



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, May 19, 2020

7:00 PM

Remote Participation

SPECIAL CITY COUNCIL MEETING

This meeting is being conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order No. 29-20 dated March 17, 2020, and Alameda County Health Officer Order No. 20-10 dated April 29, 2020, regarding the COVID-19 pandemic.

CALL TO ORDER

ROLL CALL

Present: 7 - Council Member Francisco Zermeno, Council Member Elisa Marquez, Council Member Al Mendall, Council Member Sara Lamnin, Council Member Aisha Wahab, Council Member Mark Salinas, and Mayor Barbara Halliday

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on May 11, 2020 at 6:00 p.m., regarding two items: 1) public employment pursuant to Government Code 54957(b)(1) regarding the City Attorney's performance evaluation; and 2) conference with labor negotiators pursuant to Government Code 54957.6 regarding all labor groups. Mayor Halliday reported there was no reportable action.

The City Council convened in closed session on May 18, 2020 at 6:00 p.m., concerning conference with labor negotiators pursuant to Government Code 54957.6 regarding all labor groups. City Attorney Lawson reported all Council members were present and there was no reportable action.

The City Council convened in closed session on May 19, 2020 at 5:00 p.m., regarding three items: 1) conference with property negotiators pursuant to Government Code 54956.8 regarding 1026 C Street and 22696 Main Street, APNs: 428-66-38-01, 486-66-37, 428-66-38-2; 2) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 2 with TTLC Management Inc., APNs 078C-0461-10, -11, -12, -13, and -14; and 3) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 8, Grove Way APNs: 415-0180-070-00, 415-0180-068-01, 415-0180-076-00, 415-0180-084-01, 415-0180-073-00, 415-0180-074-00, 415-0180-075-00, 415-0180-072-00, 415-0180-071-00, 415-0180-069-01, 415-0190-064-00, 415-0180-083-01, 415-0180-080-00, 415-0180-082-01, 415-0180-081-01. City Attorney Lawson noted Council Member Márquez recused herself from participating on Item 1, and there was no reportable action related to the three items.

PUBLIC COMMENTS

Public comments were limited to items on the Agenda a items were called.

CONSENT

Approval of the Consent Calendar

A motion was made by Council Member Márquez, seconded by Council Member Lamnin, to approve the Consent Calendar. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

1. [Approve City Council Minutes of the Special City Council Meeting on April 7, 2020](#)

A motion was made by Council Member Wahab, seconded by Council Member Mendall, to approve the minutes. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

2. [Approve City Council Minutes of the Special City Council Meeting on April 14, 2020](#)

A motion was made by Council Member Wahab, seconded by Council Member Mendall, to approve the minutes. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

3. [Approve City Council Minutes of the Special City Council Meeting on April 28, 2020](#)

Consent item approved.

4. [Adopt a Resolution Accepting the Resignations of Mr. Christopher Lopez and Mr. Kenny Wong Many from the Keep Hayward Clean and Green Task Force, Effective Immediately](#)

Consent item approved.

5. [Adopt a Resolution Extending the Appointment of Bruce Roberts as the Hayward Poet Laureate Through June 30, 2021](#)

A motion was made by Mayor Halliday, seconded by Council Member Wahab, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

6. [Adopt a Resolution Awarding a Contract to DeSilva Gates Construction LP for the FY20 Pavement Improvement Project, Project No. 05222, 05224, 05226, 05232, 05289, in an Amount of \\$9,406,497, and authorizing the Public Works Director to spend up to \\$11,000,000 for Total Construction Costs](#)

This Consent was approved.

7. [Adopt a Resolution Approving Addendum No. 1 and Awarding a Contract to Westland Contractors, Inc. for the Sewer Line Replacement Project, Project No. 07694, in an Amount Not-to-Exceed \\$1,874,500.](#)

Consent item approved.

8. [Adopt a Resolution Rejecting All Bids, Approving Revised Specifications, and Calling for Bids for the Sidewalk Rehabilitation FY 20 Project, Project No. 05285](#)

A motion was made by Council Member Wahab, seconded by Council Member Zermeño, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

9. [Adopt a Resolution Authorizing the City Manager to Submit an Application to the Metropolitan Transportation Commission \(MTC\) for Transportation Development Act \(TDA\) Article 3 Funds in Fiscal Year \(FY\) 2021 and Execute a Funding Agreement](#)

Consent item approved.

10. [Adopt a Resolution Approving an Agreement Between the Alameda County Health Care Services Agency and the Police Department Youth and Family Services Bureau for Medical Administrative Activities and Authorize the City Manager to Execute the Agreement](#)

A motion was made by Council Member Wahab, seconded by Mayor Halliday, to approve staff's recommendation. The motion carried by the following vote:

11. [Authorize the City Manager to Submit a Local Early Action Planning \(LEAP\) Grant Application to Fund Preparation of a Housing Element Update to Implement the Sixth Cycle of the Regional Housing Needs Allocation](#)

Consent item approved.

12. [Adopt a Resolution Approving an Amendment to the Professional Services Agreement with Langan Engineering and Environmental Services for the La Vista Park Project, Project No. 06914](#)

Consent item approved.

13. [Adopt a Resolution Approving the Side Letter of Agreement Amending the Current Memoranda of Understanding between the City of Hayward and Both the International Association of Firefighters, Local 1909 and the Hayward Fire Officers Association and Authorizing Staff to Execute the Agreement](#)

A motion was made by Council Member Wahab, seconded by Mayor Halliday, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lammin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

WORK SESSION

14. [Community Agency Funding: Fiscal Year 2021 Community Agency Funding Recommendations for Social Services; Arts & Music; and Infrastructure, Economic Development, and Public Services; and Overview of the FY 2021-2025 Consolidated Plan and FY 2021 Annual Action Plan \(Report from Deputy City Manager Ott\)](#)

Information only; no action taken.

PUBLIC HEARING

15. [Master Fee Schedule: Adopt a Resolution Amending the FY 2021 Master Fee Schedule \(Report from Finance Director Claussen\)](#)

A motion was made by Council Member Salinas, seconded by Council Member Mendall, to approve staff's recommendation. The motion carried by the following vote:

Aye: 6 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lammin, Council Member Salinas, and Mayor Halliday

Nay: 1 - Council Member Wahab

LEGISLATIVE BUSINESS

16. [Adopt Resolutions Amending the Employment Agreement Between the City Manager and the City of Hayward to Eliminate the City Manager's July 2020 Scheduled 2% Cost of Living Adjustment and Authorizing the Mayor to Execute the Agreement and Reducing the Mayor and City Council's Salary by 2% and the Mayor and Council's Travel and Miscellaneous Budget by 50% for Fiscal Year 2021 \(Report from Assistant City Manager/Interim Human Resources Director Hurtado\)](#)

A motion was made by Council Member Márquez, seconded by Council Member Salinas, to approve staff's recommendation. The motion carried by the following vote:

Aye: 7 - Council Member Zermeno, Council Member Marquez, Council Member Mendall, Council Member Lamnin, Council Member Wahab, Council Member Salinas, and Mayor Halliday

INFORMATION ITEM

17. [Receive Informational Report Addressing Extended Timeframes to Reestablish Nonconforming Uses Due to COVID-19 Crisis](#)

The City Council directed City Manager McAdoo to take the informational report to the Council Economic Development Committee for discussion/action.

ADJOURNMENT

Mayor Halliday adjourned the meeting at 9:43 p.m.

NEXT MEETING, May 26, 2020, 7:00 PM