

The City of Garden Grove as Successor Agency to the
Garden Grove Agency for Community Development

INTER-DEPARTMENT MEMORANDUM

To: Matthew J. Fertal
Dept: Director
Subject: RESOLUTION AUTHORIZING THE CERTIFYING TO THE ACCEPTANCE OF DEEDS OR GRANTS
From: Economic Development
Date: February 28, 2012

OBJECTIVE

To seek Successor Agency approval of a Resolution authorizing the Secretary to certify acceptance of deeds or grants of interests in real property to the Successor Agency and execute Certificates of Acceptance.

BACKGROUND/ANALYSIS

Pursuant to State law, any deed or grant of an interest in real property to the Successor Agency must be accompanied by a Certificate of Acceptance executed by an authorized officer of the Successor Agency in order to be recorded. Similar to procedures followed by the City Council and the former Board of the Garden Grove Agency for Community Development, the proposed Resolution would provide City Clerk/Secretary with the required authorization to execute Certificates of Acceptance on behalf of the Successor Agency.


FINANCIAL IMPACT

None.

RECOMMENDATION


Staff recommends that the Successor Agency:

- Adopt the attached Resolution authorizing the Successor Agency to certify to the acceptance of deeds or grants to The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development, and to execute and attach a Certificate of Acceptance to all such deeds or grants.


JIM DELLALONGA
Senior Project Manager/Department Administrative Officer

Attachment 1: Resolution

Recommended for Approval


Matthew Fertal
Director

RESOLUTION NO.

A RESOLUTION OF THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT AUTHORIZING THE SECRETARY TO CERTIFY TO THE ACCEPTANCE OF DEEDS OR GRANTS TO THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT AND TO EXECUTE AND ATTACH TO ALL SUCH DEEDS OR GRANTS A CERTIFICATE OF ACCEPTANCE

WHEREAS, the City of Garden Grove has elected to become the Successor Agency to the Garden Grove Agency for Community Development pursuant to ABx1-26;

WHEREAS, pursuant to Resolution No. 1-12, adopted on February 14, 2012, the name of the Successor Agency was designated to be "THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT" and the City Clerk of the City of Garden Grove was appointed as the Successor Agency Secretary;

WHEREAS, Section 27281 of the Government Code of California provides that deeds or grants conveying any interest in or easement upon real property to a political corporation or governmental agency for public purposes shall not be accepted for recordation without the consent of the grantee evidenced by its Certificate of Acceptance attached to or printed on the deed or grant; and

WHEREAS, Section 27281 further provides that any political corporation or governmental agency, by a general resolution, may authorize an officer or agent to accept and consent to such deeds or grants.

NOW THEREFORE, BE IT HEREBY RESOLVED by The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. The Secretary of The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development hereby is authorized and directed to accept deeds and grants conveying any interest in or easement upon any real property to The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development on behalf of said Agency.

Section 3. The Secretary hereby is authorized to execute and attach to all deeds and grants a certificate in substantially the following form:

"CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the foregoing deed or grant dated _____ from

_____, to The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development, a public agency, is hereby accepted by the undersigned officer on behalf of The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development pursuant to authority conferred by Resolution of The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development adopted on _____, and the grantee consents to recordation thereof by its duly authorized officer.

**The City of Garden Grove as
Successor Agency to the Garden
Grove Agency for Community
Development,
a public agency**

Dated: _____ By: _____
Secretary"

Section 4. That any deeds and/or grants conveying any interest in or easement upon any real property to The City of Garden Grove as Successor Agency to the Garden Grove Agency for Community Development, and any certificates accepting such deeds or grants on behalf of said Agency executed by the Secretary or City Clerk prior to the adoption of this Resolution are hereby ratified.