



CITY OF HAYWARD

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

Action Minutes City Council

Tuesday, January 26, 2021

7:00 PM

Remote Participation

CITY COUNCIL MEETING

COVID-19 Notice: Consistent with State of California Executive Order No. 29-20 dated March 17, 2020, the City Council will be participating in public meetings via phone/video conferencing.

CALL TO ORDER: Mayor Halliday

Pledge of Allegiance: Mayor Halliday

ROLL CALL

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

CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on January 19, 2021 at 5:00 p.m., with all members present, regarding three items: (1) conference with labor negotiators pursuant to Government Code 54957.6 concerning all labor group; (2) conference with legal counsel pursuant to Government Code 54956.9 regarding Stoddard-Nunez v. City of Hayward, U.S. District Court, NDCA, No. 13-cv-0449; AGG, etc. v. City of Hayward, U.S. District Court, NDCA, No. 4:19-cv-00697; JB, etc. v. City of Hayward, U.S. District Court, NDCA, No. 3:20-cv-9245; and Morris v. City of Hayward, Alameda County Superior Court, No. RG20079652; and (3) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 2: Mission Boulevard and Tennyson Road; Caltrans Parcel Group 3: Adjacent to Tennyson Road, East 16th Street and Calhoun Street; Caltrans Parcel Group 4; Caltrans Parcel Group 5: Maitland Drive, Bunker Hill Court, Bunker Hill Boulevard and Central Boulevard; Caltrans Parcel Group 6: Carlos Bee Boulevard and Overlook Avenue; Caltrans Parcel Group 8: Grove Way; Caltrans Parcel Group 9: Apple and Oak Streets; and 1032 Central Avenue. City Attorney Lawson noted there was no reportable action related to any of the three items discussed.

The City Council convened in closed session on January 26, 2021, at 5:00 p.m., with all members present, regarding two items: (1) conference with property negotiators pursuant to Government Code 54956.8 regarding Caltrans Parcel Group 6: Carlos Bee Boulevard and Overlook Avenue; APN: 455-0180-001-00; and (2) conference with legal counsel pursuant to Government Code 54956.9(e)(5) regarding one anticipated litigation. City Attorney Lawson noted Council Member Márquez recused herself and excused herself from discussion on Item 1 and there was no reportable action. City Attorney Lawson added Mayor Halliday recused herself and excused herself from discussion on Item 2 and there was no reportable action.

PRESENTATION

Certificate of Commendation Presented to Dr. Leroy M. Morishita for His Service to
California State University East Bay

PUBLIC COMMENTS

There were none.

CONSENT

Consent Items 1, 13, 15, and 16 were removed from the Consent Calendar for separate vote.

Approval of the Consent Calendar

1. [Approve City Council Minutes of the Special City Council Meeting on December 8, 2020](#)

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

Aye: 6 - Council Member Lamnin, Council Member Wahab, Mayor Halliday, Council Member Salinas, Council Member Marquez, and Council Member Zermeno

Abstain: 1 - Council Member Andrews

2. [Approve City Council Minutes of the City Council Meeting on December 15, 2020](#)

Consent item approved.

3. [Adopt a Resolution Accepting the Resignation of Ms. Summer Jackson from the Keep Hayward Clean and Green Task Force Effective Immediately](#)

Consent item approved.

4. [Adopt a Resolution Accepting the Resignation of Mr. Jose Lara from the Community Services Commission Effective Immediately](#)

Consent item approved.

5. [Adopt a Resolution Accepting Transmittal of Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2020; and of the Memorandum on Internal Control and Required Communications](#)

Consent item approved.

6. [Adopt a Resolution Accepting the Fiscal Year 2021 Statement of Investment Policy and Delegation of Authority](#)

Consent item approved.

7. [Adopt a Resolution Accepting Transmittal of the Annual Mitigation Fee Act Report \(AB1600\)](#)

Consent item approved.

8. [Adopt a Resolution Regarding New Service Stations Selling Fossil Fuels](#)

Consent item approved.

9. [Adopt a Resolution Approving an Amendment to the Professional Services Agreement with Mark Thomas & Company for the Mission Boulevard Corridor Improvements Phase 3 Project, in the Amount of \\$194,180, thereby Increasing the Total Contract Amount Not-to-Exceed \\$1,519,180](#)

Consent item approved.

10. [Adopt Resolutions Authorizing the Appropriation of Funds in the Amount of \\$354,083 for the FY 2020 Median Landscape Improvement Project 05255 and Awarding a Contract to Marina Landscape, Inc., in an Amount Not to Exceed \\$399,083](#)

Consent item approved.

11. [Adopt a Resolution Authorizing the City Manager to Negotiate and Execute an Amendment to the Agreement with Contra Costa Electric for Fiber Optic Installation Services in an Amount of \\$76,827, Increasing the Total Contract to an Amount Not to Exceed \\$331,669](#)

Consent item approved.

12. [Adopt a Resolution Authorizing the City Manager to Accept a \\$75,000 Grant for Patrick Avenue Improvements Phase 2 and Execute a Funding Agreement with the Alameda County Transportation Commission from the COVID-19 Rapid Response Bicycle/Pedestrian Grant Program](#)

Consent item approved.

13. [Adopt a Resolution Approving a One-Year Extension of Citywide Community Workforce Agreement with the Building and Construction Trades Council of Alameda County](#)

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

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

14. [Adopt a Resolution Approving an Amendment to the Professional Services Agreement with Kittelson & Associates, Inc. for Additional Design Services Related to the Bicycle and Pedestrian Master Plan in an Amount of \\$89,000 for a Total Not to Exceed Contract Amount of \\$388,416](#)

Consent item approved.

15. [Adopt a Resolution in Support of California Assembly Bill 15: Tenant Stabilization Act of 2021, and Assembly Bill 16: COVID-19 Tenant, Small Landlord, and Affordable Housing Provider Stabilization Act of 2021](#)

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

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

16. [Adopt a Resolution Appointing Mr. Zachariah Oquenda to the Planning Commission to Fulfill the Unexpired Term of Ms. Angela Andrews](#)

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

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

WORK SESSION

17. [Measure C Annual Report: Review Annual Report of Measure C. Approved by Voters on June 3, 2014. Revenues and Expenditures \(Report from Finance Director Claussen\)](#)

Information only.

18. [Review of Fiscal Year 2021 General Fund Revenue \(Report from Finance Director Claussen\)](#)

Information only.

LEGISLATIVE BUSINESS

19. [Temporary Evictions Moratoria: Adoption of Emergency Ordinance Amending the Temporary Moratorium on Commercial Evictions to Extend the Moratorium and Enacting a Moratorium on Residential Evictions \(Report from Assistant City Manager Ott\)](#)

A motion was made by Council Member Wahab, seconded by Council Member Salinas, to approve staff's recommendation with two amendments: direct staff to draft letters to state and federal representatives asking broader support for renters and property owners; and evaluate impacts on property owners and report back to Council. The motion carried by the following vote:

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

ADJOURNMENT

Mayor Halliday adjourned the meeting at 10:03 p.m., in memory of Ms. Lois Grasseschi, Mr. Raymond Gumbs, and Mr. Tom Guarino.

NEXT MEETING, February 2, 2021, 7:00 PM