

3/24/20

Item #



City of Santa Clara

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Agenda Report

20-433

Agenda Date: 3/24/2020

REPORT TO STADIUM AUTHORITY BOARD

SUBJECT

Informational Report on 2020 Public Safety Document Updates

BACKGROUND

The Stadium Operations Agreement (Operations Agreement) between the Stadium Authority and Forty Niners Stadium Management Company, LLC (Stadium Manager), requires the Stadium Manager to annually deliver any proposed updates and revisions proposed by the City to the Public Safety Plan, Traffic Management and Operations Plan (TMOP), Stadium Rules and Regulations and other documents that relate to traffic management, security and public safety (e.g. parking plans) at Stadium events for the Lease Year with the Draft Budget. These documents are collectively known as Public Safety Document Updates. Section 8 Traffic Management, Security and Public Safety at Stadium Events in the Operations Agreement reads as follows:

"The Stadium Manager, on behalf of the Stadium Authority for Stadium Authority Events, and on behalf of Tenant for Tenant Events, shall be responsible for coordinating with the City the traffic management, security and public safety at all Stadium Events in accordance with the Public Safety Plan and the TMOP. With the Draft Budget for each Lease Year, the Stadium Manager shall deliver to the Stadium Authority and Tenant, for review and comment, any proposed updates or revisions proposed by the City to the Public Safety Plan, TMOP, Stadium Rules and Regulations or other documents applicable to the traffic management, security and public safety at Stadium Events for such Lease Year ("Public Safety Document Updates")... During the Budget Comment Period, the Parties shall provide to the Stadium Manager comments and any proposed changes to the Public Safety Document Updates. If the Stadium Authority and/or Tenant disapprove all or any portion of the Public Safety Document Updates, then, without limiting the terms and conditions set forth in the Stadium Lease, their comments shall describe with reasonable specificity the basis for such disapproval and, if applicable, the changes that would be necessary to resolve their objections. The Stadium Manager shall attempt to reconcile any inconsistencies between the Stadium Authority and Tenant comments to the Public Safety Document Updates, meeting with each Party, individually, and, as the Stadium Manager deems necessary, collectively, as well as with the City's emergency services personnel. If the Stadium Authority and Tenant cannot agree on any Public Safety Document Updates, then the Parties will meet and confer in a good faith effort to resolve such disagreement in accordance with the Dispute Resolution Procedures."

This informational report provides an update to the Stadium Authority Board (Board) on the status of the documents that the Stadium Authority has received and staff efforts to review the documents and provide feedback. The Operations Agreement does not require the Board to take action on the Public Safety Document Updates.

DISCUSSION

On January 29, 2020, Stadium Authority staff emailed the Stadium Manager to ask about the annual deliverables outlined in Section 8 of the Operations Agreement. The Stadium Manager did not provide a response.

On February 24, 2020, the Stadium Manager emailed Stadium Authority staff regarding adding discussion items to the agenda for a February 27, 2020 meeting that was ultimately not held. The discussion items included the 2020 Parking Plans and new draft language for the TMOP. On February 26, 2020, the Stadium Manager sent drafts of the 2020 NFL and Non-NFL Events Parking Plans and proposed language to add to page 12 of the TMOP related to traffic plans for the new Related Santa Clara project. In his email, the Stadium Manager provided the following update regarding the TMOP:

Attached please find DRAFT language to be included in the TMOP as it relates specifically to the development of traffic plans for the new Related Development and the new entrance/exit of Yellow Lot 1 (Tasman Garage), the new "slip ramp" from Stars & Stripes, introducing the new "Orange lot" (referenced above) that is being developed to replace Yellow lots 2 & 3 and the traffic configuration on Great America Parkway to and from Orange Lot. These plans and/or concepts have been shared with SCPD for their review and are awaiting comment and feedback. See attached narrative changes to page 12 of the TMOP). We anticipate submitting an full updated TMOP by the end of next week.

At the time of writing this report, staff has not received the complete updated TMOP or the plans/concepts that the Stadium Manager stated was shared with the Santa Clara Police Department (SCPD). Below is a Table summarizing the Public Safety Document Updates and the status of staff's review of the documents that have been received:

Public Safety Document Updates	Status
Public Safety Plan	Stadium Authority has not received an updated version for 2020. Staff has taken the initiative to review the 2019 Public Safety Plan and will provide the Stadium Manager comments and proposed changes.
Traffic Management and Operations Plan (TMOP)	Stadium Authority has not received the complete updated version for 2020. Staff has reviewed the proposed language that the Stadium Manager submitted for page 12 of the TMOP and will provide the Stadium Manager comments and proposed changes, along with general feedback regarding the 2019 TMOP that the Stadium Manager submitted.
Stadium Rules and Regulations	Stadium Authority has not received an updated version for 2020.
Other documents related to traffic management, security and public safety (e.g. Parking Plans)	Stadium Authority has received the 2020 NFL and Non-NFL Events Parking Plans. Staff reviewed the two documents and will provide the Stadium Manager comments and proposed changes.

Traffic management around Levi's Stadium is expected to change significantly with the development

of Related Santa Clara Project. The complete TMOP will need to reflect the impact of such new traffic plans.

Staff will provide the Stadium Manager with comments and proposed changes to the 2019 Public Safety Plan, the 2020 NFL and Non-NFL Parking Plans, and the proposed language for the TMOP related to the Related Santa Clara Project and work with the Stadium Manager to finalize the 2020 Public Safety Document Updates.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" within the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no cost to the Stadium Authority to prepare this report other than administrative staff time and expense.

COORDINATION

This report has been coordinated with the City's Police Department and the Stadium Authority Counsel.

PUBLIC CONTACT

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-2220, email clerk@santaclaraca.gov <<mailto:clerk@santaclaraca.gov>> or at the public information desk at any City of Santa Clara public library.

RECOMMENDATION

No action required.

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Approved by: Deanna J, Santana, Executive Director