and monitored.

Mayor Halliday expressed her concerns were about lives and safety noting she has seen situations where drones were used to keep people safe, de-escalate situations and find people; was concerned that Fire Department was not a part of the conversation and asked City Manager McAdoo for her comment.

City Manager McAdoo noted the recommendation on the floor was specific to Police Department drone usage; added that based on input provided there is a desire for an overarching City policy around drones to cover usage by all departments; and suggested that the Police Department present a policy to the CAP and when the policy is presented to the CIC it will include all different City use cases for drones.

Mayor Halliday further noted the high likelihood of natural disasters, and the use of drones could help in those situations; concurred with the sentiment to have a policy in place to disallow misuse; and expressed support for the motion and its amendment.

It was moved by Council Member Zermeño, seconded by Council Member Salinas, and carried by the following roll call vote, to approve a resolution authorizing the purchase of an Unmanned Aerial System and return to Council with a final draft policy before its deployment, and amend the last paragraph of the resolution to read as follows, "Now, Therefore, ... the City Manager is hereby authorized and directed to authorize a UAS program for the City of Hayward and purchase UASs with implementation pending review by the Community Advisory Panel (CAP) and Council Infrastructure Committee (CIC) and approval of by City Council of an operational protocol for their use."

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

Resolution 21-140, "Resolution Authorizing the City Manager to Authorize and Adopt an Unmanned Aerial System (UAS) Program for the Hayward Police Department and the Purchase of UAS"

4. Informational Report on Data Transparency and Protection for Police Records **LB 21-036**

Staff report submitted by CIO/ Director of Information Technology Kostrzak dated July 13, 2021, was filed.

CONSENT

Council Member Lamnin made a motion to move the consent calendar in honor and memory of Joseph White whose passing prompted the first winter shelter program in Hayward.

5. Approve City Council Minutes of the City Council Meeting on June 22, 2021. **MIN 21-096**
It was moved by Council Member Lamnin, seconded by Council Member Márquez, and carried unanimously, to approve the minutes of the City Council meeting on June 22, 2021.

6. Adopt a Resolution of Intention to Preliminarily Approve the Engineer's Report and Levy Assessments for Fiscal Year 2022 for Maintenance District No. 1 – Storm Drainage Pumping Station and Storm Drain Conduit Located at Pacheco Way, Stratford Road and Ruus Lane, and Set July 20, 2021, as the Public Hearing Date **CONS 21-153**

Staff report submitted by Maintenance Services Director Rullman dated July 13, 2021, was filed.

It was moved by Council Member Lamnin, seconded by Council Member Márquez, 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



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Resolution 21-141, "Resolution of Intention Preliminarily Approving the Engineer's Report; Declaring Intention to Levy Assessments for Fiscal Year 2022; and Setting July 20, 2021, as the Public Hearing Date Concerning Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road, and Ruus Lane"

7. Adopt a Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Bay Area Community Services to Increase the Contract in an Amount Not-to-Exceed \$110,137 for the COVID-19 Rental Assistance Program **CONS 21-346**

Staff report submitted by Assistant City Manager Ott dated July 13, 2021, was filed.

It was moved by Council Member Lamnin, seconded by Council Member Márquez, 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 21-142, "Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Bay Area Community Services (BACS) to Increase the Award Amount for the COVID-19 Rental Assistance Program in Order to Pass-Through County Rent Relief Funds and Reimburse BACS for an Additional Nine Households that were not Included in the Initial Award"

8. Adopt Resolutions Authorizing the City Manager to Negotiate and Execute Agreements with Vendors (BACS, Vagabond Inn Hayward, and First Presbyterian Church) for American Rescue Plan Act Funded Homelessness Projects **CONS 21-375**

Staff report submitted by Assistant City Manager Ott dated July 13, 2021, was filed.

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

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

Resolution 21-143, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Bay Area Community Services (BACS) for Fiscal Year 2021-2022 Hayward Navigation Center Hotel Annex Operations in an Amount Not-to-Exceed \$1.5 Million"

Resolution 21-144, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Vagabond Inn Hayward DBA Paar Hospitality, Inc. for Fiscal Year 2021-2022 Hayward Navigation Center Hotel Annex Hotel Services in an Amount Not-to-Exceed \$1.5 Million"

Resolution 21-145, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with First Presbyterian Church of Hayward for Fiscal Year 2021-2022 Winter Warming Shelter Expansion and Day-Resource Center at South Hayward Parish for an Amount Not-to-Exceed \$1,644,314"

9. Adopt Resolutions: (1) Accepting and Appropriating Homeless Housing, Assistance and Prevention Grant Funding for Use at the Hayward Navigation Center; and (2) Authorizing the City Manager to Enter into Agreements with Hayward Navigation Center Vendors (BACS and PMSI) for Fiscal Year 2021-2022 Services **CONS 21-376**

Staff report submitted by Assistant City Manager Ott dated July 13, 2021, was filed.

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

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



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Resolution 21-146, "Resolution Authorizing the City Manager to Accept and Appropriate \$589,391 in Homeless Housing, Assistance and Prevention Funding and to Negotiate and Execute the Agreement Between the City and the County of Alameda"

Resolution 21-147, "Resolution Authorizing the City Manager to Negotiate and Execute an Agreement with Bay Area Community Services (BACS) for Fiscal Year 2021-2022 Hayward Navigation Center Operations for an Amount Not-to-Exceed \$2.5 Million"

Resolution 21-148, "Resolution Authorizing the City Manager to add \$142,000 in Funds to the Existing Agreement with Pacific Mobile Structures, Inc. (PMSI) to Provide Fiscal Year 2021-2022 Hayward Navigation Center Modular Services"

10. Adopt a Resolution Approving Addendums No. 1 and No. 2, and Awarding a Construction Contract to Cato's General Engineering, Inc., for the Municipal Parking Lot No. 2 Improvement Project, Project No. 05248 in the Amount of \$454,508, Authorizing a Construction Contingency Change Order Budget of \$45,000, and Appropriating Funds
CONS 21-391

Staff report submitted by Director of Public Works Ameri dated July 13, 2021, was filed.

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

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

Resolution 21-149, "Resolution for an Appropriation of Additional Funds in the Amount of \$149,391 for the Municipal Parking Lot No. 2 Improvement Project, Project 05248, Within Street System Improvements Fund (Fund 450)"

Resolution 21-150, "Resolution Awarding the Municipal Parking Lot No. 2 Improvement Project, Project No. 05248, Construction Contract to Cato's General Engineering, Inc."

11. Adopt a Resolution Approving Amendments to the Exclusive Risk Management Authority of California (ERMAC) Joint Powers Agreement **CONS 21-393**

Staff report submitted by City Attorney Lawson dated July 13, 2021, was filed.

It was moved by Council Member Lamnin, seconded by Council Member Márquez, 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 21-151, "Resolution Approving Amendments to the Exclusive Risk Management Authority of California Joint Powers Agreement"

COUNCIL REPORTS AND ANNOUNCEMENTS

Council Member Wahab acknowledged Nathaly Arriola who is a Hayward resident, grew up in Hayward, and is working at the White House as Special Assistant to President Joe Biden.

Council Member Andrews announced the Keep Hayward Clean and Green Task Force clean up event on July 24, 2021, in front of the Giuliani Plaza, acknowledged Economic Development staff for their work with the downtown reopening and acknowledged the Police Department and the Housing Division for their participation at the downtown party; and acknowledged La Familia for providing vaccinations.

Council Member Salinas also acknowledged Economic Development and Maintenance Services teams for their participation at the reopening of downtown businesses; and announced the Hayward Promise Neighborhoods clean up event on July 24, 2021, at Glassbrook Elementary School.

Council Member Márquez acknowledged HARD for the repairs to the Eden Greenway Dog Park, suggested that Economic Development staff activate spaces by having bowls of water for pets, and encouraged all to visit the Hayward Animal Center.

Mayor Halliday announced the opening of the new Heritage Plaza and ribbon cutting ceremony was scheduled for July 17, 2021, at 10:00 a.m.



**CITY COUNCIL MEETING
REMOTE PARTICIPATION
Tuesday, July 13, 2021, 7:00 p.m.**

COUNCIL REFERRALS

None received.

ADJOURNMENT

Mayor Halliday adjourned the special meeting on July 14, 2021, at 12:31 a.m.

APPROVED

Barbara Halliday
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward