

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, OR DIRECTOR OF DEPARTMENT OF HOUSING AS DESIGNEE, TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF SAN MATEO AND THE CITY OF EAST PALO ALTO FOR DUE DILIGENCE ACTIVITIES REGARDING A POTENTIAL REAL PROPERTY EXCHANGE

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, the County of San Mateo is owner of certain real property located at 1266 Beech Street in East Palo Alto (“County Property”); and

WHEREAS, the City of East Palo Alto is owner of certain real property located at 2277 University Avenue in East Palo Alto (“City Property”); and

WHEREAS, the County Property abuts Martin Luther King Jr. Park (“MLK Park”), a City of East Palo Alto public park, at its southern property line; and

WHEREAS, the City Property has a zoning designation of “Mixed Use Corridor” (MUC), which allows mixed use structures and developments with different uses such as office, retail, service, residential, including medium and high-density residential, and other compatible uses; and

WHEREAS, the City has expressed to the County that it is interested in acquiring the County Property in order to expand MLK Park; and

WHEREAS, the County is interested in acquiring the City Property because it could ground lease the City Property to an affordable housing developer to build and operate affordable housing; and

WHEREAS, accordingly, the County seeks to enter into a Memorandum of Understanding (“MOU”) with the City to set forth the Parties’ respective due diligence tasks necessary for each Party’s consideration of a potential real property exchange of County Property and City Property; and

WHEREAS, the County will evaluate City Property for the feasibility of its conversion to affordable rental housing; and

WHEREAS, the City will evaluate County Property for the feasibility of expanding MLK Park; and

WHEREAS, California Government Code section 25365(a) authorizes counties, by a four-fifths vote of the Board of Supervisors, to exchange real property with a city upon the terms and conditions that are agreed upon, where the real property to be acquired is required for County use; and

WHEREAS, California Government Code section 37351 authorizes cities to exchange real property as is necessary or proper for municipal purposes.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the County Executive, or Director of Department of Housing as designee, is hereby authorized to execute an MOU between the County and the City for due diligence activities regarding a potential real property exchange.

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