

RESOLUTION NO. 17

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED SHAFTER COMMUNITY DEVELOPMENT AGENCY, APPROVING THE SALE OF THE CITY CORPORATION YARD, ASSESSORS PARCEL NUMBERS 028-010-12 AND 028-010-09 , TO THE CITY OF SHAFTER

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of Shafter elected to be the successor agency to the Shafter Community Development Agency (“Successor Agency”) on January 9, 2012 by way of resolution No. 2202; and

WHEREAS, pursuant to Health and Safety Code Section 34176(a)(1), the City of Shafter elected to retain the housing assets and functions previously performed by the former Shafter Community Development Agency (“Housing Successor”) on January 9, 2012 by way of resolution No. 2203; and

WHEREAS, on December 12, 2002 the City of Shafter (“City”) sold the City’s corporation yard, APNs 028-010-12 and 028-010-09, (“Property”) to the Shafter Community Development Agency (“Agency”) Low and Moderate Income Housing Fund at appraised value plus \$250,000 for relocation costs for the purpose of developing low and moderate income housing; and

WHEREAS, the (“Agency”) funded this Property acquisition with Low and Moderate Income Housing Fund Bond Proceeds for the sole purpose of developing additional low and moderate income housing; and

WHEREAS, on April 5, 2011 it was determined that the Agency did not have the resources, ability, or time to develop the Property as originally planned; and

WHEREAS, on April 5, 2011 the Agency sold the Property back to the City at appraised value plus the \$250,000 relocation allowance; and

WHEREAS, the Property has remained at all times in consistent governmental use as the City Corporation Yard; and

WHEREAS, Health and Safety Code Section 34181(c) requires the Oversight Board of the Successor Agency (“Oversight Board”) to transfer the housing assets of the former Agency to the Housing Successor pursuant to Health and Safety Code Section 34176; and

WHEREAS, Health and Safety Code Section 34181(a) allows the Oversight Board of the Successor Agency (“Oversight Board”) to transfer ownership of properties being used for a governmental purpose to the appropriate public jurisdiction; and

WHEREAS, The Oversight Board did not review and approve the sale of the Property to the City because it was conducted prior to the existence of the Successor Agency and Oversight Board; and

WHEREAS, the Oversight Board desires to review the sale of the Property to the City and approve that sale pursuant to Health and Safety Code Sections 34181(a), 34181(c) and 34176.

NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISOLVED SHAFTER COMMUNITY DEVELOPMENT AGENCY, DOES HEREBY RESOLVE AS FOLLOWS:

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

Section 2. Review of the City Corporation Yard properties (APNs 028-010-12 and 028-010-09). That the Oversight Board has reviewed the City Corporation Yard properties (APNs 028-010-12 and 028-010-09) and finds that these properties were acquired with bond proceeds for low and moderate income housing purposes by the Low and Moderate Income Housing Fund of the Shafter Community Development Agency. The Oversight Board further finds that the subject properties remained in governmental use by the City of Shafter as a corporation yard at all times while the Shafter Community Development Agency prepared to develop the site into a low and moderate income housing development.


Section 3. Approval of the sale of the City Corporation Yard properties (APNs 028-010-12 and 028-010-09) to the City of Shafter. The Oversight Board hereby approves the April 5, 2011 sale of the City Corporation Yard properties (APNs 028-010-12 and 028-010-09) to the City of Shafter.

Section 4. Execution and transmittal. The City Manager and Administrative Service Director are hereby authorized and directed to take any action necessary to carry out the purposes of this Resolution and comply with applicable law, including but not limited to submitting this resolution to the to the State of California Department of Finance for approval.

Section 5. Effectiveness. This Resolution shall take effect immediately upon its adoption.

PASSED, APPROVED AND ADOPTED at a special meeting of the Oversight Board of the Successor Agency to the dissolved Shafter Community Development Agency on the 24th day of January, 2014


James E. Zervis, Chairman

ATTEST:

Yazmina Pallares, Deputy City Clerk

CERTIFICATE OF GOVERNING BODY'S ACTION

STATE OF CALIFORNIA)
) ss.
COUNTY OF KERN)

I, HEREBY CERTIFY that the above and foregoing Resolution No. 17 was duly passed and adopted by the Oversight Board of the Successor Agency to the Dissolved Shafter Community Development Agency at its special meeting held on the 24th day of January, 2014, by the following vote:

AYES: Hitchcock, Rodriguez, Slayton, and Zervis.
NOES: None.
ABSENT: Bray, and Guinn.
ABSTAINING: None.

DATED: December 24, 2014



Yazmina Pallares, Deputy City Clerk