

**BEFORE THE CONSOLIDATED OVERSIGHT BOARD  
FOR THE CITY OF SAND, STATE OF CALIFORNIA**

**RESOLUTION NO. 2023-02**

**RESOLUTION OF THE CONSOLIDATED OVERSIGHT BOARD FOR THE COUNTY OF  
MONTEREY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS  
23-24) AND ADMINISTRATIVE BUDGET FOR THE PERIOD JULY 1, 2023 THROUGH JUNE  
30, 2024 FOR THE SAND CITY SUCCESSOR AGENCY, MAKING RELATED FINDINGS AND  
DIRECTING THE SUCCEOR AGENCY STAFF TO TAKE ALL ACTIONS NECESSARY TO  
EFFECTUATE REQUIREMENTS ASSOCIATED WITH THIS APPROVAL**

WHEREAS, pursuant to Assembly Bill No. x1 26, enacted on June 28, 2011, and as subsequently amended by AB 1484 enacted on June 27, 2012 and SB 107 enacted September 22, 2015 ("**Dissolution Act**"), the Sand City Redevelopment Agency ("**Redevelopment Agency**") was dissolved on February 1, 2012 and its rights, powers, duties and obligations were transferred to a successor agency; and

WHEREAS, the City Council of the City of Sand City elected to act as the former Redevelopment Agency's successor agency ("**Successor Agency**") under Section 34173 of the Dissolution Act, and, as such, is charged with implementing enforceable obligations and winding down the affairs of the former Redevelopment Agency; and

WHEREAS, the Dissolution Act requires the Successor Agency to prepare and adopt a "Recognized Obligation Payment Schedule" ("**ROPS**") that lists all obligations of the former Redevelopment Agency that are enforceable within the meaning of subdivision (d) of Section 34171 for twelve month periods, including July 2023 through June 2024; and

WHEREAS, applicable law requires that the ROPS for the period July 1, 2023 through June 30, 2024 be submitted to the Department of Finance and the State Controller's Office, after approval by the Consolidated Oversight Board of the County of Monterey ("**Oversight Board**"), no later than February 1, 2023 or be subject to penalties; and

WHEREAS, by Resolution SA 23-02, the Successor Agency approved a proposed ROPS 23-24 attached as Exhibit "A" and incorporated herein by reference and a FY 2023-24 Administrative budget attached as Exhibit "B" and incorporated herein by reference for the fiscal period commencing on July 1, 2023 and continuing through June 30, 2024 and directed the Clerk to submit the ROPS 23-24 and FY 2023-24 Administrative Budget to the Oversight Board for its consideration at its January 27, 2023 meeting; and

WHEREAS, the ROPS 23-24 and the FY 2023-24 Administrative Budget are not considered projects under the California Environmental Quality Act (CEQA) and therefore no environmental analysis is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Consolidated Oversight Board that:

SECTION 1. The Recitals set forth above are true and correct and are incorporated into this Resolution by reference.

SECTION 2. The Oversight Board finds the items on the ROPS 23-24 and the FY 2023-24 Administrative Budget are necessary for the continued administration of the ongoing enforceable obligations and expeditious winding-down of the affairs of the former Redevelopment Agency.

SECTION 3. The Oversight Board hereby approves the attached Recognized Obligation Payment Schedule for the period July 1, 2023 through June 30, 2024 (ROPS 23-24) (Exhibit "A"). Pursuant to Health and Safety Code Section 34173, the Successor Agency's liability, including, but not limited to, its liability for the obligations on the attached schedule, is limited to the total sum of property tax revenues it receives pursuant to Part 1.85 of AB x1 26.

SECTION 4. The Oversight Board hereby approved the attached FY 2023-24 Administrative Budget (Exhibit "B").

SECTION 5. The Oversight Board hereby authorizes and directs the Clerk of the Successor Agency to forward the ROPS 23-24 and the FY 2023-24 Administrative Budget to the County of Monterey Auditor-Controller, State Controller's Office, and the California Department of Finance, to place the ROPS 23-24 and FY 2023-24 Administrative Budget on the Sand City website, and to take such other actions on behalf of the Successor Agency as may be necessary in accordance with applicable law.

SECTION 6. If any provision of this Resolution of the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provision 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 Successor Agency hereby declares that it would have adopted this Resolution irrespective of the invalidity of any particular portion thereof.

SECTION 7. This Resolution shall take effect from and after the date of its passage and adoption in accordance with, and subject to, all applicable requirements of the Health and Safety Code.

PASSED AND ADOPTED this 27th day of January 2023, by the following vote, to wit:

AYES: C. Stanley, B. Delgado, P. Poitras, J. Cordiero-Martinez & G. Mendoza

NOES:

ABSENT: H. Gamotan

APPROVED:

  
\_\_\_\_\_  
Chairperson, Consolidated Oversight Board for the  
County of Monterey

ATTEST:

By:   
\_\_\_\_\_  
Clerk of the Consolidated Oversight Board  
for the County of Monterey