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**WHEREAS**, in 1999 the Redevelopment Agency of the City of Rialto, (the “RDA”), purchased the 2,400 square feet commercial building on a 3,000 square feet parcel located at 136 S. Riverside Avenue, identified by Assessor Parcel Number 0130-241-30, (the “Property”), for the purpose of utilizing the Property as part of a contemplated City Hall expansion project and Metrolink pedestrian access; and

**WHEREAS**, pursuant to the Dissolution Act, the Successor Agency prepared a Long-Range Property Management Plan (the “LRPMP”) to identify all the assets held by the Successor Agency and their disposition in accordance with the Dissolution Act; and

**WHEREAS**, on March 10, 2015, the California Department of Finance approved the Successor Agency's LRPMP; and

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1 and 1.85 of Division 24 of the California Health and Safety Code (the "Dissolution Act") in  
2 accordance with the LRPMP; and

3 **WHEREAS**, the City has determined that the Property is no longer necessary for the  
4 City's use; and

5 **WHEREAS**, pursuant to the LRPMP, the Oversight Board established pursuant to the  
6 Dissolution Act and the State Department of Finance shall have no further authority over the  
7 use or disposition of Governmental Use Properties following the transfer of these properties to  
8 the City; and

9 **WHEREAS**, under the Surplus Land Act, Government Code Section 54220 *et seq.*  
10 ("Act"), surplus land is land owned in fee simple by the City for which the City's governing body  
11 takes formal action in a regular public meeting declaring the land is surplus and not necessary  
12 for the City's use. The land must be declared either surplus land or exempt surplus land; and

13 **WHEREAS**, under the Act, land is necessary for the City's use if the land is being used,  
14 or is planned to be used pursuant to a written plan adopted by the City's governing board, for  
15 City work or operations; and

16 **WHEREAS**, the City desires to declare that the Property is surplus land and not  
17 necessary for the City's use; and

18 **WHEREAS**, the staff report presented to the City Council, together with this Resolution,  
19 contains the factual background and supporting information upon which the declaration and  
20 findings set forth herein are based.

21 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO, HEREBY**  
22 **FINDS, DETERMINES AND RESOLVES AS FOLLOWS:**

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

25 **Section 2:** Use Finding. The City Council finds that the Property is not necessary for  
26 the City's use as described in the preceding recitals and the staff report accompanying this  
27 Resolution.

28 **Section 3:** Surplus Declaration. The City Council hereby declares that the Property is

1 surplus land pursuant to Government Code Section 54221(b)(1) because the Property is not  
2 necessary for the City's use.

3 **Section 4: CEQA Determination.** This Resolution has been reviewed with respect to  
4 applicability of the California Environmental Quality Act (Public Resources Code Section 21000  
5 *et seq.*) ("CEQA"). City staff have determined that the designation of the Property as surplus  
6 does not have the potential for creating a significant effect on the environment and is therefore  
7 exempt from further review under CEQA pursuant to State CEQA Guidelines Section  
8 15060(c)(3) because it is not a project as defined by the CEQA Guidelines Section 15378.  
9 Adoption of the Resolution does not have the potential for resulting in either a direct physical  
10 change in the environment of a reasonably foreseeable indirect physical change in the  
11 environment. If and when the Property is sold to a purchaser and the purchaser proposes a  
12 use for the Property that requires a discretionary permit and CEQA review, that future use and  
13 project will analyzed at the appropriate time in accordance with CEQA.

14 **Section 5: Notice of Exemption.** The City Clerk of the City of Rialto is directed to file  
15 a Notice of Exemption pursuant to CEQA Guidelines Section 15062.

16 **Section 6: General Authorization.** The City Manager is hereby authorized to place  
17 the Property for sale at auction to the highest bidder for not less than the fair market value as  
18 determined by an appraisal or broker's opinions.

19 **Section 7: Effective Date.** This Resolution shall take effect immediately upon its  
20 adoption by the City Council.

21 **Section 8: Certification.** The City Clerk of the City of Rialto shall certify to the  
22 passage, approval and adoption of this resolution, and the City Clerk of the City of Rialto shall  
23 cause this Resolution and the City Clerk's certification to be entered in the File of Resolutions  
24 of the City of Rialto City Council.

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

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

**ATTEST:**

\_\_\_\_\_  
BARBARA MCGEE, City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
ERIC S. VAIL, City Attorney

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  
6 the City of Rialto held on the \_\_\_\_ day of \_\_\_\_\_, 2022.

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

9 Vote on the motion:

10 AYES:

11 NOES:

12 ABSENT:

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

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18 \_\_\_\_\_  
19 BARBARA MCGEE, CITY CLERK  
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**EXHIBIT A**

**Legal Description and Map of "Property"**

**136 S. Riverside Avenue**

Lot 13 of Block 11 of Town of Rialto, in the County of San Bernardino, State of California, as per Map recorded in Book 4 of Maps, at Page 10 of Maps, in the Office of the County Recorder of San Bernardino County.

APN 0130-241-30