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Government Code §27383

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City of Elk Grove
Office of the City Clerk
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Elk Grove, CA 95758



Sacramento County Recorder
Craig A. Kramer, Clerk/Recorder
BOOK **20100104** PAGE **0627**

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ORDINANCE NO. 20-2009

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ELK GROVE DETERMINING AND DECLARING THE NEED FOR A REDEVELOPMENT AGENCY TO FUNCTION IN THE CITY OF ELK GROVE AND DECLARING THE CITY COUNCIL OF THE CITY OF ELK GROVE TO BE THE REDEVELOPMENT AGENCY

The City Council (the "City Council") of the City of Elk Grove (the "City") does ordain as follows:

Section 1: Purpose and Authority

The City Council has investigated and determined that there is a community need for a redevelopment agency in the City and does hereby so declare that there is a need for a redevelopment agency to function within the City pursuant to Health and Safety Code Section 33000 et seq. (the "Community Redevelopment Law"). This determination is based, in part, on the information and analysis presented to the City Council in connection with its designation of a redevelopment survey area in the City by Resolution No. 2009-82 adopted on April 22, 2009, pursuant to Health and Safety Code Section 33310.

Section 2: Declaration

Based on the foregoing declaration, the Redevelopment Agency of the City of Elk Grove (the "Agency") is hereby created pursuant to the Community Redevelopment Law.

Section 3: Agency Legislative Body

Pursuant to Health and Safety Code Section 33200, the City Council declares itself to be, and the City Council shall act as, the legislative body of the Agency. The City Council finds that the action declaring itself to be the Agency will serve the public interest and promote the public safety and welfare in an effective manner, by ensuring that decisions of the Agency will be vested in the elected representatives of the community. In accordance with Health and Safety Code Section 33200(a), the City Council further declares that all of the rights, powers, duties, privileges, and immunities

vested by the Community Redevelopment Law in the Agency shall be vested in the City Council.

Section 4: Agency Organizational Documents

The City Council hereby authorizes and directs the City Manager to prepare for consideration by the Agency such bylaws and other organizational documents as are necessary and appropriate to the enable the Agency to become an actively operating legal entity under the Community Redevelopment Law, and to file a certified copy of this ordinance with the office of the Secretary of State.

Section 5: No Duty of Care

This ordinance is not intended to and shall not be construed or given effect in a manner that imposes upon the City or any officer or employee thereof a mandatory duty of care towards persons and property within or without the City, so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

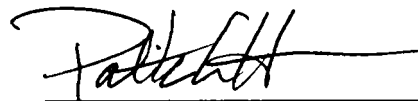
Section 6: Severability

If any provision of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining provisions of this ordinance. The City Council hereby declares that it would have adopted the ordinance and each provision thereof, irrespective of the fact that any one or more provisions be declared invalid.

Section 7: Effective Date and Publication

This ordinance shall take effect and be in force thirty (30) days after its adoption. In lieu of publication of the full text of the ordinance within fifteen (15) days after its passage, a summary of the ordinance may be published at least five (5) days prior to and fifteen (15) days after adoption by the City Council and a certified copy shall be posted in the office of the City Clerk, pursuant to Government Code Section 36933(c)(1).

ORDINANCE : 20-2009
INTRODUCED: October 28, 2009
ADOPTED: December 9, 2009
EFFECTIVE: January 8, 2010



PATRICK HUME, MAYOR of the
CITY OF ELK GROVE

ATTEST:



SUSAN J. BLACKSTON, CITY CLERK

APPROVED AS TO FORM:



SUSAN COCHRAN, CITY ATTORNEY

Date signed: December 17, 2009

**CERTIFICATION
ELK GROVE CITY COUNCIL ORDINANCE NO. 20-2009**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO)
CITY OF ELK GROVE) ss

I, Susan J. Blackston, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing ordinance, published and posted in compliance with State law, was duly introduced on October 28, 2009 and approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on December 9, 2009 by the following vote:

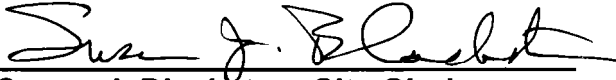
AYES : **COUNCILMEMBERS:** *Hume, Scherman, Cooper, Davis, Detrick*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*

A summary of the ordinance was published pursuant to GC 36933(c) (1).



**Susan J. Blackston, City Clerk
City of Elk Grove, California**