

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

932



**FROM:** Economic Development Agency

**SUBMITTAL DATE:**  
November 9, 2004

**SUBJECT:** Adoption of Resolution No. 2004-512, Authorization to Encumber Ordinance 810 Funds for MSHCP Acquisitions

**RECOMMENDED MOTION:** That the Board of Supervisors:

Approve attached Resolution Number 2004-512, which authorizes the encumbrance of additional Ordinance 810 funds for MSHCP acquisitions.

**BACKGROUND:** The Board of Supervisors previously authorized the purchase of real property from United Five Star Capital Corp. as well as from Jerry B. Geller, Janice M. Geller, and William F. Hackenberger to benefit the MSHCP program. These properties are currently in escrow and will be paid for with a combination of Ordinance 810 funds and State Parks grant funds. The State has informed County staff that it will withhold 10% of its funds until close of escrow and that the County must seek a reimbursement of the remaining 10% of the funds or \$50,000 total, after the close of escrow. The proposed resolution before the Board today would encumber an additional \$50,000 in Ordinance 810 funds and authorize staff to seek reimbursement from the State for these funds, after the close of escrow. Staff recommends approval of the proposed resolution.

Departmental Concurrence

*Bradley J. Hudson*

BJH:RZ:BB  
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Bradley J. Hudson  
Assistant County Executive Officer/EDA

<b>FINANCIAL DATA</b>	Current F.Y. Total Cost:	\$ 1,220,000 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:	2004-2005

**COMPANION ITEM ON BOARD OF DIRECTORS AGENDA:** No

<b>SOURCE OF FUNDS:</b> \$770,000 of Ordinance 810 funds and \$450,000 of State Parks 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** *Bronda King*

Policy  Policy

Consent  Consent

Dept't Recomm.:  
Per Exec. Ofc.:

**Prev. Agn. Ref.:** 8/10/04, 3.34 and 10/19/04, 3.16

**District:** 3

**Agenda Number:**

**3.18**

2 **RESOLUTION NO. 2004-512**  
3 **AUTHORIZATION TO ENCUMBER ORDINANCE 810 FUNDS FOR MSHCP**  
4 **ACQUISITIONS (Third Supervisorial District)**

5 **WHEREAS**, on November 25, 2003, Item 3.20 and August 10, 2004, Item 3.34  
6 the Board of Supervisors authorized and amended the purchase of approximately 240  
7 acres from United Five Star Capital Corp. for \$720,000 ; and

8 **WHEREAS**, on November 25, 2003, Item 3.21 and October 19, 2004, Item 3.16  
9 the Board of Supervisors authorized and amended the purchase of approximately 166  
10 acres from Jerry B. Geller, Janice M. Geller, and William F. Hackenberger for \$500,000;  
11 and

12 **WHEREAS**, State Park funds in the amount of \$250,000 will be allocated by the  
13 State of California to assist with each purchase; and

14 **WHEREAS**, the State of California has informed the County that it will hold 10%  
15 of the grant amount or \$25,000 for each purchase and will not release the 10% amount  
16 until after close of escrow; and

17 **WHEREAS**, the County will need to deposit an additional \$25,000 into escrow for  
18 each purchase and seek reimbursement from the State after close of escrow; and

19 **WHEREAS**, the acquisition of these properties will assist the County in providing  
20 open space for preservation of wildlife and plant life.

21 **NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED** by the  
22 Board of Supervisors of the County of Riverside, State of California, in regular session  
23 assembled on November 23, 2004, as follows:

24 1. That the Board of Supervisors hereby finds and declares that the above  
25 recitals are true and correct.

26 2. That the County of Riverside is authorized to acquire real property in the  
27 Aguanga area of Riverside County from United Five Star Capital Corp. for the sum of  
28 \$720,000.

3. That the County of Riverside is authorized to acquire real property in the

1 Aguanga area of Riverside County from Jerry B. Geller, Janice M. Geller, and William F.  
2 Hackenberger for the sum of \$500,000.

3 4. That the County of Riverside is hereby authorized to expend an additional  
4 \$25,000 of Ordinance 810 funds for the purchase of real property from United Five Star  
5 Capital Corp. and an additional \$25,000 of Ordinance 810 funds for the purchase of real  
6 property from Jerry B. Geller, Janice M. Geller, and William F. Hackenberger.

7 5. That the Chairman of the Board of Supervisors is hereby authorized to execute  
8 any and all documents necessary to acquire the real property from United Five Star  
9 Capital Corp., Jerry B. Geller, Janice M. Geller, and William F. Hackenberger.

10 6. That the Assistant County Executive Officer of the Economic Development  
11 Agency, or his designee, is hereby authorized to take the necessary actions and  
12 execute any related documents to complete this acquisition and to obtain  
13 reimbursement of the grand total of \$50,000 in Ordinance 810 funds from the State of  
14 California.

15 FORM APPROVED  
16 COUNTY COUNSEL

17 NOV 10 2004

18 BY   
19 ASSISTANT COUNTY COUNSEL