

HAYWARD CITY COUNCIL

RESOLUTION NO. 26-\_\_\_\_

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

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING WITH ALAMEDA COUNTY TRANSPORTATION COMMISSION AND CONSTRUCTION AND MAINTENANCE AGREEMENTS WITH UNION PACIFIC RAILROAD AND ALAMEDA COUNTY TRANSPORTATION COMMISSION FOR THE CONSTRUCTION OF THE TENNYSON HIGH SCHOOL PEDESTRIAN (DOT #749773P) AND INDUSTRIAL PARKWAY (DOT #749775D) / INDUSTRIAL PARKWAY TRAIL (DOT #768394R) RAILROAD CROSSINGS AS PART OF THE RAIL SAFETY ENHANCEMENT PROGRAM – PHASE A PROJECT

WHEREAS, between 2016 and 2024, there were 33 crashes leading to 20 reported fatalities along 26 identified rail crossing locations in Alameda County; and

WHEREAS, the Rail Safety Enhancement Program – Phase A Project goals include providing safe at-grade crossings for all users and reduce unnecessary fatalities or severe injuries at the identified at-grade crossings; and

WHEREAS, the Rail Safety Enhancement Program – Phase A goals align with the City's previously adopted Vision Zero policy and transportation safety goals; and

WHEREAS, Alameda County Transportation Commission (Alameda CTC) is the Sponsor and Implementing Agency for this Project; and

WHEREAS, the City of Hayward has three at-grade railroad crossing locations in the Rail Safety Enhancement Program – Phase A Project located at Tennyson High School pedestrian path, Industrial Parkway, and at the trail near Industrial Parkway; and

WHEREAS, on December 17, 2024, the City of Hayward, Union Pacific Railroad (UPRR) and the California Public Utilities Commission approved the 100% design plans for the Hayward crossings; and

WHEREAS, execution of a Memorandum of Understanding (MOU) and Construction and Maintenance (C&M) Agreements is required to have the designed improvements constructed; and

WHEREAS, staff recommends execution of a Memorandum of Understanding (MOU) and Construction and Maintenance (C&M) Agreements to allow Alameda CTC to obtain grant funding for construction; and

WHEREAS, Fund 210 has sufficient appropriated budget for the maintenance costs in the Construction and Maintenance (C&M) Agreements and will have no impact on the General Fund.

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby finds and determines as follows: Authorize the City Manager to execute a Memorandum of Understanding with Alameda CTC for construction of the Tennyson High School Pedestrian, Industrial Parkway and Industrial Parkway Trail railroad crossings as part of the Rail Safety Enhancement Program – Phase A Project, a C&M Agreement with UPRR and Alameda CTC for Tennyson High School Pedestrian and a C&M Agreement with UPRR and Alameda CTC for Industrial Parkway/Industrial Parkway Trail.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2026

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