

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

11



FROM: Economic Development Agency

SUBMITTAL DATE:
March 15, 2004

SUBJECT: Resolution 2004-128, Objection to Public Sale of Tax Defaulted Properties

RECOMMENDED MOTION: That the Board of Supervisors:

- (1) Approve attached Resolution Number 2004-128, which authorizes the purchase of tax defaulted real property for habitat conservation; and
- (2) Authorize the Assistant County Executive Officer of the Economic Development Agency, or his designee, to administer all actions necessary and to sign any related escrow documents, to complete the acquisition of the subject properties.

BACKGROUND: Assessor Parcel Numbers 264-040-001, 264-040-002, 321-190-005, 347-110-033, 391-220-007, 579-240-018, 580-040-041, 909-160-012, and 956-090-007 total approximately 201.13 acres of tax defaulted properties which are subject to the Tax Collector's Power of Sale. The subject properties are located in various regions, including the communities of Moreno Valley, Alberhill, Gavilan Hills, French Valley, Aguanga, and Anza. All the properties contain MSHCP habitat value, according to the Transportation and Land Management Agency. The proposed purchase will be paid for with Ordinance 810 funds. County Counsel has approved the resolution as to form. Staff recommends approval of the two motions in this Form 11.

Bradley J. Hudson

Bradley J. Hudson, Assistant County Executive Officer/EDA

BJH:RZ:BB:sj F:\Shared\RealProperty\Real Property\MSHCP\04-H-027.frm11.doc

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 1,062,401.54 plus escrow fees	In Current Year Budget:	Yes
	Current F.Y. Net County Cost:	\$0	Budget Adjustment:	No
	Annual Net County Cost:	\$0	For Fiscal Year:	2003-2004

SOURCE OF FUNDS: Ordinance 810 funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: **APPROVE**

County Executive Office Signature *Rhonda King*

COUNTY OF RIVERSIDE
MAR 18 PM 1:30
OFFICE EXECUTIVE

Prev. Agn. Ref.: None | **District:** 1,3,5 | **Agenda Number:**

3.10

Departmental Concurrence

Policy
 Consent
 Policy
 Policy
 Consent
 Policy
 Dep't Recomm.:
 Per Exec. Ofc.:

**RESOLUTION NO. 2004-128
OBJECTION TO PUBLIC SALE OF ASSESSOR PARCEL NUMBERS 264-040-001,
264-040-002, 321-190-005, 347-110-033, 391-220-007, 579-240-018, 580-040-041,
909-160-012, AND 956-090-007, AND AUTHORIZATION TO PURCHASE REAL
PROPERTY FROM THE TREASURER-TAX COLLECTOR
(First, Third, and Fifth Supervisorial Districts)**

WHEREAS, parcels of land known as Assessor Parcel Numbers 264-040-001, 264-040-002, 321-190-005, 347-110-033, 391-220-007, 579-240-018, 580-040-041, 909-160-012, and 956-090-007, as further described on Exhibit "A" attached hereto, became subject to the Tax Collector's Power of Sale on December 2, 2003; and

WHEREAS, the County of Riverside through its Economic Development Agency, objects to the public sale of these parcels; and

WHEREAS, on June 17, 2003, the Board of Supervisors approved the Western Riverside County Multiple Species Habitat Conservation Plan (MSHCP); and

WHEREAS, 264-040-001, 264-040-002, 321-190-005, 347-110-033, 391-220-007, 579-240-018, 580-040-041, 909-160-012, and 956-090-007 are parcels identified within the criteria policies of the MSHCP as suitable for habitat conservation; and

WHEREAS, the County offers to purchase these parcels in fee to further the MSHCP and complement existing acquisition efforts by the Economic Development Agency, for the amount of \$1,062,401.54, this amount being set by the Treasurer-Tax Collector; and

WHEREAS, the County will pay the costs of giving notice, said costs not being a part of the purchase price.

NOW, THEREFORE, BE IT RESOLVED, ORDERED, AND DETERMINED, by the Board of Supervisors of the County of Riverside, in regular session assembled on March 30, 2004, as follows:

1. The County objects to the proposed sale of Assessor Parcel Numbers 264-040-001, 264-040-002, 321-190-005, 347-110-033, 391-220-007, 579-240-018, 580-040-041, 909-160-012, and 956-090-007.

1 2. The County offers to purchase said parcels for habitat conservation, pursuant
2 to the MSHCP, and to enter into an Agreement of Sale with the County of Riverside
3 Treasurer-Tax Collector for the purchase of these parcels, pursuant to Section 3791.3
4 et. seq. of the California Revenue and Tax Code, and agrees to pay the full purchase
5 price for Assessor Parcel Numbers 264-040-001, 264-040-002, 321-190-005, 347-110-
6 033, 391-220-007, 579-240-018, 580-040-041, 909-160-012, and 956-090-007 as
7 determined by the Treasurer-Tax Collector of Riverside County, together with all costs
8 of giving notice pursuant to statute.

9 3. The County agrees to pay publication costs, even if property is redeemed and
10 therefore not conveyed to the County, and to pay full cost of Lot Book Reports, as
11 required by Section 3793.6(a) of the California Revenue and Tax Code.

12 4. The Board hereby directs the appropriate staff to prepare the necessary
13 documents and take the necessary actions to complete this transaction.

14 5. This resolution shall take effect immediately upon its adoption.

15 **BE IT FURTHER ORDERED**, that the Clerk of the Board of Supervisors shall file
16 with the Treasurer-Tax Collector a certified copy of this resolution.

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FORM APPROVED
COUNTY COUNSEL

MAR 16 2004

BY 
ASSISTANT COUNTY COUNSEL

Exhibit "A"
Legal Description

APN 264-040-041: 16.42 ACRES M/L IN POR NE 1/4 OF SEC 35 T2S R4W.

APN 264-040-042: 8.18 ACRES M/L IN POR NE 1/4 OF SEC 35 T2S R4W.

APN 321-190-005: 10.00 ACRES IN POR NE 1/4 OF SEC 29 T4S R4W.

APN 347-110-033: 21.59 ACRES M/L IN POR NE 1/4 OF SEC 29 T5S R4W.

APN 391-220-007: 25.00 ACRES IN POR SE 1/4 OF SEC 20 T5S R5W.

APN 579-240-018: 10.00 ACRES M/L IN POR SW 1/4 OF SEC 21 T8S R3E.

APN 580-040-041: 18.21 ACRES NET IN PAR 7 PM 106/014 PM 14451.

APN 909-160-012: 81.73 ACRES M/L IN POR PAR 17 PM 165/096 PM 24991.

APN 956-090-007: 10.00 ACRES IN POR NE 1/4 OF SEC 11 T7S R3W.

3000 WVB ST NW 10: 30
RECEIVED BY THE CLERK OF SUPERIOR COURT
MARCH 12 2004