

**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 06/22/04

AGENDA ITEM 13

WORK SESSION ITEM \_\_\_\_\_

**TO:** Mayor and City Council

**FROM:** City Manager

**SUBJECT:** Approval and Appropriation of the Operating and Capital Budgets for the Fiscal Year 2004-2005; Approval and Appropriation of the 2004-2005 Redevelopment Agency Budget; Approval of the 2004-2005 Master Fee Schedule; and Approval of the 2004-2005 Gann Appropriation Limit

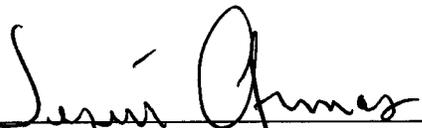
**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolutions:

1. Approving the 2004-2005 Operating and Hayward Redevelopment Agency budgets; and
2. Amending the Master Fee Schedule to include modifications reflected in the 2004-2005 Operating Budget; and
3. Approving the 2004-2005 Capital Improvement Program; and
4. Establishing the 2004-2005 Gann Appropriation Limit

**BACKGROUND:**

At its meeting on June 8, 2004, the City Council held a public hearing on the 2004-2005 Recommended Operating and Capital budgets, the 2004-2005 Redevelopment Agency Budget, the 2004-2005 Master Fee Schedule, the 2004-2005 Gann Appropriation Limit, and the 2004-05 Community Promotion Program. A copy of the Master Fee Schedule is on file in the City Clerk's Office. Following public testimony, Council directed staff to prepare the necessary budget resolutions to implement Council budget decisions for Council consideration and formal action on June 22, 2004. As a result of Council direction on June 8, two counselor positions and one gang officer position have been restored. In addition, the Animal Control Volunteer Coordinator is now shown as frozen, rather than eliminated. Approval of the accompanying resolutions is therefore recommended.

  
\_\_\_\_\_  
Jesús Armas, City Manager

Attachments: Resolutions

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. 04-

Introduced by Council Member \_\_\_\_

RESOLUTION APPROVING THE BUDGET OF THE CITY OF  
HAYWARD FOR FISCAL YEAR 2004-2005; ADOPTING  
APPROPRIATIONS FOR FISCAL YEAR 2004-2005

WHEREAS, the City Manager has submitted to the City Council of the City of Hayward estimates of revenues from all sources and estimates of expenditures required for the proper conduct of the activities of the City of Hayward for fiscal year 2004-2005 contained in those documents entitled "City of Hayward 2004-2005 Recommended Budget," with adjustments to the Recommended Budget as approved at the June 8, 2004 Public Hearing Council Meeting, and 2004-2005 Capital Improvement Program; and

WHEREAS, a public hearing was held by the City Council of the City of Hayward, at which time all interested persons were afforded an opportunity to be heard on matters pertaining to the budget recommended by the City Manager.

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

1. That the budget for fiscal year 2004-2005 presented by the City Manager in the documents entitled "City of Hayward 2004-2005 Recommended Budget," with adjustments to the Recommended Budget as outlined in the June 8, 2004 Public Hearing Budget Report are hereby approved and adopted as the budget of the City of Hayward for fiscal year 2004-2005. Copies of the budget documents and the staff reports presented by the City Manager are on file in the office of the City Clerk and are hereby referred to, incorporated herein, and made a part of this resolution as though set forth in full.
2. That except as may be otherwise provided, any and all expenditures relating to the objectives described in the budget are hereby approved and authorized and payments therefore may be made by the Director of Finance without further action of Council.
3. That for the purposes of determining whether the City Manager is authorized to execute a contract for a commodity or service pursuant to City Charter section 701 subsection 8, the City Manager shall have the authority to expend such funds and enter into and execute any and all contracts and documents necessary to carry out the objectives of the Council's appropriations as set forth in this budget.

4. The City Manager shall have the authority to bind and prepay all coverage and to negotiate and execute all documents necessary to obtain the insurance, third party administration services, loss fund stabilization and defense of claims budgeted for in the Liability Insurance Fund.
5. The City Manager is also authorized to enter into an Amended Repayment Agreement with the Redevelopment Agency in substantially the same form as the Amended Repayment Agreement on file in the office of the City Clerk, together with such additional changes approved by the City Manager and the City Attorney. Such Amended Repayment Agreement consolidates the provisions of the Repayment Agreement executed on September 23, 1975, as amended through the tenth amendment thereto, and also provides for the repayment of additional expenses incurred by the City of Hayward from tax increment revenues, based on the findings and provisions contained in the Amended Repayment Agreement.
6. That pursuant to the provisions of §5.2.09 of the City's Solid Waste and Recycling Services Franchise Agreement with Waste Management of Alameda County, Inc., the franchise fee due to the City of Hayward shall be adjusted from 10 percent to 12.5 percent. Such adjustment shall be reflected in the rates that Waste Management is allowed to charge and collect from customers in accordance with the Franchise Agreement.
7. The following amounts are hereby appropriated for expenditure:

**I. OPERATING EXPENDITURE APPROPRIATIONS**

**GENERAL FUND:**

Mayor and Council Department	470,431
City Manager Department	3,915,410
City Attorney Department	891,314
City Clerk Department	422,502
Human Resources Department	2,202,885
Finance Department	5,227,856
Police Department	39,429,594
Fire Department	20,141,312
Public Works Department	6,667,856
Library Department	3,574,216
Community and Economic Development Department	5,504,312
Non-Departmental	<u>585,099</u>
	89,032,787

**OTHER FUNDS:**

Recycling Fund – New	30,855
Recycling Fund	698,509
Community Development Block Grant	3,283,483

Small Business Econ Dev Rev Loan Program	351,841
Home Loan Fund	32,000
Measure B – Paratransit Fund	674,304
Housing Mortgage Bond Fund	137,801
Downtown Business Improvement	87,286
Narcotic Asset Seizure	30,000
Certificates of Participation	2,325,693
Street Lighting Fund	252,788
Low and Moderate Housing Fund	379,811
Low and Moderate Homeownership Loans	200,000
Special Assessment Districts	1,056,151
Stormwater Maintenance and Operation Fund	2,052,607
Wasterwater Maintenance and Operation Fund	15,178,636
Water Maintenance and Operation Fund	21,701,375
HPFA Water Revenue Bonds	533,300
HPFA Retrofit COPs	549,299
Airport Operations Fund	2,025,762
Centennial Hall Maintenance and Operation Fund	617,985
Worker’s Compensation Fund	4,106,178
Liability Insurance Fund	1,624,067
Equipment Management Fund	4,563,563
Consolidated LLD 96-1, Zone 6	7,648
Consolidated LLD 96-1, Zone 1	3,637
Consolidated LLD 96-1, Zone 2	5,680
Consolidated LLD 96-1, Zone 3	31,575
Consolidated LLD 96-1, Zone 4	14,951
Consolidated LLD 96-1, Zone 5	2,680
Comm Facility District #! - Trustee	<u>613,440</u>
	63,172,905

**TOTAL ALL FUNDS: 152,205,692**

8. The Director of Finance is hereby authorized to transfer the following amounts from one fund to another as indicated below at such time as he may determine, giving consideration to the intended purposes for which the transfers are made and available balances in each of the funds.

**II. FUND TRANSFERS**

FROM GENERAL FUND TO:

Liability Fund - Liability Insurance Allocation	1,388,300
Centennial Hall Maintenance and Operation Fund	391,136
Transportation System Improvement Capital Transfer	200,000
Street Lighting Fund Capital Transfer	20,000
HPFA Retrofit COPs – 97 Refund CIP	549,299

Certificates of Participation – D/S Abag 2001-02 (Abag 33)	89,779
Certificates of Participation – D/S New City Hall	2,231,914
FROM SPECIAL GAS TAX TO:	
General Fund – Street & Signal Maintenance	1,264,000
FROM RECYCLING FUND TO:	
General Fund - Cost Allocation	40,000
Liability Insurance Fund - Liability Insurance Allocation	4,636
FROM COMMUNITY DEVELOPMENT BLOCK GRANT FUND TO:	
Liability Insurance Fund - Liability Insurance Allocation	10,817
FROM HOUSING MORTGAGE BOND FUND TO:	
Liability Insurance Fund - Liability Insurance Allocation	1,545
FROM CITIZEN’S OPTION FOR PUBLIC SAFETY FUND TO:	
General Fund – Citizen’s Option for Public Safety Expenditures	215,550
FROM LOCAL LAW ENFORCEMENT BLOCK GRANT TO:	
General Fund – Local Law Enforcement Block Grant Expenditures	160,969
FROM LOW & MODERATE HOUSING FUND TO:	
General Fund – Cost Allocation	60,000
FROM STORMWATER MAINTENANCE AND OPERATIONS FUND TO:	
General Fund - Cost Allocation	180,000
Liability Fund - Liability Insurance Allocation	18,589
FROM SEWER REVENUE TO:	
General Fund - Cost Allocation	750,000
Sewer Replacement Fund - Capital Reserve to Sewer	1,000,000
Wastewater Treatment Plant Replacement	
- Capital Reserves Wastewater Treatment Plant Replacement	2,000,000
Sewer Improvement Fund	
-Connection Fee Transfer to Sewer Improvement	1,400,000

FROM SEWER IMPROVEMENT FUND TO:

Sewer Revenue Fund	
-D/S ABAG 2001-02(ABAG XXIV)	84,989
-D/S 04 Sewer System Revenue Bonds	1,000,000

FROM WASTEWATER REVENUE & OPERATION FUND TO:

Liability Fund - Liability Insurance Allocation	188,231
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FROM WASTEWATER TREATMENT PLANT REPLACEMENT TO:

Sewer Revenue Fund - D/S 96 Sewer Refunding/Replacement	458,970
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FROM WATER MAINTENANCE & OPERATION FUND TO:

General Fund - Cost Allocation	1,000,000
Liability Fund - Liability Insurance Allocation	172,744
Water Replacement Fund - Capital Reserves to Water	2,000,000

FROM WATER IMPROVEMENT FUND TO:

Water Maintenance & Operation Fund	
-D/S ABAG 2001-02(ABAG XXIV)	84,989
-D/S 01 Water System Transfer	90,760
-D/S 04 Water System Transfer	169,912
-\$1.8 Payment, Water Maintenance & Operation	900,000
HPFA Water Revenue Bonds	
-D/S TO 1996 HPFA Revenue Bonds	319,980

FROM WATER REPLACEMENT TO:

HPFA Water Revenue Bonds	
-D/S TO 1996 HPFA Revenue Bonds	213,320

FROM AIRPORT OPERATIONS FUND TO:

General Fund - Cost Allocation	180,000
Liability Fund - Liability Insurance Allocation	37,568
Airport Capital Improvement Fund	
-Capital Reserves to Airport Capital	1,200,000
Water Maintenance & Operation Fund	
-Misc Transfer to Water Maintenance	206,704

FROM CENTENNIAL HALL MAINTENANCE & OPERATIONS TO:

General Fund - Cost Allocation	100,000
Liability Fund - Liability Insurance Allocation	11,573

FROM WORKER'S COMPENSATION FUND TO:

General Fund - Cost Allocation	119,000
Liability Fund - Liability Insurance Allocation	3,091

FROM LIABILITY INSURANCE FUND TO:

General Fund - Cost Allocation	335,000
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FROM EQUIPMENT MANAGEMENT FUND TO:

General Fund - Cost Allocation	135,000
Liability Fund - Liability Insurance Allocation	36,792

9. There are hereby appropriated the following amounts to Reserves and Designations of Fund Balances, which the Director of Finance shall enter upon the records and reflect in the financial statement of the City:

RESERVES AND DESIGNATIONS

FUND	PURPOSE	AMOUNT
RESERVED		
General	Encumbrances	1,147,000
	Inventory	119,828
	Advances	<u>1,336,000</u>
		2,602,828
DESIGNATIONS		
General	Economic Uncertainty	7,000,000
	Liquidity Reserve	3,500,000
	Public Safety Radio System	2,250,000
	Hotel/Conference Center	1,250,000
	Undesignated	<u>1,923,418</u>
	15,923,418	

In addition to the above-specified amounts, the balances in each fund that are not otherwise appropriated are hereby appropriated to Contingency Reserves in those funds. Expenditures from Reserves or Designated Fund Balances shall require the approval of the City Council.

10. Any monies received during fiscal year 2004-2005 as a consequence of a grant application approved by the City Council are hereby appropriated for the purposes for which the grant has been approved. Such appropriation includes authorization for the City Manager to expend such monies and for the Finance Director to make payments therefore in accordance with the terms and conditions and for the purposes of the grant.
11. The Director of Finance is hereby authorized and directed to distribute the above appropriations, transfers, and reserves to the various accounts of the City in accordance with generally accepted accounting principles and consistent with the purposes and objectives as outlined in the approved budget.
12. Any contract for professional service included in the annual budget that will cost more than \$25,000 shall be executed by the City Manager only upon approval of the contract by the City Council given at a meeting of the City Council.
13. The Finance Director is directed to comply with GASB 31 (Unrealized investment gains and losses) and is authorized to make such entries as are required to the City's financial records. In addition, the Finance Director is authorized to make such changes to the budget as are required by GASB 31.
14. The 2003-2004 appropriations and budget resolutions are hereby amended to reflect actual expenditures for fiscal year 2003-2004.
15. The City Manager is hereby authorized to enter into a revolving loan Credit Agreement with Bank of the West in a form, which is satisfactory to the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2004

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

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. 04-

Introduced by Council Member \_\_\_\_\_

**RESOLUTION APPROVING CAPITAL IMPROVEMENT  
PROJECTS FOR FISCAL YEAR**

WHEREAS, the City Manager has submitted to the City Council of the City of Hayward estimates of revenues from all sources and estimates of expenditures required for the proper conduct of the activities of the City of Hayward for fiscal year 2004-2005 contained in those documents entitled "City of Hayward 2004-2005 Recommended Budget" and "Five Year Capital Improvement Program 2004/05-2008/09"; and

WHEREAS, a public hearing was held by the City Council of the City of Hayward, at which time all interested persons were afforded an opportunity to be heard on matters pertaining to the Capital Improvement Program budget recommended by the City Manager; and

WHEREAS, by Resolution No.04-\_\_\_\_\_, dated June \_\_\_\_, 2004, the City Council adopted the budget and appropriated funds for operating expenses for 2004-2005.

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

1. That the Capital Improvement Projects for 2004-05, as embodied in the Capital Improvement Program 2004/05 - 2008/09 document, are hereby adopted as the Capital Improvement Program for the fiscal years 2004-05. Copies of the budget documents and the staff reports presented by the City Manager are on file in the office of the City Clerk and are hereby referred to, incorporated herein, and made a part of this resolution as though set forth in full.
2. That except as may be otherwise provided, any and all expenditures relating to the objectives described in the Capital Improvement Program budget are hereby approved and authorized and payments therefore may be made by the Director of Finance without further action of Council.
3. That for the purposes of determining whether the City Manager is authorized to execute a contract for a commodity or service pursuant to City Charter section 701 subsection 8, the City Manager shall have the authority to expend

such funds and enter into and execute any and all contracts and documents necessary to carry out the objectives of the Council's appropriations as set forth in this Capital Improvement Program budget.

4. The following are hereby approved for expenditure:

**I. CAPITAL PROJECTS EXPENDITURE APPROPRIATIONS**

Gas Tax Fund (210)	1,696,000
Measure B Tax Fund [Local Transportation] (211)	1,400,000
Measure B Tax Fund [Pedestrian & Bicycle] (212)	963,000
Capital Improvement Fund (410)	1,075,000
Street System Improvement Fund (413)	3,966,000
Transportation System Improvement Fund (420)	559,000
Street Lighting Fund (422)	70,000
Route 238 Fund (430)	70,000
Sewer Improvement Fund (613)	14,634,000
Sewer Replacement Fund (614)	1,563,000
Wastewater Treatment Plant Replacement Fund (616)	778,000
Water Improvement Fund (622)	8,439,000
Water Replacement Fund (623)	1,719,000
Regional Water Intertie Capital (627)	13,550,000
Airport Capital Fund (632)	7,293,000
<b>TOTAL: ALL CAPITAL FUNDS</b>	<b>57,775,000</b>

5. The Director of Finance is hereby authorized to transfer the following amounts from one fund to another as indicated below at such time as he may determine, giving consideration to the intended purposes for which the transfers are made and available balances in each of the funds.

**II. FUND TRANSFERS**

FROM FUND:	TO FUND:	AMOUNT:
Gas Tax (210)	General (100)	1,264,000
Measure B Tax (211)	Street System Imp. (413)	85,000
Route 238 (430)	Street System Imp. (413)	240,000
General (100)	Transportation Imp. (420)	200,000
General (100)	Street Lighting (422)	20,000
Sewer Op. (611)	Sewer Replace (614)	1,000,000
Sewer Op. (611)	WPCF Replace (616)	2,000,000
Water Op. (621)	Water Replace (623)	2,000,000
Airport Op. (631)	Airport Capital (632)	1,200,000

In order to provide for completion of work on projects previously authorized but not completed as of June 30, 2003, in addition to the above appropriations for capital expenditures, appropriation balances remaining as of June 30, 2003, for capital projects previously authorized but uncompleted, are hereby appropriated for expenditure in fiscal year 2004-05.

6. Any monies received during fiscal year 2004-05 as a consequence of a grant application approved by the City Council are hereby appropriated for the purposes for which the grant has been approved. Such appropriation includes authorization for the City Manager to expend such monies and for the Finance Director to make payments therefore in accordance with the terms and conditions and for the purposes of the grant.
7. The Director of Finance is hereby authorized and directed to distribute the above appropriations to the various accounts of the City in accordance with generally accepted accounting practices and consistent with the purposes and objectives as outlined in the approved budget.
8. The budget for capital projects for fiscal year 2004-2005, as contained in the document entitled "Five Year Capital Improvement Program 2004-05 through 2008-09," is hereby approved.
9. Any contract for professional service included in the annual budget that will cost more than \$25,000 shall be executed by the City Manager only upon approval of the contract by the City Council given at a meeting of the City Council.

IN COUNCIL, HAYWARD, CALIFORNIA June, 2004

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

**DRAFT**

**REDEVELOPMENT AGENCY OF THE CITY OF HAYWARD**

**RESOLUTION NO. RA- 04**

**Introduced by Agency Members**

**RESOLUTION APPROVING THE BUDGET OF THE  
REDEVELOPMENT AGENCY OF THE CITY OF  
HAYWARD AND ADOPTING APPROPRIATIONS  
FOR FISCAL YEAR 2004-2005**

WHEREAS, the Executive Director has submitted to the Redevelopment Agency of the City of Hayward estimates of revenue from all sources and estimates of expenditures required for the proper conduct of the activities of the Redevelopment Agency of the City of Hayward for fiscal year 2004-2005; and

WHEREAS, a public hearing was held by the Redevelopment Agency of the City of Hayward, at which time all interested persons were afforded an opportunity to be heard on matters pertaining to the recommended budget.

NOW, THEREFORE, BE IT RESOLVED by the Redevelopment Agency of the City of Hayward that:

1. The budget presented by the Executive Director is hereby approved and adopted as the budget of the Redevelopment Agency of the City of Hayward for fiscal year 2004-2005. The budget presented by the Executive Director and approved by this resolution appears on pages 123-134, of the document entitled "City of Hayward 2004-2005 Recommended Budget," with adjustments as outlined in the June 8, 2004 Budget Council Work Session Report, " which is hereby referred to, incorporated herein, and made a part of this resolution as though set forth in full.
2. The Executive Director is also authorized to enter into an Amended Repayment Agreement is substantially the same form as the Amended Repayment Agreement on file in the office of the Secretary, together with such additional changes approved by the Executive Director and the General Counsel. Such Amended Repayment Agreement consolidates the provisions of the Repayment Agreement executed on September 23, 1975, as amended through the tenth amendment thereto and also provides for the repayment of additional expenses incurred by the City of Hayward based on the findings therein contained.

3. The following amounts are hereby appropriated for expenditure:

**I. Hayward Redevelopment Agency Fund**

REVENUES

Property Taxes	5,600,800
Interest Income	61,000
Other Revenue	<u>150,000</u>
	5,811,800

TOTAL FUNDS AVAILABLE

EXPENDITURES

Hayward Redevelopment Agency	2,352,424
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TRANSFERS TO OTHER FUNDS

General Fund--Cost Allocation	425,000
Liability Insurance	6,181
Debt Service--Tax Allocation Bonds	1,602,795
Downtown Business Improvement	35,000
Debt Service - Worker's Compensation	216,173
Debt Service - Sewer Fund Loan	861,056
Debt Service - Sidewalk Assessment District	184,291
Debt Service - Low & Moderate Housing Fund Payback	<u>109,485</u>
SUBTOTAL	3,439,981

TOTAL

EXPENDITURES & TRANSFERS	5,792,405
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**II. Hayward Redevelopment Agency Debt Service Fund**

EXPENDITURES	2,876,815
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TOTAL

EXPENDITURES & TRANSFERS	2,876,815
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**III. Low and Moderate Housing Fund**

REVENUES

Property Tax	1,400,200
Interest Income	40,000
Other Revenue	50,000
<b>TOTAL FUNDS AVAILABLE</b>	<b>1,490,200</b>
<b>EXPENDITURES</b>	
Low & Mod Housing Fund	579,811
<b>TRANSFERS TO OTHER FUNDS</b>	
General Fund - Cost Allocation	60,000
<b>TOTAL</b>	
<b>EXPENDITURES &amp; TRANSFERS</b>	<b>639,811</b>

4. Any and all expenditures relating to the objectives described in the budget are hereby approved and authorized and payments therefore may be made by the Treasurer.
5. Except as limited in paragraph 6 of this resolution, the Executive Director is authorized without further action from Council to enter into a contract or agreement for any commodity or service included in the annual budget of the Redevelopment Agency.
6. For the purposes of determining whether the Executive Director has the authority to execute a contract for a commodity or service pursuant to section 4 above, the Executive Director shall have the authority to expend such funds and enter into and execute any and all contracts and documents necessary to carry out the objectives of the Agency's appropriations as set forth in this budget.
7. Any contract for professional service included in the annual budget that will cost more than \$25,000 shall be executed by the Executive Director only upon approval of the contract by the Redevelopment Agency Board given at a meeting of the Redevelopment Agency.
8. The 2003-2004 appropriations and budget resolutions are hereby amended to reflect actual expenditures for fiscal year 2003-2004.

HAYWARD, CALIFORNIA \_\_\_\_\_, 2004

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: \_\_\_\_\_  
Secretary of the Redevelopment Agency  
of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
General Counsel

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO 04-

Introduced by Council Member \_

**RESOLUTION ADOPTING A REVISED MASTER FEE  
SCHEDULE RELATING TO FEES AND CHARGES FOR  
DEPARTMENTS IN THE CITY OF HAYWARD AND  
RESCINDING RESOLUTION NO. 03-092 AND ALL  
AMENDMENTS THERETO**

WHEREAS, section 15273 of the California Environmental Quality Act Guidelines states that CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, and other charges by public agencies which the public agency finds are for the purpose of:

1. Meeting operating expenses, including employee wage rates and fringe benefits;
2. Purchasing or leasing supplies, equipment, or materials;
3. Meeting financial reserve needs and requirements;
4. Obtaining funds necessary for capital projects necessary to maintain service within existing service areas; or
5. Obtaining funds necessary to maintain intra-city transfers as are authorized by City Charter; and

WHEREAS, the City Council finds and determines that this action is exempt from CEQA based on the foregoing provisions.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby adopts a revised Master Fee Schedule relating to fees and charges for all departments of the City of Hayward, a copy of which is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that if any provision of this Master Fee Schedule is deemed to be invalid or beyond the authority of the City of Hayward, either on its face or as applied, the invalidity of such provision shall not affect the other provisions of this Master Fee Schedule, and the applications thereof; and to that end the provisions of this Master Fee Schedule shall be deemed severable.

BE IT FURTHER RESOLVED that Resolution No. 03-092, and all amendments thereto are hereby rescinded.

BE IT FURTHER RESOLVED that this resolution shall become effective as of July 1, 2004.

IN COUNCIL, HAYWARD, CALIFORNIA June, 2004

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

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. 04-

Introduced by Council Member \_\_\_\_\_

RESOLUTION ESTABLISHING THE APPROPRIATION  
LIMIT FOR FISCAL YEAR 2004-2005

WHEREAS, by Resolutions Nos. 04-\_\_\_\_\_ and 04-\_\_\_\_\_, the City Council approved the budgets and appropriated funds for operating expenses and capital projects for fiscal year 2004-2005.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the appropriations limit for fiscal year 2003-2004 is hereby amended as \$167,042,568. In accordance with the requirements of state law regarding the appropriations limit, the annual adjustment factors for 2003-2004 are hereby selected as follows: For change in population, the factor shall be the County of Alameda population growth factor and for the change in the cost of living, the factor shall be the California per capita income factor. When adopted, the vote on this resolution shall constitute the recorded vote of the City Council for purposes of complying with the applicable procedural requirement of state law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the appropriations limit for fiscal year 2004-2005 is hereby established as \$173,764,360. In accordance with the requirements of state law regarding the appropriations limit, the annual adjustment factors for 2004-2005 are hereby selected as follows: For change in population, the factor shall be the County of Alameda population growth factor and for the change in the cost of living, the factor shall be the California per capita income factor. When adopted, the vote on this resolution shall constitute the recorded vote of the City Council for purposes of complying with the applicable procedural requirement of state law.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2004

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

**DRAFT**

HAYWARD CITY COUNCIL

RESOLUTION NO. \_\_\_\_\_

Introduced by Council Member \_\_\_\_\_

**RESOLUTION APPROVING COMMUNITY PROMOTIONS  
PROGRAM ACTIVITY ALLOCATIONS FOR FISCAL YEAR  
2004-05**

BE IT RESOLVED by the City Council of the City of Hayward that the Community Promotions Program Funding requests in the agenda report presented to the City Council on June 8, 2004, are hereby approved and that City funding for community promotion activities for fiscal year 2004-05 be provided as set forth in the June 8, 2004 report, Attachment "D" in the amount of \$150,000.

BE IT FURTHER RESOLVED that the City Manager is authorized to execute all documents necessary to carry out the community promotion activities approved by this resolution.

IN COUNCIL, HAYWARD, CALIFORNIA, June 22, 2004

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:  
MAYOR:

NOES: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ATTEST: \_\_\_\_\_  
City Clerk of the City of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward