

OVERSIGHT BOARD RESOLUTION NO. 16-01

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE 16-17 A-B FOR THE ANNUAL FISCAL PERIOD OF JULY 1, 2016 TO JUNE 30, 2017, INCLUDING THE FY 16-17 ADMINISTRATIVE BUDGET INCLUDED THEREWITH, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE DOF PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 24, PART 1.85; AUTHORIZE POSTING AND TRANSMITTAL THEREOF; AND AUTHORIZE THE ASSISTANT FINANCE DIRECTOR, IN CONSULTATION WITH LEGAL COUNSEL, TO REQUEST AND COMPLETE MEET AND CONFER SESSION(S) WITH THE DOF AND MAKE AUGMENTATIONS, MODIFICATIONS, ADDITIONS OR REVISIONS AS MAY BE NECESSARY OR DIRECTED BY DOF.

WHEREAS, the former Costa Mesa Redevelopment Agency ("Agency") was established as a redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Section 33000, *et seq.* ("CRL"), and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of Costa Mesa ("City"); and

WHEREAS, Assembly Bill x1 26 chaptered and effective on June 27, 2011 added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which caused the dissolution of all redevelopment agencies and wind down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 and other subsequent legislation (together, the "Dissolution Law"); and

WHEREAS, as of February 1, 2012 the former Agency was dissolved pursuant to the Dissolution Law, and as a separate public entity, corporate and politic the Successor Agency to the Costa Mesa Redevelopment Agency ("Successor Agency") administers the enforceable obligations of the former Agency and otherwise unwinds the former

Agency's affairs, all subject to the review and approval by a seven-member oversight board ("Oversight Board"); and

WHEREAS, pursuant to Section 34179 the Successor Agency's Oversight Board has been formed and the initial meeting occurred on April 19, 2012; and

WHEREAS, Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Law; and

WHEREAS, Sections 34177(m), 34177(o) and 34179 provide that each ROPS is submitted to, reviewed and approved by the Successor Agency and then reviewed and approved by the Oversight Board before final review and approval by the State Department of Finance ("DOF"); and

WHEREAS, Section 34177(o) of the Dissolution Law requires that the annual ROPS for the 16 17 A-B fiscal period of July 1, 2016 to June 30, 2017 ("ROPS 16-17 A-B") shall be submitted to the DOF by the Successor Agency, after approval by the Oversight Board, no later than February 1, 2016; and

WHEREAS, the Oversight Board has reviewed the ROPS 16-17 A-B presented by the Successor Agency and desires to approve the ROPS 16-17 A-B, including the FY 16-17 administrative budget included therewith, and to authorize the Successor Agency, to cause posting of ROPS 16-17 A-B on the City/Successor Agency's website:

<http://www.ci.costa-mesa.ca.us/> and to direct transmittal of such ROPS to the DOF, County Administrative Officer, County Auditor-Controller, and the State Controller's Office.

NOW, THEREFORE, BE IT RESOLVED BY THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY:

Section 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part of this Resolution.

Section 2. Pursuant to the Dissolution Law, the Oversight Board hereby approves ROPS 16-17 A-B, along with the FY 16-17 administrative budget that is included therewith, which is included as Attachment 1 and incorporated by this reference; provided however, that the ROPS 16-17 A-B is approved subject to the condition such ROPS is to be submitted to and reviewed by the DOF. Further, the Assistant Finance Director, in consultation with legal counsel, shall be authorized to request and complete meet and confer session(s) with the DOF and make augmentations, modifications, additions or revisions as may be necessary or directed by DOF.

Section 3. The Oversight Board authorizes transmittal of the ROPS 16-17 A-B to the DOF, with copies to the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office.

Section 4. The Assistant Finance Director of the Successor Agency or an authorized designee is directed to post this Resolution, including the ROPS 16-17 A-B, on the City/Successor Agency website pursuant to the Dissolution Law.

Section 5. Pursuant to Section 34179(h) written notice and information about all actions taken by the Oversight Board shall be provided to the DOF by electronic means and in a manner of DOF's choosing. An Oversight Board's action shall become effective five (5) business days after notice in the manner specified by the DOF unless the DOF requests a review; provided however, that pursuant to Section 34177(m) as to each ROPS submitted the DOF shall make its determination of the enforceable obligations and the amounts and funding sources of the enforceable obligations thereon no later than 45 days after submittal.

Section 6. The Secretary of the Oversight Board shall certify to the adoption of this Resolution.

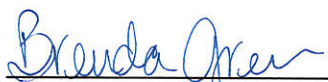
APPROVED AND ADOPTED this 21st day of January 2016.



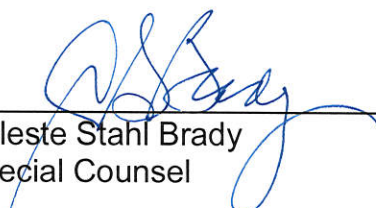
James M. Righeimer, Chair
Oversight Board of the Successor Agency to
the Costa Mesa Redevelopment Agency

ATTEST:

APPROVED AS TO FORM:



Brenda Green, Secretary
Oversight Board of the Successor Agency
to the Costa Mesa Redevelopment Agency



Celeste Stahl Brady
Special Counsel

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF COSTA MESA)

I, Brenda Green, Secretary of the Oversight Board of the Successor Agency to the Costa Mesa Redevelopment Agency, hereby certify that the foregoing resolution was duly adopted by the Oversight Board at a regular meeting held on the 21st day of January 2016, and that it was so adopted by the following vote:

AYES: BOARD MEMBERS: Baker, Francis, Hatch, Righeimer, Trader

NOES: BOARD MEMBERS: None

ABSENT: BOARD MEMBERS: Dunn, Monahan

ABSTAIN: BOARD MEMBERS: None

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 22nd day of January, 2016.



Brenda Green, Secretary
Oversight Board of the Successor Agency to
the Costa Mesa Redevelopment Agency

(SEAL)

**ATTACHMENT 1 TO
OVERSIGHT BOARD RESOLUTION NO. 16-01**

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE 16-17 A-B
FOR THE SIX-MONTH FISCAL PERIOD OF JULY 1, 2016 TO JUNE 30, 2017,
INCLUDING FY 16-17 ADMINISTRATIVE BUDGET**

(attached)

Recognized Obligation Payment Schedule (ROPS 16-17) - Summary
 Filed for the July 1, 2016 through June 30, 2017 Period

Successor Agency: Costa Mesa
 County: Orange

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)		16-17A Total	16-17B Total	ROPS 16-17 Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding				
A	Sources (B+C+D):	\$ 633	\$ -	\$ 633
B	Bond Proceeds Funding	-	-	-
C	Reserve Balance Funding	-	-	-
D	Other Funding	633	-	633
Enforceable Obligations Funded with RPTTF Funding (F+G):				
F	Non-Administrative Costs	1,480,868	19,750	1,500,618
G	Administrative Costs	125,000	125,000	250,000
H	Current Period Enforceable Obligations (A+E):	\$ 1,606,501	\$ 144,750	\$ 1,751,251

Certification of Oversight Board Chairman:
 Pursuant to Section 34177 (a) of the Health and Safety code, I
 hereby certify that the above is a true and accurate Recognized
 Obligation Payment Schedule for the above named successor
 agency.

 Name Title
 /s/ _____
 Signature Date

Costa Mesa Recognized Obligation Payment Schedule (ROPS 16-17) - ROPS Detail

July 1, 2016 through June 30, 2017

(Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	16-17A					16-17B					W								
											L	M	N	O	P	Q	Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF		Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF				
																	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin		Admin	16-17A Total	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	16-17B Total
Item #	Project Name/Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Payee	Description/Project Scope	Project Area	Total Outstanding Debt or Obligation	Retired	ROPS 16-17 Total	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	16-17A Total	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	16-17B Total							
1	TAB Refunding 2003	Bonds Issued On or Before 12/31/10	9/25/2003	10/1/2017	Bank of New York	Bonds issued for non-housing projects	Downtown	\$ 1,371,125	N	\$ 694,375				\$ 667,825	\$ 125,000	\$ 1,606,501				\$ 19,750	\$ 125,000	\$ 144,750							
2	Contract for consulting services	Fees	9/25/2003	10/1/2017	Bank of New York	Fiscal Agent Services- Annual	Downtown	2,500	N	\$ 2,500			833	1,867		\$ 2,500							\$						
3	Contract for consulting services	Fees	9/25/2003	12/31/2018	Bank of New York	Arbitrage Calculation- every 5 yrs	Downtown	3,000	N	\$ -						\$ -							\$						
4	Contract for consulting services	Fees	3/1/2011	12/31/2018	B	Prep Continuing Disclosure Report- Annual	Downtown	3,000	N	\$ 3,000						\$ -					3,000		\$ 3,000						
5	County Property Tax Admin Fee	Fees	1/1/2012	6/30/2024	County of Orange	Charge for Administering property tax system			N																				
6	Promissory Note Payable	City/County Loans On or Before 8/27/11	9/30/1971	6/30/2024	City of Costa Mesa	Original Loan to establish RDA	Downtown	9,670,830	N	\$ 811,376				811,376		\$ 811,376							\$						
37	Administrative Cost	Admin Costs	1/1/2012	6/30/2024	Not provided	Not provided	Downtown	250,000	N	\$ 250,000					125,000	\$ 125,000						125,000	\$ 125,000						
52	Litigation Against DOP & County of Orange Auditor Controller	Litigation	7/1/2013	6/30/2018	Enterprise Counsel Group	Litigation against DOP & County of Orange Auditor Controller denying the RDA loan and action denying certain prior payments.	Downtown		N	\$ -						\$ -							\$ -						
53	Housing Authority Admin Cost Allowance	Housing Entity Admin Cost Allowance	7/1/2015	10/1/2017	Costa Mesa Housing Authority	Costa Mesa Housing Authority Admin Cost Allowance			N	\$ -						\$ -							\$ -						
54									N	\$ -						\$ -							\$ -						
55									N	\$ -						\$ -							\$ -						
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**Costa Mesa Recognized Obligation Payment Schedule (ROPS 16-17) - Report of Cash Balances
(Report Amounts in Whole Dollars)**

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation. For tips on how to complete the Report of Cash Balances Form, see **CASH BALANCE TIPS SHEET**

A	B	C	D	E	F	G	H	I	
Cash Balance Information by ROPS Period		Fund Sources						Comments	
		Bond Proceeds		Reserve Balance		Other	RPTTF		
		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS period balances and DDR RPTTF balances retained	Prior ROPS RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin		
ROPS 15-16A Actuals (07/01/15 - 12/31/15)									
1	Beginning Available Cash Balance (Actual 07/01/15)	704,335					264,393	\$68,828 14-15B Excess Cash -will apply to ROPS 15-16B \$83,970 13-14A Excess Cash- applied to ROPS 15-16A. The amount had been deducted from ROPS15-16A RPTTF distributed in June 2015. \$111,695 Other funding Source reported on prior ROPS, applied to ROPS 15-16A. The amount had deducted from ROPS15-16A RPTTF distributed in June 2015	
2	Revenue/Income (Actual 12/31/15) RPTTF amounts should file to the ROPS 15-16A distribution from the County Auditor-Controller during June 2015							AB 1484 requires 20% (\$71,935) of any loan repayment be deducted from loan repayment amount (\$359,675) and transferred to LMI Housing Assets Fund per HSC 34101.4(e)(2)(c)	
3	Expenditures for ROPS 15-16A Enforceable Obligations (Actual 12/31/15)					633	1,021,435		
4	Retention of Available Cash Balance (Actual 12/31/15) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)					633	1,215,746		
5	ROPS 15-16A RPTTF Balances Remaining	No entry required							
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ 704,335	\$ -	\$ -	\$ -	\$ -	\$ 70,082	ROPS 14-15B Excess Cash- will apply to ROPS 15-16B (\$68,828) ROPS 15-16A Excess Cash -will apply to ROPS 16-17 (\$821)	
ROPS 15-16B Estimate (01/01/16 - 06/30/16)									
7	Beginning Available Cash Balance (Actual 01/01/16) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ 704,335	\$ -	\$ -	\$ -	\$ -	\$ 70,082		
8	Revenue/Income (Estimate 06/30/16) RPTTF amounts should file to the ROPS 15-16B distribution from the County Auditor-Controller during January 2016								
9	Expenditures for ROPS 15-16B Enforceable Obligations (Estimate 06/30/16)						91,797		
10	Retention of Available Cash Balance (Estimate 06/30/16) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)						180,625		
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ 704,335	\$ -	\$ -	\$ -	\$ -	\$ 1,254		

**SUCCESSOR AGENCY ADMINISTRATIVE BUDGET
07/01/2016-06/30/2017**

Personnel Expenditures

<u>Department</u>	<u>Position</u>	<u>Annual Wages, Benefits, etc. *</u>	<u>Percent to S.A. Admin</u>	<u>Annual S.A. Admin Costs 07/01/2016 - 06/30/2017</u>
Development Services	Management Analyst (JR)	\$ 128,824.00	25%	\$ 32,206.00
CEO	City Clerk (BG)	\$ 185,668.00	20%	\$ 37,133.60
CEO	Deputy City Clerk (JM)	\$ 101,382.00	5%	\$ 5,069.10
Finance	Accounting Specialist II (RD)	\$ 100,090.00	5%	\$ 5,004.50
Finance	Budget Analyst (AB)	\$ 136,134.00	10%	\$ 13,613.40
Finance	Accounting Supervisor (CT)	\$ 153,412.00	20%	\$ 30,682.40
Finance	Asst Fin Director (CO)	\$ 203,329.00	25%	\$ 50,832.25
Total Personnel Expenditures				\$ 174,541.25

Other Administrative Expenditures for period 07/01/2016-06/30/2017

<u>Department</u>	<u>Activity</u>	<u>Annual S.A. Admin Costs</u>	<u>Percent to S.A. Admin</u>	<u>Annual Costs 07/01/2016- 06/30/2017</u>
Finance	Accounting/Audit Services	\$ 7,500.00	100%	\$ 7,500.00
Development Services	Legal - Stradling Yocca Carlson & Rauth	\$ 47,500.00	100%	\$ 47,500.00
Development Services	Lawsuit Legal - Enterprise Counsel Group	\$ 20,000.00	100%	\$ 20,000.00
Development Services	Consulting	\$ 400.00	100%	\$ 400.00
Admin Services	Central Services & Postage	\$ 58.75	100%	\$ 58.75
Total Other Expenditures				\$ 75,458.75

Total Annual Administrative Budget \$ 250,000.00

* Estimated as of December 2015