

**RESOLUTION NO. 17-**

**RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A MAINTENANCE AND REIMBURSEMENT AGREEMENT WITH BART AND WCCTA FOR THE BART REPLACEMENT PARKING FACILITY**

**WHEREAS**, BART, WCCTA, and the Redevelopment Agency of the City of Hercules entered into a Maintenance and Reimbursement Agreement (Original Agreement) for the BART Replacement Parking Facility; and

**WHEREAS**, redevelopment agencies were dissolved by action of the State of California in 2011 and BART, WCCTA, and the City of Hercules have continued to operate the BART Replacement Facility under the terms of the Original Agreement; and

**WHEREAS**, the parties have completed a financial reconciliation as required under the terms of the agreement and now desire to enter into a new Maintenance and Reimbursement Agreement (New Agreement) with the City of Hercules in replacement for the Hercules Successor Agency; and

**WHEREAS**, the New Agreement provides for the continued operation and investment in a vital facility in the regional transportation and transit network on terms agreeable to the three parties.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Hercules hereby authorizes the City Manager to execute a Maintenance and Reimbursement Agreement with BART and WCCTA in substantially the final form as attached with non-substantive changes as approved by the City Manager and City Attorney.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the tenth day of October 2017, by the following vote of the Council:

AYES:

NOES:

RECUSED:

\_\_\_\_\_  
Myrna de Vera, Mayor

ATTEST:

\_\_\_\_\_  
Lori Martin, MMC  
Administrative Services Director/City Clerk