

## RESOLUTION NO. SA-03

### A RESOLUTION OF THE CITY OF LA MIRADA ACTING AS THE SUCCESSOR AGENCY TO THE LA MIRADA REDEVELOPMENT AGENCY ADOPTING AN ENFORCEABLE OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177 AND TAKING CERTAIN ACTIONS IN CONNECTION THEREWITH

#### A. Recitals.

- i. ABX1 26 and ABX1 27 were signed by the Governor of California on June 29, 2011, making certain changes to the Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code) (Redevelopment Law), including adding Part 1.8 (commencing with Section 34161) (Part 1.8) and Part 1.85 (commencing with Section 34170) (Part 1.85).
- ii. The California Redevelopment Association and League of California Cities filed a lawsuit in the Supreme Court of California (*California Redevelopment Association, et al. v. Matosantos, et al.* (Case No. S194861)) alleging that ABX1 26 and ABX1 27 are unconstitutional. On December 29, 2011, the Supreme Court issued its opinion in the Matosantos case largely upholding ABX1 26, invalidating ABX1 27, and holding that ABX1 26 may be severed from ABX1 27 and enforced independently.
- iii. The Supreme Court generally revised the effective dates and deadlines for performance of obligations in Part 1.85 arising before May 1, 2012, to take effect four months later.
- iv. As a result of the Supreme Court's decision, the La Mirada Redevelopment Agency (Agency), a redevelopment agency in the City of La Mirada (City), created pursuant to the Redevelopment Law, was dissolved pursuant to Part 1.85 on February 1, 2012.
- v. By its Resolution No. 11-34, adopted on September 13, 2011, the City Council of the City made an election to serve as the successor agency for the Redevelopment Agency under Part 1.85.
- vi. By its Resolution Nos. R-550 and R-554, the Agency approved an Enforceable Obligation Payment Schedule (EOPS), as amended.
- vii. Health and Safety Code Section 34177(a) provides that successor agencies are required to continue to make payments due for enforceable obligations. Health and Safety Code Section 34177(a)(1), as modified by the Supreme Court, provides that on and after February 1, 2012, and until a Recognized Obligation Payment Schedule (ROPS) becomes operative, only payments required pursuant to an

EOPS shall be made. The EOPS may be amended by the City of La Mirada acting as the Successor Agency for the La Mirada Redevelopment Agency at any public meeting and shall be subject to the approval of the oversight board as soon as the board has sufficient members to form a quorum.

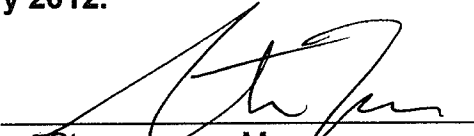
viii. Accordingly, the City Council desires to adopt this Resolution adopting an EOPS.

**B. Resolution.**

**NOW, THEREFORE, THE CITY COUNCIL DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:**

1. The above recitals are true and correct and are a substantive part of this Resolution.
2. This Resolution is adopted pursuant to Health and Safety Code Section 34177.
3. The City Council hereby adopts the Enforceable Obligation Payment Schedule attached as Exhibit A to this Resolution and incorporated herein by reference (EOPS).
4. The City Clerk is hereby authorized and directed to post the EOPS on the City's web site
5. The EOPS may be amended from time to time at any public meeting of the City Council.
6. The City Clerk is hereby authorized and directed to transmit a copy of the EOPS by mail or electronic means to the Los Angeles County Auditor-Controller, the State Controller, and the California Department of Finance (Department of Finance). A notification providing the Internet Web site location shall suffice.
7. The officers and staff of the City are here by authorized and directed, jointly and severally, to do any and all things which they may deem necessary or advisable to effectuate this Resolution, including providing documents associated with EOPS to the Department of Finance and the State Controller in the manner of their choosing, and any such actions previously taken by such officers are hereby ratified and confirmed. The City Council hereby designates the City Manager as the official to whom the Department of Finance may make requests for review in connection with the EOPS.

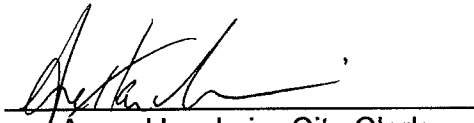
**APPROVED and ADOPTED this 14th day of February 2012.**

  
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Steve Jones, Mayor

**ATTEST:**

I, Anne Haraksin, City Clerk of the City of La Mirada, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City of La Mirada acting as the Successor Agency to the La Mirada Redevelopment Agency held on the 14th day of February 2012, by the following roll call votes:

**AYES: Councilmembers Deal, De Ruse, Mowles, Mayor Pro Tem Garcia,  
Mayor Jones**  
**NOES: None**  
**ABSENT: None**  
**ABSTAIN: None**

  
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Anne Haraksin, City Clerk