

Ordinance No. 3628

AN ORDINANCE AMENDING SECTION 1-03-1080 OF CHAPTER 3 PART I OF THE ORDINANCE CODE OF TULARE COUNTY, PERTAINING TO THE DELEGATION OF AUTHORITY TO THE TULARE COUNTY RESOURCE MANAGEMENT AGENCY DIRECTOR TO ACQUIRE INTERESTS IN REAL PROPERTY.

The Board of Supervisors of the County of Tulare ordains as follows:

Section 1. Section 1-03-1080 of Article 2 ("Resource Management Agency") of Chapter 3 ("County Offices and Departments") of Part I ("Government and Administration") of the Ordinance Code of Tulare County is amended to read in its entirety as follows:

§ 1-03-1080. RESOURCE MANAGEMENT DIRECTOR: AUTHORITY TO ACQUIRE INTERESTS IN REAL PROPERTY:

(a) Pursuant to Government Code section 25350.60, the Tulare County Resource Management Agency Director, or his or her designee, is hereby authorized to undertake the following:

(1) To approve and execute agreements for the purchase of real property and/or right of way, including temporary and permanent construction and other easements, including easements for the relocation of public utilities, and relocation agreements, subject to review and approval as to form by County Counsel.

(2) To make an offer, based on the appraisal of the fair market value and the appraisal review establishing just compensation in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. § 4601 et seq.) and Government Code sections 7260 et seq., as these statutes may be amended from time-to-time.

(3) To adjust the offer to resolve any price disputes for the property to be acquired or for severance damages. The maximum purchase price, including the cost to cure any damages associated with the acquisition and relocation costs, shall not exceed \$40,000 for any given parcel.

(4) To open escrows and sign all documents to facilitate escrows.

(5) To request the Auditor to draw warrants in favor of the County's designated title company for agreements for purchase of real property plus escrow fees for each agreement and/or the designated property owner for any internal escrows.

(b) The Resource Management Agency Director, or his or her designee, shall comply with all applicable laws pertaining to the acquisition of real property as otherwise apply to Board action,

including, but not limited to, notice to the property owners, appraisal of the subject real property, offer to purchase, recordation of deeds, and environmental assessment, as may be appropriate.

(c) The authority granted herein shall expire on June 05, 2028.

Section 2. The foregoing ordinance shall take effect thirty (30) days from the date of the passage hereof, and prior to the expiration of fifteen (15) days from the passage hereof a summary shall be published once in the *Sun-Gazette*, a newspaper printed and published in the County of Tulare, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

The foregoing Ordinance was passed and adopted by the Board of Supervisors of the County of Tulare, State of California, on the 6th day of June 2023, at a regular meeting of said Board duly and regularly convened on said day by the following vote:

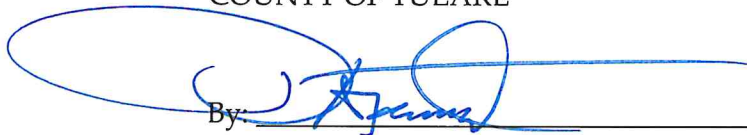
AYES: SUPERVISORS MICARI, SHUKLIAN, VALERO AND TOWNSEND

NOES: NONE

ABSTAIN: NONE

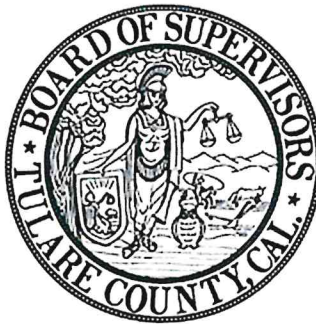
ABSENT: SUPERVISOR VANDER POEL

COUNTY OF TULARE

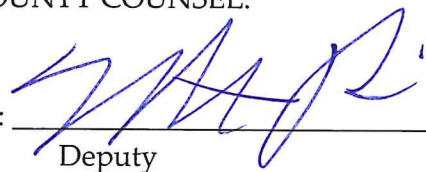
By: 
Chair, Board of Supervisors

ATTEST: Jason T. Britt
County Administrative Officer/
Clerk of the Board of Supervisors

By: 
Deputy Clerk



APPROVED AS TO FORM
COUNTY COUNSEL:

By: 
Deputy

Matter No. 2023367