

**RESOLUTION NO. 4421**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE, CALIFORNIA DETERMINING THAT THE CITY OF ARROYO GRANDE SHALL RETAIN THE HOUSING ASSETS AND FUNCTIONS OF THE DISSOLVED REDEVELOPMENT AGENCY OF THE CITY OF ARROYO GRANDE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34176**

**WHEREAS**, the Redevelopment Agency of the City of Arroyo Grande ("Redevelopment Agency") is a public body, corporate and politic, organized and existing under the California Community Redevelopment Law (Health & Safety Code Section 33000 *et seq.*); and

**WHEREAS**, the City of Arroyo Grande is a municipal corporation and a general law city of the State of California ("City"); and

**WHEREAS**, on December 29, 2011, the California Supreme Court issued its opinion in the case *California Redevelopment Association, et al. v. Ana Matosantos, etc., et al.*, Case No. S196861, and upheld the validity of Assembly Bill 1x26 ("AB1x26") and invalidated Assembly Bill 1x27; and

**WHEREAS**, the Court's decision results in the implementation of AB1x26 which dissolves all the redevelopment agencies in the State of California as of February 1, 2012; and

**WHEREAS**, pursuant to a provision of AB1x26, codified as Health and Safety Code Section 34176, the city, in the case of a redevelopment agency of a city, may elect to retain the housing assets and functions of the dissolved redevelopment agency; and

**WHEREAS**, the City Council, having considered the matter, has determined, in its legislative discretion, that it is in the best interests of the City for the City to retain the housing assets and functions of the dissolved Redevelopment Agency;

**NOW, THEREFORE**, the City Council of the City of Arroyo Grande resolves as follows:

1. The foregoing Recitals are true and correct and are incorporated herein.
2. The City Council of the City of Arroyo Grande hereby determines that the City of Arroyo Grande shall retain the housing assets and functions of the dissolved Redevelopment Agency of the City of Arroyo Grande.
3. The City Manager and his authorized designees are hereby authorized and directed to take such other and further actions and sign such other and further documents as is necessary and proper to implement this Resolution on behalf of the City.

**RESOLUTION NO. 4421**

**PAGE 2**

On motion of Council Member Costello, seconded by Council Member Brown, and on the following roll call vote, to wit:

**AYES:** Council Members Costello, Brown, Guthrie, Ray, and Mayor Ferrara

**NOES:** None

**ABSENT:** None

the foregoing Resolution was passed and adopted this 10<sup>th</sup> day of January, 2012.

  
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TONY FERRARA, MAYOR


ATTEST:

  
\_\_\_\_\_  
KELLY WETMORE, CITY CLERK

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
STEVEN ADAMS, CITY MANAGER

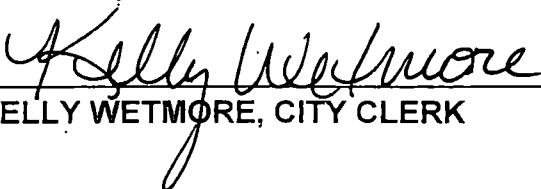
APPROVED AS TO FORM:

  
\_\_\_\_\_  
CITY ATTORNEY

**OFFICIAL CERTIFICATION**

I, KELLY WETMORE, City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that Resolution No. 4421 is a true, full, and correct copy of said Resolution passed and adopted at a regular meeting of the City Council/Redevelopment Agency of the City of Arroyo Grande on the 10<sup>th</sup> day of January 2011.

**WITNESS** my hand and the Seal of the City of Arroyo Grande affixed this 12<sup>th</sup> day of January 2011.

  
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KELLY WETMORE, CITY CLERK