

ATTACHMENT D

RESOLUTION OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA January 8, 2019

WHEREAS, Government Code Section 25537 provides that a county board of supervisors may delegate to county officers the authority to grant leases or licenses on any real property belonging to, leased by, or licensed by, the county when the lease or license duration does not exceed ten (10) years and the minimum monthly rental or license fee has been established by the board;

WHEREAS, Government Code Section 25537 provides that a county officer's authority granted pursuant to that section may not be effective for more than five (5) years;

WHEREAS, Orange County Codified Ordinance section 1-4-154 allows such authority to be delegated by resolution; and

WHEREAS, your honorable Board, previously authorized the Chief Real Estate Officer or designee to execute leases and licenses in the amounts prescribed by law pursuant to Resolution No. 14-014, which authority expires on January 27, 2019.

NOW THEREFORE, BE IT RESOLVED BY the Board of Supervisors of the County of Orange, California that:

1. In accordance with Orange County Codified Ordinance section 1-4-154 and Government Code Section 25537, leases or licenses of county real property for a duration not exceeding ten (10) years and having an estimated monthly rental or license fee not exceeding fifteen thousand dollars (\$15,000), where the lease or license is not renewable, shall be excluded from the specified bidding procedure; and the authority to execute such agreements is hereby delegated to the Chief Real Estate Officer, or designee.
2. Notice of intent to lease or license property pursuant to paragraph 1 of this Resolution shall be given to housing sponsors, as defined by Sections 50074 and 50074.5 of the Health and Safety Code, if the lease or license involves residential real property and, at least fifteen (15) days prior to accepting offers to lease or license pursuant to this Resolution, to persons who have filed a written request for notice with the Clerk of the Board. The notice shall describe the property proposed to be leased or licensed, the terms of the lease or license, the location where offers to lease or license the property will be accepted, the location where the lease or license will be executed, and any county officer authorized to execute the lease or license.
3. Pursuant to this Resolution, the Chief Real Estate Officer, or designee is authorized to determine fair market rent or license fee, establish criteria to determine tenant's/licensee's ability to pay, advertise the availability of property,

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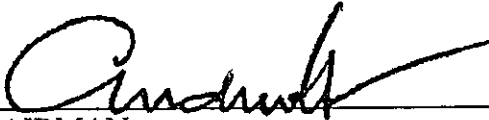
select tenant or licensee, negotiate, and execute and or amend leases and licenses and related documents, upon review by County Counsel.

4. The Chief Real Estate Officer, or designee, executing such lease or license, shall provide a notice to the supervisory district office in which the property proposed to be leased or licensed is located, at least five (5) working days prior to execution of the lease or license. The notice shall describe the property proposed to be leased or licensed, the terms and conditions of the lease or license, and the name of the proposed lessee or licensee. If the supervisory district has not responded in writing objecting to the proposed lease or license within five (5) working days after the notice has been provided, the proposed lease or license shall be deemed approved by the district office. If the supervisory district office objects to the proposed lease or license in writing within five (5) working days, the lease or license may be submitted for approval by the Board of Supervisors at a regular meeting.
5. The Manager, CEO/Risk Management is authorized to waive requirements for insurance in the lease or license agreements if the Manager, CEO/Risk Management deems such insurance, or any portion thereof, is unnecessary to adequately protect the County's interest with respect to the proposed use of and activities on and about said property.
6. The delegated authority herein shall be effective for five (5) years.

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The foregoing was passed and adopted by the following vote of the Orange County Board of Supervisors, on January 08, 2019, to wit:

AYES: Supervisors: LISA A. BARTLETT, MICHELLE STEEL, DOUG CHAFFEE
NOES: Supervisor(s): ANDREW DO
EXCUSED: Supervisor(s):
ABSTAINED: Supervisor(s):




CHAIRMAN

STATE OF CALIFORNIA)
)
COUNTY OF ORANGE)

I, ROBIN STIELER, Clerk of the Board of Orange County, California, hereby certify that a copy of this document has been delivered to the Chairman of the Board and that the above and foregoing Resolution was duly and regularly adopted by the Orange County Board of Supervisors

IN WITNESS WHEREOF, I have hereto set my hand and seal.





ROBIN STIELER
Clerk of the Board
County of Orange, State of California

Resolution No: 19-002
Agenda Date: 01/08/2019
Item No: 23



I certify that the foregoing is a true and correct copy of the Resolution adopted by the Board of Supervisors, Orange County, State of California

Robin Stieler, Clerk of the Board of Supervisors

By _____
Deputy