



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: January 14, 2014

Subject: APPROVE License Agreement between Contra Costa County and Dan and Mary Helix, John V. Hook, TRE and Steven Pucell, TRE, et al., Pleasant Hill area.

RECOMMENDATION(S):

APPROVE the License Agreement between Contra Costa County (County) and Dan and Mary Helix, John V. Hook, TRE and Steven Pucell, TRE, et al. (Licensee), for use of a portion of County owned property identified as Assessor's Parcel No. 148-360-027 located in the Iron Horse Corridor (IHC) between Mayhew Way and Hookston Road in Pleasant Hill, for a five-year term beginning on December 1, 2013 and ending December 1, 2019, at a monthly rate of \$1,000.00 to be paid on a quarterly basis for a total of \$12,000 annually according to the following schedule:

☒ APPROVE ☐ OTHER
☒ RECOMMENDATION OF CNTY ADMINISTRATOR ☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **01/14/2014** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: January 14, 2014

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Chris Heck, Deputy

Contact: Angela Bell (925)
313-2337

RECOMMENDATION(S): (CONT'D)

Due Date	Amount Due	Quarter
January 1	\$3,000	January-March
April 1	\$3,000	April-June
July 1	\$3,000	July-September
October 1	\$3,000	October-December

AUTHORIZE the Public Works Director, or designee, to execute the License Agreement, and any extensions on behalf of the County.

FIND the project is a California Environmental Quality Act (CEQA), Class 5 Categorical Exemption, pursuant to Article 19, Section 15305 of the CEQA Guidelines; and

DIRECT the Director of Conservation and Development to file the notice of exemption with the County Clerk; and

AUTHORIZE the Conservation and Development to arrange for payment of the \$50 fee to the County Clerk for filing the notice of exemption.

FISCAL IMPACT: The License Agreement will generate \$12,000 per year for expenses related to the IHC.

BACKGROUND: The County is the owner of the IHC, a segment of which is Assessor's Parcel No. 148-360-027 located between Mayhew Way and Hookston Road in Pleasant Hill.

In January 2013, the County demolished the former Tri-City site and as a result the County needs to fence the entire property so that it can be incorporated into the trail area in the future. Historically, the businesses to the west have used a portion of the non-trail section of the IHC property for parking, additional access, vehicle maneuvering, storage and placement of a dumpster. Installing a fence would limit their ability to use this portion of the IHC.

The property owner and their tenants are interested in entering into a License Agreement with the County to use a portion of the IHC property (approximately 20 feet by 410 feet) for the purposes of daily parking for the occupants located at 199 Mayhew Way, and for maintenance of County temporary fencing.

CONSEQUENCE OF NEGATIVE ACTION: Without approval of the License Agreement, the County will not generate revenue while holding the property for a future public project, and the neighboring businesses will lack parking.

CHILDREN'S IMPACT STATEMENT: Not applicable.

ATTACHMENTS License Agreement Notice of Exemption