

RESOLUTION NO. 2014-05

RESOLUTION OF THE LEMOORE OVERSIGHT BOARD FOR THE LEMOORE SUCCESSOR AGENCY TO THE FORMER LEMOORE REDEVELOPMENT AGENCY APPROVING A REVISED LONG RANGE PROPERTY MANAGEMENT PLAN PURSUANT TO HEALTH & SAFETY CODE SECTION 34191.5

WHEREAS, by implementation of AB X1 26 (“AB 26”), which amended provisions of the California Redevelopment Law (Health & Safety Code (“HSC”) § 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, on February 1, 2012 all assets, properties, contracts, leases, books and records, buildings, and equipment of the former Redevelopment Agency transferred to the control of the Successor Agency by operation of law; and

WHEREAS, AB 1484 was passed by the California State Legislature and was signed into law by the Governor on June 27, 2012 modifying the provisions of AB 26; and

WHEREAS, HSC Section 34191.5 requires the Successor Agency to prepare a long range property management plan (LRPMP) that addresses the disposition and use of the real properties of the former Redevelopment Agency and submit it to the Oversight Board and the Department of Finance (DOF) for approval no later than six months following the issuance to the Successor Agency of a Finding of Completion by the DOF pursuant to HSC Section 34179.7; and

WHEREAS, the DOF issued its Finding of Completion to the Successor Agency on June 7, 2013; and

WHEREAS, the Successor Agency prepared a LRPMP, which was presented to, and approved by, the City Council acting as the Successor Agency at its September 17, 2013 City Council meeting; and

WHEREAS, on September 26, 2013, pursuant to HSC Section 34191.5 the Oversight Board approved the LRPMP and submitted it to the DOF for review; and

WHEREAS, in its review, the DOF determined that a revision to the Permissible Use column is required; and

WHEREAS, the Successor Agency has subsequently made the required revision; and

WHEREAS, pursuant to HSC Section 34191.5, the Oversight Board is required to consider and approve the LRPMP before it is submitted to the DOF for its review.

NOW, THEREFORE THE LEMOORE OVERSIGHT BOARD FOR THE LEMOORE SUCCESSOR AGENCY TO THE FORMER LEMOORE REDEVELOPMENT AGENCY HEREBY RESOLVES AS FOLLOWS:

SECTION 1. The recitals above are true and correct and are incorporated into this Resolution.

SECTION 2. The Oversight Board hereby approves and adopts the revised Long Range Property Management Plan attached hereto and incorporated herein by reference pursuant to Health and Safety Code Section 34191.5.

SECTION 3. Approval by the Oversight Board and the State of California Department of Finance will be obtained prior to the disposition of any individual property sale.

SECTION 4. The proceeds from the sale of each property will be submitted to the Kings County Auditor-Controller for distribution to the taxing entities.

SECTION 5. The Oversight Board hereby directs the Successor Agency to submit the Long Range Property Management Plan to the State of California Department of Finance.

SECTION 6. Pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for five (5) business days unless the Department requests a review.

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PASSED, APPROVED, AND ADOPTED by the Lemoore Oversight Board for the Lemoore Successor Agency to the former Lemoore Redevelopment Agency at a special meeting this 25th day of February 2014, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

John F. Murray, Chairperson

ATTEST:

Mary J. Venegas, Board Clerk

CERTIFICATE

STATE OF CALIFORNIA)
COUNTY OF KINGS) ss.
CITY OF LEMOORE)

I, **Mary J. Venegas**, Board Clerk of the Lemoore Oversight Board for the Lemoore Successor Agency to the former Lemoore Redevelopment Agency, do hereby certify the forgoing Resolution of the Lemoore Oversight Board for the Lemoore Successor Agency to the former Lemoore Redevelopment Agency was duly passed and adopted at a special meeting of the Lemoore Oversight Board held on February 25, 2014.

DATED: February 25, 2014

Mary J. Venegas, Board Clerk