

RESOLUTION NO.

A RESOLUTION OF THE CITY OF HERCULES AS SUCCESSOR AGENCY TO THE HERCULES REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD JULY 1, 2021 THROUGH JUNE 30, 2022 (ROPS 21-22)

WHEREAS, on December 29, 2011, the California Supreme Court issued its final decision in the litigation of *California Redevelopment Association v. Matosantos*, upholding Assembly Bill x1 26 (codified as Health and Safety Code 34161-34191) (“ABx1 26”) and invalidating Assembly Bill x1 27 (the legislation that would have permitted redevelopment agencies to continue operation if their sponsoring jurisdiction agreed to make certain payments for the benefit of schools and special districts); and as a result, all California redevelopment agencies were dissolved, effective February 1, 2012; and

WHEREAS, pursuant to California Health and Safety Code (“HSC”) Section 34173(d), on January 10, 2012 by Resolution No 12-005, the Council of the City of Hercules elected to become the Successor Agency to the Hercules Redevelopment Agency (“Agency”) (non-housing); and

WHEREAS, HSC Section 34179 requires that certain Successor Agency actions are subject to Oversight Board approval; and

WHEREAS, HSC Section 34177 requires each Successor Agency to prepare a draft Recognized Obligation Payment Schedule (“ROPS”) and HSC Section 34180 requires the Oversight Board to approve same; and

WHEREAS, HSC Section 34177 provides that each ROPS shall be forward looking to the next fiscal year; and

WHEREAS, HSC Section 34177(m) states that the Recognized Obligation Payment Schedule shall be submitted by the Successor Agency, after approval by the Oversight Board to the California Department of Finance.

NOW, THEREFORE, BE IT RESOLVED that the City of Hercules as Successor Agency to the Hercules Redevelopment Agency, hereby finds and determines:

- (1) Approval of the ROPS for the period July 1, 2021 through June 30, 2022 (ROPS 21-22) attached hereto as Exhibit A.
- (2) Successor Agency staff is directed to provide a copy of this Resolution along with the approved draft ROPS to the Contra Costa County Countywide Oversight Board, County Auditor Controller, the State Controller’s Office and the State Department of Finance.

The foregoing Resolution was duly and regularly adopted by the City of Hercules as Successor Agency to the Hercules Redevelopment Agency at its meeting held on the 12th day of January, 2021 by the following:

AYES:
NOES:
ABSENT:
ABSTAIN:

Chris Kelley, Chair

ATTEST:

Lori Martin, City Clerk / Administrative Services Director