RESOLUTION NO. OB 13-01

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE SAN CLEMENTE REDEVELOPMENT AGENCY APPROVING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177

WHEREAS, the San Clemente Redevelopment Agency ("Redevelopment Agency") was a redevelopment agency in the City of San Clemente ("City"), duly created pursuant to the California Community Redevelopment Law and Health and Safety Codde Section 33000, et. seq.; and

WHEREAS, the City Council of the City of San Clemente ("City") adopted a redevelopment plan for San Clemente's redevelopment project area; 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 winding down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 chaptered and effective on June 27, 2012 (together, the "Dissolution Act"); and

WHEREAS, as of February 1, 2012, the Agency was dissolved pursuant to the Dissolution Act and as a separate legal entity the City Council of the City adopted Resolution No 12-04 on January 17, 2012, pursuant to Part 1.85 of the Dissolution Act, electing for the City to serve as the successor agency to the San Clemente Redevelopment Agency under the Dissolution Act ("Successor Agency"); and

WHEREAS, the Successor Agency administers the enforceable obligations of the former Agency and otherwise unwinds the 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 Oversight Board has been established for the Successor Agency and all seven members have been appointed to the Oversight Board; and

WHEREAS, Health and Safety Code Section 34177 requires the RDA Successor Agency to submit the Recognized Obligation Payment Schedule (ROPS) to the Oversight Board for approval and, upon such approval, the RDA Successor Agency is required to submit a copy of such approved ROPS to the County of Orange Auditor-Controller, the California State Controller, and the State of California Department of Finance and post the Approved ROPS on the RDA Successor Agency's website; and

WHEREAS, Health and Safety Code Section 34180 requires the Oversight Board to approve the RDA Successor Agency's establishment of the ROPS prior to the RDA Successor Agency acting upon the ROPS;

NOW, THEREFORE, The Oversight Board to the Successor Agency of the San Clemente Redevelopment Agency does hereby resolve as follows:

- <u>Section 1.</u> The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.
- <u>Section 2.</u> The Oversight Board hereby approves and adopts the ROPS, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177.
- Section 3. The Oversight Board hereby directs the RDA Successor Agency to submit copies of the ROPS approved by the Oversight Board to the County of Orange Auditor-Controller, the State of California Controller and the State of California Department of Finance (DOF) after the effective date of this Resolution or, if the DOF requests a review of the ROPS prior to the effective date of this Resolution, upon approval of the ROPS by the DOF, and to post the ROPS on the RDA Successor Agency's website.
- <u>Section 4.</u> If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end the provisions of this Resolution are severable.
- <u>Section 5</u>. The Secretary of the Successor Agency to the San Clemente Redevelopment Agency shall certify to the adoption of this Resolution.
- Section 6. The actions taken by the Oversight Board shall take effect upon the date of its adoption, subject to the DOF's review pursuant to Health and Safety Code Section 34179.
- <u>Section 7.</u> The Secretary of the Successor Agency shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED AND ADOPTED this 46th day of FEB, 3013

ATTEST:

SECRETARY, OVERSIGHT BOARD

CHAIR, OVERSIGHT BOARD

STATE OF CALIFORNIA)
COUNTY OF ORANGE) §
CITY OF SAN CLEMENTE)

I, JOANNE BAADE, Secretary to the Oversight Board of the Successor Agency to the San Clemente Redevelopment Agency, hereby certify that the foregoing resolution was duly adopted at a special meeting of the Oversight Board, held on the 26th day of 1013, by the following vote:

AYES: HAGGARD, HAMPTON, OBRERO, CHAIRPERSON ANDERSON

NOES: NONE

ABSENT: FITZSIMONS, GUDGEIRSSON, VEALE

SECRETARY, OVERSIGHT BOARD

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE

[Attached behind this page]

Email Address

SUCCESSOR AGENCY CONTACT INFORMATION

Successor Agency	
ID:	207
County:	Orange
Successor Agency:	San Clemente
Primary Contact	
Honorific (Ms, Mr, Mrs)	
First Name	Jacob
Last Name	Rahn
Title	Financial Services Manager
Address	100 Avenida Presidio
City	San Clemente
State	CA
Zip	92672
Phone Number	949-361-8359
Email Address	rahnj@san-clemente.org
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Secondary Contact	
Honorific (Ms, Mr, Mrs)	
First Name	Sandee
Last Name	Chiswick
Title	Senior Accountant
Phone Number	949-361-8270

chiswicks@san-clemente.org

SUMMARY OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Filed for the July 1, 2013 to December 31, 2013 Period

Name of Successor Agency: SAN CLEMENTE (ORANGE)

Outsta	Outstanding Debt or Obligation		Total
	Total Outstanding Debt or Obligation		\$2,192,931
Curren	Current Period Outstanding Debt or Obligation		Six-Month Total
∢	Available Revenues Other Than Anticipated RPTTF Funding		0\$
æ	Enforceable Obligations Funded with RPTTF		\$164,916
U	Administrative Allowance Funded with RPTTF		\$250,000
Ω	Total RPTTF Funded ($B + C = D$)		\$414,916
ш	Total Current Period Outstanding Debt or Obligation (A + B + C = E) Should be so	= E) Should be same amount as ROPS form six-month total	\$414,916
ட	Enter Total Six-Month Anticipated RPTTF Funding		\$870,939
U	Variance (F - D = $$ G) Maximum RPTTF Allowable should not exceed Total Anticipated RPTTF Funding	ated RPTTF Funding	\$456,023
Prior F	Prior Period (July 1, 2012 through December 31, 2012) Estimated vs. Actual Payments (as required in HSC section 34186 (a))	(as required in HSC section 34186 (a))	
Įπ	Enter Estimated Obligations Funded by RPTTF (lesser of Finance's approved RPTTF amount including admin allowance or the actual amount distributed)	amount including admin allowance or the actual amount distributed)	\$138,958
-	Enter Actual Obligations Paid with RPTTF		\$1,276
•	Enter Actual Administrative Expenses Paid with RPTTF		\$2,598
¥	Adjustment to Redevelopment Obligation Retirement Fund (H - $\{1 + J\} = K\}$		\$135,084
_	Adjustment to RPTTF $\{D - K = L\}$		\$279,832
Certifi	Certification of Oversight Board Chairman:		
Pursu	Pursuant to Section 34177(m) of the Health and Safety code,	a)	Title
l here	l hereby certify that the above is a true and accurate Recognized		
Obliga	Obligation Payment Schedule for the above named agency.		
	Signature	ıture	Date

SAN CENARITE (DANAGE)

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		F. Cosa Romantica Lease Obligation	Casa Romantica Cultural Center Non-profit	Estimate for Lease Obligation for ongoing maintenance [SSO,000 annualty] and maintenance due to obligate maintenance timeline due to achaduling with operating non-profit.	Project Area #1.	0		o	G	8	•	o	G	15,000	1,276	٥	D
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	Bond Proceeds	93	0	0																															
	Total Due During Fiscal Year	\$574,632	55,000	250,000	269,832																														
	Total Outstanding	52.192,931	164,586	250,000	1,778,345																														
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July 1, 2013 through December 31, 2013	Description/Project Sonse	11	nter Estimate for Lease Obligation for ongoing insintenance (\$30,000 annually) and maintenance due to delayed maintenance dimeline due to scheduling with operating non-profit.		Sala interest																														
	Page		Casa Romantica Cultural Cent Non-profit	City of San Clemente	City of San Clemente																														
	Contract/Agreement Termination Date		6/6/2041																																
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RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A) -- Notes (Optional) SAN CLEMENTE (ORANGE)

Item # 1 2 2 3 3 3 3 3 5 5 5 5 5 5 5 5 5 5 5 5 5	Project Name / Debt Obligation Casa Romantica Lease Obligation	Notes/Comments The certimeted against a blication and a blication and a blication against a blication and a bl
1 8 2 1	Casa Romantica Lease Obligation	The engineers are an area and area and area and area and area and area are are are are are are are are ar
3 3		ine esumated annual maint. Collgation under the lease agreement related to the non-profit's operation of a cultural facility is \$30,000. In addition for FY 2014, an electical panel will need replacement (estimate \$25,000).
m	Administrative Costs	This is the annual level based on the State law. We are currently waiting for invoices related to due diligence procedures and administrative overhead will be charged in January.
	General Fund Loan	Based on the Pasadena Preliminary Injunction from the Sacramento County Superior Court, the payments on the General Fund loan will be restored.