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RESOLUTION NO. R09- 41

A RESOLUTION OF THE MONO COUNTY BOARD OF SUPERVISORS APPROVING THE PROPOSED PURCHASE OF CERTAIN REAL PROPERTY IN HAMMIL VALLEY (APN: 25-200-31) AND AUTHORIZING AND RATIFYING THE COUNTY ADMINISTRATOR'S SIGNATURE ON AN AGREEMENT AND SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO CONSUMMATE THE PURCHASE AND CLOSE ESCROW, INCLUDING SIGNING A CERTIFICATE OF ACCEPTANCE

WHEREAS, the County has proposed to purchase certain real property located on Highway 6 in the Hammil Valley area of the County, owned by Danny and Valerie Maddock, described as Assessor's Parcel Number 25-200-31 and by the legal description attached hereto as Exhibit "A" ("the Property"); and

WHEREAS, notice of the County's intention to purchase the Property has been duly provided pursuant to Government Code section 25350; and

WHEREAS, the Property is being acquired for potential future use as the site of a paramedic station; and

WHEREAS, the County's planning agency has found the proposed purchase to be consistent with the General Plan pursuant to Government Code section 65402; and

WHEREAS, the County has conducted appropriate due diligence with respect to the proposed purchase; and

WHEREAS, the County's future use of the Property will require a conditional use permit and will be reviewed at that time under the California Environmental Quality Act (CEQA), thus the County may proceed with entering into an agreement to purchase the Property; and

WHEREAS, an escrow for the transaction has been opened with Inyo-Mono Title and certain documents are needed for closing, including this Resolution of the Board of Supervisors and a certificate of acceptance for the deed conveying the property to the County (see Government Code Section 27281); and

WHEREAS, the Board finds the proposed purchase to be in the public's interest and wishes to formally approve and authorize it;

NOW, THEREFORE, BE IT RESOLVED by the Mono County Board of Supervisors as follows:

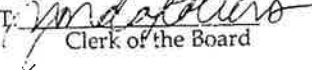
SECTION ONE: The Board hereby approves and authorizes the purchase of the aforementioned Property (APN: 25-200-31) for the price of one hundred and seventy-five thousand dollars (\$175,000), plus such other expenses (if any) associated with due diligence and the close of escrow as the County Administrator may deem appropriate, in an amount not to exceed five thousand dollars (\$5,000). The Board hereby authorizes and ratifies the County Administrator's signature on an agreement to acquire said Property and any other documents necessary to consummate the purchase, including but not limited to opening and closing escrow, and further authorizes the County

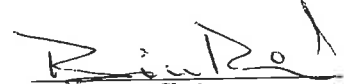
1 Administrator to sign a certificate of acceptance for the deed conveying the property to
2 the County (see Government Code Section 27281). The County Administrator is further
3 authorized to take such other actions (e.g., releasing funds) as may be necessary to close
escrow on the transaction.

4 **SECTION TWO:** The County's future use of the Property is conditioned on
5 CEQA compliance; thus, CEQA review of said use is not required prior to acquiring the
6 Property. (14 Cal. Code of Regs § 15004(b)(2)(A).)

7 **PASSED AND ADOPTED** this 7th day of July, 2009, by the following
8 vote:

9 AYES : Supervisor Bauer, Farnetti, Hazard, Hunt and Reid.
10 NOES : None.
11 ABSTAIN : None.
12 ABSENT : None.

13 ATTEST: 
14 Clerk of the Board


15 BILL REID, Chair
16 Board of Supervisors

17 APPROVED AS TO FORM:

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19 COUNTY COUNSEL

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EXHIBIT "A"
LEGAL DESCRIPTION OF
APN: 25-200-31

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THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 3 SOUTH, RANGE 32 EAST, M.D.B.&M., COUNTY OF MONO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF.

EXCEPT A STRIP OF LAND 100 FEET IN WIDTH AS CONVEYED TO STATE OF CALIFORNIA BY DEED RECORDED JULY 25, 1978 IN BOOK 248 PAGE 153 OF OFFICIAL RECORDS.