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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, ACTING AS THE GOVERNING BODY OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF RIALTO, APPROVING AMENDMENT #5 TO THE LONG-RANGE PROPERTY MANAGEMENT PLAN, FINDING THAT SUCH APPROVAL IS EXEMPT FROM ENVIRONMENTAL REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND TAKING RELATED ACTIONS**

**WHEREAS**, the Redevelopment Agency of the City of Rialto (Agency) was established as a community redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Sections 33000, et seq., and previously authorized to transact business and exercise the powers of a redevelopment agency pursuant to action of the City Council (City Council) of the City of Rialto (City); and

**WHEREAS**, Assembly Bill x1 26 added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which laws cause the dissolution and wind down of all redevelopment agencies (as upheld and modified by the California Supreme Court decision in *California Redevelopment Association v. Matosantos*, Case No. S194861, and as thereafter amended from time to time, the “Dissolution Act”); and

**WHEREAS**, the Agency is now a dissolved community redevelopment agency pursuant to the  
Dissolution Act; and

**WHEREAS**, by a resolution considered and approved by the City Council at an open public meeting, the City Council chose to serve as the governing body of the “Successor Agency” to the dissolved Agency under the Dissolution Act; and

**WHEREAS**, as of and on and after February 1, 2012, the Successor Agency will perform its functions as the successor agency under the Dissolution Act to administer the enforceable obligations of the Agency and otherwise unwind the Agency’s affairs, all subject to the review and approval by the San Bernardino Countywide Oversight Board formed pursuant to the Dissolution Act; and

1           **WHEREAS**, pursuant to Health and Safety Code Section 34191.5(b), following the issuance by  
2 the State of California Department of Finance (“DOF”) of the Successor Agency’s finding of completion,  
3 the Successor Agency was required to prepare a “long-range property management plan” addressing the  
4 future disposition and use of all real property of the former Agency; and

5           **WHEREAS**, on March 10, 2015, the DOF approved the Successor Agency’s Long Range  
6 Property Management Plan – Amendment #2 (“LRPMP”); and

7           **WHEREAS**, in April of this year, the Rialto City Council adopted the Rialto Pacific Electric Trail  
8 Expansion Feasibility Study evaluating the feasibility of extending the existing 20-mile pedestrian and  
9 Class I bicycle path located on the right-of-way previously used by the Pacific Electric Railway from its  
10 current terminus at Cactus Avenue to the eastern boundary of the City at Pepper Avenue; and

11           **WHEREAS**, the City is the recipient of a grant to fund said Rialto Pacific Electric Trail  
12 Expansion; and

13           **WHEREAS**, the property located at 119 N. Riverside Avenue in Rialto (the “Property”) served  
14 as the Rialto Station of the Riverside—Rialto interurban train service operated by the Pacific Electric  
15 Railway from 1914 to 1940; and

16           **WHEREAS**, the City now desires to retain the Property for use as an historic site, museum and  
17 other uses compatible with the City’s Rialto Pacific Electric Trail Expansion; and

18           **WHEREAS**, the Successor Agency desires to amend the LRPMP to re-designate 119 N.  
19 Riverside Avenue, that is designated to “be sold for the benefit of the taxing entities,” to “retention by  
20 the City for governmental use”;

21           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO, ACTING AS**  
22 **THE GOVERNING BODY OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT**  
23 **AGENCY OF THE CITY OF RIALTO HEREBY RESOLVES AS FOLLOWS:**

24           **Section 1:**     The foregoing recitals are true and correct, and incorporated herein by this reference.

25           **Section 2:**     The City Council finds and determines, based on all documentation, testimony  
26 and other evidence contained in the record before the Successor Agency that the re-designation of the  
27 Property from “be sold for the benefit of the taxing entities” to “retention by the City for governmental  
28 use” is in the best interests of the public and the City of Rialto.

1           **Section 3:**     The City Council hereby approves Amendment #5 to the LRPMP in substantially  
2 the form attached to this Resolution as Attachment “A” and incorporated herein.

3           **Section 4:**     The Successor Agency Executive Director or his authorized designees are hereby  
4 authorized and directed to cause Amendment No. 5 to the LRPMP to be submitted to the San Bernardino  
5 Countywide Oversight Board and the State Department of Finance pursuant to Health and Safety Code  
6 Section 34179(h).

7           **Section 5:**     CEQA Determination. This Resolution has been reviewed with respect to  
8 applicability of the California Environmental Quality Act (Public Resources Code Section 21000 *et seq.*)  
9 (“CEQA”). Agency staff have determined that its adoption is exempt from CEQA because it is an  
10 organizational or administrative activity of government that will not result in direct or indirect physical  
11 changes in the environment. Further, it can be with certainty that there is no possibility that approval  
12 of the LRPMP may have a significant effect on the environment, and thus the action is exempt from  
13 CEQA (Guidelines Section 15061(b)(3)).

14          **Section 6:**     Notice of Exemption. The City Clerk of the City of Rialto is directed to file a  
15 Notice of Exemption pursuant to CEQA Guidelines Section 15062.

16          **Section 7:**     General Authorization. The officers and staff of the Agency are hereby  
17 authorized, jointly and severally, to do all things which they may deem necessary or proper to effectuate  
18 the purposes of this Resolution, and any such actions previously taken are hereby ratified and confirmed.

19          **Section 8:**     Effective Date. This Resolution shall take effect immediately upon its adoption  
20 by the City Council.

21          **Section 9:**     Certification. The City Clerk of the City of Rialto shall certify to the passage,  
22 approval and adoption of this resolution, and the City Clerk of the City of Rialto shall cause this  
23 Resolution and the City Clerk’s certification to be entered in the File of Resolutions of the City of Rialto  
24 City Council, acting in its capacity as the governing board of the Successor Agency to the  
25 Redevelopment Agency of the City of Rialto.

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1 **PASSED, APPROVED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

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\_\_\_\_\_  
DEBORAH ROBERTSON, Mayor

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5 **ATTEST:**

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8 \_\_\_\_\_  
9 BARBARA McGEE, City Clerk

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11 **APPROVED AS TO FORM:**

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15 Eric S. Vail, City Attorney  
16 Burke, Williams & Sorensen, LLP

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1 **STATE OF CALIFORNIA** )  
2 **COUNTY OF SAN BERNARDINO** ) ss  
3 **CITY OF RIALTO** )

4 I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing  
5 Resolution No.\_\_\_\_\_ was duly passed and adopted at a regular meeting of the City Council of the City  
6 of Rialto held on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

7 Upon motion of Councilmember \_\_\_\_\_, seconded by Councilmember  
8 \_\_\_\_\_, the foregoing Resolution No. \_\_\_\_\_ was duly passed and adopted.

9 Vote on the motion:

10 AYES:

11 NOES:

12 ABSENT:

13 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of  
14 Rialto this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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18 BARBARA A. McGEE, City Clerk  
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**ATTACHMENT “A”  
AMENDMENT NO. 5  
TO THE  
LONG-RANGE PROPERTY MANAGEMENT PLAN**

The table on page 43 of the LRPMP designating Project #16—Cuca’s Restaurant to be sold for the benefit of the taxing entities, is hereby amended to read as follows:  
“Disposition of Parcels: Parcel to be retained for governmental use.”