



# ***Agenda Report***

## ***Fullerton City Council***

**MEETING DATE:** JULY 20, 2021

**TO:** CITY COUNCIL / FULLERTON HOUSING AUTHORITY

**FROM:** STEVE DANLEY, ACTING CITY MANAGER

**PREPARED BY:** ELLIS CHANG, DIRECTOR OF ADMINISTRATIVE SERVICES

**SUBJECT:** MEMBERSHIP AGREEMENT FOR ADDITION OF FULLERTON HOUSING AUTHORITY AS A FULLERTON PUBLIC FINANCING AUTHORITY MEMBER

---

### **SUMMARY**

Staff requests the Fullerton City Council and Fullerton Housing Authority the Governing Board adopt individual resolutions to approve a Membership Agreement to allow for the future addition of the Fullerton Housing Authority as a member of the Fullerton Public Financing Authority.

### **RECOMMENDATION**

1. As City Council: Adopt Resolution No. 2021-XX.  
RESOLUTION NO. 2021-XX – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FULLERTON, CALIFORNIA AUTHORIZING THE EXECUTION AND DELIVERY OF A MEMBERSHIP AGREEMENT WITH THE FULLERTON HOUSING AUTHORITY, APPROVING THE FINAL FORM OF RELATED DOCUMENTS AND APPROVING OFFICIAL ACTIONS
2. As the Fullerton Housing Authority Governing Board: Adopt Resolution No. FHA 2021-XX.  
RESOLUTION NO. FHA 2021-XX – A RESOLUTION OF THE GOVERNING BOARD OF THE HOUSING AUTHORITY OF THE CITY OF FULLERTON, CALIFORNIA AUTHORIZING THE EXECUTION AND DELIVERY OF A MEMBERSHIP AGREEMENT WITH THE CITY OF FULLERTON, APPROVING THE FINAL FORM OF RELATED DOCUMENTS AND APPROVING OFFICIAL ACTIONS

## BUDGET POLICY PRIORITY STATEMENT

This item matches the following Budget Policy Priority Statement:

- Fiscal and Organizational Stability.

## FISCAL IMPACT

None.

## DISCUSSION

The City of Fullerton and the Former Redevelopment Agency (the “Former Agency”) comprise the current members of the Fullerton Public Financing Authority (the “Authority”).

The California Legislature enacted California Assembly Bill X1 26 on June 28, 2011, which amended provisions of the Redevelopment Law and enacted Parts 1.8 and 1.85 of Division 24 of the California Health and Safety Code (as amended, the “Dissolution Act”). The provisions had the effect of dissolving the Former Agency on February 1, 2012 and vesting certain of its powers, assets, duties and obligations in the Successor Agency to the Fullerton Redevelopment Agency (the “Successor Agency”), including the interests of the Former Agency in the Authority.

The Dissolution Act includes provisions under which the Successor Agency dissolve at a future date. When this occurs, the Fullerton Public Financing Authority will not have the minimum number of members to remain in existence. To ensure the Authority maintains its existence as a public entity under the Joint Powers Law, staff requests that the Housing Authority enter into a Membership Agreement to allow the Housing Authority to become a member of the Authority at the request of the City prior to the dissolution of the Successor Agency.

### Attachments:

- Attachment 1: City of Fullerton Resolution No. 2021-XX
- Attachment 2: Fullerton Housing Authority Resolution No. FHA-XX
- Attachment 3: Membership Agreement