



PUBLIC WORKS DEPARTMENT

CITY HALL

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CITY COUNCIL STAFF REPORT

Meeting: April 18, 2017

Subject

Adoption of Resolution, verifying that the City of Cupertino complies with the terms of the Surplus Land Act – Assembly Bill 2135 (California Government Code Section 54220, et seq.).

Recommended Action

Adopt Draft Resolution, verifying that the City of Cupertino complies with the terms of the Surplus Land Act – Assembly Bill 2135 (California Government Code Section 54220, et seq.).

Discussion

The Surplus Land Act requires public agencies to offer surplus land as a priority to developers of affordable housing before disposing of the surplus land. Recent changes to the Surplus Land Act (Government Code Sections 54220 et. seq.) prescribe procedures for the sale or disposition of surplus land by local agencies. The primary purpose of the amendments is to prioritize the use of surplus property sites to increase the supply of affordable housing.

On July 28, 2016, staff submitted an application for funding in the amount of \$698,000 from the Metropolitan Transportation Commission (MTC) for the Pavement Maintenance Program. The MTC funding is available through the One Bay Area Grant Cycle 2 (OBAG2) program. One of the application requirements is for all General Law cities and counties to provide a resolution showing the agency will comply with the California Surplus Land Act. Compliance with the Surplus Land Act is an obligation of all General Law cities and counties; the adoption of the resolution does not alter the obligation of the City to comply with the Surplus Land Act.

Sustainability Impact

None

Fiscal Impact

None. Failure to adopt the resolution would result in the forfeiture of the grant funds.

Prepared by: David Stillman, Senior Civil Engineer

Reviewed by: Timm Borden, Director of Public Works

Approved for Submission by: David Brandt, City Manager

Attachments:

A – Draft Ordinance