

**OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY OF THE NEWARK REDEVELOPMENT AGENCY
Special Meeting Agenda
Tuesday, February 18, 2014
Newark City Hall, 5th Floor Conference Room
37101 Newark Boulevard
5:00 p.m.**

A. CALL TO ORDER/ROLL CALL

B. MINUTES

- B.1** Minutes of Special Oversight Board meeting held on September 23, 2013.

C. NEW BUSINESS

- C.1** Resolution of the Oversight Board of the Successor Agency to the Newark Redevelopment Agency approving the loan repayment schedule – from Administrative Services Director Woodstock. (RESOLUTION)
- C.2** Resolution of the Oversight Board of the Successor Agency to the Newark Redevelopment Agency adopting and endorsing the Recognized Obligation Payment Schedule for the period of July to December 2014 – from Administrative Services Director Woodstock. (RESOLUTION)

D. BOARD MEMBER COMMENTS

E. PUBLIC COMMENT

Any person wishing to discuss any item not on the agenda may address the Oversight Board for the Successor Agency to the Newark Redevelopment Agency at this point by giving his/her name for the record. Remarks shall be limited to a maximum of five (5) minutes.

F. ADJOURNMENT

Pursuant to Government Code 54957.5: Supplemental materials distributed less than 72 hours before this meeting, to a majority of the Oversight Board, will be made available for public inspection at this meeting and at the City Clerk's Office located at 37101 Newark Boulevard, 5th Floor, during normal business hours. Materials prepared by City staff and distributed during the meeting are available for public inspection at the meeting or after the meeting if prepared by some other person. Documents related to closed session items or are exempt from disclosure will not be made available for public inspection.

For those persons requiring hearing assistance, please make your request to the City Clerk two days prior to the meeting.

**OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY OF THE NEWARK REDEVELOPMENT AGENCY
Special Meeting DRAFT Minutes
Monday, September 23, 2013
Newark City Hall, 5th Floor Conference Room
37101 Newark Boulevard
5:00 p.m.**

A. CALL TO ORDER/ROLL CALL

At 5:05 p.m. Chair Nagy called the meeting to order.

Board Members present: Reyes, Grindall, Davis, Valle, and Chair Nagy

Board Members absent: Little, Crocker

B. MINUTES

B.1 Minutes of Special Oversight Board meeting held on March 18, 2013.

Board Member Davis moved, Board Member Reyes seconded to approve the minutes. The motion passed 5 AYES, 2 ABSENT.

C. NEW BUSINESS

C.1 Resolution of the Oversight Board to the Successor Agency to the Newark Redevelopment Agency to adopt and endorse the Recognized Obligation Payment Schedule for the period of January to June 2014.

RESOLUTION NO. OB 2013-2

Administrative Services Director Woodstock stated the Recognized Obligation Payment Schedule (ROPS) was prepared reporting the administrative costs. The loan from the City to the Redevelopment Agency will be reported beginning with the next ROPS.

Board Member Grindall moved, Board Member Davis seconded to adopt and endorse the Recognized Obligation Payment Schedule for the period of January to June 2014. The motion passed 5 AYES, 2 ABSENT.

D. BOARD MEMBER COMMENTS

There were no comments.

E. PUBLIC COMMENT

Frank Addiego stated that some of the song selections for Newark Days were, in his opinion, vulgar.

Chair Nagy suggested that Mr. Addiego talk with Board Member Reyes, who is a Newark Days Committee member, after the meeting.

F. ADJOURNMENT

At 5:12 p.m. Board Member Davis moved, Board Member Reyes seconded to adjourn the meeting. The motion passed, 5 AYES, 2 ABSENT.

C.1 Resolution of the Oversight Board of the Successor Agency to the Newark Redevelopment Agency approving the loan repayment schedule – from Administrative Services Director Woodstock. (RESOLUTION)

Background/Discussion – The loan from the City to the Newark Redevelopment Agency shown on the January to June 2012 Recognized Obligation Payment Schedule (ROPS) was rejected by the State Department of Finance as their interpretation of Assembly Bill (AB) 1x26 did not consider a loan between a redevelopment agency and a city as an obligation. On June 27, 2012, the Governor signed AB 1484 which updated the procedures for the dissolution of redevelopment agencies and indicated that a loan can be considered an obligation if the Agency obtains a Finding of Completion and the Oversight Board approves the loan as an obligation. The State Department of Finance has issued a Finding of Completion to the Successor Agency therefore the loan is eligible for repayment.

The purpose of the loan was to provide funding to prepare and adopt Redevelopment Area 2. The loan was used for consulting services to prepare all documents and processes necessary for establishment of that redevelopment area.

The original loan was for \$400,000. The agreement for this loan set the interest rate at the Local Agency Investment Fund (LAIF) rate for each year. Health and Safety Code Section (HSC) 34191.4(b)(2) requires that the interest be recalculated on the loan at the LAIF rate for this current quarter, which is 0.26%. The eligible repayment amount is \$409,990.

The loan repayment schedule will be as outlined in HSC 34176(e)(6)(B). The amount to be shown on the July to December 2014 ROPS (ROPS14-15A) is \$6,177. The payment for ROPS14-15B will be \$6,177.

This item is scheduled to be presented to the Successor Agency at its February 13, 2014 meeting. Staff will provide the Oversight Board with an update on the action taken by the Successor Agency.

Action - It is recommended that the Oversight Board of the Successor Agency to the Newark Redevelopment Agency, by resolution, approve the loan repayment schedule in accordance with Health and Safety Code 34176(e)(6)(B).

RESOLUTION NO. OB-

RESOLUTION OF THE OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY TO THE NEWARK
REDEVELOPMENT AGENCY APPROVING LOAN
REPAYMENT SCHEDULE IN ACCORDANCE WITH
HEALTH AND SAFETY CODE SECTION 34176(e)(6)(B)

WHEREAS, on January 12, 2012, the City of Newark by Resolution No. 9910, duly adopted by the City Council, affirmatively and expressly elected to become the Successor Agency to the Newark Redevelopment Agency; and

WHEREAS, the Successor Agency is tasked with the responsibility of winding down the Redevelopment Agency's affairs and continuation to meet the former Redevelopment Agency's obligations; and,

WHEREAS, the Newark Redevelopment Agency received a loan from the City in the original amount of \$400,000 for Redevelopment Area 2; and

WHEREAS, the Successor Agency has received a Finding of Completion from the California Department of Finance; and

WHEREAS, the interest rate on the loan has been recalculated in accordance with Health and Safety Code Section 34191.4(b)(2)

NOW, THEREFORE, BE IT RESOLVED, by the Oversight Board of the Successor Agency to the Newark Redevelopment Agency, as follows:

SECTION 1. The above recitals are true and correct and are adopted as the findings of the Oversight Board.

SECTION 2. The Oversight Board hereby makes a finding that the loan was used for legitimate redevelopment purposes.

SECTION 3. The schedule of repayment of the loan will be made in accordance with Health and Safety Code Section 34176(e)(6)(B).

C.2 Resolution of the Oversight Board of the Successor Agency to the Newark Redevelopment Agency adopting and endorsing the Recognized Obligation Payment Schedule for the period of July to December 2014 – from Administrative Services Director Woodstock. (RESOLUTION)

Background/Discussion – Assembly Bill (AB) 1x26 and the subsequent amendment, AB 1484, require agencies to adopt a Recognized Obligation Payment Schedule (ROPS) for each six (6) month period in which the Successor Agency is closing out the obligations of the former Newark Redevelopment Agency.

The Successor Agency and the Oversight Board have approved several ROPS for periods between January 2012 and June 2014.

The loan from the City to the Newark Redevelopment Agency shown on the January to June 2012 ROPS was rejected by the State Department of Finance as their interpretation of AB 1x26 did not consider a loan between a redevelopment agency and a city as an obligation. On June 27, 2012, the Governor signed AB 1484 which updated the procedures for the dissolution of the redevelopment agencies and indicated that a loan can be considered an obligation if the Agency obtains a Finding of Completion and the Oversight Board approves the loan as an obligation. The State Department of Finance has issued a Finding of Completion to the Successor Agency therefore the loan is being shown as an obligation on this ROPS, July to December 2014 (ROPS 14-15A).

ROPS14-15A has been prepared showing a payment on outstanding balance of the loan of \$6,177 and the 3% administrative costs of \$628.

This item is scheduled to be presented to the Successor Agency at its meeting of February 13, 2014. Staff will provide the Oversight Board with an update on the action taken by the Successor Agency.

Health and Safety Code Section 34191.4(b)(1) requires that the Oversight Board make a finding that the loan was for legitimate redevelopment purposes. Upon the Oversight Board making that finding, ROPS14-15A will be submitted to the State for processing.

Attachment

Action - It is recommended that the Oversight Board of the Successor Agency to the Newark Redevelopment Agency, by resolution, adopt and endorse the Recognized Obligation Payment for the period of July to December 2014.

RESOLUTION NO. OB

RESOLUTION OF THE OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY TO THE NEWARK
REDEVELOPMENT AGENCY ADOPTING AND ENDORSING
THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE
FOR THE PERIOD OF JULY TO DECEMBER 2014

WHEREAS, on January 12, 2012, the City of Newark by Resolution No. 9910, duly adopted by the City Council, affirmatively and expressly elected to become the Successor Agency to the Newark Redevelopment Agency; and

WHEREAS, the Successor Agency is tasked with the responsibility of winding down the Redevelopment Agency's affairs and continuation to meet the former Redevelopment Agency's obligations; and,

WHEREAS, the Successor Agency has prepared and approved a Recognized Obligation Payment Schedule that details all financial obligations of the Successor Agency in winding down the activities of the former Newark Redevelopment Agency, for the period of January 1, 2014 to June 30, 2014; and

NOW, THEREFORE, BE IT RESOLVED, by the Oversight Board of the Successor Agency to the Newark Redevelopment Agency, as follows:

SECTION 1. The above recitals are true and correct and are adopted as the findings of the Oversight Board.

SECTION 2. The Recognized Obligation Payment Schedule, a copy of which is attached hereto, marked Exhibit "A", and incorporated herein by reference as if set forth at length, is hereby adopted.

SECTION 3. The Recognized Obligation Payment Schedule is hereby approved for submission to the California Department of Finance and the Alameda County Auditor Controller Office.

Recognized Obligation Payment Schedule (ROPS 14-15A) - Summary

Filed for the July 1, 2014 through December 31, 2014 Period

Name of Successor Agency: Newark

Name of County: Alameda

Current Period Requested Funding for Outstanding Debt or Obligation		Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding Sources (B+C+D):		
A	Bond Proceeds Funding (ROPS Detail)	\$ -
B	Reserve Balance Funding (ROPS Detail)	-
C	Other Funding (ROPS Detail)	-
D		-
Enforceable Obligations Funded with RPTTF Funding (F+G):		
E	Non-Administrative Costs (ROPS Detail)	\$ 6,805
F	Administrative Costs (ROPS Detail)	6,177
G		628
Current Period Enforceable Obligations (A+E):		
H		\$ 6,805

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I	Enforceable Obligations funded with RPTTF (E):	6,805
J	Less Prior Period Adjustment (Report of Prior Period Adjustments Column S)	(628)
Adjusted Current Period RPTTF Requested Funding (I-J)		\$ 6,177

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L	Enforceable Obligations funded with RPTTF (E):	6,805
M	Less Prior Period Adjustment (Report of Prior Period Adjustments Column AA)	-
Adjusted Current Period RPTTF Requested Funding (L-M)		6,805

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

/s/

 Signature

 Date

 Title

Recognized Obligation Payment Schedule (ROPS) 14-15A - ROPS Detail
 July 1, 2014 through December 31, 2014
 (Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	I	J	K	L	M			N	O	P
												Non-Redevelopment Property Tax Trust Fund (N/RP-TTF)	Other Funds	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 Obligations	Retired	Bond Proceeds	Reserve Balance	Non-Admin	Admin	60-Month Total			
1	2001 Budget/Debt from City	Corp/Debt, Loan	2/23/2001	7/31/2014	City of Newark	Shuttle and school transportation								608	608	608	
3	Administrative Costs	Admin Costs	7/1/2013	6/30/2014	City of Newark	Start time conform to AB 26 & 184								177	177	177	

