

**SANTA BARBARA COUNTY
AGENDA BOARD LETTER**



Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Agenda Number:
Prepared on: **January 10, 2005**
Department: **Public Works**
Department No.: **054**
Agenda Date: **February 1, 2005**
Placement: **Administrative**
Estimate Time:
Continued Item: **NO**
If Yes, date from:

TO: Board of Supervisors

FROM: Phillip M. Demery, Director
Public Works Department

STAFF

CONTACT: Mark Schleich (882-3603)
Jeff Havlik (568-3073)

SUBJECT: Land Lease Extension, Aera Energy
Folio No. R-099
Third Supervisorial District

Recommendation(s):

That the Board of Supervisors execute the attached Sixth Amendment to License Agreement between the County of Santa Barbara and Aera Energy LLC. The License allows the County to withdraw water from a well on land owned by Aera which is adjacent to the Tajiguas Landfill. The monthly rent is \$300.00 plus a per-gallon charge for water extracted. This Amendment extends the License term thru December 2005 and authorizes the Director of Public Works to sign annual term extensions thru 2016.

Alignment with Board Strategic Plan:

The recommendation(s) are primarily aligned with actions required by law or by routine business necessity.

Executive Summary and Discussion:

The License Agreement grants the Resource Recovery & Waste Management Division of Public Works the right to enter property owned by Aera Energy located adjacent to the Tajiguas Landfill, and to withdraw water from a well located thereon. The water is used as-needed basis by Resource Recovery for dust control at the landfill. The amount of water extracted is measured by Resource Recovery and payment for that water is made to Aera on a quarterly basis at the rate of \$.002 per gallon.

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Executive Summary and Discussion: (Cont.)

The original License Agreement was signed by the Board of Supervisors on June 27, 1987 and has been extended as needed since that date. This amendment extends the term thru December 31, 2005 and contains language granting the Director of Public Works authority to extend the License on a year to year basis for up to ten years.

Mandates and Service Levels:

No change in programs or service levels.

Fiscal and Facilities Impacts:

The monthly rent and quarterly water reimbursement will be paid by Department 054, from Fund 1930, Account 7760, Program: 1200, Project Number: 120000, Activity: ACCT. There are no Facilities impacts associated with this action.

Special Instructions:

After Board action, distribute as follows:

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| 1. | Original Document | Clerk of the Board Files |
| 2. | Duplicate Original | Facilities Services, Attn: Jeff Havlik |
| 3. | Minute Order | Facilities Services, Attn: Jeff Havlik |

NOTE: Real Property will make copies of the Sixth Amendment to License Agreement and the Minute Order for Resource Recovery & Waste Management and our files. The duplicate original will be mailed to Aera Energy LLC.

Concurrence: