

RESOLUTION NO. SA-11

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY OF THE SCOTTS VALLEY REDEVELOPMENT AGENCY PURSUANT TO CALIFORNIA HEALTH & SAFETY CODE SECTION 33334.16 CONCERNING THE USE OF PROPERTY PURCHASED WITH AFFORDABLE HOUSING FUNDS

RECITALS:

A. On July 29, 2008, the former Scotts Valley Redevelopment Agency (the "Agency"), purchased that certain property located near the intersection of Blue Bonnet Lane and Kings Village Road in the City of Scotts Valley, Assessor Parcel No.022-211-36 (the "Property") from the Pacific Technical Institute, Inc.

B. The Agency intended to develop the property for affordable housing.

C. On November 19, 2008, the City Council of the City of Scotts Valley approved the Town Center Specific Plan which contemplated the development of housing within the Town Center Specific Plan Area, which included the Property.

D. Due to the downturn in the economy and the difficulty in assembling property for the Town Center Project, the Property has not yet been developed for affordable housing purposes.

E. On February 1, 2012, the Agency was dissolved and the City Council of the City of Scotts Valley formed the Successor Agency of the Scotts Valley Development Agency ("Successor Agency") which is charged with managing the assets of the Agency.

F. On December 12, 2012, the Successor Agency entered into an Exclusive Negotiating Agreement with Property Development Centers, LLC for the development of the Town Center.

G. Pursuant to Health & Safety Code section 33334.16, any agency acquiring property with affordable housing funds "shall, within five years from the date it first acquires the property interest for the development of housing affordable to persons and families of low and moderate income, initiate activities consistent with the development of the property for that purpose. These activities may include, but are not limited to, zoning changes or agreements entered into for the development and disposition of the property."

H. Pursuant to Health & Safety Code section 33334.16, "if these activities have not been initiated within this period, the legislative body may, by resolution, extend the period during which the agency may retain the property for one additional period not to exceed five years.

I. The Successor Agency desires to extend the period during which the Agency may retain the property for an additional five years.

NOW, THEREFORE, THE SUCCESSOR AGENCY OF THE SCOTTS VALLEY REDEVELOPMENT AGENCY HEREBY FINDS, DETERMINES, RESOLVES, AND ORDERS AS FOLLOWS:

Section 1. The Successor Agency intends for the Property to be developed for housing affordable to persons and families of low and moderate income.

Section 2. In the event that physical development of the property for this purpose has not begun by July 29, 2018, or if the Low and Moderate Income Housing Fund has not be reimbursed for the cost of the Property by that date, the property shall be sold and the moneys from the sale, less reimbursement to the agency for the cost of the sale, shall be deposited in the agency's Low and Moderate Income Housing Fund.

Section 3. The Agency Secretary shall certify to the adoption of this resolution.

PASSED AND ADOPTED this 19th day of June, 2013.

AYES: Aguilar, Bustichi, Johnson, Lind, Reed
NOES: None
ABSTAIN: None
ABSENT: None

Randy Johnson, Chair

ATTEST: _____
Tracy A. Ferrara, Agency Secretary