

**OVERSIGHT BOARD RESOLUTION NO. 12-01  
A RESOLUTION OF THE OVERSIGHT BOARD OF SUCCESSOR  
AGENCY CITY OF LINDSAY, ADOPTING BYLAWS FOR THE  
OVERSIGHT BOARD.**

At a Special meeting of the Lindsay Oversight Board, held April 5, 2012, at the hour of 2:00 p.m. in the Council Chambers of City Hall, Lindsay California 93247, the following resolution was adopted:

**WHEREAS**, the Lindsay Redevelopment Agency ("Agency") was a community redevelopment agency organized and existing under the California Community Redevelopment Law, Health and Safety Code Sections 33000, et seq. ("CRL") and has been authorized to transact business and exercise the powers of a redevelopment agency pursuant to action of the City Council ("City Council") of the City of Lindsay ("City"); and

**WHEREAS**, in connection with the approval and adoption of the State Budget for Fiscal Year 2011-12, the California Legislature approved, and the Governor signed (i) Assembly Bill; 1X26 (Stats. 2011, First Extraordinary Session, chap. 5, "AB1X 26"), which immediately suspended all otherwise legal redevelopment activities and incurrence of indebtedness, and created a procedure to dissolve all redevelopment agencies effective October 1, 2011 (the "Dissolution Act"); and (ii) Assembly Bill 1X 27 (Stats. 2011, first Extraordinary Session. Chap. 6, "AB1X 27"), which allowed communities to avoid the consequences of the Dissolution Act and continue their redevelopment agency if the community agreed to comply with alternative voluntary redevelopment program described in Section 2 of AB1X 27 (the "Alternative Redevelopment Program"); and

**WHEREAS**, the constitutionality of the Dissolution Act and Alternative Redevelopment Program was challenged by filing of a Petition for Writ of mandate in the California Supreme Court on July 18, 2011 (*California Redevelopment Association, et al., v. Ana Matosantos, et al.*, Case No. S194861) on behalf of cities, counties and redevelopment agencies; and

**WHEREAS**, on December 29, 2011, the California Supreme Court upheld AB1X 26 and struck down AB1X 27, effectively ending redevelopment in the State of California, and as part of its decision, generally reformed the timelines applicable to the Dissolution Act, extending most of them by 4 months; and

**WHEREAS**, the Lindsay City Council adopted Resolution No. 12-02 on January 10, 2012, affirming that the City of Lindsay would serve as the successor agency to the former Agency ("Successor Agency City of Lindsay"), in which capacity the City will wind down the affairs of the Agency at the direction of than oversight board; and

**WHEREAS**, on February 1, 2012, pursuant to Section 34172 of the CRL, the former Agency was dissolved by operation of law, and pursuant to Section 34175(b), all assets, properties, contracts, leases, books and records, buildings, equipment of the former Agency were transferred to the control of the City, in its capacity as Successor Agency, for administration pursuant to the provisions of Part 1.85 of the CRL (Health and Safety Code Section 34170 et seq.); and

**WHEREAS**, the Lindsay Oversight Board for the Successor Agency has been established pursuant to CRL Section 34179 to take certain actions to wind down the affairs of the Agency in accordance with the CRL; and

**WHEREAS**, the Lindsay Oversight Board desires to adopt bylaws for the general operation of the Oversight Board, including but not limited to the designation of officers and conduct of meeting,

**NOW, THEREFORE, BE IT RESOLVED BY THE LINDSAY OVERSIGHT BOARD,**


Section 1      The Recitals set forth above are true and correct and incorporated herein.

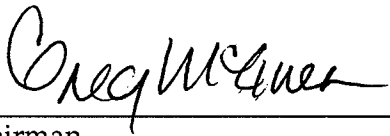
Section 2      The Bylaws of the Lindsay Oversight Board, a copy of which is attached hereto and incorporated herein as Exhibit A, are hereby approved and adopted.

**PASSED, APPROVED AND ADOPTED** by the Lindsay Oversight Board this 5th day of April, 2012.

ATTEST:

LINDSAY OVERSIGHT BOARD

  
\_\_\_\_\_  
Carmela Wilson, Secretary

  
\_\_\_\_\_  
Chairman

CITY OF LINDSAY            )  
COUNTY OF TULARE        )  
STATE OF CALIFORNIA      )        CITY CLERK CERTIFICATION

I, Carmela Wilson, Secretary of the Lindsay Oversight Board, do hereby certify that the foregoing is a full, true and correct copy of the original Resolution No. 12-01 adopted by the Oversight Board of the City of Lindsay at a Special meeting duly held on the 5th day of April 2012, on motion of WILKINSON, second of HEMAIDAN, by the following vote, as the same appears of record and on file in my office.

AYES:            WILKINSON, HEMAIDAN, LARA, ISHIDA , McQUEEN.

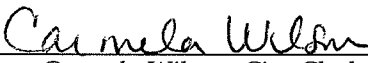
NOES:            None.

ABSENT:         MERCER, BRINKLEY.

ABSTAIN:        None.

WITNESS my hand and Corporate City Seal of Lindsay this 5th day of April 2012.

OFFICE OF THE CITY CLERK OF LINDSAY

  
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Carmela Wilson, City Clerk