

MEETING DATE: **12.10.12**

AGENDA ITEM: Adoption of a Resolution Transferring to the City of Culver City all Land Use Related Plans and Functions of the Former Culver City Redevelopment Agency with Certain Exceptions.

ATTACHMENTS

	<u>Pages</u>
1. Proposed Resolution	1-3

RESOLUTION NO. 2012-R____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY TRANSFERRING TO THE CITY OF CULVER CITY ALL LAND USE RELATED PLANS AND FUNCTIONS OF THE FORMER CULVER CITY REDEVELOPMENT AGENCY EXCEPT AS OTHERWISE PROVIDED HEREIN.

WHEREAS, AB X1 26 (2011-2012 1st Ex. Sess.) (the "Dissolution Act") was signed by the Governor of California on June 28, 2011, making certain changes to the California Community Redevelopment Law [Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code, including adding Part 1.8 (commencing with Section 34161) (Part 1.8") and Part 1.85 (commencing with Section 34170) ("Part 1.85") (collectively, the "Redevelopment Law")]; and

WHEREAS, on December 29, 2011, the California Supreme Court delivered its decision in *California Redevelopment Association, et al. v. Matosantos, et al.*, Case No. S194861 (the "*Matosantos* case"), finding the Dissolution Act largely constitutional and reforming certain deadlines set forth in the Dissolution Act; and

WHEREAS, under the Dissolution Act and the California Supreme Court's decision in the *Matosantos* case, all California redevelopment agencies, including the Culver City Redevelopment Agency (the "Former CCRA"), were dissolved on February 1, 2012, and successor agencies were designated and vested with the responsibility of paying, performing and enforcing the enforceable obligations and winding down the business and fiscal affairs of the former redevelopment agencies; and

WHEREAS, by its Resolution No. 2012-R001, adopted on January 9, 2012, the City Council made an election to serve as the successor agency to the Former CCRA (the

1 "Successor Agency") upon the dissolution of the Former CCRA pursuant to Part 1.85 of the
2 Dissolution Act; and

3 WHEREAS, on February 6, 2012, the Board of Directors of the Successor
4 Agency adopted Resolution 2012-SA001 naming itself the "Successor Agency to the Culver
5 City Redevelopment Agency," the sole name by which it will exercise its powers and fulfill its
6 duties pursuant to Part 1.85, and establishing itself as a separate legal entity with rules and
7 regulations that will apply to the governance and operations of the Successor Agency; and
8

9 WHEREAS, the Governor signed Assembly Bill 1484 ("AB 1484") on June 27,
10 2012, amending the Dissolution Act (reference hereinafter to the Dissolution Act means AB
11 X1 26 as amended by AB 1484); and

12 WHEREAS, under the Dissolution Act, pursuant to Health and Safety Code
13 Section 34173(i), at the request of the city, county, or city and county that authorized the
14 creation of a redevelopment agency, all land use related plans and functions of the former
15 redevelopment agency are transferred to the city, county, or city and county that authorized
16 the creation of a redevelopment agency; provided, however, that the city, county, or city and
17 county shall not create a new project area, add territory to, or expand or change the
18 boundaries of a project area, or take any action that would increase the amount of obligated
19 property tax (formerly tax increment) necessary to fulfill any existing enforceable obligation
20 beyond what was authorized as of June 27, 2011.
21

22 NOW, THEREFORE, the City Council of the City of Culver City, California,
23 DOES HEREBY RESOLVE as follows:
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25 SECTION 1. The foregoing recitals are true and correct and are a
26 substantive part of this Resolution.
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SECTION 3. The City Manager of the City is hereby authorized and directed, jointly and severally, to do any and all things which he deems necessary or advisable, including the allocation of City staff and resources, to effectuate this Resolution, and any such actions previously taken by such officers and staff are hereby ratified and confirmed.

SECTION 4. This Resolution shall take effect immediately upon its adoption.

APPROVED AND ADOPTED, this _____ day of _____, 2012.

ANDREW WEISSMAN, Mayor
City of Culver City

ATTEST:

APPROVED AS TO FORM:

MARTIN R. COLE, City Clerk

CAROL SCHWAB, City Attorney

A12-00963