

## RESOLUTION NO. -----

**CITY OF SOUTH GATE  
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE ELECTING TO HAVE THE CITY OF SOUTH GATE SERVE AS THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION (REDEVELOPMENT AGENCY) AND DECLINING THAT THE CITY ASSUME THE HOUSING ASSETS AND FUNCTIONS AND DECLARING ITS INTENTION THAT THE SOUTH GATE HOUSING AUTHORITY ASSUME THE HOUSING ASSETS AND HOUSING FUNCTIONS PREVIOUSLY PERFORMED BY THE COMMUNITY DEVELOPMENT COMMISSION**

**WHEREAS**, the Community Development Commission of the City of South Gate (“CDC”) is a public body, corporate and politic formed, organized, existing and exercising its powers pursuant to Section 34100, *et seq.* of the California Health & Safety Code, and exercising all of the power, authority, functions, and jurisdiction of a community redevelopment agency formed, organized, existing and exercising its powers pursuant to the California Community Redevelopment Law, Health & Safety Code, Section 33000, *et seq.* (“CRL”), and specifically formed by the City Council (“City Council”) of the City of South Gate (“City”); and

**WHEREAS**, the City of South Gate is a municipal corporation of the State of California (“City”); and

**WHEREAS**, on December 29, 2011, in *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld AB x1 26, which dissolves all of the redevelopment agencies in California, and invalidated AB X1 27 that had allowed redevelopment agencies to remain in existence if the opted in to the “Voluntary Alternative Redevelopment Program” (“Program”); and

**WHEREAS**, previously the City had opted into the Program by ordinance(s) soon after the passage of AB X1 26; and

**WHEREAS**, because the Agency was going to remain in existence, the City did not determine at that time whether or not the City desired to be the “Successor Agency” to the Agency; and

**WHEREAS**, now that the Program has been invalidated by the Supreme Court, the City must elect whether or not the City desires 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**, pursuant to Health & Safety Code Section 34173(d)(1), the City automatically becomes the Successor Agency unless it affirmatively elects not to serve as the Successor Agency by

Resolution, but the City wishes by this Resolution to express affirmatively that the City does intend to serve as the Successor Agency to the Agency; and

**WHEREAS**, pursuant to Health & Safety Code Section 34176, the City may elect to assume the housing assets and functions previously performed by the Agency or to allow transfer of those assets and functions by the South Gate Housing Authority;

**WHEREAS**, the City declines to assume such housing assets and functions and states its desire that the South Gate Housing Authority assume all rights, powers, assets, liabilities, duties, and obligations associated with the housing activities of the former Agency.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:**

**SECTION 1.** The above recitals are true and correct, are a substantive part of this Resolution, are a substantive part of this Resolution, and are adopted as the findings of the City Council.

**SECTION 2.** Pursuant to Section 34173(d)(1) of AB X1 26, the City Council affirmatively elects to serve as the Successor Agency to the Agency.

**SECTION 3.** Pursuant to Section 34176 of AB X1 26, the City Council hereby declines to assume the housing assets and functions of the Agency and states its intention that the South Gate Housing Authority assume all rights, powers, assets, liabilities, duties, and obligations associated with the housing activities of the former Agency.

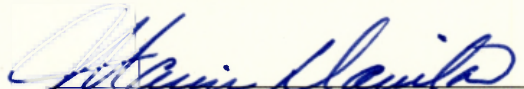
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**SECTION 4.** The City Manager and is hereby authorized and directed to take such other and further actions, and sign such other and further documents, as are necessary and proper in order to implement this Resolution on behalf of the City.

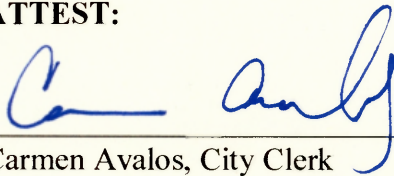
**SECTION 5.** The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

**PASSED, APPROVED AND ADOPTED,** this 11th day of January, 2012.

**CITY OF SOUTH GATE:**

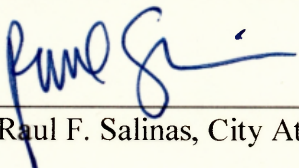
  
Maria Davila, Mayor

**ATTEST:**

  
Carmen Avalos, City Clerk

(Seal)

**APPROVED AS TO FORM:**

  
Raul F. Salinas, City Attorney

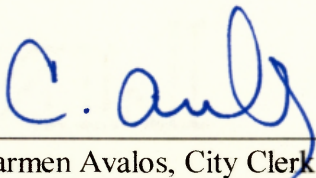
**RESOLUTION CERTIFICATION PAGE**

**STATE OF CALIFORNIA            )**  
**COUNTY OF LOS ANGELES    )     SS**  
**CITY OF SOUTH GATE         )**

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7473 was adopted by the City Council at their Special Meeting held on January 11, 2012, by the following vote:

Ayes:            Council Members:    Davila, De Witt, Hurtado, Gonzalez and Morales  
Noes:            Council Members:    None  
Absent:          Council Members:    None  
Abstain:         Council Members:    None

Witness my hand and the seal of said City on January 26, 2012.



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Carmen Avalos, City Clerk  
City of South Gate, California