



DATE: June 22, 2021

TO: Mayor and City Council

FROM: Assistant City Manager

SUBJECT: Adopt a Resolution Authorizing the City Manager to Negotiate and Execute a One-Year Renewal of the Master Agreement and Lease with the Hayward Area Recreation and Park District for Operations and Maintenance of City Park Lands

RECOMMENDATION

That the Council adopts a resolution (Attachment II) authorizing the City Manager to negotiate and execute a one-year renewal of the Master Agreement and Lease with the Hayward Area Recreation and Park District (HARD).

SUMMARY

The City and HARD first entered into a Master Agreement and Lease in 1970 for City-owned parks. Through this agreement, HARD assumes the responsibility of operating and maintaining the park sites for a nominal rent of \$1.00 per year. This agreement has been renewed approximately every 10 years. It was last renewed July 1, 2011 and expires June 30, 2021. Staff is requesting authorization to negotiate and execute a one-year renewal of the Master Agreement and Lease with HARD for FY 2021/22 (Attachment III). This one-year renewal agreement includes a timeline and process to create operational standards for care and use of park premises that can be included in a future lease agreement, including collaboration on community outreach.

BACKGROUND

The Hayward Area Recreation and Park District was created in 1944 as an independent special district under California law. HARD maintains and operates parks in the communities of Hayward, Castro Valley, San Lorenzo, Ashland, Cherryland, and Fairview. HARD receives a portion of local property tax for its operations and capital improvements. In addition, voters passed Measure F1 in 2016, a \$250,000,000 bond measure that authorizes funding for repairs, upgrades, and new construction projects to the District's parks and facilities.

The City and HARD first entered into a Master Agreement and Lease in 1970 for City-owned parks. Through this agreement, HARD assumes the responsibility of operating and maintaining the park sites for a nominal rent of \$1.00 per year. This agreement has been renewed approximately every 10 years. It was last renewed July 1, 2011 and expires June 30, 2021. There are currently 35 City-owned parks covered in the lease agreement (see Exhibit A

of Attachment III). City-owned parks are a combination of legacy properties that the City has owned for decades, as well as parks that were established as part of development agreements when the developer agreed to dedicate a portion of a project to a community park.

DISCUSSION

The proposed Master Agreement and Lease is included as Attachment III to this report. Previous agreements have not included operational standards for care and use of park premises. Because of this, staff is proposing that this agreement be for a one-year term and include a timeline and process to create operational standards with HARD staff that can be included in any future lease agreement. This process is outlined in Exhibit C of the proposed agreement.

Staff is also planning to conduct community engagement throughout this summer and fall in collaboration with HARD staff to collect feedback from Hayward community members about their experiences in and aspirations for Hayward parks. This feedback will be incorporated into the operational standards to help ensure that City-owned parks are being cared for and used in ways that best meet the needs and desires of Hayward community members.

FISCAL IMPACT

This item does not have a budget impact. The only change compared to previous years is that the City will take over utility costs for the front half of the Matt Jiminez Community Center in September to prepare for the South Hayward Youth and Family Center construction. These utility costs are anticipated to be minimal and will be absorbed into the existing operating budget for FY 2021/22.

NEXT STEPS

Once authorized by Council, staff will finalize and execute the agreement. Staff will continue to work with HARD staff to identify operational standards and collect community feedback. Staff will return to Council in October 2021 for a joint work session with the HARD Board to review community feedback and other data.

Prepared by: Mary Thomas, Management Analyst

Recommended by: Jennifer Ott, Assistant City Manager

Approved by:



Kelly McAdoo, City Manager