

**DATE:** December 16, 2008  
**TO:** Mayor and City Council  
**FROM:** City Manager  
**SUBJECT:** Hayward BART Stations

### **RECOMMENDATION**

That Council approves the attached resolution addressed to the Bay Area Rapid Transit (BART) Board outlining the City's concerns about conditions at the Hayward BART Stations.

### **BACKGROUND**

Members of the public have recently approached Council regarding the safety and appearance of our two BART stations. The recent shooting at the Downtown station increased the public's awareness of these issues. The City Council requested staff bring back a resolution that communicates the Council's concerns related to the conditions found at Hayward BART stations.

### **DISCUSSION**

The accessibility of our BART stations is a key amenity of our City. The City is fortunate to have two stations that provide relatively fast and convenient access to other parts of the Bay Area and reduce traffic on our surface streets and local freeways. However, there have been recent safety and cleanliness concerns that have negatively impacted the perception of our two stations and that could, over time, impact the attractiveness and functionality of the BART access we have enjoyed here in Hayward.

City staff has met several times with BART representatives over the past year to open lines of communication and seek solutions to these challenges. While progress is being made in strengthening the relationship between the City and BART, it appears BART continues to struggle with how best to resolve some of the ongoing problems at the stations. While the City recognizes that BART is responsible for many more stations outside of our City, working to have BART make station safety a priority at our stations is directly of concern to our residents and those who travel through, from, or to our stations. Specifically, Council requested that staff prepare a resolution that outlines these concerns and asks the BART Board to prioritize the Hayward stations in their ongoing efforts for system station safety and appearance efforts they undertake. Items of concern include:

- Lack of Police presence at stations and surrounding areas
- Fare evaders and the lack of enforcement
- Cleanliness of station environments
- “Loitering” and other activities not associated with the primary function of the stations
- Enforcement of local ordinances on BART Station properties
- Parking lot and structure safety and general conditions

## **FISCAL AND ECONOMIC IMPACT**

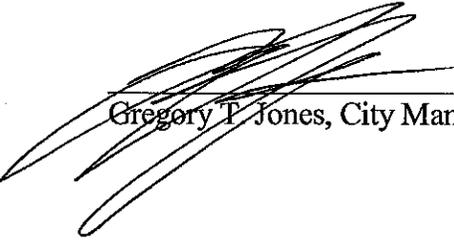
This request for additional BART attention and resources, if honored, will require financial investment on the part of the BART Board. Current BART station conditions require additional City of Hayward Police Department resources on occasion to respond to criminal activities, pulling services away from other areas of the City.

Having stations that are inadequately maintained and perceived as unsafe could have economic impacts due to fewer riders accessing BART at Hayward BART stations. This becomes increasingly important as the City has seen significant private and public investment in both the Downtown core and soon in the South Hayward BART station area. The City’s ability to attract further investment is potentially impacted by the accessibility to public transit, and in particular, access to the BART system.

## **NEXT STEPS**

Staff will continue to work with BART staff on areas of concern. The attached resolution, if approved, will be forwarded to the BART Board.

Prepared and Approved By:



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Gregory P. Jones, City Manager

Attachment: Draft Resolution

**DRAFT**

*MSK  
12/9/08*

HAYWARD CITY COUNCIL

RESOLUTION NO. 08-

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

**RESOLUTION OUTLINING THE CITY'S CONCERNS ABOUT  
HAYWARD BART STATION CONDITIONS**

WHEREAS, members of the public have advised the City Council of their concerns regarding the safety and appearance of Hayward's two BART stations; and

WHEREAS, City staff has met with BART representatives over the past year to seek solutions to the concerns of safety, cleanliness and other issues that have had a negative impact on the functionality and attractiveness of the two stations; and

WHEREAS, items of concern to members of the public and City staff include:

- Lack of police presence at stations and surrounding areas;
- Fare evaders and the lack of enforcement;
- Cleanliness of station environments;
- "Loitering" and other activities not associated with the primary function of the stations;
- Enforcement of local ordinances on BART station properties; and
- Parking lot and structure safety and general conditions.

WHEREAS, current BART station conditions can be perceived as inadequately maintained, unsafe and requiring additional Hayward Police Department resources to respond to criminal activity, thereby pulling police services away from other areas of the City; and

WHEREAS, the City of Hayward staff would like to continue to work with BART staff to resolve these issues in order to continue to attract BART riders in a safe and adequately maintained environment.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Hayward wishes to present this resolution to the BART Board of Directors in an effort to set forth issues of concern and work to resolve those issues in the most effective and efficient manner possible.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2008

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:  
MAYOR:

ATTEST: \_\_\_\_\_  
City Clerk of the City Of Hayward

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney of the City of Hayward