

COUNTY OF SAN DIEGO, CALIFORNIA
BOARD OF SUPERVISORS POLICY

Subject

San Dieguito Joint Powers Authority- Acquisition and Disposal
of Real Property Within the Unincorporated Area of the County

**Policy
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I-120

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Purpose

To outline the procedures for the Joint Powers Authority staff to obtain Board of Supervisors approval prior to pursuing land acquisitions, through grant funds or other means, and land disposals.

Background

On May 16, 1989(56), the Board of Supervisors approved the Joint Exercise of Powers Agreement that created the San Dieguito River Valley Regional Open Space Park Joint Powers Authority. Section 10(a) states:

"Decisions by Authority to acquire or dispose of real property shall be subject to prior approval of the Public Agencies wherein the property to be acquired or disposed of lies."

This requirement recognizes the underlying land use authority of the member agencies, and their interest in participating in Joint Powers Authority acquisition or disposal activities within their boundaries. In the case of the County, the Board of Supervisors clarified their intent on 1/30/96(1), action 1E: "...prepare a Board Policy which will set forth the process by which the JPA [Joint Powers Authority] will be able to process grant applications for acquisition of property within the unincorporated area of the County."

The Board directed the Chief Administrative Officer to prepare a Board Policy which sets forth the process by which the Joint Powers Authority will be able to submit grant applications for acquisition of property within the unincorporated area of the County. The Policy outlines the procedures for the Joint Powers Authority to obtain Board of Supervisors approval prior to pursuing land acquisitions or disposals, in order to determine if any competing opportunities to acquire land (including grant applications) may exist for any property within the unincorporated area of the County.

Policy

It is the policy of the Board of Supervisors that:

1. The Joint Powers Authority Board will submit, no later than June 30 of each calendar year, a list of properties proposed for acquisition or disposal. The list will be submitted to the Chief Administrative Officer for review and comment. The Chief Administrative Officer or his designee will schedule review and action to approve the acquisition and disposal list no later than 90 days after June 30 of that calendar year. The following Procedures will be used for each type of acquisition or disposal of land:

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1A. Grant Application: Prior to submittal of any application to a granting agency for funds to purchase land in the unincorporated area, the Joint Powers Authority will receive approval of the Board of Supervisors through a Board action. The procedure described above shall be used to obtain this approval.

1B. Acceptance of donation, gift, or easement: The procedure described in Section 1 shall be followed to obtain approval for acceptance of any land donations, gifts, or easements within the unincorporated area.

1C. Disposal of land: The procedure described in Section 1 shall be followed before disposal of any land in the unincorporated area.

2. At the end of each calendar year, the Joint Powers Authority will submit to the Chief Administrative Officer and annual report for review and acceptance by the County Board of Supervisors describing acquisition and disposal activities of the past year. The report shall include the following information:

*Location of land

*Assessor's parcel numbers

*Date of approval by Board of Supervisors

*Funding source

*Acres of land involved

*Proposed use (acquisition only)

The report shall include copies of grant applications, and any amendments or alterations to the applications.

Sunset Date

This policy will be reviewed for continuance by December 31, 2015.

Board Action

5-7-96 (1)

6-22-05 (21)

11-8-05 (1)

12-09-08 (33)

CAO Reference

1. Parks and Recreation

2. County Counsel

3. Chief Administrative Office