

*Before the Board of Supervisors  
County of Monterey, State of California*

**RESOLUTION NO. 23-137**

Resolution of the Monterey County Board of Supervisors to:

- a. Approve and authorize Housing and Community Development Department housing program staff to exercise the County’s Option to Purchase the inclusionary unit located at 114 Circulo de Casitas, Monterey, CA 93940 after June 15, 2023, pursuant to the Inclusionary Housing Agreement recorded April 30, 2001; and )
- b. Approve and authorize Housing and Community Development Department Director or his designee to designate a buyer (Designee) from the County of Monterey Inclusionary Housing Waitlist to purchase the inclusionary unit. )

**WHEREAS**, on March 19, 2001, Marjorie Moore executed Inclusionary Housing Agreement No. 2001033434, recorded April 30, 2001 to purchase the inclusionary unit located at 114 Circulo de Casitas, Monterey, CA 93940 (the unit);

**WHEREAS**, on August 6, 2015, Marjorie Moore placed the unit in a Trust without the County’s written authorization. Marjorie Moore’s daughter, Lana Canova, provided a copy of the Trust to the County in April 2022;

**WHEREAS**, on February 3, 2020, Marjorie Moore’s daughter, Lana Canova, entered into a Residential Rental Agreement with the Rowe household for the unit without the County’s written approval;

**WHEREAS**, in March 2020, Marjorie Moore stopped residing at the unit;

**WHEREAS**, on November 10, 2021, Marjorie Moore passed away. Her daughter informed Housing and Community Development Department housing staff on February 24, 2022 of her passing;

**WHEREAS**, on April 29, 2022, the Housing and Community Development Department sent Ms. Canova, the County’s Exercise of County Purchase Option via certified mail;

**WHEREAS**, on February 24, 2022, Lana Canova, Marjorie Moore’s daughter, informed the Housing and Community Development Department housing staff that she had rented the unit without the County’s written authorization;

**WHEREAS**, on March 10, 2022, the Housing and Community Development Department housing staff mailed a response letter to Lana Canova informing her that the unit shall be transferred to an eligible moderate-income household, and provided her copies of Marjorie Moore's executed inclusionary housing agreement and related documents;

**WHEREAS**, on April 21, 2022, Ms. Canova, provided a copy of the Amendment to Marjorie Sue Moore Separate Property Trust to Housing and Community Development Department housing staff; and

**WHEREAS**, the Housing and Community Development Department received a letter from Lana Canova's private attorney stating that Ms. Canova will not contest the County's Notice of Intent to Purchase the inclusionary unit located at 114 Circulo de Casitas, in Monterey. Moreover, the attorney's letter states that the current tenants will vacate the inclusionary unit and it will be ready for sale by June 15, 2023.

**NOW, THEREFORE, BE IT RESOLVED, THAT** the Board of Supervisors of the County of Monterey hereby resolves to:

- a. Approve and authorize Housing and Community Development Department housing program staff to exercise the County's option to purchase the inclusionary unit at 114 Circulo de Casitas, Monterey, CA 93940 after June 15, 2023, pursuant to the Inclusionary Housing Agreement recorded April 30, 2001; and
- b. Approve and authorize the Housing and Community Development Department Director or his designee to designate a buyer (Designee) from the County of Monterey Inclusionary Housing Waitlist to purchase the inclusionary unit.

**PASSED AND ADOPTED** on this 18<sup>th</sup> day of April 2023, by roll call vote:

AYES: Supervisors Alejo, Church, Lopez, Askew, and Adams

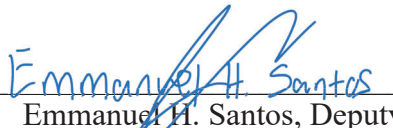
NOES: None

ABSENT: None

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting on April 18, 2023.

Dated: April 26, 2023  
File ID: RES 23-055  
Agenda Item No. 56

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

  
Emmanuel H. Santos, Deputy