

RESOLUTION NO. 2021-136

RESOLUTION OF THE BOARD OF SUPERVISORS OF SAN BERNARDINO COUNTY, STATE OF CALIFORNIA, DELEGATING AUTHORITY TO THE CHIEF EXECUTIVE OFFICER TO LEASE REAL PROPERTY FOR USE BY THE COUNTY FOR THE GUBERNATORIAL RECALL ELECTION ON SEPTEMBER 14, 2021.

On Tuesday July 13, 2021, on motion of Supervisor Baca Jr., duly seconded by Supervisor Rutherford and carried, the following resolution is adopted by the Board of Supervisors of San Bernardino County, State of California.

WHEREAS, Government Code section 25350.51 allows the Board of Supervisors, by resolution, to delegate to the purchasing agent or other appropriate county official, subject to any rules and regulations as it may impose, to lease real property for the use by the County or to obtain use of real property for the County by license for a term not to exceed five (5) years and for a rental not to exceed ten thousand dollars (\$10,000) per month; and

WHEREAS, on November 7, 2000 (Item No. 54), the Board of Supervisors delegated in Resolution No. 2000-248 to the County Administrative Officer (now the Chief Executive Officer) the Board of Supervisor's authority to lease real property for use by the County or District of a term (including options) equal to or less than three (3) years, with a rental equal to or less than Two Thousand Five Hundred Dollars (\$2,500) per month and a premises of less than 5,000 square feet; and to amend County or District real property leases for improvement or alterations, or both, with a total cost not to exceed Two Thousand Five Hundred Dollars (\$2,500), provided that the amendment does not extend the term of the lease and that no more than two amendments, not to exceed Two Thousand Five Hundred Dollars (\$2,500) each, are made within a 12-month period; and

WHEREAS, the County, through the Registrar of Voters, requires the use of hundreds of facilities to use as polling locations, early vote sites, poll worker training locations, and for other election purposes, in order to conduct elections in compliance with California law; and

WHEREAS, the Board of Supervisors of San Bernardino County hereby finds and determines that not requiring the submittal of short-term leases or use permits to the Board of Supervisors for approval for election purposes and to conduct the Gubernatorial Recall Election on September 14, 2021 would expedite the leasing/use permit process by several weeks. It is further determined that delegating to the Chief Executive Officer, subject to the rules and regulations as are hereinafter imposed, the Board of Supervisor's authority to lease real property for use by the County for election purposes and to conduct the Gubernatorial Recall Election for a rental not to exceed Ten Thousand Dollars (\$10,000) per month; and to allow certain limited amendments to any County lease, clearly within the legislative province, would promote lease procedure simplification.

NOW, THEREFORE, the Board of Supervisors of San Bernardino County hereby resolves and orders that this resolution be adopted according to Government Code section 25350.51 to delegate to the Chief Executive Officer the Board of Supervisor's authority to lease or enter into a use permit for real property for use by the County for the 2021 Gubernatorial Recall Election with a rental equal to or less than ten thousand dollars (\$10,000) per month, and to amend County real property leases or use permits for improvement or alterations, or both, with a total cost not to exceed Ten Thousand Dollars (\$10,000) provided that the amendment does not extend the term of the lease or license and that no more than two amendments, not to exceed ten thousand dollars (\$10,000) each, are made within a 12-month period. Notice of Intention to consummate such a lease, use permit or amendment shall be posted in a public place for five (5) working days prior to consummation of the lease, use permit or

amendment. This authority is only granted for leases/use permits for the 2021 Gubernatorial Recall election on September 14, 2021 and this Resolution expires as of November 1, 2021.

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

AYES: SUPERVISORS: Col. Paul Cook (Ret.), Janice Rutherford, Curt Hagman, Joe Baca, Jr.

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: Dawn Rowe

STATE OF CALIFORNIA)
)
SAN BERNARDINO COUNTY) ss.

I, **LYNNA MONELL**, Clerk of the Board of Supervisors of San Bernardino County, 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 July 13, 2021. #49 LA

LYNNA MONELL
Clerk of the Board of Supervisors

By _____
Deputy

