



CITY OF HAYWARD

Hayward City Hall
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Cover Memo

File #: CONS 22-639, **Version:** 1

DATE: November 15, 2022
TO: Mayor and City Council
FROM: Assistant City Manager

SUBJECT

Adopt a Resolution: (1) Approving the Dissolution of the South Hayward Bay Area Rapid Transit Station Access Authority; and (2) Authorizing the City Manager to Negotiate and Execute an Intergovernmental Agreement Pertaining to Parking and Access Near the South Hayward BART Station

RECOMMENDATION

That the Council adopts a resolution (Attachment II): (1) approving the dissolution of the South Hayward Bay Area Rapid Transit (BART) Station Access Authority; and (2) authorizing the City Manager to negotiate and execute an Intergovernmental Agreement pertaining to parking and access near the South Hayward BART Station.

SUMMARY

Formed on September 1, 2011, the Joint Exercise of Powers Agreement for the South Hayward BART Station Access Authority (Authority) was created to address parking and access issues at the South Hayward BART Station (Station) in anticipation of the development around the South Hayward BART Station and the Mission Boulevard corridor and development of the BART East Lot. Since formation, the Authority implemented a paid parking program, constructed access improvements for the Station, and allowed on-street parking spaces in the City's right-of-way to be used for BART patrons. However, the paid parking program over time became less financially feasible with increasing costs outpacing revenues, and the Authority's financial issues were further exacerbated when parking demand and associated revenue drastically declined during the COVID-19 pandemic. Due to these issues, along with a high administrative burden for both the City and BART staff, staff recommended that the Authority retain a consultant to evaluate near- and long-term options for both parking needs and governance.

On June 29, 2021, the Authority directed staff to hire a consultant to perform a study and conduct community outreach about the parking needs and alternative governance structures for the Authority that would still achieve the shared goals of the Authority around parking and access. Based on the results of the study and outreach conducted by the consultant, City and BART staff jointly recommend that the Authority be dissolved, and the City and BART enter into an intergovernmental agreement (IGA). The IGA would allow the City and BART to minimize administrative burden, while continuing a cooperative relationship in planning for future parking demand and transit-oriented development in and around the

Station. On May 13, 2022, staff presented the study and governance proposals to the Authority Board and the Board members directed staff to dissolve the Authority and develop the IGA. Key terms of the IGA between the City and BART include:

- Continuing a cooperative relationship on parking and access in and around the Station, including written and verbal reports by City and BART staff regarding the IGA to the City of Hayward's Council Infrastructure Committee (CIC), upon request, and with invitations to the BART Board of Directors representing Hayward;
- Allowing City and BART spaces in the near-term to be managed and maintained separately by each entity, respectively, with the City's on-street spaces being open and free to both residents and BART riders with a 24-hour time limit;
- Providing for a modified parking program in the future, if demand for BART parking increases or a transit-oriented development is imminent, therefore, resulting in the need for the City's designated on-street parking spaces to be available for BART rider use, which would include levying fees in accordance with BART's parking policy, distributing revenues between the City and BART to cover operating costs, and coordinating parking and access administration; and
- Distributing any remaining fund balance to each entity based on the proportion of City and BART parking spaces currently covered by the Authority and requiring that the funds be used at or around the Station.

ATTACHMENTS

Attachment I	Staff Report
Attachment II	Resolution
Attachment III	Map of South Hayward BART Parking