

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) AUTHORIZING THE DIRECTOR OF HOUSING TO EXECUTE AN AGREEMENT WITH LIFEMOVES IN THE AMOUNT OF \$250,000 FROM THE HOUSING TRUST FUND TO OPERATE A SAFE PARKING PILOT PROGRAM FOR FAMILIES FROM OCTOBER 16, 2018 THROUGH JUNE 30, 2019; AND (2) APPROVING AN EXCEPTION TO COUNCIL POLICY 6-16 FOR THE SAFE PARKING PILOT PROGRAM**

**WHEREAS**, the 2017 biennial homeless census counted 4,350 homeless persons in San José with 75% of those individuals unsheltered, living in vehicles, on the streets, in abandoned or storage structures, or in homeless encampment; and

**WHEREAS**, from January 2017 through December 2017, there were 486 calls to the City of San José's ("City") Homeless Concerns Hotline over concern about homeless persons residing in their vehicles, and during that same timeframe there were 125 occupied vehicles reported to the City's Vehicle Abatement Program; and

**WHEREAS**, in September 2014, the City's Housing Department presented to the Community and Economic Development Committee potential strategies for providing interim housing solutions and identified Safe Parking Programs, which create a safe and secure place for car and recreation vehicle dwellers to park and sleep, increase access to available services, reduce traffic and the number of people living illegally in their vehicles on the streets, decrease enforcement actions and resulting legal costs to homeless persons, and provide resources to secure permanent housing and economic stability; and

**WHEREAS**, following two unsuccessful Requests for Proposals, in March 2018 the City released a third Request for Proposals (“RFP”) for a Safe Parking Pilot Program to be operated on a City-owned property outside of the public right of way and managed by a non-profit homeless service provider, and five proposals were received; and

**WHEREAS**, staff selected LifeMoves based on the scoring and ranking of all proposals by the evaluation panel according to the criteria set forth in the RFP as discussed in the September 24, 2018 memorandum from the Director of Housing; and

**WHEREAS**, staff recommends that the Director of Housing be authorized to execute a Housing Trust Fund grant agreement with LifeMoves for a Safe Parking Pilot Program; and

**WHEREAS**, City Council Policy 6-16 (“Council Policy 6-16”), adopted in 1986, established procedures regarding decisions affecting City-owned lands, which provides that where a private party is conducting an activity related to an underlying public function, a site development permit is required; and

**WHEREAS**, the proposed Safe Parking Pilot Program is a temporary activity to be conducted by a City grantee on a publicly-owned property to serve the underlying public function of providing a safe place for homeless individuals living in vehicles to park and sleep, and connecting participants to case management and housing; and

**WHEREAS**, Council Policy 6-16 was developed to ensure public participation in decisions regarding public land, but it has not been updated to reflect more tailored outreach requirements, or to include exceptions for temporary or emergency uses; and

**WHEREAS**, staff recommends approval of an exception to Council Policy 6-16 since complying with the requirements would potentially add a significant delay to the City’s ability to provide the Safe Parking Program this year;

**NOW, THEREFORE,** BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

- a) The Director of Housing is hereby authorized to execute an agreement with LifeMoves in the amount of \$250,000 from the Housing Trust Fund to operate a Safe Parking Pilot Program for families from October 16, 2018 through June 30, 2019; and
- b) An exception to Council Policy 6-16 for the Safe Parking Pilot Program is approved.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk