



**SUCCESSOR AGENCY TO THE  
RICHMOND COMMUNITY  
REDEVELOPMENT AGENCY**

# AGENDA REPORT

**DATE:** April 24, 2012

**TO:** Honorable Chairperson and Members of the Oversight Board of the  
Successor Agency to the Dissolved Richmond Community  
Redevelopment Agency

**FROM:** Successor Agency Staff

**SUBJECT:** OVERSIGHT BOARD'S DESIGNATION AN OFFICIAL CONTACT  
PERSON AND ESTABLISHING A TIME AND PLACE FOR REGULAR  
MEETINGS

## **STATEMENT OF THE ISSUE:**

Staff is seeking adoption of two resolutions 1) designating an official who the State of California Department of Finance may contact pursuant to Health and Safety Code Section 34179(h) and, 2) providing the time and place for holding the Oversight Board's regular meetings.

## **RECOMMENDED ACTION:**

ADOPT resolutions 1) designating an official who the State of California Department of Finance may contact pursuant to Health and Safety Code Section 34179(h) and, 2) providing the time and place for holding the Oversight Board's regular meetings.

## **FISCAL IMPACT**

No funds are involved with the designation of the Oversight Board Contact or in the designation of the Oversight Board's regular meeting time and place.

## **BACKGROUND:**

Pursuant to Health and Safety Code Section 34172, the Richmond Community Redevelopment Agency (“Agency”) was dissolved as of February 1, 2012. The City of Richmond (“RCRA Successor Agency”) is the successor agency of the Agency. The Oversight Board is responsible for approving the actions of the RCRA Successor Agency pursuant to Health and Safety Code Section 34179.

## **DISCUSSION:**

### Designated Official

Health and Safety Code section 34179(h) provides that the State of California Department of Finance (“DOF”) may review all oversight board actions. As such, all oversight board actions shall not be effective for three business days, pending a request for review by the DOF. Each oversight board is required to designate an official (“Oversight Board Contact”) to whom the DOF may make such requests and who shall provide the DOF with the telephone number and e-mail contact information for the purpose of communicating with the DOF. The DOF instructs on its website that the identity and contact information of the Oversight Board Contact shall be emailed to the following email address: [redvelopment\\_hotline@dof.ca.gov](mailto:redvelopment_hotline@dof.ca.gov). Staff is recommending Patrick Lynch, Housing Director as the Oversight Board Contact.

### Meeting Schedule

Pursuant to Health and Safety Code Section 34179(e), the Oversight Board is a local entity for purposes of the Ralph M. Brown Act (Gov. Code, § 54950 et seq.). Because the Oversight Board desires to hold a regular meeting, pursuant to Government Code section 54954(a), the Oversight Board is required to provide, by resolution, the time and place for holding such regular meetings of the Oversight Board in order to conduct Oversight Board business.

## **CEQA**

The actions taken by enactment of these Resolutions do not commit the Oversight Board to any actions that may have a significant effect on the environment. As a result, such actions do not constitute projects subject to the requirements of the California Environmental Quality Act.

## **DOCUMENT ATTACHMENTS:**

Attachment 1 – Oversight Board Contact Resolution  
Attachment 2 – Oversight Board Time and Place Resolution

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE CITY OF RICHMOND AS SUCCESSOR AGENCY TO THE DISSOLVED RICHMOND COMMUNITY REDEVELOPMENT AGENCY, DESIGNATING AN OFFICIAL WHO THE STATE OF CALIFORNIA DEPARTMENT OF FINANCE MAY CONTACT PURSUANT TO HEALTH AND SAFETY CODE SECTION 34179(h)**

**WHEREAS**, pursuant to Health and Safety Code section 34173(d), the City of Richmond (“RCRA Successor Agency”) is the successor agency to the dissolved Richmond Community Redevelopment Agency (“Agency”), confirmed by Resolution No.4-12 adopted on January 24, 2012; and

**WHEREAS**, Health and Safety Code section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

**WHEREAS**, the Oversight Board is the RCRA Successor Agency’s oversight board pursuant to Health and Safety Code section 34179(a); and

**WHEREAS**, Health and Safety Code section 34179(h) provides that each oversight board shall designate an official (“Oversight Board Contact”) to whom the State of California Department of Finance (“DOF”) may make requests regarding review of oversight board actions.

**NOW, THEREFORE, THE OVERSIGHT BOARD OF THE CITY OF RICHMOND AS SUCCESSOR AGENCY TO THE DISSOLVED RICHMOND COMMUNITY REDEVELOPMENT 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. CEQA Compliance. The designation of an Oversight Board Contact through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Section 3. Designation of Oversight Board Contact. The Oversight Board hereby designates Patrick Lynch, as the Oversight Board Contact pursuant to Health and Safety Code Section 34179(h).

Section 4. Implementation. The Oversight Board Contact is hereby directed to identify himself/herself to the DOF and provide the DOF with the Oversight Board Contact’s telephone number and e-mail contact information pursuant to Health and Safety Code section 34179(h).

Section 5. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 6. Effective Date. Pursuant to Health and Safety Code section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

I certify that the foregoing Resolution was passed and adopted by the Oversight Board, at a regular meeting held on April 24, 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAINED:

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
Oversight Board Secretary

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE CITY OF RICHMOND AS SUCCESSOR AGENCY TO THE DISSOLVED RICHMOND COMMUNITY REDEVELOPMENT AGENCY PROVIDING THE TIME AND PLACE FOR HOLDING THE OVERSIGHT BOARD'S REGULAR MEETINGS**

**WHEREAS**, pursuant to Health and Safety Code section 34173(d), the City of Richmond ("RCRA Successor Agency") is the successor agency to the dissolved Richmond Community Redevelopment Agency ("Agency"), confirmed by Resolution No. 4-12 adopted on January 24, 2012; and

**WHEREAS**, Health and Safety Code section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

**WHEREAS**, the Oversight Board is the RCRA Successor Agency's oversight board pursuant to Health and Safety Code section 34179(a); and

**WHEREAS**, pursuant to Health and Safety Code section 34179(e), the Oversight Board is deemed to be a local entity for purposes of the Ralph M. Brown Act (Gov. Code, § 54950 et seq.); and

**WHEREAS**, pursuant to Government Code section 54954(a), the Oversight Board desires to provide, by resolution, for the conduct of business by the Oversight Board, the time and place for holding regular meetings.

**NOW, THEREFORE, THE OVERSIGHT BOARD OF THE CITY OF RICHMOND AS SUCCESSOR AGENCY TO THE DISSOLVED RICHMOND COMMUNITY REDEVELOPMENT 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. CEQA Compliance. The designation of the time and place for holding the Oversight Board's regular meetings through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Section 3. Designation of Meeting Time and Place. Pursuant to Government Code section 54954(a), the Oversight Board hereby provides that the Oversight Board's regular meetings shall be held on the \_\_\_\_\_ at \_\_\_\_\_, and such meetings shall be held at the City of Richmond, Council Chambers or the Multi-purpose Room, as so designated in its agenda notice, located at 440 Civic Center Plaza, Richmond, California.

Section 4.     Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 5.     Effective Date. Pursuant to Health and Safety Code section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

I certify that the foregoing Resolution was passed and adopted by the Oversight Board, at a regular meeting held on April 24, 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

\_\_\_\_\_  
Chairperson

ATTEST:

\_\_\_\_\_  
Oversight Board Secretary