

GARDEN GROVE CITY COUNCIL

RESOLUTION NO. 9238-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE
APPROVING PROPERTY TAX EXCHANGE AGREEMENT BETWEEN THE CITY OF
GARDEN GROVE AND THE COUNTY OF ORANGE REGARDING THE CARMEL-
LAMPSON REORGANIZATION TO THE CITY OF GARDEN GROVE

WHEREAS the property owners Qualified Terminal Interest Trust, et al., (hereinafter "Property Owners") filed an application with the Local Agency Formation Commission for the reorganization of the City of Stanton and the City of Garden Grove boundaries affecting approximately 1.01 acres of territory (hereinafter "Carmel-Lampson") currently located in the unincorporated area of the County of Orange, a political subdivision of the State of California (hereinafter "County"); and

WHEREAS, the application proposes to amend the City of Garden Grove Sphere of Influence to include Carmel-Lampson, and to amend the City of Stanton Sphere of Influence to detach Carmel/Lampson, along with annexing Carmel-Lampson into the City of Garden Grove (hereinafter "City"); and

WHEREAS, Carmel/Lampson is generally located east of Beach Boulevard, south of Carmel Drive, west of Arrowhead Street and north of Lampson Avenue; and

WHEREAS, California Revenue and Taxation Code Section 99 allows cities and counties to adopt and approve property tax exchange agreements to set forth the exchange of such revenues following the addition to a city of previously unincorporated territory; and

WHEREAS, the City shall receive one hundred percent (100%) of the Structural Fire Fund generated from the proposed annexation area; and

WHEREAS, the Library Fund will remain unchanged since the City is a member of the Orange County Public Libraries system; and

WHEREAS, the staffs of the County and the City have reached an agreement, subject to the County Board of Supervisors and City Council approval, regarding the exchange of property tax as a result of the annexation of Carmel-Lampson by the City, whereby upon annexation by the City, the City shall receive 50.5113 percent of the property tax and the County shall receive 49.4887 percent of the County's share of the 1 percent basic levy of property tax generated within Carmel-Lampson, pursuant to Master Property Tax Transfer Agreement 80-2033; and

WHEREAS, the staffs of the County and the City recommend that concurrent Resolutions be adopted and approved by their respective governing bodies.

NOW, THEREFORE, BE IT RESOLVED that the Garden Grove City Council does hereby approve the property tax exchange agreement reached between the City and the County whereby, upon completion of the reorganization and annexation of Carmel-Lampson to the City of Garden Grove, City shall receive 50.5113 percent and the County shall receive 49.4887 percent of the County's share of the 1 percent basic levy of property tax from the annexed Carmel-Lampson pursuant to Master Property Tax Transfer Agreement 80-2033, with the re-allocation taking effect July 1, 2015. These proportional shares shall remain as the allocation of tax revenues between the City and the County for all future years unless the City and County agree by written Resolution to adjust the allocation proportions.

Adopted this 10th day of June 2014.

ATTEST:

/s/ BRUCE A. BROADWATER
MAYOR

/s/ KATHLEEN BAILOR, CMC
CITY CLERK

STATE OF CALIFORNIA)
COUNTY OF ORANGE) SS:
CITY OF GARDEN GROVE)

I, KATHLEEN BAILOR, City Clerk of the City of Garden Grove, do hereby certify that the foregoing Resolution was duly adopted by the City Council of the City of Garden Grove, California, at a meeting held on the 10th day of June 2014, by the following vote:

AYES: COUNCIL MEMBERS: (4) BEARD, JONES, PHAN, BROADWATER
NOES: COUNCIL MEMBERS: (0) NONE
ABSENT: COUNCIL MEMBERS: (1) NGUYEN

/s/ KATHLEEN BAILOR, CMC
CITY CLERK