

RESOLUTION NO. 3392-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TAFT, CALIFORNIA, ELECTING TO HAVE THE CITY OF TAFT SERVE AS THE SUCCESSOR AGENCY TO THE TAFT COMMUNITY DEVELOPMENT AGENCY PURSUANT TO CALIFORNIA HEALTH & SAFETY CODE SECTION 34173 AND ELECTING TO HAVE THE TAFT HOUSING AUTHORITY RETAIN THE HOUSING ASSETS AND HOUSING FUNCTIONS PREVIOUSLY PERFORMED BY THE TAFT COMMUNITY DEVELOPMENT AGENCY PURSUANT TO HEALTH & SAFETY CODE SECTION 34176

WHEREAS, the Taft Community Development Agency ("Agency") is a public body, corporate and politic, organized and existing under the California Community Redevelopment Law (Health & Safety Code § 33000 *et seq.* ("CRL")); and

WHEREAS, the City of Taft is a municipal corporation under the Constitution of the State of California ("City"); and

WHEREAS, on December 29, 2011, in *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld AB 26x1, which dissolves all of the redevelopment agencies in California, and struck down AB 27x1, which allowed redevelopment agencies to remain in existence if they opted in to the "Voluntary Alternative Redevelopment Program" ("VARP"); and

WHEREAS, the City of Taft has determined that it is in the best interests of the City to serve as the Successor Agency; and

WHEREAS, in footnote 25 of the Supreme Court's decision, the Court extended the deadline for making the election only to January 13, 2012; and

WHEREAS, pursuant to Health & Safety Code Section 34173(d)(1), the City would automatically become the Successor Agency unless it affirmatively elected not to serve as the Successor Agency by Resolution, but the City wishes to express its intention to serve as the Successor Agency to the Taft Community Development Agency; and

WHEREAS, pursuant to Health & Safety Code Section 34176, the City could either opt to retain the housing assets and functions previously performed by the Taft Community Development Agency or, by default, allow those assets and functions to be assigned to and assumed by the Taft Housing Authority;

WHEREAS, the City wishes to express its intention to have the Taft Housing Authority assume all rights, powers, assets, liabilities, duties, and obligations associated with the housing activities of the Taft Community Development Agency.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Taft, California, as follows:

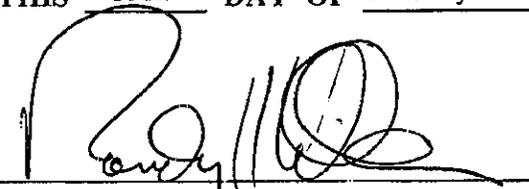
SECTION 1. The above recitals are true and correct and are adopted as the findings of the City Council.

SECTION 2. The City Council hereby affirmatively elects pursuant to Health & Safety Code Section 34173(d)(1) to serve as the Successor Agency to the Taft Community Development Agency.

SECTION 3. The City Council hereby elects to have the Taft Housing Authority assume all rights, powers, assets, liabilities, duties, and obligations associated with the housing activities of the Taft Community Development Agency in accordance with Health & Safety Code Section 34176.

SECTION 4. The Mayor is hereby authorized and directed to take such other and further actions, and sign such other and further documents, as is necessary and proper in order to implement this Resolution on behalf of the City.

PASSED, APPROVED, AND ADOPTED ON THIS 11th **DAY OF** January,
2012.



Randy Miller, Mayor
City of Taft

ATTEST:

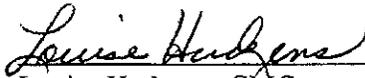


Louise Hudgens, City Clerk

STATE OF CALIFORNIA }
COUNTY OF KERN } SS
CITY OF TAFT }

I, Louise Hudgens, City Clerk of the City of Taft, California, do hereby certify that the foregoing Resolution was duly and regularly introduced and adopted at a regular meeting thereof held on the 11th day of January, 2012, by the following vote:

AYES: COUNCIL MEMBER: Krier, Linder, Noerr, Miller
NOES: COUNCIL MEMBER: None
ABSENT: COUNCIL MEMBER: Waldrop
ABSTAIN: COUNCIL MEMBER: None



Louise Hudgens, CMC
City Clerk