**MEETING DATE:**

**SUBMITTAL TO THE COUNTYWIDE OVERSIGHT BOARD OF COUNTY OF RIVERSIDE**

, , 20



**FROM:** SUCCESSOR AGENCY TO THE [INSERT SPONSORING COMMUNITY NAME] REDEVELOPMENT AGENCY

**SUBJECT:** Resolution No. 20 - A Resolution of the Countywide Oversight Board for the County of Riverside Approving Amendment to specified Enforceable Obligation

**RECOMMENDED MOTION:** That the Countywide Oversight Board:

1. Find that the project [Insert CEQA Finding];
2. Adopt Resolution No. 20 - A Resolution of the Countywide Oversight Board for the County of Riverside Approving Repayment Terms for a Specified Enforceable Obligation; and
3. Direct County Executive Office staff, on behalf of the Countywide Oversight Board, to submit Resolution No. 20 - to the Department of Finance for review and approval pursuant to Section 34179(h) of the Health and Safety Code, as applicable.

**MINUTES OF THE COUNTYWIDE OVERSIGHT BOARD**

**SUBMITTAL TO THE COUNTYWIDE OVERSIGHT BOARD FOR COUNTY OF RIVERSIDE**

**BACKGROUND:**

The former Redevelopment Agency for [Insert Sponsoring Community] ("Former Agency")

Pursuant to Assembly Bill No. 1X 26, as modified by Assembly Bill No. 1484 and as further modified by Senate Bill No. 107, which added Parts 1.8 and 1.85 to Division 24 of the Health and Safety Code ("Dissolution Act"), the Agency was dissolved on February 1, 2012 and the Successor agency to the Redevelopment Agency for [Insert Sponsoring Community] ("Successor Agency") was vested with all authority, rights, powers, duties and obligations of the Agency, including the Agreement.

The Former agency was a party to that certain [Insert title of Enforceable Obligation] (the "Agreement"), shown in Attachment "A" of the Resolution, providing for [Insert description of Enforceable Obligation].

Under Section 34180(a) of the Health and Safety Code, the Countywide Oversight Board must approve the establishment of new repayment terms for outstanding loans made prior to the adoption of the Dissolution Act.

The Agreement is an enforceable obligation of the Successor Agency as that term is defined in Section 34171(d) of the Health and Safety Code. The Successor Agency desires to adopt repayment terms for the Agreement to [Insert narrative regarding revisions to repayment terms to the Agreement], as shown in the Repayment Schedule in Attachment "B" of the Resolution.

The Repayment Schedule has been approved by the Successor Agency's Governing Board by adoption of Resolution [Insert Successor Agency's Governing Board Resolution].

Pursuant to the California Environmental Quality Act (CEQA), [insert related CEQA action/finding].

Successor Agency staff recommends adoption of Resolution No. 20 - , A Resolution of the Countywide Oversight Board for the County of Riverside Approving Amendment to specified Enforceable Obligation.

**IMPACT ON TAXING ENTITIES**

[Insert narrative of fiscal impact on taxing entities.]

Attachment:

Resolution No. 20 -

# COUNTYWIDE OVERSIGHT BOARD

1. **FOR THE COUNTY OF RIVERSIDE**

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# SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR

**[INSERT SPONSORING COMMUNITY NAME]**

6 **RESOLUTION NO. 20 -**

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# 8 RESOLUTION OF THE COUNTYWIDE OVERSIGHT BOARD FOR THE COUNTY OF RIVERSIDE APPROVING REPAYMENT SCHEDULE FOR

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# A SPECIFIED ENFORCEABLE OBLIGATION

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1. **WHEREAS**, the Redevelopment Agency for [Insert Sponsoring Community] ("Agency")
2. was formed, existed and exercised its powers pursuant to the Community Redevelopment law
3. (California Health and Safety Code section 33000 et seq. the "CRL");
4. **WHEREAS**, the California state legislature enacted Assembly Bill 1x 26, as modified by
5. Assembly Bill No. 1484, as further modified by Senate Bill No. 107, as such may be further amended (collectively, the "Dissolution Act"), adding or amending Parts 1.8 and 1.85 to Division

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24 of the Health and Safety Code, to dissolve redevelopment agencies formed under the CRL;

1. **WHEREAS**, pursuant to Section 34173 of the Health and Safety Code, effective February
2. 1, 2012 the Successor Agency to [Insert Name of Dissolved Redevelopment Agency], a separate
3. legal entity (the "Successor Agency") was formed to and charged with paying the enforceable
4. obligations, disposing of the properties and other assets, and unwinding the affairs of the dissolved
5. Former Agency;

**WHEREAS**, upon dissolution of the Former Agency, all authority, rights, powers, duties

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and obligations previously vested with the Former Agency (except for the Former Agency's

1. housing assets and functions) under the CRL vested in the Successor Agency;
2. **WHEREAS**, Health and Safety Code Section 34179 provides for the appointment of a
3. countywide oversight board (the "Countywide Oversight Board") with specific duties to approve
4. certain Successor Agency actions pursuant to Health and Safety Code section 34180 and to direct
5. the Successor Agency in certain other actions pursuant to Health and Safety Code section 34181;

**WHEREAS**, the Former agency was a party to that certain [Insert title of Enforceable

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1. Obligation] (the "Agreement"), shown in Attachment "A", attached hereto and incorporated herein
2. by this reference, providing for [Insert description of Enforceable Obligation];
3. **WHEREAS**, the Agreement is an enforceable obligation of the Successor Agency as that term is defined in Section 34171(d) of the Health and Safety Code;

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**WHEREAS**, under Section 34180(a) of the Health and Safety Code, the Countywide

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Oversight Board must approve the establishment of new repayment terms for outstanding loans

1. made prior to the adoption of the Dissolution Act;
2. **WHEREAS**, the Successor Agency desires to adopt repayment terms for the Agreement
3. to [Insert narrative regarding revisions to repayment terms to the Agreement], as shown in the
4. Repayment Schedule in Attachment "B", attached hereto and incorporated herein by this reference;
5. **WHEREAS**, the adoption of the Repayment Schedule is necessary to fulfill the Successor Agency's obligations under the Agreement and protects the interest of the affected taxing entities

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by [provide explanation of benefits to taxing entities];

1. **WHEREAS**, the Successor Agency's governing board approved the Repayment Schedule
2. by adoption of Resolution [Insert Resolution Number] adopted at a regular meeting of [Insert
3. Successor Agency's Governing Board], on , 20 ;
4. **WHEREAS**, [Insert CEQA Recital]; and
5. **WHEREAS**, the accompanying staff report, and attachments, attached hereto and incorporated herein by this reference, provides supporting information upon which the actions set

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forth in this Resolution are based.

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# NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND

1. **ORDERED** by the Countywide Oversight Board, in regular meeting assembled on [Insert
2. Date], 20 in the meeting room of the Board of Supervisors located on the 1st floor of the County
3. Administrative Center, 4080 Lemon Street, Riverside, California, as follows**:**
   1. The Countywide Oversight Board hereby finds, resolves, and determines that the

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foregoing recitals are true and correct and are incorporated herein by reference, and,

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together with information provided by the [Insert name of Successor Agency] staff and

1. the public, form the basis for the approvals, findings, resolutions, and determinations
2. set forth below.
3. 2. [Insert appropriate CEQA Finding].
4. 3. The Countywide Oversight Board hereby approves the Repayment Schedule and

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* 1. hereby authorizes and directs the Executive Director of the [Insert Successor Agency
  2. Name] ("Successor Agency's Director")], or the Successor Agency's Director's
  3. designees, to take all actions and sign any and all documents necessary to administer the Successor Agency's obligations and duties under the Agreement as amended by the

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Repayment Schedule and to implement and effectuate the actions approved by this

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Resolution as determined necessary by the Successor Agency's Director, or the

1. Successor Agency's Director's designee.
2. 4. The Countywide Oversight Board hereby finds and determines that the Agreement,
3. including the Repayment Schedule which is to be incorporated therein, is an
4. enforceable obligation as that term is defined in Section 34171(d) of the Health and
5. Safety Code.
6. If any provision of this Resolution or the application of any such provision to any

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person or circumstance is held invalid, such invalidity shall not affect other provisions

1. or applications of this Resolution that can be given effect without the invalid provision
2. or application, and to this end the provisions of this Resolution are severable. The
3. Countywide Oversight Board declares that the Countywide Oversight Board would
4. have adopted this Resolution irrespective of the invalidity of any particular portion of
5. this Resolution.
6. The Countywide Oversight Board hereby authorizes and directs the County Executive

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Office Staff and the Successor Agency staff to take all actions necessary under the

1. Dissolution Act to file, post, mail or otherwise deliver via electronic mail, internet
2. posting, and/or hardcopy, all notices and transmittals necessary or convenient in
3. connection with the approval of this Resolution.
4. 7. Pursuant to Health and Safety Code Section 34179, specified actions taken by the
5. Countywide Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective until five (5) business

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days after approval, subject to a request for review by the State of California

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Department of Finance, or at the time and in the manner prescribed in Health and Safety

25 Code section 34179(h). 26

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1. **PASSED, APPROVED, AND ADOPTED** by the Oversight Board for the County of
2. Riverside on 3

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(date) .

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2 I hereby certify the forgoing to be a true copy of a resolution passed and adopted by the 3

Countywide Oversight Board for the County of Riverside at a regular meeting thereof held on [insert

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date], by the following vote:

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1. AYES: BOARD MEMBERS:
2. NOES: BOARD MEMBERS:
3. ABSTAIN: BOARD MEMBERS:
4. ABSENT: BOARD MEMBERS: 10

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12 Chairperson, Countywide Oversight Board

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14 ATTEST: 15

16 Clerk of the Countywide Oversight Board 17

18 APPROVED AS TO FORM: 19

Countywide Oversight Board Legal Counsel

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21 By: 22

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1. Attachments incorporated by reference:
2. A. [Insert title of Enforceable Obligation]

B. [Insert title of Amendment Document]

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7 EXHIBIT "A"

[Title of Enforceable Obligation Agreement]

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1. EXHIBIT "B"
2. Repayment Schedule

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