RESOLUTION NO. 2018-\_\_\_\_\_\_

**RESOLUTION OF THE NAPA COUNTY BOARD OF SUPERVISORS, STATE OF CALIFORNIA, DELEGATING AUTHORITY TO EXECUTE SPACE LICENSE AGREEMENTS AND LEASE AGREEMENTS TO THE COUNTY EXECUTIVE OFFICER CONSISTENT WITH THE SCOPE OF GOVERNMENT CODE SECTION 26227**

**WHEREAS**, the County regularly enters into space license and lease agreements with other public agencies, private entities including non-profits, and individuals that operate programs that serve public purposes; and

**WHEREAS**, locating these services on County property can have many benefits, including having close proximity with County services and programs, which benefit the County’s direct efforts as well as make it easier for the public the County is serving to access a broader array of services; and

**WHEREAS**, Government Code Section 26227 authorizes the County to make available to such public agencies, nonprofit corporations, or nonprofit associations any real property of the county which is not and, during the time of possession, will not be needed for county purposes, to be used to carry out such programs, upon terms and conditions determined to be in the best interest of the county and the general public; and

**WHEREAS**, the courts have found the authority to make such property available pursuant to Government Code Section 26227 can be delegated by the Board of Supervisors to staff (*Golightly v. Monlina* (2014) 229 Cal. App. 4th 1501; see Government Code Section 23005); and

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**NOW, THEREFORE, BE IT RESOLVED** by the Napa County Board of Supervisors as follows:

1. The foregoing recitals are true and correct and are a substantive part of this Resolution.
2. Authority to execute space license and lease agreements consistent with Government Code Section 26227 is hereby delegated to the County Executive Officer where the space license or lease is recommended by the Property Management Division of the Department of Public Works, approved as to form by County Counsel’s Office, and approved by Risk Management.

**THE FOREGOING RESOLUTION WAS DULY AND REGULARLY ADOPTED** by the Napa County Board of Supervisors, State of California, at a regular meeting of the Board held on the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_, by the following vote:

AYES: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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NOES: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ABSENT: SUPERVISORS \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

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BRAD WAGENKNECHT, Chair of the

Board of Supervisors

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| APPROVED AS TO FORM  Office of County Counsel  By: *Thomas S. Capriola*  Deputy County Counsel  Date: March 1, 2018 | APPROVED BY THE NAPA COUNTY  BOARD OF SUPERVISORS  Date:  Processed By:    Deputy Clerk of the Board | ATTEST: GLADYS I. COIL  Clerk of the Board of Supervisors  By: |