

NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 2021-2203

RESOLUTION DECLARING PROPERTY AS EXEMPT SURPLUS LAND

WHEREAS, the North Monterey County Unified School District (“District”) is the owner of the following real property sites: APN 133-212-008, 8142 Moss Landing Road, Moss Landing, CA 95039, which is the location of a District administrative office building (“District Office Site”); APN 133-371-004, Mossy Oak Place, Salinas, CA 93907, which is unimproved property (“Mossy Oak Site”); and APN 413-014-001, 1815 CA-1, Moss Landing, CA 95039, which is the location of the vacated Moss Landing Middle School (“MLMS Site”) (all three sites are referred to herein collectively as the “Sites”); and

WHEREAS, the District Office Site contains approximately 1.13 acres of land roughly depicted in Exhibit A attached hereto, which is south of the Moss Landing Harbor District and adjacent to the Moss Landing Marine Laboratory; and

WHEREAS, the Mossy Oak Site contains approximately 12.27 acres of land roughly depicted in Exhibit B attached hereto, located on Mossy Oak Place north of Highway 156 between Prunedale and Castroville; and

WHEREAS, the MLMS Site contains approximately 20.5 acres of land roughly depicted in Exhibit C attached hereto; and

WHEREAS, in May of 2012, the District convened a 7-11 Advisory Committee (“Committee”) pursuant to Education Code sections 17387, *et seq.*, to advise the District’s Board of Education (“Board”) regarding the use or disposition of school buildings or space in school buildings that were not needed for school purposes; and

WHEREAS, the Committee held a public meeting on May 9, 2012 wherein it recommended that the Board: (1) declare the MLMS Site and the Mossy Oak Site to be surplus property, and (2) develop a disposition plan for these sites within six months; and

WHEREAS, at its meeting on June 14, 2012, the Board adopted the Committee's recommendations; and

WHEREAS, the District Office Site was not previously operated, nor was constructed to be operated, as an early childhood educational facility or a school for elementary and secondary instruction; and

WHEREAS, pursuant to Education Code section 17463.7(e)(1), the District is exempt from the requirement to convene the Committee or receive a recommendation from the Committee for the purpose of disposing of the District Office Site; and

WHEREAS, the Sites are not, and will not upon the sale thereof or at the time of delivery of possession, be needed for school classroom buildings; and

WHEREAS, Education Code sections 17388, et seq., address the disposal of excess school district property; and

WHEREAS, Government Code section 54221(f)(1)(I), as modified by California Assembly Bill 1486, includes additional requirements related to surplus property but defines "exempt surplus land" to include excess school district real property that is subject to Education Code section 17388; and


WHEREAS, Assembly Bill 1486 further requires that a school district declare that property is "exempt surplus land" within the meaning of that bill.

NOW, THEREFORE, BE IT FOUND, DETERMINED, AND RESOLVED BY THE BOARD OF EDUCATION OF THE NORTH MONTEREY COUNTY UNIFIED SCHOOL DISTRICT, MONTEREY COUNTY, CALIFORNIA, AS FOLLOWS:

1. The foregoing recitals are adopted as true and correct.
2. The Sites are surplus property that the District will not need for school or related purposes at the time of delivery of possession.
3. The Sites are governed by Education Code section 17388, and in light of the application of that section, pursuant to Government Code sections 54221(b)(1) and (f)(1)(I) as modified by Assembly Bill 1486, the Board hereby declares that the Sites are "exempt surplus land" under the California Surplus Land Act (Gov. Code, §§ 54220, et seq.).

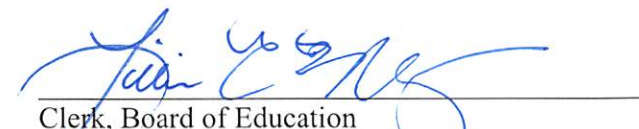
4. District staff and consultants are authorized and directed to proceed with the steps necessary or convenient to sell the Sites in accordance with the law and the terms of this Resolution.

The foregoing Resolution was adopted this 16th day of September 2021.



President, Board of Education
North Monterey County Unified School District
Monterey County, California

Attest:



Clerk, Board of Education
North Monterey County Unified School District
Monterey County, California