

RESOLUTION 2022-

**A RESOLUTION OF THE BEAUMONT SUCCESSOR AGENCY DECLARING
PROPERTY AS EXEMPT SURPLUS LAND**

WHEREAS, the City of Beaumont ("Successor Agency") elected to become the successor agency to the former Redevelopment Agency of the City of Beaumont ("Agency"); and

WHEREAS, pursuant to Health and Safety Code Section 34177(e), the Successor Agency is responsible for disposing of assets and properties of the dissolved Agency, as directed by the Oversight Board, expeditiously and in a manner aimed at maximizing value, provided, however, that pursuant to Health and Safety Code Section 34181(a), the Oversight Board may instead direct the Successor Agency to transfer ownership of assets that were constructed and used for a governmental purpose, such as roads, school buildings, parks, and fire stations, to the appropriate public jurisdiction; and

WHEREAS, the Dissolved Beaumont Redevelopment Agency still owns one property that was purchased, and planned to be used for a governmental purpose, which has a nominal market value, and would not be suitable for resale to a third party; and

WHEREAS, the property ("Property"), known as APN 417-020-034 consisting of approximately 52 acres located on Fourth Street approximately 400 feet southwest of Coopers Creek was included on the Long Range Property Management Plan ("LRPMP") prepared by the Successor Agency, and approved by the California State Department of Finance on December 29, 2015; and

WHEREAS, the LRPMP calls for the Property to be conveyed to the City subject to the provisions of the LRPMP; and

WHEREAS, Government Code section 54221(f)(1)(D), includes additional requirements related to surplus property but defines "exempt surplus land" to include, among other things, surplus land that a local agency is transferring to another local, state, or federal agency for the agency's use; and

WHEREAS, Government Code section 54222.3 provides that "This article shall not apply to the disposal of exempt surplus land as defined in Section 54221 by an agency of the state or any local agency."

WHEREAS, the City Council wishes to declare the Property as "exempt surplus land" to ensure compliance with the Surplus Land Act (Gov. Code, §§ 54220, *et seq.*).

NOW, THEREFORE, BE IT FOUND, DETERMINED, AND RESOLVED BY THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY, AS FOLLOWS:

Section 1. The foregoing recitals are adopted as true and correct.

Section 2. The Property is exempt surplus property under Government Code 54221(f)(1)(D) in that it will be transferred to the City of Beaumont for waste water treatment plant and related purposes.

Section 3. The Board hereby declares that the Property is “exempt surplus land” under the California Surplus Land Act (Gov. Code §54220, *et seq.*) and as such the Surplus Land Act does not apply to the Property.

Section 4. Staff and consultants are authorized and directed to proceed with the steps necessary or appropriate to effect the disposal of the Property in accordance with law and the terms.

Section 5 If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Beaumont Successor Agency declares that the Beaumont Successor Agency would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

MOVED, PASSED AND ADOPTED this ___th day of April, 2022, upon the following

vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

SUCCESSOR AGENCY

By: _____
Lloyd White, Chair

ATTEST:

Steve Mehlman, Secretary