

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BERNARDINO
AND RECORD OF ACTION**

July 14, 2020

FROM

**TERRY W. THOMPSON, Director, Real Estate Services Department
JOHN MCMAHON, Sheriff/Coroner/Public Administrator**

SUBJECT

Termination of Lease with the City of Barstow for Land in Barstow for the Sheriff/Coroner/Public Administrator

RECOMMENDATION(S)

Authorize the Director of the Real Estate Services Department to deliver to the City of Barstow a notice of termination to **Terminate Lease Agreement No. 05-224** effective August 14, 2020, following a permitted holdover for the period of March 1, 2020 through August 14, 2020, exercising the County's existing right to terminate the lease for approximately 400 square feet of land for a helicopter pad at the west terminus of Pioneer Street in Barstow for the Sheriff/Coroner/Public Administrator for \$1.00 in holdover rent.
(Presenter: Terry W. Thompson, Director, 387-5000)

COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES

Operate in a Fiscally-Responsible and Business-Like Manner.

Pursue County Goals and Objectives by Working with Other Agencies.

FINANCIAL IMPACT

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). Termination of this lease effective August 14, 2020, will result in a rent obligation to the City of Barstow (City) of \$1 for the holdover period of March 1, 2020 through August 14, 2020 which will be paid from the Sheriff/Coroner/Public Administrator (Sheriff) 2020-21 budget (4439991000). No other monies will be due the City after August 14, 2020.

BACKGROUND INFORMATION

The recommended action will authorize the Director of the Real Estate Services Department (RESD) to terminate Lease Agreement No. 05-224, effective August 14, 2020, by delivering a notice to the City of Barstow (City) exercising the County's existing right to terminate the lease for approximately 400 square feet of City-owned land located at the terminus of Pioneer Street in Barstow for use as a helipad by the Sheriff.

On March 29, 2005 (Item No. 51), the Board of Supervisors (Board) approved a ten-year Lease Agreement No. 05-224, with two five-year options to extend the term of the lease, with the City for approximately 400 square feet of unimproved, City-owned land located on Pioneer Street in the City of Barstow for use as a helicopter landing pad (Helipad Lease). The original term of the Helipad Lease was for the period of March 1, 2005 through February 28, 2015. The original Helipad Lease also contained a right for either the City or the County to terminate the lease for

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convenience on thirty (30) days prior written notice. In the fifteen years since the Helipad Lease was originally approved, the Board has approved one amendment extending the term of the lease for the period of March 1, 2015 through February 29, 2020 and amending the notice address for RESD.

<u>Amendment No.</u>	<u>Approval Date</u>	<u>Item No.</u>
1	February 10, 2015	44

On May 5, 2020, the Sheriff notified RESD that the use of the land leased under the provisions of the Helipad Lease was no longer necessary for Sheriff operations in the Barstow area and requested RESD obtain Board authorization to terminate the Helipad Lease by delivering a notice to the City exercising the County's existing right to terminate. The Sheriff had considered extending the term of the Helipad Lease with the City as a possible location for storage of department vehicles in the event that agreement for a lease extension for Lease Agreement No. 13-819 could not be reached with the landlord of the present storage location at 211 Armory Road in Barstow (Storage Lease). Extended negotiations delayed the approval and execution of the Storage Lease, and on March 1, 2020 the Helipad Lease went into holdover. The County has continued to occupy the City land and abide by the terms of the Helipad Lease. Since an amendment to extend the Storage Lease was approved by the Board on March 10, 2020, Sheriff and RESD request that the Helipad Lease be terminated effective August 14, 2020, by Director of RESD delivering a notice to the City exercising the County's existing right to terminate the Helipad Lease.

Staff has reviewed the recommended action pursuant to the California Environmental Quality Act (CEQA) and has determined that it does not constitute a project. Accordingly, no further action is required under CEQA.

PROCUREMENT

Not applicable

REVIEW BY OTHERS

This item has been reviewed by County Counsel (Agnes Cheng, Deputy County Counsel and Rick Luczak, Deputy County Counsel, 387-5455) on June 17, 2020; Sheriff (Jose Torres, Administrative Manager, 387-3648) on June 12, 2020; Purchasing (Bill Brock, Lead Buyer, 387-2070) on June 9, 2020; Finance (Carolina Mendoza, Administrative Analyst, 387-0294 and Wen Mai, Principal Administrative Analyst, 387-4020) on June 22, 2020; and County Finance and Administration (Matthew Erickson, County Chief Financial Officer, 387-5423) on June 28, 2020.

(KB: 677-7961)

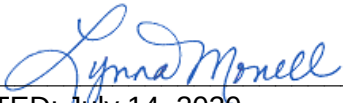
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Record of Action of the Board of Supervisors
County of San Bernardino

APPROVED (CONSENT CALENDAR)

Moved: Robert A. Lovingood Seconded: Josie Gonzales
Ayes: Robert A. Lovingood, Janice Rutherford, Curt Hagman, Josie Gonzales
Absent: Dawn Rowe

Lynna Monell, CLERK OF THE BOARD

BY 
DATED: July 14, 2020



cc: File- Real Estate Services Department
la 07/20/2020