



Legislation Text

File #: 16-041, **Version:** 1

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SUBJECT: Second Amendment to CP-42 Lease Agreement with Seth Rossow

REPORT IN BRIEF

Second amendment to lease agreement with Seth Rossow to decrease amount of leasable land.

RECOMMENDATION

City Council - Adopt a motion approving the amendment to the lease agreement with Seth Rossow; and, authorizing the City Manager to execute the necessary documents.

ALTERNATIVES

1. Approve, as recommended by staff; or,
2. Approve, subject to other than recommended by staff (identify specific findings and/or conditions amended to be addressed in the motion); or,
3. Deny; or,
4. Refer to staff for consideration of specific items (specific items to be addressed in the motion); or,
5. Continue to a future meeting (date and time to be specified in the motion).

AUTHORITY

Charter of the City of Merced, Section 200.

CITY COUNCIL PRIORITIES

As provided for in the 2015-16 Adopted Budget

DISCUSSION

In December 2014, the City of Merced entered in to a lease agreement with Seth Rossow to use the property located at Mission and Tyler (CP-42) for agricultural use. The agreement was later amended in 2015 to reduce the rate charged for the land in response to the drought conditions on the property.

The City of Merced has begun developing Well Site #20 on the CP-42 property and is now ready to complete the project. The CP-42 property will ultimately be developed in to a sports park/soccer complex and the completion of the well site is integral to beginning construction of the park. To complete the well site additional land is needed. The land is currently being leased by Mr. Rossow, so a second amendment to the lease is needed to decrease the amount of acres available to him. The lease will be decreased by 7.37 acres, bringing the new amount of leasable land to 27.2 acres.

Mr. Rossow is aware of the future plans to develop the land in to soccer fields and the City has worked closely with him to ensure that development of the park does not interfere with his scheduled crops. Staff will continue to communicate any changes in plans for the property in a timely manner with Mr. Rossow.

Development of the soccer fields was postponed this past year due to the drought, but will be re-evaluated on a year-by-year basis.

IMPACT ON CITY RESOURCES

No appropriation of funds is needed

ATTACHMENTS

1. Second Amendment to CP-42 Lease
2. First Amendment to CP-42 Lease
3. Original CP-42 Lease