

Introduced by Senator WolkFebruary 17, 2016

An act to amend Section 11011.24 of the Government Code, relating to surplus state property, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

SB 1119, as introduced, Wolk. Surplus state property: County of Napa.

Existing law authorizes the Director of General Services to sell or exchange, at fair market value based upon an appraisal approved by the Department of General Services, all or part of a specified parcel of state property only to the County of Napa upon those terms, conditions, reservations, and exceptions the director determines are in the best interest of the state, by January 1, 2015, and subject to other requirements. Existing law requires reimbursement of the Department of General Services for any cost or expense incurred in the disposition of the property from the proceeds of the disposition of the property. Existing law requires the proceeds from this sale to be deposited in the Deficit Recovery Bond Retirement Sinking Fund Subaccount until the bonds associated with this subaccount are finally paid.

This bill would extend the period within which the sale described above may be made to January 1, 2021. The bill would revise the reference to the Deficit Recovery Bond Retirement Sinking Fund Subaccount, given that the principal and interest on the bonds has been provided and no more bonds are outstanding. Consistent with requirements of the California Constitution, the bill would direct that proceeds be paid into the Special Fund for Economic Uncertainties, which is continuously appropriated. By depositing money in a continuously appropriated fund, the bill would make an appropriation.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Napa.

Vote: 2/3. Appropriation: yes. Fiscal committee: yes.

State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 11011.24 of the Government Code is
2 amended to read:

3 11011.24. (a) Except as provided in subdivisions (b) and (c),
4 the Director of General Services may sell or exchange, pursuant
5 to Section 11011.1, at fair market value based upon an appraisal
6 approved by the Department of General Services, only to the
7 County of Napa, upon those terms and conditions and subject to
8 those reservations and exceptions the director determines are in
9 the best interests of the state, all or any part of the following real
10 property, by January 1, ~~2015~~, 2021, after which date, if not sold
11 or exchanged to the County of Napa, the property is no longer
12 surplus and shall not be available for sale or exchange:

13 Approximately 850 acres of property, currently leased to or
14 controlled by the County of Napa as part of Skyline Park, located
15 at the Napa State Hospital, 2100 Napa Vallejo Highway, Napa, in
16 the County of Napa.

17 (b) An agreement for the sale or exchange of the property
18 identified in, and pursuant to, subdivision (a), shall require the
19 County of Napa to retain title to the entire property sold or
20 exchanged for use as a park or wilderness preserve, or in the event
21 of the future sale or exchange of that property by the County of
22 Napa, shall require the County of Napa, by recorded easement, to
23 limit future uses of the property to a park or wilderness preserve.

24 (c) An agreement for the sale or exchange of the property
25 identified in, and pursuant to, subdivision (a), shall preserve Napa
26 State Hospital’s ownership and use of the property known as Camp
27 Coombs, and Camp Coombs shall not be part of the sale or
28 exchange of the property. An agreement for the sale or exchange
29 of the property shall include an easement, that shall be recorded,
30 that provides Napa State Hospital with access to Camp Coombs.

31 (d) The Department of General Services shall be reimbursed
32 for any cost or expense incurred in the disposition of the property
33 described in subdivision (a) from the proceeds of the disposition.

1 The net proceeds of any moneys received from the disposition of
2 the property shall be paid into the ~~Deficit Recovery Bond~~
3 ~~Retirement Sinking Fund Subaccount~~, *Special Fund for Economic*
4 *Uncertainties*, as established by ~~subdivision (f) of Section 20 of~~
5 ~~Article XVI of the California Constitution.~~ 16418.

6 (e) The County of Napa may enter into an agreement with a
7 nonprofit land trust or nonprofit conservation entity for the purpose
8 of sharing the costs associated with making the sale or exchange
9 authorized by this section, provided that all the requirements of
10 this section, including, but not limited to, those of subdivision (b),
11 are met.

12 SEC. 2. The Legislature finds and declares that, because of the
13 unique circumstances applicable to the County of Napa, a statute
14 of general applicability cannot be enacted within the meaning of
15 subdivision (b) of Section 16 of Article IV of the California
16 Constitution. Therefore, this special statute is necessary.

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