

## RESOLUTION NO. 17-19

**Resolution Of The City Council Of The City Of Emeryville Confirming the Appointment By the Mayor of the City of Emeryville of a Member Of The Emeryville Association Of Confidential, Administrative, Managerial And Professional Employees ("CAMP") To The Emeryville Oversight Board Of The City Of Emeryville As Successor Agency To The Emeryville Redevelopment Agency ("Emeryville Oversight Board"), Pursuant To California Health And Safety Code Section 34179(a)(7)**

**WHEREAS**, the City of Emeryville is a municipal corporation organized and existing under the Constitution of the State of California ("City"); and

**WHEREAS**, the Emeryville Redevelopment Agency ("Agency") is a public body, corporate and politic, organized and existing under the California Community Redevelopment Law (Health & Safety Code § 33000 *et seq.* ("CRL")); and

**WHEREAS**, the City Council of the City of Emeryville adopted Ordinance No. 76-04 effective as of July 27, 1976, thereby approving and adopting the Emeryville Redevelopment Plan for the Emeryville Redevelopment Project Area (the "Emeryville Redevelopment Project"); and

**WHEREAS**, the City Council of the City of Emeryville adopted Ordinance No. 87-07 effective as of October 20, 1987, thereby approving and adopting the Shellmound Park Redevelopment Plan for the Shellmound Park Redevelopment Project Area (the "Shellmound Park Redevelopment Project"); and

**WHEREAS**, on December 29, 2011, in *California Redevelopment Association v. Matosantos*, Case No. S194861, the California Supreme Court upheld AB 1X 26, which dissolves all of the redevelopment agencies in California effective February 1, 2012; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City of Emeryville for the City to serve as the Successor Agency to the Emeryville Redevelopment Agency for the Emeryville Redevelopment Project and the Shellmound Park Redevelopment Project; and

**WHEREAS**, pursuant to Resolution No. 12-12, adopted January 17, 2012, the City Council of the City of Emeryville elected to have the City of Emeryville serve as Successor Agency to the Emeryville Redevelopment Agency for the Emeryville Redevelopment Project and the Shellmound Park Redevelopment Project; and

**WHEREAS**, pursuant to Health and Safety Code Section 34179 (a)(7) the Mayor of the City of Emeryville is authorized to appoint a member from the recognized employee organization representing the largest number of former redevelopment agency employees to serve on the Oversight Board to the Successor Agency to the Emeryville Redevelopment Agency; and



**WHEREAS**, the City Council has determined that the Emeryville Association of Confidential, Administrative, Managerial and Professional Employees (CAMP) is the recognized employee organization representing the largest number of former redevelopment agency employees; now, therefore, be it

**RESOLVED**, by the City Council of the City of Emeryville, as follows:

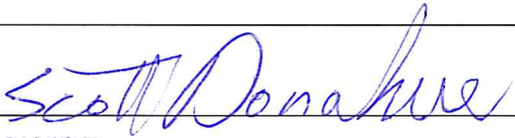
**SECTION 1.** The above recitals are true and correct and are adopted as the findings of the City Council.

**SECTION 2.** Pursuant to Health and Safety Code Section 34179(a)(7), the Mayor of the City of Emeryville has elected to appoint Chadrick Smalley and represented by CAMP, to be a member of the Emeryville Oversight Board to the Successor Agency to the Emeryville Redevelopment Agency and the City Council hereby confirms such appointment.

**SECTION 3.** The City Manager is hereby authorized and directed to file a copy of this Resolution with the State Controller, the State Department of Finance, and the Alameda County Auditor-Controller and to take such other and further actions, and sign such other and further documents, as is necessary and proper in order to implement this Resolution on behalf of the City.

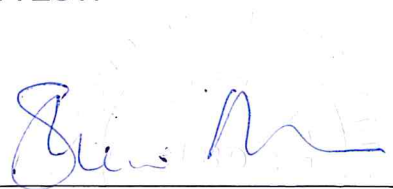
**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held Tuesday, February 7, 2017, by the following vote:


AYES:	<u>5</u>	Mayor Donahue, Vice Mayor Bauters and Council Members Martinez, Medina and Patz
NOES:	<u>0</u>	
ABSTAIN:	<u>0</u>	
ABSENT:	<u>0</u>	

  
MAYOR

ATTEST:

APPROVED AS TO FORM:

  
CITY CLERK

  
CITY ATTORNEY