

# STAFF REPORT



ITEM NO. //  
CITY OF OCEANSIDE

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DATE: December 19, 2007

TO: Honorable Mayor and City Council Members  
Chairman and Members, Community Development Commission

FROM: Economic and Community Development Department

SUBJECT: **ADOPTION OF RESOLUTION ALLOWING THE PROJECT AREA COMMITTEE FOR THE DOWNTOWN REDEVELOPMENT PROJECT AREA TO EXPIRE**

## **SYNOPSIS**

Staff recommends that the City Council and Community Development Commission adopt a resolution allowing the Project Area Committee (PAC) to expire at the end of 2007.

## **BACKGROUND**

Pursuant to the Community Redevelopment Law, California Health and Safety Code Section 33385, if a PAC does not exist, and the agency proposes to amend a redevelopment plan, the agency shall establish a PAC. On September 2, 1998 the City Council reviewed and approved procedures for the formation of the PAC. The first PAC election was held on September 17, 1998. Nine members were elected to the PAC.

In October 1998 the Agency amended its redevelopment plan to extend its authority for eminent domain to further the implementation of the redevelopment plan. The role of a PAC is to serve as an advisory body to the City Council and Community Development Commission during a Redevelopment Plan Amendment and on future issues as may be assigned relating to residential proposals that replace existing homes, replacement housing for those to be displaced by project activities, as well as for businesses being displaced.

Once established by the City Council, the PAC exists for an initial three-year (3) period and can be extended upon approval of the Council for additional one (1) year periods. The initial three-year period for the PAC was concluded some time ago.

## **ANALYSIS**

In the nine years since the PAC was established they have historically met only for the annual elections in January of each year with the exception of meeting on four other dates, once in 2001, 2002, 2003 and 2004 to review the Beach Resort Project, the DDA for

OceanPlace Parcel B, the mid-term review of the Implementation Plan, and the Five-Year Implementation Plan. Due to the limited responsibility of the PAC, the lack of current and future activities in the purview of the PAC and the cost of over \$4,000 to conduct the annual meeting each year, staff is recommending the PAC expire at the end of 2007. Should the need to have a PAC arise again, the PAC could be reconstituted. Unless the City Council takes action to renew the PAC for an additional year, the PAC will automatically expire by operation of law.

**FISCAL IMPACT**

The expense of advertising, printing and mailing is added to the budget each year. Approximately \$4,130 is spent each year.

**COMMISSION/COMMITTEE REPORT**

The Redevelopment Advisory Committee reviewed the staff report at its December 12, 2007 meeting. Staff will report any recommendations made by the Committee in writing prior to the Commission meeting.

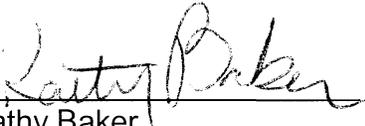
**CITY ATTORNEY ANALYSIS**

The referenced documents have been reviewed by the City Attorney and approved as to form.

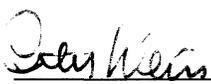
**RECOMMENDATION**

Staff recommends that the City Council adopt the resolution approving the expiration of the Project Area Committee as of December 31, 2007.

PREPARED BY:

  
Kathy Baker  
Redevelopment Manager

SUBMITTED BY:

  
Peter A. Weiss  
City Manager

REVIEWED BY:

Michelle Skaggs-Lawrence, Deputy City Manager  
Jane McVey, Economic & Community Development Director



**ATTACHMENT:**

1. Resolution regarding the expiration of the PAC

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE APPROVING THE EXPIRATION OF THE PROJECT AREA COMMITTEE FOR THE DOWNTOWN REDEVELOPMENT PROJECT AREA AS OF DECEMBER 31, 2007

WHEREAS, the City Council of Oceanside (the "City Council") by Resolution No. R-98-146, adopted the Procedure for Formation of Project Area Committee for the Downtown Redevelopment Project (the "Procedure") at its September 2, 1998 meeting;

WHEREAS, an election was held in the community in which the Downtown Redevelopment Project is located, on September 17, 1998, to elect the members who were to serve on the Project Area Committee;

WHEREAS, the Project Area Committee has been in existence since 1998 and pursuant to California Redevelopment Law the City Council is not required to extend the Project Area Committee beyond three years after adoption of the Redevelopment Plan; and

WHEREAS, the City Council finds that the Project Area Committee has fulfilled its purpose for the benefit of the citizens of the City of Oceanside in the implementation of the Redevelopment Plan as required by the California Health & Safety Code Section 33385 et.seq. (California Redevelopment Law);

NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

- 1. The term of the Downtown Redevelopment Project Area Committee for the City of Oceanside will expire on December 31, 2007.

PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, by the following vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

MAYOR \_\_\_\_\_

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY CLERK

*John P. Muller*  
\_\_\_\_\_  
CITY ATTORNEY