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**SUBMITTAL TO THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

FROM: Housing Authority

SUBMITTAL DATE:
April 26, 2012

SUBJECT: Signatory Authorization for Joe Serna Jr. Farmworker Housing Grants

RECOMMENDED MOTION: The Board of Commissioners:

1. Adopt and approve Resolution No. 2012-003 granting The Housing Authority of the County of Riverside, a public body, corporate and politic of the State of California and successor in interest to the Redevelopment Agency for the County of Riverside signatory authorization for Joe Serna Jr. Farmworker Housing grants 07-FWHG-3380, 08-FWHG-4464 and 10-FWHG-6804; and

(Continued)

Robert Field
Executive Director

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 0	In Current Year Budget:	N/A
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	No
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2011/12

COMPANION ITEM ON BOARD OF SUPERVISORS AGENDA: No

SOURCE OF FUNDS: Joe Serna Jr. Farmworker Housing Grant Funds	Positions To Be Deleted Per A-30	<input type="checkbox"/>
	Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION:

APPROVE

BY: Jennifer L. Sargent

County Executive Office Signature

FORM APPROVED COUNTY COUNSEL
BY: ANITA C. WILLIS
DATE: 4-19-12
Department Concurrence

Dep't Recomm.: Consent Policy
Per Exec. Ofc.: Consent Policy

Prev. Agn. Ref.:

District: 4/4

Agenda Number:

10.1

RECOMMENDED MOTION: (Continued)

- 2) Authorize the Executive Director, or designee, to take the necessary steps to implement the Joe Serna Jr. Farmworker Housing grant, including, but not limited to executing subsequent, necessary and relevant documents.

BACKGROUND:

Effective February 1, 2012, the Redevelopment Agency for the County of Riverside ceased to exist as a result of legislation proposed and the subsequent Court hearing held that upheld ABx1 26 (the redevelopment elimination bill).

As such on January 10, 2012, the County of Riverside Economic Development Agency's Board of Supervisors approved and adopted Resolution 2012-035, which elects to transfer the responsibility for performing all housing functions previously performed by the Redevelopment Agency for the County of Riverside to the Housing Authority County of Riverside. The Housing Authority County of Riverside Board of Commissioners subsequently approved and adopted Resolution 2012-001 accepting the transfer of performing all housing functions previously performed by the Redevelopment Agency for the County of Riverside pursuant to Part 1.85, Chapter 2, Section 34176(b)(2) of the Health and Safety Code as enacted in ABx1 26, which states that, *if a city, county, city and county does not elect to retain the responsibility for performing housing functions previously performed by a redevelopment agency, all rights, powers, assets, liabilities, duties, obligations associated with the housing activities of the agency that responsibility shall be transferred to the local housing authority in the territorial jurisdiction of the former redevelopment agency when there is one local housing authority.*

As a result of the dissolution of the Redevelopment Agency for the County of Riverside, the Joe Serna Jr., Farmworker Housing Grant program has requested a resolution authorizing the Executive Director or designee signatory authorization and the authority to execute all documents as required by HCD for Joe Serna Farmworker Housing Grant 07-FWHG-3380, 08-FWHG-8864 and 10-FWHG-6804.

Agency Counsel has reviewed and approved the attached resolution and staff recommends that the Board approve the attached resolution.

FISCAL DATA:

All the costs related to this activity will be fully funded with Joe Serna Jr, Farmworker Housing Grant funds.

Attachments:

Resolution No. 2012-003

2 RESOLUTION NO. 2012-003

3 RESOLUTION PROVIDING SIGNATORY AUTHORIZATION FOR JOE SERNA JR.
4 FARMWORKER HOUSING GRANTS
5

6
7 **WHEREAS,** on June 28, 2011, Governor Brown signed two State of
8 California Assembly Bills, ABX1 26 and ABX1 27, which, respectively, dissolved
9 redevelopment agencies throughout the state of California, and created an alternative
10 voluntary redevelopment program that would allow agencies to continue redevelopment
11 activity by voluntarily making a payment to the state;

12 **WHEREAS,** on July 18, 2011, the California Redevelopment Association (CRA)
13 and the League of California Cities (League) filed a petition which requested that the
14 California Supreme Court (Court) overturn ABX1 26 and ABX1 27 on the grounds that the
15 bills violated the California Constitution (*California Redevelopment Association*
v. Matosantos [case]);

16 **WHEREAS,** the Court heard oral arguments in the case on November 10,
17 2011;

18 **WHEREAS,** on December 29, 2011, the Court announced its decision to uphold
19 ABX1 26 and strike down ABX1 27, thus eliminating redevelopment agencies effective
20 February 1, 2012;

21 **WHEREAS,** Part 1.85, Chapter 2, Section 34176(b)(2) of the Health and Safety Code as
22 enacted in ABX1 26 states that *if a city, county, or city and county does not elect to retain the*
23 *responsibility for performing housing functions previously performed by a redevelopment*
24 *agency, all rights, powers, assets, liabilities, duties, and obligations associated with*
25 *the housing activities of the agency, excluding any amounts in the Low and Moderate*
26 *Income Housing Fund, that responsibility shall be transferred to the local housing authority*
27 *in the territorial jurisdiction of the former redevelopment agency when there is one local*
28 housing authority;

WHEREAS, the Housing Authority of the County of Riverside (HACR) is the one local

1 housing authority located within the jurisdiction of the Redevelopment Agency for the County
2 of Riverside (RDA);

3 **WHEREAS**, on January 10, 2012 pursuant to the provisions of ABX1 26, the Board
4 of Commissioners accepted the transfer of the responsibility for performing the housing
5 functions previously performed by RDA to HACR;

6 **WHEREAS**, RDA had previously applied to the Joe Serna Jr., Farmworker Housing
7 Grant (JSJFWHG) program and has been awarded Grant Nos. 07-FWHG-3380, 08-FWHG-
8 8864 and 10-FWHG-6804; and

9 **WHEREAS**, the JSJFWHG has requested signatory authorization from the successor in
10 interest to the RDA for Grant Nos. 07-FWHG-3380, 08-FWHG-8864 and 10-FWHG-6804.

11 **NOW, THEREFORE, BE IT RESOLVED, FOUND, AND DETERMINED** by the
12 Board of Commissioners as follows:

- 13
- 14 1. The Board of Commissioners authorize the Executive Director, or
15 designee, to execute the referenced Joe Serna Jr., Farmworker Housing Grant
16 documents, including but not limited to executing subsequent, necessary and relevant
17 documents.

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FORM APPROVED COUNTY COUNSEL
BY *[Signature]* DATE *4-23-12*
SANTOS C. WILLIS