

RESOLUTION NO. 8-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND APPROVING THE TRANSFER OF CERTAIN PROPERTIES BY THE SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY TO THE CITY OF RICHMOND FOR GOVERNMENTAL USE

WHEREAS, Assembly Bill 1X 26, enacted in June 2011, and as modified by the Supreme Court of the State of California in the matter of *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, Case No. S194861, and further modified by Assembly Bill 1484, enacted in June 2012, and other subsequently adopted legislation (collectively, the “Dissolution Act”) dissolved and set out procedures for the wind-down of the affairs of all redevelopment agencies throughout the State effective February 1, 2012; and

WHEREAS, the Successor Agency to the Richmond Community Redevelopment Agency (“Successor Agency”) is the successor entity to the former Richmond Community Redevelopment Agency (“Former Redevelopment Agency”) and is responsible for the wind-down of the affairs of the Former Redevelopment Agency, including without limitation the disposition of assets and properties of the Former Redevelopment Agency; and

WHEREAS, Health and Safety Code Section 34179.7 provides that upon completion of certain requirements and payment of certain amounts as required by Sections 34179.6 and 34183.5, the Department of Finance (“DOF”) shall issue, within five business days, a finding of completion of the requirements of Section 34179.6 to the Successor Agency; and

WHEREAS, pursuant to Health and Safety Code Section 34191.4, after the Successor Agency receives a finding of completion (“FOC”) from DOF, the Successor Agency must prepare a Long Range Property Management Plan (“LRPMP”) to address the use or disposition of the real properties previously owned by the Former Redevelopment Agency and submit the LRPMP to the Oversight Board and DOF for approval; and

WHEREAS, in accordance with the LRPMP, there are ten (10) properties identified in the LRPMP remaining to be transferred to the City for governmental use in accordance with Health and Safety Code Sections 34191.4(c)(2) and 34181(a); and

WHEREAS, pursuant to Health and Safety Code Section 34181(f), before properties can be transferred in accordance with an approved LRPMP, the transfer must be approved by the Oversight Board by resolution adopted at a noticed public meeting; and

WHEREAS, the Oversight Board, by Resolution No. 01-16, adopted on January 20, 2016, at a noticed public meeting, approved, authorized and directed that the Governmental Use Properties (as defined below and described in Exhibit A hereto) be conveyed by the Successor Agency to the City for governmental purposes; and

WHEREAS, by the agenda report accompanying this Resolution (“Agenda Report”) the City has been provided with additional information upon which the findings and actions set forth in the Resolution are based;

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

Incorporation of Recitals. The foregoing recitals are true and correct, and are incorporated herein and made an operative part of this Resolution.

Approval of Acceptance of Conveyance of Property. The City Council hereby approves and authorizes the acceptance by the City of the conveyance of any interest that the Successor Agency may have in the properties listed in Exhibit A, attached hereto and incorporated herein by reference, which properties are identified in the LRPMP to be conveyed to the City for governmental purposes (“Governmental Use Properties”). The Governmental Use Properties shall be transferred to, and accepted by, the City by grant deed, or other acceptable mechanism, in form and content acceptable to Successor Agency counsel and the City Attorney.

EXHIBIT A

Property No.	APN	Address	Existing Use
1	508-042-010	Bayview/Carlson	Right of way
2	509-200-010	Creely/S.55th	Park / open space
8	513-392-005	Victor Ave.	Right of way / parkway area
19	540-082-030	Macdonald / 13th St.	Right of way area / sidewalk
20	540-082-032	Nevin / 13th Street	Right of way area / sidewalk
21	540-091-010	333 11th Street	Public parking lot
23	550-251-018, 550-252-030	S. 7th St. / Cutting Blvd.	Southside neighborhood park
24	560-122-005, 560-181-042, 560-181-055, 560-181-061, 560-181-062, 560-181-066, 560-181-069, 560-181-070, 560-181-071, 560-181-072, 560-181-073, 560-181-078, 560-181-100, 560-181-101, 560-181-102, 560-181-111, 560-181-115, 560-270-024, 560-270-058, 560-531-005, 560-531-006, 560-532-001, 560-590-002, 560-620-004, 560-620-005, 560-620-006	Harbour Way S. / 32nd Street	Marina Bay Public Lands
26	560-181-114	Harbour Way S.	Craneway Pavilion / Bay Trail
27	560-270-052	1453 Harbour Way S.	Sheridan Observation Point / public parking lot

Authorization to Implement Resolution. The City Council hereby authorizes and directs the City Manager to sign an acceptance of the deeds, or other acceptable documentation, on behalf of the City and to take such other actions and execute such other documents as are necessary or convenient to effectuate such transfers, and conveyance of the Governmental Use Properties to the City as contemplated in this Resolution, and in implementation of the LRPMP and as authorized and directed by the Oversight Board.

CEQA. The City Council has determined that the transfer of land is exempt from the requirements of the California Environmental Quality Act ("CEQA"), pursuant to State CEQA Guidelines Section 15061(b)(3), because it can be seen with certainty that the mere transfer of title from the Successor Agency to the City will not have a significant effect on the environment.

Severability. If any provision of this Resolution is held invalid, the remainder of this Resolution shall not be affected by such invalidity, and the provisions of this Resolution are severable.

Effective Date. This Resolution shall become effective immediately upon its adoption.

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I certify that the foregoing resolution was passed and adopted by the Successor Agency to the Richmond Redevelopment Agency and the Richmond City Council of the City of Richmond at a regular meeting thereof held February 16, 2016, by the following vote:

AYES: Councilmembers Bates, Beckles, Myrick, Pimplé, Vice Mayor
Martinez, and Mayor Butt.
NOES: None.
ABSTENTIONS: None.
ABSENT: Councilmember McLaughlin.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

TOM BUTT
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa : ss.
City of Richmond }

I certify that the foregoing is a true copy of **Resolution No. 8-16**, finally passed and adopted by the Successor Agency to the Richmond Redevelopment Agency and the Richmond City Council of the City of Richmond at a regular meeting held on February 16, 2016.


Pamela Christian, Clerk of the City of Richmond