

RESOLUTION NO. 2020-173

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT AUTHORIZING THE SALE AND CONVEYANCE OF AN APPROXIMATELY 16,320 SQUARE FEET EASEMENT OVER FLOOD CONTROL LAND TO THE COUNTY OF SAN BERNARDINO

On Tuesday, September 15, 2020 on motion of Supervisor Gonzales, and duly seconded by Supervisor Rutherford and carried, the following Resolution by the Board of Supervisors (Board) of the San Bernardino County Flood Control District (District) is hereby adopted.

WHEREAS, the District owns real property which is part of the Oak Hills Basin and located at the northeast corner of Ranchero Road and Foley Road in the unincorporated area of Hesperia [Assessor Parcel Number (APN) 0357-511-49] (Property) which is part of the regional flood control system; and

WHEREAS, The Department of Public Works-Transportation (DPW-T) is working jointly with the City of Hesperia (City) on the Ranchero Road Widening Project (Project) to widen Ranchero Road from two through lanes to an interim five-lane road that has four through lanes and one continuous left turn lane, between east of Mariposa Road to 7th Avenue; and

WHEREAS, DPW-T, on behalf of the County, requires a 16,320 square foot easement from the District over the Property for drainage improvements as part of the Project and requested assistance from the Real Estate Services Department (RESO) to acquire the necessary property rights; and

WHEREAS, RESO valued the easement at \$6,000 and subsequently presented the District with an offer to purchase the easement on behalf of the DPW-T; and

WHEREAS, the District reviewed DPW-T's request and determined that the conveyance of the easement to the County for the Project is in the public interest and the easement interest conveyed will not substantially conflict or interfere with the use of that land by the District and will have no impact nor interfere with flood protection in the region; and

WHEREAS, the Project, which includes the disposition of this District land in easement and construction of the road and drainage improvements, was reviewed by the District pursuant to the California Environmental Quality Act (CEQA) and was determined to be exempt under Section 15061(b) (c).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the District hereby declares that the conveyance of the easement interest to the County of San Bernardino is in the public interest and the easement interest conveyed will not substantially conflict or interfere with the use of that land by the District and will have no impact nor interfere with flood protection in the region, and authorizes the sale of the easement to the County of San Bernardino in accordance with the San Bernardino County Flood Control Act, Water Code Appendix, Section 43-3, Government Code Section 25526.6, County Policy 12-17, and upon payment of \$6,000 to the District.

PASSED AND ADOPTED by the Board of Supervisors of the District 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 San Bernardino County Flood Control District, 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 September 15, 2020. #70 LA

LYNNA MONELL,
Clerk of the Board

By _____
Deputy