

## **STAFF REPORT**

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**DATE:** February 14, 2022  
**TO:** Sacramento Regional Transit Board of Directors  
**FROM:** Chris Flores, Deputy Chief of Staff/Special Assistant to the GM  
**SUBJ:** DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO NEGOTIATE AND EXECUTE A LEASE WITH THE CITY OF SACRAMENTO FOR USE BY CITY OF THE FRANKLIN LIGHT RAIL STATION AS A SAFE PARKING SITE

### RECOMMENDATION

Adopt the Attached Resolution.

### RESULT OF RECOMMENDED ACTION

Delegate authority to the General Manager/CEO to negotiate a one year Lease Agreement with the City of Sacramento (City), with options to extend to allow for use of a portion of the Franklin Light Rail parking lot allowing the City to temporarily operate a vehicle shelter program for the unhoused, contingent upon approval from the Federal Transit Administration (FTA).

### FISCAL IMPACT

The agreement will be structured so that Sacramento Regional Transit District (SacRT) will incur no costs related to the City's use of the station, and the City will be legally obligated to fully indemnify SacRT to the maximum extent legally permitted.

### DISCUSSION

At the January 10, 2022 SacRT Board Meeting, Director Schenirer directed staff to work with the City on a temporary safe parking program at the Franklin Light Rail Station. The Franklin station has 668 parking spaces and up to 150 spaces would be made available for a temporary safe parking operations.

SacRT staff has reached out to City staff and has advised the City that SacRT expects that prior to commencing operations, the City will agree to a Good Neighbor Policy with the surrounding community and must establish a Public Safety Priority Zone that prohibits camping and storing personal property within a designated boundary. The City and SacRT will agree to a site plan and Program Guidelines for the operation of the site. A community outreach meeting will also be conducted.

SacRT acquired the property using federal funds, which means the Federal Transit Administration (FTA) will need to provide concurrence. FTA will require an operational plan, a site map, and an agreement between the City of Sacramento and SacRT before they will approve the planned installation of a Safe Parking encampment at the Franklin station. The minimum conditions will require this agreement to be temporary; that SacRT maintain continuing control over the encumbered area; allow for an early termination; that SacRT is fully indemnified by the City; and that the City will provide security to ensure the safety of the public. SacRT has raised concerns about the sufficiency of the level of environmental review that the City performed, but has advised the City that it will accept the level of review so long as the City fully indemnifies SacRT in the event of a CEQA or NEPA challenge is mounted against the Franklin Station Safe Parking plan.

Staff will regularly update the Board on the progress of negotiations and the operation of safe parking program on the site.

RESOLUTION NO. 22-02-0006

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

February 14, 2022

**DELEGATING AUTHORITY TO THE GENERAL MANAGER/CEO TO NEGOTIATE AND EXECUTE A LEASE WITH THE CITY OF SACRAMENTO FOR USE BY CITY OF FACILITES USE AGREEMENT WITH THE CITY OF SACRAMENTO FOR USE OF THE FRANKLIN LIGHT RAIL STATION SAFE PARKING**

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

THAT, the Board hereby directs and authorizes the General Manager/CEO to negotiate and execute a lease agreement between the City of Sacramento (City) and Sacramento Regional Transit District (SacRT), that would include the protections included in the Facilities Use Agreement and the Program Guidelines that the City and SacRT previously negotiated for the Roseville Road Light Rail Station, contingent upon the Federal Transit Administration (FTA) concurring in the action; and

THAT, the Board hereby directs and authorizes the General Manager/CEO to negotiate the Public Safety Zone around the Franklin Light Rail Station that best protects SacRT's infrastructure, employees and patrons, and that is consistent with the City's legal restrictions; and

THAT, upon successful completion of contract negotiations between the City and SacRT, the General Manager/CEO is hereby authorized and directed to execute said agreement.

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STEVE MILLER, Chair

A T T E S T:

HENRY LI, Secretary

By: \_\_\_\_\_  
Tabetha Smith, Assistant Secretary