

## RESOLUTION NO. 2019-134

### ADOPT RESOLUTION DECLARING COUNTY PROPERTY SURPLUS AND AUTHORIZE THE SALE BY PUBLIC AUCTION

On Tuesday August 20, 2019, on motion of Supervisor Gonzales, duly seconded by Supervisor Rowe and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

WHEREAS, the below referenced property was acquired for public purposes and is no longer necessary to be retained for the uses and purposes of the County of San Bernardino:

Approximately 3.62 acres of land located along Cedar Avenue, north and south of Wrangler Drive, in the unincorporated area of Bloomington and referenced as APNs 0257-211-01, 02, 03 and 0257-221-01.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of San Bernardino hereby declares (i) Appraisal No. 19-19 prepared by Colliers International, dated May 1, 2019 is approved, (ii) the County's intention to sell said property pursuant to Government Code Sections 25526 et seq., and (iii) directs the Real Estate Services Department to conduct a sale by public auction in accordance with the terms set forth below:

#### PUBLIC AUCTION

APNs 0257-211-01, 02, 03 and 0257-221-01 located along the east side of Cedar Avenue, north and south of Wrangler Drive, in the unincorporated area of Bloomington (Property).

#### MINIMUM ACCEPTABLE TERMS:

- Minimum bid of \$1,150,000.
- Buyer to provide a \$115,000 deposit.
- Buyer will be required to enter into a purchase and sale agreement provided by the County to be recommended to the Board following the auction.
- Buyer will have a 60-day due diligence period commencing upon the approval and execution of the purchase and sale agreement by both parties.
- The deposit will become non-refundable upon expiration of the due diligence period.
- Buyer will have a maximum of a twelve (12) month escrow/entitlement period from the day escrow is opened, unless extended by both parties.
- Buyer will have a one-time option to extend the escrow an additional six (6) months upon payment of \$300,000. This additional fee is non-refundable and shall be applied to the purchase price.

In accordance with California Government Code Section 25531, "Oral Bids", the following will apply:

"Before accepting any written proposal, the board shall call for oral bids. If, upon the call for oral bidding, any responsible person offers to purchase the property ... upon the terms and conditions specified in the resolution for a price ... exceeding by at least 5 percent, the highest written proposal which is made by a responsible person, such highest oral bid shall be finally accepted."

All bids will require a deposit in the form of a cashier's or certified check. The purchase price is to be paid in cash. The auction shall take place at the County of San Bernardino Government Center, 385 N. Arrowhead Avenue – First Floor, San Bernardino on **Wednesday, October 30, 2019 at 11:00 a.m.**

Final acceptance of any bid will be subject to Board of Supervisors approval. The Board of Supervisors reserves the right to reject any and all bids and may withdraw the property from sale.

PASSED AND ADOPTED by the Board of Supervisors of the County of San Bernardino, State of California, by the following vote:

AYES: SUPERVISORS: Janice Rutherford, Dawn Rowe, Curt Hagman,  
Josie Gonzales

NOES: SUPERVISORS: NONE

ABSENT: SUPERVISORS: Robert A. Lovingood

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STATE OF CALIFORNIA                    )  
  )       ss.  
COUNTY OF SAN BERNARDINO        )

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of the County of San Bernardino, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Board of Supervisors, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of August 20, 2019. #49LA

LYNNA MONELL  
Clerk of the Board of Supervisors

By \_\_\_\_\_  
Deputy