

January 15, 2008

ORDINANCE NO. C.S. 1019

*A-2.b.

2008-25

AN ORDINANCE AMENDING STANISLAUS COUNTY CODE SECTION 2.06.210 TO ELIMINATE AND AMEND CERTAIN TIME LIMITATIONS WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE MODESTO REDEVELOPMENT PROJECT

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, ORDAINS AS FOLLOWS:

Section 1. Section 2.06.210 of the Stanislaus County Code is amended to read as follows:

"A. The Redevelopment Plan for the Modesto Redevelopment Project, as previously amended by County Ordinance C.S. 580 on December 20, 1994, and by Modesto City Ordinance No. 2931-C.S., is hereby amended to eliminate the time limits on the establishing of loans, advances and indebtedness with respect to that portion of the Project referred to as the Added Area located within the unincorporated area of the county, as set forth in the last paragraph of Section 502 of the Redevelopment Plan.

"B. In accordance with Section 33333.6 (e)(2)(C) of the Health and Safety Code, the time limit on the effectiveness of the Redevelopment Plan with respect to that portion of the Added Area, located within the unincorporated area of the county, as set forth in Section 800 of the Redevelopment Plan, and as previously amended by County Ordinance C.S. 580 and by Modesto City Ordinance No. 2931-C.S., currently scheduled to terminate on November 5, 2031, with respect to the Added Area, shall be extended by one year. Based upon such extension, the effectiveness of the Redevelopment Plan with respect to the added area shall terminate on November 5, 2032.

"C. In accordance with Section 33333.6 (e)(2)(C) of the Health and Safety Code, except for loans and indebtedness approved or incurred prior to December 31, 1993, the agency shall not pay indebtedness or receive property taxes pursuant to Health and Safety Code Section 33670 from the Added Area after ten years from the termination of the effectiveness of the Redevelopment Plan. Based upon the termination date established in subsection B of this section, the agency shall not pay indebtedness or receive property taxes pursuant to Section 33670 after November 5, 2042, with respect to the added area; provided, however, that loans or other indebtedness approved or incurred by the Agency prior to December 31, 1993, to finance the Project, may be repaid in accordance with the terms relating to such indebtedness, and the Agency may receive property tax increments after the dates establish above to repay such debt accordingly.

"D. The ordinance codified in this section amending the redevelopment plan is adopted pursuant to Health and Safety Code Section 33333.6. In addition to the specific limitations established and amended as provided in subsections A through C of this section, this section incorporates by reference those provisions of subsections (g) and (h) of Section 33333.6."

Section 2. County Ordinance C.S. 454 is continued in full force and effect except as amended by this Ordinance.

Section 3. The clerk of the board of supervisors is directed to send a certified copy of this Ordinance to the Redevelopment Agency of the City of Modesto.

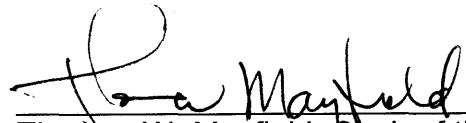
Section 4. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor Monteith, seconded by Supervisor Grover, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the 15th day of January, 2008, by the following called vote:

AYES: Supervisors: O'Brien, Grover, Monteith, DeMartini, and
Chairman Mayfield

NOES: Supervisors: None

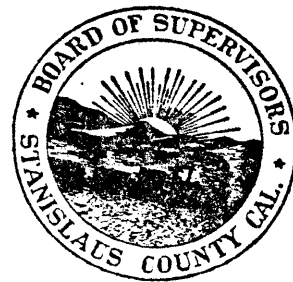
ABSENT: Supervisors: None



Thomas W. Mayfield, Chair of the Board
of Supervisors of the County of
Stanislaus, State of California

ATTEST:
CHRISTINE FERRARO TALLMAN
CLERK OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF STANISLAUS, STATE OF CALIFORNIA

By Suzi Gilbert
Deputy



APPROVED AS TO FORM:
MICHAEL H. KRAUSNICK
COUNTY COUNSEL

By 
John P. Doering
Assistant County Counsel

**DECLARATION OF PUBLICATION
(C.C.P. S2015.5)**

**COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

I am a citizen of the United States and a resident Of the County aforesaid; I am over the age of Eighteen years, and not a party to or interested In the above entitle matter. I am a printer and Principal clerk of the publisher of **THE MODESTO BEE**, printed in the City of **MODESTO**, County of **STANISLAUS**, State of California, daily, for which said newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of **STANISLAUS**, State of California, Under the date of **February 25, 1951, Action No. 46453**; that the notice of which the annexed is a printed copy, has been published in each issue there of on the following dates, to wit:

JANUARY 23 , 2008

I certify (or declare) under penalty of perjury That the foregoing is true and correct and that This declaration was executed at **MODESTO, California** on

JANUARY 23, 2008


(Signature)

**ORDINANCE NO. C.S. 1019
AN ORDINANCE AMENDING STANISLAUS
COUNTY CODE SECTION 2.06.210 TO
ELIMINATE AND AMEND CERTAIN TIME
LIMITATIONS WITH RESPECT TO THE
REDEVELOPMENT PLAN FOR THE
MODESTO REDEVELOPMENT PROJECT
THE BOARD OF SUPERVISORS OF THE COUNTY
OF STANISLAUS, STATE OF CALIFORNIA,
ORDAINS AS FOLLOWS:**

Section 1. Section 2.06.210 of the Stanislaus County Code is amended to read as follows:

'A. The Redevelopment Plan for the Modesto Redevelopment Project, as previously amended by County Ordinance C.S. 580 on December 20, 1994, and by Modesto City Ordinance No. 2931-C.S., is hereby amended to eliminate the time limits on the establishing of loans, advances and indebtedness with respect to that portion of the Project referred to as the Added Area located within the unincorporated area of the county, as set forth in the last paragraph of Section 502 of the Redevelopment Plan.

'B. In accordance with Section 33333.6 (e) (2) (C) of the Health and Safety Code, the time limit on the effectiveness of the Redevelopment Plan with respect to that portion of the Added Area, located within the unincorporated area of the county, as set forth in Section 800 of the Redevelopment Plan, and as previously amended by County Ordinance C.S. 580 and by Modesto City Ordinance No. 2931-C.S., currently scheduled to terminate on November 5, 2031, with respect to the Added Area, shall be extended by one year. Based upon such extension, the effectiveness of the Redevelopment Plan with respect to the added area shall terminate on November 5, 2032.

'C. In accordance with Section 33333.6 (e) (2) (C) of the Health and Safety Code, except for loans and indebtedness approved or incurred prior to December 31, 1993, the agency shall not pay indebtedness or receive property taxes pursuant to Health and Safety Code Section 33670 from the Added Area after ten years from the termination of the effectiveness of the Redevelopment Plan. Based upon the termination date established in subsection B of this section, the agency shall not pay indebtedness or receive property taxes pursuant to Section 33670 after November 5, 2042, with respect to the added area; provided, however, that loans or other indebtedness approved or incurred by the Agency prior to December 31, 1993, to finance the Project, may be repaid in accordance with the terms relating to such indebtedness, and the Agency may receive property tax increments after the dates establish above to repay such debt accordingly.

'D. The ordinance codified in this section amending the redevelopment plan is adopted pursuant to Health and Safety Code Section 33333.6. In addition to the specific limitations established and amended as provided in subsections A through C of this section, this section incorporates by reference those provisions of subsections (g) and (h) of Section 33333.6.'

Section 2. County Ordinance C.S. 454 is continued in full force and effect except as amended by this Ordinance.

Section 3. The clerk of the board of supervisors is directed to send a certified copy of this Ordinance to the Redevelopment Agency of the City of Modesto.

Section 4. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor Monteith, seconded by Supervisor Grover, the foregoing resolution was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, the 15th day of January, 2008, by the following called vote:

AYES: Supervisors: O'Brien, Grover, Monteith, DeMartini and Chairman Mayfield

NOES: Supervisors: None

ABSENT: Supervisors: None

Thomas W. Mayfield, Chair of the Board of Supervisors of the County of Stanislaus, State of California

ATTEST:

Christine Ferraro Tallman
Clerk of the Board of Supervisors of the County of Stanislaus, State of California

By: Suzi Seibert, Deputy

APPROVED AS TO FORM:

Michael H. Krausnick

County Counsel

By: John P. Doering, Assistant County Counsel

JANUARY 23, 2008

ORA-55-F-1