



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2604

www.cityofsacramento.org

CONSENT

March 21, 2006

Honorable Mayor and
Members of the City Council

Subject: Amendment: First Amendment of State Lands Dredging Lease
Agreement #2004-0145 (PRC #7775.9)

Location/Council District: Sacramento Marina; District 4

Recommendation:

Adopt a Resolution authorizing the City Manager to amend Lease Agreement #2004-0145 (PRC #7775.9) between the City of Sacramento and the California State Lands Commission to include maintenance dredging of the entrance channel to the Sacramento Marina.

Contact: Rebecca Bitter, Program Manager, 916-808-5047
Presenters: Not Applicable
Department: Convention, Culture and Leisure Department
Division: Administration
Organization No: 4310

Summary:

Lease Agreement #2004-0145 (PRC #7775.9) currently permits the City of Sacramento to perform annual maintenance dredging at the Miller Park Launch Ramp. A separate lease agreement with the California State Lands Commission permitting annual dredging of the entrance channel of the Sacramento Marina was allowed to expire on December 31, 2005, in favor of combining the two dredging projects under Lease Agreement #2004-0145 (PRC #7775.9). All other terms, covenants, and conditions of the lease will remain the same.

Committee/Commission Action: None

Background Information:

Permission from the State of California for dredging the entrance channel to the Sacramento Marina is required because the State Lands Commission has jurisdiction

and management control over those public lands of the State received by the State upon its admission to the United States in 1850. Generally, these sovereign lands include all ungranted tidelands and submerged lands, beds of navigable rivers, streams, lakes, bays, estuaries, inlets, and straits.

Dredging in this area is also regulated by other state agencies concerned with water quality and habitat protection, restricting dredging operations from August 1st through September 14th annually. These state agencies have also consolidated both dredging areas into single permits. Consolidating both dredging areas under one lease agreement simplifies preparation of the annual dredging operations.

The California State Lands Commission approved the amendment to this lease at their regular meeting on February 9, 2006. This amendment will be effective February 9, 2006, ending August 2, 2014.

Financial Considerations:

This agreement enables the City to dredge the Marina entrance channel and Miller Park Boat Launch. There are no financial impacts associated with this agreement.

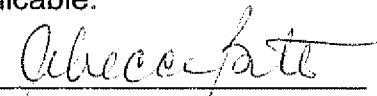
Environmental Considerations:

The activity proposed in this report is categorically exempt from environmental review pursuant to Categorical Exemption-State class 4 and section Number 15304(g) of the California Environmental Quality Act, "maintenance dredging where the spoil is deposited in a spoil area authorized by all applicable state and federal regulatory agencies".

Policy Considerations:

This activity is consistent with the City policy to provide ongoing maintenance of City facilities for the purpose of ensuring public safety and reasonable public access.

Emerging Small Business Development (ESBD): Not applicable.

Respectfully Submitted By: 
Rebecca Bitter
Program Manager

Approved By: 
Barbara E. Bohebrake
Director, Convention Culture & Leisure Department

Recommendation Approved:

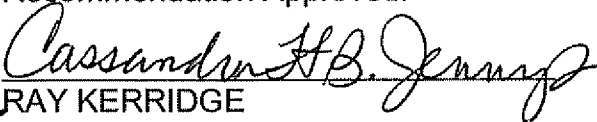

for RAY KERRIDGE
City Manager

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RESOLUTION NO.

Adopted by the Sacramento City Council

March 14, 2006

FIRST AMENDMENT OF LEASE AGREEMENT #2004-0145 (PRC #7775.9) BETWEEN THE CITY OF SACRAMENTO AND THE CALIFORNIA STATE LANDS COMMISSION TO INCLUDE ANNUAL MAINTENANCE DREDGING OF THE ENTRANCE CHANNEL TO THE SACRAMENTO MARINA

BACKGROUND

- A. Permission from the State of California for dredging the entrance channel to the Sacramento Marina is required because the State Lands Commission has jurisdiction and management control over those public lands of the State received by the State upon its admission to the United States in 1850.
- B. Dredging in this area is also regulated by other state agencies concerned with water quality and habitat protection, and have also consolidated both dredging areas into single permits. Consolidating both dredging areas under one lease agreement simplifies preparation of the annual dredging operations.
- C. The California State Lands Commission approved the amendment to this lease at their regular meeting on February 9, 2006.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Manager is authorized to execute the first amendment of Lease Agreement #2004-0145 (PRC #7775.9) between the City of Sacramento and the California State Lands Commission to include annual maintenance dredging of the entrance channel to the Sacramento Marina.
- Section 2. This amendment will be effective February 9, 2006, ending August 2, 2014.
- Section 3. All other terms, covenants, and conditions of the existing lease will remain the same.