



## Legislation Text

**File #:** 16-0702, **Version:** 1

Library Department recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Lease Agreement 298-L1611 with the El Dorado Western Railway Foundation to lease the real property referred to as APN 090-040-31 for the period of January 1, 2016 through December 31, 2020;
- 2) Waive lease payments to El Dorado Western Railway Foundation as a public benefit being provided to the residents of the County; and
- 3) Authorize El Dorado Western Railway Foundation to collect and retain rent received from sub-tenant to offset the costs associated with the El Dorado Western Railroad Program.

**FUNDING:** No change to Net County Cost.

### **DEPARTMENT RECOMMENDATION**

Library Department recommending the Board consider the following:

- 1) Approve and authorize the Chair to sign Lease Agreement #298-L1611 with the El Dorado Western Railway Foundation to lease the real property referred to as APN 090-040-31 for the period of January 1, 2016 through December 31, 2020; and
- 2) Waive lease payments to El Dorado Western Railway Foundation as a public benefit being provided to the residents of the County; and
- 3) Authorize El Dorado Western Railway Foundation to collect and retain rent received from sub-tenant to offset the costs associated with the El Dorado Western Railroad Program.

### **DISCUSSION / BACKGROUND**

In 1996, the Sacramento-Placerville Transportation Joint Powers Authority (SPTC-JPA) acquired title to the Southern Pacific railroad right of way (transportation) corridor (SPTC). The SPTC-JPA by written agreement, delegated the management of the portion of the right of way located within El Dorado County's jurisdiction to the County.

Former lease agreement #231-L0511 with Shingle Springs Station, LLC was terminated effective December 31, 2015. On May 10, 2016, the Board made a determination that the El Dorado Western Railway Foundation provides a public benefit and directed staff to prepare and return with a standard five (5) year lease agreement for parcel 090-040-031 with the El Dorado Western Railway Foundation for use by the El Dorado Western Railroad program. This determination also included the waiving of the lease fees along with the retainage of rent received from sub-tenant to offset the costs associated with the El Dorado Western Railroad Program. Improvements on the parcel, including the Shingle Springs Depot, are owned by the El Dorado Western Railway Foundation.

### **ALTERNATIVES**

The lease must be approved for the El Dorado Western Railway Foundation to be able to access the buildings and the rail on the property.

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Chief Administrative Office, Facilities Division

Chief Administrative Office, Parks Division

**CAO RECOMMENDATION**

The Chief Administrative Office concurs with the recommendation.

**FINANCIAL IMPACT**

N/A

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

1. Chair to sign Lease Agreement #298-L1611.
2. Clerk of the Board to send two (2) original agreements to Library for processing.

**STRATEGIC PLAN COMPONENT**

Infrastructure, Economic Development, Good Governance

**CONTACT**

Jeanne Amos, Library Director