



# CITY OF SACRAMENTO

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7-1-80  
file

CITY MANAGER'S OFFICE  
**RECEIVED**  
JUN 23 1980

DEPARTMENT OF ENGINEERING  
915 I STREET SACRAMENTO, CALIFORNIA 95814  
CITY HALL ROOM 207 TELEPHONE (916) 449-5281

R. H. PARKER  
CITY ENGINEER  
J. F. VAROZZA  
ASSISTANT CITY ENGINEER

June 23, 1980

City Council  
Sacramento, California

Honorable Members in Session:

SUBJECT: Resolution Authorizing Execution of Amendment to Southern Pacific  
Railroad Agreement - Old Sacramento

SUMMARY:

Attached is an Amendment to the original agreement, dated September 14, 1972 between the Southern Pacific Transportation Company, State Department of Recreation and Parks, the Redevelopment Agency and the City of Sacramento for improvements of the area bounded by the Embarcadero, Sacramento River, Capitol Mall and the I Street Bridge. Approval of the amendment is recommended.

BACKGROUND:

The City, the Redevelopment Agency, State Department of Recreation and Parks and the Southern Pacific Transportation Company entered into an agreement dated September 14, 1972 to purchase the old warehouse property and relocate the Walnut Grove branch line to its present alignment. The City was involved in this agreement because of the possible cloud on the title of the property. We agreed to handle the fund transfers for the project even though the City is not expending any funds. During the relocation of the tracks it was discovered that the Southern Pacific Transportation Company would require additional funds to install the crossing protection devices required by the State P.U.C. The special crossing protection was established as a mandatory requirement because of the number of people anticipated to be in Old Sacramento. Both the State Department of Recreation and Parks and the Redevelopment Agency have agreed to the increased cost for the crossing protection devices.

FINANCIAL:

This amendment will not require the expenditure of any City funds.

A - 80010

**APPROVED**  
BY THE CITY COUNCIL

JUL - 1 1980

OFFICE OF THE  
CITY CLERK

RECOMMENDATION;

It is recommended that the City Manager and City Clerk be authorized to execute the attached amendment by passage of the attached resolution.

Respectfully submitted,

Recommendation Approved:

*Walter J. Slipe*  
Walter J. Slipe City Manager

*M. Johnson*  
for R. H. PARKER  
City Engineer

July 1, 1980  
District #1

RESOLUTION No. 80-420

Adopted by The Sacramento City Council on date of

July 1, 1980

RESOLUTION AUTHORIZING EXECUTION OF AMENDMENT TO  
AGREEMENT BETWEEN THE SOUTHERN PACIFIC TRANSPORTATION  
COMPANY, STATE DEPARTMENT OF RECREATION AND PARKS,  
THE REDEVELOPMENT AGENCY AND THE CITY OF SACRAMENTO

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

That the City Manager and City Clerk are hereby authorized and directed to execute amendment to the agreement between the Southern Pacific Transportation Company, State Department of Recreation and Parks, the Redevelopment Agency and the City of Sacramento to provide for an increase in cost for the installation of crossing protection devices in the area bounded by the Embarcadero, Sacramento River, Capitol Mall and the I Street Bridge in the City of Sacramento.

\_\_\_\_\_  
MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

APPROVED  
BY THE CITY COUNCIL

JUL -1 1980

OFFICE OF THE  
CITY CLERK



# CITY OF SACRAMENTO

## OFFICE OF THE CITY CLERK

915 I STREET  
CITY HALL ROOM 203

SACRAMENTO, CALIFORNIA 95814  
TELEPHONE (916) 449-5426

LORRAINE MAGANA  
CITY CLERK

July 9, 1980

Mr. James E. Johnson  
Land Agent, Acquisition Division  
State Department of Recreation and Parks  
P.O. Box 2390  
Sacramento, California 95811

Dear Mr. Johnson:

On July 1, 1980, the City Council adopted a resolution authorizing the execution of the amendment to the Southern Pacific Railroad agreement dated September 14, 1972, regarding the improvement of the area bounded by the Embarcadero, Sacramento River, Capitol Mall and the I Street Bridge in the City of Sacramento.

Enclosed are four (4) copies of the agreement executed by the City as authorized by the attached certified resolution.

Upon final execution, please return three (3) copies of said agreement for the City's distribution.

Sincerely,

Lorraine Magana  
City Clerk

LM:sj

Encl. 4

Item No. 7

A-80010

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AMENDMENT  
(To Agreement Dated September 14, 1972)  
Old Sacramento State Historic Park

THIS AMENDMENT, entered into by and between the SOUTHERN PACIFIC  
TRANSPORTATION COMPANY, a Delaware corporation, hereinafter called "Company",  
the STATE OF CALIFORNIA, acting by and through the STATE DEPARTMENT OF PARKS  
AND RECREATION, hereinafter called "Parks", the REDEVELOPMENT AGENCY OF THE  
CITY OF SACRAMENTO, hereinafter called "Agency", and the CITY OF SACRAMENTO,  
hereinafter called "City":

W I T N E S S E T H:

WHEREAS, on September 14, 1972, the parties hereto entered into an  
agreement regarding the improvement of the area bounded by the Embarcadero,  
Sacramento River, Capitol Mall and the I Street Bridge in the City of  
Sacramento; and

WHEREAS, Section 3 of said agreement provides that Company will install  
certain protective devices at those permanent crossings of its relocated  
track; and

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1           WHEREAS, Section 4 of said agreement provides for payment to Company,  
2 upon completion of installation and receipt of billing, of the actual cost  
3 of said installations not to exceed \$60,855.00 without a supplemental agree-  
4 ment between the parties; and

5  
6           WHEREAS, additional work was required to complete the installation at  
7 additional cost; and

8  
9           WHEREAS, the parties hereto agree that the added cost for the additional  
10 work is justified and reasonable;

11  
12           NOW, THEREFORE, said agreement dated September 14, 1972 is hereby  
13 amended as follows:

14  
15           In Section 4, Page 4, Line 1, delete the figures "\$60,855" and  
16 substitute the figures "\$123,402.02" therefor.

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18           Except as herein amended the agreement dated September 14, 1972, and  
19 approved November 30, 1972, remains in full force and effect.

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IN WITNESS WHEREOF, the parties hereto have executed this amendment in quadruplicate.

SOUTHERN PACIFIC TRANSPORTATION COMPANY

STATE OF CALIFORNIA  
DEPARTMENT OF PARKS AND RECREATION

By L.A. Blake  
(Title) Manager, Contract Dept.

By \_\_\_\_\_  
(Title)

Date APR 28 1978

Date \_\_\_\_\_

CITY OF SACRAMENTO

REDEVELOPMENT AGENCY OF THE CITY  
OF SACRAMENTO

By William H. Edgan  
(Title) Acting City Mgr

By William E. Selin  
(Title) Executive Director

Date 'JUL' 1 1980

Date Sept. 18, 1978

*[Faint handwritten notes and signatures]*

I-5571/4

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Adopted by The Sacramento City Council on date of

July 1, 1980

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PHILLIP L. ISENBERG

MAYOR

ATTEST:

LORRAINE MAGANA

CITY CLERK

CERTIFIED AS TRUE COPY  
of Resolution No. 80-420

JUL 2 1980

DATE CERTIFIED

Lorraine Magana  
CITY CLERK, CITY OF SACRAMENTO