

# REGIONAL TRANSIT ISSUE PAPER

Agenda Item No.	Board Meeting Date	Open/Closed Session	Information/Action Item	Issue Date
8	11/14/16	Open	Action	11/08/16

Subject: Consenting to Grant and Receive Easements from the City of Rancho Cordova

## ISSUE

Whether to approve the First Amendment to Easement Agreement (Street Improvements) between RT, Sacramento-Placerville Transportation Corridor Joint Powers Authority (JPA), and the City of Rancho Cordova and the grant of an easement to the Sacramento Regional Transit District for Light Rail Facilities.

## RECOMMENDED ACTION

- A. Adopt Resolution No. 16-11-\_\_\_\_, Approving the First Amendment to Easement Agreement (Street Improvements) with the City of Rancho Cordova; and
- B. Adopt Resolution No. 16-11-\_\_\_\_, Consenting to Grant of an Easement by the City of Rancho Cordova to the Sacramento Regional Transit District for Light Rail Facilities.

## FISCAL IMPACT

None.

## DISCUSSION

The historic Nimbus railroad corridor and Folsom Boulevard run parallel and adjacent to each other in the City of Rancho Cordova. The Sacramento-Placerville Corridor Joint Powers Authority (JPA) acquired the Rail Corridor in 1996 for RT's eastward expansion of light rail.

When RT constructed its light rail facilities as part of first the Mather Field extension and then the later Folsom extension, some facilities inadvertently encroached on Rancho Cordova property.

These encroachments were discovered after the City of Rancho Cordova, as part of its efforts to redevelop the Folsom Boulevard Corridor as a vibrant transportation thoroughfare, business center, and pedestrian destination, began installing sidewalks, bike lanes, medians, safety fencing, street and pedestrian lighting as part of the Folsom Streetscape Project.

The Folsom Streetscape project commenced in 2006. Since that time, the JPA and RT have granted two easements for street improvements to the City (in 2008 and 2010), at no cost. In addition, in October 2011, RT granted the City a Right of Entry for installation of Folsom Streetscape Phase 3 improvements, on the explicit conditions that: (1) the City would in turn grant RT easements for the inadvertent encroachments; and (2) the City would enter into an amended easement agreement with RT to cover the new improvements and also expand the permissible uses of the easement area to reflect the actual installed improvements. Unfortunately, neither easement was finalized. The City approached RT earlier this year regarding obtaining property

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Approved:

Presented:

Final 11/09/16

General Manager/CEO

Real Estate Administrator

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rights for Phase 4 of the Folsom Streetscape Project. The amended easement agreement with the City would: (1) expand the permissible uses; and (2) include the Phase 3, Phase 4, and TMC-ITS project improvements.

The amended easement area is located within the Sacramento-Placerville Transportation-Corridor Joint Powers Authority’s (JPA) rail right of way over which RT has an easement interest. The amended easement would be granted at no charge, but the City would be obligated, as it has in the past, to pay for RT’s costs to review plans and provide inspection services.

Further, in an effort to clearly define the right of way, it is necessary for the City of Rancho Cordova to grant an easement to RT at no cost for RT’s previously-installed improvements within the 99’ right of way.

Staff recommends approval of the First Amendment to Easement Agreement (Street Improvements) between the JPA, RT and City of Rancho Cordova for the area containing the City of Rancho Cordova’s street improvements within the rail right of way in the Amtrak/Folsom Corridor. Staff also recommends approval of an easement by the City of Rancho Cordova to RT for improvements along Folsom Boulevard.

RESOLUTION NO. 16-11-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

November 14, 2016

**APPROVING THE FIRST AMENDMENT TO EASEMENT AGREEMENT (STREET IMPROVEMENTS) WITH THE CITY OF RANCHO CORDOVA**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the First Amendment to Easement Agreement (Street Improvements) between the Sacramento-Placerville Transportation Corridor Joint Powers Authority (therein referred to as "JPA"), the Sacramento-Regional Transit District (therein referred to as "RT") (collectively referred to therein as "Grantor") and the City of Rancho Cordova (therein referred to as "Grantee"), whereby the existing non-exclusive easement is expanded in both location and scope, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute said First Amendment.

\_\_\_\_\_  
JAY SCHENIRER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary

RESOLUTION NO. 16-11-\_\_\_\_\_

Adopted by the Board of Directors of the Sacramento Regional Transit District on this date:

November 14, 2016

**APPROVING GRANT OF AN EASEMENT BY THE CITY OF RANCHO CORDOVA TO  
THE SACRAMENTO REGIONAL TRANSIT DISTRICT.**

BE IT HEREBY RESOLVED BY THE BOARD OF DIRECTORS OF THE  
SACRAMENTO REGIONAL TRANSIT DISTRICT AS FOLLOWS:

THAT, the Easement Agreement between the City of Rancho Cordova, (therein referred as "Grantor"), and the Sacramento Regional Transit District (referred to therein as "Grantee"), whereby Grantor grants a non-exclusive easement in gross for light rail facilities along Folsom Boulevard, is hereby approved.

THAT, the General Manager/CEO is hereby authorized and directed to execute said Easement Agreement and the required certificate of acceptance.

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JAY SCHENIRER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Cindy Brooks, Assistant Secretary