



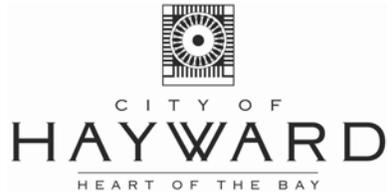
CITY OF
HAYWARD
HEART OF THE BAY

CITY COUNCIL AGENDA
MAY 27, 2014

MAYOR MICHAEL SWEENEY
MAYOR PRO TEMPORE MARK SALINAS
COUNCIL MEMBER BARBARA HALLIDAY
COUNCIL MEMBER FRANCISCO ZERMEÑO
COUNCIL MEMBER MARVIN PEIXOTO
COUNCIL MEMBER GREG JONES
COUNCIL MEMBER AL MENDALL

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CITY COUNCIL MEETING FOR MAY 27, 2014
777 B STREET, HAYWARD, CA 94541
WWW.HAYWARD-CA.GOV

CLOSED SESSION
Closed Session Room 2B – 4:30 PM

1. PUBLIC COMMENTS

2. Conference with Labor Negotiators

Pursuant to Government Code 54957.6

- Lead Negotiators: City Manager David; City Attorney Lawson; Assistant City Manager McAdoo; Finance Director Vesely; Deputy City Attorney Vashi; Director of Maintenance Services McGrath; Acting Human Resources Director Collins; Senior Human Resources Analyst Monnastes; Community and Media Relations Officer Holland; Jack Hughes, Liebert, Cassidy and Whitmore

Under Negotiation: All Groups

3. Conference with Real Property Negotiators

Pursuant to Government Code 54956.8

- Under Negotiation: South Hayward BART Land Purchase and Requisition
Lead Negotiators: City Manager David, Assistant City Manager McAdoo, City Attorney Lawson, Assistant City Attorney Conneely, Project Consultant DeClercq, Development Services Director Rizk, Finance Director Vesely, and Heather Gould and Rafael Yaquian from Goldfarb Lipman

4. Conference with Real Property Negotiators

Pursuant to Government Code 54956.8

- Under Negotiation: City Center Properties
22292 Foothill Blvd, APN 415-0250-111-02 (former Centennial Hall site)
22300 Foothill Blvd, APN 415-0250-112-00 (former City Hall site)
22321 Foothill Blvd, APN 415-0250-113-00 (parking structure site)
Lead Negotiators: City Manager David, City Attorney Lawson, Assistant City Manager McAdoo, Director of Public Works – Engineering and Transportation Fakhrai, Development Services Director Rizk, Assistant City Attorney Conneely, and Assistant City Attorney Alvarado

5. Adjourn to City Council Meeting

**CITY COUNCIL MEETING
Council Chambers – 7:00 PM**

CALL TO ORDER Pledge of Allegiance Council Member Peixoto

ROLL CALL

CLOSED SESSION ANNOUNCEMENT

PRESENTATIONS

- Friends of the Hayward Library - "What My Library Means to Me" Student Essay Awards
- Certificate of Commendation - Moreau Catholic High School's Mock Trial Team

PUBLIC COMMENTS

The Public Comment section provides an opportunity to address the City Council on items not listed on the agenda or Work Session, or Informational Staff Presentation items. The Council welcomes your comments and requests that speakers present their remarks in a respectful manner, within established time limits, and focus on issues which directly affect the City or are within the jurisdiction of the City. As the Council is prohibited by State law from discussing items not listed on the agenda, your item will be taken under consideration and may be referred to staff.

NON-ACTION ITEMS: *(Work Session and Informational Staff Presentation items are non-action items. Although the Council may discuss or direct staff to follow up on these items, no formal action will be taken. Any formal action will be placed on the agenda at a subsequent meeting in the action sections of the agenda.)*

WORK SESSION

1. Proposed FY 2015 Annual Operating Budget – Work Session #2 (Report from City Manager David)

[Staff Report](#)
[Attachment I](#)

ACTION ITEMS: *(The Council will permit comment as each item is called for the Consent Calendar, Public Hearings, and Legislative Business. In the case of the Consent Calendar, a specific item will need to be pulled by a Council member in order for the Council to discuss the item or to permit public comment on the item. Please notify the City Clerk anytime before the Consent Calendar is voted on by Council if you wish to speak on a Consent Item.)*



CONSENT

2. Approval of Minutes of the Special City Council Meeting on May 13, 2014
[Draft Minutes](#)
3. Airport Pavement Rehabilitation FY15 - Airport Terminal Building Access Road: Award of Contract
[Staff Report](#)
[Attachment I](#)
[Attachment II](#)
[Attachment III](#)
4. Pavement Reconstruction FY15: Approval of Plans and Specifications and Call for Bids
[Staff Report](#)
[Attachment I](#)
[Attachment II](#)
5. West A Street Safety Improvement: Approval of Plans and Specifications and Call for Bids
[Staff Report](#)
[Attachment I](#)
[Attachment II](#)
6. Airport Ground Lease to the California Army National Guard
[Staff Report](#)
[Attachment I](#)
[Attachment II](#)

The following order of business applies to items considered as part of Public Hearings and Legislative Business:

- *Disclosures*
 - *Staff Presentation*
 - *City Council Questions*
 - *Public Input*
 - *Council Discussion and Action*
-

PUBLIC HEARING

7. South Hayward BART Transit Oriented Development: Update on Implementation of and Modification to Action Plan for the South Hayward BART Access Authority, and Modification of Parking Permit Program for Residents and Commuters (Report from Assistant City Manager McAdoo)
[Staff Report](#)
[Attachment I Original JPA Area Map](#)
[Attachment II Proposed JPA Area Map](#)
[Attachment III Resolution Changing Street Designations](#)
[Attachment IV Resolution Modifying Action Plan](#)



LEGISLATIVE BUSINESS

8. Adoption of Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code by Rezoning Certain Property in Connection with Zone Change Application No. PL-2013-0304 Relating to the Legacy Eden Shores Residential Development (Report from City Clerk Lens)

[Staff Report](#)

[Attachment I Summary of Notice](#)

COUNCIL REPORTS, REFERRALS, AND FUTURE AGENDA ITEMS

Oral reports from Council Members on their activities, referrals to staff, and suggestions for future agenda items.

ADJOURNMENT

NEXT REGULAR MEETING – TUESDAY, JUNE 3, 2014 * CANCELED ***
ELECTION DAY – JUNE 3, 2014**

SPECIAL MEETING – 7:00 PM, TUESDAY, JUNE 10, 2014

PUBLIC COMMENT RULES: *The Mayor may, at the beginning of the hearing, limit testimony to three (3) minutes per individual and five (5) minutes per an individual representing a group of citizens or organization. Speakers will be asked for their name before speaking and are expected to honor the allotted time. Speaker Cards are available from the City Clerk at the meeting.*

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on any public hearing or legislative business item listed in this agenda, the issues in the lawsuit may be limited to the issues that were raised at the City's public hearing or presented in writing to the City Clerk at or before the public hearing. **PLEASE TAKE FURTHER NOTICE** that the City Council has adopted Resolution No. 87-181 C.S., which imposes the 90 day deadline set forth in Code of Civil Procedure section 1094.6 for filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure section 1094.5.

***Materials related to an item on the agenda submitted to the Council after distribution of the agenda packet are available for public inspection in the City Clerk's Office, City Hall, 777 B Street, 4th Floor, Hayward, during normal business hours. An online version of this agenda and staff reports are available on the City's website. Written comments submitted to the Council in connection with agenda items will be posted on the City's website. All Council Meetings are broadcast simultaneously on the website and on Cable Channel 15, KHRT. ***

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours in advance of the meeting by contacting the City Clerk at (510) 583-4400 or TDD (510) 247-3340.

Please visit us on:





DATE: May 27, 2014
TO: Mayor and City Council
FROM: Director of Finance
SUBJECT: Proposed FY 2015 Annual Operating Budget – Work Session #2

RECOMMENDATION

That Council reviews and comments on the Proposed FY 2015 Annual Operating Budget.

DISCUSSION

The City Manager presented to City Council the Proposed FY 2015 Annual Operating Budget on May 13, 2014 for Council consideration prior to adopting the budget on June 25, 2014.

Tonight is the second of three planned work sessions on the proposed budget. Staff will present to Council key budget and program elements for City department program areas. Attachment I provides a summary of City Council budget dates and a schedule of planned presentations. The presentation schedule is somewhat flexible and may be adjusted based on available time.

Presentations scheduled for tonight include:

- Public Works Department – Engineering & Transportation
- FY 2015 Capital Improvement Program
- Utilities & Environmental Services Department
- Maintenance Services Department
- Development Services Department
- Library & Community Services Department (tentative)

The budget document is available to the public electronically on the City’s web site at:
<http://www.hayward-ca.gov/CITY-GOVERNMENT/CITY-COUNCIL-MEETINGS/rp/2014/cca051314-IRAPA04.pdf>

The Capital Improvement Budget is available to the public electronically on the City’s web site at:
http://www.hayward-ca.gov/CITY-GOVERNMENT/DEPARTMENTS/PUBLIC-WORKS-ET/documents/2014/FY15-FY24_CIP_Revised_for_Council_Work_Session.pdf

Prepared and Recommended by: Tracy Vesely, Director of Finance
Approved by:

Fran David, City Manager

Attachment I: FY 2015 Budget Work Session & Public Hearing Schedule



Budget Work Session & Public Hearing Schedule
FY 2015 Annual Operating & CIP Budgets (revised 5/21/14)

Date	Council Agenda	Budget Presentations
May 13 complete	Legislative Session	Presentation of Proposed FY 2015 Annual Operating Budget
May 20 complete	Work Session #1 (2 hours)	Presentations and Discussion: <ul style="list-style-type: none"> ▪ Police Department ▪ Fire Department ▪ Development Services (tentative)
May 27	Work Session #2 (2 hours)	Presentations and Discussion: <ul style="list-style-type: none"> ▪ Public Works Department – Engineering & Transportation ▪ FY 2015 Capital Improvement Program ▪ Utilities & Environmental Services Department ▪ Maintenance Services Department ▪ Development Services Department ▪ Library & Community Services Department (*tentative)
June 10	Work Session #3 (2 hours)	Presentations and Discussion: <ul style="list-style-type: none"> ▪ Library & Community Services (*if needed) ▪ City Manager’s Office ▪ City Attorney’s Office ▪ City Clerk’s Office ▪ Mayor & City Council ▪ Human Resources Department ▪ Information Technology Department ▪ Finance Department ▪ General Budget Discussion
June 17	Public Hearing	FY 2015 Proposed Annual Operating Budget – Public Hearing
June 25	Legislative Session	Adopt: <ul style="list-style-type: none"> ▪ FY 2015 Annual Operating Budget ▪ 2015 Gann Appropriation Limit ▪ FY 2015 Capital Improvement Program (CIP) Budget

**Some department presentations may move to the next work session date depending on available presentation time*



**MINUTES OF SPECIAL CITY COUNCIL MEETING
OF THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, May 13, 2014, 7:00 p.m.**

The Special City Council meeting was called to order by Mayor Sweeney at 7:00 p.m., followed by the Pledge of Allegiance led by Council Member Halliday.

ROLL CALL

Present: COUNCIL MEMBER Zermeño, Jones, Halliday, Peixoto, Salinas, Mendall
MAYOR Sweeney
Absent: None

CLOSED SESSION ANNOUNCEMENT

City Attorney Lawson reported that the Council met in closed session concerning three items: 1) conference with labor negotiators pursuant to Government Code 54957.6 regarding all groups; 2) conference with legal counsel pursuant to Government Code 54956.9 regarding two litigations: City of Hayward v. Braddock & Logan Services, Inc., et al., Alameda County Superior Court Case No. HG14713225, and Braddock & Logan Services, Inc., et al. v. City of Hayward, et al., Alameda County Superior Court Case No. HG14713461; and 3) public employment pursuant to Government Code 54957 regarding performance evaluation for City Manager. There was no reportable action regarding items 1 and 3. With respect to item 2, City Attorney Lawson reported that the Council unanimously approved the settlement of both cases with Council Member Halliday moving and Council Member Zermeño seconding the motion.

PUBLIC COMMENTS

Mr. Jim Drake, Hayward resident, expressed concern about car theft in Hayward and asked for crime data in numbers.

Mr. Tom Duckworth, Hayward resident, referred to past City documents related to Hidden Hills Health and Racquet Club and urged the Council to continue its position to maintain the club as part of the apartment complex.

Mr. Ken Coelho, Hayward resident, invited everyone to the 21st Asian American Heritage Festival on May 31, 2014, at Hayward City Hall Plaza.

The following Hayward residents spoke in support of keeping the Hidden Hills Health and Racquet Club open.

Mr. Noce Farhadi
Mr. Nick Halatsis
Mr. Donald Markos

Mr. Abel Campos, Hayward resident, noted that his soccer team, Hayward Mini Chivas, became a champion of the California Youth Soccer Association league and would be representing Northern California in Albuquerque, New Mexico in June, and asked Council for donations/sponsors.

Mr. S. Samiul (aka Citizen Sam), Hayward resident, reminded everyone to vote for Hayward Council candidates and Measure C on June 3, 2014.

Mr. Moses Sullivan, Hayward resident, spoke about the importance of developing youth training academies in Hayward.

WORK SESSION

1. Update on the City's Efforts Related to the Hayward Promise Neighborhood Initiative

Staff report submitted by Management Fellow Rubin, Neighborhood Services Manager Korth, and Education Services Coordinator Vien, dated May 13, 2014, was filed.

Library and Community Services Director Reinhart provided a synopsis of the report. Discussion ensued among City Council, City staff, Melinda Hall, Executive Director for Hayward Promise Neighborhood and Stephen Redmond, Project Coordinator for the Hayward Promise Neighborhood related to measuring performance outcomes; establishing methods for sustainable practices after funding ceases; engaging the community and deploying resources to areas that were producing results.

CONSENT

2. Adoption of Ordinance Repealing Section 10-3.1000 to Section 10-3.1060 of the City of Hayward Municipal Code and Adding Chapter 10, Article 26 to the Hayward Municipal Code Regarding Mobile Home Park Closure or Change of Use

Staff report submitted by City Clerk Lens, dated May 13, 2014, was filed.

It was moved by Council Member Halliday, seconded by Council Member Jones, and carried unanimously, to adopt the following:

Ordinance 14-12, "An Ordinance Repealing Section 10-3.1000 to Section 10-3.1060 of the City of Hayward Municipal Code and Adding Chapter 10, Article 26 to the Hayward Municipal Code Regarding Mobile Home Park Closure or Change of Use"



**MINUTES OF SPECIAL CITY COUNCIL MEETING
OF THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, May 13, 2014, 7:00 p.m.**

PUBLIC HEARING

3. Public TEFRA Hearing as Required by the Internal Revenue Code of 1986, and Adoption of a Resolution Authorizing the Issuance of Bonds and the Submission of an Application to the California Debt Limit Allocation Committee, All in Connection with Financing the Construction of the South Hayward BART Affordable Housing Project

Staff report submitted by Housing Development Specialist Cortez, dated May 13, 2014, was filed.

City Manager David provided a synopsis of the report.

There being no public comments, Mayor Sweeney opened and closed the public hearing at 7:59 p.m.

Council Member Zermeño offered a motion per staff recommendation and Council Member Halliday seconded the motion.

It was moved by Council Member Zermeño, seconded by Council Member Halliday, and carried unanimously, to adopt the following:

Resolution 14-059, “Resolution of the City Council of the City of Hayward Declaring an Official Intent to Reimburse Certain Expenditures from Proceeds of Qualified Residential Rental Project Bonds, Authorizing an Application to the California Debt Limit Allocation Committee to Permit the Issuance of Qualified Residential Rental Project Bonds, and Approving the Issuance of Qualified Residential Rental Project Bonds in Accordance with Section 147(f) of the Internal Revenue Code”

LEGISLATIVE BUSINESS

There was unanimous Council consent to take Legislative Business Item No. 6 before Item No. 4 for discussion and vote.

4. Proposed FY 2015 Annual Operating Budget

Staff report submitted by Director of Finance Vesely, dated May 13, 2014, was filed.

City Manager David announced the report and provided highlights of the budget message and introduced Finance Director Vesely who provided a synopsis of the proposed FY 2015 Annual

Operating Budget and an overview of the upcoming budget work sessions and hearings.

Discussion ensued among City Council and City staff related to the proposed operating budget.

Council Member Mendall asked if the allocation for economic development would include a feasibility study for a potential hotel conference center.

Council Member Salinas commended City staff for leading the City through difficult economic times.

Council Member Zermeño noted that Hayward's current population was 152,000 and it was incorporated on March 11, 1876.

5. Residential Rental Inspection Program Updates: Introduction of Ordinance Repealing and Replacing Chapter 9, Article 5 of the Hayward Municipal Code establishing a Self-Certification Program; Introduction of an Ordinance Adopting the 2012 International Property Maintenance Code; and Adoption of a Revised Master Fee Schedule Relating to Fees and Charges for Administrative Hearing Appeals

Staff report submitted by Neighborhood Partnership Manager Bristow, dated May 13, 2014, was filed.

City Manager David announced the report noting it was continued from April 15, 2014, and introduced Neighborhood Partnership Manager Bristow who provided a synopsis of the report. Ms. Bristow noted that Mr. Tim May, with the Rental Housing Association, submitted recommendations for the self-certification proposal but could not stay for the public hearing.

Discussion ensued among City Council and City staff regarding the self-certification program.

Mayor Sweeney opened the public hearing at 9:26 p.m.

Mr. Tom Silva, Hayward resident, spoke about the Residential Homeowners Association (RHA) v. City of Hayward and the California Civil Code Section 1954, expressed support for the adoption of the 2012 International Property Maintenance Code, but opposed the proposed self-certification program because he claimed it violated civil rights.

Mr. Tim May, submitted a card but did not stay for the public hearing.

Mayor Sweeney closed the public hearing at 9:29 p.m.

In response to Council Member Zermeño's inquiry related to RHA v. City of Hayward, Assistant City Attorney Alvarado noted that the court ruling on RHA v. City of Hayward stated that the City's ordinance did not violate the laws of the agency, the Fourth Amendment to the United States Constitution or California Civil Code Section 1954.



**MINUTES OF SPECIAL CITY COUNCIL MEETING
OF THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, May 13, 2014, 7:00 p.m.**

Council Member Zermeño offered a motion per the staff recommendation to update the Residential Rental Inspection Program.

Council Member Halliday seconded the motion and noted that it was important to inspect properties and landlords would want to know the condition of their properties.

It was moved by Council Member Zermeño, seconded by Council Member Halliday, and carried unanimously, to adopt the following:

Introduction of Ordinance 14-_, “Ordinance Repealing and Replacing Chapter 9, Article 5, of the Hayward Municipal Code Regarding the Hayward Residential Rental Inspection Ordinance”

Introduction of Ordinance 14-_, “An Ordinance of the City of Hayward Adopting by Reference the 2012 International Property Maintenance Code as the City of Hayward Property Maintenance Code”

Resolution 14-061, “Resolution Adopting a Revised Master Fee Schedule for FY 2014, Including a Revised Fine Schedule, Relating to Fees and Charges for the Residential Rental Inspection Program”

6. Adoption of a Resolution Supporting Measure AA, Alameda County Healthcare Safety Net Reauthorization, on the June 2014 Ballot

Staff report submitted by City Manager David, dated May 13, 2014, was filed.

City Manager David noted that at the May 6, 2014 Council meeting the Council had continued the item and had asked staff to invite representatives from Alameda County and St. Rose to attend the meeting and engage in conversation related to Measure AA.

Alameda County Supervisor District 2, Richard Valle, delivered a PowerPoint presentation about the proposed Measure AA on the June ballot. Mr. Valle noted that St. Rose Hospital provided 15% of total indigent care throughout Alameda County and deserved \$18 million of Measure AA funds.

Mr. Alex Briscoe, Director of the Health Care Services Agency, spoke about the distribution of Measure A funds to St. Rose Hospital and other Hayward healthcare providers.

Mr. Lex Reddy, CEO of St. Rose Hospital, noted St. Rose was a safety net hospital and supported the proposed reauthorization of Measure AA.

Discussion ensued among City Council and Supervisor Valle, Mr. Briscoe and Mr. Reddy. The following comments were expressed: provide the allocation of Measure A funds that is distributed to Hayward healthcare providers on an annual basis and strengthen mental health and detoxification services for the homeless population in Hayward.

Mayor Sweeney opened the public hearing at 8:28 p.m.

Mr. Justin Kmetz, St. Rose Hospital employee, expressed support for Measure AA because it would benefit the community, the hospital and its employees.

Ms. Judy Rodrigues, St. Rose Hospital employee and member of Teamsters Local 856, urged the Council to support Measure AA because it would enable St. Rose Hospital to continue to be a community hospital.

Mr. David Vliet , CEO of Tiburcio Vasquez Health Center (TVHC), shared that Measure A funds had enabled TVHC to continue to provide community health services including dental care, and encouraged Council to support and endorse Measure AA.

Mayor Sweeney closed the public hearing at 8:34 p.m.

Mayor Sweeney disclosed that he works for Spectrum Community Services and was approaching retirement and he was advised there was no conflict of interest by his participation on the item should the non-profit benefit from Measure AA funds in the future.

Council Member Salinas offered a motion approving the resolution supporting Measure AA on the June 2014 ballot, which would extend and amend the county-wide half-cent health care sales and use tax.

Council Member Halliday and Mendall seconded the motion.

Council Member Mendall offered a friendly amendment for Council to send a letter to Alameda County encouraging the County to provide \$18 million in annual needed funding to St. Rose Hospital. The friendly amendment was not accepted by Council Member Salinas.

Council Member Mendall offered a motion for Council to send a letter to Alameda County encouraging the County to provide \$18 million in annual needed funding to St. Rose Hospital. Council Members Halliday and Zermeño seconded the motion.

It was moved by Council Member Mendall, seconded by Council Members Halliday and Zermeño, and carried unanimously, to send a letter to Alameda County encouraging the County to provide \$18 million in annual needed funding to St. Rose Hospital.

It was moved by Council Member Salinas, seconded by Council Members Mendall and Halliday, and carried unanimously, to approve a resolution supporting Measure AA on the June 2014 ballot, which would extend and amend the county-wide half-cent health care sales and use tax. The motion included sending a letter to Alameda County encouraging the County to provide \$18 million in annual needed funding to St. Rose Hospital.



**MINUTES OF SPECIAL CITY COUNCIL MEETING
OF THE CITY OF HAYWARD
City Council Chambers
777 B Street, Hayward, CA 94541
Tuesday, May 13, 2014, 7:00 p.m.**

Resolution 14-060, “A Resolution in Support of Measure AA:
Healthcare Safety Net Sales Tax Reauthorization”

COUNCIL REPORTS, REFERRALS, AND FUTURE AGENDA ITEMS

Council Member Salinas announced there would be a press conference for the Let’s Do Lunch Hayward ... and Breakfast Too Program on June 2, 2014, at City Hall.

Council Member Jones announced there would be a celebration of Mr. Tom Kersten’s life, former Hayward Commissioner, on May 17, 2014, at the Skywest Golf Course.

Council Member Zermeño announced the Cradle to Career Education Summit on May 17, 2014, at City Hall.

Mayor Sweeney announced the City of Hayward’s Annual Citywide Clean-Up Day was scheduled for May 17, 2014, at Weekes Park.

ADJOURNMENT

Mayor Sweeney adjourned the meeting at 9:37 p.m.

APPROVED:

Michael Sweeney
Mayor, City of Hayward

ATTEST:

Miriam Lens
City Clerk, City of Hayward

DATE: May 27, 2014

TO: Mayor and City Council

FROM: Director of Public Works – Engineering & Transportation

SUBJECT: Airport Pavement Rehabilitation FY15 - Airport Terminal Building Access Road:
Award of Contract

RECOMMENDATION

That Council adopts the attached resolution awarding the contract to G. Bortolotto & Co. Inc., in the amount of \$204,102 and directs the City Manger to execute a contract to that effect in a form approved by the City Attorney.

BACKGROUND

On April 15, 2014, Council approved the plans and specifications for the Airport Pavement Rehabilitation FY15 - Airport Terminal Building Access Road project and called for bids to be received on May 13, 2014.

This project is part of the ongoing, annual pavement rehabilitation program that provides for the repair and general maintenance of the City's investment in the pavement infrastructure at the Hayward Executive Airport (Airport).

DISCUSSION

The Airport Pavement Rehabilitation FY15 project will improve the access road to the new Administration Building from Skywest Drive to the front of the building. The work consists of localized pavement section repairs, and the application of a two-inch asphalt concrete overlay on the full width of the existing pavement. This project will also be used to mitigate an existing ponding problem in front of the old Airport tower building by correcting the street pavement profile to direct runoff to existing inlets. The project will begin after completion of the new Administration Building construction.

On May 13, 2014, six bids were received for the Airport Pavement Rehabilitatin FY15 project. G. Bortolotto & Co. Inc., of San Carlos, California, submitted the low bid of \$204,102, which is 11% below the Engineer's Estimate of \$230,000. O'Grady Paving, Inc., of Mountain View, California, submitted the second low bid in the amount of \$213,724, which is 7% below the Engineer's Estimate. The bids range from \$204,102 to \$366,008.

All bid documents and licenses are in order. Staff recommends award of contract to the low bidder G. Bortolotto & Co. Inc., in the amount of \$204,102.

This project is categorically exempt under Section 15301(c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

FISCAL & ECONOMIC IMPACT

The estimated project costs are as follows:

Construction Contract	\$204,102
Design Services	22,398
Construction Administration	15,000
Construction Inspection	30,000
Testing Services	13,000
Striping By City Crew	15,500
Total	\$300,000

The Recommended FY 2015 Capital Improvement Program includes \$300,000 for the Airport Pavement Rehabilitation FY15 project in the Airport Capital Fund.

PUBLIC CONTACT

Because of the temporary inconvenience that is expected to be caused by the pavement rehabilitation work, immediately after the construction contract is awarded, a preliminary notice explaining the project will be distributed to the Airport tenants and businesses adjacent to the new Airport Administration Building. After the construction work has been scheduled, tenants and businesses will be notified at least seventy-two hours prior to commencement of work.

COMPLETE STREETS

The project will provide handicap access to the Airport Administration Building through the installation of new concrete sidewalk and accessible ramps, and will provide a bicycle rack in front of the building; such measures are consistent with the City's recently adopted Complete Streets Policy, where consideration is to be given to all users of the street, in addition to vehicular traffic.

SCHEDULE

Begin Work	June 2, 2014
Complete Work	June 30, 2014

Prepared by: Yaw Owusu, Assistant City Engineer

Recommended by: Morad Fakhrai, Director of Public Works – Engineering & Transportation

Approved by:



Fran David, City Manager

Attachments:

Attachment I:	Resolution
Attachment II:	Location Map
Attachment III:	Bid Summary

HAYWARD CITY COUNCIL

RESOLUTION NO. 14-_____

Introduced by Council Member _____

RESOLUTION AWARDDING CONTRACT TO G. BORTOLOTTO & CO, INC.,
FOR THE AIRPORT PAVEMENT REHABILITATION FY15 – AIRPORT
TERMINAL BUILDING ACCESS ROAD PROJECT, PROJECT NO. 06821

WHEREAS, by resolution on April 15, 2014, the City Council approved the plans and specifications for the Airport Pavement Rehabilitation FY15 - Airport Terminal Building Access Road project, Project No. 06821, and called for bids to be received on May 13, 2014; and

WHEREAS, on May 13, 2014, six bids were received ranging from \$204,102.39 to \$366,007.68; G. Bortolotto & Co., Inc., of San Carlos, California submitted the low bid in the amount of \$204,102.39, which is 11% below the Engineer’s Estimate of \$230,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that G. Bortolotto & Co., Inc. is hereby awarded the contract for the Airport Pavement Rehabilitation FY15 - Airport Terminal Building Access Road project, Project No. 06821, in an amount not to exceed \$204,102.39 in accordance with the aforementioned plans and specifications on file in the office of the City Clerk of the City of Hayward at and for the price named and stated in the bid of the hereinabove specified bidder, and all other bids are hereby rejected.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute the contract with G. Bortolotto & Co., Inc, in the name of and for and on behalf of the City of Hayward, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

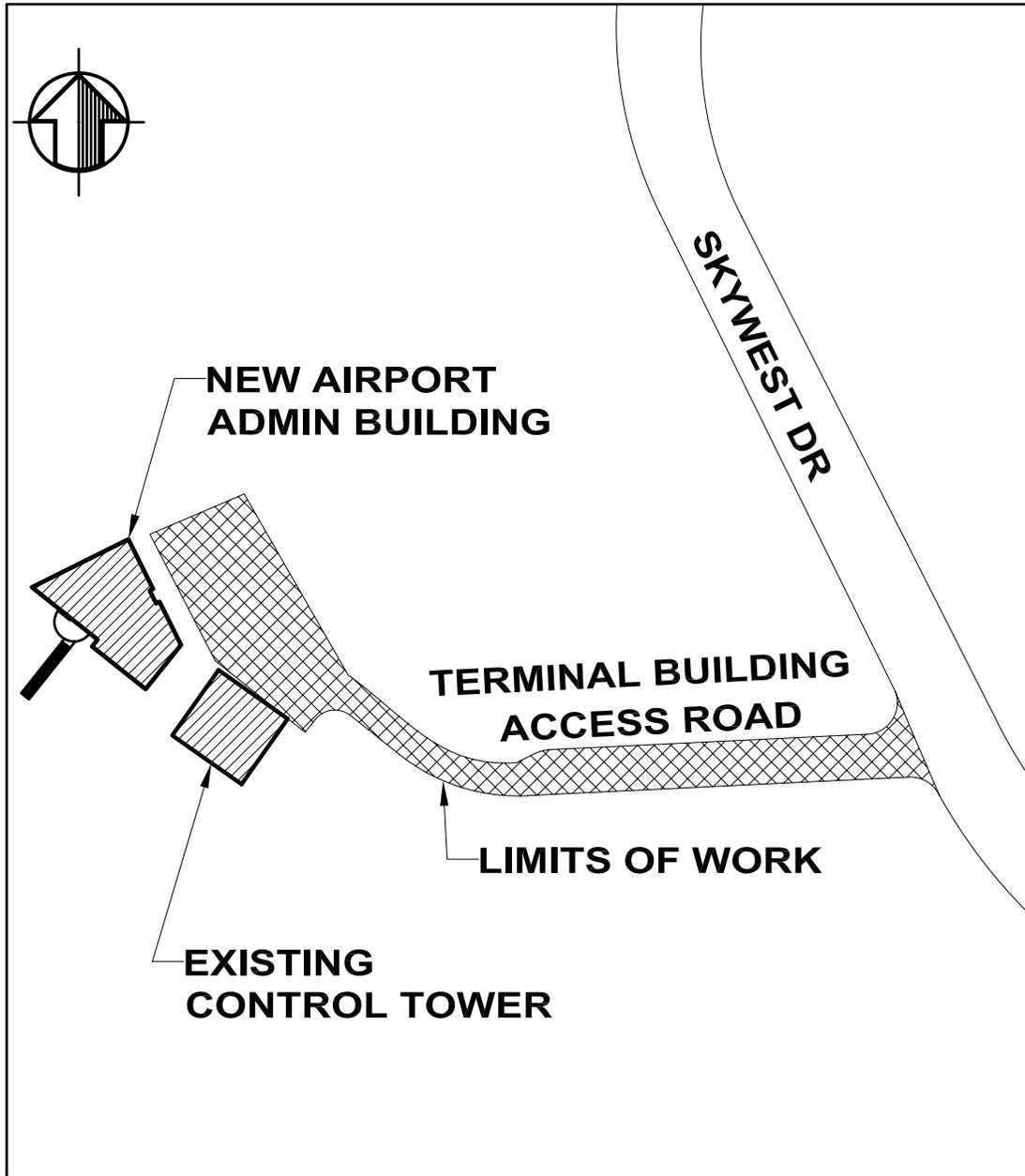
ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



LOCATION MAP
AIRPORT PAVEMENT REHABILITATION FY15 -
TERMINAL BUILDING ACCESS ROAD
PROJECT NO. 06821

CITY OF HAYWARD
CONSTRUCTION OF AIRPORT PAVEMENT REHABILITATION FY15 -
AIRPORT TERMINAL BUILDING ACCESS ROAD

PROJECT NO. 06821
BIDS OPENED: 5/13/14

(NUMBER OF BIDS RECEIVED - 6)

BID SUMMARY				ENGINEER'S ESTIMATE		G. Bortolotto & Company Inc. 582 Bragato Road San Carlos, CA 94070 (650) 595-2591 (650) 595-0718 Fax		O'Grady Paving, Inc. 2513 Wyandotte St Mountain View, CA 94043 (650) 966-1926 (650) 966-1946 Fax	
ITEM	QTY.	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	1	LS	MOBILIZATION	10,000.00	10,000.00	11,111.11	11,111.11	5,000.00	5,000.00
2	1	LS	TRAFFIC CONTROL	5,100.00	5,100.00	9,857.28	9,857.28	4,000.00	4,000.00
3	1	LS	CLEARING AND GRUBBING	3,000.00	3,000.00	5,000.00	5,000.00	14,000.00	14,000.00
4	205	LF	REMOVE AC DIKE	15.00	3,075.00	5.00	1,025.00	5.00	1,025.00
5	1,300	SF	FULL DEPTH ASPHALT CONCRETE SPOT REPAIR (6")	8.00	10,400.00	8.00	10,400.00	8.00	10,400.00
6	2,978	SY	PLANE PAVEMENT (2" FULL WIDTH)	6.00	17,868.00	3.00	8,934.00	4.50	13,401.00
7	2,978	SY	PAVEMENT REINFORCING FABRIC	4.00	11,912.00	3.00	8,934.00	3.50	10,423.00
8	342	TN	HOT MIX ASPHALT OVERLAY	135.00	46,170.00	93.00	31,806.00	110.00	37,620.00
9	219	LF	MINOR CONCRETE (CURB AND GUTTER)	42.00	9,198.00	65.00	14,235.00	45.00	9,855.00
10	1,813	SF	MINOR CONCRETE (4' SIDEWALK)	15.00	27,195.00	10.00	18,130.00	8.00	14,504.00
11	72	SF	CONCRETE CURB RAMP WITH TRUNCATED DOME	15.00	1,080.00	39.00	2,808.00	25.00	1,800.00
12	872	SF	6" DEEP LIFT AC CONFORM	7.00	6,104.00	3.00	2,616.00	8.00	6,976.00
13	2	EA	BICYCLE RACK	600.00	1,200.00	2,000.00	4,000.00	1,000.00	2,000.00
14	320	SF	TURF (SOD)	5.00	1,600.00	4.00	1,280.00	6.00	1,920.00
15	1	EA	ADJUST MANHOLE FRAME AND COVER TO GRADE	500.00	500.00	777.00	777.00	1,000.00	1,000.00
16	16	EA	TREE TRIMMING	250.00	4,000.00	100.00	1,600.00	250.00	4,000.00
17	16	EA	ROOT PRUNE EXISTING TREE	200.00	3,200.00	300.00	4,800.00	200.00	3,200.00
18	160	LF	ROOT BARRIER	10.00	1,600.00	5.00	800.00	35.00	5,600.00
19	1	LS	ARBORIST SUPERVISION	800.00	800.00	777.00	777.00	1,000.00	1,000.00
20	1	LS	RECYCLING IMPLEMENTATION	1,000.00	1,000.00	212.00	212.00	1,000.00	1,000.00
21	1	LS	ADMINISTRATIVE CHANGE ORDER	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
			TOTAL		230,002.00		204,102.39		213,724.00

CITY OF HAYWARD
CONSTRUCTION OF AIRPORT PAVEMENT REHABILITATION FY15 -
AIRPORT TERMINAL BUILDING ACCESS ROAD

PROJECT NO. 06821
BIDS OPENED: 5/13/14

(NUMBER OF BIDS RECEIVED - 6)

BID SUMMARY				ENGINEER'S ESTIMATE		Fanfa, Inc.		J.A.Gonsalves & Son Construction Inc	
						2401 Grant Avenue San Lorenzo, CA 94580 (510) 278-8410 (510) 278-3095 Fax		PO Box 6553 Napa, CA 94581 (707) 258-6261 (510) 258-1240	
ITEM	QTY.	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	1	LS	MOBILIZATION	10,000.00	10,000.00	10,340.00	10,340.00	5,000.00	5,000.00
2	1	LS	TRAFFIC CONTROL	5,100.00	5,100.00	12,344.00	12,344.00	6,000.00	6,000.00
3	1	LS	CLEARING AND GRUBBING	3,000.00	3,000.00	8,840.26	8,840.26	2,000.00	2,000.00
4	205	LF	REMOVE AC DIKE	15.00	3,075.00	8.93	1,830.65	10.00	2,050.00
5	1,300	SF	FULL DEPTH ASPHALT CONCRETE SPOT REPAIR (6")	8.00	10,400.00	8.12	10,556.00	10.40	13,520.00
6	2,978	SY	PLANE PAVEMENT (2" FULL WIDTH)	6.00	17,868.00	5.09	15,158.02	5.10	15,187.80
7	2,978	SY	PAVEMENT REINFORCING FABRIC	4.00	11,912.00	5.03	14,979.34	2.15	6,402.70
8	342	TN	HOT MIX ASPHALT OVERLAY	135.00	46,170.00	96.51	33,006.42	130.00	44,460.00
9	219	LF	MINOR CONCRETE (CURB AND GUTTER)	42.00	9,198.00	36.46	7,984.74	60.00	13,140.00
10	1,813	SF	MINOR CONCRETE (4' SIDEWALK)	15.00	27,195.00	8.85	16,045.05	24.00	43,512.00
11	72	SF	CONCRETE CURB RAMP WITH TRUNCATED DOME	15.00	1,080.00	65.51	4,716.72	112.00	8,064.00
12	872	SF	6" DEEP LIFT AC CONFORM	7.00	6,104.00	7.55	6,583.60	6.80	5,929.60
13	2	EA	BICYCLE RACK	600.00	1,200.00	1,464.00	2,928.00	2,000.00	4,000.00
14	320	SF	TURF (SOD)	5.00	1,600.00	9.77	3,126.40	15.00	4,800.00
15	1	EA	ADJUST MANHOLE FRAME AND COVER TO GRADE	500.00	500.00	720.00	720.00	1,000.00	1,000.00
16	16	EA	TREE TRIMMING	250.00	4,000.00	266.00	4,256.00	125.00	2,000.00
17	16	EA	ROOT PRUNE EXISTING TREE	200.00	3,200.00	266.00	4,256.00	150.00	2,400.00
18	160	LF	ROOT BARRIER	10.00	1,600.00	31.78	5,084.80	25.00	4,000.00
19	1	LS	ARBORIST SUPERVISION	800.00	800.00	3,877.00	3,877.00	2,000.00	2,000.00
20	1	LS	RECYCLING IMPLEMENTATION	1,000.00	1,000.00	250.00	250.00	1,000.00	1,000.00
21	1	LS	ADMINISTRATIVE CHANGE ORDER	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
TOTAL					230,002.00		231,883.00		251,466.10

CITY OF HAYWARD
CONSTRUCTION OF AIRPORT PAVEMENT REHABILITATION FY15 -
AIRPORT TERMINAL BUILDING ACCESS ROAD

PROJECT NO. 06821
BIDS OPENED: 5/13/14

(NUMBER OF BIDS RECEIVED - 6)

BID SUMMARY				ENGINEER'S ESTIMATE		American Asphalt Repair & Resurfacing Co., Inc 24200 Clawiter Road Hayward, CA 94545 (510) 723-0280		Alaniz Construction, Inc. 7160 Stevenson Blvd Fremont, CA 94538 (510) 770-5000 (510) 770-5070 Fax	
ITEM	QTY.	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1	1	LS	MOBILIZATION	10,000.00	10,000.00	6,000.00	6,000.00	6,700.00	6,700.00
2	1	LS	TRAFFIC CONTROL	5,100.00	5,100.00	6,000.00	6,000.00	25,000.00	25,000.00
3	1	LS	CLEARING AND GRUBBING	3,000.00	3,000.00	10,652.00	10,652.00	10,000.00	10,000.00
4	205	LF	REMOVE AC DIKE	15.00	3,075.00	1.00	205.00	21.95	4,499.75
5	1,300	SF	FULL DEPTH ASPHALT CONCRETE SPOT REPAIR (6")	8.00	10,400.00	8.93	11,609.00	11.54	15,002.00
6	2,978	SY	PLANE PAVEMENT (2" FULL WIDTH)	6.00	17,868.00	5.85	17,421.30	8.10	24,121.80
7	2,978	SY	PAVEMENT REINFORCING FABRIC	4.00	11,912.00	3.80	11,316.40	9.00	26,802.00
8	342	TN	HOT MIX ASPHALT OVERLAY	135.00	46,170.00	149.00	50,958.00	166.14	56,819.88
9	219	LF	MINOR CONCRETE (CURB AND GUTTER)	42.00	9,198.00	70.00	15,330.00	107.00	23,433.00
10	1,813	SF	MINOR CONCRETE (4' SIDEWALK)	15.00	27,195.00	18.30	33,177.90	17.25	31,274.25
11	72	SF	CONCRETE CURB RAMP WITH TRUNCATED DOME	15.00	1,080.00	59.00	4,248.00	105.00	7,560.00
12	872	SF	6" DEEP LIFT AC CONFORM	7.00	6,104.00	9.56	8,336.32	22.50	19,620.00
13	2	EA	BICYCLE RACK	600.00	1,200.00	1,800.00	3,600.00	1,500.00	3,000.00
14	320	SF	TURF (SOD)	5.00	1,600.00	4.00	1,280.00	20.00	6,400.00
15	1	EA	ADJUST MANHOLE FRAME AND COVER TO GRADE	500.00	500.00	900.00	900.00	3,000.00	3,000.00
16	16	EA	TREE TRIMMING	250.00	4,000.00	200.00	3,200.00	700.00	11,200.00
17	16	EA	ROOT PRUNE EXISTING TREE	200.00	3,200.00	200.00	3,200.00	450.00	7,200.00
18	160	LF	ROOT BARRIER	10.00	1,600.00	21.00	3,360.00	62.50	10,000.00
19	1	LS	ARBORIST SUPERVISION	800.00	800.00	2,000.00	2,000.00	3,125.00	3,125.00
20	1	LS	RECYCLING IMPLEMENTATION	1,000.00	1,000.00	1,500.00	1,500.00	6,250.00	6,250.00
21	1	LS	ADMINISTRATIVE CHANGE ORDER	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00	65,000.00
			TOTAL		230,002.00		259,293.92		* 366,007.68

* Total Bid Correction

DATE: May 27, 2014

TO: Mayor and City Council

FROM: Director of Public Works – Engineering & Transportation

SUBJECT: Pavement Reconstruction FY15: Approval of Plans and Specifications and Call for Bids

RECOMMENDATION

That Council adopts the attached resolution approving plans and specifications for the Pavement Reconstruction FY15 project and calls for bids to be received on June 24, 2014.

BACKGROUND

This project represents the eleventh year of the City’s pavement reconstruction program. This year’s project calls for pavement reconstruction on Adobe Court, Arf Avenue, Capri Avenue, Cryer Street, Dunn Road, Edwin Way, Elkgrove Court, Hawthorne Court, Highland Boulevard, Ida Lane, Inglewood Street, Isabella Street, Jerilynn Lane, Ocie Way, Quincy Way, Spring Drive, Valle Vista Avenue, Virginia Street, and Westwood Street (see Attachment II). The proposed improvements will repair failed pavement sections and improve the riding surface of the streets.

DISCUSSION

The City’s pavement reconstruction program involves repairing severely deteriorated streets to return them to acceptable pavement condition standards. The identified streets are selected for reconstruction using the City’s computerized Pavement Management Program (PMP). This year’s selection places more emphasis on the backlog list of streets that have received requests for repaving by residents. Staff reviewed the list in November 2013 and selected streets with a Pavement Condition Index (PCI) of 35 or less. Visual field examination was also performed to verify the PCI and the need for pavement reconstruction.

This project will utilize a Cold In-place Recycling (CIR) stabilization method, which is an environmentally friendly and cost effective treatment. The CIR method recycles and reuses three to four inches of existing pavement material. A two-inch layer of new asphalt is then placed on top of the recycled pavement. CIR eliminates the need for purchasing and transporting new aggregates, thus decreasing fuel consumption, and ultimately reducing greenhouse gas emissions, which is consistent with the goals of the City’s Climate Action Plan. CIR was used for the first time in last year’s Pavement Reconstruction FY14 project with great success. In recognition of the City’s initiative to use “green” technology in preserving the City’s roads, last year’s project was selected by

the League of California Cities and the California State Association of Counties/County Engineers Association of California as one of only three projects to receive the 2014 Outstanding Local Streets and Roads project awards. The project also received a Certificate of Excellence from the International Pavement Management Association.

The total lane miles of pavement to be reconstructed with this project will be 7.5 miles. The City is responsible for the maintenance of 657 lane miles of roadway.

The project is categorically exempt from environmental review under Section 15301 (c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

FISCAL IMPACT

The estimated project costs are as follows:

Construction Contract	\$3,117,000
Design and Administration	69,000
City Striping	34,000
Construction Engineering, Inspection and Testing	<u>80,000</u>
Total:	\$3,300,000

The Recommended FY 2015 Capital Improvement Program includes \$2,400,000 in the Measure B Tax Fund and \$900,000 in the Vehicle Registration Fee Fund for the Pavement Reconstruction FY15 project.

PUBLIC CONTACT

Because of the temporary inconvenience that is expected to be caused by the pavement work, immediately after the construction contract is awarded, a preliminary notice explaining the project will be posted and distributed to all residents and businesses along the affected streets. After the construction work has been scheduled, signs on barricades will be posted seventy-two hours prior to commencement of work indicating the date and time of work for each street. Residents will be advised to park their vehicles on side streets outside of the work area during the period when the streets are being treated.

COMPLETE STREETS

The existing bicycle facilities, sidewalk, and street lighting will be maintained during construction. This project will reconstruct existing curb ramps that are not ADA compliant. Arf Avenue, Dunn Road and Valle Vista are the only streets without sidewalk. The sidewalk needs for these streets will be considered in future projects. Considering the needs of other users, the public improvements along these streets are consistent with the City's adopted Complete Streets Policy, which ensures that consideration is given to all users of the street, in addition to vehicular traffic.

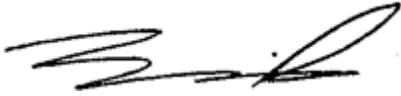
SCHEDULE

Open Bids	June 24, 2014
Award Contract	July 15, 2014
Begin Work	August 11, 2014
Complete Work	November 6, 2014

Prepared by: Yaw Owusu, Assistant City Engineer

Recommended by: Morad Fakhrai, Director of Public Works – Engineering & Transportation

Approved by:



Fran David, City Manager

Attachments:

- Attachment I: Resolution
- Attachment II: Location Map

HAYWARD CITY COUNCIL

RESOLUTION NO. 14-_____

Introduced by Council Member _____

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE PAVEMENT RECONSTRUCTION FY15 PROJECT, PROJECT NOS. 05251 AND 05261, AND CALL FOR BIDS

BE IT RESOLVED by the City Council of the City of Hayward as follows:

WHEREAS, those certain plans and specifications for the Pavement Reconstruction FY15 Project, Project Nos. 05251 and 05261, on file in the office of the City Clerk, are hereby adopted as the plans and specifications for the project; and

WHEREAS, the City Clerk is hereby directed to cause a notice calling for bids for the required work and material to be made in the form and manner provided by law; and

WHEREAS, sealed bids therefor will be received by the City Clerk’s office at City Hall, 777 B Street, 4th Floor, Hayward, California 94541, up to the hour of 2:00 p.m. on Tuesday, June 24, 2014, and immediately thereafter publicly opened and declared by the City Clerk in the Public Works Conference Room, 4D, located on the 4th Floor of City Hall, Hayward, California.

NOW, THEREFORE, BE IT RESOLVED, that the City Council will consider a report on the bids at a regular meeting following the aforesaid opening and declaration of same.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the project is categorically exempt under section 15301(c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

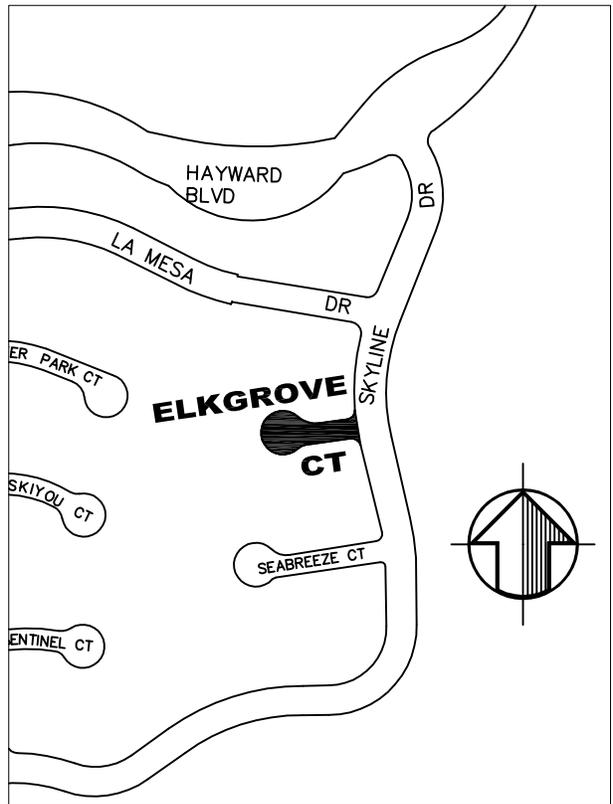
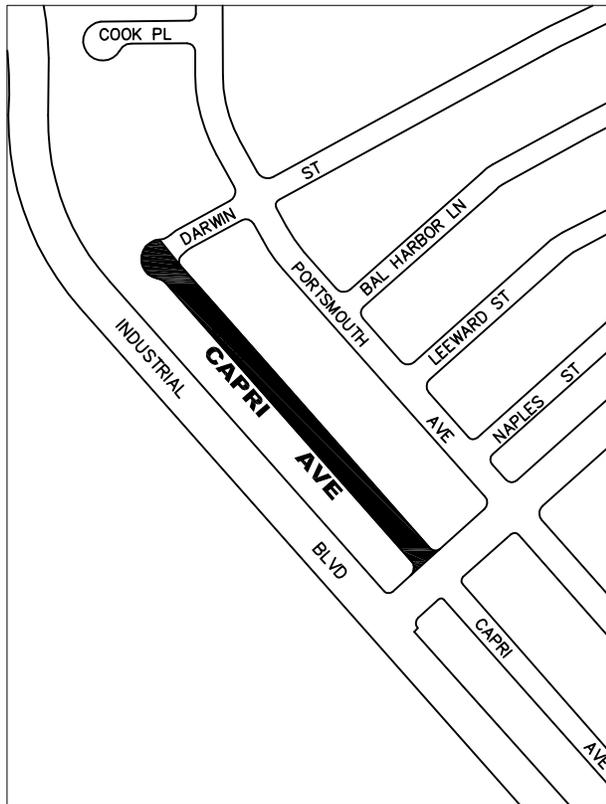
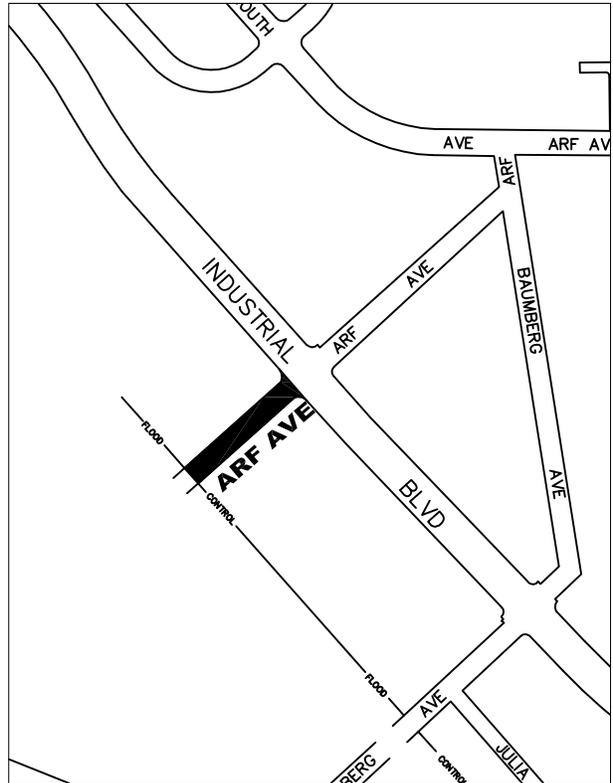
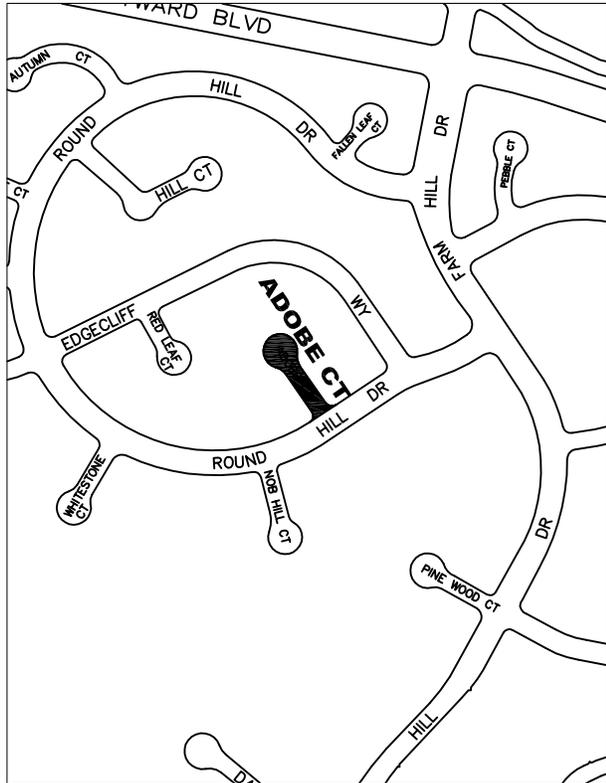
ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

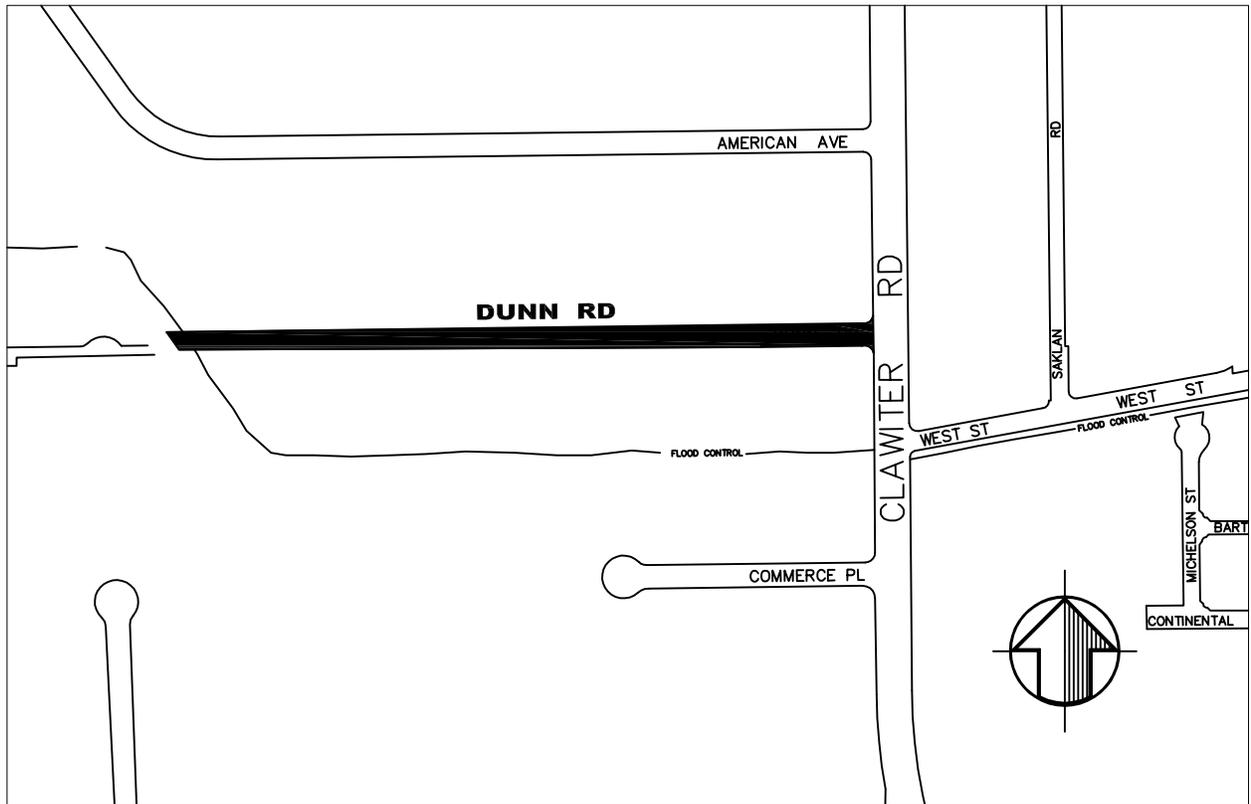
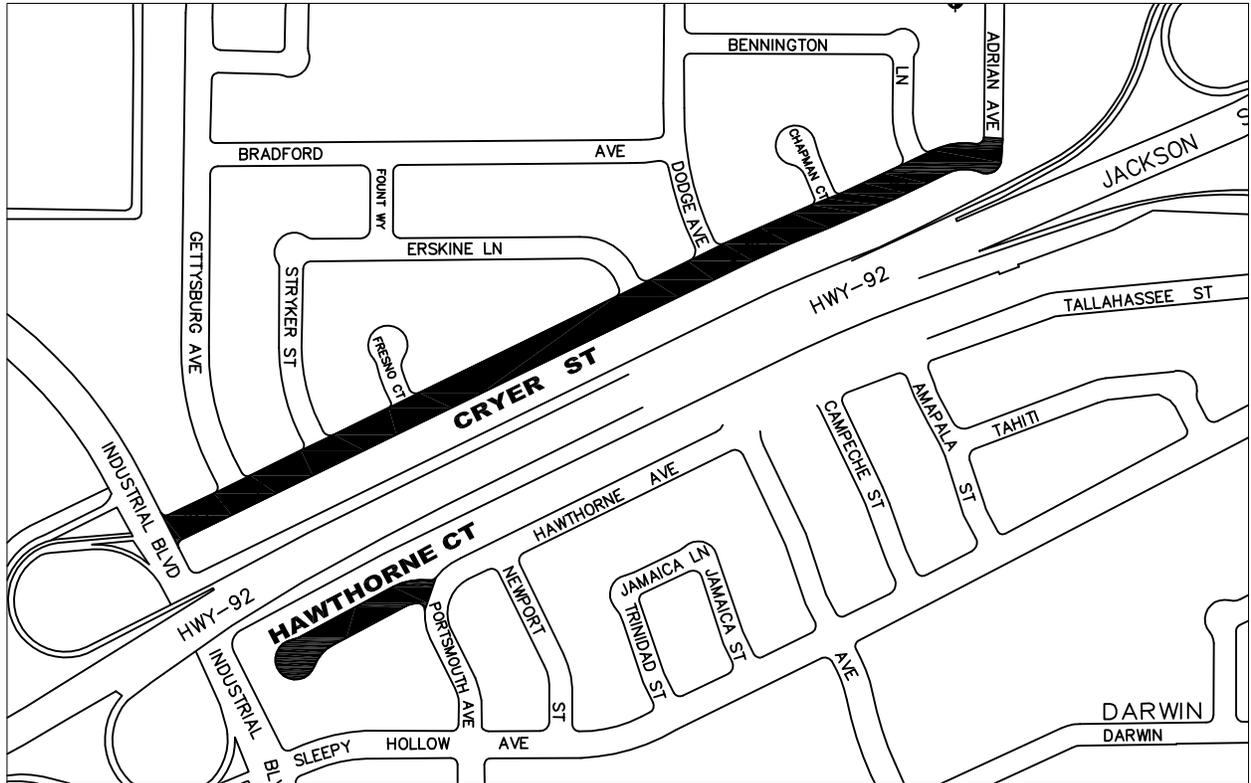
ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

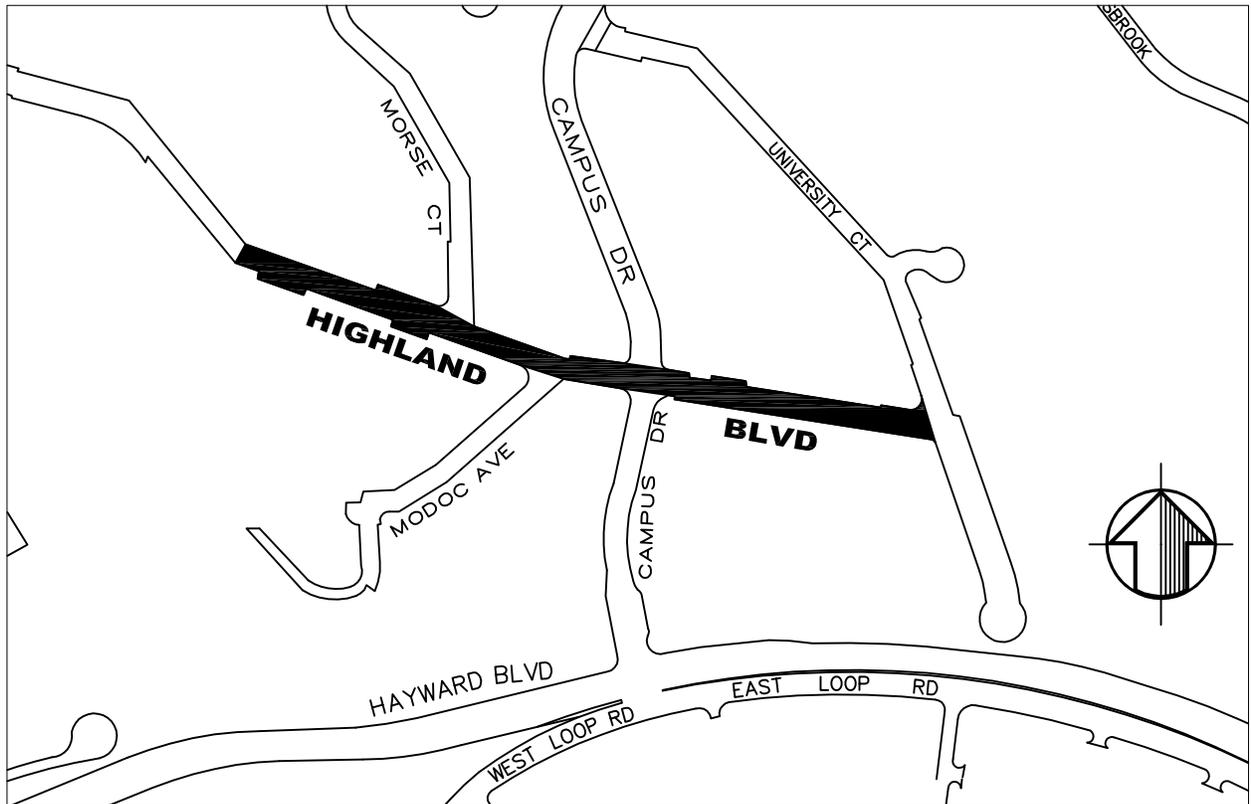
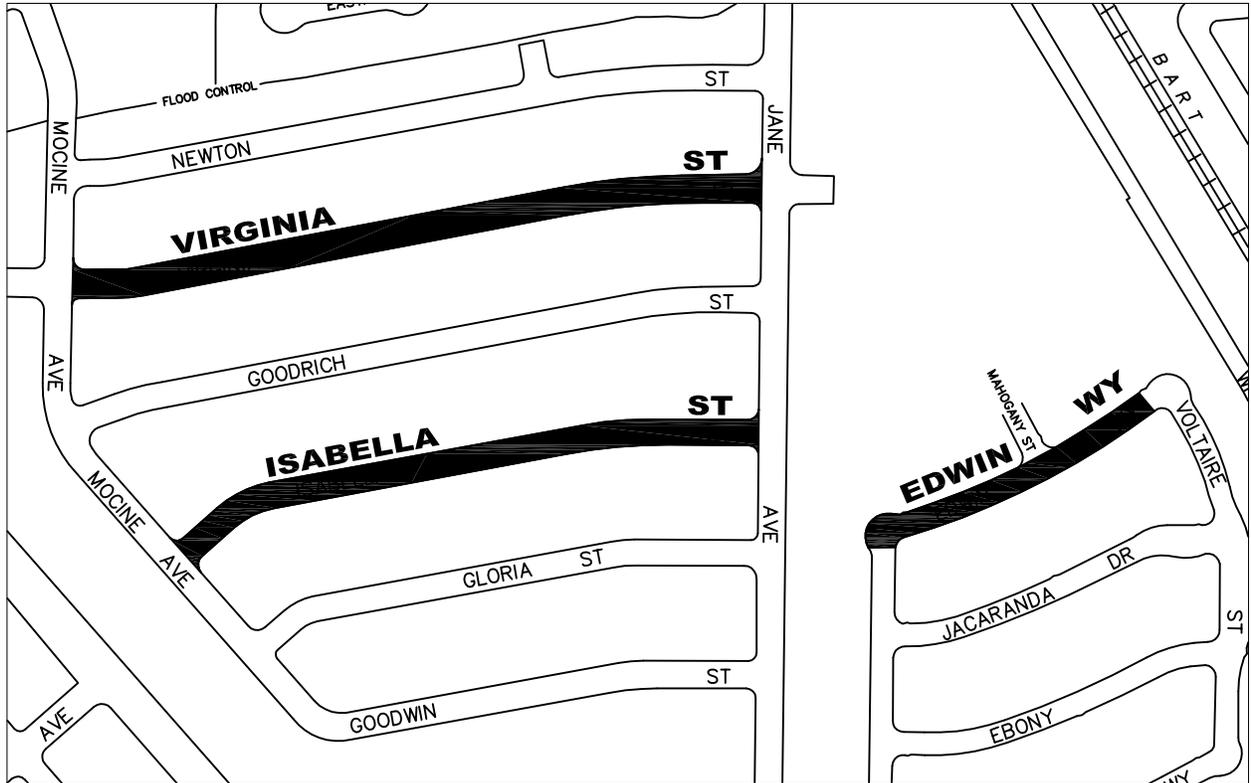
City Attorney of the City of Hayward



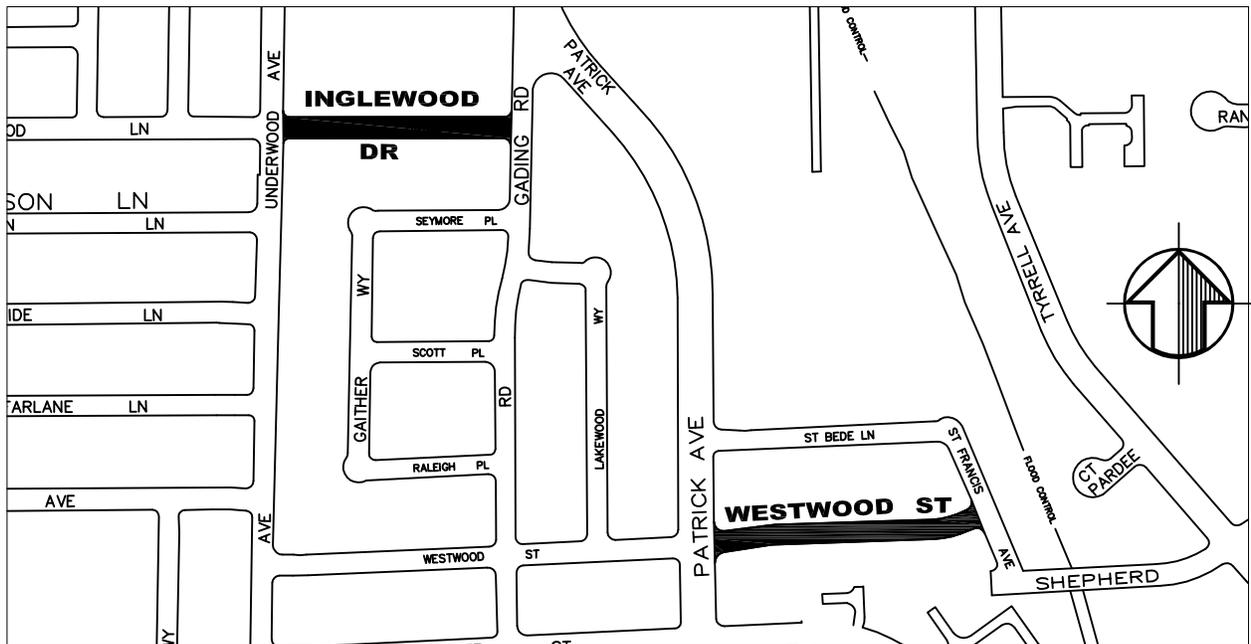
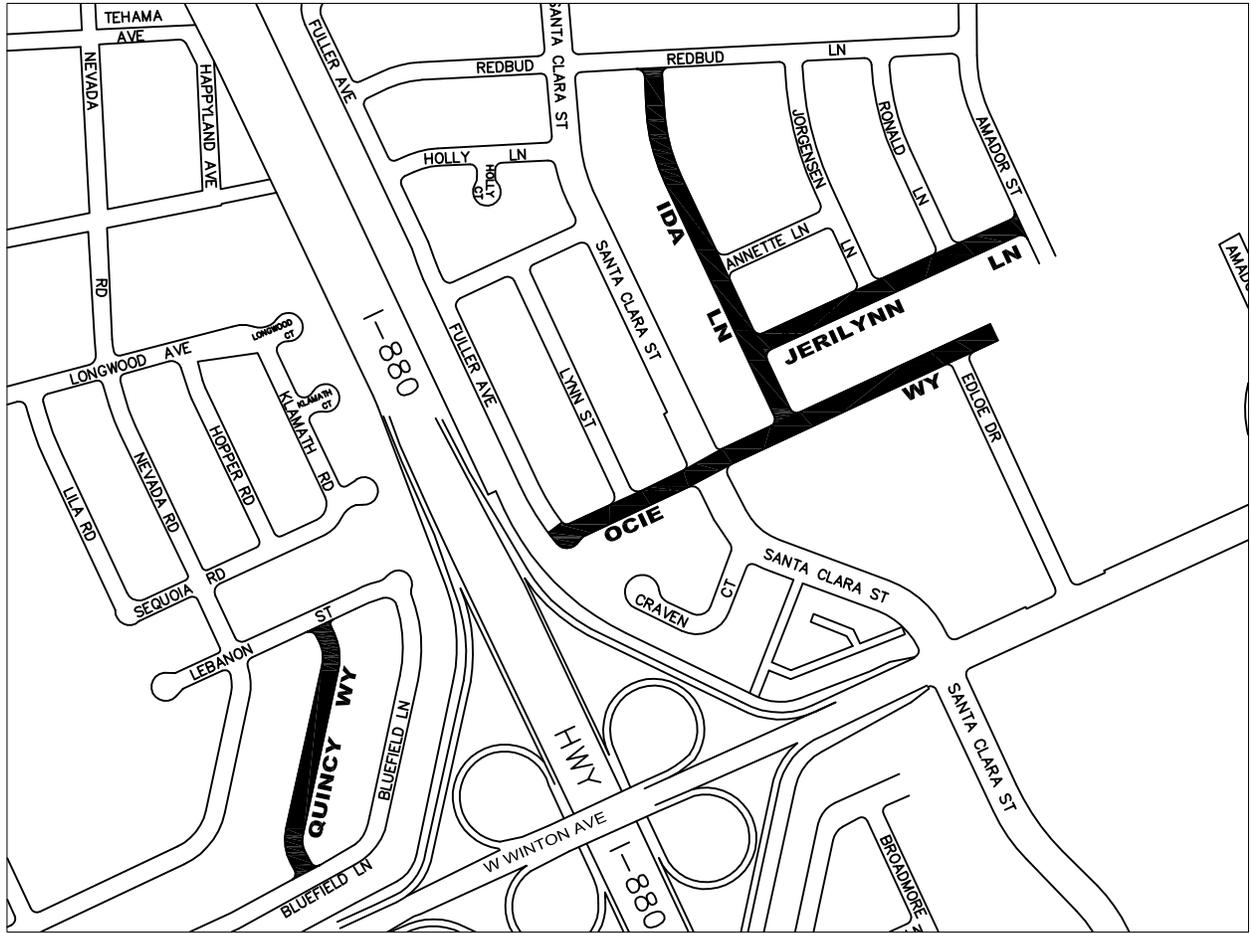
**LOCATION MAP
PAVEMENT RECONSTRUCTION FY15
PROJECT NOS. 05251 & 05261**



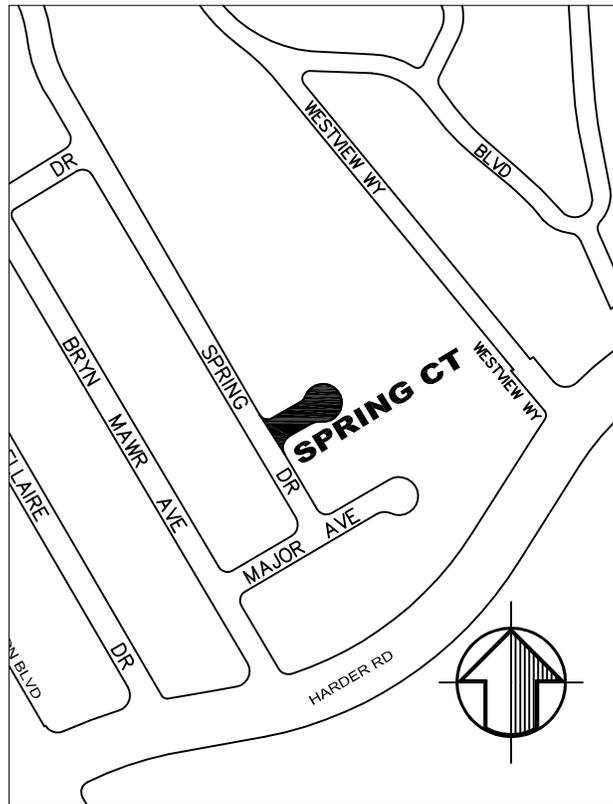
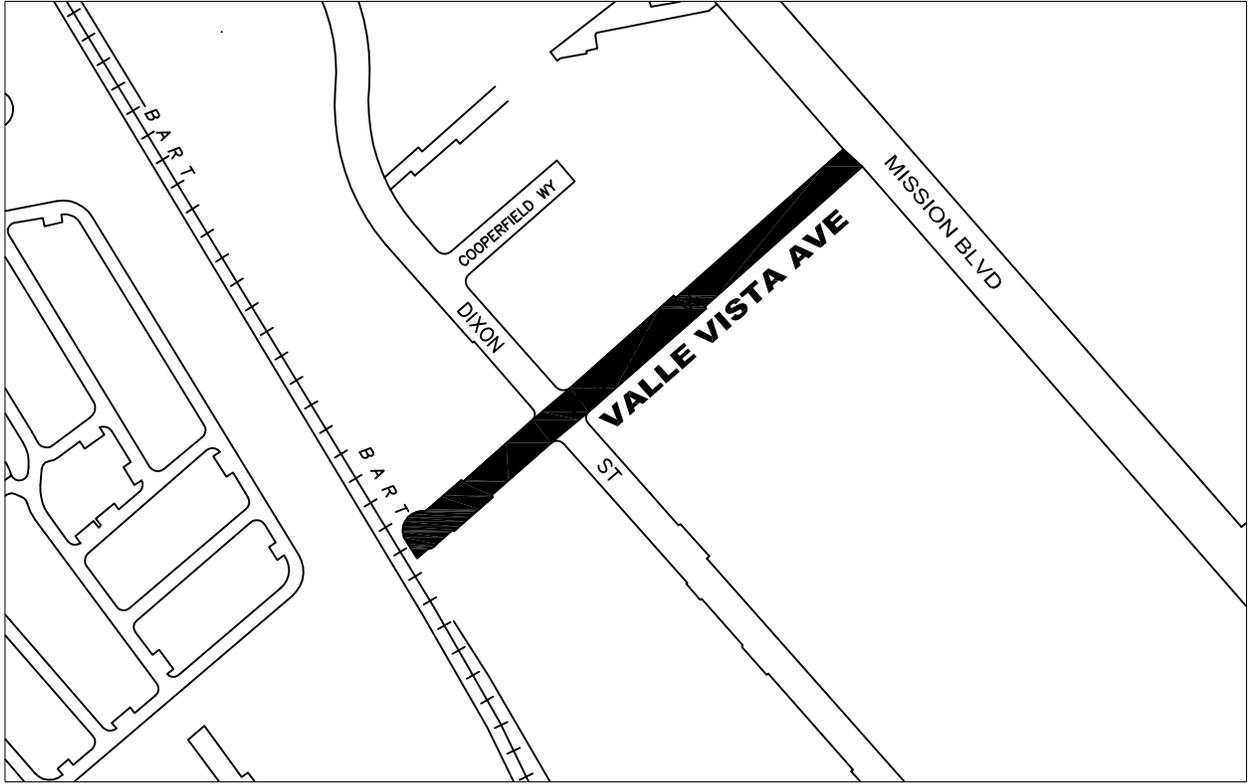
**LOCATION MAP
PAVEMENT RECONSTRUCTION FY15
PROJECT NOS. 05251 & 05261**



**LOCATION MAP
PAVEMENT RECONSTRUCTION FY15
PROJECT NOS. 05251 & 05261**



**LOCATION MAP
PAVEMENT RECONSTRUCTION FY15
PROJECT NOS. 05251 & 05261**



**LOCATION MAP
PAVEMENT RECONSTRUCTION FY15
PROJECT NOS. 05251 & 05261**

DATE: May 27, 2014

TO: Mayor and City Council

FROM: Director of Public Works – Engineering & Transportation

SUBJECT: West A Street Safety Improvement: Approval of Plans and Specifications and Call for Bids

RECOMMENDATION

That Council adopts the attached resolution that approves the plans and specifications for the West A Street Safety Improvement project and calls for bids to be received on June 24, 2014.

BACKGROUND

A City-wide traffic safety improvement study demonstrated the need to address the high accident rates in the West A Street Corridor, specifically at the intersections of West A Street/South Garden Avenue, West A Street/Happyland Avenue, and West A Street/Hathaway Avenue-Santa Clara Street. At the West A Street/South Garden Avenue intersection, drivers travelling in the westbound direction on West A Street to southbound South Garden Avenue encounter a non-standard left turn where the median is on the right side of the driver instead of the left side, which is the standard. At the West A Street/Happyland Avenue intersection, the pedestrian crossing is unsafe due to the proximity to the I-880 off and on-ramps. This crosswalk is frequently used by seniors from the senior center on the north side of West A Street to cross over to the bus stop on the south side of West A Street. Finally, the intersection of West A Street/Hathaway Avenue-Santa Clara Street is a major signalized intersection but is lacking a dedicated left turn in the east-west direction. The project location map is referenced in Attachment II.

In early 2012, staff applied for federal Highway Safety Improvement Program (HSIP) funding and received \$161,000 to improve the above mentioned intersections on West A Street.

DISCUSSION

Collision data demonstrated a pattern of high-collision locations centered around the above noted intersections. Broadside, side swipe, rear end, and vehicle-pedestrian collisions were the most common type of collisions at these intersections. Expressed community concerns and requests for improvements were consistent with the collision data. This improvement project will mitigate the identified safety issues.

The improvements to be performed with the project include: to mitigate the unconventional median for left turns onto South Garden Avenue at the West A Street/South Garden Avenue intersection, and reconstruction of the existing median, to place the median on the left side of motorists. This improvement would make the left turn conventional, whereby the dedicated left turn pockets are protected with median curb that is to the left of the motorist.

Residents of the senior housing community north of West A Street have requested improvements for the pedestrian crossing at West A Street/Happyland Avenue. Seniors that wish to walk from the senior center on the north side of West A Street to the bus stop on the south side of West A Street use the unsignalized crosswalk. This project will install a pedestrian-activated, rapid flashing beacon, which will bring greater driver awareness to the presence of pedestrians.

Lastly, at the West A Street/Hathaway Avenue-Santa Clara Street intersection, this project will replace the existing signal poles and arms, and reconfigure the phasing to allow left turn signal phasing for all directions.

Since this project is partly funded with federal funds, the federal Disadvantaged Business Enterprise (DBE) program applies. The DBE has transitioned to a race-conscious DBE program which will apply to this project. Contract goals must now include all DBE groups whose members are certified as socially and economically disadvantaged. This project will have a contract goal of 7.0% DBE participation.

This project is categorically exempt from environmental review under section 15301 (c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities. Additionally, the Local Assistance Branch of Caltrans concurs that this project is categorically excluded from the National Environmental Policy Act.

FISCAL IMPACT

The estimated project costs are as follows:

Construction Contract	\$210,000
Design and Administration	20,000
Construction Inspection and Testing	24,000
Total	<hr/> \$254,000

The Recommended FY 2015 Capital Improvement Program includes \$254,000 for the West A Street Safety Improvement project in the Street System Improvements Fund.

PUBLIC CONTACT

Because of the temporary inconvenience that is expected to be caused by the improvement work after the construction contract is awarded, staff will post and distribute preliminary notices

explaining the project to residents and businesses along the affected streets. After the construction work has been scheduled, a detailed notice indicating the date and time of work for each street will be distributed to all affected residents and businesses.

COMPLETE STREETS

This project considers all users of the public right-of-way in addition to motorists. The existing accommodations such as transit facilities, bicycle facilities, sidewalk, and street lighting will be maintained. This project will reconstruct existing curb ramps that are not ADA compliant and will restripe bicycle lanes. These measures are consistent with the City's recently adopted Complete Streets Policy, where consideration is to be given to all users of the street, in addition to vehicular traffic.

SCHEDULE

Open Bids	June 24, 2014
Award Contract	July 15, 2014
Begin Work	August 11, 2014
Complete Work	October 15, 2014

Prepared by: Yaw Owusu, Assistant City Engineer

Recommended by: Morad Fakhrai, Director of Public Works – Engineering & Transportation

Approved by:



Fran David, City Manager

Attachments:

- Attachment I: Resolution
- Attachment II: Location Map

HAYWARD CITY COUNCIL

RESOLUTION NO. 14-_____

Introduced by Council Member _____

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR THE WEST A STREET SAFETY IMPROVEMENT PROJECT, PROJECT NO. 05198, AND CALL FOR BIDS

BE IT RESOLVED by the City Council of the City of Hayward as follows:

WHEREAS, those certain plans and specifications for the West A Street Safety Improvement Project, Project No. 05198, on file in the office of the City Clerk, are hereby adopted as the plans and specifications for the project; and

WHEREAS, the City Clerk is hereby directed to cause a notice calling for bids for the required work and material to be made in the form and manner provided by law; and

WHEREAS, sealed bids therefor will be received by the City Clerk’s office at City Hall, 777 B Street, 4th Floor, Hayward, California 94541, up to the hour of 2:00 p.m. on Tuesday, June 24, 2014, and immediately thereafter publicly opened and declared by the City Clerk in the Public Works Conference Room, 4D, located on the 4th Floor of City Hall, Hayward, California.

NOW, THEREFORE, BE IT RESOLVED, that the City Council will consider a report on the bids at a regular meeting following the aforesaid opening and declaration of same.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the project is categorically exempt under section 15301(c) of the California Environmental Quality Act Guidelines for the operation, repair, maintenance, or minor alteration of existing facilities.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

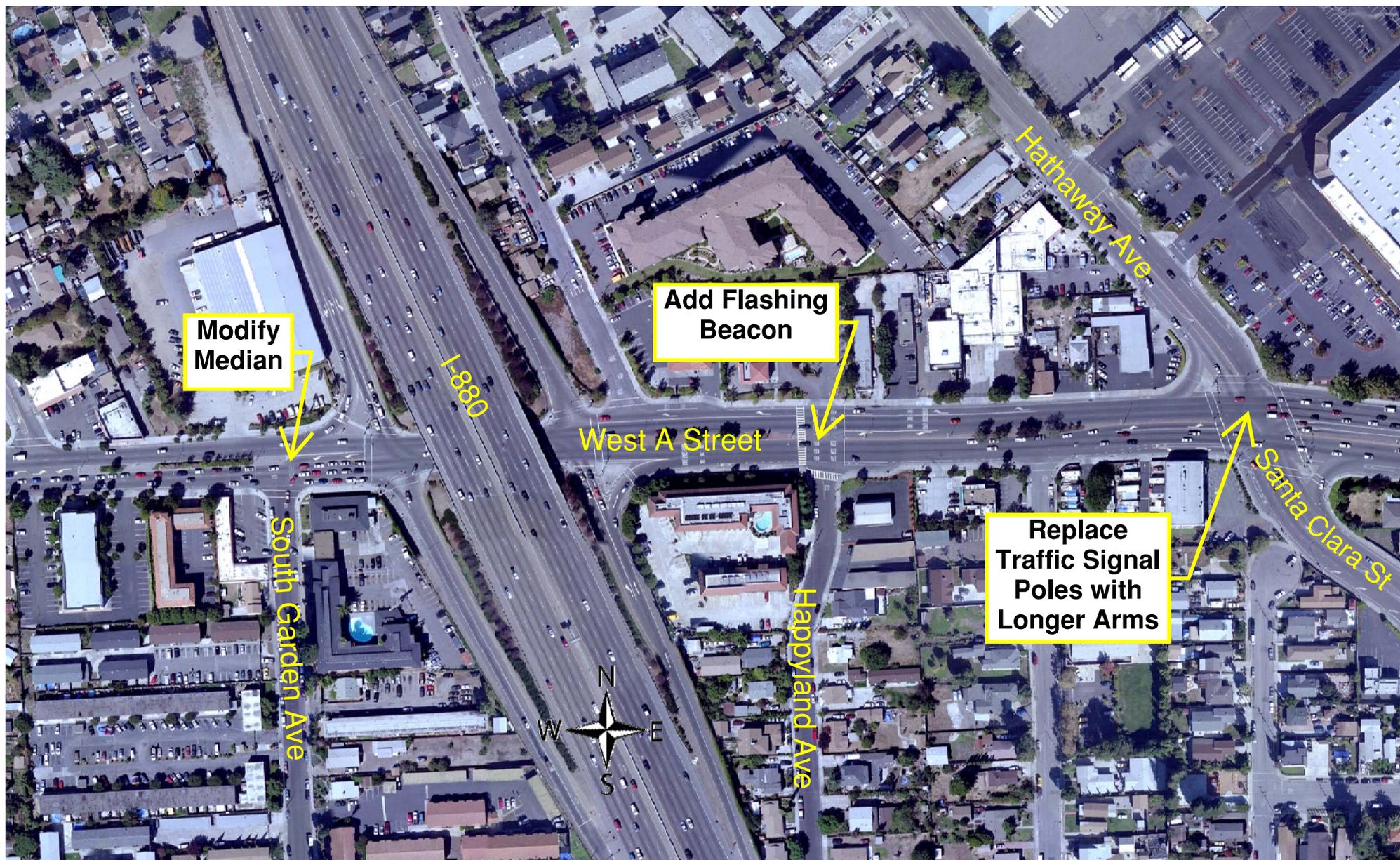
ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward



DATE: May 27, 2014
TO: Mayor and City Council
FROM: Director of Public Works – Engineering & Transportation
SUBJECT: Airport Ground Lease to the California Army National Guard

RECOMMENDATION

That Council adopts the attached resolution authorizing the City Manager to negotiate and execute a ground lease with the California Army National Guard for a parcel of land at Hayward Executive Airport.

BACKGROUND

The entirety of the Airport's land was originally transferred from the United States Government to the City of Hayward. Since 1949, parts of the Airport were leased back to the United States Government for military purposes and, until recently, approximately twenty-seven acres of land and buildings were used by the California Air National Guard (CANG) and the United States Air Force. The City entered into the original lease with the U.S. Government in 1949. Since the land was originally provided free to the City, during most of the remaining period until the present, no rental payments were required. The twenty-seven acre site was used by various military units until 1990 when military operations ceased on approximately twenty-four acres. The unused twenty-four acre portion of the site was officially returned to the City in September 2012. The ground lease for the remaining 3.18 acres expires on June 30, 2014.

DISCUSSION

Since CY 2002 and in anticipation of expiration of the original 1949 lease terms, staff had established a position that any future military leases would be based on standard ground lease terms applied to other airport commercial development. Specifically, negotiations have been underway for the remaining 3.18 acres between the City and the California Military Department through the California Department of General Services for a new ground lease and the parties have reached agreement, as follows:

- The term of the ground lease is eleven years commencing on July 1, 2014 and expiring on June 30, 2025. The State may terminate the lease at any time on or after June 30, 2016 with thirty days written notice, essentially allowing termination for changes in military mission and/or funding after the first two years of the lease. In addition, the State may terminate the lease at any time if any rule, regulation, ordinance, statute or other law, or adopted Hayward Airport Master Plan, would require the State to substantially change the manner in which it

conducts operations at the Airport. Under Section 8.01 of the lease, the City may terminate the lease essentially due to the State's failure to pay rent, a default that is not properly cured, or a refusal to permit the City to inspect the premises.

- The site will continue to be utilized by the California Army National Guard for purposes including aviation activities, vehicle storage, maintenance, and training.

The City Attorney has reviewed and approved the ground lease as to form. This ground lease will not prevent or impede the City from leasing the former twenty-four acre CANG site for commercial airport development. Staff is currently drafting a Request for Proposals (RFP) for this site and plans to issue the RFP before the end of the calendar year.

On-site remediation of prior environmental contamination is still ongoing by the U.S. Air Force and the U.S. Air National Guard in accordance with the U.S. Government's commitment to the City. This remediation is to continue until all federal, state, and local clean-up requirements are satisfied.

FISCAL IMPACT

Rent for the leased premises shall initially be \$0.321 per square foot per year and will be subject to the same periodic rental increases as other ground leases on the Airport. The previous lease agreement with the U.S. Government did not require rental payments. The leased premises are 3.18 acres or 138,603 square feet in size. At this rate, monthly rent is equivalent to \$3,707.50 and annual rent is equivalent to \$44,490. Depending on actual rent adjustments, over eleven years, this ground lease should generate more than \$500,000 in revenue.

PUBLIC CONTACT

On April 24, 2014, the Council Airport Committee (CAC) reviewed information regarding the proposal and recommended that the item be forwarded to Council for approval consistent with the terms outlined in this report.

Prepared by: Douglas McNeeley, Airport Manager

Recommended by: Morad Fakhrai, Director of Public Works – Engineering & Transportation

Approved by:



Fran David, City Manager

Attachments:

Attachment I: Resolution

Attachment II: Lease Parcel Site Drawing

HAYWARD CITY COUNCIL

RESOLUTION NO. 14- ____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A GROUND LEASE WITH CALIFORNIA ARMY NATIONAL GUARD FOR A PARCEL OF LAND AT HAYWARD EXECUTIVE AIRPORT

WHEREAS, the City of Hayward (“City”) owns and operates the Hayward Executive Airport; and

WHEREAS, the City wishes to lease certain property at the Airport; and

WHEREAS, the California Army National Guard has expressed interest in an undeveloped 3.18 acre property at the Airport; and

WHEREAS, as there is no other formal interest in the site at this time, staff recommends that the City enter into a ground lease with the California Army National Guard; and

WHEREAS, the Federal Aviation Administration permits airport sponsors to enter into long-term leases by negotiation or solicitation.

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is authorized to negotiate and execute a ground lease with the California Army National Guard for a 3.18 acre property located at the Airport, in a form approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

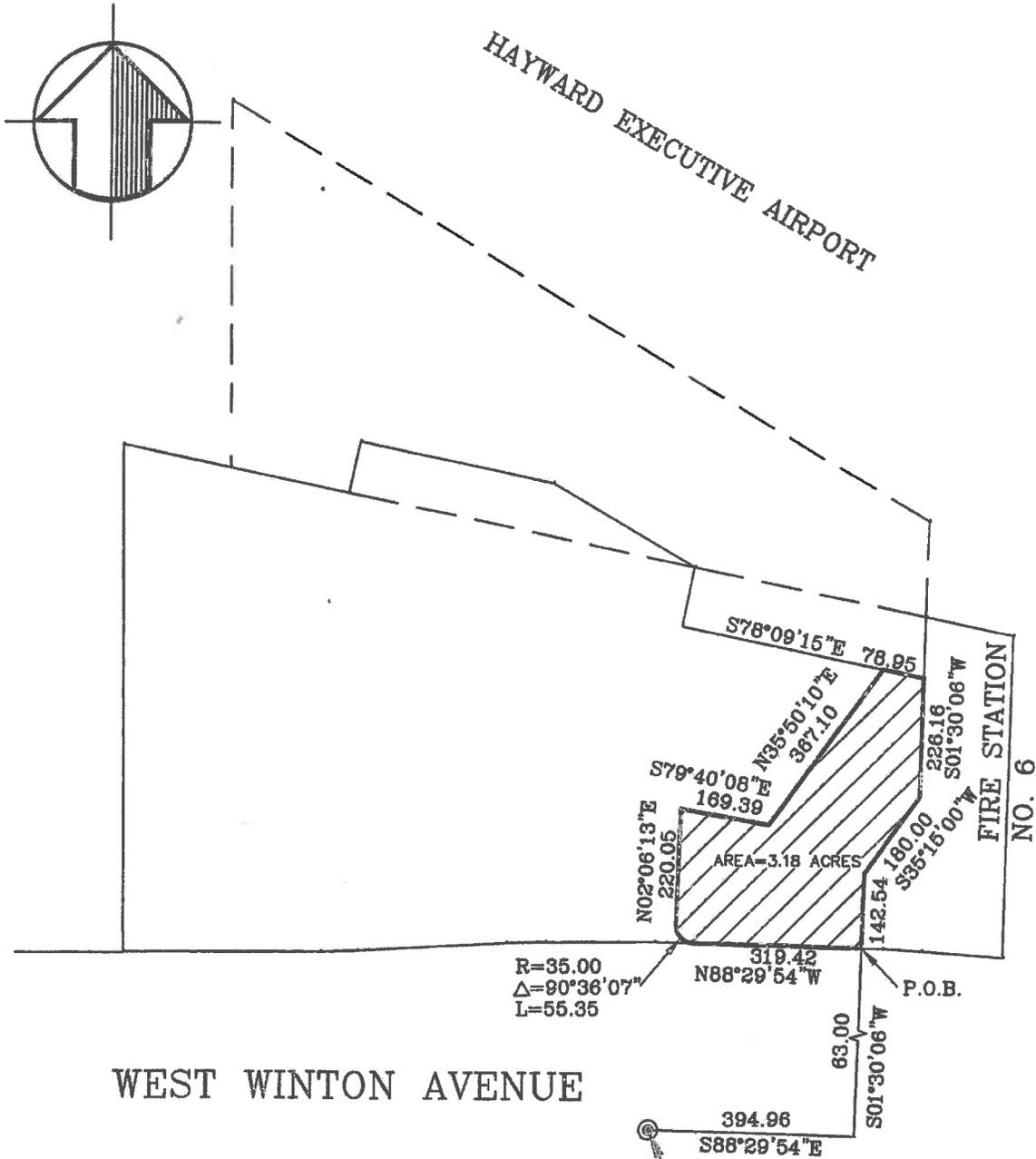
ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

NOTE:
 BEARINGS AND COORDINATES SHOWN ARE
 BASED ON THE CALIFORNIA COORDINATE SYSTEM
 ZONE 3, 1927. DISTANCES SHOWN ARE GROUND
 DISTANCES. TO OBTAIN GRID DISTANCE MULTIPLY
 GROUND DISTANCE BY SCALE FACTOR OF 0.99993.



NOTES:

- = AREA OF U.S. ARMY LEASE PARCEL
 AREA = 138,803 Sq.Ft. (3.18 ACRES)
- = FORMER LEASE LINE

P.O.C.
 MONUMENT "RUSS-CLAW"
 Y=423,929.67
 X=1,531,267.19

CITY OF HAYWARD ENGINEERING DIVISION			U.S. ARMY LEASE PARCEL HAYWARD EXECUTIVE AIRPORT	DWG. NO. 02024	
DRAWN BY:	EDS	DATE		06-21-11	FILED
CHECKED BY:	EDS	SCALE:		1"=300'	
APPD. BY		APPROVED			Sheet of 8
REV	DATE	BY	CITY ENGINEER	DIR. PUBLIC WORKS	

DATE: May 27, 2014

TO: Mayor and City Council

FROM: Assistant City Manager

SUBJECT: South Hayward BART Transit Oriented Development: Update on Implementation of and Modification to Action Plan for the South Hayward BART Access Authority, and Modification of Parking Permit Program for Residents and Commuters

RECOMMENDATION

That the City Council reviews and adopts the following resolutions:

- Resolution Modifying the Designation of Certain Streets near the South Hayward BART Station as Transit Oriented Development Preferential Permit Parking Areas (Attachment III)
- Resolution Approving Modifications to the South Hayward BART JPA Action Plan to (i) make minor changes to the parking programs for residents and commuters, and (ii) reconcile the South Hayward BART parking charges with the system-wide BART parking charges (Attachment IV)

SUMMARY

In early 2013, the City Council adopted new regulations to manage parking in and around the South Hayward BART station in conjunction with the proposed development project in that area. The new parking regulations were implemented on April 29, 2013. Based on experiences in the first year with the parking regulations, staff is recommending that the City Council consider modifications of (a) the South Hayward BART Station Access Authority (SHB-JPA) Action Plan and (b) the on-street parking for commuters and residents in the South Hayward BART Joint Powers Authority (SHB-JPA) Mixed-Use Parking District. Staff recommendations are based on recommendations by the Joint Powers Authority (JPA) Board at their meeting on March 5, 2014.

BACKGROUND

On February 19, 2013¹, the Council took several actions as recommended by the JPA Board at their December 5, 2012², among which were:

¹ February 19, 2013 Council Meeting <http://citydocuments.hayward-ca.gov/WebLink8/DocView.aspx?id=152781&dbid=0>

1. Adopted SHB-JPA Action Plan
2. Adopted SHB-JPA Parking District Boundaries and Mixed-Use Parking District (for JPA action plan purposes)
3. Amended Hayward Traffic Regulation, Section 3.95, Preferential Permit Parking Program (PPPP) to create a South Hayward BART PPPP
4. Adopted South Hayward BART PPPP
5. Adopted Ordinance change to amend HTC 6.36, add section (b)
6. Amended Master Fee Schedule, 6.36 (b)
7. Appropriated \$200,000 for initial start-up expenses related to the parking program

After the Council actions on February 19, 2013 (and the companion approval by the BART Board of Directors), the JPA began the implementation of the Action Plan. The PPPP program was launched, notices were sent to residents, and signage was installed in the neighborhoods. In addition, capital improvements were undertaken that included:

- striping spaces on the streets
- numbering spaces on the street
- installing enforcement and wayfinding signage on the BART lot and on the streets
- installing Clipper Card Reader & Parking Validation machines in the BART paid area
- parking charges were implemented for BART patrons using the spaces on the BART lot and in the designated spaces on the surrounding streets

DISCUSSION

On April 29, 2013, BART patron parking charges were implemented for parking spaces on the SHB lot and on City streets in the Parking District, and the City SHB Preferential Parking Permit Program went into effect. It became immediately apparent that several spaces should be repurposed:

- On Tennyson Road, six spaces on the south side and two spaces on the north side which are located in front of residences should be part of the Residential Preferential Permit Parking Program and not be available for BART commuters;
- Of the eighteen spaces reserved for drop off / pick up adjacent to Cesar Chavez Middle school, on the north side of the west end of Tennyson, only eight spaces are needed for that purpose – ten spaces should be made available for BART commuters;
- The parking in front of El Paraiso Restaurant & Night Club on Mission Blvd. (three spaces), should be designated restricted daytime parking, which allows for BART commuter parking during the daytime, but available for parking for the restaurant customers in the evenings and weekends.. (parking spaces # 1163-1165)
- The parking on Mission Blvd., north of Tennyson, should be designated as “Two hours maximum” to be consistent with the other parking restrictions along Mission Blvd. (Currently, the area is designated “no parking between midnight and 9:00 am to discourage BART patron from parking in front of the businesses.)

Staff recommends that the Council amend the PPPP to accomplish these changes.

² December 5, 2012 JPA Agenda: http://www.hayward-ca.gov/CITY-GOVERNMENT/ALAMEDA-COUNTY-AGENCIES-&-OTHER-ORGANIZATIONS/shbsaa/2012/SHBSAA_120512.pdf

South Hayward BART Residential Preferential Permit Parking Program: This program has been going very smoothly. It is administered entirely by the City. The City has not received any complaints by residents, except for some of the eight residents along Tennyson Road who have asked for the modifications recommended in this report. These eight homes, by tonight's action, will become part of the Residential PPPP and will have the opportunity to obtain stickers and placards from the City in order to use the spaces in front of their homes exclusively. When the other spaces on Tennyson were being striped and numbered for BART parking, the residents called to inquire about the program. City staff quickly agreed that it was an error to designate the spaces in front of their homes as BART-only parking. The City resolved the issue, temporarily, with the residents' approval, by designating the spaces as "Four hour parking only" and promised to bring this matter back to the Council for the correction being requested tonight.

Otherwise, it should be noted that:

- There are 663 addresses in the database in the JPA area
- 295 households have applied for residential parking permits (45% participation)
- 1,022 permits have been issued
 - o 468 permits for visitor placards
 - o 564 placards for resident vehicles
 - o An average of 3.5 permits per participating address have been issued.

As stated above, at its February 19, 2013 meeting, the Council adopted SHB-JPA Parking District Boundaries and Mixed-Use Parking District, amended Hayward Traffic Regulation, Section 3.95, Preferential Permit Parking Program (PPPP), adopted the South Hayward BART PPPP, and adopted Ordinance changes to amend HTC 6.36. The parking designations adopted on February 19, 2013 are summarized below, with proposed **modifications shown in bold print below**. Attachment I shows the current areas of use with the proposed changes highlighted and Attachment II shows the parking designations if the proposed changes are approved by the Council. Attachment III is the resolution by which the South Hayward BART PPPP Traffic Regulations will be modified, and Attachment IV is the resolution approving the changes to the SHB Action Plan.

1. Residential Permit Parking (RPP) Only – Streets in designated neighborhoods are posted with signs signaling a RPP area with parking restricted to residential permit holders only. These residential parking permits allow residents and their visitors to park within the area at all times. Resident only permit parking is posted on:
 - a. East 10th Street through East 13th Street (both sides) from Tennyson to Hancock Street;
 - b. Monticello Street (both sides);
 - c. Copperfield Avenue (both sides);
 - d. Valle Vista Avenue (both sides); and
 - e. Dixon Street (east side) across from the southern edge of the BART Station property to 200 yards south of Valle Vista Avenue.
 - f. **On Tennyson Rd. (on both the north side and south sides), addresses 317-387**
[tonight's recommended action adding eight homes]
2. BART Permit Parking – On-street BART-designated permit parking areas were adopted for BART patrons (approximately 245 spaces) as follows:
 - a. On Tennyson Rd. and Mission Blvd. (approximately 169 spaces);

- b. On Dixon St. (in front of BART property and on the west side of Dixon Street from the station to approximately 200 yards south of Valle Vista Ave. – approximately 76 spaces);
- 3. Business Parking Zone – Business areas near to the BART station have posted restricted hours so that the parking area is available for business patrons. Mission Boulevard north of Tennyson Road has been posted “Two hour parking.”

Proposed change tonight: **Additionally, the area on Mission Blvd. south of Tennyson in front of the El Paraiso Restaurant & Night Club is needed by the restaurant for evening and weekend parking, and, therefore, will be posted “Restricted: BART parking 4am-3pm” to permit restaurant patron parking in the evenings and on weekends but also allow for BART commuters to park in these spaces during the work day.**

- 4. School Loading Zone - Provisions have been made for a “school drop-off zone” of **eight (8) parking spaces** for residents who currently use the section of Tennyson Road adjacent to Cesar Chavez Middle School to drop off and pick up their children (7-9 a.m. and 2-4 p.m.). [*by tonight’s recommended action, this zone will be reduced from 18 spaces to 8 spaces*].

Capital Improvements: At the February 19, 2013 meeting, the Council appropriated \$200,000 for the City’s contribution to the capital improvements for the Parking District. The costs incurred are to be repaid to the City (and to BART for their contributed capital improvements) over a twenty year time period, as loans bearing interest at 3% per annum. The improvements have been completed and the following is the status of these costs:

City Initial Parking District Start-Up Capital Expenses

	Original <u>Est.</u>	<u>Spent to date</u>
Fencing in Tennyson median	\$97,000	\$51,322
Landscaping	\$0	\$17,463
Purchase & installation of signage	\$50,000	\$69,364
Installation of striping and numbering	\$50,000	incl in above
Purchase and issuing of permits	<u>\$3,000</u>	<u>\$6,242</u>
Total	\$200,000	\$144,391

BART Patron Parking Charges: Parking charges were implemented at the Station on April 29, 2013. However, the policy with respect to future rate increases conflicted with two different BART Board approvals. A reconciliation is needed. The JPA Board received the recommendation from the Nelson/Nygaard Parking and Access Study at its meeting on December 5, 2012 and agreed to recommend the parking charges provided in that report to the City Council and BART Board. The BART Board was studying parking charges for the entire system at about the same time and on February 28, 2013, adopted a policy which included parking charges system-wide. At the BART Board’s March 14, 2013 meeting, it considered the recommendations of the JPA Board to adopt parking charges at the South Hayward Station as a part of the Action Plan and agreed to do so, requesting that the JPA Board

address in the future the fact that the parking charges system-wide and for the South Hayward Station needed to be reconciled for system-wide simplicity.

The differences between the system-wide parking fees and the existing South Hayward BART (SHB) fees are as follows:

- a. Daily parking fee \$1/space/day – no difference, except that
 - System-wide – rates could, theoretically, be reduced, even to zero
 - SHB – the minimum charge is \$1/day, rates cannot be reduced below \$1/day
- b. When to increase the fee
 - System-wide – when occupancy is greater than 95%
 - SHB – when occupancy is greater than 98%
- c. When to reduce parking fee
 - System-wide – when occupancy is less than 95%
 - SHB – when occupancy is less than 90%
- d. Maximum daily fee
 - System-wide – \$3/day
 - SHB – \$5/day
- e. Single Day Reserve Fee
 - System-wide – daily fee + \$3
 - SHB – daily fee + \$2
- f. Monthly reserve Fee
 - System-wide – (daily fee+ \$3) x 21
 - SHB – (daily fee+ \$2) x 21
- g. Long-Term Reserve Fee
 - System-wide – greater of \$5/day or daily + \$4
 - SHB – no rate set

Further, the JPA Board of Directors recommended that future modifications of parking charges and metrics for parking charge changes enacted by the BART Board of Directors be automatically incorporated in the Authority's paid parking program.

The JPA Board passed a motion at a special meeting on March 5, 2014 to recommend modifications to the JPA Action Plan (subject to approval by the BART Board and the City Council) as follows:

- a. The Authority's parking charges and metrics for parking charge changes conform to those adopted by the BART Board of Directors on February 28, 2013 (and noted in the above comparison), except for the minimum daily parking charge which shall be not less than \$1/day in the SHB JPA area.
- b. Future modifications of parking charges and metrics for parking charge changes enacted by the BART Board of Directors will be automatically incorporated in the Authority's paid parking program, subject to ratification or rejection by the JPA Board.
- c. The JPA Board shall continue to be responsible to set rates within the parameters of these guidelines.
- d. The modifications to the South Hayward BART TOD Preferential Permit Parking Program described above in this staff report be adopted and implemented.

These modifications to the Action Plan were considered and adopted at the regularly scheduled meeting of the BART Board of Directors on May 8.

ECONOMIC IMPACT

These parking programs are an essential element of the South Hayward BART Transit-Oriented Development. The successful development of the SHB-TOD Project will have an immense positive economic impact on the south Hayward area. The commencement of the housing construction in this area should spur the development of the area. Proposed nearby projects would likely re-commence their planning, leading to construction. The development of housing in the area should lead to stronger interest from retailers, and thereby, planning and construction of retail centers. Initial development under Phase 1 of the Project would also have a positive economic impact by creating approximately 500 immediate high-quality construction, design and engineering service jobs through the three-year development cycle. The SHB-TOD Project will increase BART ridership and decrease vehicle miles traveled and thus will help reduce greenhouse gas emissions associated with vehicles, which is in line with the goals in the City's Climate Action Plan.

FISCAL IMPACT

Tonight's actions will have insignificant economic or fiscal impact. In accordance with the Action Plan, the daily parking fees being paid by BART patrons are being collected by BART. Approximately two hundred thousand dollars (\$200,000) have been collected to date. BART and the City have provided maintenance and enforcement services to the JPA in this first year of operation at their own respective costs. The funds collected will be held pending a further review of the BART and City costs to operate the JPA. It is assumed that if the parking fees are not raised, the costs of operations will exceed the revenue, in which case the funds already collected will be used to offset such a deficit in the second year of the operation of the JPA. Additionally, the costs incurred by BART and the City for capital improvements are to be repaid to BART and the City over 20 years, which repayments should commence soon after this first year of the operation of the JPA. In the future, as revenues exceed costs, the excess funds are to be used for access improvements to the area.

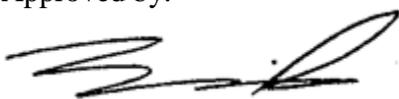
NEXT STEPS

The signage in front of the three areas where the parking is being repurposed will need to be changed. This work should be accomplished within thirty days following the Council's action this evening.

Prepared by: John DeClercq, Project Consultant

Recommended by: Kelly McAdoo, Assistant City Manager

Approved by:



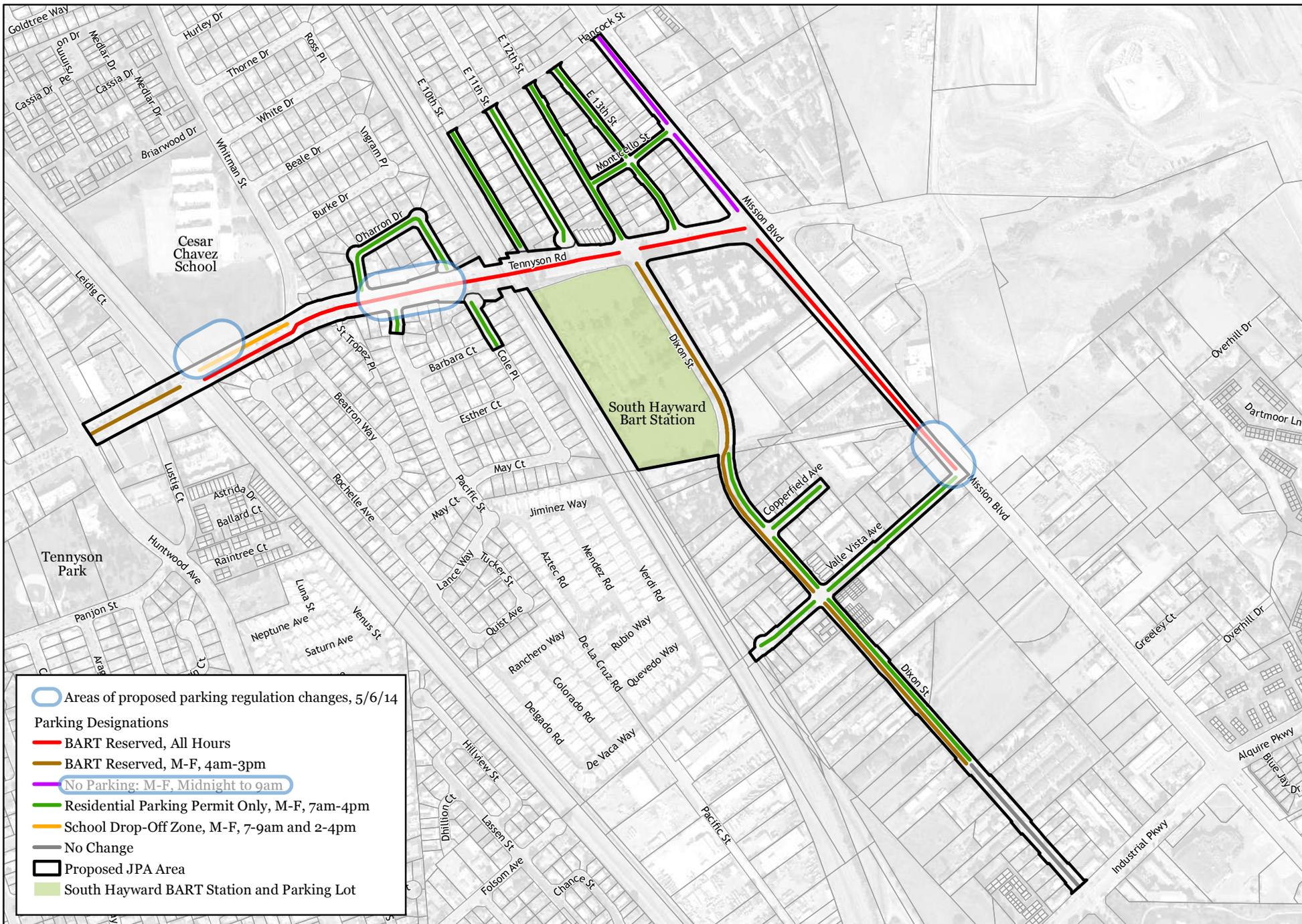
Fran David, City Manager

Attachments:

- Attachment I: Map: Original Parking Regulations in JPA Area, with proposed changes highlighted
- Attachment II: Map: Proposed Parking Regulations in JPA Area
- Attachment III: Resolution Modifying the Designation of Certain Streets near the South Hayward BART Station as Transit Oriented Development Preferential Permit Parking Areas
- Attachment IV: Resolution Approving Modifications to the South Hayward BART Access Authority Action Plan



New Parking Regulations Near South Hayward BART Station



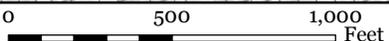
○ Areas of proposed parking regulation changes, 5/6/14

Parking Designations

- BART Reserved, All Hours
- BART Reserved, M-F, 4am-3pm
- No Parking: M-F, Midnight to 9am
- Residential Parking Permit Only, M-F, 7am-4pm
- School Drop-Off Zone, M-F, 7-9am and 2-4pm
- No Change

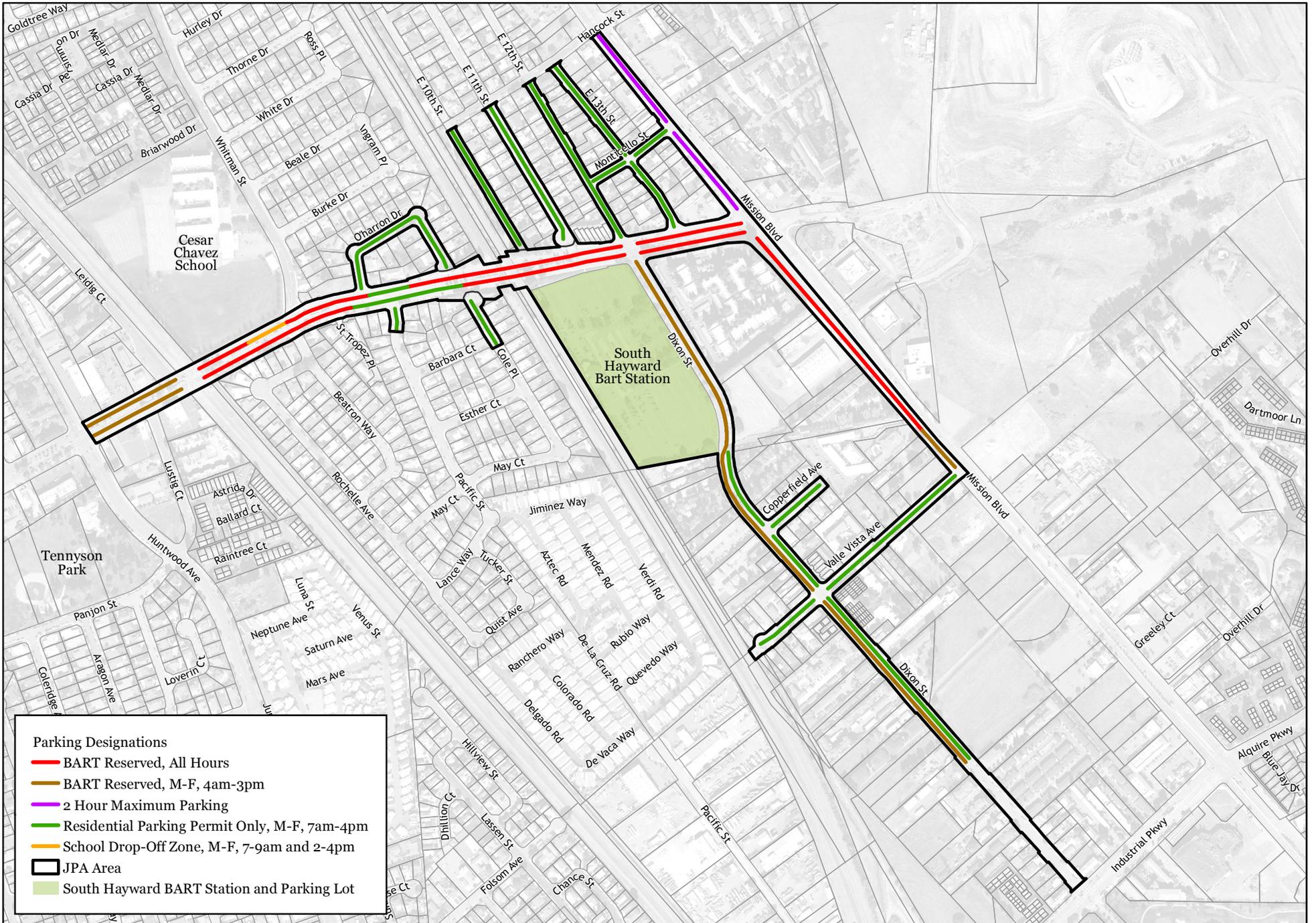
▭ Proposed JPA Area

▭ South Hayward BART Station and Parking Lot



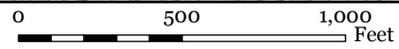


New Parking Regulations Near South Hayward BART Station



Parking Designations

- BART Reserved, All Hours
- BART Reserved, M-F, 4am-3pm
- 2 Hour Maximum Parking
- Residential Parking Permit Only, M-F, 7am-4pm
- School Drop-Off Zone, M-F, 7-9am and 2-4pm
- JPA Area
- South Hayward BART Station and Parking Lot



HAYWARD CITY COUNCIL

RESOLUTION NO. 14- _____

Introduced by Councilmember _____

RESOLUTION MODIFYING THE DESIGNATION OF CERTAIN STREETS
SURROUNDING THE SOUTH HAYWARD BART STATION AS TRANSIT
ORIENTED DEVELOPMENT PREFERENTIAL PERMIT PARKING AREAS

WHEREAS, Section 3.95 of the Hayward Traffic Regulations, as amended on February 19, 2013, allows the City to designate certain streets for preferential permit parking if certain conditions are met as described by the Traffic Regulations; and

WHEREAS, the Council approved on February 19, 2013, the recommendation of the Director of Public Works – Engineering and Transportation that certain streets in the vicinity of the South Hayward BART Station be designated as Transit Oriented Development Preferential Permit Parking (TOD PPP) Areas, in order to further the objectives and purposes of transit oriented development in the South Hayward BART area; and

WHEREAS, the Director of Public Works – Engineering and Transportation has recommended certain modifications to the South Hayward BART Station TOD PPP Area, in response to requests from affected residents and businesses; and

WHEREAS, the modification of the South Hayward BART Station TOD PPP Area is exempt from CEQA pursuant to 14 California Code of Regulations 15301, as a Class 1 exemption, because it will result in minor alterations of existing public facilities, including streets and sidewalks which will result in negligible or no expansion of their current use; and

WHEREAS, a public hearing on the proposed modifications was duly advertised at least ten days prior to the public hearing; and

WHEREAS, a public hearing on the proposed modifications was held on May 27, 2014.

NOW, THEREFORE, BE IT RESOLVED, that the City Council modifies the designation of certain spaces, shown here with underlining of changes for clarity, the following streets as Transit Oriented Development Preferential Permit Parking Areas:

1. Transit Oriented Development Preferential Residential Permit Parking Area (TOD PRPP Area) will be in effect for the following streets between 7:00 AM and 4:00 PM Monday through Friday (weekends and holidays excepted):
 - East 10th Street (both sides) (28122 through 28450), from Hancock Street to Tennyson Road.
 - East 11th Street (both sides) (28111 through 28425), from Hancock Street to Tennyson Road.

- East 12th Street (both sides) (28106 through 28472), from Hancock Street to Tennyson Road.
 - East 13th Street (both sides) (28200 through 28591), from Hancock Street to Tennyson Road.
 - Monticello Street (both sides).
 - Hancock Street (property extends to a facing numbered street) (543, 597, 619).
 - Tennyson Road (property extends to a facing numbered street) (341) and (both sides) (317 through 387).
 - Copperfield Avenue (both sides) (308 through 339), from Dixon Street to end.
 - Valle Vista Avenue (both sides) (216 through 451), from Mission Boulevard to end.
 - Dixon Street (east side only) (29018 through 29530) (even numbers only), across from the southern edge of the South Hayward BART station property to 200 yards south of Valle Vista Avenue.
 - Cole Place (both sides) (28133 thru 28416), from O'Harron Drive to Barbara Court.
 - Pacific Street (both sides) (28214 thru 28232), from Tennyson Road to the end of the second property on the east side.
2. Transit Oriented Development BART Commuter Preferential Permit Parking Area (TOD BART Commuter PPP Area) will be in effect for the following streets every day during all hours:
- Tennyson Road (south side only) from Leidig Court to Whitman Street/Beatron Way.
 - Tennyson Road (north side only) from Leidig Court half the distance to Whitman Street
 - Tennyson Road (both sides), from Whitman Street/Beatron Way to Mission Boulevard.
 - Mission Boulevard (west side only) (28701 through 29095) (odd numbered only), from Tennyson Road to Valle Vista Avenue.
3. Transit Oriented Development BART Commuter Preferential Permit Parking Area (TOD BART Commuter PPP Area) will be in effect for the following streets between 4:00 AM and 3:00 PM Monday through Friday (weekends and holidays excepted):
- Tennyson Road (both sides) (10 through 258), from Huntwood Avenue to Leidig Court.
 - Dixon Street (both sides) (28601 through 29007), from Tennyson Road to the southern end of the South Hayward BART main parking lot.
 - Dixon Street (west side only) (29009 through 29530) (even numbered only), from southern end of the South Hayward BART main parking lot to 200 yards south of Valle Vista Avenue.
 - Mission Blvd (west side only) from 29097 through 29159 / to Valle Vista Ave.

BE IT FURTHER RESOLVED that the City Council hereby directs the City Manager and City staff to perform and complete any activities contemplated in this resolution, subject to any additional requirements which may be imposed by California law.

BE IT FURTHER RESOLVED, that the City Council hereby directs the City Manager to file a CEQA Notice of Exemption with the County Clerk of the County of Alameda pursuant to 14 California Code of Regulations Section 15062(c)(2).

BE IT FURTHER RESOLVED, that this Resolution shall take immediate effect upon its adoption.

IN COUNCIL, HAYWARD, CALIFORNIA May 27, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward

HAYWARD CITY COUNCIL

RESOLUTION NO. _____

Introduced By Council Member _____

RESOLUTION APPROVING MODIFICATIONS TO THE SOUTH
HAYWARD BART STATION ACCESS AUTHORITY ACTION PLAN

WHEREAS, the City of Hayward (“City”) recognizes the benefits associated with managing parking and BART patron access issues at the South Hayward BART Station; and

WHEREAS, in order to facilitate the management of parking and access issues at the South Hayward BART Station, the City and the San Francisco Bay Area Rapid Transit District (“BART”) formed the South Hayward BART Station Access Authority (the “Authority”) pursuant to the Joint Exercise of Powers Act (California Government Code Section 65000 et seq.) through the execution of that certain Joint Exercise of Powers Agreement for the South Hayward BART Station Access Authority, dated as of September 1, 2011 (the “Original JPA Agreement”); and

WHEREAS, the Authority's activities include identifying, implementing, and financing solutions to parking and access issues at the South Hayward BART Station, and the Authority commissioned and received a parking and access study and developed an “Action Plan” to address parking and access issues, which was adopted by the City and BART, respectively; and

WHEREAS, in conducting the affairs of the Authority, City staff and BART staff have identified necessary modifications to the Action Plan and

WHEREAS, the modification of the Action Plan is exempt from CEQA pursuant to 14 California Code of Regulations 15301as a Class 1 exemption because it will result in minor alterations of existing public facilities, including streets and sidewalks which will result in negligible or no expansion of their current use.

NOW, THEREFORE, BE IT RESOLVED that the City Council, finds the above recitals true and correct and by this reference makes them a part hereof.

BE IT FURTHER RESOLVED, that the City Council hereby approves the modifications of the Action Plan as follows:

- a. The Authority’s parking charges and metrics for parking charge changes conform to those adopted by the BART Board of Directors on February 28, 2013, except for the minimum daily parking charge which shall be not less than \$1/day;
- b. Future modifications of parking charges and metrics for parking charge changes enacted by the BART Board of Directors be automatically incorporated in the Authority’s paid parking program, subject to ratification or rejection by the JPA Board;
- c. The JPA Board shall continue to be responsible to set rates within the parameters of these guidelines; and

- d. Changes to the South Hayward BART Transit Oriented Development Preferential Parking Program, as adopted by the City Council in Resolution No. 14-_____.

BE IT FURTHER RESOLVED that the City Council authorizes the Authority and the City to take all reasonable steps which may be necessary to implement, perform, and complete any activities contemplated in this resolution and the amended Action Plan, subject to any additional requirements which may be imposed by California law.

BE IT FURTHER RESOLVED that the City Council hereby directs the City Manager and City staff to perform and complete any activities contemplated in this resolution and the Action Plan, as amended, subject to any additional requirements which may be imposed by California law.

BE IT FURTHER RESOLVED, that the City Council hereby directs the City Manager to file a CEQA Notice of Exemption with the County Clerk of the County of Alameda pursuant to 14 California Code of Regulations Section 15062(c)(2).

BE IT FURTHER RESOLVED, that this Resolution shall take immediate effect upon its adoption.

IN COUNCIL, HAYWARD, CALIFORNIA, May 27, 2014

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney for the City of Hayward

DATE: May 27, 2014

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: Adoption of Ordinance Amending Chapter 10, Article 1 of the Hayward Municipal Code by Rezoning Certain Property in Connection with Zone Change Application No. PL-2013-0304 Relating to the Legacy Eden Shores Residential Development

RECOMMENDATION

That the City Council adopts the Ordinance introduced on May 20, 2014.

BACKGROUND

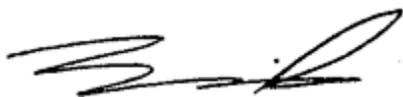
The Ordinance was introduced by Council Member Zermeño at the May 20, 2014 meeting of the City Council with the following vote:

AYES:	Council Members:	Zermeño, Jones, Halliday, Peixoto, Salinas, Mendall
NOES:	Mayor:	Sweeney
ABSENT:	Council Members:	None
ABSTAIN:	Council Members:	None

The summary of the Ordinance was published in the Hayward Daily Review on Saturday, May 24, 2014. Adoption at this time is therefore appropriate.

Prepared and Recommended by: Miriam Lens, City Clerk

Approved by:



Fran David, City Manager

Attachment: Attachment I Summary of Ordinance Published on 05/24/14

PUBLIC NOTICE OF AN INTRODUCTION OF ORDINANCE
BY THE CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 10, ARTICLE 1 OF THE HAYWARD
MUNICIPAL CODE BY REZONING CERTAIN PROPERTY IN CONNECTION
WITH ZONE CHANGE APPLICATION NO. PL-2013-0304 RELATING TO THE
LEGACY EDEN SHORES RESIDENTIAL DEVELOPMENT

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. Rezoning.

Article 1 of Chapter 10 of the Hayward Municipal Code is hereby amended to rezone the properties located at 2598 Eden Shores Boulevard and bounded by Hesperian Boulevard, Eden Shores Boulevard, Marina Drive and Eden Park Place (APNs: 456-0101-011-01, 456-0101-010-03, 456-0101-014-03, 456-0101-013-03 and 456-0101-012-00) from Medium Density Residential to Planned Development District.

Section 2. Severance.

Should any part of this ordinance be declared by a final decision by a court or tribunal of competent jurisdiction to be unconstitutional, invalid or beyond authority of the City, such decision shall not affect the validity of the remainder of this ordinance, which shall continue in full force and effect, provided the remainder of the ordinance, absent the excised portion, can be reasonable interpreted to give effect to intentions of the City Council.

Section 3. Effective Date.

This ordinance shall become effective immediately upon adoption.

Introduced at the meeting of the Hayward City Council held May 20, 2014, the above-entitled Ordinance was introduced by Council Member Zermeño.

This Ordinance will be considered for adoption at the regular meeting of the Hayward City Council, to be held on May 27, 2014, at 7:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this Ordinance is available for examination by the public in the Office of the City Clerk.

Dated: May 24, 2014
Miriam Lens, City Clerk
City of Hayward