

RESOLUTION NO. 12-75

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LANCASTER CALIFORNIA, MAKING AN ELECTION TO RECEIVE PAYMENTS PURSUANT TO HEALTH AND SAFETY CODE SECTION 33607.5 (b) FOR RESIDENTIAL, CENTRAL BUSINESS DISTRICT, FOX FIELD, AMARGOSA, AREA NO. 5, AREA NO. 6, AND AREA NO. 7 REDEVELOPMENT PROJECT AREAS

WHEREAS, the Redevelopment Agency of the City of Lancaster (“Agency”) has prepared amendments to the redevelopment plans (the “Redevelopment Plans”) for the Residential, Central Business District, Fox Field, Amargosa, Area No. 5, Area No. 6, and Area No. 7 Redevelopment Project Areas to eliminate the time limit on establishment of loans, advances and indebtedness, extending the time limit of the effectiveness of the redevelopment plan, extending the time limit for payment of indebtedness and receipt of taxes under the redevelopment plan; and

WHEREAS, Section 33333.6 (e)(2) of the Health and Safety Code provides that if an Agency amends the redevelopment plan to eliminate the time limit on establishment of loans, advances and indebtedness, extending the time limit of the effectiveness of the redevelopment plan, extending the time limit for payment of indebtedness and receipt of taxes under the redevelopment plan, then the Agency shall make the payment to affected taxing entities required by Section 33607.7; and

WHEREAS, Section 33607.7 of the Health and Safety Code provides that if the Agency amends the redevelopment plan to eliminate the time limit on establishment of loans, advances and indebtedness, extending the time limit of the effectiveness of the redevelopment plan, extending the time limit for payment of indebtedness and receipt of taxes under the redevelopment plan and no pass through agreement exists, the amounts required pursuant to subdivisions (b), (c) (d) and (e) of Section 33607.5 must be paid to each affected taxing entity, including the City, if the City elects to receive such tax increments; and

WHEREAS, the City of Lancaster is an affected taxing entity under Section 33607.5;

NOW THEREFORE, the City Council of the City of Lancaster hereby ordains as follows:

Section 1. Pursuant to Health and Safety Code Sections 33333.6 (e)(2) and 33607.5, the City Council hereby elects to receive its share of the twenty-five percent (25%) tax increment pass-through payment authorized by Health and Safety Code Section 33607.5(b) commencing with the first fiscal year the Agency is required to make such payments to the affected taxing entities and continuing each year thereafter.

Section 2. That the Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Resolution and thereupon the same shall take effect and be in force.

PASSED, APPROVED and ADOPTED, this _____ day of _____, 2012, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST:

APPROVED:

GERI K. BRYAN, CMC
City Clerk
City of Lancaster

R. REX PARRIS,
Mayor
City of Lancaster

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF LANCASTER)

CERTIFICATION OF RESOLUTION
CITY COUNCIL

I, _____, _____ City of Lancaster, CA, do hereby certify that this is a true and correct copy of the original Resolution No. 12-75, for which the original is on file in my office.

WITNESS MY HAND AND THE SEAL OF THE CITY OF LANCASTER, on this _____ day of _____, _____.

(seal)
