

RESOLUTION NO. 2009-016

Adopted by the Redevelopment Agency
of the City of Sacramento

February 24, 2009

AUTHORIZING THE EXPENDITURE OF \$50,000 IN MERGED DOWNTOWN TAX INCREMENT FUNDS TO BE PAID TO GREYHOUND LINES, INC. TO ALLOW FOR RELOCATION OF THE EXISTING L STREET TERMINAL TO A CITY OWNED FACILITY AT 420 RICHARDS BOULEVARD

BACKGROUND

- A. The Greyhound Bus Terminal, located at 703 L Street in the Merged Downtown Redevelopment Project Area, creates an attractive nuisance for crime and loitering in the immediate area, is incompatible with nearby land uses, including nearby proposed redevelopment projects, and contributes to the overall blighting conditions existing in Downtown.
- B. The City and Greyhound desire to enter into a lease to relocate the Greyhound Terminal to City-owned property at 420 Richards Boulevard for 20 years.
- C. Under terms of Greyhound's existing L Street lease, Greyhound's landlord, DBP Realty Partner, L.P. (DBP), has the first right of refusal to construct a new privately-owned terminal for Greyhound and that right is waived if Greyhound enters into an agreement for a new publicly owned terminal, in which case a fee of \$50,000 (relocation fee) is to be paid to DBP within ten days of execution of the lease.
- D. The Redevelopment Agency of the City of Sacramento (Agency) finds that relocation of the Greyhound Bus Terminal will benefit the Merged Downtown Redevelopment Project Area by eliminating an existing blighting condition and that reimbursement to Greyhound of its relocation fee with Merged Downtown Redevelopment tax increment funds is a proper expenditure under Community Redevelopment Law.
- E. The City has approved a Mitigated Negative Declaration (MND) and Mitigation Monitoring Plan (MMP) for the 420 Richards Boulevard Greyhound Terminal Project and the Agency has reviewed and considered the MND, including the comments received by the City on the MND, and the City Council's adoption of the MND and MMP.
- F. The proposed action to relocate Greyhound from its current location is in furtherance of the Merged Downtown Redevelopment Plan and is within the scope of the activities analyzed in the Environmental Impact Report ("EIR") for the adoption of the November 2004 Merged Downtown Redevelopment Plan Amendment. No substantive changes to the activities as described in these environmental documents are proposed and the mitigation measures applicable the proposed action remain unchanged. Therefore, no further environmental review is required per CEQA Guidelines Section 15168 because

there is no new information of substantial importance nor substantial changes with respect to the circumstances under which the action will be undertaken that would require preparation of a new environmental document.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE REDEVELOPMENT AGENCY RESOLVES AS FOLLOWS:

- Section 1. After due consideration of the facts presented, the findings, including the foregoing recitals and the environmental findings regarding this action, as stated in this Resolution are approved and adopted.
- Section 2. The City has prepared and approved a Mitigated Negative Declaration (MND) and Mitigation Monitoring Plan (MMP) for the 420 Richards Boulevard Greyhound Terminal Project. The Agency has reviewed and considered the MND, including the comments received by the City on the MND, and the City Council's adoption of the MND and MMP, and the Agency finds it sufficient and adequate and approves and adopts the MND in its entirety. No further environmental review is required for the proposed action to relocate Greyhound from its current location because that action is within the scope of the activities analyzed in the Merged Downtown Redevelopment Plan Amendment EIR.
- Section 3. The Executive Director or her designee is authorized to enter into the Reimbursement Agreement and pay \$50,000 in Merged Downtown Redevelopment Tax Increment to Greyhound to compensate Greyhound for its obligation to make payment to DBP Reality Partners under the first right of refusal provision in the terms of Greyhound's current lease. The payment shall be made pursuant to an agreement drafted by Agency Counsel and consistent with the terms of the City lease to relocate the Greyhound Terminal to City-owned property at 420 Richards Boulevard.

Table of Contents:

- Exhibit A Agreement for Relocation Costs

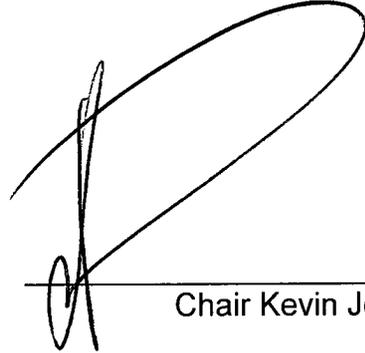
Adopted by the Redevelopment Agency of the City of Sacramento on February 24, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.

A large, stylized handwritten signature in black ink, consisting of a large loop at the top and a vertical stroke that ends in a small circle at the bottom.

Chair Kevin Johnson

Attest:

A handwritten signature in black ink that reads "Shirley Concolino".

Shirley Concolino
Shirley Concolino, Secretary