

RESOLUTION NO. 7

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE CITY OF SAN FERNANDO REDEVELOPMENT AGENCY APPROVING A DRAFT INITIAL RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177 AND TAKING CERTAIN ACTIONS IN CONNECTION THEREWITH

RECITALS:

A. AB X1 26 and AB X1 27 were signed by the Governor of California on June 29, 2011, making certain changes to the Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code) (the “Redevelopment Law”), including adding Part 1.8 (commencing with Section 34161) (“Part 1.8”) and Part 1.85 (commencing with Section 34170) (“Part 1.85”).

B. The California Redevelopment Association and League of California Cities filed a lawsuit in the Supreme Court of California (*California Redevelopment Association, et al. v. Matosantos, et al.* (Case No. S194861)) alleging that AB X1 26 and AB X1 27 are unconstitutional. On December 29, 2011, the Supreme Court issued its opinion in the Matosantos case largely upholding AB X1 26, invalidating AB X1 27, and holding that AB X1 26 may be severed from AB X1 27 and enforced independently.

C. The Supreme Court generally revised the effective dates and deadlines for performance of obligations in Part 1.85 arising before May 1, 2012, to take effect four months later.

D. As a result of the Supreme Court’s decision, the City of San Fernando Redevelopment Agency (the “Redevelopment Agency”), a redevelopment agency in the City of San Fernando (the “City”), created pursuant to the Redevelopment Law, was dissolved pursuant to Part 1.85 on February 1, 2012.

E. By its Resolution No. 7452, adopted on August 15, 2011, the City Council of the City made an election to serve as the successor agency for the Redevelopment Agency under Part 1.85 (the ‘Successor Agency’).

F. By its Resolution No. 1, adopted on February 6, 2012, the City Council, acting as the governing board for the Successor Agency, established rules and regulations applicable to the governance and operation of the Successor Agency, and pursuant to such resolution provided that the Successor Agency will be governed by a Board of Directors (the “Board”) consisting of the members of the City Council of the City.

G. Health and Safety Code Section 34177(l), as modified by the California Supreme Court, provides that by March 1, 2012, the Successor Agency must prepare a draft initial Recognized Obligation Payment Schedule for the enforceable obligations of the former Redevelopment Agency, in accordance with the requirements of paragraph (l). The draft

schedule must be reviewed and certified, as to its accuracy, by an external auditor designated at the county auditor-controller's direction pursuant to Health and Safety Code Section 34182. The certified Recognized Obligation Payment Schedule must be submitted to and approved by the oversight board. Finally, after approval by the oversight board, a copy of the approved Recognized Obligation Payment Schedule must be submitted to the county auditor-controller, the State Controller and the State Department of Finance ("DOF"), and be posted on the Successor Agency's web site. The first Recognized Obligation Payment Schedule submitted to the State Controller and the DOF will be for payments for the period of January 1, 2012 to June 30, 2012, inclusive.

H. Accordingly, the Board desires to adopt this Resolution approving a draft initial Recognized Obligation Payment Schedule in accordance with Paragraph G.

NOW, THEREFORE, THE SUCCESSOR AGENCY TO THE CITY OF SAN FERNANDO REDEVELOPMENT AGENCY DOES HEREBY RESOLVE, FIND, DETERMINE, AND ORDER AS FOLLOWS:

Section 1. The above recitals are true and correct and are a substantive part of this Resolution.

Section 2. This Resolution is adopted pursuant to Health and Safety Code Section 34177.

Section 3. The Board hereby approves the draft initial Recognized Obligation Payment Schedule substantially in the form attached as Exhibit A to this Resolution and incorporated herein by reference (the "ROPS"). The Executive Director of the Successor Agency, in consultation with the Successor Agency's legal counsel, may modify the ROPS as the Executive Director or the Successor Agency's legal counsel deems necessary or advisable.

Section 4. The Board hereby designates the Executive Director as the official to whom the DOF may make requests for review in connection with the ROPS and who shall provide the DOF with the telephone number and e-mail contact information for the purpose of communicating with the DOF.

Section 5. The officers and staff of the Successor Agency are hereby authorized and directed, jointly and severally, to do any and all things which they may deem necessary or advisable to effectuate this Resolution, including submitting the certified Recognized Obligation Payment Schedule to the oversight board for approval, and any such actions previously taken by such officers are hereby ratified and confirmed.

PASSED, APPROVED AND ADOPTED this 21st day of February, 2012.



Mario F. Hernández, Chair

ATTEST:

Elena G. Chávez
Elena G. Chávez, Secretary

**STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss
CITY OF SAN FERNANDO)**

I HEREBY CERTIFY that the foregoing Resolution was approved and adopted at a regular meeting of the Successor Agency to the San Fernando Redevelopment Agency held on the 21st day of February, 2012, by the following vote to wit:

AYES: Hernández, Esqueda, Ballin, De La Torre - 4

NOES: None

ABSENT: Lopez - 1

Elena G. Chávez
Elena G. Chávez, Secretary

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (c)

EXHIBIT "A"

Draft Recognized Obligation Payment Schedule (ROPS), must be prepared by the Successor Agency by 1/30/11.]

*** All payment amounts are estimates

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (*)

* Draft Recognized Obligation Payment Schedule (ROPS), must be prepared by the dissolving Agency by 9/30/11. [The draft ROPS must be prepared by the Successor Agency by 11/30/11.]

Name of Successor Agency: Successor Agency to the San Fernando Redevelopment Agency

Project Area(s): All

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (*)

| Project Name / Debt Obligation | Payee | Description | Project Area | Payments by Month | | |
|-----------------------------------------------|----------------------------------------|------------------------------------------------------------------------------|-----------------------|-------------------|---------------|---------------|
| | | | | Dec | Jan. 2012 | Feb |
| 1) 1998 Tax Allocation Bonds Series | US Bank | Bonds issue to fund non-housing projects | #1 & 3 | | | |
| 2) 2006 Tax Allocation Bonds Series | US Bank | Bonds issue to fund housing projects | #3 | | | |
| 3) 1998 & 2006 Tax Allocation Bonds | US Bank | Fiscal agent fees & continuing disclosure fees | #1 & 3 | | | |
| 4) State CalHFA Loan | CalHFA | Loan for affordable housing project | LMHF | | | |
| 5) City Loan entered into with County of L.A. | County of Los Angeles | deferral of tax/increment in order to meet Agency's debt service obligations | #1A | | | |
| 6) Notes payable | City of San Fernando | Conveyance of City yard to Agency - 15yr note | #3A | | 50,000.00 | 50,000.00 |
| 7) Letter of Credit/Section 108 | CDC | 2006 pool facility | #3A | | 17,388.00 | |
| 8) Employee Costs | Employees of Agency | Payroll for employees | #1 & 3A | 35,254.00 | 35,254.00 | 35,254.00 |
| 9) DDA with Haagen/Tiangus | Haagen | 1989 S.F. Mission Partners/Tiangus (1,2) | #1A | | | |
| 10) Notes payable | City of San Fernando | City loan for start-up of PA #4 | #4 | | 24,015.00 | |
| 11) SERAF Loan Payments | LMHF | Loan to project areas to make FY 2008-10 SERAF | #1, 1A, 2, 3, 3A, & 4 | | | |
| 12) Loan payable to City's Sewer Fund | City of San Fernando | PA #2 & #4 borrowed funds from Sewer Fund | #2 & 4 | | | 231,550.00 |
| 13) Section 108 Loan | Community Development Commission | Loan issued to Agency to fund the Aquatic Center | #3A | | | |
| 14) Annual Audit | Diehls, Evans, & Company LLP & HdL | Annual Financial Audit Reports | #1, 3A, & 4 | 4,125.00 | 4,125.00 | |
| 15) Legal Services | Richards, Watson & Gershon | Legal services provided to the RDA | LMHF | 6,333.00 | 6,333.00 | |
| 16) Legal Services | Richards, Watson & Gershon | Legal services provided to the RDA | #1 & 3A | 4,041.00 | 4,041.00 | |
| 17) Historical Lopez Adobe Retrofit | Various | Retrofit of a designated historical building within the RDA Project Area | #2 | 25,000.00 | 25,000.00 | 25,000.00 |
| 18) SCO Transaction Report | Thales Consulting | Preparation of the State Controller's Financial Transaction Report | #1 & 3A | 3,540.00 | | |
| 19) Overhead Cost Allocation | City of San Fernando | Fund | LMHF | 34,873.00 | 34,873.00 | 34,873.00 |
| 20) Advertising for Reso/Ordinance | Various | Required public notices & outreach | LMHF | 2,000.00 | 2,000.00 | 2,000.00 |
| 21) 1422 San Fernando Rd | City of San Fernando | 1422 San Fernando Rd - Reso # | LMHF | | | |
| 22) Advertising for Reso/Ordinance | Various | Required public notices & outreach | #1 & 3A | 2,000.00 | 2,000.00 | 2,000.00 |
| 23) Annual Audit | Diehls, Evans, & Company LLP & HdL | Annual Financial Audit Reports | #1, 3A, & 4 | 1,650.00 | 1,650.00 | |
| 24) Overhead Cost Allocation | City of San Fernando | Fund | #1 & 3A | | 10,407.00 | 10,407.00 |
| 25) Retirement override assessment | City of San Fernando - Retirement Fund | prior period adjusting accounting entry from FY 2004-05 through FY 2009-10 | #4 | | | |
| 26) LAUSD Litigation | Attorney representing City | Ongoing litigation | #1 & 3A | 2,500.00 | 2,500.00 | 3,000.00 |
| 27) Wilshire Ventures - Attorney Fees | Attorney representing City | Ongoing litigation for Wilshire Venture | #1 | | | |
| 28) General legal services | Richards, Watson & Gershon | Legal services provided to the RDA | #1, 2, 3, 3A, 4 | | | |
| 29) | | | | | | |
| 30) | | | | | | |
| | | | | | | |
| | | | | | | |
| Totals - This Page | | | | \$ 152,198.00 | \$ 430,661.00 | \$ 172,908.00 |
| Totals - Page 2 | | | | \$ - | \$ - | \$ - |
| Totals - Page 3 | | | | \$ - | \$ - | \$ - |
| Totals - Other Obligations | | | | \$ 1,564,678.50 | \$ 102,785.50 | \$ - |
| Totals - All Pages | | | | \$ 1,716,876.50 | \$ 533,446.50 | \$ 172,908.00 |

* Draft Recognized Obligation Payment Schedule (ROPS), must be prepared by the dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)

** All payment amounts are estimates

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (*)

* Draft Recognized Obligation Payment Schedule (ROPS), must be prepared by the Dissolving Agency by 9/30/11. (The draft ROPS must be prepared by the Successor Agency by 11/30/11.)

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34167 and 34169 (c)

Successor Agency by 1/30/2011. A separate Schedule (ROP-3), must be prepared by the Successor Agency by 1/30/2011. (The draft ROPS must be prepared by the Dissolving Agency by 9/30/2011.)

Name of Successor Agency: Successor Agency to the San Fernando Redevelopment Agency

Project Area(s): All

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB26 - Section 34167 and 34169(*)

| Project Name / Debt Obligation | Payee | Description | Source of Payment | Total Outstanding Debt or Obligation | Total Due During Fiscal Year | | Payments by month | | |
|-----------------------------------|-----------------------------|---------------------------------------|-------------------|--------------------------------------|------------------------------|-----------------|-------------------|------|-----------------|
| | | | | | Oct. 2011 | Nov | Oct | Nov | Dec |
| 1) Statutory Payments | Comm College | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 175,176.00 | | 9,732.00 | | | 9,732.00 |
| 2) Statutory Payments | County Office of Ed | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 24,246.00 | | 1,347.00 | | | 1,347.00 |
| 3) Statutory Payments | L.A. Unified SD | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 1,304,748.00 | | 72,486.00 | | | 72,486.00 |
| 4) Pass Through Agreement | L.A. County | Payments per former CRL 33401 | Tax Trust Fund | 1,508,598.00 | | 83,811.00 | | | 83,811.00 |
| 5) Pass Through Agreement | County Library | Payments per former CRL 33401 | Tax Trust Fund | 167,472.00 | | 9,304.00 | | | 9,304.00 |
| 6) Pass Through Agreement | Flood Control Dist | Payments per former CRL 33401 | Tax Trust Fund | 102,384.00 | | 5,688.00 | | | 5,688.00 |
| 7) Statutory Payments | City of San Fernando | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 3,306,096.00 | | 183,672.00 | | | 183,672.00 |
| 8) Statutory Payments | L.A. County Vector Control | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 2,790.00 | | 155.00 | | | 155.00 |
| 9) Statutory Payments | Metropolitan Water District | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 25,452.00 | | 1,414.00 | | | 1,414.00 |
| 10) Statutory Payments | L.A. City Fire | Payments per CRL 33607.5 and .7 | Tax Trust Fund | 41,058.00 | | 2,281.00 | | | 2,281.00 |
| 11) AB1290 | L.A. County | Pass Through Agreement (H&S 33607.7) | Tax Trust Fund | 1,328,925.00 | | 53,157.00 | | | 53,157.00 |
| 12) AB1290 | L.A. County | Pass Through Agreement (H&S 33607.5) | Tax Trust Fund | 701,175.00 | | 28,047.00 | | | 28,047.00 |
| 13) Contract Agreement #47190 | L.A. County | County Taxing Entities (CTE) deferral | Tax Trust Fund | 30,269,825.00 | | 1,210,793.00 | | | 1,210,793.00 |
| 14) SB 813 | L.A. County | Administrative Cost | Tax Trust Fund | 139,425.00 | | 5,577.00 | | | 5,577.00 |
| 15) SB 2557 | L.A. County | Administrative Cost | Tax Trust Fund | 2,186,475.00 | | 87,459.00 | | | 87,459.00 |
| 16) AB 1924 | L.A. County | Administrative Cost | Tax Trust Fund | 72,900.00 | | 2,880.00 | | | 2,880.00 |
| 17) | | | | | | | | | |
| 18) | | | | | | | | | |
| 19) | | | | | | | | | |
| 20) | | | | | | | | | |
| 21) | | | | | | | | | |
| 22) | | | | | | | | | |
| 23) | | | | | | | | | |
| 24) | | | | | | | | | |
| 25) | | | | | | | | | |
| 26) | | | | | | | | | |
| 27) | | | | | | | | | |
| 28) | | | | | | | | | |
| Totals - Other Obligations | | | | | \$ 39,037,370.00 | \$ 1,667,464.00 | \$ - | \$ - | \$ 1,564,678.50 |

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** All payment amounts are estimates

Name of Successor Agency: Successor Agency to the San Fernando Redevelopment Agency

Project Area(s): All

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB26 - Section 34167 and 34168(*)

| Project Name / Debt Obligation | Payee | Description | Payment by month | | | | | |
|-----------------------------------|-----------------------------|---------------------------------------|----------------------|-------------|-------------|-------------|-------------|------------------------|
| | | | Jan. 2012 | Feb | Mar | Apr | May | June |
| 1) Statutory Payments | Comm College | Payments per CRL 33607.5 and .7 | | | | | | \$ 9,732.00 |
| 2) Statutory Payments | County Office of Ed | Payments per CRL 33607.5 and .7 | | | | | | \$ 1,347.00 |
| 3) Statutory Payments | L.A. Unified SD | Payments per CRL 33607.5 and .7 | | | | | | \$ 72,486.00 |
| 4) Pass Through Agreement | L.A. County | Payments per former CRL 33401 | | | | | | \$ 83,811.00 |
| 5) Pass Through Agreement | County Library | Payments per former CRL 33401 | | | | | | \$ 9,304.00 |
| 6) Pass Through Agreement | Flood Control Dist | Payments per former CRL 33401 | | | | | | \$ 5,688.00 |
| 7) Statutory Payments | City of San Fernando | Payments per CRL 33607.5 and .7 | 102,785.50 | | | | | \$ 183,672.00 |
| 8) Statutory Payments | L.A. County Vector Control | Payments per CRL 33607.5 and .7 | | | | | | \$ 155.00 |
| 9) Statutory Payments | Metropolitan Water District | Payments per CRL 33607.5 and .7 | | | | | | \$ 1,414.00 |
| 10) Statutory Payments | L.A. City Fire | Payments per CRL 33607.5 and .7 | | | | | | \$ 2,281.00 |
| 11) AB1290 | L.A. County | Pass Through Agreement (H&S 33607.7) | | | | | | \$ 53,157.00 |
| 12) AB1290 | L.A. County | Pass Through Agreement (H&S 33607.5) | | | | | | \$ 28,047.00 |
| 13) Contract Agreement #47790 | L.A. County | County Taxing Entities (CTE) deferral | | | | | | \$ 1,210,793.00 |
| 14) SB 813 | L.A. County | Administrative Cost | | | | | | \$ 5,577.00 |
| 15) SB 2557 | L.A. County | Administrative Cost | | | | | | \$ 87,459.00 |
| 16) AB 1924 | L.A. County | Administrative Cost | | | | | | \$ 2,380.00 |
| 17) | | | | | | | | \$ - |
| 18) | | | | | | | | \$ - |
| 19) | | | | | | | | \$ - |
| 20) | | | | | | | | \$ - |
| 21) | | | | | | | | \$ - |
| 22) | | | | | | | | \$ - |
| 23) | | | | | | | | \$ - |
| 24) | | | | | | | | \$ - |
| 25) | | | | | | | | \$ - |
| 26) | | | | | | | | \$ - |
| 27) | | | | | | | | \$ - |
| 28) | | | | | | | | \$ - |
| Totals - Other Obligations | | | \$ 102,785.50 | \$ - | \$ - | \$ - | \$ - | \$ 1,667,464.00 |

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