

COUNTYWIDE OVERSIGHT BOARD
FOR THE COUNTY OF RIVERSIDE

SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY FOR
MURRIETA

RESOLUTION NO. 2021 - 019

**RESOLUTION OF THE COUNTYWIDE OVERSIGHT BOARD FOR
COUNTY OF RIVERSIDE APPROVING THE RECOGNIZED
OBLIGATION PAYMENT SCHEDULE AND ADMINISTRATIVE
BUDGET FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022
FOR THE MURRIETA SUCCESSOR AGENCY AND MAKING
RELATED FINDINGS AND DECLARATIONS AND TAKING
RELATED ACTIONS IN CONNECTION THEREWITH**

WHEREAS, the Redevelopment Agency for the City of Murrieta (the "Former Agency") was formed, existed and exercised its powers pursuant to the Community Redevelopment law (California Health and Safety Code section 33000 et seq. the "CRL");

WHEREAS, the California state legislature enacted Assembly Bill x1 26, as modified by Assembly Bill No. 1484 enacted on June 27, 2012, as further modified by Senate Bill No. 107 enacted on September 22, 2015, as such may be further amended (collectively, the "Dissolution Act"), adding or amending Parts 1.8 and 1.85 to Division 24 of the Health and Safety Code, to dissolve redevelopment agencies formed under the CRL;

WHEREAS, pursuant to Section 34173 of the Health and Safety Code, effective February 1, 2012 the Successor Agency to the Redevelopment Agency for Murrieta, a separate legal entity (the "Successor Agency") was formed and charged with paying the enforceable obligations, disposing of the properties and other assets, and unwinding the affairs of the dissolved Former Agency;

WHEREAS, upon dissolution of the Former Agency, all authority, rights, powers, duties and obligations previously vested with the Former Agency (except for the Former Agency's housing assets and functions) under the CRL vested in the Successor Agency, which was declared a separate legal entity effective June 27, 2012;

1 **WHEREAS**, Section 34179(j) of the Health and Safety Code provides for the appointment
2 of a countywide oversight board (the "Countywide Oversight Board") with specific duties to
3 approve certain Successor Agency actions pursuant to Section 34180 of the Health and Safety
4 Code and to direct the Successor Agency in certain other actions pursuant to Section 34181 of the
5 Health and Safety Code;

6 **WHEREAS**, the Successor Agency staff has prepared the proposed Recognized
7 Obligation Payment Schedule for the period commencing on July 1, 2021 and continuing through
8 June 30, 2022 ("ROPS 21-22"), substantially in the form shown in Attachment "A", attached hereto
9 and incorporated herein by this reference;

10 **WHEREAS**, the Successor Agency staff has prepared an administrative budget for the
11 fiscal period commencing on July 1, 2021 and continuing through June 30, 2022 ("FY 2021-22
12 Administrative Budget"), substantially in the form shown in Attachment "B", attached hereto and
13 incorporated herein by this reference;

14 **WHEREAS**, the Successor Agency is entitled to an administrative cost allowance (the
15 "Administrative Cost Allowance") pursuant to Sections 34171(b) and 34183(a)(3) of the Health
16 and Safety Code in the amount of \$250,000 for the 2021-22 fiscal year, of which \$121,048 will be
17 disbursed on or about June 1, 2021, \$125,000 will be disbursed on or about January 3, 2022, and
18 \$3,952 will be used from interest and rent revenue on hand;

19 **WHEREAS**, the City Council of Murrieta acting in its capacity as the governing board of
20 the Successor Agency, approved the ROPS 21-22 and FY 2021-22 Administrative Budget by
21 adoption of Resolution No. RSA 20-21, shown in Attachment "C", attached hereto and
22 incorporated herein by this reference;

23 **WHEREAS**, under Resolution No. RSA 20-21, the Successor Agency's governing board
24 represents and warrants that it examined all of the items on the ROPS 21-22 and finds that each of
25 them is necessary for the continued administration of the ongoing enforceable obligations and the
26 expeditious wind-down of the affairs of the Former Agency by the Successor Agency;

27 **WHEREAS**, pursuant to Section 34177 and 34180(g) of the Health and Safety Code, the
28 ROPS 21-22 and FY 2021-22 Administrative Budget must be submitted to the Countywide
Oversight Board for the Countywide Oversight Board's approval; and

WHEREAS, the accompanying staff report, and attachments, attached hereto and
incorporated herein by this reference, provide the supporting information upon which the actions
set forth in this Resolution are based.

1
2 **NOW, THEREFORE, BE IT RESOLVED, FOUND, DETERMINED AND**
3 **ORDERED** by the Countywide Oversight Board, in regular meeting assembled on January 21,
4 2021 in Riverside, California, as follows:

- 5 1. The Countywide Oversight Board hereby finds, resolves, and determines that the
6 foregoing recitals are true and correct and are incorporated herein by reference, and,
7 together with information provided by the Successor Agency to the Murrieta
8 Redevelopment Agency staff and the public, form the basis for the approvals, findings,
9 resolutions, and determinations set forth below.
- 10 2. Pursuant to the California Environmental Quality Act (CEQA), based upon a review of
11 the evidence and information presented on the matter as it relates to the adoption of the
12 ROPS 21-22 and the FY 2021-22 Administrative Budget, the Countywide Oversight
13 Board has determined that such approval is categorically exempt from CEQA pursuant
14 to Section 15061(b)(3) of the State CEQA Guidelines because there is no possibility
15 that the activities in question will have a significant impact on the environment and the
16 approval is merely the adoption of annual budget and will not require any construction
17 activities and will not lead to any direct or reasonably foreseeable indirect physical
18 environmental impacts;
- 19 3. That the Successor Agency's Executive Director's designee is directed to file a Notice
20 of Exemption with respect to the actions approved under this Resolution in accordance
21 with CEQA.
- 22 4. Under Section 34180(g) of the Health and Safety Code, the Countywide Oversight
23 Board must approve the establishment of the recognized obligation payment schedules
24 of the Successor Agency.
- 25 5. The Countywide Oversight Board hereby approves the ROPS 21-22 attached hereto as
26 Attachment A (the "Approved ROPS 21-22"). In connection with such approval, the
27 Countywide Oversight Board makes the specific findings set forth below.
- 28 6. The Countywide Oversight Board has examined the items on the Approved ROPS 21-
29 22 and finds that each of them is necessary for the continued maintenance and
30 preservation of property owned by the Successor Agency until disposition in
31 accordance with the Dissolution Act, the continued administration of the ongoing
32 agreements herein approved by the Countywide Oversight Board, or the expeditious

1 wind-down of the affairs of the Dissolved RDA by the Successor Agency.

- 2 7. The Countywide Oversight Board Chairperson, Successor Agency Executive Director,
3 and Countywide Oversight Board General Counsel are collectively authorized to make
4 any technical or clerical corrections to the Approved ROPS 21-22 prior to filing with
5 the Department.
- 6 8. Under Section 34177(j) of the Health and Safety Code, the Countywide Oversight
7 Board must approve the Administrative Budget for the Successor Agency.
- 8 9. In accordance with the Dissolution Act, the Countywide Oversight Board hereby
9 approves the FY 2021-22 Administrative Budget, attached hereto as Attachment B (the
10 "Approved Administrative Budget").
- 11 10. The Countywide Oversight Board hereby authorizes and directs the Executive Director
12 of the Successor Agency to the Murrieta Redevelopment Agency ("Successor Agency's
13 Director"), or the Successor Agency's Director's designees, to take all actions and sign
14 any and all documents necessary to implement and effectuate the actions approved by
15 this Resolution as determined necessary by the Successor Agency's Director, or the
16 Successor Agency's Director's designee. The Countywide Oversight Board hereby
17 further authorizes and directs the Successor Agency's Executive Director, or Successor
18 Agency's Director's designee, to execute all documents on behalf of the Successor
19 Agency, and to administer the Successor Agency's obligations and duties to be
20 performed pursuant to this Resolution.
- 21 11. If any provision of this Resolution or the application of any such provision to any
22 person or circumstance is held invalid, such invalidity shall not affect other provisions
23 or applications of this Resolution that can be given effect without the invalid provision
24 or application, and to this end the provisions of this Resolution are severable. The
25 Countywide Oversight Board declares that the Countywide Oversight Board would
26 have adopted this Resolution irrespective of the invalidity of any particular portion of
27 this Resolution.
- 28 12. The Countywide Oversight Board hereby authorizes and directs the County Executive
Office staff and the Successor Agency staff to take all actions necessary under the
Dissolution Act to file, post, mail or otherwise deliver via electronic mail, internet
posting, and/or hardcopy, all notices and transmittals necessary or convenient in
connection with the approval of this Resolution.

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13. Pursuant to Health and Safety Code Section 34179, specified actions taken by the Countywide Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective until five (5) business days after approval, subject to a request for review by the State of California Department of Finance, or at the time and in the manner prescribed in Section 34179(h) of the Health and Safety Code.

PASSED, APPROVED, AND ADOPTED by the Countywide Oversight Board for the County of Riverside on January 21, 2021

1 I hereby certify the forgoing to be a true copy of a resolution passed and adopted by the Countywide
2 Oversight Board for the County of Riverside at a regular meeting thereof held on January 21, 2021,
3 by the following vote:

4
5 AYES: 4 BOARD MEMBERS: James Whittington, Niamh Ortega, Russ Martin,

6 Kathleen Kelly
7 NOES: BOARD MEMBERS:

8 ABSTAIN: BOARD MEMBERS:

9 ABSENT: 3 BOARD MEMBERS: Tami Scott, Chuck Washington, Aaron Brown

10
11 *Kathleen Kelly*

Kathleen Kelly (Jan 21, 2021 16:07 PST)

12 Kathleen Kelly
13 Vice Chair, Countywide Oversight Board

14 ATTEST:

15 

16 _____
17 Kimberly Rector
18 Clerk of the Countywide Oversight Board

19
20 APPROVED AS TO FORM:

21 Countywide Oversight Board Legal Counsel

22
23 By: *Rafael Yaquian*
24 _____
25 Rafael Yaquian, Goldfarb & Lipman LLP

26 Attachments incorporated by reference:

27 A. Approved ROPS 21-22

28 B. Approved Administrative Budget

C. Successor Agency Resolution No 21-22 Approving ROPS and Administrative Budget

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ATTACHMENT "A"
APPROVED ROPS 21-22

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ATTACHMENT "B"
APPROVED ADMINISTRATIVE BUDGET

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ATTACHMENT "C"
SUCCESSOR AGENCY RESOLUTION NO. RSA 20-21
APPROVING ROPS AND ADMINISTRATIVE BUDGET

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Resolution No. 2021-019 - Murrieta SA ROPS 2021-22 and FY22 Admin Budget_

Final Audit Report

2021-01-22

Created:	2021-01-21
By:	Rafael Yaquian (ryaquian@goldfarblipman.com)
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"Resolution No. 2021-019 - Murrieta SA ROPS 2021-22 and FY 22 Admin Budget_" History

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