

CHAIRMAN: ARISTON JULIAN
AGENCY MEMBER: VIRGINIA PONCE
AGENCY MEMBER: LUPE ALVAREZ
VICE CHAIRMAN: JOHN LIZALDE
AGENCY MEMBER: JOHN SABEDRA

EXECUTIVE DIRECTOR: REGAN M. CANDELARIO
AGENCY COUNSEL: DAVID FLEISHMAN
RECORDING SEC.: ROSA NAREZ
CITY TREASURER: PETRONA AMIDO

AGENDA

GUADALUPE COMMUNITY REDEVELOPMENT AGENCY

Regular Meeting
Tuesday, August 23, 2011

(Immediately Following Regular City Council Meeting)

City Hall, Council Chambers
918 Obispo Street, Guadalupe, California 93434

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in a City meeting or other services offered by this City, please contact the City Clerk's office, (805) 356-3891. Notification of at least 72 hours prior to the meeting or time when services are needed will assist the City staff in assuring that reasonable arrangements can be made to provide accessibility to the meeting or service.

*If you wish to speak concerning any item on the agenda, please complete the Request to Speak form that is provided at the rear of the Council Chambers and hand the form to the Recording Secretary. **Note:** Staff Reports, as well as any materials related to items on this agenda submitted after distribution of the agenda packet, are available for inspection at the office of the City Administrator, City Hall, 918 Obispo Street, Guadalupe, California during regular business hours, 8:30 a.m. to 12:00 pm. and 1:00 p.m. to 5:00 p.m., Monday through Friday; telephone (805) 356-3891.*

1. **CALL TO ORDER.** Chairman Ariston Julian.
2. **ROLL CALL.** Agency Members Lupe Alvarez, Virginia Ponce, John Lizalde, John Sabedra and Chairman Ariston Julian.
3. **PLEDGE OF ALLEGIANCE.**
4. **CONSENT CALENDAR.** The following routine items are presented for Agency approval without discussion as a single agenda item in order to expedite the meeting. Should an Agency Member wish to discuss or disapprove an item, it must be dropped from the blanket motion of approval and considered as a separate item.
 - a. Minutes for the Regular Agency Meeting of July 26, 2011 to be ordered filed.

5. COMMUNITY PARTICIPATION FORUM.

Each person will be limited to a discussion of 3 minutes. Pursuant to provisions of the Brown Act, no action may be taken on these matters unless they are listed on the agenda, or unless certain emergency or special circumstances exist. The RDA may direct Staff to investigate and / or schedule certain matters for consideration at a future RDA Agenda

6. CRA BUDGET REVISIONS FOR FISCAL YEAR ENDING JUNE 30, 2011. That the Agency Board approve the Budget Revisions and adopt Resolution CRA No. 2011-03.

- a. Written Staff Report (Carolyn Galloway-Cooper)
- b. Agency Board discussion and consideration.
- c. It is recommended that the Agency Board approve the Budget Revisions and adopt Resolution CRA No. 2011-03.

7. DISCUSSION ITEM REGARDING ABX126/ABX127. That the Agency Board receives a presentation from staff and discusses the Agency plan to address ABX126/ABX127.

- a. Written Staff Report (Regan M. Candelario)
- b. Agency Board discussion and consideration.
- c. It is recommended that the Agency Board receives a presentation from staff and discusses the Agency plan to address ABX126/ABX127.

8. ADOPTION ENFORCEABLE OBLIGATION PAYMENT SCHEDULE. That the Agency Board pass Resolution CRA No. 2011-04 adopting Enforceable Obligation Payment Schedule.

- a. Written Staff Report (Dave Fleishman)
- b. Agency Board discussion and consideration.
- c. It is recommended that the Agency Board pass Resolution CRA No. 2011-04 adopting Enforceable Obligation Payment Schedule.

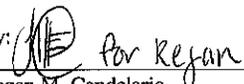
9. FUTURE AGENDA ITEMS.

- a. Royal Theater.
- b. Katayama Clock Estimates.

10. ANNOUNCEMENTS.

11. ADJOURNMENT.

I hereby certify under penalty of perjury under the laws of the State of California that the foregoing Agenda was posted at the City Hall display case, the Water Department, the City Clerk's Office and Rabobank not less than 72 hours prior to the meeting. Dated this 19th day of August 2011.

By:  for Regan 8/19/11
Regan M. Candelario
Executive Director

4a.

MINUTES
GUADALUPE COMMUNITY REDEVELOPMENT AGENCY
Regular Meeting - Tuesday, July 26, 2011
(Immediately Following Regular City Council Meeting)
City Hall, Council Chambers - 918 Obispo Street, Guadalupe, California 93434

1. **CALL TO ORDER.** Chairman Ariston Julian called the meeting to order at 7:10 p.m.
2. **ROLL CALL.** Agency Members Lupe Alvarez, Virginia Ponce, John Sabedra, John Lizalde, and Chairman Ariston Julian.
3. **PLEDGE OF ALLEGIANCE.** *Done.*
4. **CONSENT CALENDAR.** The following routine items are presented for Agency approval without discussion as a single agenda item in order to expedite the meeting. Should an Agency Member wish to discuss or disapprove an item, it must be dropped from the blanket motion of approval and considered as a separate item.
 - a. Minutes for the Regular Agency Meeting of July 12, 2011 to be ordered filed.

AGENCY MEMBERS APPROVE ITEM (a): ALVAREZ/PONCE
AYES: 4 / ABSTAIN: 1 (LIZALDE)

5. **COMMUNITY PARTICIPATION FORUM.** None.
6. **RECOMMENDATIONS FOR ECONOMIC DEVELOPMENT - PRESENTATION.** That the Agency Board receive the presentation.
 - a. Presentation. (Larissa Heeren)
 - b. Agency Board discussion and consideration.
 - c. It is recommended that the Agency Board receive the presentation.

City Administrator Regan Candelario told Council that Larissa and another intern are planning a community meeting for Friday, August 19, 2011 to hear from people as to what can be done to improve the City's economic development and to share some of Larissa's findings with the public.

Following the presentation, **resident Shirley Boydsen** remarked that in order to improve the City's economy, the City needs to stop looking at itself as poor and there needs to be more pride by residents.

Agency Chairman Ariston Julian remarked he doesn't completely agree that the City looks at itself as poor and just by taking a look at the improvements done to the Downtown area, it is clear that there is pride.

Agency Member Lupe Alvarez says there is a lack of involvement by the people in Guadalupe and that the City needs to do a better job of self-promoting itself and the various companies that make up the City of Guadalupe, for example APIO.

7. **DISCUSSION ITEM REGARDING OPTIONS FOR THE AGENCY TO ADDRESS SB1X14/AB1X26; SB1X15/AB1X27.** That the Agency Board receives presentation from staff and discusses options for the Agency to address SB1X26/AB1X27.

- a. Written Staff Report. (Regan M. Candelario)
- b. Agency Board discussion and consideration.
- c. It is recommended that the Agency Board receives presentation from staff and discusses

options for the Agency to address SB1X26/AB1X27.

City Administrator Regan Candelario explained that the State of California has been working toward a strategy to eliminate redevelopment to solve severe State budget problems. Most recently the California Legislature passed two bills (SB1X14/AB1X26; SB1X15/AB1X27) as part of a proposed State budget that would essentially eliminate redevelopment. At the request of the California Redevelopment Association (CRA) and the League of California Cities the Guadalupe Community Redevelopment Agency sent a declarations letter to the State regarding the adverse impacts to the City of Guadalupe associated with the two bills. The CRA has filed a suit against the State and since the City of Guadalupe is a member of the CRA, automatically the City is also a part of the suit. **City Attorney David Fleishman**, the Supreme Court is being asked to act by August 15.

Mayor Lupe Alvarez also noted that in the ordinance draft regarding this item, the fourth "whereas" should be changed to reflect past tense.

8. FUTURE AGENDA ITEMS.

- a. Royal Theater.
- b. Katayama Clock Estimates.

It was suggested that staff come up with a way to obtain funds to buy a plaque to honor the person who helped refurbish the clock.

9. ANNOUNCEMENTS.

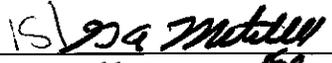
City Clerk Rosie Narez announced Friday, July 29th graduation of Guadalupe's first CERT class taking place at 8:00 p.m. at the Riverview Town homes.

- 11. ADJOURNMENT.** Meeting called to a close at 8:07 p.m.

**MOTION TO ADJOURN: PONCE/SABEDRA
AYES: 5**

**Report to the Redevelopment Agency
Agenda of August 23, 2011**


Prepared by:
C. Galloway-Cooper


Approved by:
Regan Candelario

SUBJECT: Budget Revisions for Fiscal Year ending June 30, 2011.

RECOMMENDATION: That the Agency approve the Budget Revisions and adopt Resolution No. 2011-03

BACKGROUND:

Guadalupe Redevelopment Agency:

The following departments exceeded the amount budgeted in fiscal year 2010/2011. There is sufficient cash to cover the expenditures. See Attachment A:

Operating Fund:

-Professional Services (10th and Guadalupe Street underground storage tank (UST) pollution remediation and clean up – State of California UST fund reimbursement)

Bond Fund:

-Professional Services (Ninth Street Roadway and Public Improvements – Anticipate expenditure to satisfy Maintenance of Effort (MOE) for Measure A requirement)

Attachment:

Resolution No. 2011-03; Attachment A

RESOLUTION NO. CRA 2011-03

A RESOLUTION OF THE GUADALUPE REDEVELOPMENT AGENCY ADOPTING A BUDGET REVISION FOR THE FISCAL YEAR 2010/2011

WHEREAS, a Budget Revision for the Guadalupe Redevelopment Agency for Fiscal Year 2010-2011 has been prepared; and

WHEREAS, the Revision has been studied and approved by the Guadalupe Redevelopment Agency;

BE IT RESOLVED, by the Guadalupe Redevelopment Agency that:

The Budget Revision for the Guadalupe Redevelopment Agency for Fiscal Year 2010 - 2011 is adopted. (ATTACHMENT A)

PASSED, APPROVED AND ADOPTED this 23rd day of August 2011.

Ariston Julian, Chairman

ATTEST:

Rosa Narez, City Clerk

I, **Rosa Narez**, City Clerk of the City of Guadalupe **DO HEREBY CERTIFY** that the foregoing is a full, true and correct copy of **Resolution No. CRA 2011-03** which is duly and regularly introduced and adopted by said Agency at a regular meeting held **August 23, 2011** by the following vote: **Motion:**

AYES:

NOES:¹

ABSENT:

ABSTAIN:

Rosa Narez, City Clerk

ATTACHMENT A
RDA Resolution No. 2011-03

Fund/Account		Original	Increase	Decrease	Amended
Budget Revision: RDA					
CAPITAL					
46	NONE				
COMM REHAB					
47	NONE				
AFFORDABLE HSG					
90	NONE				
OPERATING					
26	26-3490	Grant Revenue - USF/Reimbursement Super Fund	-	115,000	115,000
		Revenue expected based on Claims submitted for Clean-up of 10th & Guadalupe Street property.			
	26-4500-2150	Professional Services	75,000	100,000	175,000
		Expenditures related to clean-up of 10th & Guadalupe Streets (Professional Services also includes other Services in original budget)			
		Note: Claim #3 in process and Agency expects full recovery.			
BOND REFI					
91	91-4542-2150	Professional Services		34,000	34,000
		Ninth Street Roadway / Public Improvements			
			75,000	249,000	(174,000)

**REPORT TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF
GUADALUPE**

Agency Agenda of August 23, 2011

151
Prepared by:
Regan M. Candelario

SUBJECT:

DISCUSSION ITEM REGARDING ABX126/ABX127

RECOMMENDATION:

That the Agency Board receives a presentation from staff and discusses the Agency plan to address ABX126/ABX127.

BACKGROUND:

As the Agency Board is well aware, the State of California (led by Governor Jerry Brown) has been working toward a strategy to eliminate redevelopment to solve severe State budget problems. Most recently the California Legislature passed two bills (ABX126/ABX127) as part of a proposed State budget that would essentially eliminate redevelopment.

The CRA (California Redevelopment Association) and the League of California Cities filed a lawsuit against the two bills and requested a stay of the legislation. Fortunately for redevelopment, the California Supreme Court has chosen to hear the lawsuit filed by the California Redevelopment Association and the League of California Cities. Also, the California Supreme Court included a partial stay regarding the effectiveness of ABX1 26-27 until it can rule on the constitutionality of these two bills.

Staff has also prepared a draft ordinance for the continuation of the redevelopment agency for approval by the City Council. Despite the outcome of the lawsuit, the City must take action to continue redevelopment in Guadalupe. The ordinance must be approved and provided to the State by October 1, 2011.

Attached:

Updates from CRA

Draft Ordinance recommended for City Council Agenda

ORDINANCE NO. 2011-406

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUADALUPE, CALIFORNIA, DETERMINING IT WILL COMPLY WITH THE VOLUNTARY ALTERNATIVE REDEVELOPMENT PROGRAM PURSUANT TO PART 1.9 OF DIVISION 24 OF THE CALIFORNIA HEALTH AND SAFETY CODE IN ORDER TO PERMIT THE CONTINUED EXISTENCE AND OPERATION OF THE GUADALUPE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF GUADALUPE.

WHEREAS, the City Council of the City of Guadalupe (“City”) approved and adopted the Redevelopment Plan for the Guadalupe Redevelopment Project (“Redevelopment Plan”) covering certain properties within the City (the “Project Area”); and

WHEREAS, the Redevelopment Agency of the City of Guadalupe (“Agency”) is engaged in activities to execute and implement the Redevelopment Plan pursuant to the provisions of the California Community Redevelopment Law (Health and Safety Code § 33000, *et seq.*) (“CRL”); and

WHEREAS, since adoption of the Redevelopment Plan, the Agency has undertaken redevelopment projects in the Project Area to eliminate blight, to improve public facilities and infrastructure, to renovate and construct affordable housing, and to enter into partnerships with private industries to create jobs and expand the local economy; and

WHEREAS, over the next few years, the Agency hopes to implement a variety of redevelopment projects and programs to continue to eliminate and prevent blight, stimulate and expand the Project Area’s economic growth, create and develop local job opportunities and alleviate deficiencies in public infrastructure, to name a few; and

WHEREAS, as part of the 2011-12 State budget bill, the California Legislature has recently enacted and the Governor has signed, companion bills ABX1 26 and ABX1 27, requiring that each redevelopment agency be dissolved unless the community that created it enacts an ordinance committing it to making certain payments; and

WHEREAS, specifically, ABX1 26 prohibits agencies from taking numerous actions, effective immediately and purportedly retroactively, and additionally provides that agencies are deemed to be dissolved as of October 1, 2011; and

WHEREAS, ABX1 27 provides that a community may participate in an “Alternative Voluntary Redevelopment Program,” in order to enable a redevelopment agency within that community to remain in existence and carry out the provisions of the CRL, by enacting an ordinance agreeing to comply with Part 1.9 of Division 24 of the Health and Safety Code; and

WHEREAS, the Alternative Voluntary Redevelopment Program requires that the community agree by ordinance to remit specified annual amounts to the county auditor-controller; and

WHEREAS, under the threat of dissolution pursuant to ABX1 26, and upon the contingencies and reservations set forth herein, the City shall make the Fiscal Year 2011-2012 community remittance, currently estimated to be Three Hundred Forty Three Thousand Three Hundred Thirty Eight Dollars (\$ 343,338), as well as the subsequent annual community remittances as set forth in the CRL; and

WHEREAS, the City reserves the right to appeal the California Director of Finance's determination of the Fiscal Year 2011-12 community remittance, as provided in Health and Safety Code Section 34194; and

WHEREAS, City understands and believes that an action challenging the constitutionality of ABX1 26 and ABX1 27 has been filed on behalf of cities, counties and redevelopment agencies; and

WHEREAS, while the City currently intends to make these community remittances, they shall be made under protest and without prejudice to the City's right to recover such amounts and interest thereon, to the extent there is a final determination that ABX1 26 and ABX1 27 are unconstitutional; and

WHEREAS, the City reserves the right, regardless of any community remittance made pursuant to this Ordinance, to challenge the legality of ABX1 26 and ABX1 27; and

WHEREAS, to the extent a court of competent jurisdiction enjoins, restrains, or grants a stay on the effectiveness of the Alternative Voluntary Redevelopment Program's payment obligation of ABX1 26 and ABX1 27, the City shall not be obligated to make any community remittance for the duration of such injunction, restraint, or stay; and

WHEREAS, all other legal prerequisites to the adoption of this Ordinance have occurred.

THE CITY COUNCIL OF THE CITY OF GUADALUPE, CALIFORNIA, DOES ORDAIN AS FOLLOWS:

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

Section 2. **Participation in the Alternative Voluntary Redevelopment Program.** In accordance with Health and Safety Code Section 34193, and based on the Recitals set forth above, the City Council hereby determines that the City shall comply with the provisions of Part 1.9 of Division 24 of the Health and Safety Code, as enacted by ABX1 27.

Section 3. **Payment Under Protest.** Except as set forth in Section 4, below, the City Council hereby determines that the City shall make the community remittances set forth in Health and Safety Code section 34194 *et seq.*

Section 4. **Effect of Stay or Determination of Invalidity.** City shall not make any community remittance in the event a court of competent jurisdiction either grants a stay on the enforcement of ABX1 26 and ABX1 27 or determines that ABX1 26 and ABX1 27 are unconstitutional and therefore invalid, and all appeals therefrom are exhausted or unsuccessful, or time for filing an appeal therefrom has lapsed. Any community remittance shall be made under protest and without prejudice to the City's right to recover such amount and interest thereon in the event that there is a final determination that ABX1 26 and ABX1 27 are unconstitutional. If there is a final determination that ABX1 26 and ABX1 27 are invalid, this Ordinance shall be deemed to be null and void and of no further force or effect as of the date of such final determination.

Section 5. **Implementation.** The City Council hereby authorizes and directs the City Administrator to take any action and execute any documents necessary to implement this Ordinance, including but not limited to notifying the Santa Barbara County Auditor-Controller, the Controller of the State of California, and the California Department of Finance of the adoption of this Ordinance and the City's agreement to comply with the provisions of Part 1.9 of Division 24 of the Health and Safety Code, as set forth in ABX1 27.

Section 6. **Additional Understandings and Intent.** It is the understanding and intent of the City Council that, once the Agency is again authorized to enter into agreements under the CRL, the City will enter into an agreement with the Agency as authorized pursuant to Section 34194.2, whereby the Agency will transfer annual portions of its tax increment to the City in amounts not to exceed the annual community remittance payments to enable the City, directly or indirectly, to make the annual remittance payments. The City Council does not intend, by enactment of this Ordinance, to pledge any of its general fund revenues or assets to make the remittance payments.

Section 7. **CEQA.** The City Council finds, under Title 14 of the California Code of Regulations, Section 15378(b)(4), that this Ordinance is exempt from the requirements of the California Environmental Quality Act ("CEQA") in that it is not a "project," but instead consists of the creation and continuation of a governmental funding mechanism for potential future projects and programs, and does not commit funds to any specific project or program. The City Council, therefore, directs that a Notice of Exemption be filed with the County Clerk of the County of Santa Barbara in accordance with CEQA Guidelines.

Section 8. **Custodian of Records.** The documents and materials that constitute the record of proceedings on which these findings are based are located at the City Clerk's office located at 918 Obispo Street Guadalupe CA 93434. The custodian for these records is Regan M. Candelario.

Section 9. **Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. The City Council hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof.

Section 10. Certification; Publication. The City Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published once within 15 days of adoption in a newspaper of general circulation printed and published within the City of Guadalupe, and shall post a certified copy of this Ordinance, including the vote for and against the same, in the Office of the City Clerk in accordance with Government Code § 36933.

Section 11. Findings for Urgency Adoption of Ordinance. The adoption of this Urgency Ordinance is necessary for the immediate protection of the public peace, health and safety. In accordance with California Government Code Section 36937 and in order to protect the public peace, health and safety, the City Council of the City of Guadalupe finds and determines as follows:

(a) ABX1 26 prohibits agencies from taking numerous actions, until the City Council adopts an ordinance agreeing to comply with Part 1.9 of Division 24 of the Health and Safety Code, including but not limited to incurring any new monetary or legal obligations or expanding any existing monetary or legal obligations, entering into agreements with any person for any purpose or amending or modifying any existing agreements and taking any action with respect to a redevelopment plan;

(b) Prior to the enactment of an ordinance agreeing to comply with Part 1.9 of Division 24 of the Health and Safety Code, the Agency will be unable to continue efforts to eliminate and prevent blight (including remediation of buildings and structures which are unhealthy or unsafe to occupy or properties with hazardous waste), stimulate and expand the Project Area's economic growth, create and develop local job opportunities and alleviate deficiencies in public infrastructure;

(c) Blighting conditions in the Project Area constitute substantial threats to public peace, health and safety, and are so prevalent they cannot be eliminated without Agency action, including but not limited to the use of Agency funds and authorization of redevelopment projects and programs;

(d) During the current economic crisis, the Agency must have the ability to act and continue the efforts set forth in (b) above. The Agency must have all tools available in order to eliminate and prevent blighting conditions, including implementation of the Agency's economic development programs business retention and expansion, business cluster development, promotion and outreach activities.

(e) The Agency is actively engaged in efforts to rehabilitate housing units, to provide assistance for property improvements and to provide safe and affordable housing. Adoption of this Urgency Ordinance will permit the Agency to continue these efforts immediately.

Section 12. Effective Date. The City Council hereby declares, on the basis of the findings set forth above, that this Ordinance is necessary to preserve the public peace, health and safety. Accordingly, this Ordinance is adopted as an urgency ordinance and shall take effect and be in force immediately upon its adoption.

PASSED AND ADOPTED at a regular meeting of the City Council on the 23rd day of August 2011, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Lupe Alvarez, Mayor

ATTEST:

Rosie Narez, City Clerk



AGENDA REPORT

SUBJECT/TITLE:
ADOPTION OF ENFORCEABLE OBLIGATION PAYMENT SCHEDULE

RECOMMENDATION:

1. PASS RESOLUTION ADOPTING ENFORCEABLE OBLIGATION PAYMENT SCHEDULE

EXECUTIVE SUMMARY:

As noted in prior City Council staff reports, the California Legislature passed Assembly Bills ABX1 26 and ABX1 27, requiring that each redevelopment agency in the state be dissolved effective October 1, 2011. As part of that legislation, the Redevelopment Agency is charged with preparing an Enforceable Obligation Payment Schedule to enable the Agency to timely make any payments that the Agency is obligated to make. Under Health and Safety Code Section 34169(g)(1), the Agency must do the following:

“Within 60 days of the effective date of this part, adopt an Enforceable Obligation Payment Schedule that lists all of the obligations that are enforceable within the meaning of subdivision (d) of Section 34167 which includes the following information about each obligation:

- (A) The project name associated with the obligation.
- (B) The payee.
- (C) A short description of the nature of the work, product, service, facility, or other thing of value for which payment is to be made.
- (D) The amount of payments obligated to be made, by month, through December 2011.”

Ordinarily, a redevelopment agency would list bond payments and other periodic payments under an applicable redevelopment plan. This schedule must be adopted no later than August 28, 2011.

Thus, staff recommends that the Board adopt a resolution adopting an Enforceable Obligation Payment Schedule. The EOPS is attached to the draft resolution for the Board’s consideration.

FISCAL IMPACT:

There is no direct fiscal impact anticipated from the adoption of the EOPS.

ATTACHMENTS:

1. Resolution adopting enforceable obligation payment schedule.

Agenda Item: _____

Prepared by: David Fleishman, City Attorney

Meeting Date: 23 August 2011

City Administrator Approval: _____

LSI

Agenda Item: _____

RESOLUTION CRA No. 2011-04

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE GUADALUPE COMMUNITY REDEVELOPMENT AGENCY ADOPTING AN ENFORCEABLE OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34169.

WHEREAS, the City Council of the City of Guadalupe activated the Guadalupe Community Redevelopment Agency (“Agency”) for the purpose of considering and pursuing redevelopment activities in the community pursuant to the Community Redevelopment Law, California Health and Safety Code Sections 33000 et seq.; and

WHEREAS, the Agency, through the exercise of its powers made major contributions to the physical and economic development of the City, strengthened the City’s ability to meet the needs of its citizens and contributed to the quality of life throughout the City; and

WHEREAS, due in part to the successful efforts of the Agency, physical and economic blight has been reduced in Guadalupe, but it has not yet been entirely eliminated; and

WHEREAS, the California Legislature has adopted, and the Governor has signed ABX1 26 and ABX1 27, legislation that will dissolve the Agency effective as of October 1, 2011, unless the City agrees to make payments exceeding \$350,000 for Fiscal Year 11-12, and additional sums per year thereafter, to participate in the Alternative Voluntary Redevelopment Program (“AVRP”) under ABX1 27, to keep the Agency active; and

WHEREAS, the California Supreme Court has stayed the effectiveness of portions of ABX1 26 and 27 pending consideration of the legality of the legislation; and

WHEREAS, notwithstanding the stay issued by the Supreme Court, the Agency is obligated under Health and Safety Code Section 34169 to prepare an “Enforceable Obligations Payment Schedule” not later than August 28, 2011.

NOW THEREFORE, BE IT RESOLVED by the Board of Directors of the Guadalupe Community Redevelopment Agency as follows:

SECTION 1. The above recitals are true and correct and incorporated herein by this reference.

SECTION 2. The Agency hereby adopts the Enforceable Obligations Payment Schedule attached hereto as Exhibit “A” and incorporated herein by this reference.

SECTION 3. The Executive Director is hereby authorized and directed to take all action necessary to effectuate this Resolution, including providing documents associated with the Enforceable Obligations Payment Schedule to the Department of Finance and the State Controller in the manner of their choosing. The Agency hereby designates its Executive Director as the official to whom the Department of Finance may make requests for review in connection with the Enforceable Obligation Payment Schedule.

SECTION 4. The Agency Secretary is hereby authorized and directed to take all action necessary to post the Enforceable Obligation Payment Schedule on the City of Guadalupe website, and to transmit the Schedule to the County Auditor-Controller, the State Controller, and the California Department of Finance.

SECTION 5. This Resolution is effective on the day of its adoption.

PASSED AND ADOPTED at a regular meeting on the 23rd day of August 2011 by the following vote:

Motion:

AYES:

NOES:

ABSENT:

ABSTAIN:

I, **Rosie Narez**, Agency Secretary of the City of Guadalupe Community Redevelopment Agency, **DO HEREBY CERTIFY** that the foregoing Resolution, being **CRA Resolution No. 2011-04**, has been duly signed by the Board Chairman and attested by the Agency Secretary, all at a regular meeting of the Board of Directors, held August 23, 2011, and that same was approved and adopted.

ATTEST:

Rosie Narez
Agency Secretary

Ariston Julian, Chairman

APPROVED AS TO FORM:

DAVID M. FLEISHMAN, Agency Counsel

OTHER OBLIGATION PAYMENT SCHEDULE

Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month						Total	
					Aug**	Sept	Oct	Nov	Dec			
1) Section 33676 Payments	County of Santa Barbara	Payments under H&S 33676	785,000.00	125,000.00	10,416.67	10,416.67	10,416.67	10,416.67	10,416.67	10,416.67	10,416.67	52,083.33
2) Cemetery Assistance	City Cemetery	Annual agreement	165,000.00	20,000.00	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	8,333.33
3) Statutory Payments	County of Santa Barbara	Payments under 33607.5 and 7	588,000.00	75,000.00	6,250.00	6,250.00	6,250.00	6,250.00	6,250.00	6,250.00	6,250.00	31,250.00
4) Housing Improvement Program	Habit For Humanity	Per Agreement 7/17/2008	800,000.00	-	-	-	-	-	-	-	-	-
5) Low & Moderate Income Housing	City housing fund	Low & Moderate Income Housing	2,350,000.00	300,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	125,000.00
6) Due to other funds	City housing fund	Repayment for SERAF	388,988.00	50,000.00	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	20,833.33
7) Due to other funds	Water Capital Fund	Repayment for Capital Project	126,333.00	25,000.00	2,083.33	2,083.33	2,083.33	2,083.33	2,083.33	2,083.33	2,083.33	10,416.67
8) Due to other funds	General Fund	Repayment for Housing Deferral	56,616.00	2,500.00	208.33	208.33	208.33	208.33	208.33	208.33	208.33	1,041.67
9) Due to other funds	City housing fund	Renovation of Lantern Hotel	250,000.00	50,000.00	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	20,833.33
10) Due to other funds	City housing fund	Housing deferral Payment	112,634.00	10,000.00	833.33	833.33	833.33	833.33	833.33	833.33	833.33	4,166.67
11) URM Project	Retrofit Contractors	Retrofit Agency property (Vets Hall & Royal Theatre)	210,000.00	210,000.00	17,500.00	17,500.00	17,500.00	17,500.00	17,500.00	17,500.00	17,500.00	87,500.00
Totals - Other Obligations			\$ 5,852,568.00	\$ 867,500.00	\$ 72,291.67	\$ 361,458.33						

* This Enforceable Obligation Payment Schedule (EOPS) is to be adopted by the redevelopment agency no later than late August. It is valid through 12/31/11. It is the basis for the Preliminary Draft Recognized Obligation Payment Schedule (ROPS), which must be prepared by the disbonding Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)

** Includes only payments to be made after the adoption of the EOPS.

*** All payment amounts are estimates