

RESOLUTION 7074
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SANTA PAULA, CALIFORNIA, APPROVING THE TRANSFER
OF APNs 103-0-102-245 AND 103-0-113-095 TO THE SANTA
PAULA DESIGNATED LOCAL AUTHORITY, AS SUCCESSOR
AGENCY TO THE SANTA PAULA REDEVELOPMENT AGENCY

The City Council of the City of Santa Paula does resolve as follows:

SECTION 1: The City Council finds and declares as follows:

- A. The City of Santa Paula ("City") owns certain real property identified as APNs 103-0-102-245 (Paseo Property) and 103-0-113-095 (Tower Theater) (collectively, the "Property" or "Properties");
- B. Pursuant to AB1X26, as modified by the California Supreme Court decision in California Redevelopment Association v. Matosantos, all redevelopment agencies in the State of California were dissolved effective February 1, 2012 (as amended to date, the "Dissolution Law"); and
- C. The City Council of the City of Santa Paula exercised its right under AB1X26 and elected that the City of Santa Paula not be the successor agency to the Santa Paula Redevelopment Agency (the "Agency"); and
- D. As a result, the Santa Paula Designated Local Authority, as Successor Agency to the Santa Paula Redevelopment Agency (the "DLA") was formed by operation of law on February 1, 2012 and is charged with implementing recognized enforceable obligations and winding down the affairs of the former Agency in accordance with the Dissolution Law; and
- E. As required by the Dissolution Law, the State Controller's Office ("SCO") issued its Santa Paula Redevelopment Agency Asset Transfer Report (the "SCO Report") dated April, 2015; and
- F. The SCO Report cited unallowable transfers by the former Agency to the City consisting of the Properties and ordered the Properties transferred to the DLA; and
- G. The City has retained title to the Properties for the benefit of the DLA for the purpose of maintaining property and liability insurance on the Properties; and
- H. The DLA is in the process of disposing of the Properties in accordance with Health and Safety Code Section 34177(e) and has requested that the City transfer title to each of the Properties to the DLA immediately prior to such time as the DLA closes the sale of each Property to a third party buyer in accordance with the Dissolution Law.
- I. The Recitals set forth above are true and correct and incorporated herein by reference.

SECTION 2: **Approval.** The City Council approves the transfer of the Properties to the DLA immediately prior to such time as the DLA closes the sale of each Property to a third party buyer and finds that such transfers will be in compliance with the SCO Order.

RESOLUTION 7074
PAGE 2

SECTION 3: Authorization. The City Manager is authorized to take such actions and execute such documents as are necessary to effectuate the intent of this Resolution, including, without limitation, the execution and delivery of grant deeds transferring title to the Properties to the DLA.

SECTION 4: Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are severable. The City hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

SECTION 5: Effective Date. This Resolution becomes effective immediately upon adoption and remains effective unless superseded or rescinded.

PASSED AND ADOPTED this 5th day of September 2017.

Jenny Crosswhite, Mayor

ATTEST:

Lucy Blanco, City Clerk

Approved as to form:

John C. Cotti, City Attorney

Approved as to content:

Michael Rock, City Manager