



# San Bernardino County

## Legislation Text

File #: 4303, Agenda Item #: 104

### REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS OF THE SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT AND RECORD OF ACTION

June 8, 2021

#### **FROM**

**BRENDON BIGGS, Chief Flood Control Engineer, Flood Control District**  
**TERRY W. THOMPSON, Director, Real Estate Services Department**

#### **SUBJECT**

Amendment No. 3 to Revenue License Agreement with Reche Canyon Mobile Home Estates for the Use of San Bernardino County Flood Control District Land in Colton

#### **RECOMMENDATION(S)**

Acting as the governing body of the San Bernardino County Flood Control District (District), approve Amendment No. 3 to revenue License Agreement No. 12-171 with Reche Canyon Mobile Home Estates to extend the term of the license, by Reche Canyon Mobile Home Estates exercising the third and final three-year option, for the period of July 1, 2021 through June 30, 2024, following a permitted month-to-month holdover for the period of March 1, 2021 through June 30, 2021, adjust the fee schedule, and update standard license agreement language for approximately 45 square feet of District land located at the intersection of Barton Road and Reche Canyon Road in Colton to maintain a directional sign, for total anticipated revenue in the amount of \$7,123.

(Presenter: Terry W. Thompson, Director, 387-5000)

#### **COUNTY AND CHIEF EXECUTIVE OFFICER GOALS & OBJECTIVES**

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

#### **FINANCIAL IMPACT**

Approval of this item will not result in the use of Discretionary General Funding (Net County Cost). The District is funded by property taxes, fee revenue, and other local, state, and federal funding. The total anticipated revenue to be received by the District during the period of July 1, 2021 through June 30, 2024 is \$7,123. Revenue will be deposited in the District's Zone 2 fund (1920002522). Annual revenue effective July 1, 2021 is as follows:

<u>License Period</u>	<u>Annual License Fee</u>	<u>Annual Inspection Fee</u>
March 1, 2021 - June 30, 2021	\$ 318	\$ 0
July 1, 2021 - June 30, 2022	\$ 992	\$1,236*
July 1, 2022 - June 30, 2023	\$1,032	\$1,236*
July 1, 2023 - June 30, 2024	<u>\$1,073</u>	<u>\$1,236*</u>
<b>Total Revenue:</b>	<b>\$3,415</b>	<b>\$3,708*</b>

\*As per District's Annual Schedule of Fees Ordinance in effect on the anniversary date, currently Ordinance No. FCD 20-01

**BACKGROUND INFORMATION**

The recommended action will amend an existing revenue license agreement with Reche Canyon Mobile Home Estates (Reche) to extend the term of the license due to Reche's exercise of its third and final three-year option for the period of July 1, 2021 through June 30, 2024, following a permitted month-to-month holdover for the period of March 1, 2021 through June 30, 2021, adjust the fee schedule, and provide updates to standard license agreement language for the non-exclusive use of approximately 45 square feet of District land in Colton to maintain a directional sign.

On March 13, 2012 (Item No. 54), the Board of Supervisors (Board) approved license agreement, No. 12-171, with Reche for a three-year term with three three-year options to extend the term of the license for the nonexclusive use of approximately 45 square feet of District land located at the intersection of Barton Road and Reche Canyon Road in Colton. The original term of the license was for the period of March 1, 2012 through February 28, 2015.

The District requested the Real Estate Services Department (RESD) prepare the amendment to extend the term of the revenue license agreement, due to Reche's exercise of its third and final three-year option for the period of July 1, 2021 through June 30, 2024, following a permitted month-to-month holdover for the period of March 1, 2021 through June 30, 2021. Either party may terminate this revenue license agreement by giving 90-days' notice.

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.

**Summary of License Terms**

Licensee:	Reche Canyon Mobile Home Estates (Scott Bessire, General Partner)
Location:	Barton Road and Reche Canyon Road along the Reche Canyon Channel in Colton
Size:	Approximately 45 square feet of District land
Term:	Three years commencing July 1, 2021
Options:	None
Revenue:	Annual: \$2,228* *Mid-range for comparable facilities in the Colton area per the competitive set analysis on file with RESD; Licensee is also required to pay the annual District inspection fee.
Annual Increases:	4%
Improvement Costs:	None

Maintenance:	Provided by Licensee
Utilities:	Provided by Licensee
Insurance:	The Certificate of Liability Insurance, as required by the license, is on file with RESD
Right to Terminate:	Both the District and the Licensee have the right to terminate with 90-days' prior written notice

**PROCUREMENT**

Not applicable.

**REVIEW BY OTHERS**

This item has been reviewed by County Counsel (Agnes Cheng, Deputy County Counsel, and Sophie Akins, Deputy County Counsel, 387-5455) on April 29, 2021; Flood Control District (David Doublet, Assistant Director, 387-7918) on April 22, 2021; Finance (Jessica Trillo, Administrative Analyst, 387-4222 and Carl Lofton, Administrative Analyst, 387-5404) on May 24, 2021; and County Finance and Administration (Matthew Erickson, County Chief Financial Officer, 387-5423) on May 24, 2021.

(PN: 677-8321)