

HAYWARD CITY COUNCIL

RESOLUTION NO. 21-_____

Introduced by Council Member _____

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A COOPERATIVE IMPLEMENTATION AGREEMENT WITH CALTRANS TO RECEIVE GRANT FUNDS TO CONSTRUCT THE HAYWARD TRASH CAPTURE PROJECT AT A COST NOT-TO-EXCEED \$3,000,000

WHEREAS, the Municipal Regional Permit (MRP), adopted by the San Francisco Bay Regional Water Quality Control Board (Water Board) on November 19, 2015, requires 100% removal of trash from the stormwater system by the year 2022; and

WHEREAS, the City of Hayward (City) has achieved 62% removal of trash and submitted to the Water Board a plan for compliance with the current MRP trash mandate; and

WHEREAS, the City has identified two sites on Arf Avenue and Tennyson Road for the Hayward Trash Capture Project (Project); and

WHEREAS, the Project is consistent with the City's plan for compliance with the current MRP trash mandate; and

WHEREAS, the Project will result in the installation of two large trash capture devices to filter trash and debris from two watersheds at the two separate locations; and

WHEREAS, the State of California Department of Transportation (Caltrans) owns and maintains property that is in each of the two watersheds; and

WHEREAS, Caltrans and the City, pursuant to California Streets and Highways Code (SHC) Sections 114 and 130, have expressed willingness to enter into a Cooperative Implementation Agreement for improvements to the State Highway System (SHS) as a watershed stakeholder within the City's jurisdiction; and

WHEREAS, Caltrans has expressed intent to contribute an amount not-to-exceed \$3,000,000 dollars to the City to construct the Project, within the regional area under the jurisdiction of the City to comply with the MRP; and

WHEREAS, the Project is eligible for a categorical exemption under the California Environmental Quality Act (CEQA) because the Project consists of the minor alteration of existing publicly owned facilities used for the conveyance of storm water.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward finds the Project is categorically exempt from environmental review in accordance with CEQA pursuant to Section 15301, Class 1 (Minor Alteration of Existing Facilities) of the CEQA Guidelines.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to negotiate and execute a Cooperative Implementation Agreement with Caltrans, in a form approved by the City Attorney, to receive grant funds from Caltrans in an amount not-to-exceed three million dollars (\$3,000,000) to construct the Hayward Trash Capture Project.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2021.

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