WHEREAS, The Oversight Board of the City and County of San Francisco (the “Oversight Board”) is a state-authorised local entity created by the Redevelopment Dissolution Law, Cal. Health & Safety Code § 34179 (a) (10), to initiate and review certain activities of the Successor Agency to the Redevelopment Agency of the City and County of San Francisco, commonly known as the Office of Community Investment and Infrastructure (the “Successor Agency” or “OCII”). See Cal. Health & Safety Code §§ 34180 & 34181. These activities primarily relate to winding down redevelopment affairs consistent with state statutory requirements; and,

WHEREAS, State law provides that the Oversight Board is a local entity for purposes of compliance with the Brown Act, Cal. Gov’t Code §§ 54950 et seq., thus requiring its meetings to be open and public, and properly noticed seventy-two (72) hours in advance (the “Brown Act”); and,

WHEREAS, When redevelopment agencies were dissolved on February 1, 2012, state law established that the cities or counties in which the redevelopment agency had jurisdiction were the successor agencies. Assembly Bill No. 26 (Statutes 2011-2012, chapter 5, § 7 (“successor agency’ means the county, city, or city and county that authorized the creation of each redevelopment agency”); and,

WHEREAS, To implement the responsibility of the City and County of San Francisco (“City”) under Redevelopment Dissolution Law, the Board of Supervisors of the City and County of San Francisco (the “Board of Supervisors”) authorized, by Resolution No. 11-12 (Jan. 26, 2012), the Oversight Board to act as the governing body of the Successor Agency for purposes, among others, of reviewing and approving development projects subject to enforceable obligations that had survived dissolution and taking other actions required by successor agencies under Redevelopment Dissolution Law. This authority was in addition to its state-mandated activities as an oversight board; and,

WHEREAS, In June 2012, state legislation (Assembly Bill No. 1484, chapter 26, Statutes of 2011-12) (“AB 1484”) established that successor agencies are not the city or counties in which the redevelopment agency had been located, but instead are separate public entities that succeeded to the “organizational status of the former redevelopment agency” subject to the limitations imposed by Redevelopment Dissolution Law. Cal. Health & Safety Code § 34173 (g); and,
WHEREAS, In October 2012, the Board of Supervisors, in its capacity as the Successor Agency to the former Redevelopment Agency, acknowledged that AB 1484 had superseded the previous delegation to the Oversight Board of the City’s authority as a successor agency. Ordinance No. 215-12, § 1 (i) (Oct. 4, 2012). Given the Successor Agency’s separate authority from the City, the Board of Supervisors established a mayoral-appointed Successor Agency Commission to implement the Redevelopment Dissolution Law and to assume successor agency authority under the Redevelopment Dissolution. Id. § 6; and,

WHEREAS, The effect of AB 1484 and Ordinance No. 215-12 was to limit the Oversight Board’s authority to the specific actions that the Redevelopment Dissolution Law provides for oversight boards. See e.g., Cal. Health and Safety Code §§ 34180 & 34181 (requiring, among other things, oversight board approval of bond issuances, Recognized Obligation Payment Schedules, and amendments to enforceable obligations); and,

WHEREAS, Amendments to Redevelopment Dissolution Law after AB 1484 have further limited and streamlined the role of the Oversight Board in implementing Redevelopment Dissolution Law. See e.g., SB 107 (Stats. 2015, chapter 325) (providing that successor agencies may transfer assets consistent with an approved long range Property Management Plan without additional review); and,

WHEREAS, Amendments to Redevelopment Dissolution Law after AB 1484 have further limited and streamlined the role of the Oversight Board in implementing Redevelopment Dissolution Law. See e.g., SB 107 (Stats. 2015, chapter 325) (providing that successor agencies may transfer assets consistent with an approved long range Property Management Plan without additional review); and,

WHEREAS, As result of the statutory changes in the Oversight Board’s authority since its formation, the Oversight Board generally does not have a need to meet as frequently as it did at its inception; and,

WHEREAS, On April 10, 2012, the Oversight Board adopted, by motion, that its regular meeting schedule would be the second and fourth Monday of every month at 11:00 a.m. and that the meeting would be held at Room 416 of City Hall; and,

WHEREAS, The Oversight Board now wishes to meet on an as-needed basis and to provide notice of meetings only when a meeting is required to fulfill its statutory obligations. The Oversight Board wishes to maintain its regular meeting schedule but to establish that the meeting will be deemed to be cancelled if the required notice under the Brown Act is not posted 72 hours prior to its scheduled time; now therefore be it
RESOLVED by the Oversight Board of the City and County of San Francisco that:

1. Establishment of Regular Meetings. Regular meetings of the Oversight Board shall be held on the second and fourth Monday of every month at 11 a.m. in Room 416, City Hall, 1 Dr. Carlton B. Goodlett Place, 4th Floor, San Francisco, California. In the event a meeting is cancelled as provided in Section 3 hereof, the following meeting will continue to be held at its regularly scheduled date, time, and location. Notice of a regular meeting shall be given in accordance with the provisions of the Ralph M. Brown Act of the State of California (constituting Chapter 9 of Part 1 of Division 2 of Title 5 of the Government Code of the State of California), except as otherwise provided in Section 3 hereof.

2. Adjournment of Regular Meetings. The Oversight Board may adjourn any regular meeting to a stated time and place specified in the order of adjournment pursuant to Section 54955 of the California Government Code.

3. Cancellation of Regular Meeting. A regular meeting of the Oversight Board shall be deemed cancelled if the notice and agenda is not posted 72 hours in advance of the established regular meeting date.

4. Effective Date. This Resolution shall take effect from and after the date of approval and adoption thereof.

I hereby certify that the foregoing resolution was adopted by the Oversight Board at its meeting of September 12, 2016.

Board Secretary