

ATTACHMENT 1

**February 17, 2015 Successor Agency Resolution
Adopting Recognized Obligations Payment Schedule
for the 15-16A Six-Month Fiscal Period of July 1, 2015 to December 31, 2015**

(attached)

SUCCESSOR AGENCY RESOLUTION NO. 15-XX

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE COSTA MESA REDEVELOPMENT AGENCY APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE 15-16A FOR THE SIX-MONTH FISCAL PERIOD OF JULY 1, 2015 TO DECEMBER 31, 2015, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE OVERSIGHT BOARD AND THE DOF PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 24, PART 1.85; AUTHORIZE POSTING AND TRANSMITTAL THEREOF

WHEREAS, the former Costa Mesa Redevelopment Agency (“former 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.*, 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 its 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) 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, the Dissolution Law, in particular Section 34177(m), requires that the ROPS for the 15-16A six-month fiscal period of July 1, 2015 to December 31, 2015 (“ROPS 15-16A”) shall be submitted to the DOF by the successor agency, after approval by the oversight board, no later than March 1, 2015; and

WHEREAS, pursuant to Sections 34179.6 and 34177(k)(2)(B) of the Dissolution Law, the Successor Agency is required to submit a copy of the ROPS 15-16A to the County Administrative Officer (“CAO”), the County Auditor-Controller (“CAC”), the State Controller’s Office (“SCO”) and the DOF at the same time that the Successor Agency submits such ROPS to the Oversight Board for review; and

WHEREAS, the Successor Agency has reviewed the draft ROPS 15-16A and desires to approve such ROPS and to authorize the Successor Agency, to transmit the ROPS to the Oversight Board for review and action and send copies of such ROPS to the CAO, CAC, SCO and DOF; and

WHEREAS, the Successor Agency shall post the ROPS 15-16A on the Successor Agency website.

NOW, THEREFORE, BE IT RESOLVED BY 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 Successor Agency approves the ROPS 15-16A submitted herewith as Attachment 1, which schedule is incorporated herein by this reference; provided however, that the ROPS 15-16A is approved subject to the condition such ROPS 15-16A is to be transmitted to the Oversight Board for review and approval and a copy of such ROPS 15-16A shall concurrently be sent to the CAO, CAC, SCO, and 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 authorized to make augmentations, modifications, additions or revisions as may be necessary or directed by DOF.

Section 3. After approval by the Oversight Board, the Successor Agency authorizes transmittal of the approved ROPS 15-16A again to the CAC, SCO and DOF.

Section 4. The Assistant Finance Director of the Successor Agency or an authorized designee is directed to post this Resolution, including the ROPS 15-16A, on the Successor Agency website pursuant to the Dissolution Law.

Section 5. The Secretary of the Successor Agency shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED this 17th day of February 2015.

Stephen M. Mensinger, Chair
Successor Agency to the Costa Mesa
Redevelopment Agency

ATTEST:

Brenda Green, Secretary
Successor Agency to the Costa Mesa Redevelopment Agency

(SEAL)

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

I, Brenda Green, Secretary of the Successor Agency to the Costa Mesa Redevelopment Agency, hereby certify that the foregoing resolution was duly adopted by the Successor Agency at a regular meeting held on the 17th day of February 2015, and that it was so adopted by the following vote:

AYES: COUNCIL MEMBERS: None

NOES: COUNCIL MEMBERS: None

ABSENT: COUNCIL MEMBERS: None

ABSTAIN: COUNCIL MEMBERS: None

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 17th day of February, 2015.

Brenda Green, Secretary
Successor Agency to the Costa Mesa
Redevelopment Agency

(SEAL)

**ATTACHMENT 1 TO
OVERSIGHT BOARD RESOLUTION NO. 15-___**

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE 15-16A
FOR THE SIX-MONTH FISCAL PERIOD OF JULY 1, 2015 TO DECEMBER 31, 2015**

(attached)

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

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

Name of Successor Agency: Costa Mesa
 Name of County: Orange

<u>Current Period Requested Funding for Outstanding Debt or Obligation</u>	<u>Six-Month Total</u>
A Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding Sources (B+C+D):	\$ 111,595
B Bond Proceeds Funding (ROPS Detail)	-
C Reserve Balance Funding (ROPS Detail)	-
D Other Funding (ROPS Detail)	111,595
E Enforceable Obligations Funded with RPTTF Funding (F+G):	\$ 1,105,405
F Non-Administrative Costs (ROPS Detail)	980,405
G Administrative Costs (ROPS Detail)	125,000
H Current Period Enforceable Obligations (A+E):	\$ 1,217,000
 <u>Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding</u>	
I Enforceable Obligations funded with RPTTF (E):	1,105,405
J Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)	(83,970)
K Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 1,021,435
 <u>County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding</u>	
L Enforceable Obligations funded with RPTTF (E):	1,105,405
M Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)	-
N Adjusted Current Period RPTTF Requested Funding (L-M)	1,105,405

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.

_____	_____
Name	Title
/s/ _____	
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
										Funding Source									
										Non-Redevelopment Property Tax Trust Fund (Non-RPTTF)			RPTTF						
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	Bond Proceeds	Reserve Balance	Other Funds	Non-Admin	Admin	Six-Month Total				
								\$ 14,074,166		\$ -	\$ -	\$ 111,595	\$ 980,405	\$ 125,000	\$ 1,217,000				
1	TAB Refunding 2003	Bonds issued On or	9/25/2003	10/1/2017	Bank of New York	Bonds issued for non-housing projects	Downtown	2,058,575	N			111,595	543,230		\$ 654,825				
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		\$ 2,500				
3	Contract for consulting services	Fees	9/25/2003	12/31/2018	Bank of New York	Arbitrage Calculation- every 5 yrs	Downtown	-	N						\$ -				
4	Contract for consulting services	Fees	3/1/2011	12/31/2018	Harrell & Company Advisor LLC	Prep Continuing Disclosure Report- Annual	Downtown	-	N						\$ -				
5	County Property Tax Admin Fee	Fees	1/1/2012	6/30/2024	County of Orange	Charge for Administering property tax system	Downtown		N						\$ -				
6	Promissory Note Payable	City/County Loans On or Before 6/27/11	9/30/1971	6/30/2024	City of Costa Mesa	Original Loan to establish RDA	Downtown	11,813,091	N				359,675		\$ 359,675				
37	Administrative Cost	Admin Costs	1/1/2012	6/30/2024	Not provided	Not provided	Downtown	125,000	N					125,000	\$ 125,000				
52	Litigation Against DOF & County of Orange Auditor Controller	Litigation	7/1/2013	6/30/2018	Enterprise Counsel Group	Litigation against DOF & County of Orange Auditor Controller denying the RDA loan and action denying certain prior payments.	Downtown	75,000	N				75,000		\$ 75,000				
53									N						\$ -				
54									N						\$ -				
55									N						\$ -				
56									N						\$ -				
57									N						\$ -				
58									N						\$ -				
59									N						\$ -				
60									N						\$ -				
61									N						\$ -				
62									N						\$ -				
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73									N						\$ -				
74									N						\$ -				
75									N						\$ -				
76									N						\$ -				
77									N						\$ -				
78									N						\$ -				
79									N						\$ -				
80									N						\$ -				
81									N						\$ -				
82									N						\$ -				
83									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
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 14-15A Actuals (07/01/14 - 12/31/14)								
1	Beginning Available Cash Balance (Actual 07/01/14)	704,300				-	55,301	
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				-		1,649,822	
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						1,572,401	
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)						-	
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				83,970
6	Ending Actual Available Cash Balance C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ 704,300	\$ -	\$ -	\$ -	\$ -	\$ 48,752	
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)	\$ 704,300	\$ -	\$ -	\$ -	\$ -	\$ 132,722	
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						198,760	
9	Expenditures for ROPS 14-15B Enforceable Obligations (Estimate 06/30/15)						247,825	
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)							
11	Ending Estimated Available Cash Balance (7 + 8 - 9 - 10)	\$ 704,300	\$ -	\$ -	\$ -	\$ -	\$ 83,657	

Recognized Obligation Payment Schedule (ROPS 15-16A) - Report of Prior Period Adjustments
 Reported for the ROPS 14-15A (July 1, 2014 through December 31, 2014) Period Pursuant to Health and Safety Code (HSC) section 34186 (a)
 (Report Amounts in Whole Dollars)

ROPS 14-15A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HSC Section 34186 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 14-15A (July through December 2014) period. The amount of Redevelopment Property Tax Trust Fund (RPTTF) approved for the ROPS 15-16A (July through December 2015) period will be offset by the SA's self-reported ROPS 14-15A prior period adjustment. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by the county auditor-controller (CAC) and the State Controller.

A	B	I	J	K	L	M	N	O	P	Q	R	S	T
Item #	Project Name / Debt Obligation	RPTTF Expenditures											SA Comments
		Non-Admin					Admin					Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 15-16A Requested RPTTF)	
		Authorized	Available RPTTF (ROPS 14-15A distributed + all other available as of 07/1/14)	Net Lesser of Authorized / Available	Actual	Difference (If K is less than L, the difference is zero)	Authorized	Available RPTTF (ROPS 14-15A distributed + all other available as of 07/1/14)	Net Lesser of Authorized / Available	Actual	Difference (If total actual exceeds total authorized, the total difference is zero)		
		\$ 1,531,371	\$ 1,531,371	\$ 1,531,371	\$ 1,447,401	\$ 83,970	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	\$ -	\$ 83,970	
1	TAB Refunding	645,888	645,888	\$ 645,888	645,888	\$ -						\$ -	
2	Contract for	2,500	2,500	\$ 2,500	1,802	\$ 698						\$ 698	
3	Contract for consulting services	-	-	\$ -	-	\$ -						\$ -	
4	Contract for consulting services	-	-	\$ -	-	\$ -						\$ -	
5	County Property Tax Admin Fee	-	-	\$ -	-	\$ -						\$ -	
6	Promissory Note Payable	782,983	782,983	\$ 782,983	782,983	\$ -						\$ -	
7	Successor Agency Consulting	-	-	\$ -	-	\$ -						\$ -	
8	Not Provided	-	-	\$ -	-	\$ -						\$ -	
9	Not Provided	-	-	\$ -	-	\$ -						\$ -	
10	Neighborhood Stabilization Program	-	-	\$ -	-	\$ -						\$ -	
11	Project Costs- Consulting	-	-	\$ -	-	\$ -						\$ -	
12	Project Costs- Legal	-	-	\$ -	-	\$ -						\$ -	
13	1901 Newport Housing Project	-	-	\$ -	-	\$ -						\$ -	
14	Project Costs- Consulting	-	-	\$ -	-	\$ -						\$ -	
15	Project Costs- Legal	-	-	\$ -	-	\$ -						\$ -	

Recognized Obligation Payment Schedule (ROPS 15-16A) - Report of Prior Period Adjustments
 Reported for the ROPS 14-15A (July 1, 2014 through December 31, 2014) Period Pursuant to Health and Safety Code (HSC) section 34186 (a)
 (Report Amounts in Whole Dollars)

ROPS 14-15A Successor Agency (SA) Self-reported Prior Period Adjustments (PPA): Pursuant to HSC Section 34186 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS 14-15A (July through December 2014) period. The amount of Redevelopment Property Tax Trust Fund (RPTTF) approved for the ROPS 15-16A (July through December 2015) period will be offset by the SA's self-reported ROPS 14-15A prior period adjustment. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by the county auditor-controller (CAC) and the State Controller.

A	B	I	J	K	L	M	N	O	P	Q	R	S	T
Item #	Project Name / Debt Obligation	RPTTF Expenditures											SA Comments
		Non-Admin					Admin					Net SA Non-Admin and Admin PPA (Amount Used to Offset ROPS 15-16A Requested RPTTF)	
		Authorized	Available RPTTF (ROPS 14-15A distributed + all other available as of 07/1/14)	Net Lesser of Authorized / Available	Actual	Difference (If K is less than L, the difference is zero)	Authorized	Available RPTTF (ROPS 14-15A distributed + all other available as of 07/1/14)	Net Lesser of Authorized / Available	Actual	Difference (If total actual exceeds total authorized, the total difference is zero)		
		\$ 1,531,371	\$ 1,531,371	\$ 1,531,371	\$ 1,447,401	\$ 83,970	\$ 125,000	\$ 125,000	\$ 125,000	\$ 125,000	\$ -	\$ 83,970	
30	Costa Mesa Family Village (Shapell)	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
31	Project Costs- Consulting	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
32	Project Costs- Legal	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
33	Rental Rehabilitation Program	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
34	Project Costs- Legal	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
35	Habitat for Humanity (5 units)	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
36	Project Costs- Legal	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
37	Administrative Cost	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
38	Successor Agency Personnel Expenditures	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
39	Executive Secretary	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
40	Management Analyst	-	-	\$ -	-	\$ -	-	-	-	18,562	-	\$ -	-
41	Management Analyst	-	-	\$ -	-	\$ -	-	-	-	-	-	\$ -	-
42	Accounting Supervisor	-	-	\$ -	-	\$ -	-	-	-	17,711	-	\$ -	-
43	Asst. Finance Director	-	-	\$ -	-	\$ -	-	-	-	30,783	-	\$ -	-

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

July 1, 2015 through December 30, 2015

Item # Notes/Comments

On the ROPS detail worksheet \$111,595 was listed as Other Funds under Funding Source. This amount was transferred to Costa Mesa Successor Agency from the City as of 12/31/2014 based on the State Controller's Office audit findings reported in the Costa Mesa Redevelopment Agency Asset Transfer Review Report dated January 2015.

1