

**RESOLUTION NO. 45**

**RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY OF  
THE FORMER MILPITAS REDEVELOPMENT AGENCY  
DIRECTING SUCCESSOR AGENCY STAFF TO PAY THE INVOICES FOR  
OVERSIGHT BOARD EXPENSES, AS APPROVED BY THE OVERSIGHT BOARD  
CHAIR**

**WHEREAS**, the California State Legislature enacted Assembly Bill x1 26 to dissolve redevelopment agencies formed under the Community Redevelopment Law (Health and Safety Code section 33000 et seq.), as amended by Assembly Bill 1484, Statutes of 2012, enacted June 27, 2012 (the "Dissolution Law"); and

**WHEREAS**, pursuant to Health and Safety Code section 34177, the Oversight Board of the Successor Agency of the former Milpitas Redevelopment Agency shall direct the expeditious wind down of the affairs of the redevelopment agency, consistent with its fiduciary responsibilities to holders of enforceable obligations and the taxing entities; and

**WHEREAS**, pursuant to Health and Safety Code sections 341179 (c) and (p), respectively, the Oversight Board, in furtherance of its duties under the Dissolution Law, may direct the staff of the Successor Agency to perform work, and if necessary, may supersede decisions made by the Successor Agency or Successor Agency staff on matters within the purview of the Oversight Board; and

**WHEREAS**, the Oversight Board retained conflict legal counsel in order to obtain independent legal counsel and contracted with the County for administrative services; and

**WHEREAS**, the Oversight Board Chair has approved certain invoices for administrative and legal services which the Successor Agency staff has failed to pay; and

**WHEREAS**, Successor Agency staff has conditioned processing of payment for invoices from the Oversight Board's counsel on the waiver of attorney client privilege.

**NOW, THEREFORE, BE IT RESOLVED** that the Oversight Board has considered the full record before it, which includes but is not limited to the staff report, testimony by staff and the public, and other materials and evidence provided to it.

**BE IT FURTHER RESOLVED** that the Oversight Board directs Successor Agency staff to pay the invoices for Oversight Board expenses, as approved and provided by the Oversight Board Chair, which shall include the total billable hours, hourly rate, and dates of service.

**PASSED AND ADOPTED** this 3rd day of November, 2014, by the following vote:

AYES: Karlen, Knopf, McInerney, Medina, Mendizabal, Reliford, Williams

NOES:

ABSENT:

ABSTAIN:

ATTEST:

  
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Barbara Crump  
Oversight Board Secretary

APPROVED:

  
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Maribel S. Medina  
Oversight Board Chair