

**RESOLUTION NO. 2012-06**

**A RESOLUTION OF THE CITY OF HOLLISTER TO EXPRESS ITS INTENT TO SERVE AS THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF HOLLISTER, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34171(j) AND SECTION 34173, AND TO ELECT TO RETAIN THE HOUSING ASSETS AND FUNCTIONS PREVIOUSLY PERFORMED BY THE REDEVELOPMENT AGENCY OF THE CITY OF HOLLISTER, PURSUANT TO HEALTH AND SAFETY CODE SECTION 34176**

**WHEREAS**, Assembly Bill 1X 26 (the "Dissolution Act") and Assembly Bill 1X 27 (the "Alternative Redevelopment Program Act") were enacted on June 28, 2011, to significantly modify the Community Redevelopment Law (Health & Safety Code §33000, et seq.; the "Redevelopment Law"); and

**WHEREAS**, on August 11, 2011, the California Supreme Court agreed to review the California Redevelopment Association and League of California Cities' petition challenging the constitutionality of the Redevelopment Restructuring Acts; and

**WHEREAS**, on December 29, 2011, the California Supreme Court ruled that the Dissolution Act is largely constitutional and the Alternative Redevelopment Program Act is unconstitutional; and

**WHEREAS**, the Court's decision means that all California redevelopment agencies will dissolve on February 1, 2012 pursuant to the Dissolution Act; and

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

**WHEREAS**, Section 34176(a) of the Redevelopment Law provides that the city that authorized the creation of a redevelopment agency may elect to retain the housing assets and functions previously performed by the former redevelopment agency; and

**WHEREAS**, the City of Hollister (the "City") intends to, and shall serve as, the successor agency for the Redevelopment Agency of the City of Hollister (the "Agency") in accordance with Section 34171(j) and Section 34173 of the Redevelopment Law; and

**WHEREAS**, the City desires to elect to retain the housing assets and functions previously performed by the Agency in accordance with Section 34176 of the Redevelopment Law.

**NOW, THEREFORE, BE IT RESOLVED**, that upon the dissolution of the Hollister Redevelopment Agency, the City hereby accepts the designation, and hereby declares its intent, to serve as the successor agency for the Agency in accordance with Section 34171(j) and Section 34173 of the Redevelopment Law.

**BE IT FURTHER RESOLVED**, the City hereby elects to retain the housing assets and functions previously performed by the Agency in accordance with Section 34176 of the Redevelopment Law.

**BE IT FURTHER RESOLVED**, that the City Manager, or his designee, is hereby directed to file a copy of this resolution with the County Auditor-Controller.

**BE IT FURTHER RESOLVED**, that the City Manager, or his designee, is hereby authorized to take such additional actions, and to execute all documents necessary and appropriate, for the City to transfer the assets of the Agency to the City, in its capacity as successor agency to the Agency, pursuant to Sections 34175 and 34176 of the Redevelopment Law.

The above and foregoing resolution was duly and regularly passed and adopted at a meeting by the City Council of the City of Hollister on the 9th day of January, 2012 by the following vote:

AYES: Council Members Emerson, Valdivia, Scattini, and Mayor Friend.


NOES: None.

ABSTAINED: None.

ABSENT: Council Member Gomez.

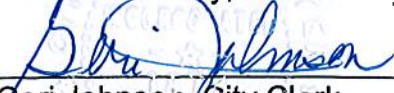
  
Ray Friend, Mayor

ATTEST:

  
Geri Johnson, City Clerk

I certify that the foregoing is a true and correct copy of the original resolution on file in the office of the City Clerk of Hollister.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official Seal of said City, this 9th day of January, 2012.

  
Geri Johnson, City Clerk