

**BEFORE THE CONSOLIDATED OVERSIGHT BOARD
FOR THE COUNTY OF MONTEREY, STATE OF CALIFORNIA**

RESOLUTION NO. 2021-09

**RESOLUTION OF THE CONSOLIDATED OVERSIGHT BOARD FOR THE COUNTY
OF MONTEREY APPROVING THE RECOGNIZED OBLIGATION PAYMENT
SCHEDULE (ROPS 22-23) AND ADMINISTRATIVE BUDGET FOR THE PERIOD
JULY 1, 2022 THROUGH JUNE 30, 2023 FOR THE SAND CITY SUCCESSOR
AGENCY, MAKING RELATED FINDINGS AND DIRECTING THE SUCCESSOR
AGENCY STAFF TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE
REQUIREMENTS ASSOCIATED WITH THIS APPROVAL**

WHEREAS, pursuant to Assembly Bill No. 1X 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 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 2022 through June 2023; and

WHEREAS, applicable law requires that the ROPS for the period July 1, 2022 through June 30, 2023 be submitted to the Department of Finance and the State Controller's office, after approval by the by the Consolidated Oversight Board of the County of Monterey ("**Oversight Board**"), no later than February 1, 2022 or be subject to penalties; and

WHEREAS, by Resolution SA 21-05, the Successor Agency approved a proposed ROPS 22-23 attached as Exhibit "A" and incorporated herein by reference and a FY 2022-23 Administrative Budget attached as Exhibit "B" and incorporated herein by reference for the fiscal period commencing on July 1, 2022 and continuing through June 30, 2023 and directed the Clerk to submit the ROPS 22-23 and FY 2022-23 Administrative Budget to the Oversight Board for consideration at its January 14, 2022 meeting; and

WHEREAS, the ROPS 22-23 and the FY 2022-23 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 this reference.

SECTION 2. The Oversight Board finds the items on the ROPS 22-23 and the FY 2022-23 Administrative Budget are necessary for the continued administration of the ongoing enforceable obligations and the 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, 2022 through June 30, 2023 (ROPS 22-23) (Exhibit "A"). Pursuant to Health & 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 approves the attached FY 2022-23 Administrative Budget (Exhibit "B").

SECTION 5. The Oversight Board hereby authorizes and directs the Clerk of the Successor Agency to forward the ROPS 22-23 and the FY 2022-23 Administrative Budget to the County of Monterey Auditor Controller, State Controller's Office, and the California Department of Finance, to place the ROPS 22-23 and FY 2022-23 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 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 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 & Safety Code.

PASSED AND ADOPTED this 14th day of January, 2022 by the following vote:

AYES: Poitras, Bousum, Reed, Crow, Cordiero-Martinez, Peake

NOES:

ABSTAIN:

ABSENT: Gamotan

APPROVED:

DocuSigned by:

Garry Bousum

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Chairperson, Consolidated Oversight
Board For the County of Monterey

ATTEST:

DocuSigned by:

Jennifer Forsyth

By:

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Clerk of the Consolidated Oversight
Board for the County of Monterey