

**SPECIAL CITY COUNCIL
MEETING**

G

DDECEMBER 12, 20233

**DOCUMENTS RECEIVED AFTER
PUBLISHED AGENDA**

Agenda Q&A Log

AGENDA QUESTIONS & ANSWERS

MEETING DATE: December 12, 2023

Consent Item [CONS 23-654](#)

Adopt a Resolution Authorizing the City Manager to Apply for a United States Environmental Protection Agency (EPA) Water Infrastructure Finance and Innovation Act (WIFIA) Loan for the Water Pollution Control Facility (WPCF) Improvements - Phase II Project No. 07760 RECOMMENDATION

Do we know if the research on PFAS and SBS restrictions being reduced will impact the work around Nutrient levels will have an impact to the cost of construction in the future?

The short answer is no, research on PFAS and SBS restrictions will not have any impacts on the work around Nutrient levels or the cost of construction projects relating to nutrient reduction.

Early July 2024, the California State Water Board is planning to issue the Third Watershed Permit for the 37 POTWs that discharge to the San Francisco Bay. This new permit will contain provisions that will require wastewater agencies to reduce the total pounds of nutrients that are being discharged to the bay. Hayward's project is going to be focused on biologically removing the naturally occurring nutrients (primarily nitrogen) that help to promote organics growth. PFAS, a manufactured chemical, is made up of long carbon chains that are not broken down easily or naturally by the environment. To date, the research that has/is being done regarding PFAS and wastewater treatment plants has shown that the treatment facilities receive relatively low concentrations of PFAS in the waste stream. Current thinking is that the most cost-effective way to solve the problem will be done through new regulations banning PFAS and all related chemicals, as well as, by source control, such as our own Water Pollution Source Control, issuing permits that reduce/prevent it from being discharged into the sewers.

As to the SBS, in the final step of wastewater treatment, Chlorine is added to ensure that all pathogens are killed prior to discharge to receiving waters. However, in order to protect the environment, Sodium Bisulfite (SBS), a chemical used to remove chlorine from water, is added to remove all remaining chlorine before it gets to the receiving waters. Chlorine residuals, if discharged at certain levels, can be toxic to fish and other marine species. Unfortunately, the only way to prove to the State Water Resource Control Board that there was zero parts per million chlorine residuals prior to discharge, was to overdose with SBS. After years

	<p>of testing, new regulations were adopted that reduce the amount of SBS a wastewater treatment plant has to use because it was proven that wastewater treatment plants were unnecessarily overdosing their effluent. Sodium Bisulfite in the wastewater effluent does not play a role in nutrient reduction.</p>
<p>Consent Item CONS 23-657</p> <p>Adopt a Resolution Authorizing the City Manager to Accept and Appropriate \$515,000 in Awarded Transportation Fund for Clean Air Funding from the Alameda County Transportation Commission for the Winton Avenue/D Street and Tennyson Road Corridors Signal Timing Project for Construction of Traffic Signal Infrastructure and Implementation of Adaptive Signal Timing RECOMMENDATION</p>	
<p>How can we leverage this project to make improvements off the Tennyson exit. Yes, Caltrans is responsible but how can we make improvements for bikes, pedestrians, and vehicles on the road exiting 880?</p>	<p>The TFCA projects were approved by the BAAQMD and ACTC and the scope cannot be changed. This project ranked high when it comes to removing emissions per a dollar spent and will provide much needed upgrades to the City's traffic signal infrastructure and communications. For the Tennyson corridor specifically, the improvements of this project will benefit the signal timing and operations, including the traffic signal at Patrick Ave near the I-880 interchange. This will reduce congestion and queues encountered for vehicles entering and exiting the I-880 interchange. The dynamically optimized signal timing technology will also benefit pedestrians because during times of lower traffic volume, pedestrians will not have to wait as long to cross the intersection. The TFCA funding is available as an annual program and staff will look to incorporating bicycle and pedestrian improvements in future applications.</p> <p>Outside of the TFCA project, staff will investigate if there are other available sources of funding to use in cooperation with Caltrans to make the requested improvement.</p>

Public Comments

From: Alejandro Jasso <alex@bikehayward.org>

Sent: Tuesday, December 12, 2023 5:33 PM

To: List-Mayor-Council <List-Mayor-Council@hayward-ca.gov>

Cc: organizing-committee@bikehayward.org; robert@bikeeastbay.org; dani.lanis@bikeeastbay.org

Subject: 2023-12-12 Hayward City Council project (1587.003): Keep East Bay Greenway on Mission Blvd

Dear City Council,

My name is Alejandro Jasso. I'm the president of the local advocacy group Bike Hayward, and board vice Chair of Bike East Bay. And I also live a block away from Mission Blvd between Harder Rd and Carlos Bee.

I would like to express the deep concerns of our Hayward and East Bay biking community on the proposed realignment of the East Bay Greenway between Hayward BART and South Hayward BART stations, and the lack of public outreach on this major change that impacts a rapidly growing part of Hayward that currently doesn't have any bike infrastructure.

The realignment to Whitman St was conditionally approved last week by the Alameda CTC Commission.

1. that the new realignment includes physically separated or protected bike lanes, class IV or better
2. that the City of Hayward creates an Active Transportation Working Group to continue the studies of the East Bay Greenway routes

The approved alignment along Whitman St. is unlikely to fit Class IV bike lanes, especially along Silva St, even if the one-sided parking is removed. Due to this condition along with a list of concerns that we have with this realignment as detailed in our blog post, we want to urge the city to preserve the alignment as proposed in October 2022 along Mission Blvd instead of further delaying the project which has seen 7 realignments in Hayward over a 2 year period, while the rest of the East Bay Greenway continues to move forward in other cities and the unincorporated areas.

The proposed Whitman St alignment still allocates some funds for pedestrian improvements on Mission Blvd, with some extremely important caveats: it no longer considers bike lanes, the narrowing of car lanes, nor the removal of the excess 3rd lanes in each direction between Carlos Bee & Fletcher Ln. While pedestrian safety measures are undoubtedly important, the exclusive focus on these less impactful improvements raises questions about the efficacy of the East Bay Greenway project in Hayward and the inefficient use of our tax dollars raised through Measure BB.

While advocating to maintain the East Bay Greenway alignment on Mission Blvd, we remain open to proposed safety enhancements on Whitman St. Our position is not opposed to these improvements. However, we believe that allocating the East Bay Greenway funds to Mission Blvd would be more effective, given the pressing need for a substantial investment in order to make significant safety improvements to tackle its speeding problems. This urgency is underscored by frequent and fatal car crashes, with a fatal incident as recent as September 6th involving my friend's father & local bike advocate, Chris Peña, who got hit and killed while cycling home from the Hayward BART station.

Regarding the improvements for Whitman St, we believe that alternative funding sources could be explored to implement safety measures on Whitman St., with potential options such as leveraging Safe Routes to School Program grants. Bike East Bay and Bike Hayward wrote letters of support for the CARB Active Transportation Grant, which was submitted by City of Hayward staff and holds the potential to secure an additional \$1.7 million in funds for Safe Routes To School (SR2S) Infrastructure Projects.

Additionally, the Whitman St alignment does not properly serve the residents of Hayward living east of the BART & railway tracks due to the notable lack of convenient access points to reach Whitman St. between Jackson St and Tennyson Rd. While Whitman St already serves as a bike route with some bike lane infrastructure and low car volumes, residents living or working east of the BART tracks are forced to navigate Mission Blvd as it is the only viable route to get around this part of Hayward.

The realignment also ignores the housing boom that this section Mission Blvd is seeing and the ever growing need for alternatives to driving.

We have written [a blog post](#) outlining these and other concerns with the proposed realignment of the East Bay Greenway from Mission Blvd to Whitman St. We also started [a petition on Change.org](#) to urge City of Hayward and Alameda CTC officials to keep the East Bay Greenway on Mission Blvd, which has already reached close to 400 signatures in just one week.

Keep East Bay Greenway on Mission Blvd to build crucial protected bike lanes

Started December 5, 2023
Petition to Alameda CTC Commission

Why this petition matters

Started by [Alejandro Jasso](#)

Note: this post is easier to read on [our Medium blog post](#).

Introduction
The [East Bay Greenway](#), a 16-mile active transportation project by Alameda County Transportation Commission

393 Signatures / 500 Next Goal

384 people signed this week

Share on Facebook

Send an email to friends

Send a message via WhatsApp

Tweet to your followers

Copy link

We urge you to carefully consider the information presented in our blog post and support the retention of the Mission Blvd alignment.

Thank you for your attention to this matter, and I trust that you will make the decision that best serves the interests of our community.

Sincerely,



Eden Area Interfaith Council

December 12, 2023

Mayor and City Council

List-Mayor-Council@hayward-ca.gov

Honorable Hayward City Council,

Thank you for the opportunity to work with you in this time.

Eden Area Interfaith Council (EAIC) member faith groups represent a broad spectrum of religions practiced in the Eden Area, including in the City of Hayward. Hayward residents worship in congregations located in and near Hayward. We understand that the Hayward City Council is elected to represent and work for the good of all residents of the City of Hayward.

In this spirit, the EAIC supports and encourages the Hayward City Council to work with us to learn how the current violence in Israel and Palestine affects local people of faith as well as Israeli and Palestinian Americans who have connections to people living in those places. It is also important to hear directly from Jews, Muslims, and other People from many ethnic backgrounds about prejudice and hate they may be experiencing in Hayward. Finally, it is important to understand how Hayward residents may experience prejudice and hate because of perceived religious or ethnic identities.

The conflagration in the Middle East brings up many moral issues, which faith communities are grappling with. Valuing peace and justice, treasuring human life and dignity are common threads throughout all faiths. As such, we share the grief and frustration regarding events in the Middle East expressed during the December 5th City Council meeting. We mourn the losses of all human beings as if they were personal losses. Given the history of the region, we are also aware that there are not easy answers to bringing lasting peace to the region.

The current Middle East conflict is also a political issue, and affects U.S. politics. The Hayward City Council is an elected political body that is informed by the moral and ethical perspectives of Hayward residents. Because Council Members are elected to represent all Hayward City residents, it is advantageous for you to be informed about the spectrum of perspectives from different faith communities in Hayward. We understand that the City Council does not make statements about international events. The City Council can learn from faith communities how local political actions may reflect moral and ethical values of Hayward residents. You may also identify opportunities to consult and work with other elected officials representing the Hayward area, not only infusing these perspectives into policies beyond Hayward, but also leveraging your position to help local residents to further these values. The City Council is also in a position to work with elected representatives at different levels of government toward specific policy and legislative actions that are in keeping with the perspectives of Hayward residents.

As such, we respectfully invite the Hayward City Council to:

- Affirm the value of human life and stand in solidarity with the diverse communities in Hayward. Promote constructive dialogue as a way of reaching understanding that can lead to peace and justice in our communities. Such a stand is consistent with the Council's existing Commitment to being an Equitable, Inclusive, and Compassionate Community and to holding no room for racism. When we recognize the suffering, injustices and losses of all human beings, we express solidarity and build truly inclusive communities.
- Utilize the network and experience of EAIC to engage with faith communities of many ethnic backgrounds to learn about their perspectives. Please understand that no one person can represent the experience of everyone who identifies with that faith or culture. Similarly, there is seldom a singular perspective on any given issue in any faith or culture. However, by speaking with the representatives in our network, we can help you gain insight into the nuances of the current conflict as well as others that will arise in the future.
- Understand that the dynamics of this conflict may inspire intimidation and/or violence in Hayward that are or feel like hate crimes. As such, we ask you to hear from all those who are affected and to share the existing City resources available related to hate crimes, safety for faith congregations in Hayward, and mental health resources. We can be a resource for these dialogues and help with distribution of information.
- As individuals, engage other elected officials at the various levels of government to advocate for morally congruent policies and political decisions. As individuals, utilize your power of convening and communication to ensure that the values held by your constituents are reflected in the policies enacted with local tax dollars.

We stand ready to assist the Council not only in this divisive time, but also at any time. We are happy to share what we have learned in working together with our diverse perspectives. These are the suggestions we've been able to develop in the past week. We are open to developing others in response to additional needs you may identify. Please feel free to contact us via info@edeninterfaith.org or 510-962-6588.

Respectfully,

Eden Area Interfaith Council Board of Directors

Negin Toosi, President (Baha'is of Alameda County West)

Rene Castle, Vice President for Programs (Starr King Unitarian Universalist, Hayward)

Julie Greenfield, Vice President for Communication (Congregation Shir Ami, Castro Valley and Temple Beth Sholom, San Leandro)

Leslie Mero, Treasurer (Church of Jesus Christ of Latter Day Saints, Hayward Ward of Fremont Stake)

Stephanie Spencer, Secretary (Eden United Church of Christ, Hayward)

Sara Lamnin, Member at Large (Congregation Shir Ami, Castro Valley)

Gurmeet Beasley, Member at Large (Gurdwara Granth Sahib Foundation, Hayward)

(Please note that the Board represents the Eden Area Interfaith Council, but Directors do not speak for the entire membership of the congregations they represent on the interfaith council)

Please see [our website](https://edeninterfaith.weebly.com/our-faith-groups.html) for member list: <https://edeninterfaith.weebly.com/our-faith-groups.html>

Item# 16

LB 23-046

Palace Poker
Casino

From: [kaitlynn.roberts](#)
To: [List-Mayor-Council](#)
Subject: The Palace Poker Casino City Council meeting
Date: Friday, December 8, 2023 3:42:25 PM

CAUTION: This is an external email. Do not click on links or open attachments unless you know the content is safe.

Good Afternoon,

My name is Kaitlynn Roberts, I wanted to take the chance to introduce myself before an upcoming meeting being held on December 12th. Sara Buizer was kind enough to provide me with your contact information. I work for The Palace Poker Casino alongside my 3 cousins Tami Box, Richie Box, and Heather Plaza. I manage our service department and have been employed at the casino for 12 years. My Mother Pamela Roberts and my aunt Cathy Aganon are the current owners of the business. We are a family business that has been operating in the Hayward community for over 75 years. My mother and I as well as our agent Chris Ray will be in attendance for the upcoming meeting. We look forward to speaking with you. Thank you for your time as I'm sure you have a busy schedule; I appreciate you for taking a moment to read my email.

Sincerely,
Kaitlynn Roberts

Item# 17

LB 23-045

Public Safety
Committee

From: [Kar Werning](#)
To: [List-Mayor-Council](#)
Subject: LB23-045
Date: Tuesday, December 12, 2023 8:19:59 AM

CAUTION: This is an external email. Do not click on links or open attachments unless you know the content is safe.

Consolidating CAC with infrastructure is fine. However, the meetings must be broadcast by Zoom as well, and notification to all involved parties. Furthermore, airport tenants, businesses and other users must be included in discussions and decisions regarding the airport. This may mean not just their attendance at meetings, but also an advisory committee.

K. Werning, Hayward
Sent from my iPhone

Item# 19

RPT 23-117

City Council Referral: Recreational
Vehicle (RV) Parking in
Hayward

From: [Miriam Lens](#)
To: [Angela Andrews](#); [Daniel Goldstein](#); [Francisco Zermeno](#); [George Syrop](#); [Julie Roche](#); [Mark Salinas](#); [Ray Bonilla](#)
Cc: [Mary Thomas](#); [Amy Cole-Bloom](#); [Avinta Madhukansh](#); [Kristoffer Bondoc](#); [Amber Parras](#); [Briea Allen](#); [Tia Traut](#);
[Marcella Pabros-Clark](#); [Natasha Gonzalez](#); [Adam Kostrzak](#); [Alex Amerj](#); [Brittney Frye](#); [Bryan Matthews](#); [Chuck](#)
[Finnie](#); [Dustin Claussen](#); [Garrett Contreras](#); [Jayanti Addleman](#); [Kelly McAdoo](#); [Michael Lawson](#); [Miriam Lens](#);
[Nicole Gonzales](#); [Regina Youngblood](#); [Sara Buizer](#); [Todd Rullman](#); [Toney Chaplin](#)
Subject: 12/12 Special Council Meeting: Item 19 - City Council Referral: Recreational Vehicle (RV) Parking in Hayward
Date: Tuesday, December 12, 2023 12:58:00 PM
Attachments:

Good afternoon, Mayor and Council Members:

This serves to inform you that CM Goldstein and CM Roche would like to pull Item 19 (***City Council Referral: Recreational Vehicle (RV) Parking in Hayward***) from tonight's Council agenda and table the discussion until the Council's strategic roadmap retreat in February.

Regards,

Miriam Lens
City Clerk

City of Hayward | 777 B Street | Hayward, CA 94541

☎ Phone: 510.583.4401 | * Email: miriam.lens@hayward-ca.gov

Website: <https://www.hayward-ca.gov/>

