

## **SUCCESSOR AGENCY**

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE SUCCESSOR AGENCY TO THE  
REDEVELOPMENT AGENCY OF THE CITY OF  
SAN JOSE GRANTING THE GENERAL COUNSEL OF  
THE SUCCESSOR AGENCY THE SAME CONTRACTING  
AUTHORITY GRANTED TO THE CITY ATTORNEY BY  
THE SAN JOSE MUNICIPAL CODE**

**WHEREAS**, the former Redevelopment Agency of the City of San José (“Redevelopment Agency”), activated by the City Council of the City of San José (“City”) in October 1956 upon the determination by the City Council that there was a need for redeveloping portions of the City, was a redevelopment agency with all of the powers vested in such entities under the California Community Redevelopment Law; and

**WHEREAS**, on June 29, 2011, the State of California enacted Assembly Bill No. 26, together with a companion bill, Assembly Bill No. 27, which provided for the dissolution of all redevelopment agencies statewide as of February 1, 2012; these and other provisions of State law collectively are commonly referred to as the “Dissolution Act”; and

**WHEREAS**, pursuant to the Dissolution Act, the City made an election to act as the Successor Agency to the former Redevelopment Agency; and

**WHEREAS**, the Dissolution Act expressly affirms that the Successor Agency is a separate public and legal entity from the City, that the two entities shall not merge, and that the liabilities of the former Redevelopment Agency will not be transferred to the City nor will the assets of the former Redevelopment Agency become assets of the City; and

**WHEREAS**, the City Council was the legislative body of the former Redevelopment Agency and is the governing board of the Successor Agency; and

**WHEREAS**, the Bylaws of the Redevelopment Agency, as most recently amended by Successor Agency Resolution No. 6018, adopted June 17, 2011, authorized the General Counsel for the Redevelopment Agency to enter into and execute contracts related to the activities or functions of the General Counsel's Office for and on behalf of the Redevelopment Agency up to a maximum compensation amount of \$100,000; and

**WHEREAS**, on January 24, 2012, the Successor Agency adopted Resolution No. 7001 appointing the City Manager as the Executive Officer of the Successor Agency to administer and oversee the dissolution of the Redevelopment Agency, with the same contracting and hiring authority granted to the City Manager by the City Charter and the San José Municipal Code ("SJMC"); and

**WHEREAS**, the Successor Agency desires to grant the General Counsel the same contracting authority granted to the City Attorney by SJMC Section 4.04.030, up to a maximum compensation of \$320,000, as adjusted pursuant to SJMC Section 4.04.085, consistent with the contracting authority granted to the City Manager acting as the Executive Officer of the Successor Agency by Resolution No. 7001;

**NOW, THEREFORE**, BE IT RESOLVED BY THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE THAT:

The General Counsel of the Successor Agency is hereby granted the same contracting authority granted to the City Attorney by the San José Municipal Code.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Chairperson

ATTEST:

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TONI J. TABER, CMC  
Secretary