



# CITY OF HAYWARD

Hayward City Hall  
777 B Street  
Hayward, CA 94541  
[www.Hayward-CA.gov](http://www.Hayward-CA.gov)

## Action Minutes City Council

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**Tuesday, July 20, 2021**

**7:00 PM**

**Remote Participation**

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### CITY COUNCIL MEETING

**CALL TO ORDER: Mayor Halliday**

**Pledge of Allegiance: Mayor Halliday**

#### ROLL CALL

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

#### CLOSED SESSION ANNOUNCEMENT

The City Council convened in closed session on July 20, 2021, at 5:00 p.m., with six members present and Mayor Halliday absent, regarding the City Manager's performance evaluation pursuant to Government Code 54957. City Attorney Lawson announced that at his request, a labor item was added to the closed session agenda pursuant to Government Code section 54954.2(b)(2) as the matter came to the attention of City staff after the posting of the agenda. It was noted the item was unanimously approved with Council Member Salinas moving and Council Member Zermeno seconding with Mayor Halliday absent. The Council discussed the added item regarding labor and took no reportable action; and also discussed the City Manager performance evaluation and took no reportable action. It was noted that Mayor Halliday joined the closed session at 5:14 p.m.

#### PRESENTATIONS

Certificate of Commendation Presented to Ann and Joe Farias for Donation of \$100,000 for Teen Programs and Teen Center at the Downtown Library

Report on California Energy Commission Hearing Regarding Calpine/Russell City Energy Center Explosion and Restart Application

#### PUBLIC COMMENTS

Ms. Manaal Shafi  
Ms. Alyse Lui  
Ms. Doris Tang  
Mr. Timothy Sira  
Ms. Suzanne  
Mr. Randy Waage  
Council Member Wahab

**CONSENT**

## Approval of the Consent Calendar

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

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

1. [Approve City Council Minutes of the City Council Meeting on July 6, 2021](#)

Consent item approved.

2. [Adopt an Ordinance Amending Article 14 of Chapter 6 of the Hayward Municipal Code Regarding Commercial Cannabis Businesses](#)

Consent item approved.

3. [Adopt an Ordinance Amending the Regulations for Personal Cannabis Cultivation and Commercial Cannabis Land Uses Through the Amendment of Hayward Municipal Code, Chapter 10 \(Planning, Zoning and Subdivisions\)](#)

Consent item approved.

4. [Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \\$205,000 in Awarded Grant Funding from the State of California Office of Traffic Safety for the Hayward Police Department](#)

Consent item approved.

5. [Adopt a Resolution Authorizing the City Manager to: \(1\) Submit an Application to the California State Department of Housing and Community Development for an Amount Not-to-Exceed \\$5 Million; \(2\) Execute a Standard Agreement and Any Subsequent Amendments, Modifications, or Documents Thereto; \(3\) Accept and Appropriate Awarded Funds in the Amount Not-to-Exceed \\$5 Million; and \(4\) Allocate Funds, if Awarded, to EAH's Mission Paradise and Resource for Community Development's Parcel Group 8 Affordable Housing Projects](#)

Consent item approved.

6. [Adopt a Resolution Awarding a Contract to Western Systems for the Purchase of Eleven Traffic Signal Controller Cabinets with Battery Backup Systems in an Amount Not-to-Exceed \\$149,992](#)

Consent item approved.

7. [Adopt a Resolution Authorizing the City Manager to Transfer and Appropriate \\$351,500 in Mutual Aid Funds \(Project 05002\) to Fire Department's Fiscal Year 2022 Operating Budget](#)

Consent item approved.

8. [Adopt a Resolution Authorizing the City Manager to Accept and Appropriate up to \\$110,000 from Hayward Unified School District \(HUSD\) for the Operation of Library Family Education Program Services for Hayward Unified School District Schools](#)

Consent item approved.

9. [Adopt a Resolution Supporting the Goal for 100% Zero Emission Vehicle Sales in California by 2030 \(ZEV2030\)](#)

Consent item approved.

10. [Adopt a Resolution Authorizing the City Manager to Execute an Agreement with Rincon Consultants in an Amount Not- to- Exceed \\$599,565 to Prepare General Plan Amendments Related to the Housing Element, Climate Action Plan, Environmental Justice and the Safety Element and Related Environmental Analysis](#)

Consent item approved.

11. [Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and the Hayward Association of Management Employees to Make Association Members who Participated in the Fiscal Year 2021 Furlough Program Whole and Authorizing the City Manager to Execute the Agreement](#)

Consent item approved.

12. [Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and the Hayward Police Management Unit to Make Members who Participated in the Fiscal Year 2021 Furlough Program Whole and Authorizing the City Manager to Execute the Agreement](#)

Consent item approved.

13. [Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and International Federation of Professional and Technical Engineers, Local 21 to Make Members who Participated in the Fiscal Year 2021 Furlough Program Whole and Authorizing the City Manager to Execute the Agreement](#)

Consent item approved.

14. [Adopt a Resolution Approving a Side Letter of Agreement between the City of Hayward and Service Employees International Union, Local 1021 to Make Members who Participated in the Fiscal Year 2021 Furlough Program Whole and Authorizing the City Manager to Execute the Agreement](#)

Consent item approved.

## WORK SESSION

15. [Fireworks Mitigation Options \(Report from Assistant City Manager Ott\)](#)

Information only; no action taken.

**PUBLIC HEARING**

16. [Engineer's Report MD-1: Adopt a Resolution to Approve the Final Engineer's Report, Confirm the Maximum Base Assessment Rate, Confirm the Fiscal Assessment Rate, Confirm the Assessment Diagram, Order the Levy and Collection of Fiscal Assessment; and Adopt a Resolution to Approve Funding Recommendations and Appropriate Revenue and Expenditure Budgets for Maintenance District No. 1 - Storm Drainage Pumping Station and Storm Drain Conduit - Pacheco Way, Stratford Road and Ruus Lane, for Fiscal Year 2022 \(Report from Director of Maintenance Services Rullman\)](#)

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

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

Absent: 1 - Council Member Andrews

17. [Recommended FY 2022 and FY 2023 Water and Sewer Rates: Adopt a Resolution Amending the Master Fee Schedule and Approving the Proposed Water and Sewer Service Rates \(Report from Director of Public Works Ameri\)](#)

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

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

18. [Urban Water Management Plan and Water Shortage Contingency Plan: Review and Approve the 2020 Urban Water Management and 2020 Water Shortage Contingency Plans \(Report from Public Works Director Ameri\)](#)

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

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

**LEGISLATIVE BUSINESS**

19. [Unrepresented Salary and Benefits: Adopt a Resolution Amending the Salary and Benefits Resolution for Unrepresented Executives, Management, City Manager's Office, Human Resources, and City Attorney Employees \(Report from Director of Human Resources Sangy\)](#)

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

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

**20. [League of California Cities 2021 Annual Conference: Adopt a Resolution Designating Voting Delegates and Alternates for the Annual Conference Scheduled for September 22-24, 2021](#)**  
**[\(Report from City Clerk Lens\)](#)**

A motion was made by Council Member Wahab, seconded by Council Member Zermeno, to approve a resolution designating Mayor Halliday as the Voting Delegate and Council Member Salinas as the Alternate Delegate. The motion carried by the following vote:

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

**ADJOURNMENT**

Mayor Halliday adjourned the meeting at 11:38 p.m.

**NEXT SPECIAL MEETING, COMMISSION INTERVIEWS, July 27, 2021**