

**RESOLUTION CC 12-02**

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**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SHASTA LAKE CALIFORNIA ELECTING TO HAVE THE CITY OF SHASTA LAKE SERVE AS THE "SUCCESSOR AGENCY" TO THE REDEVELOPMENT AGENCY OF THE CITY OF SHASTA LAKE PURSUANT TO CALIFORNIA HEALTH & SAFETY CODE SECTION 34173**

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**WHEREAS**, the Redevelopment Agency of the City of Shasta Lake ("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**, 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 had opted into the VARP by adopting Ordinance CC 11-222 on August 16, 2011; and

**WHEREAS**, because the Agency was going to remain in existence, the City was not required to decide whether it wished to be the Successor Agency to the Agency; and

**WHEREAS**, now that the VARP program has been stricken by the Court, the City has the option of deciding whether or not it wishes to serve as the Successor Agency to the 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**, the City Council has determined that it is in the best interest of the City of Shasta Lake for the City to serve as the Successor Agency; and

**WHEREAS**, pursuant to Health & Safety Code Section 34173(d)(1), the City would automatically become the Successor Agency unless it affirmatively elects 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 Redevelopment Agency of the City of Shasta Lake.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Shasta Lake, 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 Redevelopment Agency of the City of Shasta Lake.

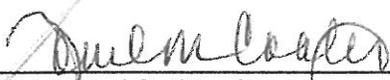
**SECTION 3.** The City Manager is hereby authorized and directed to take such other and further actions, and sign such other and further documents, as is necessary and proper in order to implement this Resolution on behalf of the City.

**PASSED, APPROVED and ADOPTED** at a special meeting of the Shasta Lake City Council held on this 9th day of January 2012, by the following vote:

**AYES:** FARR, LINDSAY, DIXON  
**NOES:** NONE  
**ABSENT:** LUCERO, WATKINS

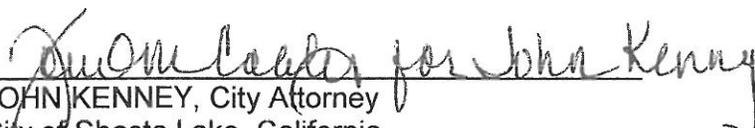
  
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**RON DIXON, Mayor**  
City of Shasta Lake, California

**ATTEST:**

  
\_\_\_\_\_  
TONI COATES, City Clerk  
City of Shasta Lake, California

(SEAL)

**APPROVED AS TO FORM:**

  
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JOHN KENNEY, City Attorney  
City of Shasta Lake, California