



County of Sonoma
State of California

Date: August 18, 2020

Item Number: _____

Resolution Number: _____

4/5 Vote Required

Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, Accepting Fee Title To 515 Acres Of Land In The Lower Dutch Bill Creek Watershed Near Monte Rio, Authorizing And Directing The Chair To Execute A Conservation Easement, A Recreation Covenant, And An Irrevocable Offer Of Dedication In Favor Of Sonoma County Agricultural Preservation And Open Space District; Authorizing The Recordation of All Instruments Necessary To Accomplish The Transaction, And Directing The Director, In Consultation With County Counsel, To Take All Other Actions Necessary Or Appropriate To Accept Fee Title To The Property And To Establish A Permanent Conservation Easement And Recreation Covenant Over The Property.

Whereas, the Dutch Bill Creek Trail was first listed as a project in the 1979 Sonoma County General Plan and the Torr Family Property supports the construction of the trail and connecting trails that would benefit Monte Rio, the greater community, and visitors; and

Whereas, the County of Sonoma ("County") has entered into a purchase agreement with the owners ("Owners") of approximately 515 acres in the lower Dutch Bill Creek watershed near the town of Monte Rio ("Property") for a purchase price of \$3,900,000, which agreement is contingent upon the approval of the Board of Supervisors, and

Whereas, County gave published notice of its intention to consider the acquisition of the Property as per Government Code Section 25350, and

Whereas, Regional Parks ("Parks) has secured funding for this acquisition from a number of sources, some of which require the execution of related agreements and documents

requiring Board of Supervisors' authorization.

Now, Therefore, Be It Resolved that this Board of Supervisors hereby finds, determines, and declares and orders as follows:

1. *Truth of Recitals.* The foregoing recitations are true and correct.
2. *Acceptance of Fee Title and Authority to Execute Certificate of Acceptance of Fee Interest.* That the County accepts the fee title to the Property and the Chair of the Board is authorized and directed to execute, on behalf of the County of Sonoma, a certificate of acceptance of fee title in the Property pursuant to Government Code Section 27281.
3. *Conservation Easement and Recreation Conservation Covenant.* The Board Chair is authorized to execute the Conservation Easement, Recreation Conservation Covenant, and Irrevocable Offer of Dedication benefitting the Agricultural Preservation and Open Space District.
4. *Authority to Execute a Funding Agreement.* The Director of Regional Parks is authorized to execute an agreement for funding Initial Public Access, Operations and Management with the Agricultural Preservation and Open Space District.
5. *Authority to Execute and to Record an Irrevocable Offer of Dedication benefitting the California State Coastal Conservancy.* The Board Chair is authorized to execute and record the Irrevocable Offer to Dedicate required by the grant offered by the California State Coastal Conservancy.
6. *Closing Documents.* The Director of Regional Parks is authorized to make any technical, non-substantive changes in the Conservation Easement, Recreation Conservation Covenant, Irrevocable Offer of Dedication, and other closing documents prior to recordation with the prior County Counsel consultation. The Director of Regional Parks is further authorized and directed to execute any other documents necessary to complete this transaction as described.

7. *Authorization for Recordation.* The Director of Regional Parks is authorized and directed to record with the Sonoma County Recorder the grant deed and the certificate of acceptance contemplated by this Resolution and to deliver conformed copies of these documents, bearing evidence of recording, to the Clerk of The Board of Supervisors.

Supervisors:

Rabbitt:

Zane:

Gore:

Hopkins:

Gorin:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.