

RESOLUTION NO. 2018-03

RESOLUTION OF THE
SHASTA COUNTY CONSOLIDATED OVERSIGHT BOARD
ADOPTING BYLAWS

WHEREAS, the Shasta County Consolidated Oversight Board (the "Oversight Board") has been established to direct the Successor Agencies to the former Redevelopment Agencies within Shasta County to take certain actions to wind down the affairs of said Redevelopment Agencies in accordance with the Health and Safety Code;

WHEREAS, the Oversight Board desires to adopt bylaws and regulation for the general operation of the Oversight Board, including but not limited to the designation of officers and conduct meetings.

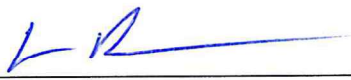
NOW, THEREFORE, BE IT RESOLVED, by the Oversight Board, as follows;

Section 1. The Bylaws of the Oversight Board, a copy of which is attached hereto and incorporated herein as Exhibit "A", are hereby approved.

Section 2. The secretary shall certify to the adoption of this Resolution.

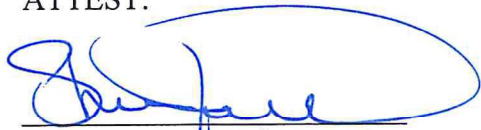
DULY PASSED AND ADOPTED this 9th day of July 2018, by the Oversight Board by the following vote:

AYES: 7
NOES: -
ABSENT: -
ABSTAIN: -
RECUSE: -



Chairperson
Oversight Board

ATTEST:



Secretary, Oversight Board

EXHIBIT A

BYLAWS

CONSOLIDATED OVERSIGHT BOARD FOR THE
SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF REDDING,
SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF ANDERSON
AND SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY OF THE CITY OF SHASTA LAKE

ARTICLE I – THE OVERSIGHT BOARD

Section 1. Name of the Oversight Board

The name of the Oversight Board shall be the “Shasta County Consolidated Oversight Board” (hereinafter referred to as the “Oversight Board”).

Section 2. Purpose

The Oversight Board exists by virtue of and shall perform the duties described in the California Health and Safety Code (H&S) §§34179-34181 in connection with the winding down of the affairs of the former Redevelopment Agency of the City of Redding by the City of Redding in its capacity as Successor Agency of the Former Redevelopment Agency of the City of Redding, the former Redevelopment Agency of the City of Anderson by the City of Anderson in its capacity as Successor Agency of the Former Redevelopment Agency of the City of Anderson and the former Redevelopment Agency of the City of Shasta Lake by the City of Shasta Lake in its capacity as Successor Agency of the Former Redevelopment Agency of the City of Shasta Lake.

Section 3. Membership/Duration

a. Total Membership/Appointment

The total membership of the Oversight Board shall be seven (7), appointed pursuant to H&S Code §34179. The members shall serve without compensation and without reimbursement of expenses. Each member shall serve at the pleasure of the entity that appointed such member.

b. Duration

The Oversight Board shall remain established until terminated pursuant to H&S Code §34179(j)-(m).

Section 4. Local Entity

Pursuant to H&S Code §34179(e), the Oversight Board shall be deemed to be a local entity for purposes of the Ralph M. Brown Act, the California Public Records Act and the Political Reform Act of 1974.

Section 5. Personal Immunity

Oversight Board members shall have personal immunity from suit for their actions taken within the scope of their responsibilities as members of the Oversight Board in accordance with applicable law.

Section 6. Fiduciary Responsibilities

EXHIBIT A

Oversight Board members shall have fiduciary responsibilities to holders of enforceable obligations, as the term is defined in H&S Code §34171(d), and the taxing entities that benefit from distributions of property tax and other revenues pursuant to H&S Code §34188. Oversight Board members shall exercise independent judgment considering the interests of the community and not solely the interests of their appointing entities.

Section 7. Resignation

Any Oversight Board member may resign at any time by giving written notice to his or her appointing entity and the Chairperson, who shall forward such notice to the Shasta County Auditor-Controller's Office. Any such resignation will take effect upon receipt or upon any date specified therein. The acceptance of such resignation shall not be necessary to make it effective.

Section 8. Filling of Vacancies

In the event of a vacancy on the Oversight Board, the appointing entity for the vacant seat shall select a member to fill such vacancy as soon as reasonably practicable, provided, however, that the Governor may appoint individuals to fill any member position that remains vacant for more than sixty (60) days.

Section 9. Staff

The Shasta County Auditor-Controller's office shall act as staff to the Oversight Board, who may direct them to perform work in furtherance of the duties and responsibilities of the Oversight Board. The Shasta County Auditor-Controller's office shall keep the records of the Oversight Board. The Oversight Board may delegate ministerial functions as deemed necessary to the Auditor-Controller, who may designate a county staff member to act as secretary at the meetings of the Oversight Board. The Auditor-Controller's office shall, in consultation with the Chairperson and the Successor Agencies, prepare agendas, and shall prepare minutes of meetings of the Oversight Board, keep a record of the meetings in a journal of proceedings of the Oversight Board, and shall attest to and/or countersign all documents of the Oversight Board. The Auditor-Controller's Office shall be the designated contact between the Oversight Board and the State Department of Finance (DOF), as well as other public agencies and private parties. The Auditor-Controller's office shall provide telephone and email contact information to DOF in accordance with H&S Code section 34179(h). The Auditor-Controller shall report all Oversight Board related communications with the DOF to the Oversight Board Chairperson and Vice Chairperson within three (3) business days.

The Oversight Board may direct the staff of the Successor Agencies, to provide additional legal or financial advice than what was given by agency staff.

The Oversight Board may engage legal counsel as may be deemed necessary.

ARTICLE II – OFFICERS

Section 1. Officers

The officers of the Oversight Board shall consist of a Chairperson and Vice Chairperson, who shall be elected in the manner set forth in this Article.

Section 2. Chairperson

EXHIBIT A

The Chairperson shall preside at all meetings of the Oversight Board.

Section 3. Vice Chairperson

The Vice Chairperson shall perform the duties of the Chairperson in the absence or incapacity of the Chairperson. In the event of the death, resignation or removal of the Chairperson, the Vice Chairperson shall assume the Chairperson's duties until such time as the Oversight Board shall elect a new Chairperson.

Section 4. Additional Duties

The officers of the Oversight Board shall perform such other duties and functions as may from time to time be required by the Oversight Board, these Bylaws or other rules and regulations, or which duties and functions are incidental to the office held by such officers.

Section 5. Election

The Chairperson and Vice Chairperson shall be elected from among the members of the Oversight Board. Each shall then serve at the pleasure of the Board. Each officer shall hold office until resignation or until his/her successor is elected and takes office.

Section 6. Vacancies

Should the office of Chairperson or Vice Chairperson become vacant, the Oversight Board shall elect a successor from among the Oversight Board members at the next regular or special meeting.

ARTICLE III – MEETINGS

Section 1. Annual Meetings

Annual meetings shall be held the fourth Monday of January of each year until such time as the Oversight Board shall cease to exist as per H&S Code §34179(m). Annual Meetings will take place at the County Administration Center, Redding, California. At annual meetings, the Chairperson and Vice Chairperson shall be elected; and any other business may be transacted which is within the purposes of the Oversight Board. Notice of an annual meeting shall be posted on the website of the Oversight Board at least 72 hours prior to the date of the annual meeting.

Section 2. Special Meetings

Special meetings may be held upon notice of the Chairperson, or by written request of at least a majority of the members of the Oversight Board, for the purpose of transacting any business designated in the notice, after notification of all members of the Oversight Board by written notice personally delivered or by email at least twenty-four (24) hours before the time specified in the notice for a special meeting. At such special meeting, no business other than that designated in the notice shall be considered. Notice of a special meeting with a brief description of the business to be discussed shall be posted on the website of the Oversight Board at least 24 hours prior to the date of the special meeting.

Section 4. All Meetings to be Open and Public

EXHIBIT A

All meetings of the Oversight Board shall be open and public to the extent required by law. All persons shall be permitted to attend any such meetings, except as otherwise provided by law.

Section 5. Posting Agendas/Notices

Except where additional notice is required for specific actions as stated in Health & Safety Code 34181(f), concerning proposed disposal of certain assets and properties or the transfer of certain housing assets, the secretary, or his/her authorized representative, shall post an agenda for each regular Oversight Board meeting or a notice for each special Oversight Board meeting containing a brief description of each item of business to be transacted or discussed at the meeting together with the time and location of the meeting. Agendas/notices shall be posted at the County Administration Center, Redding, California (a location readily accessible to the public) at least seventy-two (72) hours in advance of each regular meeting and at least twenty-four (24) hours in advance of each special meeting. All agendas and notices required by law for proposed actions by the Oversight Board shall also be posted on the Oversight Board's internet website. With the approval and cooperation of additional agencies, notices shall also be posted with the Shasta County Clerk and County Office of Education, and/or such other agencies as may be approved from time to time.

Section 6. Right of Public to Appear and Speak

At every regular meeting, members of the public shall have an opportunity to address the Oversight Board on matters within the Oversight Board subject matter jurisdiction. Public input and comment on matters on the agenda, as well as public input and comment on matters not otherwise on the agenda, shall be made during the time set aside for public comment; provided, however, that the Oversight Board may direct that public input and comment on matters on the agenda be heard when the matter regularly comes upon the agenda. The time allotted for public discussion for each individual speaker shall be three (3) minutes, unless more or less time is allocated by the Oversight Board.

Section 7. Non-Agenda Items

Matters brought before the Oversight Board at a regular meeting, which were not placed on the agenda of the meeting, shall not be acted upon by the Oversight Board at that meeting unless action on such matters is permissible pursuant to the Ralph M. Brown Act (Gov. Code § 54950 et seq.).

Section 8. Quorum

The powers of the Oversight Board shall be vested in the members thereof in office from time to time. A majority of the total membership of the Oversight Board shall constitute a quorum for the purpose of conducting the business of the Oversight Board, exercising its powers and for all other purposes, but less than that number may adjourn the meeting from time to time until a quorum is obtained. An affirmative vote by a majority (4) of the total membership (7) of the Oversight Board shall be required for approval of any matters brought before the Oversight Board.

Section 9. Order of Business

All business and matters of the Oversight Board shall be transacted in conformance with Robert's Rules of Order Newly Revised and any additional procedural rules adopted by resolution by the Oversight Board.

Section 10. Minutes

EXHIBIT A

Minutes of the meetings of the Oversight Board shall be prepared in writing by the secretary. Copies of the minutes of each Oversight Board meeting shall be made available to each member of the Oversight Board, to the County Auditor-Controller's Office and the Successor Agencies. Approved minutes shall be filed in the official book of minutes of the Oversight Board.

ARTICLE IV – CONFLICT OF INTEREST

The Oversight Board shall adopt and maintain a conflict of interest policy by resolution.

ARTICLE V – REPRESENTATION BEFORE PUBLIC BODIES

Any official representations on behalf of the Oversight Board before the Successor Agencies, the County Auditor-Controller's Office, the State Controller, DOF, or any other public body shall be made by the Auditor-Controller following direction from the Oversight Board by majority vote.

ARTICLE VI – AMENDMENTS

These Bylaws may be amended upon an affirmative vote by a majority of the total membership of the Oversight Board, but no such amendment shall be adopted unless at least seven (7) days written notice thereof has previously been given to all members of the Oversight Board. Notice of the amendment shall identify the section or sections of these Bylaws proposed to be amended. The Successor Agency shall be notified of any amendments to these Bylaws.

CERTIFICATION OF THE SECRETARY

I, the undersigned, do hereby certify:

- (1) That I am the duly elected and acting Secretary of the Consolidated Oversight Board of the Successor Agency to the Former Redevelopment Agency of the City of Redding; Successor Agency to the Former Redevelopment Agency of the City of Anderson; Successor Agency to the Former Redevelopment Agency of the City of Shasta Lake; and
- (2) That the foregoing Bylaws comprising five (5) pages, constitute the Bylaws of such Consolidated Oversight Board of the Successor Agency to the Redevelopment Agency of the City of Redding; Successor Agency to the Former Redevelopment Agency of the City of Anderson; Successor Agency to the Former Redevelopment Agency of the City of Shasta Lake as adopted by the members at a duly constituted meeting held on 7/19 2018.

IN WITNESS, WHEREOF, I have hereunto subscribed my name, this 9th day of July, 2018.


Sherri Jenkins, Secretary