

ORDINANCE NO. \_\_\_\_\_

AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF FRESNO, CALIFORNIA, AMENDING  
REQUIREMENT TO SUBMIT REDEVELOPMENT AGENCY  
BUSINESS TO THE HOUSING AND COMMUNITY  
DEVELOPMENT COMMISSION BY ADDING SECTION  
2-1303(e) TO THE FRESNO MUNICIPAL CODE

WHEREAS, it is a well known fact that the State of California and local government agencies, including the City of Fresno, are in the midst of an unprecedented financial crisis, which has risen to the level of a fiscal emergency; and

WHEREAS, the Governor has issued a proposed budget abolishing redevelopment agencies state-wide and diverting redevelopment funding to other uses; and legislation to accomplish this could be enacted at any time; and

WHEREAS, the California Redevelopment Association has identified the following impacts state-wide by the budget proposal related to redevelopment agencies:

- (a) Eliminating redevelopment will have a direct and lasting negative impact on the California economy and job creation;
- (b) Redevelopment activities support an average of 304,000 full and part-time private sector jobs in a typical year, including 170,600 construction jobs;
- (c) Redevelopment contributes over \$40 billion annually to California's economy in the generation of goods and services, including increasing the state's construction sector output by about \$19 billion;
- (d) Redevelopment construction activities generate \$2 billion in state and local taxes in a typical year; and

WHEREAS, California Health and Safety Code Section 33070 states:

Necessity of decent housing and genuine employment opportunities.

- (a) The Legislature finds and declares that decent housing and genuine employment opportunities for all the people of this state are vital to the state's future peace and prosperity, for all of the following reasons:
- (b) Hazardous, congested, and insanitary housing debilitates occupants' health to the point of impairing motivation and achievement.

- (c) Lack of employment opportunity creates despair and frustration which may precipitate violence.
- (d) Unfit housing and lack of employment opportunity depend on each other to perpetuate a system of dependency and hopelessness which drains the state of its valuable financial and human resources; and

WHEREAS, the Redevelopment Agency of the City of Fresno (“Agency”) implements and furthers the goals of Health and Safety Code Section 33070 by providing the services and funding the projects that are vital to the public peace, health, safety, and welfare of the residents of the City of Fresno; and

WHEREAS, without the Agency resources providing these critical services, urban areas will experience increased blight, homelessness, unemployment, crime, and deterioration; and

WHEREAS, the City of Fresno will then be forced to ignore these vital services or consider reallocating funding from other critical sources such as public safety and infrastructure needs; and

WHEREAS, pursuant to Sections 2-1303 and 2-1309 of the Fresno Municipal Code, Council action on business of the Agency must first be submitted to the Housing and Community Development Commission (“Commission”) for consideration and recommendation; and

WHEREAS, while the Commission may provide valuable community input regarding Agency business, action by the Commission is advisory only; and

WHEREAS, under the current circumstances, the Council desires to streamline the Agency business approval process, and desires temporarily to create an option to consider Agency business without the requirement to submit proposed Agency business to the Commission.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN  
AS FOLLOWS:

Section 1. This Ordinance is declared to be necessary as an emergency measure for preserving the public peace, health and safety, and shall take effect immediately. The above recitals are hereby adopted as a statement of facts showing the urgency.

Section 2. Section 2-1303(e) of the FMC is added to read:

(e) Regardless of the provisions of Sections 2-1303 and 2-1309, the Council may take final action on any Agency business without such business being submitted to the Commission.

Section 3. This Ordinance shall expire twelve months after the date of enactment.

Section 4. This Ordinance shall become effective and in full force immediately upon adoption.

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STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, REBECCA E. KLISCH, City Clerk of the City of Fresno, certify that the foregoing Ordinance was adopted by the Council of the City of Fresno, at a special meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2011.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2011  
Mayor Approval/No Return: \_\_\_\_\_, 2011  
Mayor Veto: \_\_\_\_\_, 2011  
Council Override Vote: \_\_\_\_\_, 2011

REBECCA E. KLISCH  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
CITY ATTORNEY'S OFFICE

BY:   
Assistant

DTS:cg[55022cg/ORD]-1.19.11