

# **ATTACHMENT B**

**RESOLUTION NO. VWD 22-013**

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### **A RESOLUTION OF THE BOARD OF DIRECTORS OF THE VICTORVILLE WATER DISTRICT AMENDING THE ANNUAL BUDGET FOR FISCAL YEAR 2022-2023; RELATING TO AN APPROPRIATIONS OF ADDITIONAL REVENUE**

**WHEREAS**, in 2007 the Victor Valley Water District and Baldy Mesa Water District were consolidated into a subsidiary district of the City of Victorville, known as the Victorville Water District (“District”) and all liabilities, revenues, and assets were assumed by the District upon consolidation including the former administration building used by the Baldy Mesa Water District more specifically known as the Duncan Property (“Duncan Property”) as described in Exhibit A; and

**WHEREAS**, Government Code Sections 54220-54233 under the Surplus Property Land Act (“Act”), provides that surplus land is land owned in fee simple for which a local agency’s governing body takes formal action at a regular public meeting declaring land to be surplus and not necessary for a local agency’s use, and must be declared either “surplus land” or “exempt surplus land”, as supported by written findings, before it may be disposed of; and

**WHEREAS**, Section 54221(f)(1)(D) of the Act defines “exempt surplus land” to include surplus land that is transferred to another local, state, or federal agency for this agency’s use; and

**WHEREAS**, District staff has determined that the Duncan Property is not suitable for the District’s use as it is located outside the City of Victorville limits and is not conducive for efficient District operations; and

**WHEREAS**, the San Bernardino County Sheriff (the “County”) has determined that the Duncan Property meets the needs of the relocation of the Victor Valley Station, currently located in the City of Adelanto, and desires to purchase the Duncan Property from the District; and

**WHEREAS**, the County and District have negotiated purchase and sale terms for the transfer of the Duncan Property, and such transfer qualifies as exempt surplus land under the Act Section 54221(f)(1)(D); and

**WHEREAS**, the City Manager, in the capacity as General Manager, of the District did heretofore submit to the Board of Directors of the Victorville Water District an estimate of the expenditures and revenues of the District for the fiscal year 2022-2023; and

**WHEREAS**, copies of said budget were prepared and distributed to the Board of Directors of the Victorville Water District and approved on June 21, 2022 and have been available for inspection by the public in the office of the City Clerk of the City of Victorville; and

**WHEREAS**, the sale of the Duncan Property will generate sale proceeds in the approximate amount of Six Hundred Fifteen Thousand Dollars and 00/100 (\$615,000.00), less escrow and title fees; and

**WHEREAS**, a need to amend the budget is necessary to recognize the increase in budget revenue.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE VICTORVILLE WATER DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

**SECTION 1.** That the annual budget for the fiscal year 2022-2023 for the Victorville Water District be hereby amended to reflect an increase in budget revenue, as shown below and as described in the corresponding agenda item dated October 4, 2022.

Account	Amount Adjusted
4100020-46100	\$615,000 (sale proceeds)

**SECTION 2.** That copies of such amended budget, certified by the City Clerk, shall be filed with the auditors of the City of Victorville and in the office of the City Clerk for public inspection and certified copies thereof shall be made available for use by the Victorville Water District, City departments, offices and subsidiary of the City.

**SECTION 3.** This Resolution shall take effect immediately upon its adoption.