

**RESOLUTION NO. R-2012-03**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PLACENTIA, CALIFORNIA, EXPRESSING INTENT TO SERVE AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF PLACENTIA, PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE § § 34171 (J) AND 34173

**A. Recitals.**

(i). Assembly Bill 1X 26 (the "Dissolution Act") and Assembly Bill 1X 27 (the "Alternative Redevelopment Program Act") (collectively the "Redevelopment Restructuring Acts") were enacted June 28, 2011, to significantly modify the Community Redevelopment Law (Health & Safety Code § 33000, et seq.; the "Redevelopment Law").

(ii). On August 11, 2011, the California Supreme Court agreed to review the California Redevelopment Association and League of California Cities' petition challenging the constitutionality of the Redevelopment Restructuring Acts.

(iii). On December 29, 2011, the California Supreme Court ruled that the Dissolution Act is largely constitutional and the Alternative Redevelopment Program Act is unconstitutional.

(iv). The Court's decision means that all California redevelopment agencies will be dissolved on February 1, 2012 pursuant to the Dissolution Act.

(v). The Dissolution Act provides that the city that authorized the creation of the redevelopment agency shall be the "successor agency" to the dissolved redevelopment agency unless the city elects not to serve as the successor agency under § 34173(d)(1) of the Redevelopment Law.

(vi). the City of Placentia (the "City") intends to, and shall serve as, the successor agency for the Redevelopment Agency of the City of Placentia (the "Agency") in accordance with § § 34171(j) and 34173 of the Redevelopment Law.

(vii). All legal prerequisites to the adoption of this Resolution have occurred.

**B. Resolution.**

THIS DOCUMENT IS A FULL, TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST *Darria Hoeno*  
CHIEF DEPUTY CITY CLERK OF THE CITY OF PLACENTIA  
DATE 1/31/2012

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PLACENTIA DOES HEREBY FIND, DETERMINE AND RESOLVE AS FOLLOWS:

1. In all respects as set forth in the Recitals, Part A., of this Resolution.

2. The City hereby accepts the designation, and hereby declares its intent, to serve as the successor agency for the Agency in accordance with § § 34171(j) and 34173 of the Redevelopment Law.

3. The City Administrator, or his or her designee, hereby is directed to file a copy of this Resolution with the Orange County Auditor-Controller.

4. The City Administrator, or his or her designee, hereby is authorized to take such additional actions, and to execute all documents necessary and appropriate, for the City to transfer the assets of the Agency to the City, in its capacity as successor agency to the Agency, pursuant to § 34175 of the Redevelopment Law.

5. Notwithstanding the foregoing, in the event the California Legislature enacts legislation, or the effect or effective date(s) of the Redevelopment Restructuring Acts is delayed by court action, this Resolution shall be null and void.


PASSED, ADOPTED AND APPROVED this 17<sup>th</sup> day of January, 2012.

  
JEREMY B. YAMAGUCHI,  
MAYOR

Attest:

  
PATRICK J. MELIA, CITY CLERK

THIS DOCUMENT IS A FULL, TRUE AND CORRECT  
COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST   
CHIEF DEPUTY CITY CLERK OF THE CITY OF PLACENTIA  
DATE 1/31/2012


STATE OF CALIFORNIA  
COUNTY OF ORANGE

I, Patrick J. Melia, City Clerk of the City of Placentia, do hereby certify that the foregoing resolution was adopted at a regular meeting of the City Council of the City of Placentia held on the 17<sup>th</sup> day of January, 2012 by the following vote:


AYES: Aguirre, Nelson, Underhill, Wanke, Yamaguchi  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
\_\_\_\_\_  
PATRICK J. MELIA,  
CITY CLERK

APPROVED AS TO FORM:

  
\_\_\_\_\_  
ANDREW V. ARCZYNSKI,  
CITY ATTORNEY

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COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST   
CHIEF DEPUTY CITY CLERK OF THE CITY OF PLACENTIA  
DATE 1/31/2012