

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FOSTER CITY APPROVING THE ACQUISITION OF REAL PROPERTY LOCATED AT 1245 SAN CARLOS AVENUE, SUITE E, SAN CARLOS, CALIFORNIA BY THE SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY

CITY OF FOSTER CITY

WHEREAS, the South Bayside Waste Management Authority (SBWMA) is a Joint Powers Authority formed to provide recycling and solid waste collection services to its eleven member agencies; and

WHEREAS, the City of Foster City is a member agency of the SBWMA; and

WHEREAS, SBWMA's administrative offices are currently located in the San Carlos Library building through a lease that will expire June 30, 2024, and the City of San Carlos has indicated that it does not wish to renew the lease; and

WHEREAS, SBWMA staff conducted a broad search for office space to lease for its administrative offices once its current office lease expires but did not find space that suited its needs; and

WHEREAS, a new, unfinished commercial unit located at 1245 San Carlos Avenue, Suite E, San Carlos, California (the Property), which is approximately one block from SBWMA's existing office, is currently listed for sale; and

WHEREAS, HF&H Consulting prepared a cost analysis to determine whether purchasing the Property and having the Property improved to meet SBWMA's needs would be more cost efficient than entering into a lease for office space; and

WHEREAS, the cost analysis conducted by HF&H Consulting determined that purchasing the Property and making necessary improvements on an assumed total budget of \$2.5 million will result in a 25% cost savings versus entering into a long-term lease for office space at current market rates; and

WHEREAS, the SBWMA Board directed SBWMA staff to submit an offer to purchase the Property, contingent upon approval by no less than 2/3 of the member agencies; and

WHEREAS, pursuant to the signed Purchase Agreement, the seller of the Property has agreed to sell the property for a purchase price of \$1.7 million, which is an amount consistent with the authorization given by the SBWMA Board of Directors; and

WHEREAS, Article 7, Section 7.1.1(a) of the Second Amended and Restated Joint Exercise of Powers Agreement for the SBWMA requires that the acquisition of real property be approved by no less than 2/3 of the member agencies; and

WHEREAS, the City Council agrees with the recommendation of the SBWMA Board to purchase the property for use as the SBWMA's administrative offices.

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Foster City approves the acquisition by the SBWMA of the real property located at 1245 San Carlos Avenue, Suite E, San Carlos, California, pursuant to the terms of the Purchase Agreement.

PASSED AND ADOPTED as a resolution of the City Council of the City of Foster City at the regular meeting held on the 21st day of August, 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

JON FROOMIN, MAYOR

ATTEST:

PRISCILLA SCHAUS, CITY CLERK