

REPORT TO CITY COUNCIL

DATE: JUNE 27, 2007

TO: HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL

FROM: GREG RAMIREZ, CITY MANAGER

BY: NATHAN HAMBURGER, ASSISTANT CITY MANAGER

SUBJECT: ADOPTION OF ORDINANCE NO. 07-346; DESCRIBING THE EMINENT DOMAIN POWERS WITHIN THE REDEVELOPMENT AGENCY

At the City Council meeting of June 13, 2007, the Council introduced, read by title only, and waived further reading of Ordinance No. 07-346.

As part of the requirements in the language of Senate Bill No. 53, which took effect on January 1, 2007 and is codified at Health & Safety Code Section 33342.7, the Redevelopment Agency is required to adopt an ordinance that describes the Redevelopment Agency's program to acquire real property by eminent domain. Section 33342.7 applies to all redevelopment plans adopted before January 1, 2007, even those plans that never authorized, or no longer authorize, the Agency to acquire real property by eminent domain. The ordinance must be adopted by July 1, 2007.

The proposed ordinance recites pertinent adoption information and amendments to the Redevelopment Plan along with applicable laws, rules, regulations, guidelines and policies. The ordinance comprises the Agency's program to acquire real property by eminent domain under the Redevelopment Plan, as amended. In addition, the proposed ordinance describes the Agency's existing program for the Project Area, as set forth in the Redevelopment Plan, as amended. The proposed ordinance does not change the Agency's existing eminent domain program under the Redevelopment Plan, as amended, or add to it, and the proposed ordinance does not amend the Redevelopment Plan, as amended, in any manner.

RECOMMENDATION

Staff respectfully recommends the City Council adopt Ordinance No. 07-346.

Attachment: Ordinance No. 07-346