

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-12-0009

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH TO EXPRESS ITS INTENT TO  
5 SERVE AS THE SUCCESSOR AGENCY OF THE  
6 REDEVELOPMENT AGENCY OF THE CITY OF LONG  
7 BEACH, PURSUANT TO HEALTH AND SAFETY CODE  
8 SECTION 34171(j) AND SECTION 34173, AND TO ELECT  
9 TO RETAIN THE HOUSING ASSETS AND FUNCTIONS  
10 PREVIOUSLY PERFORMED BY THE REDEVELOPMENT  
11 AGENCY OF THE CITY OF LONG BEACH, PURSUANT TO  
12 HEALTH AND SAFETY CODE SECTION 34176  
13

14 WHEREAS, Assembly Bill 1X 26 (the "Dissolution Act") and Assembly Bill  
15 1X 27 (the "Alternative Redevelopment Program Act", and together with the "Dissolution  
16 Act", the "Redevelopment Restructuring Acts") were enacted on June 28, 2011, to  
17 significantly modify the Community Redevelopment Law (Health & Safety Code §33000,  
18 et seq.; the "Redevelopment Law"); and

19 WHEREAS, on August 11, 2011, the California Supreme Court agreed to  
20 review the California Redevelopment Association and League of California Cities' petition  
21 challenging the constitutionality of the Redevelopment Restructuring Acts; and

22 WHEREAS, on December 29, 2011, the California Supreme Court ruled  
23 that the Dissolution Act is largely constitutional and the Alternative Redevelopment  
24 Program Act is unconstitutional; and

25 WHEREAS, the Court's decision means that all California redevelopment  
26 agencies will dissolve on February 1, 2012 pursuant to the Dissolution Act; and

27 WHEREAS, the Dissolution Act provides that the city that authorized the  
28 creation of the redevelopment agency shall be the "successor agency" to the dissolved

1 redevelopment agency unless the city elects not to serve as the successor agency under  
2 Section 34173(d)(1) of the Redevelopment Law; and

3 WHEREAS, Section 34176(a) of the Redevelopment Law provides that the  
4 city that authorized the creation of a redevelopment agency may elect to retain the  
5 housing assets and functions previously performed by the former redevelopment agency;  
6 and

7 WHEREAS, the City of Long Beach intends to, and shall serve as, the  
8 successor agency for the Redevelopment Agency of the City of Long Beach (the  
9 "Agency") in accordance with Section 34171(j) and Section 34173 of the Redevelopment  
10 Law; and

11 WHEREAS, the City of Long Beach desires to elect to retain the housing  
12 assets and functions previously performed by the Agency in accordance with Section  
13 34176 of the Redevelopment Law;

14 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
15 follows:

16 Section 1. The City of Long Beach accepts the designation, and hereby  
17 declares its intent, to serve as the successor agency for the Agency in accordance with  
18 Section 34171(j) and Section 34173 of the Redevelopment Law.

19 Section 2. The City of Long Beach hereby elects to retain the housing  
20 assets and functions previously performed by the Agency in accordance with Section  
21 34176 of the Redevelopment Law.

22 Section 3. The City Manager, or his or her designee, is hereby directed  
23 to file a copy of this resolution with the Los Angeles County Auditor-Controller.

24 Section 4. The City Manager, or his or her designee, is hereby  
25 authorized to take such additional actions, and to execute all documents necessary and  
26 appropriate, for the City of Long Beach to transfer the assets of the Agency to the City of  
27 Long Beach, in its capacity as successor agency to the Agency, pursuant to Sections  
28 34175 and 34176 of the Redevelopment Law.

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1 Section 5. This resolution shall take effect immediately upon its adoption  
2 by the City Council, and the City Clerk shall certify the vote adopting this resolution.

3 I hereby certify that the foregoing resolution was adopted by the City  
4 Council of the City of Long Beach at its meeting of January 17, 2012 by the  
5 following vote:

6  
7 Ayes: Councilmembers: Garcia, DeLong, O'Donnell, Andrews,  
8 Johnson, Gabelich, Neal.

9  
10 \_\_\_\_\_  
11 \_\_\_\_\_

11 Noes: Councilmembers: Schipske.

12 \_\_\_\_\_

13 Absent: Councilmembers: Lowenthal.

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17 \_\_\_\_\_  
18 City Clerk

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