

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

681



FROM: Economic Development Agency / Facilities Management

SUBMITTAL DATE:
 August 28, 2013

SUBJECT: Ordinance Amendment No. 861.1, an Ordinance of the County of Riverside Amending Ordinance No. 861 to Authorize the Delegation of Authority to Execute Leases and Licenses on County Property

RECOMMENDED MOTION: That the Board of Supervisors:

1. Introduce and adopt on successive weeks, Ordinance No. 861.1, authorizing the delegation of authority to execute leases and licenses on county property;
2. Find that the adoption of Ordinance No. 861.1 is exempt from California Environmental Quality Act pursuant to CEQA Guidelines Section 15061(b)(3);
3. Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk for posting; and

RECOMMENDED MOTION: (Continued)

Robert Field
 Assistant County Executive Officer/EDA

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|-----------------------|-------------------------------|------|-------------------------|---------|
| FINANCIAL DATA | Current F.Y. Total Cost: | \$ 0 | In Current Year Budget: | Yes |
| | Current F.Y. Net County Cost: | \$ 0 | Budget Adjustment: | No |
| | Annual Net County Cost: | \$ 0 | For Fiscal Year: | 2013/14 |

COMPANION ITEM ON BOARD AGENDA: No

SOURCE OF FUNDS: N/A

| | |
|----------------------------------|--------------------------|
| Positions To Be Deleted Per A-30 | <input type="checkbox"/> |
| Requires 4/5 Vote | <input type="checkbox"/> |

C.E.O. RECOMMENDATION: APPROVE

BY:
 Jennifer L. Sargent

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried, IT WAS ORDERED that the above matter is approved as recommended and that the above ordinance is approved as introduced with waiver of reading.

Ayes: Jeffries, Tavaglione, Stone and Benoit
 Nays: None
 Absent: Ashley
 Date: September 10, 2013
 xc: EDA, Recorder, COB

Kecia Harper-Ihem
 Clerk of the Board
 By:
 Deputy

Prev. Agn. Ref.: 3.11 of 8/15/06

District: All

Agenda Number: **3-30**

RECOMMENDED MOTION: (Continued)

4. Approve that upon the effective date of Ordinance 861.1, Resolution Numbers 97-252, 97-251, 98-364 and 2002-364 will be rescinded and superseded by Ordinance 861.1 and such resolutions will no longer be in effect.

BACKGROUND:

Riverside County Ordinance No. 861, which became effective September 14, 2006, provided limited delegated authority to the managing director or assistant director of the Economic Development Agency to act as the Airport property manager in order to enter into certain agreements related to airport property. In addition, various resolutions were adopted to expand the delegated authority, as outlined below. Ordinance No. 861 expired five years from the effective date on September 14, 2011. The purpose of Ordinance No. 861.1 is to grant delegated authority, not only related to airport properties, but to encapsulate the purposes of the below listed resolutions that now require ordinance adoption to be effective.

Resolution No. 97-251 was approved by the Board of Supervisors in regular session assembled on December 9, 1997, permitting, what was designated at the time as the Director of the Department of Building Services, the delegated authority to execute leases for use by the County with limitations. Subsequently, Resolution No. 2002-364 was adopted by the Board to amend and expand the limitations for this delegation of authority, to recognize the change from the Department of Building Services to the Department of Facilities Management and designate the Director of the Department of Facilities Management as the county officer to execute these leases. Resolution No. 97-252 delegated authority to the same county officer to enter into leases of county owned real property with limitations. Resolution No. 98-364 was adopted for delegated limited authorities for leases on County owned property devoted to airport uses. Once Ordinance No. 861.1 takes effect, the authorities delegated within these resolutions will be contained within the ordinance; therefore, they will be superseded and no longer necessary.

The purpose of Ordinance No. 861.1 once effective will be to provide and establish alternative procedures for the leasing and licensing of real property by or for the County of Riverside and to delegate to an appropriate county officer, such as the Assistant County Executive Officer of the Economic Development Agency, the Managing Director and the Assistant Director of the Real Estate Division, the Assistant Director of Aviation Division of the Economic Development Agency, or any other county officer charged by the Board with the responsibilities and duties of managing any County property, the authority with limitations to negotiate and execute leases and licenses on behalf of the County of Riverside for real property belonging to, leased by, or licensed by the County of Riverside or for the use of the County, including airport property. The delegation of authorities established in this ordinance shall transfer to any equivalent successor county officer positions to the positions named herein. Ordinance No. 861.1 is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) as it can be seen with certainty that there is no possibility the activity in question may have a significant effect on the environment. The County's approval of this proposed ordinance does not create any reasonably foreseeable physical change in the environment; it is simply a procedural change in authority to enter certain agreements.

County Counsel has approved this ordinance as to form.

Attachment: Ordinance Amendment No. 861.1