

**DRAFT - RESOLUTION NO. OB 26(16)**

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED LOMPOC REDEVELOPMENT AGENCY APPROVING A SECOND REVISED LONG-RANGE PROPERTY MANAGEMENT PLAN PER HEALTH AND SAFETY CODE SUBSECTION 34191.3(b)**

**WHEREAS**, on December 29, 2011, the California Supreme Court delivered its decision in *California Redevelopment Association v. Matosantos*, finding Assembly Bill 1X 26 (the Dissolution Act) largely constitutional; and

**WHEREAS**, under the Dissolution Act and the California Supreme Court's decision in *California Redevelopment Association v. Matosantos*, all California redevelopment agencies, including the Lompoc Redevelopment Agency (the former RDA), were dissolved on February 1, 2012; and

**WHEREAS**, under the Dissolution Act, the City of Lompoc (City) serves as the Successor Agency to the former RDA (the Successor Agency), subject to all limitations, conditions and qualifications as provided in the Dissolution Act; and

**WHEREAS**, pursuant to Health and Safety Code subsection 34191.5(b), the Successor Agency was required to prepare a Long-Range Property Management Plan (Plan) that addresses the disposition and use of the real properties of the former RDA; and

**WHEREAS**, the Plan was required to be submitted to the Oversight Board and the State Department of Finance (DOF) for approval no later than six months following the issuance to the Successor Agency of the finding of completion, which the Successor Agency received on June 7, 2013; and

**WHEREAS**, the original deadline for DOF approval of long range property management plans was extended by the Legislature from January 1, 2015, to January 1, 2016, by Assembly Bill 1963; and

**WHEREAS**, the initial Plan was submitted and approved by the Oversight Board on September 16, 2013, and submitted to the DOF for final approval; and

**WHEREAS**, the DOF requested the Successor Agency consider an alternative use for the parking lots owned by the Successor Agency from governmental use to future development; and

**WHEREAS**, the Plan was revised and the Revised Plan was approved by the Successor Agency's Oversight Board on January 23, 2015, and approved by the DOF on February 27, 2015; and

**WHEREAS**, the Dissolution Act was subsequently amended to allow public parking lots that do not produce revenues in excess of reasonable maintenance costs to be transferred to cities and retained as governmental use properties and to provide for amendment of long range property management plans to reflect this change; and

**WHEREAS**, the Revised Plan has been further revised and the Second Revised Plan provides for the public parking lots to be transferred to the City as governmental use properties to remain public parking lots for the foreseeable future; and

**WHEREAS**, the Second Revised Plan attached hereto as Exhibit A must be submitted to, and approved by, the Oversight Board prior to its being submitted to DOF; and

**NOW, THEREFORE, THE OVERSIGHT BOARD TO THE SUCCESSOR AGENCY OF THE FORMER REDEVELOPMENT AGENCY OF LOMPOC, DOES HEREBY RESOLVE, FIND AND DETERMINE AS FOLLOWS:**

**SECTION 1.** The Recitals set forth above are true and correct, and are incorporated herein by reference.

**SECTION 2.** At a publicly noticed meeting on June \_\_\_\_, 2016, the Oversight Board reviewed the Second Revised Plan for the Old Town Commercial (OTC) Parking Lots consisting of 13 individual parcels (Parcels 091-103-02,-03,-04,-05,-08,-09,-10, -11, -12 -20 and Parcels 085-161-018, -019 and -020), and made the following findings:

- A. The parking lot parcels were assembled for the purpose of assisting a proposed development.
- B. The parcels currently are primarily used for parking for Santa Barbara commuters who ride the Clean Air Express Monday through Friday, although certain parcels were previously used as the site of a weekly farmers market from which the Successor Agency received no revenue. There is no charge for parking in the parking lots. Therefore, the public parking lots do not generate revenues in excess of the reasonable cost of maintenance of the parking lots.
- C. Permissible uses of the parcels under the Dissolution Act, as amended, include the transfer of the public parking lots to the City as governmental use properties.

**SECTION 3.** The Executive Director of the Successor Agency or designee is authorized and directed to take all actions necessary to implement this resolution, including without limitation, the submittal of the approved Second Revised Plan to DOF.

**Section 4.** Pursuant to Health & Safety Code sections 34191.5 and 34191.3(b), the Oversight Board directs the Successor Agency to immediately take any action as

required under the Dissolution Act to implement this resolution and the decisions of the Oversight Board as set forth in the Plan upon approval by the Department of Finance.

**Section 5.** The provisions of this resolution are severable and if any provision, clause, sentence, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstances, such illegality, invalidity, unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, sections, words or parts thereof of the resolution or their applicability to other persons or circumstances.

**Section 6.** The Executive Director of the Successor Agency and the Finance Director, and their designees, are authorized and directed to take such actions as necessary and appropriate to carry out and implement the intent of this resolution, including without limitation, the establishment of separate accounts and funds as necessary to appropriately document the receipts and expenditures of the City acting in its capacity as Successor Agency to the former RDA.

**Section 7.** The Oversight Board Secretary shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND ADOPTED this \_\_\_\_ day of June 2016, by the following vote:

AYES:  
NOES:  
ABSENT:  
APPROVED:

\_\_\_\_\_  
\_\_\_\_\_, Chairman  
Oversight Board to the Successor Agency  
of the Dissolved Lompoc Redevelopment  
Agency

ATTEST:

\_\_\_\_\_  
Stacey Haddon, Secretary  
Oversight Board to the Successor Agency of the  
Dissolved Lompoc Redevelopment Agency

Exhibit A: [Successor Agency of the Dissolved Lompoc Redevelopment Agency  
Second Revised Long Range Property Management Plan](#)