



**SAN BENITO COUNTY
AGENDA ITEM
TRANSMITTAL FORM**

Dom Zanger
District No. 1

Kollin Kosmicki
District No. 2

Mindy Sotelo
District No. 3
Vice-Chair

Angela Curro
District No. 4
Chair

Bea Gonzales
District No. 5

Item Number: 1.28

MEETING DATE: 06/18/2024

DEPARTMENT: RESOURCE MANAGEMENT AGENCY

AGENDA ITEM PREPARER: Deems Katada

DEPT HEAD/DIRECTOR: Steve Loupe

SUBJECT:

RESOURCE MANAGEMENT AGENCY – S. LOUPE, PUBLIC WORKS ADMINISTRATOR

Adopt Resolution to approve the form of a Grant Deed from ADK Holdings, LLC and JBK Holdings, LLC for right of way purposes; Authorize the Public Works Administrator to accept the grant deed upon Grantor's delivery to the County of the fully executed grant deed on the approved form, for and on behalf of the County of San Benito; Authorize and direct the Public Works Administrator to execute a certification of acceptance and consent to record the grant deed; and Authorize and direct the Public Works Administrator to transmit the fully executed grant deed to San Benito County Recorder's Office for recording.

SBC FILE NUMBER: 105.3

RESOLUTION NO.: 2024-71

AGENDA SECTION:

CONSENT AGENDA

BACKGROUND/SUMMARY:

On June 16, 2021, in accordance with the provisions of County Code section 25.43.05 of the County of San Benito, State of California, Conditional Use Permit (PLN190056) was granted to Assessor's Parcel Number 012-030-045 to build an agricultural facility on the 104-acre parcel, located near the interchange of San Juan Highway and Anzar Road, in an unincorporated area of San Benito County. The project is located on the west side of San Juan Highway and just north of Anzar Road.

Condition of approval No. 20 requires the applicant to dedicate 12 feet in width of land for public right-of-way along the entire property frontage of San Juan Highway, and 10 feet in width of land for public right-of-way along the entire property frontage of Anzar Road. To fulfill a portion of said condition, ADK Holdings, LLC and JBK Holdings, LLC executed a right-of-way dedication grant deed in favor of the County for 12 feet in width right-of-way along the whole property frontage of San Juan Highway.

Government Code section 27281 requires the County's acceptance of grants of property interests to be reflected in a Resolution of the Board of Supervisors.

RESOLUTION OR ORDINANCE NEEDED FOR THIS ITEM:

Yes

CONTRACT NEEDED FOR THIS ITEM:

No

LAST CONTRACT AMOUNT OR N/A:

N/A

STATE IF THIS IS A NEW CONTRACT/ HOW MANY PAST AMENDED CONTRACTS/ OR N/A:

N/A

STRATEGIC PLAN GOALS: 1. Operational Development & Excellence

No

STRATEGIC PLAN GOALS: 2. Planning And Sustainable Growth

Yes

STRATEGIC PLAN GOALS: 3. Technology

No

STRATEGIC PLAN GOALS: 4. Community Engagement

Yes

STRATEGIC PLAN GOALS: 5. Health & Safe Community

No

BUDGETED:

N/A

BUDGET ADJUSTMENT NEEDED:

N/A

SOURCE OF FUNDING:

N/A

UNFUNDED MANDATE:

N/A

SBC BUDGET LINE ITEM NUMBER:

N/A

CURRENT FY COST:

N/A

STAFF RECOMMENDATION:

1. Adopt Resolution to approve the form of the Grant Deed from ADK Holdings, LLC and JBK Holdings, LLC for right of way purposes.
2. Authorize the Public Works Administrator to accept the grant deed upon Grantor's delivery to the County of the fully executed grant deed on the form reflected in Attachment 1, for and on behalf of the County of San Benito.
3. Authorize and direct the Public Works Administrator to execute a certification of acceptance and consent to record the grant deed reflected in Attachment 1, for and on behalf of the County of San Benito.
4. Authorize and direct the Public Works Administrator to transmit the fully executed grant deed to San Benito County Recorder's Office for recording.

BOARD ACTION RESULTS:

1. Adopted Resolution No. 2024-71 per staff recommendation. (5/0 vote)
2. Authorized Public Works Administrator to accept the grant deed per staff recommendation. (5/0 vote)
3. Authorized and directed Public Works Administrator to execute a certification per staff recommendation. (5/0 vote)
4. Authorized and directed Public Works Administrator to transmit the fully executed grant deed per staff recommendation. (5/0 vote)

ATTACHMENTS:

Board Resolution Approving Form of Deed for San Juan Hwy. ROW (Kawahara) with Attachment 1 (Grant Deed)
Signed SJB UP approval resolution 2021-04
Fully Executed Resolution - No. 2024-71 ADK Holdings, LLC