

ALAMEDA UNIFIED SCHOOL DISTRICT
Alameda, California
Resolution

February 11, 2020

Resolution No. 2019-2020.30

**Authorization to Declare Emma Hood Swim Center Property Exempt Surplus Land per
Assembly Bill 1486**

WHEREAS; the Alameda Unified School District ("District") and City of Alameda ("City") have worked collaboratively on an agreement to allow the City to lease and improve the Emma Hood Swim Center and other real property ("Property") as more particularly described in the lease accompanying this resolution ("Lease");

WHEREAS, the District's Board previously received the report of a 7-11 committee pursuant to Education Code section 17388 *et seq.* and declared the Property as surplus. On a separate but related issue, effective January 1, 2020, Government Code section 54220 *et seq.* requires certain local agencies to provide a notice of availability prior to disposing of certain surplus property. Government Code section 54221(b) requires that land be declared either "surplus land" or "exempt surplus land." Local agencies are not required to provide a notice of availability for "exempt surplus land";

WHEREAS, the Property constitutes "exempt surplus land" as defined by Government Code section 54221(f) because it is subject to Education Code section 17388. Thus, the Board is authorized and wishes to make a finding that the Property constitutes "exempt surplus land."

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the above recitals are true and correct, and are incorporated herein by reference.
2. That the Board approves the Lease and authorizes and directs staff to take such steps as necessary to execute and deliver the Lease; and
3. That the Board finds and determines that the Property constitutes "exempt surplus land" as defined by Government Code section 54221(f).

PASSED AND ADOPTED by the following vote on this 11th day of February, 2020:

AYES: _____ MEMBERS: _____

NOES: _____ MEMBERS: _____

ABSENT: _____ MEMBERS: _____

Mialisa Bonta, President
Board of Education
Alameda Unified School District
Alameda County, State of California

ATTEST:

By: _____
Pasquale Scuderi, Superintendent
Secretary of the Board of Education
Alameda Unified School District