

RESOLUTION NO. 2012-07

RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE FORMER LEMOORE REDEVELOPMENT AGENCY FORMALIZING ITS APPROVAL AND DIRECTION TO TRANSFER TITLE OF THREE PUBLIC USE PROPERTIES TO THE CITY OF LEMOORE PURSUANT TO HEALTH & SAFETY CODE SECTIONS 34181(a).

WHEREAS, by implementation of AB X1 26, which amended provisions of the California Redevelopment Law (Health & Safety Code § 33000 *et seq.*) (“CRL”), and the California Supreme Court’s decision in California Redevelopment Association v. Matosantos, as of February 1, 2012, the Lemoore Redevelopment Agency (“Redevelopment Agency”) was dissolved, the Successor Agency to the Lemoore Redevelopment Agency (“Successor Agency”) came into existence, and the requirement for the appointment of an Oversight Board to the Successor Agency to the Lemoore Redevelopment Agency (“Oversight Board”) became effective; and

WHEREAS, Health & Safety Code Section 34181 states the oversight board shall direct the successor agency to dispose of all assets and properties of the former redevelopment agency that were funded by tax increment revenues; and

WHEREAS, the oversight board may instead direct the successor agency to transfer ownership of those assets that were constructed and used for a governmental purpose such as roads, school buildings, parks and fire stations, to the appropriate public jurisdiction pursuant to any existing agreements relating to construction of such assets; and

WHEREAS, the City of Lemoore has operated and maintained the properties identified in Exhibit A for governmental purposes; and

WHEREAS, the Oversight Board desires to transfer the public use properties to the City of Lemoore provided that the properties achieve their intended public purpose for the foreseeable future.

NOW, THEREFORE, BE IT RESOLVED that the Oversight Board for the Successor Agency of the former Lemoore Redevelopment Agency hereby directs the Successor Agency to transfer the titles of former Redevelopment Agency properties intended for governmental purposes, listed in Exhibit A, to the City of Lemoore.

BE IT FURTHER RESOLVED that upon acknowledgement by the City of Lemoore that the properties will continue to be used for public purposes for the foreseeable future, the City Manager of the City of Lemoore as Successor Agency to the former Lemoore Redevelopment Agency, or designee, is hereby authorized to take such actions as are necessary and appropriate to implement this Resolution.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its adoption.

///

I hereby certify that Resolution No. 2012-07 was duly passed and adopted by the Board of Directors of the Oversight Board for the Successor Agency of the former Lemoore Redevelopment Agency, Kings County, State of California, at a meeting thereof held on June 28, 2012, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Approved: _____
John Plourde, Chair

Attest:

Mary Jane French
Board Clerk