



OVERSIGHT BOARD

OF THE CITY OF LONG BEACH AS THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF LONG BEACH

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August 27, 2012

OVERSIGHT BOARD MEMBERS

RECOMMENDATION:

Adopt a resolution approving the decision of the Successor Agency to the Redevelopment Agency of the City of Long Beach to approve the revised Recognized Obligation Payment Schedule for the period of January 1, 2012 through June 30, 2012; and the revised Recognized Obligation Payment Schedule for the period of July 1, 2012 through December 31, 2012, as certified by the California Department of Finance.

DISCUSSION

Pursuant to Health & Safety Code Section 34177 (2)(C), the Recognized Obligation Payment Schedules for the periods of January 1 through June 30, 2012 (Exhibit A) and July 1 through December 31, 2012 (Exhibit B) were transmitted to the California Department of Finance for certification on May 8, 2012. These documents were approved by the Successor Agency on February 21, 2012 and April 17, 2012, respectively, and by the Oversight Board on May 7, 2012.

Through the certification process, the California Department of Finance reviews each Recognized Obligation Payment Schedule line item to verify compliance with the characteristics of an enforceable obligation as provided under AB1X 26. This certification is mandatory and proof of such certification must be provided to the County Auditor-Controller before Redevelopment Property Tax Trust Fund disbursements to Successor Agencies may be made.

During the review process, staff worked closely with the California Department of Finance, providing documentation to substantiate enforceable obligations, answering questions and providing additional information on Redevelopment Agency- and Housing-related projects, programs and associated contracts, as requested.

On May 25, the California Department of Finance certified both Recognized Obligation Payment Schedules, with the understanding that the items listed below would be removed. The California Department of Finance opined that these items did not meet the characteristics of an enforceable obligation and demanded their removal as a condition to providing certification. The Successor Agency approved their removal for certification purposes, but reserved the right to contest the California Department of Finance's position and intends to pursue further consideration of the rejected items. It is the Successor Agency's position that the rejected items meet the characteristics of an enforceable obligation and should be approved for payment from the Redevelopment Property Tax Trust Fund or from 2005 Housing Bond proceeds as follows:

- 1) City/Redevelopment Agency loans (project area planning)
- 2) CityPlace parking structure upgrade costs reimbursement
- 3) Belwood Apartments affordable housing – rehabilitation
- 4) Ramona Park Apartments affordable senior housing – new construction

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The chart below summarizes the California Department of Finance Redevelopment Property Tax Trust Fund authorized payments based on the certified Redevelopment Obligation Payment Schedules. On June 4, 2012, the Successor Agency received a \$33,446,016 disbursement from the County Auditor-Controller for payment of enforceable obligations approved in the July-December 2012 Recognized Obligation Payment Schedule. No funds were received from the County Auditor-Controller for the January-June 2012 Redevelopment Obligation Payment Schedule. Enforceable obligation costs for this period were funded with tax increment that the former Redevelopment Agency received from the County Auditor-Controller through January 31, 2012.

A	B	C	D
Recognized Obligation Payment Schedule Period	Maximum Admin. Allow.	Redevelopment Property Tax Trust Fund Obligations	Total Maximum Redevelopment Property Tax Trust Fund B+C
January - June 2012	\$ 1,705,932	\$ 44,275,123	\$ 45,981,055
July - December 2012	\$ 974,156	\$ 32,471,860	\$ 33,446,016

Pursuant to Health and Safety Code Section 34177 (2)(B), certified Recognized Obligation Payment Schedules require Oversight Board approval in order to validate the documents. Staff is bringing this item to the Oversight Board to complete this administrative process. The Successor Agency reserves the right to challenge the California Department of Finance on disallowed items. Today's approval does not preclude our right to pursue additional discussions with the California Department of Finance on this matter.

This matter was approved by the Successor Agency to the Redevelopment Agency of the City of Long Beach on July 24, 2012.

Respectfully submitted,


PATRICK H. WEST
CITY MANAGER

PHW:AJB:RMZ:DLH

S:\Successor Agency\OVERSIGHT BOARD\STAFF REPORTS Oversight Board\2012\August 27 - Special Mtg\Jan-June and July-Dec 2012 ROPS Recert Approval 8.27.12v2.doc

Attachments: Exhibit A – Revised Recognized Obligation Payment Schedule for January 1 – June 30, 2012
Exhibit B – Revised Recognized Obligation Payment Schedule for July 1 – December 31, 2012
Resolution

A	B	C	D	E	F	G	H	I	J	K	L	M
Project Area	Project Name / Debt Obligation	Payee	Description	Paid Jan 2012	Est. Feb 2012	Est. March 2012	Est. April 2012	Est. May 2012	Est. June 2012	Total Due Jan to June, 2012	Funding Source	
Pass-Through Payments made from Fund Balance												
				12,176,638	12,913,332	10,156,487	5,006,611	380,578	2,901,229	740,248	10,156,487 34,118,636 1,705,932	
												45,981,055
Adjusted RPTTF - minus Pass-Through Payments made from Fund Balance Administrative Cost Allowance - 5% of adjusted RPTTF Maximum RPTTF Warrant - Auditor-Controller (RPTTF + 5% Admin. Allow.)												

Pass-Through Payments made from Fund Balance
 Adjusted RPTTF - minus Pass-Through Payments made from Fund Balance
 Administrative Cost Allowance - 5% of adjusted RPTTF
 Maximum RPTTF Warrant - Auditor-Controller (RPTTF + 5% Admin. Allow.)

Project Area	Project Name / Debt Obligation	Payee	Description	Total Outstanding Debt/Obligation	July 2012	August 2012	Sept 2012	Oct 2012	Nov 2012	Dec 2012	Total Due July to Dec. 2012	Funding Source
Expenditures by Funding Source												
1) Redevelopment Property Tax Trust Fund (RPTTF)				631,899,679	14,090,596	2,915,426	3,447,191	5,918,414	4,620,079	32,471,860		
2) Administrative Allowance				18,358,287	579,819	546,800	536,466	538,966	531,986	3,282,983		
3) Low-Mod Fund				7,483,927	1,065,163	1,328,423	906,163	1,205,863	1,257,363	6,869,340		
4) OS Bonds				597,405	16,910	27,500	67,500	27,500	32,500	42,000	213,910	
5) RDA Bonds				9,965,413	1,445,047	1,322,047	950,209	1,146,073	1,025,047	1,020,047	6,908,470	
6) Other Revenue				97,381	-	43,919	-	-	-	10,000	-	53,919
Grand Total				658,392,092	4,588,093	17,359,285	5,386,264	6,363,093	8,782,290	7,319,457	49,800,482	

Administrative Cost Allowance = 3% of RPTTF

22 112 010

1 RESOLUTION NO. _____
2

3 A RESOLUTION OF THE OVERSIGHT BOARD OF
4 THE CITY OF LONG BEACH AS THE SUCCESSOR
5 AGENCY TO THE REDEVELOPMENT AGENCY OF THE
6 CITY OF LONG BEACH APPROVING THE DECISION OF
7 THE SUCCESSOR AGENCY TO APPROVE THE REVISED
8 RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR
9 THE PERIOD OF JANUARY 1, 2012 THROUGH JUNE 30,
10 2012; AND THE REVISED RECOGNIZED OBLIGATION
11 PAYMENT SCHEDULE FOR THE PERIOD OF JULY 1,
12 2012 THROUGH DECEMBER 31, 2012

13
14 WHEREAS, pursuant to Health & Safety Code Section 34177(2)(C), the
15 Recognized Obligation Payment Schedules for the periods of January 1, 2012 through
16 June 30, 2012 and July 1, 2012 through December 31, 2012, were transmitted to the
17 California Department of Finance for certification on May 8, 2012; and

18 WHEREAS, these documents were approved by the Successor Agency to
19 the Redevelopment Agency of the City of Long Beach on February 2, 2012 and April 17,
20 2012, respectively, and by the Oversight Board on May 7, 2012; and

21 WHEREAS, through the certification process, the California Department of
22 Finance reviews each Recognized Obligation Payment Schedule line item to verify
23 compliance with the characteristics of an enforceable obligation as provided under AB1X
24 26; and

25 WHEREAS, on May 25, 2012, the California Department of Finance
26 certified both Recognized Obligation Payment Schedules with the understanding that
27 certain items would be removed;

28 NOW, THEREFORE, the Oversight Board of the City of Long Beach as the

1 Successor Agency to the Redevelopment Agency of the City of Long Beach ("Oversight
2 Board") resolves as follows:

3 Section 1. Approve the decision of the Successor Agency to the
4 Redevelopment Agency of the City of Long Beach to approve the revised Recognized
5 Obligation Payment Schedule for the period of January 1, 2012 through June 30, 2012;
6 and to approve the revised Recognized Obligation Payment Schedule for the period of
7 July 1, 2012 through December 31, 2012.

8 Section 2. This resolution shall take effect immediately upon its adoption
9 by the Oversight Board, and the City Clerk shall certify the vote adopting this resolution.

10 PASSED, APPROVED, and ADOPTED at a meeting of the Oversight Board
11 of the City of Long Beach as the Successor Agency to the Redevelopment Agency of the
12 City of Long Beach held this 27th day of August, 2012 by the following vote:

13 Ayes: _____
14 _____
15 _____

16 Noes: _____
17 _____
18 _____

19 Absent: _____

20 _____ Chairperson, Oversight Board
21
22
23

24 APPROVED:
25
26

27 _____ Secretary, Oversight Board
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