

**SUBMITTAL TO THE FLOOD CONTROL AND
WATER CONSERVATION DISTRICT
BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
11.3
(ID # 10899)

MEETING DATE:

Tuesday, October 8, 2019

FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adoption of Resolution No. F2019-18, Declaration of Surplus Real Property and Notice of Intent to Sell a Fee Simple Interest in Real Property, Located in the City of Riverside, County of Riverside, RCFC Parcel No. 1171-2A2, a Portion of APN 136-212-035, Project No. 1-0-00171, District 1. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2019-18, Declaration of Surplus Real Property and Notice of Intent to Sell a Fee Interest in Real Property, Located in the City of Riverside, County of Riverside, RCFC Parcel No. 1171-2A2, a Portion of APN 136-212-035, Project No. 1-0-00171;
2. Direct the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code; and
3. Authorize the General Manager-Chief Engineer or their designee to provide Notice to Offer to other public agencies and housing sponsors as required by Section 54222 of the Government Code.

ACTION:Policy

Handwritten signature of Jason Uhley.

Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

9/11/2019

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Jeffries, seconded by Supervisor Hewitt and duly carried, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Spiegel and Hewitt
Nays: None
Absent: Washington and Perez
Date: October 8, 2019
xc: Flood

Kecia R. Harper
Clerk of the Board
By Deputy

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD
OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: N/A			Budget Adjustment:	No
			For Fiscal Year:	19/20

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The Riverside County Flood Control and Water Conservation District (District) acquired the subject real property as a part of a larger parcel known as RCFC Parcel No. 1171-2A by Grant Deed recorded April 22, 1988 as Instrument No. 107529 of Official Records for the Arizona Channel Line C project, which consisted of the construction and subsequent operation and maintenance of a canal. The District subsequently granted the northeasterly 17 feet of RCFC Parcel 1171-2A to the City of Riverside by Grant Deed recorded April 7, 1989 as Instrument No. 110977 of the Official Records. The District owns the remainder of original RCFC Parcel No. 1171-2A in fee, and that remainder is known as RCFC Parcel 1171-2A2 (Property).

The District received an unsolicited inquiry from an adjacent property owner (potential buyer) that is looking to assemble both properties for a senior housing development. The District determined that the Property is no longer needed. Selling the Property would remove both the District's maintenance obligation and responsibility for the District and would place the Property back on the real property tax roll.

Pursuant to California Government Code Section 54220 et seq. (Surplus Land Act) and prior to disposing of any real property declared as surplus, a local agency is required to send written offers to sell the property to various governmental agencies that may be interested in acquiring such surplus real property unless it is deemed to be exempt from this requirement. The Property consists of approximately 7,066 square feet and does not qualify as exempt under the Surplus Land Act. As a result, the District is required to send written offers to sell to various governmental agencies in order to determine if there is any interest. If no interest is shown by those agencies within the statutory 60-day waiting period, then the District would proceed to negotiate a purchase price with the potential buyer. After negotiations have been finalized, an agreement for the disposition of the Property would be brought to the Board of Supervisors of the District (Board) for approval.

As to California Code – Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13, the Board is authorized to dispose of real property that is no longer necessary to be retained for the uses and purposes of the District. The Property is no longer necessary to be retained for the Arizona Channel Line C or any District uses or purposes; therefore, staff is recommending the adoption

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of Resolution No. F2019-18 to declare the Property surplus and to dispose of it. Upon the Board declaring the Property as surplus and before it is sold, the District will seek an appraisal to value the Property. The appraised value sets forth the market value of the Property and provides the measure for the Board to decide whether to accept or deny a competitive bid or offer to purchase.

Resolution No. F2019-18 has been approved as to form by County Counsel.

Impact on Residents and Businesses

Increase in private property ownership.

ATTACHMENTS:

1. Resolution No. F2019-18
2. Regional Aerial Maps of the subject area
3. Exhibits "A" and "B" – Legal and Plat

P8/226260
JP:rlp



Jason Farin, Senior Management Analyst

10/1/2019



Gregory V. Priaplos, Director County Counsel

9/26/2019

BOARD OF SUPERVISORS

**RIVERSIDE COUNTY FLOOD CONTROL
AND WATER CONSERVATION DISTRICT**

RESOLUTION NO. F2019-18
DECLARATION OF SURPLUS REAL PROPERTY AND NOTICE OF INTENT TO SELL
A FEE SIMPLE INTEREST IN REAL PROPERTY, LOCATED IN THE CITY OF RIVERSIDE,
COUNTY OF RIVERSIDE, RCFC PARCEL NO. 1171-2A2, A PORTION OF APN 136-212-035,
PROJECT NO. 1-0-00171

WHEREAS, the Riverside County Flood Control and Water Conservation District ("District") is the fee owner of a certain larger parcel of real property identified with Assessor's Parcel Number 136-212-035, which contains RCFC Parcel No. 1171-2A2 as described on Exhibit "A" and depicted on Exhibit "B" attached hereto and incorporated herein ("Property"); and

WHEREAS, the District acquired the Property as a part of Parcel No. 1171-2A by a Grant Deed recorded April 22, 1988 as Instrument No. 107529 of the Official Records of the County of Riverside; and

WHEREAS, the District subsequently granted the northeasterly 17 feet of Parcel No. 1171-2A to the City of Riverside by a Grant Deed recorded April 7, 1989 as Instrument No. 110977 of the Official Records of the County of Riverside, thereby leaving the District with the remainder of Parcel No. 1171-2A, now known as RCFC Parcel. No. 1171-2A2; and

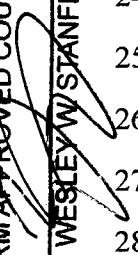
WHEREAS, the District would like to remove both the obligation of maintenance and responsibility of the Property, as well as place the Property back onto the tax rolls; and

WHEREAS, the District has determined that the Property is not needed for any current or any future facilities, thereby making the it no longer necessary for the District's use or purposes; and

WHEREAS, it is in the public interest to surplus and sell the Property; and

WHEREAS, pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13, the District may dispose of any interest in real property determined to be no longer necessary to be retained for the use and purposes of the District.

NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the District ("Board"), in regular session assembled on October 8, 2019 at 9:30 a.m. or soon thereafter, in the meeting room of the Board of Supervisors of the District, located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that the Property is no longer necessary to be retained by the District for public purposes and use by the District and is declared as surplus,

FORM APPROVED COUNTY COUNSEL
BY:  WESLEY W. STANFIELD
DATE: 9/25/2019

1 pursuant to California Water - Code Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13.

2 **BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** by this Board that the Clerk
3 of the Board is directed to give notice pursuant to Section 6061 of the Government Code.

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7 ROLL CALL:

8 Ayes: Jeffries, Spiegel and Hewitt
9 Nays: None
10 Absent: Washington and Perez

11 The foregoing is certified to be a true copy of a resolution duly
12 adopted by said Board of Supervisors on the date therein set forth.

13 Kecia R. Harper, Clerk of said Board

14 By 
15 Deputy

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10.08.19 11.3

**RIVERSIDE COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT**

EXHIBIT "A"

LEGAL DESCRIPTION

Parcel No. 1171-2A2

Parcel 2 described in the Grant Deed recorded April 22, 1988, in the City of Riverside, County of Riverside, State of California, as Instrument No. 107529 of Official Records of said county.

Excepting therefrom the land described in the Grant Deed recorded April 7, 1989 as Instrument No. 110977 of Official Records of said county.

Containing 7,066 square feet/0.162 acres.

See Exhibit "B" attached hereto and made a part hereof.





JAMES R. McNEILL

Land Surveyor No. 7752

Date: 3-12-19_____

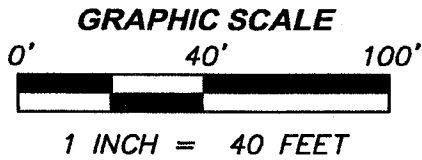
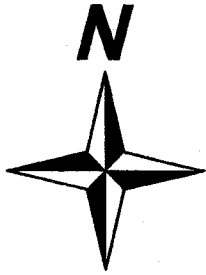


EXHIBIT "B"

M.B. 1/70 S.B.
LOT 8

E LA SIERRA AVE.

PARCEL
1171-2A2

INST. NO. 107529
PAR 1171-2A

N84°29'26"W 169.86'

R.S. 80/72-77
PAR 1171-2

INST. NO. 110977
107.25'

N56°21'16"E 131.76'

N33°37'19"W 107.25'

60'

M.B. 197/70-71

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M.B. 1/70 S.B.
LOT 9

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
1995 MARKET STREET, RIVERSIDE, CA. 92501

PROJECT NAME:	NOT APPLICABLE	SCALE 1"=40'	DRAWN BY SL
RCFC-WCD PARCEL NUMBER(S):	1171-2A2	DATE 3/12/19	CHECK BY SB
RCFC-WCD PROJECT NUMBER:	1-0-00171	SHEET NO.	1 OF 1



OFFICE OF THE
CLERK OF THE BOARD OF SUPERVISORS
1st FLOOR, COUNTY ADMINISTRATIVE CENTER
P.O. BOX 1147, 4080 LEMON STREET
RIVERSIDE, CA 92502-1147
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA R. HARPER
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR
Assistant Clerk of the Board

October 16, 2019

THE PRESS ENTERPRISE
ATTN: LEGALS
P.O. BOX 792
RIVERSIDE, CA 92501

TEL: (951) 368-9229
EMAIL: legals@pe.com

RE: NOTICE: RESOLUTION F2019-18

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME: Tuesday, October 22, 2019.**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, **WITH TWO CLIPPINGS OF THE PUBLICATION.**

PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

Karen Barton

Deputy Clerk of the Board to:
KECIA R. HARPER, CLERK OF THE BOARD

RESOLUTION NO. F2019-18
DECLARATION OF SURPLUS REAL PROPERTY AND NOTICE OF INTENT TO SELL
A FEE SIMPLE INTEREST IN REAL PROPERTY, LOCATED IN THE CITY OF RIVERSIDE,
COUNTY OF RIVERSIDE, RCFC PARCEL NO. 1171-2A2, A PORTION OF APN 136-212-035,
PROJECT NO. 1-0-00171

WHEREAS, the Riverside County Flood Control and Water Conservation District ("District") is the fee owner of a certain larger parcel of real property identified with Assessor's Parcel Number 136-212-035, which contains RCFC Parcel No. 1171-2A2 as described on Exhibit "A" and depicted on Exhibit "B" attached hereto and incorporated herein ("Property"); and

WHEREAS, the District acquired the Property as a part of Parcel No. 1171-2A by a Grant Deed recorded April 22, 1988 as Instrument No. 107529 of the Official Records of the County of Riverside; and

WHEREAS, the District subsequently granted the northeasterly 17 feet of Parcel No. 1171-2A to the City of Riverside by a Grant Deed recorded April 7, 1989 as Instrument No. 110977 of the Official Records of the County of Riverside, thereby leaving the District with the remainder of Parcel No. 1171-2A, now known as RCFC Parcel No. 1171-2A2; and

WHEREAS, the District would like to remove both the obligation of maintenance and responsibility of the Property, as well as place the Property back onto the tax rolls; and

WHEREAS, the District has determined that the Property is not needed for any current or any future facilities, thereby making the it no longer necessary for the District's use or purposes; and

WHEREAS, it is in the public interest to surplus and sell the Property; and

WHEREAS, pursuant to California Water Code Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13, the District may dispose of any interest in real property determined to be no longer necessary to be retained for the use and purposes of the District.

NOW THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED by the Board of Supervisors of the District ("Board"), in regular session assembled on October 8, 2019 at 9:30 a.m. or soon thereafter, in the meeting room of the Board of Supervisors of the District, located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that the Property is no longer necessary to be retained by the District for public purposes and use by the District and is declared as surplus, pursuant to California Water - Code Appendix, Chapter 48-9, Subsection 5, and Chapter 48-13.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED by this Board that the Clerk of the Board is directed to give notice pursuant to Section 6061 of the Government Code.

INSERT EXHIBIT A & B

ROLL CALL:

Ayes: Jeffries, Spiegel and Hewitt
Nays: None
Absent: Washington and Perez

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on **October 8, 2019**.

KECIA R. HARPER, Clerk of said Board
By: Karen Barton, Deputy Clerk of the Board

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147 or email cob@rivco.org

Alternative formats available upon request to individuals with disabilities.

Dated: October 16, 2019

Kecia R. Harper, Clerk of the Board
By: Karen Barton, Deputy Clerk of the Board



CALL (951) 368-9222
EMAIL legal@pe.com

THE PRESS-ENTERPRISE

DATE	ORDER NUMBER	PONumber	PRODUCT	SIZE	Amount
10/22/19	0011326409		PE Riverside	4 x 181 Li	941.20

Invoice text: Resolution F2019-18

*Flood
10/8/19 11.3*

Placed by: Karen Lynn Barton

Legal Advertising Memo Invoice

BALANCE DUE
941.20

SALES/CONTACT INFORMATION		ADVERTISER INFORMATION			
Nick Eller 951-368-9229	BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER	ADVERTISER/CLIENT NAME	
	10/22/2019	5209148	5209148	BOARD OF SUPERVISORS	



THE PRESS-ENTERPRISE

Legal Advertising Memo Invoice

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE

ADVERTISER/CLIENT NAME		
BOARD OF SUPERVISORS		
BILLING DATE	BILLED ACCOUNT NUMBER	ADVERTISER/CLIENT NUMBER
10/22/2019	5209148	5209148
BALANCE DUE	ORDER NUMBER	TERMS OF PAYMENT
941.20	0011326409	DUE UPON RECEIPT

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
'PO BOX 1147'
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP
dba The Press-Enterprise
PO Box 65210
Colorado Springs, CO 80962-5210

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Resolution F2019-18 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

10/22/2019

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: October 22, 2019
At: Riverside, California

Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011326409-01

P.O. Number:

Ad Copy:

RESOLUTION NO. F2019-18
DECLARATION OF SURPLUS REAL PROPERTY AND NOTICE OF INTENT TO SELL
A FEE SIMPLE INTEREST IN REAL PROPERTY, LOCATED IN THE CITY OF
RIVERSIDE, COUNTY OF RIVERSIDE, RCFC PARCEL NO. 1171-2A2, A PORTION OF
APN 136-212-035, PROJECT NO. 1-0-00171

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RIVERSIDE FLOOD CONTROL AND WATER CONSERVATION DISTRICT

EXHIBIT "A"

LEGAL DESCRIPTION

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Excepting therefrom the land described in the Grant Deed recorded April 7, 1989 as Instrument No. 110977 of Official Records of said county.

Containing 7.066 square feet/0.162 acres.

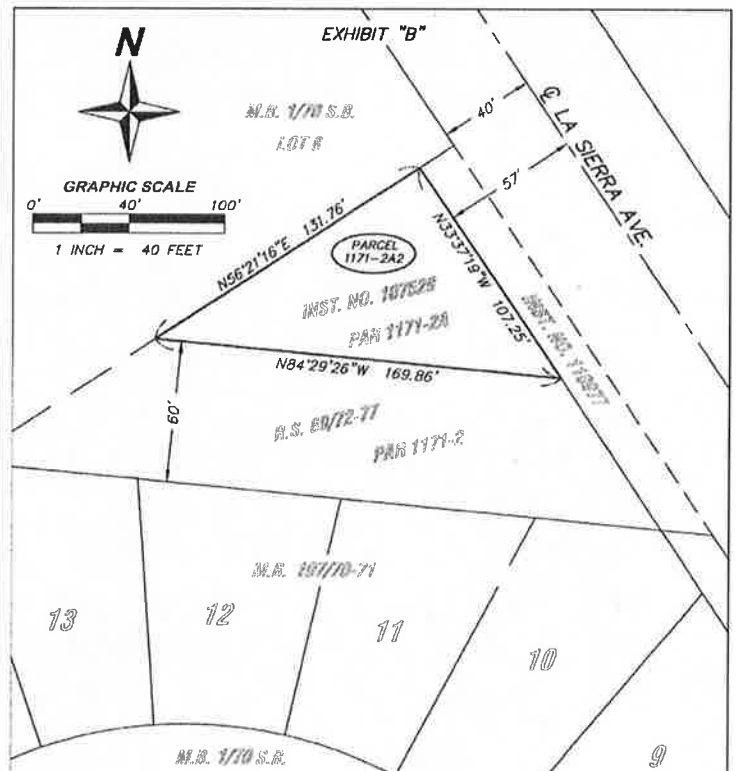
See Exhibit "B" attached hereto and made part hereof.



James R. McNeill
JAMES R. McNEILL

Date: 3-12-19

Land Surveyor No. 7752



LOT 9

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT 1995 MARKET STREET, RIVERSIDE, CA. 92501			
PROJECT NAME	NOT APPLICABLE	SCALE	1"=40'
RFCF-WCD PARCEL NUMBER(S)	1171-2A2	DATE	3/12/18
RFCF-WCD PROJECT NUMBER	1-D-00171	CHECK BY	SB
		SHEET NO.	1 OF 1

ROLL CALL:

Ayes: Jeffries, Splegel and Hewitt
Nays: None
Absent: Washington and Perez

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on **October 8, 2019**.

KECIA R. HARPER, Clerk of said Board
By: Karen Barton, Deputy Clerk of the Board

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Dated: October 16, 2019 Kecia R. Harper, Clerk of the Board
By: Karen Barton, Deputy Clerk of the Board