

RESOLUTION NO. 2011/12-01

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE ARCATA COMMUNITY DEVELOPMENT AGENCY ADOPTING BYLAWS

WHEREAS, the City Council of the City of Arcata created the Arcata Community Development Agency and adopted the first Redevelopment Implementation Plan in 1983 for the purpose of considering and pursuing redevelopment activities in the community pursuant to the Community Redevelopment Law (“CRL”), Health and Safety Code §§ 33000 *et seq.*; and

WHEREAS, pursuant to ABX1 26, amending portions of Division 24 of the CRL, redevelopment agencies are dissolved effective February 1, 2012; and

WHEREAS, on August 24, 2011, the City Council elected, in accordance with Health and Safety Code Section 34173, to serve as Successor Agency to the Arcata Community Development Agency, which is responsible for enforceable obligation payments and all other responsibilities as specified in Section 34177 of the Health and Safety Code; and

WHEREAS, pursuant to Section 34179 of the Health and Safety Code, each successor agency shall have an oversight board composed of seven members to carry out those purposes as set forth in Sections 34179, 34180 and 34181 of the Health and Safety Code; and

WHEREAS, members of the Oversight Board of the Successor Agency to the Arcata Community Development Agency have been duly appointed and the Oversight Board desires to enact Bylaws for its operations.

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board of the Successor Agency to the Arcata Community Development Agency as follows:

1. The above recitals are true and correct and incorporated herein.
2. The Bylaws attached hereto as Exhibit “A” and incorporated herein are hereby approved.

This Resolution shall be effective upon adoption.

Dated: May 10, 2012

ATTEST:

Secretary and Clerk, Oversight Board of the Successor Agency to the Arcata Community Development Agency

APPROVED:

Chairperson, Oversight Board of the Successor Agency to the Arcata Community Development Agency

SECRETARY'S CERTIFICATE

I hereby certify that the foregoing is a true and correct copy of **Resolution No. 2011/12-01**, passed and adopted at a regular meeting of the Oversight Board of the Successor Agency to the Arcata Community Development Agency, County of Humboldt, State of California, held on the 10th day of May, 2012, by the following vote:

AYES: Wheetley, Hanger, Lindsey, Lovelace, Oetker, Boodjeh

NOES: None

ABSENT: None

ABSTENTIONS: None

Secretary and Clerk, Oversight Board of the
Successor Agency to the Arcata Community
Development Agency

EXHIBIT A

BYLAWS OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE ARCATA COMMUNITY DEVELOPMENT AGENCY

Section 1. Name of Authority.

The official name shall be the “Oversight Board of Successor Agency to the Arcata Community Development Agency” (“Oversight Board”).

Section 2. Place, Day and Time of Regular Meeting.

The regular place of meetings of the Oversight Board shall be at the Arcata City Council Chamber, 736 F Street, Arcata, California, on the fourth Thursday in the last month of each fiscal quarter, unless otherwise cancelled or adjourned to another day or place pursuant to the Ralph M. Brown Act.

Section 3. Powers.

The Oversight Board shall be vested with all the rights, powers, duties, privileges, and immunities established by the California Health and Safety Code Sections 34179, 34180, and 34181.

Section 4. Members and Officers.

The members of the Oversight Board shall be composed of seven members. The members shall elect one of their members as the chairperson and select one of their members as the vice chairperson. All Oversight Board members shall be selected pursuant to the guidelines set forth in the California Health and Safety Code 34179.

Section 5. Chairperson.

The Chairperson of the Oversight Board shall preside at all meetings of the Oversight Board.

Section 6. Vice-Chairperson.

The Vice-Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson.

Section 7. Secretary and Clerk.

The Secretary and Clerk of the governing body of the Oversight Board shall be the person who holds the office of City Clerk of the City of Arcata, and shall keep the records of the Successor Agency, including the recordation of all votes.

Section 8. Vacancies.

When a seat of the Oversight Board becomes vacant, the position will be filled by a member appointed by the agency who originally appointed the former member. Such appointments are to take place within 60 days of the creation of the vacancy.

Section 9. Compensation.

Oversight Board members shall serve without compensation or reimbursement for expenses.

Section 10. Rosenberg's Rules.

Except as may be provided herein, other rules adopted by the Oversight Board and applicable provisions of state law, the meeting procedures of the Oversight Board shall be governed by the latest revised edition of *Rosenberg's Rules of Order: Simple Parliamentary Procedure for the 21st Century*.

Section 11. Waiver of Rules.

Any of the foregoing rules may be waived by the Oversight Board when it is deemed that there is good cause to do so based upon the particular facts and circumstances involved.

Section 12. Amendments.

The Bylaws may be amended by a simple majority vote of the entire Oversight Board.