



City of Sunnyvale

Notice and Agenda

City Council

Tuesday, May 24, 2016

5:30 PM

West Conference Room, City Hall, 456 W.
Olive Ave., Sunnyvale, CA 94086

Special Meeting: Redevelopment Successor Agency

1 Call to Order in the West Conference Room (Open to the Public)

2 Roll Call

3 Public Comment

4 Public Hearings/General Business

[16-0430](#)

Designation of the Authorized Officers of the Successor Agency to the Former Redevelopment Agency of the City of Sunnyvale and Establishing the Procedures for the Conduct of the Successor Agency Business

Recommendation: Adopt a Resolution designating the Authorized Officers of the Successor Agency to the Former Redevelopment Agency of the City of Sunnyvale and establishing the procedures for the conduct of the Successor Agency Business.

5 Adjourn Special Meeting

NOTICE TO THE PUBLIC

The agenda and reports may be viewed on the City's Web site at sunnyvale.ca.gov after 7 p.m. on Thursdays or at the Sunnyvale Public Library, 665 W. Olive Avenue as of Fridays prior to Tuesday meetings. Any agenda related writings or documents distributed to members of the City of Sunnyvale City Council regarding any open session item on this agenda will be made available for public inspection in the Office of the City Clerk located at 603 All America Way, Sunnyvale, California during normal business hours and in the Council Chamber on the evening of the Council Meeting, pursuant to Government Code §54957.5. Please contact the Office of the City Clerk at (408) 730-7483 for specific questions regarding the agenda.

PLEASE TAKE NOTICE that if you file a lawsuit challenging any final decision on

any public hearing item listed in this agenda, the issues in the lawsuit may be limited to the issues which were raised at the public hearing or presented in writing to the Office of the City Clerk at or before the public hearing. PLEASE TAKE FURTHER NOTICE that Code of Civil Procedure section 1094.6 imposes a 90-day deadline for the filing of any lawsuit challenging final action on an agenda item which is subject to Code of Civil Procedure 1094.5.

Pursuant to the Americans with Disabilities Act, if you need special assistance in this meeting, please contact the Office of the City Clerk at (408) 730-7483. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.106 ADA Title II).



City of Sunnyvale

Agenda Item

16-0430

Agenda Date: 5/24/2016

REPORT TO SUCCESSOR AGENCY BOARD

SUBJECT

Designation of the Authorized Officers of the Successor Agency to the Former Redevelopment Agency of the City of Sunnyvale and Establishing the Procedures for the Conduct of the Successor Agency Business

DISCUSSION

The Redevelopment Agency of the City of Sunnyvale was dissolved pursuant to the Redevelopment Dissolution Act (AB 1x 26, as amended by AB 1484 and as further amended by SB 107) on February 1, 2012. Prior to its dissolution and in accordance with the provisions of the Dissolution Act, the City of Sunnyvale elected to act as the Successor Agency to the former Redevelopment Agency. AB 1484 which amended the original Dissolution Act, made clear that the Successor Agency is a separate public entity from the City. Since the enactment of AB 1484 the Successor Agency has had limited need to meet and when it has met has functioned in accordance with the rules governing the City of Sunnyvale for the conduct of meetings. In order to ensure that the business of the Successor Agency is being conducted in accordance with appropriate procedures, the City staff is proposing that the Successor Agency adopt procedures for the conduct of the Successor Agency business, including designating the officers of the Successor Agency, the quorum requirements for meetings of the Successor Agency and vote requirements for actions of the Successor Agency.

The attached resolution designates the City Council as the governing body of the Successor Agency and designates that the Mayor of the City shall act as chair of the Successor Agency. The Vice-Mayor is designated to act as the vice-chair of the Successor Agency. The resolution also designates that the City Manager shall act as the Executive Director of the Successor Agency and the City Finance Director shall act as the Treasurer of the Successor Agency. The City Clerk will act as the Secretary of the Successor Agency. The City Attorney will act as the Successor Agency Attorney.

The attached resolution also provides that regular meeting of the Successor Agency will be held at the same time and day as the City Council regular meeting and will be conducted in accordance with the procedures for the conduct of City Council meetings. A majority of the members of the Successor Agency shall be necessary for a quorum at a meeting and a majority of those present and voting shall be required for the Successor Agency to take any action.

ENVIRONMENTAL REVIEW

The action being considered does not constitute a "project" with the meaning of the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines section 15378 (b) (5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

FISCAL IMPACT

There is no fiscal impact related to the designation of Successor Agency officers of adopting procedures for conducting Successor Agency business.

PUBLIC CONTACT

Public contact was made by posting the agenda on the City's official-notice bulletin board outside City Hall, at the Sunnyvale Senior Center, Community Center and Department of Public Safety; and by making the agenda and report available at the Sunnyvale Public Library, the Office of the City Clerk and on the City's website.

STAFF RECOMMENDATION

Adopt a Resolution designating the Authorized Officers of the Successor Agency to the Former Redevelopment Agency of the City of Sunnyvale and establishing the procedures for the conduct of the Successor Agency Business.

Prepared and Approved by: John A. Nagel, City Attorney

Approved by: Deanna J. Santana, City Manager

ATTACHMENT

1. Resolution

RESOLUTION NO. ____-16-RSA

**A RESOLUTION OF THE SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY OF THE CITY OF
SUNNYVALE DESIGNATING THE AUTHORIZED
OFFICERS OF THE SUCCESSOR AGENCY AND
PROCEDURES FOR THE CONDUCT OF SUCCESSOR
AGENCY BUSINESS**

WHEREAS, Assembly Bill 1X 26 (the "Dissolution Act"), enacted on June 28, 2011 resulted in the dissolution of all redevelopment agencies in the State of California, including the Redevelopment Agency of the City of Sunnyvale (the "Former RDA") effective February 1, 2012; and

WHEREAS, in accordance with the Dissolution Act, the City of Sunnyvale (the "City") elected to act as the Successor Agency to the Former RDA; and

WHEREAS, Assembly Bill 1484 enacted on June 27, 2012 amended the Dissolution Act and affirmed that the Successor Agency is a separate legal entity from the City; and

WHEREAS, the Successor Agency now desires to designate the authorized officers of the Successor Agency, to set regular meeting times and to establish the procedures for the conduct of meetings of the governing body.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Sunnyvale shall act as the governing board of the Successor Agency; and

BE IT FURTHER RESOLVED, that the Mayor of the City shall be the Chair of the Successor Agency, the Vice-Mayor shall be the Vice-Chair of the Successor Agency; and

BE IT FURTHER RESOLVED, that the City Manager of the City shall act as the Executive Director of the Successor Agency, the City Finance Director shall act as the Treasurer and the City Clerk shall act as the Secretary of the Successor Agency and the City Attorney shall act as Successor Agency Attorney; and

BE IT FURTHER RESOLVED, that the Successor Agency Governing Board shall hold its regular meetings on the same days and at the same time as the regularly scheduled City Council meetings, provided however, that the Chair in consultation with the Executive Director may cancel any such regularly scheduled meetings of the Successor Agency if the Chair determines that there is no need for the Successor Agency Governing Board to meet; and

BE IT FURTHER RESOLVED, that the Chair or the Vice-Chair, in the Chair's absence, may call special meetings of the Successor Agency Governing Board upon twenty-four hours' notice given in accordance with the requirement of the Brown Act (Government Code Section 54950 et seq.); and

BE IT FURTHER RESOLVED, that meetings of the Successor Agency Governing Board shall be conducted in accordance with the procedures governing meetings of the City Council of the City; and

BE IT FURTHER RESOLVED, that a majority of the members of the Successor Agency shall constitute a quorum for the transaction of business; and

BE IT FURTHER RESOLVED, all actions of the Successor Agency Governing Board shall require the affirmative vote of a majority of the members of the Governing Board present and voting at a duly called meeting.

Adopted by the City Council of the City of Sunnyvale, acting as the Governing Board of the Successor Agency to the Former Redevelopment Agency of the City of Sunnyvale, at a regular meeting held on _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

RECUSAL:

ATTEST:

APPROVED:

Successor Agency Secretary
(SEAL)

Successor Agency Chair

APPROVED AS TO FORM:

Successor Agency Attorney