



CITY OF COMMERCE AGENDA REPORT

TO: Honorable City Council

FROM: City Administrator

SUBJECT: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMMERCE, CALIFORNIA, APPROVING SECOND AMENDMENT TO GROUND LEASE WITH THE COMMERCE REFUSE TO ENERGY AUTHORITY FOR INGRESS AND EGRESS RIGHTS OVER THE PROPERTY ACCESS LOCATED AT 5926 SOUTH SHEILA STREET, IN THE CITY OF COMMERCE

MEETING DATE: November 20, 2018

RECOMMENDATION:

Adopt the Resolution approving second Amendment to ground lease with the Commerce Refuse to Energy Authority.

BACKGROUND:

The City owns and operates a Compressed Natural Gas (CNG) Station on Commerce Refuse to Energy Facility property, under the terms of a ground lease Agreement between Commerce Refuse to Energy Authority (CREA) and the City of Commerce (City). The lease originated in April 2004, and was amended in June 2011 to, extend the term of the lease through April 12, 2031. Following a recent review of the lease, it was determined the lease does not expressly provide the City with ingress and egress rights over the property to access the CNG Station.

ANALYSIS:

The proposed Amendment grants the City, its agents and customers, non-exclusive ingress and egress rights over CREA property to access the CNG Station.

ALTERNATIVES:

1. Approve Staff recommendation
2. Provide Staff with further direction

FISCAL IMPACT:

Approval of the Second Amendment to the Ground Lease will not affect the City's fiscal budget.

Approved by: Claude McFerguson, Director of Transportation
Reviewed by: Vilko Domic, Director of Finance
Approved as to form: Noel Tapia, Legal Counsel
Respectfully submitted: Edgar P. Cisneros, City Administrator

Attachment: Second Amendment to Ground Lease