

OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE STANISLAUS COUNTY REDEVELOPMENT AGENCY

SPECIAL MEETING AGENDA

February 23, 2015
11:00 a.m.

*Third Floor, Conference Room 3001
1010 10th Street
Modesto, California*

www.stancounty.com

The Oversight Board welcomes you to its meetings which are regularly scheduled the second Thursday of each month, and your interest is encouraged and appreciated.

The agenda is divided into two sections:

CONSENT CALENDAR: These matters include routine financial and administrative actions and are identified with an asterisk (*). All items on the consent calendar will be voted on as a single action at the beginning of the meeting under the section titled "Consent Calendar" without discussion. If you wish to discuss an item on the Consent Calendar, please notify the Clerk prior to the beginning of the meeting or you may speak about the item during Public Comment Period.

NON-CONSENT CALENDAR: These items will be individually discussed and reviewed in detail.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE OVERSIGHT BOARD REGARDING A MATTER ON THE AGENDA: Please raise your hand or step to the podium at the time the item is announced by the Oversight Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Oversight Board will be limited to a maximum of 5 minutes unless the Chairperson of the Oversight Board grants a longer period of time.

PUBLIC COMMENT PERIODS: Matters under the jurisdiction of the Oversight Board and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Oversight Board for consideration; however, California law prohibits the Oversight Board from taking any action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Oversight Board. Any member of the public wishing to address the Oversight Board during the "Citizen's Forum" period will be limited to a maximum of 5 minutes.

OVERSIGHT BOARD AGENDAS AND MINUTES: Agendas, Minutes, and copies of items to be considered by the Oversight Board are typically posted on the internet on Friday afternoons preceding the meeting at the following website: www.stancounty.com. All materials, including materials related to an item on this Agenda, submitted to the Oversight Board after distribution of the agenda packet are available for public inspection in the Planning and Community Development Department at 1010 10th Street, Suite 3400, Modesto, during normal business hours.

NOTICE REGARDING NON-ENGLISH SPEAKERS: Oversight Board meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Oversight Board Clerk at (209) 525-6330. Notification 72 hours prior to the meeting will enable the Clerk to make arrangements to ensure accessibility to this meeting.

I. **ROLL CALL:** Dave Cogdill Jr.; Linda Flores; Brad Hawn; Terry Withrow; Duane Wolterstorff; Randall Bradley

II. **APPROVAL OF MINUTES**

*A. September 11, 2014

III. CORRESPONDENCE

- A. None

IV. PUBLIC COMMENT

V. AGENDA ITEMS

- A. Approval of the Administrative Budget for Fiscal Year 2015-2016
- B. Approval of Recognized Obligation Payment Schedule for July 1, 2015 to December 31, 2015 (ROPS 15-16A)

VI. OTHER MATTERS

- A. January 13, 2015 Resignation of James Duval
- B. On the Horizon

VII. ADJOURNMENT

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE
STANISLAUS COUNTY REDEVELOPMENT AGENCY**

MINUTES

REGULAR MEETING

September 11, 2014

I. ROLL CALL: Meeting called to order at 9:05 a.m.

Present: Chairman, Terry Withrow; James Duval; Brad Hawn; Randall Bradley; Duane Wolterstorff

Absent: Dave Cogdill, Jr.; Linda Flores

Staff Present: Angela Freitas, Planning and Community Development Director; Angelica Ramos, Manager III; Brenda McCormick, Oversight Board Clerk

II. APPROVAL OF MINUTES

*A. Upon motion of Oversight Board members Duane Wolterstorff/James Duval (4-0, Randall Bradley abstained), the Board approved the minutes of the February 20, 2014 meeting.

III. CORRESPONDENCE

A. None.

IV. PUBLIC COMMENT

A. No one spoke.

V. AGENDA ITEMS (* - Consent Items)

A. Approval of an Amendment to the Administrative Budget for Fiscal Year 2014-2015. *Director Freitas presented an overview of the report to the Oversight Board.*

Chairman asked for public comment – No one spoke.

Brad Hawn / James Duval (5-0) - Approved all Staff Recommendations as outlined in the Staff Report, including Resolution No. 2014-03.

B. Approval of Recognized Obligation Payment Schedule for January 1, 2015 to June 30, 2015 (ROPS 14-15B). *Director Freitas presented an overview of the report.*

Chairman asked for public comment – Marisol Aguilar, CRLA Staff Attorney spoke.

James Duval / Duane Wolterstorff (5-0) – Approved all Staff Recommendations as outlined in the Staff Report, including Resolution No. 2014-04.

VI. OTHER MATTERS (NOT PUBLIC HEARINGS)

A. On the Horizon.

Director Freitas informed the Board that the next potential meeting would be held February 12, 2015, for the adoption of the FY 15-16 Administrative Budget and FY 15-16A ROPS; however, information was brought to her attention regarding the potential for refunding/refinancing the Keyes Storm Drain Bond to reduce debt service. The Oversight Board expressed support for staff to research options and to schedule a meeting prior to February 12, 2015 for an update.

VII. ADJOURNMENT

The meeting was adjourned at 9:18 a.m.

Signature on file
Angela Freitas, Secretary

(The above is a summary of the minutes of the Oversight Board meeting)

bm/

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE
STANISLAUS COUNTY REDEVELOPMENT AGENCY**

STAFF REPORT

SUBJECT:

Approval of an Administrative Budget for Fiscal Year 2015-2016

RECOMMENDATION:

1. Approve the Administrative Budget for Fiscal Year 2015-2016.
2. Direct the Department of Planning and Community Development to forward the approved administrative budget to the Stanislaus County Auditor-Controller as the Successor Agency's official administrative cost estimates for Fiscal Year 2015-2016.
3. Adopt the attached Draft Resolution approving the Administrative Budget for Fiscal Year 2015-2016.

DISCUSSION:

The Redevelopment Agency Dissolution Act (the "Dissolution Act") (ABx1 26) requires that a successor agency prepare a proposed administrative budget and submit it to the oversight board for its approval. The proposed administrative budget must include all of the following:

1. Estimated amounts for successor agency administrative costs for the upcoming six-month fiscal period.
2. Proposed sources of payment for the costs identified in item one (1) above.
3. Proposals for arrangements for administrative and operations services provided by a city, county, city and county, or other entity.

In addition, the successor agency is required to provide the County Auditor-Controller with administrative cost estimates from its approved administrative budget that are to be paid from property tax revenues deposited into the Redevelopment Property Tax Trust Fund (RPTTF) for each six-month fiscal period covered by a Recognized Obligation Payment Schedule (ROPS).

The Dissolution Act provides for an administrative cost allowance to provide funds for successor agencies to wind down the affairs and administer the debt repayments of the former redevelopment agency. The Dissolution Act provides the following definition:

"Administrative cost allowance" means an amount that, subject to the approval of the oversight board, is payable from property tax revenues of up to 5 percent of the property tax allocated to the successor agency on the Recognized Obligation Payment Schedule covering the period January 1, 2012, through June 30, 2012, and up to 3 percent of the property tax allocated to the Redevelopment Obligation Retirement Fund money that is allocated to the successor agency for each fiscal year thereafter; provided, however, that the amount shall not be less than two hundred fifty thousand dollars (\$250,000), unless the oversight board reduces this amount, for any fiscal year or such lesser amount as agreed to by the successor agency. However, the allowance shall exclude, and shall not apply to, any administrative costs that can be paid from bond proceeds or from sources other than property tax. Administrative cost allowances shall exclude any litigation expenses related to assets or obligations, settlements and judgments, and the costs of maintaining assets prior to disposition. Employee costs associated with work on specific project implementation activities, including, but not limited to, construction inspection, project management, or actual construction, shall be considered project-specific costs and shall not constitute administrative costs."

Based on the Successor Agency's (SA) enforceable obligations, three percent of the property tax allocated to the SA, based on prior Fiscal Year allocations, is less than the minimum administrative cost allowance of \$250,000.

The following is a description of the costs to be covered by the administrative cost allowance in Fiscal Year 2015-2016:

Staffing Costs: These costs reflect staff salaries and benefits for the time spent working on SA. The costs reflected in the budget are estimates based on actual costs and anticipated work tasks that need to be completed.

Staffing costs include staff time from the County's Department of Planning and Community Development, County Counsel, and the Chief Executive Office.

Operational Costs: These costs reflect the SA's costs for services, supplies and the County's Cost Allocation Plan (CAP) charges. CAP charges include "fair share costs" covering, but not limited to, self-insured general liability, mail room, Auditor's Department, Purchasing Agents, and fiduciary liability insurance. These costs also include Oversight Board meeting related expenses.

Legal and Professional Service Costs: These costs reflect actual costs for outside legal and professional services provided to the SA. Professional service may include, but are not limited to, bond refunding and bond arbitrage.

Proposed Administrative Budget:

The proposed administrative budgets provided below reflect the administrative costs to be listed on the ROPS as an enforceable obligation to be paid for from the administrative cost allowance.

	Fiscal Year 2015-2016
	February 23, 2015 Proposed Budget*
Staffing Costs	\$95,000.00
Operational Costs	\$30,000.00
Legal and Professional Service Costs	\$125,000.00
Total Costs	\$250,000.00

** All budget amounts per category are estimated and actual costs per category may vary provided total costs do not exceed \$250,000.*

A reconciliation of estimated versus actual costs will be reported on subsequent ROPS. The difference will result in adjustments to the amount of property tax distributed by the County Auditor-Controller to the SA's Redevelopment Property Tax Trust Fund.

An administrative budget of \$250,000 was approved by the OB for Fiscal Year 2014-2015. The SA continues to budget for the full amount of the administrative cost allowance to ensure adequate funding is available to cover all costs.

ATTACHMENTS:

1. Draft Resolution No. 2015-01

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE
STANISLAUS COUNTY REDEVELOPMENT AGENCY**

RESOLUTION NO. 2015-01

DATE: February 23, 2015

SUBJECT: Approval of an Administrative Budget for Fiscal Year 2015-2016

On the motion of _____, seconded by _____, and approved by the following vote:

Ayes:

Noes:

Absent:

Abstained:

THE FOLLOWING RESOLUTION WAS ADOPTED:

WHEREAS, on February 1, 2012, the Stanislaus County Redevelopment Agency was dissolved pursuant to the Redevelopment Agency Dissolution Act (ABx1 26), enacted by the State Legislature, and signed by the Governor, as part of the Fiscal Year 2011-12 State budget bill, and subsequently modified by the State Supreme Court; and

WHEREAS, pursuant to Section 34173 of ABx1 26, the County of Stanislaus assumed the role of the Successor Agency to the former Stanislaus County Redevelopment Agency ("Successor Agency"), and is responsible for winding down the activities of the former Redevelopment Agency; and

WHEREAS, the Successor agency must prepare an administrative budget and submit it to the Oversight Board for approval, pursuant to Section 34177 (j) of the ABx1 26; and

WHEREAS, the Oversight Board has considered the proposed Administrative Budget for Fiscal Year 2015-2016.

NOW, THEREFORE, BE IT RESOLVED that this Oversight Board:

1. Has considered the proposed Administrative Budget for Fiscal Year 2015-2016, presented at this meeting, and hereby adopts the proposed Administrative Budget in substantially the same form as attached hereto.
2. This resolution shall take effect from and after the date of its passage and adoption, February 23, 2015.

BE IT FURTHER RESOLVED that Successor Agency staff is directed to provide administrative cost estimates to be paid from property tax revenues to the County Auditor-Controller for each six month fiscal period.

ATTEST:

APPROVED AS TO FORM:

Brenda McCormick
Oversight Board Clerk

Thomas Boze
Deputy County Counsel

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE
STANISLAUS COUNTY REDEVELOPMENT AGENCY**

STAFF REPORT

SUBJECT:

Approval of Recognized Obligation Payment Schedule (ROPS) 15-16A for July 1, 2015 to December 31, 2015

RECOMMENDATION:

1. Approve the Recognized Obligation Payment Schedule (ROPS) 15-16A for July to December 2015.
2. Approve the attached Draft Resolution approving the ROPS 15-16A for July to December 2015.
3. Authorize the Chair of the Oversight Board to sign the ROPS 15-16A for July to December 2015.
4. Direct the Department of Planning and Community Development to take all actions required under law including, but not limited to, forwarding the approved ROPS to the Stanislaus County Auditor-Controller, California Department of Finance, and California State Controller's Office.

DISCUSSION:

The Redevelopment Agency Dissolution Act (the "Dissolution Act") (ABx1 26) requires that an oversight board approve the Recognized Obligation Payment Schedule (ROPS) prepared by the successor agency before it can be submitted to the Stanislaus County Auditor-Controller, California Department of Finance (Finance) and the State Controller's Office. A ROPS lists all of the enforceable obligations of the former Redevelopment Agency and, commencing on May 1, 2012, only those payments listed on the ROPS may be made by the Successor Agency (SA).

After May 1, 2012, the SA only receives a distribution of property tax funding (deposited into a Redevelopment Property Tax Trust Fund (RPTTF)) equal to the amount needed to make the payments listed on the ROPS.

All of the obligations listed on the ROPS 15-16A were listed on previous ROPS approved by the Oversight Board (OB) of the SA of the Stanislaus County Redevelopment Agency (Agency). (See Attachment 1) Despite OB approval, Finance has determined that the following two agreements reflected on the ROPS are not enforceable obligations and, as such, the obligations have been denied:

- Public Works Infrastructure Agreement
- Housing Set Aside Fund – LMI Housing Fund/1991 CRLA Agreement

The ROPS's are prepared using on-line templates provided by Finance. While the templates do not delete items denied by Finance as enforceable obligations, the ROPS instructions make clear that, in accordance with the Dissolution Act, agencies and the oversight boards are not allowed to restore funding for an obligation that was deleted or reduced by Finance unless it reflects decisions made during the Meet and Confer process or pursuant to a court order.

The SA has been unsuccessful through the Meet and Confer process in getting Finance to reverse their determinations of denial.

The ROPS includes a reconciliation of estimated versus actual payments made by the SA during the ROPS 14-15A period (July to December 2014). As reflected on the "Summary" and "Report of Prior Period Adjustments" sheets, the ROPS 15-16A RPTTF payment will be reduced by \$95,129. Based on this reduction, the ROPS 15-16A reflects an adjusted current period RPTTF requested funding in the amount of \$1,184,304; however, the "Summary" sheet does not reflect this reduction in the section titled "County Auditor Controller Reported Prior Adjustment to Current Period RPTTF Requested Funding". Shaded sections of the new template reflect pre-populated fields which cannot be adjusted by the SA.

Upon submittal of the ROPS 15-16A, the Finance will have five (5) days to request a review and forty-five (45) days to review the ROPS. Upon Finance's determination, the SA has five (5) days to request additional review by Finance and an opportunity to Meet and Confer on disputed items. While the SA does not anticipate there being any disputed items, staff is prepared to request additional review and to Meet and Confer, if necessary.

ATTACHMENTS:

1. Proposed ROPS 15-16A for July to December 2015
2. Draft Resolution No. 2015-02

Recognized Obligation Payment Schedule (ROPS 15-16A) - Summary

Filed for the July 1, 2015 through December 31, 2015 Period

Name of Successor Agency: Stanislaus County
Name of County: Stanislaus

Current Period Requested Funding for Outstanding Debt or Obligation	Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding	
A Sources (B+C+D):	\$ -
B Bond Proceeds Funding (ROPS Detail)	-
C Reserve Balance Funding (ROPS Detail)	-
D Other Funding (ROPS Detail)	-
E Enforceable Obligations Funded with RPTTF Funding (F+G):	\$ 1,279,433
F Non-Administrative Costs (ROPS Detail)	1,154,433
G Administrative Costs (ROPS Detail)	125,000
H Current Period Enforceable Obligations (A+E):	\$ 1,279,433

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding

I Enforceable Obligations funded with RPTTF (E):	1,279,433
J Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)	(95,129)
K Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 1,184,304

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding

L Enforceable Obligations funded with RPTTF (E):	1,279,433
M Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)	-
N Adjusted Current Period RPTTF Requested Funding (L-M)	1,279,433

Certification of Oversight Board Chairman:
Pursuant to Section 34177 (m) 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 agency.

Terry Withrow	Oversight Board Chairman
Name	Title
/s/	2/23/2015
Signature	Date

Recognized Obligation Payment Schedule (ROPS 15-16A) - ROPS Detail
July 1, 2015 through December 31, 2015
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P
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	Funding Source					Six-Month Total
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF		
										Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	
								\$ 26,266,045		\$ -	\$ -	\$ -	\$ 1,154,433	\$ 125,000	\$ 1,279,433
1	Salida Storm Drain Loan	Third-Party Loans	8/19/2003	8/1/2041	USDA-Rural Development	Loan for public infrastructure	No. 1	6,466,300	N				216,812		\$ 216,812
2	Keyes Tax Allocation Bond	Third-Party Loans	12/8/2005	8/1/2036	Bank of New York	Loan for public infrastructure	No. 1	18,686,122	N				738,663		\$ 738,663
3	Bret Harte Sewer Loan	Improvement/Infrastructure	4/12/1995	12/12/2015	CA Water Quality Control Board	Loan for public infrastructure	No. 1	178,958	N				178,958		\$ 178,958
4	Cal HFA	Third-Party Loans	4/12/2005	4/1/2015	CA Housing Finance Agency	Down Payment Assistance - LMI	No. 1	756,065	N				-		\$ -
6	Keyes Bond Administration	Fees	12/8/2005	8/1/2036	Bank of New York	Annual Bond Administration	No. 1	33,600	N				-		\$ -
7	Keyes Bond Arbitrage	Fees	12/8/2005	8/1/2036	Bank of New York	5 year Bond Arbitrage	No. 1	20,000	N				20,000		\$ 20,000
9	1991 CLRA Agreement	Miscellaneous	11/5/1991	6/25/2042	Successor Housing Agency	Affordable housing programs	No. 1		N						\$ -
10	Public Works Infrast. Agreement	Improvement/Infrastructure	6/20/2011	6/25/2042	Stan. County Public Works	Public infrastructure projects	No. 1		N						\$ -
11	Administrative allowance	Admin Costs	1/1/2015	6/30/2015	Stanislaus County	Successor Agency administration	No. 1	125,000	N					125,000	\$ 125,000
12									N						\$ -
13									N						\$ -
14									N						\$ -
15									N						\$ -
16									N						\$ -
17									N						\$ -
18									N						\$ -
19									N						\$ -
20									N						\$ -
21									N						\$ -
22									N						\$ -
23									N						\$ -
24									N						\$ -
25									N						\$ -
26									N						\$ -
27									N						\$ -
28									N						\$ -
29									N						\$ -
30									N						\$ -
31									N						\$ -
32									N						\$ -
33									N						\$ -
34									N						\$ -
35									N						\$ -
36									N						\$ -
37									N						\$ -
38									N						\$ -
39									N						\$ -
40									N						\$ -
41									N						\$ -
42									N						\$ -
43									N						\$ -
44									N						\$ -
45									N						\$ -
46									N						\$ -
47									N						\$ -
48									N						\$ -
49									N						\$ -
50									N						\$ -
51									N						\$ -

Recognized Obligation Payment Schedule (ROPS 15-16A) - 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 https://rad.dof.ca.gov/rad-sa/pdf/Cash_Balance_Agency_Tips_Sheet.pdf.

A	B	C	D	E	F	G	H	I	
		Fund Sources							
		Bond Proceeds		Reserve Balance		Other	RPTTF		
	Cash Balance Information by ROPS Period	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	Comments	
ROPS 14-15A Actuals (07/01/14 - 12/31/14)									
1	Beginning Available Cash Balance (Actual 07/01/14)				252,022	187,507	102,836		
2	Revenue/Income (Actual 12/31/14) RPTTF amounts should tie to the ROPS 14-15A distribution from the County Auditor-Controller during June 2014					2,494	1,477,067		
3	Expenditures for ROPS 14-15A Enforceable Obligations (Actual 12/31/14) RPTTF amounts, H3 plus H4 should equal total reported actual expenditures in the Report of PPA, Columns L and Q						1,229,171		
4	Retention of Available Cash Balance (Actual 12/31/14) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)				252,022	190,001	252,022	Please See Notes/Comments	
5	ROPS 14-15A RPTTF Prior Period Adjustment RPTTF amount should tie to the self-reported ROPS 14-15A PPA in the Report of PPA, Column S	No entry required						95,129	
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,581		
ROPS 14-15B Estimate (01/01/15 - 06/30/15)									
7	Beginning Available Cash Balance (Actual 01/01/15) (C, D, E, G = 4 + 6, F = H4 + F4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ 504,044	\$ 190,001	\$ 98,710		
8	Revenue/Income (Estimate 06/30/15) RPTTF amounts should tie to the ROPS 14-15B distribution from the County Auditor-Controller during January 2015						760,517		
9	Expenditures for ROPS 14-15B Enforceable Obligations (Estimate 06/30/15)				504,044		764,098		
10	Retention of Available Cash Balance (Estimate 06/30/15) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)					190,001		Please See Notes/Comments	
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 95,129		

Recognized Obligation Payment Schedule (ROPS 15-16A) - Notes

July 1, 2015 through December 30, 2015

Item #	Notes/Comments
9	ROPS Detail Page. Five percent (5%) of the contribution for housing under the 1991 CRLA Agreement has been determined by Department of Finance (Finance) not to be an enforceable obligation as part of the review determination process for previous ROPS. In accordance with the ROPS instructions provided by Finance, the obligation debt information has not been populated. The Successor Agency and the Oversight Board (OB) of the former Stanislaus County Redevelopment Agency continue to disagree with Finance's determination and reserve the right both to challenge Finance's determination and to establish that the full Agreement is an enforceable obligation. As reflected on the OB approved ROPS III, the obligation that DOF denied under this Agreement is approximately \$7,544,860. The total obligation under this agreement is approximately \$7 Million plus if only the 5% obligation is determined by the courts to be enforceable; it is \$50 Million plus if the full 25% obligation is determined to be enforceable.
10	ROPS Detail Page. The Public Works Infrast. Agreement has been determined by Department of Finance (Finance) not to be an enforceable obligation as part of the review determination process for previous ROPS. In accordance with the ROPS instructions provided by Finance, the obligation debt information has not been populated. The Successor Agency and the Oversight Board (OB) of the former Stanislaus County Redevelopment Agency (RDA) continue to disagree with Finance's determination and reserve the right to challenge Finance's determination and to establish that the full Agreement is an enforceable obligation. Approximately \$5.3 Million was held by the RDA to fund this Agreement, as reflected on the Non-housing Due Diligence Review (DDR) submitted to Finance on January 10, 2013. The Successor Agency and Oversight Board maintain that this cash should have been retained by the Successor Agency for purposes consistent with this Agreement. As reflected on the OB approved ROPS III, the total outstanding obligation for this Agreement is approximately \$26,596,704. Therefore, between the Non-housing DDR and the obligation set forth on the ROPS I, II, and III, the total obligation is \$32 Million.
4	Prior Period Adjustment Page. The prior 13-14B ROPS requested and was awarded \$252,022 for the CalHFA loan which represented 1/3 of the total amount due of \$756,065 in April 2015. This amount is being held on reserve until the payment date and for purposes of retaining it, is listed on the Prior Period adjustments page under actual.
	Lines 4 and 10/Column (G) Cash Balances Page. The \$190,001 (of a \$245,000) is debt service reserve required by the USDA for the Salida Storm Drain loan.
	Line 4/Column (F) and (H) Cash Balances Page. The \$252,022 plus \$252,022 is reserve RPTTF funds approved and distributed under ROPS 13-14B and 14-15A for future payment of Item (4) - CalHFA Loan. RPTTF to cover the remaining total outstanding obligation of \$765,065 was requested under ROPS 14-15B.
	I:\RDA\Successor Agency\Administrative_General\Fiscal Year Admin Files\FY 2015-2016\ROPS 15-16A\DOF ROPS Template and Instructions\[Stanislaus County_ROPS_15-16A.xlsx]Prior Period Adjustments

**OVERSIGHT BOARD TO THE SUCCESSOR AGENCY TO THE
STANISLAUS COUNTY REDEVELOPMENT AGENCY**

RESOLUTION NO. 2015-02

DATE: February 23, 2015

**SUBJECT: Approval of Recognized Obligation Payment Schedule (ROPS) 15-16A for
July 1, 2015 to December 31, 2015**

On the motion of _____ seconded by _____, and approved by the
following vote:

Ayes:

Noes:

Absent:

Abstained:

THE FOLLOWING RESOLUTION WAS ADOPTED:

WHEREAS, on February 1, 2012, the Stanislaus County Redevelopment Agency was dissolved pursuant to the Redevelopment Agency Dissolution Act (ABx1 26), enacted by the State Legislature, and signed by the Governor, as part of the Fiscal Year 2011-12 State budget bill, and subsequently modified by the State Supreme Court; and

WHEREAS, pursuant to Section 34173 of ABx1 26, the County of Stanislaus assumed the role of the Successor Agency to the former Stanislaus County Redevelopment Agency ("Successor Agency"), and is responsible for winding down the activities of the former Redevelopment Agency; and

WHEREAS, ABx1 26 requires the Successor Agency to prepare a Recognized Obligation Payment Schedule (ROPS) for each six month period and submit it to the Oversight Board for approval; and

WHEREAS, in accordance with the ROPS instructions provided by the California Department of Finance, the obligation debt information for the 1991 CRLA Agreement and Public Works Infrastructure Agreement has not been populated; and

WHEREAS, the ROPS 15-16A, for the period of July 1, 2015 to December 31, 2015, was considered by the Oversight Board at a public meeting on February 23, 2015.

NOW, THEREFORE, BE IT RESOLVED that this Oversight Board:

1. Hereby adopts the proposed ROPS 15-16A for July 1, 2015 to December 31, 2015.

2. Hereby finds that, while the obligation debt information has not been populated for the 1991 CRLA Agreement and Public Works Infrastructure Agreements based on the Department of Finance's determination and instructions, the Successor Agency and the Oversight Board of the former Stanislaus County Redevelopment Agency continue to disagree with Finance's determination and reserve the right to challenge Finance's determination and reestablish the Agreements as an enforceable obligation.
3. This resolution shall take effect from and after the date of its passage and adoption, February 23, 2015.

BE IT FURTHER RESOLVED that this Oversight Board directs Successor Agency staff to take all actions required by the Redevelopment Agency Dissolution Act (ABx1 26), including but not limited to, forwarding the approved ROPS to the Stanislaus County Auditor-Controller, the California Department of Finance, and the California State Controller's Office for certification and approval, and requesting the opportunity to meet and confer with the Department of Finance, if needed.

ATTEST:

APPROVED AS TO FORM:

Brenda McCormick
Oversight Board Clerk

Thomas Boze
Deputy County Counsel