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



ITEM: 3.21 (ID # 19705)

MEETING DATE:

Tuesday, October 18, 2022

FROM:

FACILITIES MANAGEMENT:

SUBJECT: FACILITIES MANAGEMENT- REAL ESTATE (FM-RE) AND RIVERSIDE UNIVERSITY HEALTH SYSTEM - BEHAVIORAL HEALTH (RUHS - Behavioral Health): Ratification and Approval of the Third Amendment to Lease with Juhns Rialto Investment, LLC, California Limited Liability Company, 2055 N. Perris Blvd., Building C, Perris, Three-Year Lease Extension, CEQA Exempt, District 5. [\$398,997 - 40% Federal, 60% State] (Clerk to file Notice of Exemption)

RECOMMENDED MOTION: That the Board of Supervisors:

- 1. Find that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15301, Class 1 Existing Facilities Exemption, and Section 15061(b)(3), "Common Sense" Exemption;
- 2. Ratify and Approve the attached Third Amendment to Lease between the County of Riverside and Juhns Rialto Investment, LLC, a California Limited Liability Company, and authorize the Chairman of the Board to execute the same on behalf of the County; and
- 3. Direct the Clerk of the Board to file the attached Notice of Exemption with the County Clerk within five (5) working days of approval by the Board.

ACTION:Policy

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes:

Jeffries, Spiegel, Washington, Perez and Hewitt

Navs:

None

Absent:

None

Date:

October 18, 2022

XC:

FM-RE, RUHS-BH, Recorder

Kecia R. Harper

Clerk of the Board

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ID# 19705

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FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$119,632	\$132,776	\$398,997	\$0
NET COUNTY COST	\$0	\$0	\$0	\$0
SOURCE OF FUNDS	S: Federal 40%, S	State 60%	Budget Adjus	stment: No
			For Fiscal Year 2025/26	ar: 2022/23-

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

On November 4, 2014, the County of Riverside entered into a lease agreement for a facility located at 2055 N. Perris Blvd., Building C in Perris. The facility has been utilized as the Family Resource Center (FRC) by Riverside County Children and Families Commission.

Riverside County Children and Families Commission no longer requires the facility and vacated at the expiration of the lease term, July 30, 2022. Riverside University Health System – Behavioral Health (RUHS-BH) has an urgent office space requirement in Perris for its Homeless Housing Opportunities, Partnership & Education program. RUHS-BH was notified of its availability, and it was determined suitable to occupy.

This Third Amendment to Lease (Amendment) will extend the term for a period of three (3) years effective August 1, 2022, through July 31, 2025. The facility meets the department's requirements to operate its programs providing valuable client support.

Pursuant to the California Environmental Quality Act (CEQA), the Amendment was reviewed and determined to be categorically exempt from CEQA under CEQA Guidelines 15301, Class 1 – Existing Facilities Exemption and Section 15601 (b)(3), General Rule or "Common Sense" Exemption. The proposed project, the Amendment, is the letting of property involving existing facilities and no expansion of an existing use will occur. The Amendment is summarized below:

Lessor: Juhns Rialto Investment, LLC

9030 E. Blair Street

Rosemead, California 91770

Premises: 2055 N. Perris Blvd., Building C

Perris, California

Term: Three (3) years commencing August 1, 2022 and terminating July 31,

2025

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

Size: 4,719 square feet

<u>Current</u> <u>New</u>

Rent: \$2.08 per sq. ft. \$2.08 per sq. ft.

\$9,831.58 per month \$9,831.58 per month

\$117,978.96 per year \$117,978.96 per year

Rental

Adjustment: Two percent annually commencing August 1, 2023.

Option to Extend: One (1), Two-year option to extend with 60 days advance written notice

Option to Terminate: After One (1) year with 60-days advance written notice.

Utilities: County to pay electricity and telephone, Lessor to provide all others

Maintenance: Provided by Lessor

Custodial: Provided by Lessor

This Amendment has been reviewed and approved by County Counsel as to legal form.

Impact on Citizens and Businesses

This Amendment will allow Riverside University Health System – Behavioral Health (RUHS-BH) to provide beneficial services to the families and citizens within this region of the County. The Facility will provide long-term jobs that will benefit the surrounding businesses.

Additional Fiscal Information

See attached Exhibits A, B & C. All associated costs for this lease will be budgeted in FY22/23-FY25/26 by Riverside University Health System – Behavioral Health (RUHS-BH). RUHS-BH will reimburse the Department of Facilities Management - Real Estate (FM-RE) for all associated lease costs on a monthly basis.

Contract History and Price Reasonableness

This is a three-year lease extension, and the lease rate is deemed competitive based upon the current real estate market.

Amendment Date and M.O.

Lease November 4, 2014 (M.O. 3-17)
First Amendment September 22, 2020 (M.O. 3-4)
Second Amendment August 17, 2021 (M.O. 3.14)

ATTACHMENTS:

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

- Third Amendment
- Exhibits A, B & C
- Notice of Exemption
- Aerial Image

MH:sc/08042022/PR058/30.808

Meghan Hahn, Senior Management Analyst 10/6/2022

Aaron Gettis, Deputy County Sounsel

10/4/2022



Peter Aldana Riverside County Assessor-County Clerk-Recorder

2724 Gateway Drive Riverside, CA 92507 (951) 486-7000 www.rivcoacr.org

Receipt: 22-381005

Product	Name	Extended
FISH	CLERK FISH AND GAME FILINGS	\$50.00
	#Pages	2
	Document #	E-202201034
	Filing Type	7
	State Fee Prev Charged	false
•	No Charge Clerk Fee	false
F&G Notice of Exemption Fee		\$50.00
Total		\$50.00
Tender (On Account)		\$50.00

Tender (On Account)
Account# E

ÉCDEV

Account Name

ECDEV - ECONOMIC DEVELOPMENT-FACILITIES MGMT

Balance

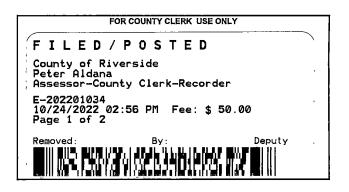
\$22,116.50

DFW_753.5a (REV. 01/01/22) Previously DFG 7

		RECEIPT NUM 22-38100	
		STATE CLEAR	INGHOUSE NUMBER (If applicable)
SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.		<u> </u>	-
LEAD AGENCY	LEADAGENCY EMAIL		DATE
RIVERSIDE COUNTY FACILITIES MANAGMENT			10/24/2022
COUNTY/STATE AGENCY OF FILING		-	DOCUMENT NUMBER
RIVERSIDE			E-202201034
PROJECT TITLE			
APPROVAL OF THIRD AMENDMENT TO LEASE W FM042552005800	/ITH JUHNS RIALTO IN	VESTMENT L	LC
PROJECTAPPLICANT NAME	PROJECT APPLICANT E	MAIL	PHONE NUMBER
RIVERSIDE COUNTY FACILITIES MANAGMENT			(951) 955-8009
PROJECT APPLICANT ADDRESS	CITY	STATE	ZIP CODE
3450 14TH STREET SECOND FLOOR,	RIVERSIDE	CA	92501
PROJECT APPLICANT (Check appropriate box)			1
X Local Public Agency School District	Other Special District	State A	Agency Private Entity
CHECK APPLICABLE FEES: ☐ Environmental Impact Report (EIR) ☐ Mitigated/Negative Declaration (MND)(ND) ☐ Certified Regulatory Program (CRP) document - payment due ☐ Exempt from fee ☐ Notice of Exemption (attach)		\$3,539.25 \$ \$2,548.00 \$ \$1,203.25 \$	
☐ CDFW No Effect Determination (attach) ☐ Fee previously paid (attach previously issued cash receipt cop	nv)		
	<i></i>		
☐ Water Right Application or Petition Fee (State Water Resource	es Control Board only)	\$850.00 \$	
County documentary handling fee	2 /	\$	\$50.00
County documentary nanding fee			
PAYMENT METHOD:		·	
☐ Cash ☐ Credit ☐ Check ☑ Other	TOTAL F	RECEIVED \$	\$50.00
SIGNATURE	NCY OF FILING PRINTED N	AME AND TITLE	
x 1C. Sandaal	Deputy		

DFW 753.5a (Rev. 01012022) COPY - COUNTY CLERK

County of Riverside Facilities Management 3450 14th St, 2nd Floor, Riverside, CA



NOTICE OF EXEMPTION

August 2, 2022

Project Name: Approval of Third Amendment to Lease with Juhns Rialto Investment, LLC, Riverside University Health System Department of Behavioral Health (RUHS-BH), Perris

Project Number: FM042552005800

Project Location: 2055 North Perris Boulevard, Building C, north of Citrus Avenue, Perris, California 92571, Assessor's Parcel Number (APN) 320-130-007

Description of Project: On November 4, 2014, the County of Riverside entered into a lease agreement for a facility located at 2055 N. Perris Blvd., Building C in Perris (Facility). The Facility has been utilized as the Family Resource Center (FRC) by Riverside County Children and Families Commission.

Riverside County Children and Families Commission no longer requires the facility and was vacated at the expiration of the lease term, July 30, 2022. RUHS-BH has an urgent office space requirement in Perris, was notified of its availability, and it was determined suitable to occupy.

This Third Amendment to Lease (Amendment) will extend the term for a period of three years effective August 1, 2022, through July 31, 2025. The Facility meets the department's requirements to operate its programs providing valuable client support. The Third Amendment, which extends the lease agreement with the County under a different department is defined as the proposed project under the California Environmental Quality Act (CEQA). The project is the letting of office space involving an existing facility and is limited to a change in the County department using the space; no expansion of the existing facility will occur. The operation of the facility will continue to provide public services. No additional direct or indirect physical environmental impacts are anticipated.

Name of Public Agency Approving Project: Riverside County

Name of Person or Agency Carrying Out Project: Riverside County Facilities Management

Exempt Status: State CEQA Guidelines Section 15301, Class 1, Existing Facilities Exemption; Section 15061(b) (3), General Rule or "Common Sense" Exemption. Codified under California Code of Regulations Title 14, Article 5, Section 15061.

Reasons Why Project is Exempt: The proposed project is categorically exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The project will not result in any specific or general exceptions to the use of the categorical exemption as detailed under State CEQA Guidelines Section 15300.2. The project will not cause an impact to an environmental resource of hazardous or critical concern nor would the project involve unusual circumstances that could potentially have a significant effect on the environment. The project would not result in impacts to scenic highways, hazardous waste sites, historic resources, or other sensitive natural environments, or have a cumulative effect to the environment. No significant environmental impacts are anticipated to occur with the Third Amendment to Lease.

- Section 15301 Class 1 Existing Facilities Exemption: This categorical exemption includes the operation, repair, maintenance, leasing, or minor alteration of existing public or private structures or facilities, provided the exemption only involves negligible or no expansion of the previous site's use. The project, as proposed, is limited to a change in tenant using the existing facility. Both previous tenant and new tenant are county departments that use office space to provide public services. The project would not substantially increase or expand the use of the site; use is limited to the continued use of the site in a similar capacity; therefore, the project is exempt as the project meets the scope and intent of the Class 1 Exemption identified in Section 15301, Article 19, Categorical Exemptions of the CEQA Guidelines.
- Section 15061 (b) (3) "Common Sense" Exemption: In accordance with CEQA, the use of the Common Sense Exemption is based on the "general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment." State CEQA Guidelines, Section 15061(b) (3). The use of this exemption is appropriate if "it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment." Ibid. This determination is an issue of fact and if sufficient evidence exists in the record that the activity cannot have a significant effect on the environment, then the exemption applies and no further evaluation under CEQA is required. See No Oil, Inc. v. City of Los Angeles (1974) 13 Cal. 3d 68. The ruling in this case stated that if a project falls within a category exempt by administrative regulation or 'it can be seen with certainty that the activity in question will not have a significant effect on the environment, no further agency evaluation is required. With certainty, there is no possibility that the project may have a significant effect on the environment. The Third Amendment is limited to a change in personnel occupying the leased space under the Lease Agreement. The new personnel will represent a new County department occupying the space, but will operate under a similar capacity, and continue to provide public services. The building footprint would not be altered and will not result in any direct or indirect physical environmental impacts. The use and operation of the facility will be substantially similar to the existing use and will not create any new environmental impacts to the surrounding area. No impacts beyond the ongoing, existing use of the site would occur. Therefore, in no way, would the project as proposed have the potential to cause a significant environmental impact and the project is exempt from further CEQA analysis.

Therefore, the County of Riverside Facilities Management hereby concludes that no physical environmental impacts are anticipated to occur and the project as proposed is exempt under CEQA. No further environmental analysis is warranted.

Signed: _______Date: 8-2-2022

Mike Sullivan, Senior Environmental Planner County of Riverside, Facilities Management

THIRD AMENDMENT TO LEASE

2055 N. Perris Blvd., Building C, Perris, California

This **THIRD AMENDMENT TO LEASE** ("Third Amendment") dated as of <u>County</u>, 2022 is entered by and between the **COUNTY OF RIVERSIDE**, a political subdivision of the State of California ("County"), as Lessee, and **JUHNS RIALTO INVESTMENT**, **LLC**, a California limited liability company ("Lessor"), hereinafter collectively referred to as the "Parties" or individually as a "Party."

RECITALS:

- A. Lessor and County entered into that certain Lease dated November 4, 2014 (the "Original Lease"), pursuant to which Lessor has agreed to lease to County, and County has agreed to lease from Lessor, that certain building located at 2055 N. Perris Blvd., Building C, Perris, California, (the "Premises"), as more particularly described in the Original Lease.
- B. The County entered the Original Lease on behalf of the Department of Public Social Services (DPSS). DPSS no longer manages the staff on the Premises, and the staff is now managed by First 5 Riverside County Children & Families Commission.
- C. First 5 Riverside County Children & Families Commission no longer requires the space. Riverside University Health System-Behavioral Health (RUHS-BH) will occupy the space as it meets their space needs.
 - D. The Original Lease has been amended by:
- i. That certain First Amendment to Lease dated September 22, 2020, by and between the County of Riverside and Juhns Rialto Investment, LLC, (the "First Amendment"), whereby the Parties agreed to extend the term and modify the rent.

ii. That certain Second Amendment to Lease dated August 17, 2021, by and between the County of Riverside and Juhns Rialto Investment, LLC, (the "Second Amendment"), whereby the Parties agreed to extend the term and modify the rent.

- E. The Original Lease, together with the Amendments, are collectively referred to hereinafter as the "Lease."
- F. The Parties now desire to amend the Lease to extend the term, modify the rent, modify the County's option to extend, modify the County's option to terminate, and update the address for both parties under Notices.

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Lessor and County agree as follows:

- 1. **TERM.** Section 4.1 of the Lease shall be amended as follows:
- 4.1 The term of this Lease is hereby extended for three (3) years, commencing August 1, 2022, and expiring July 31, 2025 ("Extended Term").
- 2. **RENT**. Section 5.1 of the Lease is hereby amended with the following:
- 5.1 County shall pay the sum of nine thousand eight hundred thirty-one dollars and fifty-eight cents (\$9,831.58) per month to Lessor as rent for the Leased Premises, payable, in advance, on the first day of the month or as soon thereafter as a warrant can be issued in the normal course of County's business; provided, however, in the event rent for any period during the term hereof which is for less than one (1) full calendar month said rent shall be pro-rated based upon the actual number of days of said month.
- 3. **OPTION TO EXTEND**. Section 6.1 of the Lease is hereby deleted in its entirety and replaced with the following:
- 6.1 Option to Extend Term. Lessor grants to County one (1) option to extend the Lease term ("Extension Option"). The Extension Option shall be for a period

of two (2) years ("Extended Term") subject to the conditions described in this Section 6.1 including Section 6.1.1 through and including Section 6.1.3.

- 4. **COUNTY'S RIGTH TO EARLY TERMINATION.** Section 6.4 of the Lease is hereby deleted in its entirety and replaced with the following:
- 6.4. Lessee may terminate this Lease after one year providing Lessor sixty (60) days advance written notice.
 - Notice. Section 19.18 of the Lease is hereby amended by the following:
 County's Notification Address:

County of Riverside

Facilities Management – Real Estate Division

3450 14th Street, Suite 200

Riverside, CA 92501

ATTN: Deputy Director of Real Estate

Lessor's Notification Address:

Juhn Rialto Investments, LLC

9030 E. Blair Street

Rosemead, CA 91770

ATTN: Juhn Hyunyoung

6. **MISCELLANEOUS**. Except as amended or modified herein, all terms of the Lease shall remain in full force and effect. Time is of the essence in this Third Amendment and the Lease and each and all of their respective provisions. Subject to the provisions of the Lease as to assignment, the agreements, conditions and provisions herein contained shall apply to and bind the heirs, executors, administrators, successors and assigns of the parties hereto. If any provisions of this Third Amendment shall be determined to be illegal or unenforceable, such determination shall not affect any other provision of the Lease. The language in all parts of the Lease shall be construed according to its normal and usual meaning and not strictly for or

against either Lessor or County. Neither this Third Amendment nor the Lease shall be recorded by the County.

7. **EFFECTIVE DATE.** This Third Amendment to Lease shall not be binding or consummated until its approval by the Riverside County Board of Supervisors and fully executed by the Parties.

(Signatures on following page)

1	IN WITNESS WHEREOF, the Parties	s have executed this Third Amendment as
2	of the date first written above.	
3	LESSEE:	LESSOR:
4	a political subdivision of the State	JUHNS RIALTO INVESTMENT, LLC, a California limited liability company
5	of California	— a camerina mintoa nabinty company
6 7	By: Jeka Hewr	By: H. Y. July
8	Jeff Hewitt, Chairman	Juhn Hyunyoung, Manager
9	Board of Supervisors	
	ATTEST:	
10	Kecia R. Harper	
11	Clerk of the Board	
12	12 Myuma Smith	
13	By:	
14		
15	APPROVED AS TO FORM:	
16	County Counsel	
17	Pur.	
18	By: Wesley Stanfield	
19	Deputy County Counsel	
20		
21		
22		
23		
24	MH:sc/08172022/PR058/30.808	
25		

27

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County of Riverside Facilities Management 3450 14th St, 2nd Floor, Riverside, CA Original Negative Declaration/Notice of Determination was routed to County Clerks for posting on.

Date Initial

NOTICE OF EXEMPTION

August 2, 2022

Project Name: Approval of Third Amendment to Lease with Juhns Rialto Investment, LLC, Riverside University Health System Department of Behavioral Health (RUHS-BH), Perris

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Therefore, the County of Riverside Facilities Management hereby concludes that no physical environmental impacts are anticipated to occur and the project as proposed is exempt under CEQA. No further environmental analysis is warranted.

> Mike Sullivan, Senior Environmental Planner County of Riverside, Facilities Management

RIVERSIDE COUNTY CLERK & RECORDER

AUTHORIZATION TO BILL BY JOURNAL VOUCHER

Project Name: RUHS-BH 3 rd Amendment to Lease, Perris			
Accounting String: 524830-47220-7200400000 - FM042552005800			
DATE:	August 2, 2022		
AGENCY:	Riverside County Facilities Management		
	THE COUNTY CLERK & RECORDER TO BILL FOR FILING AND OR THE ACCOMPANYING DOCUMENT(S).		
NUMBER OF DOCU	MENTS INCLUDED: One (1)		
AUTHORIZED BY:	Mike Sullivan, Senior Environmental Planner, Facilities Management		
Signature:	Min Mille		
PRESENTED BY:	Maribel Hyer, Senior Real Property Agent, Facilities Management		
	-TO BE FILLED IN BY COUNTY CLERK-		
ACCEPTED BY:	_		
DATE:	_		
RECEIPT # (S)	_		

County of Riverside Facilities Management 3450 14th St, 2nd Floor, Riverside, CA 92501

Date: August 2, 2022

To: Cassandra Sandoval, Office of the County Clerk

From: Mike Sullivan, Senior Environmental Planner, Facilities Management

Subject: County of Riverside Facilities Management Project # FM042552005800

Approval of Third Amendment to Lease, RUHS-BH, Perris

The Riverside County's Facilities Management's Project Management Office is requesting that you post the attached Notice of Exemption. Attached you will find an authorization to bill by journal voucher for your posting fee.

After posting, please return the document to:

Mail Stop #2600

Attention: Mike Sullivan, Senior Environmental Planner,

Facilities Management,

3450 14th Street, 2nd Floor, Riverside, CA 92501

If you have any questions, please contact Mike Sullivan at 955-8009 or email at msullivan@rivco.org.

Attachment

cc: file