

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GARDEN GROVE AUTHORIZING THE TERMINATION OF MEMBERSHIP IN THE ORANGE COUNTY REGIONAL AIRPORT AUTHORITY, AND THE TERMINATION OF THE AUTHORITY AND THE JOINT POWERS AGREEMENT.

WHEREAS, the Orange County Regional Airport Authority (OCRAA) is a joint powers authority comprised of Orange County cities who actively pursued a suitable site for a commercial airport in Orange County since 1974; and

WHEREAS, on August 3, 1993 the City of Garden Grove approved resolution number 7601-93 and became a Member of OCRAA; and

WHEREAS, the OCRAA Joint Exercise of Powers Agreement section (j) states “Any Party may withdraw from the Authority at any time, for any reason, by giving written notice to the Board of its intention to do so thirty (30) days prior to a regulator meeting of the Board; and

WHEREAS, the OCRAA Joint Exercise of Powers Agreement section (k) Termination of Authority states “the Authority shall terminate, and its assets be distributed in accordance with the provisions of this Agreement, upon; (a) the unanimous vote of its members; or (b) the sale or other disposition of all interest of the Authority in El Toro [and John Wayne]; or (c) the formation of an Airport District under the California Airport District Act, contained in California Public Utilities Code Section 22001, et seq., including the territories of all Members and all other cities and counties within the community impacted by the closure and re-use of El Toro, legally committed to the objectives and purposes of the Authority and governed by a Board of Directors elected at large throughout the District; and

WHEREAS, on July 2, 1999 the Base Realignment and Closure Commission officially closed Marine Corps Air Station (MCAS) El Toro.

WHEREAS, on February 16, 2005 the Lennar Corporation purchased the former MCAS El Toro property, which started the partnership between the City of Irvine, Lennar Corporation and the Federal Government in the creation of the Great Park.

WHEREAS, the OCRAA’s interest in MCAS El Toro terminated on February 16, 2005 when the Lennar Corporation purchased MCAS El Toro from the United States Navy; and

WHEREAS, the need and purposes for the OCRAA terminated on February 16, 2005 when the Lennar Corporation purchased MCAS El Toro from the United States Navy; and

WHEREAS, a board of directors has not been appointed, nor has the OCRAA membership met since 2005; and

WHEREAS, the City of Garden Grove last served as treasurer and headquarters for the OCRAA, and minimal funds are left over in the OCRAA account.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GARDEN GROVE CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. Termination of Membership in OCRAA. That the City of Garden Grove's membership in OCRAA is hereby confirmed terminated.

Section 2. Termination of the OCRAA. That the City Manager, or designee, is hereby authorized and directed to notify the last known members of the OCRAA to take all actions necessary to confirm their termination of their membership in the OCRAA and termination of the OCRAA. The notice shall report on the remaining funds deposited in the OCRAA account held by the City of Garden Grove, which funds shall be transferred to the City of Garden Grove's General Fund to defray the cost of terminating and winding down of the OCRAA. The City manager, or his designee, shall further take all actions necessary to formally terminate and wind down the OCRAA, including notification of the State agencies with jurisdiction thereof, as may be required by law.

Section 3. Termination of the OCRAA Account. The OCRAA account held by the City of Garden Grove shall be closed and any remaining funds shall be transferred to the City of Garden Grove General Fund to defray the cost of terminating and winding down the OCRAA.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Garden Grove on this _____ day of _____, 2017.

MAYOR

ATTEST:

CITY CLERK