

RESOLUTION NO. 2015-073

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK APPROVING THE ACCEPTANCE BY THE CITY OF FORMER NON-HOUSING PROPERTIES OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF ROHNERT PARK AND AUTHORIZING EXECUTION OF DOCUMENTS NECESSARY TO ENSURE CITY HOLDS MARKETABLE TITLE

WHEREAS, in March 2011, the Community Development Commission of the City of Rohnert Park ("CDC") transferred to the City of Rohnert Park ("City") the real properties listed on "Exhibit A", attached hereto and incorporated herein by this reference ("Properties"); and

WHEREAS, the California state legislature thereafter enacted Assembly Bills x1 26 and 1484 (together, the "Dissolution Act") to dissolve and unwind the affairs of redevelopment agencies formed under the Community Redevelopment Law (Health and Safety Code Section 33000 et seq.); and

WHEREAS, the Dissolution Act, at Health and Safety Code Section 34167.5, retroactively invalidated transfers of assets by a redevelopment agency after January 1, 2011; and

WHEREAS, the transfer of the Properties from the CDC to the City in 2011 is consequently invalidated and without legal effect; and

WHEREAS, the Dissolution Act provides that the city, county, or city and county that authorized the creation of the redevelopment agency shall be the "successor agency" to the dissolved redevelopment agency unless the city, county, or city and county elects not to serve as the successor agency under Health and Safety Code Section 34173(d)(1); and

WHEREAS, by adoption of Resolution No. 2012-10 on January 10, 2012, the City Council of the City of Rohnert Park (the "City Council") declared that, effective February 1, 2012: (1) the City, acting in a separate legal capacity and as a separate public entity pursuant to Health and Safety Code Section 34173(g), would act as successor agency (the "Successor Agency") for the CDC; and (2) the City would retain the housing assets and responsibility for performing housing functions previously performed by the CDC; and

WHEREAS, the Properties are all former non-housing assets of the CDC; and

WHEREAS, the City Council desires to authorize the execution of such documents as may be necessary to ensure that the City holds marketable title to the Properties; and

WHEREAS, on April 9, 2014 the Oversight Board to the Successor Agency adopted Resolution No. OSB 2014-03 approving the Long Range Property Management Plan ("LRPMP"), directing the future transfer of four former CDC non-housing assets to the City; and

WHEREAS, the California Department of Finance approved the Successor Agency's LRPMP by letter dated June 19, 2014; and

WHEREAS, on April 14, 2015 the City Council as Governing Board of the Successor Agency adopted Resolution No. 2015-074 consenting to the transfer of the four former CDC non-housing assets to the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROHNERT PARK DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council hereby finds and determines that the foregoing recitals are true and correct, and together with the accompanying staff report and information provided by City staff and the public, form the basis for the approvals, authorizations, findings, and determinations set forth in this Resolution.

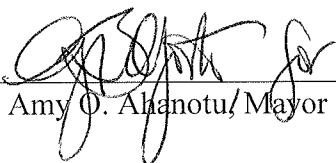
Section 2. The City Council does hereby approve acceptance of the Properties by City and authorize the Mayor and City Manager, as applicable, to execute such documents, including but not limited to quitclaim deeds and certificates of acceptance, and take such actions as may be necessary or convenient to ensure that the City holds marketable title to the Properties and otherwise to effect the purposes of this Resolution.

Section 3. The transfer of the Properties to the City is exempt from the requirements of the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15061(b)(3) (as an action which it can be seen with certainty will not have a significant effect on the environment).

Section 4. This Resolution shall take effect immediately upon adoption.

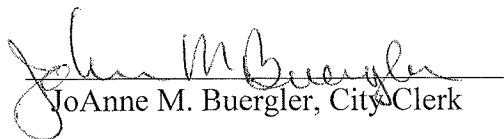
DULY AND REGULARLY ADOPTED this 14th day of April, 2015.

CITY OF ROHNERT PARK



Amy O. Ahanotu, Mayor

ATTEST:



JoAnne M. Buergler, City Clerk

CALLINAN Aye MACKENZIE: Aye STAFFORD: Aye BELFORTE Aye AHANOTU: Absent
AYES: (14) NOES: (0) ABSENT: (1) ABSTAIN: (0)

EXHIBIT "A"

Former CDC Non-Housing Assets

APN	Address
143-051-061	100 Enterprise Drive (Rohnert Park Senior Center)
143-051-076	City Center Parking Lot (no address)
143-051-065	6230 State Farm Drive (former veterinary building)
143-051-066	415 City Center Drive (vacant lot)