

RESOLUTION NO 2007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLEDAD AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE COUNTY OF MONTEREY REGARDING THE REORGANIZATION OF "ANDALUCIA SUBDIVISION III" AND DETACHMENTS FROM THE GABILAN-SANTA LUCIA RESOURCE CONSERVATION DISTRICT/THE MISSION-SOLEDAD RURAL FIRE PROTECTION DISTRICT

BE IT RESOLVED by the City Council of the City of Soledad that the Mayor and the City Clerk by, and they are hereby, authorized and directed for and in behalf of said City to execute an agreement with the County of Monterey, in the form of the document hereunto attached, marked "Exhibit A", and by reference made a part hereof.

PASSED AND adopted by the City Council of the City of Soledad at a regular meeting duly held on the 22nd day of August, 1990, by the following vote:

AYES, and in favor thereof, Councilmembers: Manuel Campos, John Holguin, Fred Ledesma, Mayor Pro Tem Joe Ledesma, Mayor Richard Ortiz

NOES, Councilmembers: None

ABSENT, Councilmembers. None

*Richard Ortiz*  
MAYOR OF THE CITY OF SOLEDAD

ATTEST.

*George J. [Signature]*  
CITY CLERK OF THE CITY OF SOLEDAD

AN AGREEMENT BETWEEN THE COUNTY OF MONTEREY AND THE CITY OF  
SOLEDAD REGARDING THE TRANSFER OF CREDIT FOR A SHARE OF  
LOWER INCOME HOUSING FOR THE PROPOSE "ANDALUCIA  
SUBDIVISION III REORGANIZATION" INVOLVING  
ANNEXATION OF 19.7 ACRES TO THE CITY OF  
SOLEDAD AND DETACHMENTS FROM THE  
GABILAN SANTA LUCIA RESOURCE  
CONSERVATION DISTRICT AND  
MISSION-SOLEDAD RURAL  
FIRE PROTECTION  
DISTRICT

THIS AGREEMENT (the "Agreement") is made and entered  
into this 22nd day of August, 1990, by and between the City of  
Soledad and the County of Monterey, California.

WITNESSETH.

WHEREAS, California Government Code Section 65583  
requires each local jurisdiction to provide its appropriate  
share of lower-income housing opportunities, and,

WHEREAS, the Association of Monterey Bay Area  
Governments (AMBAG) has determined, as required by California  
Government Code Section 65584, the existing and projected  
lower-income housing needs and related allocations for every  
local jurisdiction within Monterey County, and,

WHEREAS, AMBAG has determined that Monterey County's  
appropriate share of additional lower-income households for 1990  
is 6,809 households; and,

WHEREAS, the State of California Department of Housing  
and Community Development (HCD) defines lower-income households  
as those having eighty percent (80%) or less of the median  
income of the County; and,

WHEREAS, it is the intent of State Housing Law  
(California Government Code Section 65581(d) that local  
governments should cooperate to address regional housing needs,  
and,

WHEREAS, the County's Growth Management Policies and  
the urban reserve designation of the Central Salinas Valley

Exhibit "A"

General Plan support urbanization and related housing development within the City of Soledad and, therefore, demonstrates the County's intent to accommodate the growth of the City of Soledad, and,

WHEREAS, the Joint Venture Housing Strategy of the Monterey County General Plan and Housing Element, provide that the County and Cities shall provide to the County a share of the credit for creating affordable units within areas proposed for annexation to the cities; and,

WHEREAS, an application for the proposed "Andalucia Subdivision III Reorganization" (19.7 acres) involving annexation to the City of Soledad, and detachments from the Gabilan-Santa Lucia Resource Conservation District, and the Mission-Soledad Rural Fire Protection District, has been submitted to the Monterey County Local Agency Formation Commission (LAFCO) for its consideration, and,

WHEREAS, upon reorganization of the affected area, the County of Monterey and the City of Soledad intend to and do agree to a transfer of credit for a share of lower-income housing opportunities to be provided, if any, within the proposed "Andalucia Subdivision III Reorganization" (LAFCO file 90-9).

NOW, THEREFORE, UPON THE MUTUAL PROMISES OF THE PARTIES HERETO, BE IT AGREED BY THE COUNTY OF MONTEREY AND THE CITY OF SOLEDAD AS FOLLOWS:

1. Upon completion of development in the "Andalucia Subdivision III Reorganization" area, the City of Soledad shall, by written notice, report to the County of Monterey the number of lower-income housing units constructed, if any, within the "Andalucia Subdivision III Reorganization" area and the County's total fair share credit pursuant to Paragraph 2 of this Agreement. Said notice shall constitute the City's sole obligation pursuant to this Agreement
2. The County shall receive from the City of Soledad a credit of 49% for all affordable housing units built within the "Andalucia Subdivision III Reorganization" area (LAFCO File No. 90-9).
3. Credit for said affordable housing units shall apply solely to the County's need for affordable units within the Southern Monterey County Housing Market Area as defined by AMBAG and no other Housing Market Area within the County.

4. The City and County concur that the City of Soledad is under no obligation and does not establish a precedent through this Agreement for the transfer of affordable housing credits to the County of Monterey in future housing annexations. The question of the future sharing of housing credits between the County and City may be negotiated at the discretion of the parties on a case by case basis or through a master agreement.

IN WITNESS WHEREOF the County of Monterey and the City of Soledad have executed this Agreement as of the date first above written.

CITY OF SOLEDAD  
By: Richard C. [Signature]  
Mayor

COUNTY OF MONTEREY  
By. \_\_\_\_\_  
Chair