

Date of Hearing: April 18, 2018

ASSEMBLY COMMITTEE ON LOCAL GOVERNMENT

Cecilia Aguiar-Curry, Chair

AB 3137 (Rodriguez) – As Introduced February 16, 2018

SUBJECT: State property: conveyance: City of Pomona.

SUMMARY: Authorizes the City of Pomona to convey to the Consolidated Fire Protection District (CFPD) of the County of Los Angeles a portion of former state surplus property. Specifically, **this bill:**

- 1) Authorizes the City of Pomona to convey to CFPD a portion of the 6.8 acres of land conveyed to the city by the state in 1973.
- 2) Authorizes the Director of the Department of General Services (DGS) to take any action necessary to ensure that the transfer of that portion of the property not result in the reversion of the property to the state.
- 3) Requires, if the City of Pomona ceases to use the portion of the property that is not conveyed for a fire station, that portion of the property to revert to the state.
- 4) Repeals existing law requiring all of the property originally conveyed to the City of Pomona to revert to the state if the City of Pomona ceases to use it as a fire station.
- 5) Finds and declares that a special statute is necessary and that a general statute cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique need for the City of Pomona to convey its fire protection facilities to the Consolidated Fire Protection District of the County of Los Angeles to improve fire protection for the people of the City of Pomona and for the surrounding area.

EXISTING LAW:

- 1) Authorizes DGS to convey to the City of Pomona certain property for use as a fire station.
- 2) Requires the property to revert to the state if the City of Pomona ceases to use the property as a fire station.

FISCAL EFFECT: This bill is keyed fiscal.

COMMENTS:

- 1) **Bill Summary.** This bill authorizes the City of Pomona to convey to CFPD a portion of land conveyed to the City of Pomona by the state in 1973, and authorizes the Director of DGS to take any action necessary to ensure that the transfer of that portion of the property not result in the reversion of the property to the state. If the City of Pomona ceases to use that portion of the property that is not conveyed to CFPD for a fire station, this bill requires that portion of the property to revert to the state. This bill also repeals existing law requiring all of the property originally conveyed to the City of Pomona to revert to the state if the City of Pomona ceases to use it as a fire station. This bill is sponsored by the City of Pomona.

- 2) **Author's Statement.** According to the author, "The Fire District utilizes the East County Fire Training Center to train Fire District personnel from throughout the region. The City would benefit from revenues associated with the sale of the Fire Training Center, while the Fire District would benefit as the official owner of this key District asset."
- 3) **Background.** In 1973, DGS was authorized to convey to the City of Pomona approximately 6.8 acres of property in the City of Pomona for use as a fire station. Existing law specifies that the entire property shall revert to the state if the City of Pomona ceases to use it for a fire station.

The City of Pomona in 1979 completed construction of Fire Station 187, which has continued in operation to provide fire protection services according to state requirements. The City of Pomona further invested in the property and built a Fire Training Center. Both facilities were operated by the City of Pomona Fire Department from 1979 to 1995, at which time the City of Pomona contracted with CFPD for fire protection and emergency response services. The City of Pomona retained ownership of the property. CFPD continues to operate Fire Station 187 and utilizes the Fire Training Center for staff training purposes.

According to the author's office, the City of Pomona wishes to convey the portion of the property that houses the Fire Training Center to CFPD for financial considerations. While a previous agreement to sell the Training Center property was in place, CFPD would not agree to consummate the sale absent removal of the original deed restriction. This bill would eliminate the deed restriction only on the portion of the property that would be conveyed to CFPD, retaining the reversion clause for the property retained by the City.

- 4) **Previous Legislation.** AB 1515 (Torres) of 2012 was identical to this bill. AB 1515 was held in the Senate Rules Committee.
- 5) **Arguments in Support.** The City of Pomona, sponsor of this bill, writes, "The sale of the Fire Training Facility site to the CFPD provides the best alternative to maintain the Fire Training Facility and service response from the Fire Station at its current level, while enabling sale and transfer of the Training facility parcel to the appropriate governmental entity, in CFPD. The CFPD is interested in acquiring the training site from the City and continue its use as one of their primary training sites for fire response personnel."
- 6) **Arguments in Opposition.** None on file.

REGISTERED SUPPORT / OPPOSITION:

Support

City of Pomona [SPONSOR]

Opposition

None on file

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