



Legislation Details (With Text)

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Title: CONSIDERATION AND APPROVAL OF HOUSING AUTHORITY RESOLUTION NO. 15-04 HA, COMMUNITY FACILITIES DISTRICT NO. 2012-1 RESOLUTION NO. 2012-1-15-1 AND COMMUNITY FACILITIES DISTRICT NO. 2012-2 RESOLUTION NO. 2012-2-15-1 TO ENTER INTO A JOINT POWERS AGREEMENT FOR THE PURPOSES OF OVERSEEING AND FACILITATING THE REMEDIATION OF CONTAMINATED PROPERTIES AND MAINTENANCE AND POTENTIAL DEVELOPMENT OF THE SAME IN THE CITY OF CARSON

THIS IS A JOINT AGENDA ITEM WITH THE HOUSING AUTHORITY AND COMMUNITY FACILITIES DISTRICT NO. 2012-2

Sponsors:

Indexes:

Code sections:

Attachments: 1. Exhibit No. 1 Jan. 20, 2015, Item No. 34, 2. Exhibit No. 2 - Agreement

Date	Ver.	Action By	Action	Result
2/17/2015	1	City Council		

Report to Carson Community Facilities District No. 2012-1

Tuesday, February 17, 2015

New Business Discussion

SUBJECT:

CONSIDERATION AND APPROVAL OF HOUSING AUTHORITY RESOLUTION NO. 15-04 HA, COMMUNITY FACILITIES DISTRICT NO. 2012-1 RESOLUTION NO. 2012-1-15-1 AND COMMUNITY FACILITIES DISTRICT NO. 2012-2 RESOLUTION NO. 2012-2-15-1 TO ENTER INTO A JOINT POWERS AGREEMENT FOR THE PURPOSES OF OVERSEEING AND FACILITATING THE REMEDIATION OF CONTAMINATED PROPERTIES AND MAINTENANCE AND POTENTIAL DEVELOPMENT OF THE SAME IN THE CITY OF CARSON

THIS IS A JOINT AGENDA ITEM WITH THE HOUSING AUTHORITY AND COMMUNITY FACILITIES DISTRICT NO. 2012-2

I. SUMMARY

I. At the January 20, 2015 City Council meeting, the Council directed City staff to create documents formulating a Joint Powers Authority to oversee and facilitate the remediation and reclamation of contaminated properties and potential development in the City. City staff now presents a Joint Powers Agreement for said purposes.

II. RECOMMENDATION

That the two Community Facilities Districts and the Housing Authority APPROVE and EXECUTE that "JOINT POWERS AGREEMENT OF THE CARSON RECLAMATION AUTHORITY" (the "Agreement") to form the Carson Reclamation Authority (the "JPA") for the purposes of facilitating the remediation and development of properties located in the City of Carson that are suffering from hazardous materials contamination or other environmental degradation. The Agreement is attached hereto as Exhibit "2". The Agreement should be approved by adoption of that joint Resolution Nos. CFD 2012-1-15-1, CFD 2012-2-15-1 and 15-04-HA preceding the Agreement at Exhibit "2".

III. ALTERNATIVES

1. Do not APPROVE joint Resolutions Nos. CFD 2012-1-15-1, CFD 2012-2-15-1 and 15-04-HA and EXECUTE the JPA agreement; or
2. TAKE another action the City Council deems appropriate that is consistent with the requirements of law.

IV. BACKGROUND

At its regular meeting on January 20, 2015, the Carson City Council reviewed a complete staff report regarding the proposed JPA. A copy of that staff report is attached hereto as Attachment "A" and incorporated herein by this reference. The Council directed staff and legal counsel to prepare the Agreement and propose what they believed to be the best entities to comprise the JPA membership. Staff and legal counsel recommend that the JPA membership, at least initially, be comprised of the two Community Facilities Districts and the Housing Authority because these entities have broad powers in common. However, other entities could be joined or substituted into the JPA membership. The JPA is formed via execution of the Agreement. At its initial meeting, the JPA Board would adopt Bylaws. The following officers are proposed for the JPA Board:

- (1) Two appointments by the Housing Authority appointing two members of its legislative body to two Board seats;
- (2) One seat on the Board shall be filled by the Chair of the Carson Planning Commission;
- (3) One seat on the Board shall be filled by the Chair of the Carson Economic Development Commission;
- (4) One seat on the Board shall be filled by *either* (i) the Chair of the Carson Environmental Commission, or (ii) the Secretary to the Housing Authority (i.e., City Clerk), which appointment shall be made by majority vote of the Housing Authority Board.

V. FISCAL IMPACT

There is no project being proposed. Entering into the JPA Agreement has no fiscal impact. There

may be a fiscal impact as projects come forward.

VI. EXHIBITS

1. January 20, 2015 staff report on Agenda Item No. 34. 2015-39. (pgs. 3-12)
2. Joint Resolutions Nos. CFD 2012-1-15-1, CFD 2012-2-15-1 and 15-04-HA and Carson Reclamation Authority Joint Powers Agreement. (pgs. 13-25)

Prepared by: The City Attorney's Office