

**SANTA CRUZ COUNTY CONSOLIDATED REDEVELOPMENT SUCCESSOR
AGENCY OVERSIGHT BOARD
REGULAR MEETING AGENDA**

Virtual/Teleconference

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August 16, 2022

INTRODUCTORY ITEMS

1. CALL TO ORDER
2. CONSIDERATION OF LATE ADDITIONS TO THE AGENDA; ADDITIONS AND DELETIONS TO THE AGENDA
3. PUBLIC COMMENT
Opportunity for members of the public to address the Oversight Board on matters which are within the jurisdiction of the Board but not on today's agenda

REGULAR AGENDA

4. Consider resolution authorizing the continued use of teleconference meetings as allowed by Assembly Bill 361, and take related actions, as outlined in the memorandum of the Santa Cruz County Redevelopment Successor Agency
 - a) Resolution AB 361

5. Consider resolution approving the dissolution of the City of Capitola Redevelopment Successor Agency, as outlined in the memorandum of the City of Capitola Redevelopment Successor Agency
 - a) Resolution Capitola Dissolution
 - b) City of Capitola Letter



**Santa Cruz County Consolidated Redevelopment
Successor Agency Oversight Board
Agenda Item Submittal**

From: Santa Cruz County Redevelopment Successor Agency
(831) 454-2500

Subject: AB 361 Resolution Authorizing Teleconference Meetings

Meeting Date: August 16, 2022

Recommended Action(s):

- 1) Adopt resolution making findings and ordering the use of teleconference meetings of the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board due to COVID-19, pursuant to the requirements of Assembly Bill 361; and
- 2) Direct staff to return at the next scheduled meeting with a new resolution addressing the need to continue holding teleconference meetings consistent with the requirements of Assembly Bill 361.

Executive Summary

As a result of the continuing impacts of the COVID-19 pandemic, many local agencies have been holding teleconference meetings under the modified rules authorized under Assembly Bill 361. This item asks the Board to adopt a resolution ordering the use of teleconference meetings under the modified rules. This will allow Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board members to appear at meetings remotely if they choose to do so.

Background

On March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic pursuant to Government Code section 8550 et seq., which remains in effect. Assembly Bill 361 ("AB 361") allows legislative bodies to hold teleconference meetings during declared emergencies as long as they follow designated rules and the legislative body routinely reviews the need to continue holding such teleconference meetings.

On September 30, 2021, Santa Cruz County Public Health Officer Dr. Gail Newel issued a strong recommendation that legislative bodies in Santa Cruz County continue to engage in physical/social distancing by meeting via teleconference as allowed by AB 361 and confirmed that she will regularly review and reconsider this recommendation and notify the public when it is no longer recommended. Dr. Newel's recommendation remains in effect.

Analysis

Many local legislative bodies have recognized that COVID-19 presents a continuing threat to the Santa Cruz County community and that there is an important governmental interest in protecting the health, safety, and welfare of those who participate in public meetings. Requiring all members of legislative bodies to appear in-person at meetings presents greater risk to the health and safety of meeting participants, including reduced social distancing among people of different communities, increased exposure for those who are immunocompromised or unvaccinated, and challenges associated with fully ascertaining and ensuring compliance with vaccination, face coverings, and other safety measures at such public meetings.

Pursuant to AB 361, a legislative body can hold teleconference meetings under the modified AB 361 teleconferencing rules if a state of emergency remains active, or local officials have recommended measures to promote social distancing, as long as the legislative body reconsiders the circumstances of the state of emergency and determines either that the state of emergency continues to directly impact the ability of the members to meet safely in person or that local officials continue to recommend measures to promote social distancing.

The Governor's emergency proclamation has not been lifted and Dr. Newel's social distancing recommendation remains in effect. The dangers presented by returning to non-emergency meeting protocols remain. Staff recommends that the Board adopt the draft resolution accompanying this item, which contains the findings necessary to hold teleconference meetings under the modified Brown Act rules.

Financial Impact

There is no financial impact associated with this item.

Submitted by:

Kim Namba, County RSA

Recommended by:

Edith Driscoll, Auditor-Controller-Treasurer-Tax Collector

Attachments:

Resolution AB 361

BEFORE THE SANTA CRUZ COUNTY CONSOLIDATED
REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD
RESOLUTION NO. _____

On the motion of Oversight Board Member _____ duly seconded by Oversight Board Member _____ the following resolution is adopted:

RESOLUTION AUTHORIZING TELECONFERENCE MEETINGS UNDER ASSEMBLY BILL 361 AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC STATE OF EMERGENCY AND HEALTH OFFICER RECOMMENDATION FOR SOCIAL DISTANCING

WHEREAS, the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board ("Oversight Board") has been established to direct the five Redevelopment Successor Agencies of Santa Cruz County ("Successor Agencies") to take certain actions to wind down the affairs of the respective former Redevelopment Agencies ("Agencies") in accordance with the requirements of Assembly Bill 26 ("ABx1 26"), also known as chapter 5, Statutes 2011, First Extraordinary Session, which added Part 1.8 and Part 1.85 of Division 24 of the California Health and Safety Code, Assembly Bill 1484, also known as chapter 26, Statutes of 2012, and Senate Bill 107, 2015-16 Legislative Session, which made certain revisions to the statutes added by ABx1 26; and

WHEREAS, Health and Safety Code Section 34179 (e) requires that all actions taken by the Oversight Board shall be adopted by resolution; and

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency in response to the COVID-19 pandemic pursuant to California Government Code section 8550 et seq., which remains in effect; and

WHEREAS, on September 16, 2021, Governor Newsom signed Assembly Bill 361 ("AB 361"), which amended Government Code section 54953 to permit legislative bodies subject to the Brown Act to meet under modified teleconferencing rules provided that they comply with specific requirements set forth in the statute; and

WHEREAS, on September 30, 2021, Santa Cruz County Public Health Officer Dr. Gail Newel strongly recommended that legislative bodies in Santa Cruz County continue to engage in physical/social distancing by meeting via teleconference as allowed by AB 361 and confirmed that she will regularly review and reconsider this recommendation and notify the public when it is no longer recommended; and

WHEREAS, under AB 361 a local agency may use teleconferencing under the modified rules if the legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing; and

WHEREAS, after its initial AB 361 teleconference meeting, a legislative body can continue to hold such teleconference meetings if a state of emergency remains active, or

Attachment: Resolution AB 361 (13178 : AB 361 Resolution Authorizing Teleconference Meetings)

local officials have recommended measures to promote social distancing, if the legislative body has reconsidered the circumstances of the state of emergency and determined either that the state of emergency continues to directly impact the ability of the members to meet safely in person or that local officials continue to recommend measures to promote social distancing; and

WHEREAS, the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board has an important interest in protecting the health, safety, and welfare of those who participate in meetings of the Board; and

WHEREAS, this Board finds that there is a continuing threat of COVID-19 to the community and finds that requiring all members of legislative bodies to appear in-person at meetings presents greater risk to the health and safety of meeting participants stemming from reduced social distancing among people of different communities, increased exposure for those who are immunocompromised or unvaccinated, and challenges associated with fully ascertaining and ensuring compliance with vaccination, face coverings, and other safety measures at such public meetings; and

WHEREAS, this Board will typically meet in-person in public facilities where other essential functions take place, such that increasing the number of people present in those buildings may impair the safety of participants and members of the public; and

WHEREAS, this Board has reconsidered the circumstances of the current state of emergency and finds that the COVID-19 pandemic continues to directly impact the ability of Board members to meet safely in person and further finds that the Santa Cruz County Public Health Officer continues to recommend measures to promote social distancing; and

WHEREAS, in the interest of public health and safety, due to the emergency caused by the spread of COVID-19 the Board deems it necessary to utilize the modified teleconferencing rules set forth in AB 361;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board as follows:

SECTION 1. The foregoing recitals are true and correct, and adopted as findings of the Consolidated Redevelopment Successor Agency Oversight Board.

SECTION 2. Effective immediately, for the next 30 days the Board will meet using the modified teleconference rules authorized under AB 361 and Government Code section 54953(e).

Section 3. Staff is directed to return at the next scheduled meeting with an item requesting the Board to reconsider the circumstances of the COVID-19 state of emergency and, if necessary, adopt a subsequent Resolution to continue using the modified teleconference rules for meetings in accordance with Government Code section 54953(e).

Section 4. Staff are authorized and directed to take all such other necessary or appropriate

actions to implement the intent and purposes of this Resolution.

PASSED, APPROVED and ADOPTED by the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board, this ___ day of _____, 2022 by the following vote, to wit:

AYES:

NOES:

ABSENT:

Chairperson of the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board

ATTEST:

Clerk of the Oversight Board

Approved as to form:

DocuSigned by:
Jason Heath
AF757CF913B5419

County Counsel

Distribution:

- Auditor-Controller
- CAO
- COB
- County Counsel

Attachment: Resolution AB 361 (13178 : AB 361 Resolution Authorizing Teleconference Meetings)

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	Noah.Ross@santacruzcounty.us
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Jason Heath
jason.heath@santacruzcounty.us
County Counsel -- Approved as to Form
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Attachment: Resolution AB 361 (13178 : AB 361 Resolution Authorizing Teleconference Meetings)

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- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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- Until or unless you notify County of Santa Cruz as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of Santa Cruz during the course of your relationship with County of Santa Cruz.



**Santa Cruz County Consolidated Redevelopment
Successor Agency Oversight Board
Agenda Item Submittal**

From: Capitola Redevelopment Successor Agency
(831) 475-7300

Subject: Capitola RSA Dissolution

Meeting Date: August 16, 2022

Recommended Action(s):

Adopt resolution approving the dissolution of the City of Capitola Redevelopment Successor Agency.

Executive Summary

City of Capitola Redevelopment Successor Agency is requesting approval of its dissolution.

Background

Pursuant to Health and Safety Code (HSC) section 34187, the City of Capitola Redevelopment Successor Agency (Successor Agency) is requesting approval to formally dissolve the Successor Agency. The Successor Agency has met the following three dissolution conditions:

- All of the enforceable obligations on the Recognized Obligation Payment Schedule (ROPS) have been retired or paid off;
- All real property has been disposed of pursuant to HSC section 34181 or 34191.4; and
- All outstanding litigation has been resolved.

The Successor Agency currently has a cash balance of approximately \$165,000. Once the Oversight Board has approved the dissolution, it will be submitted to the California State Department of Finance (DOF) for approval. Once DOF has approved the Successor Agency Dissolution, the Successor Agency will submit all remaining assets to the Santa Cruz County Auditor-Controller-Treasurer-Tax Collector (ACTTC) for distribution to the affected taxing entities. The Successor Agency will return to the Oversight Board for verification of asset disposal and final approval of dissolution.

Financial Impact

Subsequent to DOF approval, the ACTTC will distribute the remaining assets of approximately \$165,000 to each taxing entity.

Submitted by:

Kim Namba, County RSA

Recommended by:

Edith Driscoll, Auditor-Controller-Treasurer-Tax Collector

Attachments:

Resolution Capitola Dissolution
City of Capitola Letter

BEFORE THE SANTA CRUZ COUNTY CONSOLIDATED
REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD
RESOLUTION NO. _____

On the motion of Oversight Board Member _____ duly seconded by Oversight Board
Member _____ the following resolution is adopted:

RESOLUTION APPROVING THE DISSOLUTION OF THE CITY
OF CAPITOLA REDEVELOPMENT SUCCESSOR AGENCY

WHEREAS, the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board ("Oversight Board") has been established to direct the five Redevelopment Successor Agencies of Santa Cruz County ("Successor Agencies") to take certain actions to wind down the affairs of the respective former Redevelopment Agencies ("Agencies") in accordance with the requirements of Assembly Bill 26 ("ABx1 26"), also known as chapter 5, Statutes 2011, First Extraordinary Session, which added Part 1.8 and Part 1.85 of Division 24 of the California Health and Safety Code, Assembly Bill 1484, also known as chapter 26, Statutes of 2012, and Senate Bill 107, 2015-16 Legislative Session, which made certain revisions to the statutes added by ABx1 26; and

WHEREAS, Health and Safety Code Section 34179 (e) requires that all actions taken by the Oversight Board shall be adopted by resolution; and

WHEREAS, the City of Capitola has submitted a letter dated June 2, 2022, requesting approval of the dissolution of the City of Capitola Redevelopment Successor Agency; and

WHEREAS, the City of Capitola states that the City of Capitola Redevelopment Successor Agency has met the three dissolution conditions pursuant to Health and Safety Code section 34187, that all of the enforceable obligations on the Recognized Obligation Payment Schedule (ROPS) have been retired or paid off; all real property has been disposed of pursuant to HSC section 34181 or 34191.4; and all outstanding litigation has been resolved;

NOW, THEREFORE, IT IS HEREBY RESOLVED AND ORDERED by the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board as follows:

SECTION 1. The above Recitals are true and correct.

SECTION 2. The dissolution of the City of Capitola Redevelopment Successor Agency is approved. The City of Capitola Redevelopment Successor Agency will return to the Oversight Board for verification of asset disposal and final approval of dissolution.

Attachment: Resolution Capitola Dissolution (13183 : Capitola RSA Dissolution)

PASSED, APPROVED and ADOPTED by the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board, this 16th day of August, 2022 by the following vote, to wit:

AYES:

NOES:

ABSENT:

Chairperson of the Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board

ATTEST:

Clerk of the Oversight Board

Approved as to form:

DocuSigned by:
Jason Heath
AF757CF913B5419

County Counsel

Distribution:

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- County Counsel
- Successor Agency
- State Department of Finance
- State Controller's Office

Attachment: Resolution Capitola Dissolution (13183 : Capitola RSA Dissolution)

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Completed	Security Checked	8/9/2022 5:23:34 PM
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Attachment: Resolution Capitola Dissolution (13183 : Capitola RSA Dissolution)

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All notices and disclosures will be sent to you electronically

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To advise County of Santa Cruz of your new email address

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- ii. send us an email to nada.algharib@santacruzcounty.us and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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- Until or unless you notify County of Santa Cruz as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of Santa Cruz during the course of your relationship with County of Santa Cruz.



420 Capitola Avenue
 Capitola, California, 95010
 Telephone: (831) 475-7300
 FAX: (831) 479-8879
 Website: www.cityofcapitola.org

June 2, 2022

Santa Cruz County Consolidated Redevelopment Successor Agency Oversight Board
 701 Ocean Street
 Santa Cruz, CA 95060

Re: City of Capitola Successor Agency Dissolution

To Consolidated Redevelopment Successor Agency Oversight Board Members:

Pursuant to Health and Safety Code (HSC) section 34187, the City of Capitola Successor Agency (Successor Agency) is submitting this letter to request approval to formally dissolve the Successor Agency. The Successor Agency has met the following three dissolution conditions:

- All of the enforceable obligations on the Recognized Obligation Payment Schedule (ROPS) have been retired or paid off
- All real property has been disposed of pursuant to HSC section 34181 or 34191.4
- All outstanding litigation has been resolved

The Successor Agency currently has a cash balance of approximately \$165,000. Once the Oversight Board and California State Department of Finance have approved the Successor Agency Dissolution, the Successor Agency will submit all remaining assets to the Santa Cruz County Auditor-Controller (CAC) for distribution to the affected taxing entities.

Please let me know if you have any questions or if you need any additional information.

Sincerely,

Jim Malberg, Finance Director
 City of Capitola

cc: Santa Cruz County Auditor-Controller

Attachment: City of Capitola Letter (13183 : Capitola RSA Dissolution)