



AGENDA
CUDAHY CITY COUNCIL
CITY OF CUDAHY AS SUCCESSOR AGENCY TO
THE CUDAHY DEVELOPMENT COMMISSION

A Special Joint Meeting to be held in the City Council Chambers,
5240 Santa Ana Street, Cudahy, California
Tuesday – April 29, 2014 - 6:00 P.M.

1. CALL TO ORDER

2. ROLL CALL

Councilmember Guerrero
Councilmember Oliva
Councilmember Sanchez
Vice Mayor Markovich
Mayor Garcia

Pledge of Allegiance:

Invocation:

3. PUBLIC COMMENT

Mayor: This is the time set aside for citizens to address the City Council on matters listed on the agenda **ONLY**. Anyone wishing to speak, please fill out the form located at the Council Chambers entrance and submit it to the City Clerk when approaching the podium. **Each person will be allowed to speak only once and will be limited to three (3) minutes.** When addressing the Council please speak into the microphone and voluntarily state your name and address. The proceedings for this meeting are recorded on an audio cd.

CITY COUNCIL COMMENTS

This is the time for the City Council to comment on any topics related to "City business", including announcements, reflections on city/ regional events, response to public comments, suggested discussion topics for future council meetings, general concerns about particular city matters, questions to the staff, and directives to the staff (subject to approval/ consent of the City Council majority members present, regarding staff directives). Each Councilmember will be allowed to speak for a period not to exceed four (4) minutes. Notwithstanding the foregoing, the City Council members shall not use this comment period for serial discussions or debate between members on City business matters not properly agendized. The City Attorney shall be responsible for regulating this aspect of the proceeding.

SPECIAL JOINT MEETING AGENDA

Cudahy City Council

City of Cudahy as Successor Agency to the Cudahy Community Development Commission

Tuesday, April 29, 2014

4. BUSINESS SESSION

4A. Approving the execution of a cooperative agreement for advance and reimbursement of administrative, overhead and other expenses by and between the successor agency and the City of Cudahy; and approval of administrative budgets through December 31, 2014.

5. CLOSED SESSION

5A. Closed Session Pursuant to Government Code Section 54956.9(d)(2) and 54956.9(e)(1) - Conference with Legal Counsel to Discuss Matter Involving Potential Litigation and/or Significant Exposure to Litigation – [One (1) Matter] - This Matter will be heard jointly by the Cudahy City Council and the Cudahy City Council in its capacity as Successor Agency to the Cudahy Redevelopment Agency.

6. ADJOURNMENT

All public meetings conducted by the City of Cudahy are held in sites accessible to persons with disabilities. Requests for accommodations may be made by calling the Office of the City Clerk at least 72 hours in advance of the meeting. SB343 Note: Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the Reception Counter at City Hall located at 5220 Santa Ana Street, Cudahy, CA. 90201. THIS AGENDA POSTED ACCORDING TO GOVERNMENT CODE REQUIREMENTS OF THE STATE OF CALIFORNIA BY THE INTERIM DEPUTY CITY CLERK OF THE CITY OF CUDAHY: CARRIE GALLAGHER

AGREEMENT NO.

This COOPERATIVE AGREEMENT FOR ADVANCE AND REIMBURSEMENT OF ADMINISTRATIVE, OVERHEAD AND OTHER EXPENSES (the "Agreement") is dated as of February 1, 2012, by and between the City of Cudahy (the "City") and the City of Cudahy as successor agency to the former Cudahy Community Development Commission/Redevelopment Agency (the "Successor Agency").

RECITALS:

WHEREAS, the Successor Agency is required to undertake a number of actions pursuant to Part 1.85 of the Community Redevelopment Law (commencing with Health and Safety Code Section 34170) (Part 1.85), including winding down the affairs of the former Cudahy Community Development Commission/Redevelopment Agency (the "Former Redevelopment Agency") pursuant to Health and Safety Code Section 34177(h).

WHEREAS, pursuant to Health and Safety Code Section 34171(d)(1)(F), contracts or agreements necessary for the administration or operation of the Successor Agency are enforceable obligations.

WHEREAS, pursuant to Health and Safety Code Sections 34178(a) and 34180(h), with the approval of the Oversight Board, the Successor Agency may enter into agreements with the City.

WHEREAS, in connection with the administration and operations of the Successor Agency, the Successor Agency is and will be utilizing the staff, facilities, and other resources of the City.

WHEREAS, the City Manager of the City serves as Executive Director of the Successor Agency, the City Finance Director serves as Finance Officer of the Successor Agency, and the City Clerk serves as Secretary to the Successor Agency. City staff devotes and are expected to devote substantial time with respect to the administration and operations of the Successor Agency, including gathering information relating to the enforceable obligations of the Former Redevelopment Agency, conferring with public officials representing governmental agencies, and undertaking other activities in connection with winding down the affairs of the Former Redevelopment Agency.

WHEREAS, by providing and making available to the Successor Agency the staff, facilities, services, and other resources of the City, including, consultants, legal counsel, office space, equipment, supplies, and insurance, necessary to the administration and operations of the Successor Agency, the City has advanced and will continue to advance the cost of the foregoing to the Successor Agency.

WHEREAS, the City and the Successor Agency desire to enter into this Agreement to acknowledge the foregoing recitals and to provide for an appropriate method of reimbursement of such advances by the Successor Agency to the City.

NOW, THEREFORE, THE PARTIES DO HEREBY AGREE AS FOLLOWS:

Section 1. The City shall make available to the Successor Agency its staff, facilities, services, and other resources, including, consultants, legal counsel, office space, equipment, supplies, and insurance, necessary to the administration and operations of the Successor Agency. The Successor Agency shall have access to the foregoing staff, facilities, services, and other resources of the City.

Section 2. The value of the City staff, including all employee retirement and other benefits, facilities, services, and other resources of the City, including, without limitation, office space, equipment, supplies, and insurance, necessary to the administration and operations of the Successor Agency made, and to be made, available to the Successor Agency for each six-month fiscal period beginning with the fiscal period commencing on February 1, 2012 and ending on June 30, 2012 and continuing every six-month period thereafter until otherwise directed by the City Manager and determined in accordance with Section 3 hereof, shall constitute an advance to the Successor Agency by the City for each six-month fiscal period of the Successor Agency, to be repaid in accordance with Section 4 of this Agreement.

Section 3. Following the end of each six-month fiscal period, beginning with the fiscal period ending on June 30, 2012 and continuing every six-month period thereafter until otherwise directed by the City Manager, the City Manager shall prepare and present to the Successor Agency an invoice for (i) the value of City staff, including all employee retirement and other benefits, based on a reasonable allocation of time for the administration and operations of the Successor Agency; (ii) the value of consultants and legal counsel based on invoices for services devoted exclusively to matters directly related to the administration and operations of the Successor Agency; (iii) the fair rental value of office space and equipment made available to the Successor Agency; and (iv) the value of supplies, insurance and other services and facilities provided by the City to the Successor Agency. The administrative budgets are adopted in the form as submitted in Attachment A and in which this agreement is approved.

Section 4. Within a reasonable time after the City submits an invoice to the Successor Agency pursuant to Section 3, the Successor Agency shall pay to the City the amount of the invoice from available funds of the Successor Agency. In the event that insufficient funds are available to the Successor Agency, any unpaid amounts shall be carried over to the next six-month fiscal period of the Successor Agency for reimbursement to the City in a subsequent fiscal period when funds of the Successor Agency are available for that purpose. The Successor Agency hereby covenants and agrees that it shall take all appropriate action to cause the obligation of the Successor Agency as evidenced by this Agreement to be enrolled in the Recognized Obligation Payment Schedule and approved by the Oversight Board for the Successor Agency as part of the approval process for the Recognized Obligation Payment Schedule of the Successor Agency.

Section 5. The parties hereto agree to take all appropriate steps and execute any documents which may reasonably be necessary or convenient to implement the intent of this Agreement.

Section 6. Each party shall maintain books and records regarding its duties pursuant to this Agreement. Such books and records shall be available for inspection by the officers and agents of the other party at all reasonable times.

Section 7. This Agreement is made in the State of California under the Constitution and laws of the State of California, and is to be so construed.

Section 8. This Agreement will become effective upon approval of the Oversight Board to the Successor Agency.

Section 9. This Agreement may be amended at any time, and from time to time, by an agreement executed by both parties to this Agreement and approved by the Oversight Board to the Successor Agency.

CITY OF CUDAHY AS SUCCESSOR
AGENCY TO THE FORMER CUDAHY
COMMUNITY DEVELOPMENT
COMMISSION

By _____
Chair

ATTEST:

Secretary - Treasurer

CITY OF CUDAHY

By _____
Mayor

ATTEST:

City Clerk - Treasurer

APPROVED:

Oversight Board of the City of Cudahy as Successor Agency to the former Cudahy
Community Development Commission

Chair of the Oversight Board

Date

Multi-Year Budget

City of Cudahy as Successor Agency to the Former
Cudahy Community Development Commission

	<u>Total</u>	<u>Personnel</u>	<u>Office Expense</u>	<u>Consultants</u>
ROPS I	\$ 250,000	139,610	12,640	97,750
ROPS II	125,000	69,805	6,320	48,875
ROPS III	125,000	69,805	6,320	48,875
ROPS 13-14A	125,000	69,805	6,320	48,875
ROPS 13-14B	125,000	69,805	6,320	48,875
ROPS 14-15A	125,000	69,805	6,320	48,875