

2012-08
RESOLUTION NO. _____ (OB)

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF CATHEDRAL CITY DIRECTING THE TRANSFER OF CERTAIN GOVERNMENTAL PURPOSE ASSETS TO THE CITY OF CATHEDRAL CITY IN ACCORD WITH HEALTH & SAFETY CODE SECTION 34181

WHEREAS, in accordance with the provisions of the California Community Redevelopment Law (Health & Safety Code Section 33000, et seq. (“CRL”), the City Council of the City of Cathedral City (“City”) previously established the Redevelopment Agency of the City of Cathedral City, a public body, corporate and politic (“Agency”) to carry out the purposes of and exercise the powers granted to community redevelopment agencies under the CRL; and

WHEREAS, in accord with CRL Section 34172, the Agency was dissolved as of February 1, 2012 and its rights, powers, duties and obligations, other than the Agency’s housing assets and functions, were transferred to a “successor agency” (as defined by CRL Section 34171(j)); and

WHEREAS, in accord with CRL Section 34173, the City is the successor agency (“Successor Agency”) to the former Agency and, as such, is vested with all authority, rights, powers, duties and obligations previously vested in the Agency by the CRL, except for the Agency’s housing assets and functions, and except to the extent repealed, restricted or revised pursuant to provision of Assembly Bill x1 26 (“AB 26”); and

WHEREAS, in accord with CRL Section 34179, an oversight board (“Oversight Board”) for the Successor Agency was formed and exercises the powers given to oversight boards under the CRL; and

WHEREAS, CRL Section 34181(a) requires the Oversight Board to direct the Successor Agency to dispose of all the Agency’s non-housing assets and properties which were acquired using the Agency’s tax increment revenues; and

WHEREAS, under CRL Section 34181(a), the Oversight Board may direct the Successor Agency to transfer ownership of any Agency property used for a governmental purpose to the appropriate public jurisdiction pursuant to any agreement relating to the construction or use of the property; and

WHEREAS, the Successor Agency has identified certain Agency properties (“Governmental Use Properties”), described on the attached Exhibit A, which are being used for a governmental purpose but for which there are no agreements governing their construction, use or compensation upon disposition; and

WHEREAS, in accord with CRL Section 34181(a), the Oversight Board, desires to direct the Successor Agency to transfer ownership of the Governmental Use Properties to the City as the appropriate public agency.

NOW, THEREFORE, BE IT RESOLVED BY THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF CATHEDRAL CITY AS FOLLOWS:

Section 1. Based on the oral and written evidence presented to the Oversight Board at the time of its consideration of this Resolution, the Oversight Board finds and determines as follows.

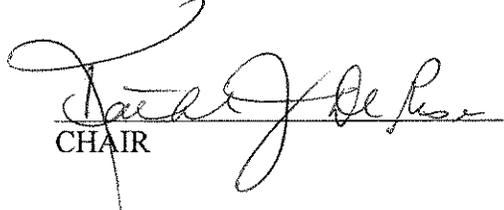
- (1) The Governmental Use Properties are all used for governmental purposes.
- (2) The City of Cathedral City is the appropriate public jurisdiction to assume ownership of the Governmental Use Properties.
- (3) There are no agreements between the Agency and the City governing the disposition of the Governmental Use Properties or the compensation to be paid for them.

Section 2. In accord with CRL Section 34181(a), the Oversight Board directs the Successor Agency to transfer ownership of the Governmental Use Properties to the City for no consideration. The Oversight Board further directs the Successor Agency and its officials to take the actions and to execute the deeds and other instruments required to carry out the transfer.

Section 3. This Resolution will become effective in accord with CRL Section 34179(h).

The foregoing Resolution was duly and regularly adopted at a regular meeting of the Oversight Board to the Successor Agency of the Redevelopment Agency of Cathedral City held on June 28, 2012 by the following vote:

AYES: DeROSA, ELLIS, HENRY, SCOTT, HOWELL, ENGLAND
NOES:
ABSENT: 1 - AGUILAR
ABSTAIN:


CHAIR

APPROVED:


City Manager of Successor Agency on
Behalf of the Oversight Board

ATTEST:


Oversight Board Secretary

EXHIBIT A

Assessor's Parcel Numbers and Site Maps

CATHEDRAL CANYON DR

OFFICER DAVID VASQUEZ RD

687471008

687471006

PARKING
STRUCTURE

CIVIC CENTER
CITY HALL, POLICE STATION

PICKFAIR ST

AVENIDA LALO GUERRERO

EAST PALM CANYON DR

OFFICER DAVID VASQUEZ RD

CATHEDRAL CANYON DR

687170020
3-1-09

687170016
6/30/09

687170018
10-31-09

687170006
10-31-09

687170007
2-28-07

687170008
10-30-09

AVENIDA LALO GUERRERO

EAST PALM CANYON DR