

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

702



FROM: Economic Development Agency

SUBMITTAL DATE:
August 10, 2005

SUBJECT: Resolution No. 2005-340 and Reinvestment Agreement for Sale of Airport Land, Desert Center Airport, 4th District

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution 2005-340 authorizing the Riverside County Economic Development Agency to establish a fair market value for Desert Center Airport (DCA), sell DCA for at least the fair market value and to deposit the proceeds of sale into a County Airports fund account in order to secure FAA release from applicable Federal obligations.
2. Approve the Reinvestment Agreement for Sale of Airport Land.

Departmental Concurrence

BACKGROUND:

On May 24, 2005, the Board of Supervisors declared Desert Center Airport surplus property, authorized the Assistant County Executive Officer/EDA to enter escrow with a qualified buyer and authorized the sale of the airport for a price of not less than \$1,375,000 subject to the approval of the Federal Aviation Administration. The FAA has requested that the Board of Supervisors provide the FAA, as a condition of providing the County a release from its obligations, a Resolution and Reinvestment Agreement providing that the sales proceeds be deposited in County Airports funds.

RZ:HO

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Robin Zimpfer

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Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	No
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	NA

COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: No

SOURCE OF FUNDS: NA	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 *Bhonda King*

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

Prev. Agn. Ref.: Dec 1, 1998, 3.7; May 24, 2005, 3.8 **District:** 4th **Agenda Number:**

3.12

(Background Continued)

The attached Resolution and Reinvestment Agreement meet the FAA's requirements, and FAA staff have reviewed and approved both documents. Economic Development Agency staff recommends that the Board adopt Resolution 2005-340 and approve the Reinvestment Agreement. County Counsel has approved both the Resolution and the Reinvestment Agreement as to form.

Board of Supervisors County of Riverside

RESOLUTION No. 2005-340

AUTHORIZING THE RIVERSIDE COUNTY ECONOMIC DEVELOPMENT AGENCY TO SEEK FEDERAL AVIATION ADMINISTRATION RELEASE FROM APPLICABLE OBLIGATIONS OF DESERT CENTER AIRPORT IN ACCORDANCE WITH APPLICABLE FEDERAL LAW AND FAA POLICY.

WHEREAS, the Federal Aviation Administration (FAA) has advised the Riverside County Economic Development Agency that Federal law and FAA policy require, as part of a land release that airport land be disposed of at its fair market value and that all sale proceeds be expended for the capital or operating costs of the County's airports in accordance with applicable Federal law and FAA policy and that such requirements apply to the sale of Desert Center Airport, Desert Center, California; and

WHEREAS, the Riverside County Economic Development Agency seeks an FAA release for the Desert Center Airport from applicable Federal obligations and recognizes the continued need for provision of adequate public airport facilities to be provided the citizens of Riverside County, California.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Riverside in regular session assembled on September 13, 2005, that the Riverside County Economic Development Agency shall establish the fair market value of Desert Center Airport by appraisal and sell, at fair market value, Desert Center Airport, and deposit the proceeds in a County Airports fund in accordance with applicable Federal law and FAA policy in order to secure FAA release from the applicable Federal obligations;

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Riverside concurs with the FAA that expenditures of funding on the County's Airports observe the following priority categories, and that all currently needed development within the highest priority category must be accomplished before improvements in the next category are begun:

- A. Approved items of airport development set forth in USC 47101 et seq. to be accomplished in accordance with currently applicable FAA design criteria and FAA completion schedules.
- B. Any aeronautical items of airport development ineligible for direct Federal aid under the Airport Improvement Program.
- C. Current expenses for repair, maintenance and operation of airport use properties.

The Board of Supervisors hereby empowers, authorizes, and directs the Assistant County Executive Officer/EDA to enter into an Agreement with the Federal

Aviation Administration for the purpose of binding the County of Riverside to all its promises, covenants, and agreements, as set forth in this Resolution.

ADOPTED, by the Board of Supervisors for the County of Riverside this _____ day of _____, 2005.

I, Nancy Romero, Clerk of the Board, County of Riverside, do hereby certify that the foregoing Resolution No. 2005-340 was duly and regularly introduced, passed, and adopted by the Riverside County Board of Supervisors at the regular meeting thereof held on the _____ day of _____, 2005, and the foregoing is a full, true, and correct copy of said Resolution, and it has not been amended or repealed.

Ayes:
Noes:
Abstain:
Absent:

Date: _____, 2005

ATTEST:
NANCY ROMERO, Clerk of the Board

FORM APPROVED
JOE S. RANK, County Counsel

By: _____

Deputy

By: Gordon V. Wood 8/16/05

Deputy