



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: James R. Helmer

SUBJECT: ESTABLISH NEW PARKING
METER DISTRICT

DATE: 08-31-09

Approved 

Date 9/4/09

COUNCIL DISTRICT: 3

RECOMMENDATION

Adoption of an ordinance amending Chapter 11.40 of Title 11 of the San José Municipal Code to establish a Diridon/Arena Area Parking Meter District and to make certain other additions and amendments as described herein.

OUTCOME

The amended ordinance will:

1. Establish a new parking meter district near the Diridon Caltrain Station and HP Pavilion that is estimated to generate \$132,000 in net annual revenue for the General Fund.
2. Establish a definition for "Parking Meter" to incorporate the use of multi-space parking meters or pay stations.
3. Modify the boundaries of the existing Downtown Business Parking Meter District.

BACKGROUND

The Mayor's Redevelopment Agency Budget Message of September 2007 directed staff to evaluate new parking meter technology. Based upon research conducted by City and Agency staff, a report was presented to the Downtown Parking Board (DPB) at their September 2008 meeting regarding available technology, including multi-space meters. Multi-space meters are a single pay station, similar to those found in many of the City's public parking facilities, which can be installed in place of up to ten single space meters along a block. Unlike traditional single space parking meters, multi-space meter technology allows for multiple payment options, including coins, bills, credit cards, and debit cards.

On June 16, 2009, the City Council approved the 2009-2010 Operating Budget, including a budget proposal to install solar powered multi-space parking meters near the Diridon Caltrain Station and HP Pavilion to provide ongoing revenues to the General Fund.

California Vehicle Code (CVC) Section 22508 authorizes local authorities to create parking meter zones by ordinance. Chapter 11.40 of Title 11 of the San Jose Municipal Code (SJMC) is consistent with State Law and identifies the various parking meter districts created by ordinance in the City. Chapter 11.40 also includes certain regulations regarding the designation, payment and proper use of metered parking spaces that are based on the use of single space parking meters. CVC 22508 also specifies that State approval is required in writing before a local authority can enact an ordinance for a parking meter zone that includes any portion of a state highway. As portions of the proposed Diridon/Arena Area Parking Meter District are within State Route 82, the proposed ordinance has been reviewed by Caltrans and they have indicated in writing that they are in support of the new meter district.

SJMC Section 11.40.200 describes the boundaries of the existing Downtown Business Parking Meter District. The boundary description does not reflect the current district that is in place as a result of the conversion of River Street into a trail, during the development of the Guadalupe River Park and Gardens several years ago.

In order to establish the Diridon/Arena Area Parking Meter District, to provide for installation of multi-space parking meters or pay stations, and to reconcile the boundaries of the Downtown Business Parking Meter District with current conditions, Chapter 11.40 of Title 11 of the SJMC needs to be amended.

ANALYSIS

Diridon/Arena Area Parking Meter District

The proposed parking meter district is depicted in Attachment A and would include portions of Autumn Street, Montgomery Street and San Fernando Street. The primary use of the proposed meter district will be for HP Pavilion event patrons and to accommodate all-day commute parking for users of the Diridon Caltrain Station. The new parking meters are anticipated to generate revenue to help support a wide variety of general funded City activities and services that are provided during events at the HP Pavilion and in the vicinity of the Diridon Caltrain Station. City staff currently provides services to promote efficient and effective vehicular and pedestrian traffic circulation in these areas, including: implementation of changeable message signs and signal timing plans, real time adjustments to signs and signals to optimize traffic flow, police traffic control, and enforcement of parking regulations in the surrounding neighborhoods.

Approximately 150 on-street parking spaces will be signed, marked and supported by approximately 20 multi-space solar powered meters. The City has issued a Request for Proposal for the procurement of the meter equipment and anticipates awarding a contract in September, with installation of the new multi-space meters occurring in Fall 2009. The timing of the installation will depend on approval of an encroachment permit request that has been submitted

to Caltrans as the parking meters would be installed on a portion of State Route 82. The encroachment permit process is required for improvements installed on state highways, and is in addition to the approval required for establishment of the meter district.

As outlined in the approved 2009-2010 Operating Budget, the new meter district is anticipated to generate approximately \$132,000 in annual net revenue, with \$108,000 in the first year to support the General Fund, subject to the City's ability to comply with the bond covenants for the 4th and San Fernando Garage. Specifically, the bond covenants require that all revenues generated within the City's Parking System be deposited in the General Purpose Parking Fund (Fund 533). Although the Redevelopment Agency has pledged to pay the semi-annual debt service payments, the parking revenues are subject to the lien for the 4th and San Fernando Garage. In addition, the bond covenants require the City to "operate, maintain and preserve the Parking System in good repair and working order", and to replenish as needed the Operation and Maintenance (O&M) Expenses Reserve Account. To the extent that the debt service payment has been made, and there are sufficient available funds in Fund 533 to operate, maintain and preserve the Parking System and/or to replenish the O&M reserve account if necessary, the net meter revenues from the new meter district can be used to support General Fund activities.

The rates for the Diridon/Arena Area Parking Meter District will be established through an amendment to the Master Parking Rate Resolution. The proposed rates for the new district will be brought to Council, along with other updates to the master rate resolution early October.

Parking Meter Ordinance Amendments

In addition to establishment of the new Diridon/Arena Area Parking Meter District, the ordinance is proposed to be updated to provide for the use of multi-space parking meters and pay stations, and to include parking requirements related to both single-space and multi-space parking meters. The multi-space meters in the Diridon/Arena area will provide for multiple payment options, including credit and debit cards. In addition, multi-space meters will enable staff to efficiently set variable parking rates based on event type, activity and demand. The installation of solar-powered multi-space meters in the Diridon/Arena area will be the first on-street application of this technology in San José and will enable City staff to fully assess the anticipated operational benefits of these pay stations for potential expansion elsewhere.

As mentioned previously, the proposed Diridon/Arena Area Parking Meter District is shown on Attachment A. This attachment also highlights the adjacent boundaries of the Downtown Business Parking Meter District as modified in the proposed ordinance amendments. Due to the conversion of River Street into a trail during the development of the Guadalupe River Park and Gardens, the west boundary of the downtown meter district between Julian Street and Santa Clara Street now borders the east bank of the Guadalupe River.

EVALUATION AND FOLLOW-UP

Monthly updates will be provided to the DPB and the Arena Events Operations Committee (AEOC) during the implementation stage of multi-space parking meters in the Diridon/Arena

area, along with periodic operational updates afterwards. Based upon the effectiveness of the multi-space meters, if additional streets within the Diridon/Arena Area Parking Meter District are identified as potential candidates for meter installation, extensive community outreach will be conducted with the adjacent properties, along with coordination with the DPB, the AEOC, and the State if necessary.

POLICY ALTERNATIVES

The on-street parking surrounding the HP Pavilion will continue to be utilized during Arena events, and by commuters in the vicinity of the Diridon Caltrain Station, at no cost to motorists. Arena operations support provided by the City will continue to be funded by the General Fund with no off-setting revenue generated by event patrons.

PUBLIC OUTREACH/INTEREST

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

On April 1, 2009 and May 6, 2009 the Department of Transportation (DOT) presented the Multi-Space Meter Budget Proposal to the DPB and has subsequently provided monthly project updates to the DPB. On April 9 and July 9, 2009 DOT staff presented the proposal to the AEOC, which includes a representative of the Arena Authority. DOT staff has also communicated the upcoming establishment of the new parking meter district with San Jose Arena Management and Diridon Caltrain Station staff. On July 1, DOT staff conducted door to door community outreach with the businesses and residents in the proposed new meter district. Overall, the business community was supportive of the project and the two impacted residential properties had concerns about on-street parking availability. To address resident concerns, the parking spaces fronting the two residential properties will not be metered.

COORDINATION

This report has been coordinated with the City Manager's Budget Office, the City Attorney's Office and the Department of Planning, Building and Code Enforcement.

FISCAL/POLICY ALIGNMENT

This project is consistent with the Council-approved Budget Strategy to add new revenues for addressing the General Fund deficit.

COST SUMMARY/IMPLICATION

The 2009-2010 Capital Budget includes funding in the Parking Capital program for the estimated cost of \$280,000 to purchase and install approximately 20 multi-space meters. Ongoing annual personal and maintenance costs of approximately \$27,000 would be covered by revenue generated from the new parking meter district. The estimated net revenue in 2009-2010 is approximately \$108,000 with an approximate \$132,000 estimated annually thereafter.

BUDGET REFERENCE

The table below identifies the fund and appropriation proposed to fund the purchase and installation of the multi-space meters.

Fund #	Appn #	Appn. Name	RC#	Total Appn.	2009-2010 Proposed Capital Budget Page	Last Budget Action (Date, Ord. No.)
533	7089	HP Pavilion/Diridon Area Multi-Space Meters		\$280,000	N/A	06/23/09, Ord. No. 28593

CEQA

Resolution #72767, Use of Downtown Strategy 2000 FEIR, File No. PP09-167

/s/

JAMES R. HELMER
Director of Transportation

Attachment

For questions contact Joe Garcia, DOT Division Manager, at 535-3833.

Arena / Diridon Area Parking Meter District

