

RESOLUTION NO. 2009-117

Adopted by the Sacramento City Council

February 24, 2009

ACKNOWLEDGING RECEIPT FROM THE REDEVELOPMENT AGENCY OF THE CITY OF SACRAMENTO OF THE PROPOSED ELEVENTH AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE DEL PASO HEIGHTS REDEVELOPMENT PROJECT AND THE AGENCY'S REPORT TO THE CITY COUNCIL CONCERNING SAID ELEVENTH AMENDMENT

BACKGROUND

- A. Pursuant to the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 *et seq.*; the "CRL"), the Redevelopment Agency of the City of Sacramento (the "Agency") has prepared a proposed eleventh amendment to the Redevelopment Plan for the Del Paso Heights Redevelopment Project (the "Eleventh Amendment") for the purpose of amending certain financial limitations and extending eminent domain authority.
- B. In accordance with CRL Section 33354.6(a), in connection with the adoption of a certain amendment like the Eleventh Amendment, the Agency must follow the same procedure and the legislative body is subject to the same restrictions as for adoption of a redevelopment plan.
- C. CRL Sections 33346 and 33453 provide that before the proposed Eleventh Amendment is submitted to the City Council of the City of Sacramento (the "City") for adoption, the Agency shall submit the proposed Eleventh Amendment to the City Planning Commission for its report and recommendation, including a determination whether the proposed Eleventh Amendment is in conformity with the City's General Plan.
- D. The Agency submitted the proposed Eleventh Amendment to the City Planning Commission for its report and recommendation, and the Planning Commission adopted findings and recommended the approval and adoption of the proposed Eleventh Amendment on January 8, 2009.
- E. Pursuant to the California Environmental Quality Act (Public Resources Section 21000 *et seq.*, "CEQA"), the State CEQA Guidelines (14 Cal. Code Regulations Section 15000 *et seq.*) and local procedures adopted by the Agency pursuant thereto, the Agency has prepared a negative declaration (the "Negative Declaration") on the proposed Eleventh Amendment.
- F. Pursuant to CRL Sections 33352, 33451.5 and 33457.1, the Agency has prepared a Report to the City Council on the proposed Eleventh Amendment, which Report incorporates by reference the Negative Declaration.

- G. The City Council, by Resolution No. 2008-787, adopted on December 2, 2008, with the consent and at the request of the Agency, called a joint public hearing of the Agency and the City Council to be held on April 21, 2009, to consider the proposed Eleventh Amendment and the Negative Declaration related thereto.
- H. Pursuant to CRL Sections 33352, 33356, 33457.1 and 33458, the Agency is required to submit the proposed Eleventh Amendment and the Agency's Report on the proposed Eleventh Amendment to the City Council prior to the joint public hearing.
- I. The Agency, by resolution adopted on February 24, 2009, submitted the proposed Eleventh Amendment and the Agency's Report to the City Council.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

Section 1. The City Council acknowledges receipt from the Agency of the Report to the City Council on the proposed Eleventh Amendment to the Del Paso Heights Redevelopment Plan and the proposed Eleventh Amendment. The Agency's Report and the proposed Eleventh Amendment are on file with the Agency Clerk.

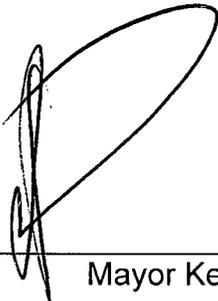
Adopted by the City of Sacramento City Council on February 24, 2009 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

Noes: None.

Abstain: None.

Absent: None.



Mayor Kevin Johnson

Attest:


Shirley Concolino, City Clerk