



CITY OF EL PASO DE ROBLES
"The Pass of the Oaks"

**Oversight Board of the Successor Agency to the
Paso Robles Redevelopment Agency
AGENDA**

Tuesday, April 10, 2012 1:30 PM

**MEETING LOCATION: PASO ROBLES LIBRARY/CITY HALL
LARGE CONFERENCE ROOM, 1000 SPRING STREET, 2nd FLOOR**

1:30 PM – CONVENE FIRST REGULAR MEETING

CALL TO ORDER

ROLL CALL Board members Nick Gilman, Mary Jarvis, Sandee McLaughlin, Tom Flynn, Ed Gallagher, (County Appointee), and (County Appointee).

PUBLIC COMMENTS

NEW BUSINESS

1. Introduction of Board Members and Others
2. Election of Chairperson, Designation of Contact Person, Schedule of Meetings
AB 1X 26 requires that: (a) the Oversight Board select a chairperson and notify the State Department of Finance no later than May 1, 2012 of this selection; (b) the Oversight Board designate a person to be the Board's contact for business purposes and notify the State Department of Finance of this designation; and (c) conduct open public meetings and be subject to the Ralph M. Brown Act.

Recommendations:

- a. Adopt a Resolution Confirming Election of a Chairperson for the Oversight Board;
 - b. Adopt a Resolution Designating an Official to be the Contact Person for the Oversight Board;
 - c. Adopt a Resolution Providing the Time and Place for Holding the Oversight Board's Regular Meetings.
3. Overview of History of Redevelopment Activities (Information Item)
Ed Gallagher, Community Development Director for the City of Paso Robles will present this item for the information of board members.
 4. Responsibilities and Duties of the Oversight Board (Information Item)
Ed Gallagher, Community Development Director for the City of Paso Robles will present this item for the information of board members.

5. Role of the County-Auditor Controller (Information Item)

The County Auditor-Controller's Office will make a presentation on their role in review and approval of the Recognized Obligation Payment Schedule (ROPS)

6. Recognized Obligation Payment Schedule (ROPS) and Administrative Budget

AB 1X 26 requires that: (a) ROPs be approved by the Oversight Board; (b) ROP approval resolutions be forwarded to the State Department of Finance (DOF); (c) the first resolution of approval shall be sent to DOF no later than April 15, 2012; (d) DOF shall have final approval authority over the ROPS; (e) successor agencies shall be entitled to a minimum Administrative Budget of \$250,000 from property tax increment; and (f) the Oversight Board shall approve the Administrative Budget of the Successor Agency.

Jim Throop, Administrative Services Director for the City of Paso Robles will present this item. The City Council of the City of Paso Robles adopted the ROPS for the period January 1 – June 30, 2012 on February 21, 2012. That ROPS has been forwarded to the County Auditor-Controller for certification.

Recommendations:

- a. Adopt a Resolution Approving the Successor Agency's Administrative Budget Pursuant to Health and Safety Code Section 34177(j).
- b. Adopt a Resolution Approving a Recognized Obligation Payment Schedule Pursuant to Health and Safety Code Section 34177(l);

7. Future Business Overview. (Information Item)

Ed Gallagher, Community Development Director for the City of Paso Robles will present a list of future business items that must be acted on by the Oversight Board together with mandatory and/or suggested deadlines.

ADJOURNMENT to next meeting on _____.

Any writing or document pertaining to an open session item on this agenda which is distributed to a majority of the members of the Oversight Board after the posting of this agenda will be available for public inspection at the time the subject writing or document is distributed. The writing or document will be available for public review in the City Clerk's Office, 1000 Spring Street, Paso Robles, CA, during normal business hours, and may be posted on the City's web site at <http://www.prcity.com/government/citycouncil/agendas.asp> .

AMERICANS WITH DISABILITIES ACT Any individual, who because of a disability needs special assistance to attend or participate in this meeting, may request assistance by contacting the City Clerk's Office (805) 237-3960. Whenever possible, requests should be made four (4) working days in advance of the meeting.

AGENDA ITEM 2

TO: Honorable Chairperson and Members of the Oversight Board of the
Successor Agency to the Dissolved Paso Robles Redevelopment Agency

FROM: Ed Gallagher, Community Development Director, City of Paso Robles

SUBJECT: (1) Resolution of the Oversight Board of the Successor Agency to the dissolved Paso
Robles Redevelopment Agency confirming election of a Chairperson

(2) Resolution of the Oversight Board of the Successor Agency to the dissolved Paso
Robles Redevelopment Agency designating an official who the State of
California Department of Finance may contact pursuant to Health and Safety
Code Section 34179(H)

(3) Resolution of the Oversight Board of the Successor Agency to the dissolved Paso
Robles Redevelopment Agency providing the time and place for holding the
Oversight Board's regular meetings

DATE: April 10, 2012

BACKGROUND

Pursuant to Health and Safety Code Section 34172, the Paso Robles Redevelopment Agency ("Agency") was dissolved as of February 1, 2012. The City of El Paso de Robles ("RDA Successor Agency") is the successor agency of the Agency. The Oversight Board is responsible for approving the actions of the RDA Successor Agency pursuant to Health and Safety Code Section 34179.

DISCUSSION

1. **Election of Chairperson**

Health and Safety Code Section 34179(a) requires that each successor agency shall have an oversight board composed of seven members, and the members shall elect one of their members as the chairperson and shall report the name of the chairperson and other members to the Department of Finance on or before May 1, 2012.

The City, the Chancellor of the California Community Colleges, the San Luis Obispo County Superintendent of Schools and the Paso Robles Cemetery District have appointed their respective members to the Oversight Board. However, the County Board of Supervisors is not scheduled to appoint two persons to the Oversight Board until April 10, 2012.

Health and Safety Code Section 34177(1)(2) requires the RDA Successor Agency to prepare and submit to the County Auditor-Controller, or its designee, for review and certification, an initial draft of a Recognized Obligation Payment Schedule (ROPS) listing outstanding obligations of the Agency to be performed by the RDA Successor Agency during the time period from February 1, 2012, through June 30, 2012. That Section also requires the RDA Successor Agency to submit the certified ROPS to the Oversight Board for approval. Health and Safety Code Section 34180(g) requires the Oversight Board to approve the RDA Successor Agency's establishment of the ROPS, and the ROPS is then required to be submitted to the County Auditor-Controller, the California State Controller and State Department of Finance (DOF) and post it on the RDA Successor Agency's website by April 15, 2012.

In order to ensure compliance with the requirements of Health and Safety Code Section 34177, and compliance with the Ralph M. Brown Act, the first meeting of the Oversight Board must be scheduled prior to the County's appointment of its two members to the Oversight Board. Health and Safety Code Section 34179(e) provides that a majority of the total membership of the oversight board shall constitute a quorum for the transaction of business, and a majority vote of the total membership of the oversight board is required for the oversight board to take action. Staff recommends that the Oversight Board elect a Chairperson, and thereafter adopt Resolution No. ____, confirming election of Chairperson of the Oversight Board, and direct that the name of the Chairperson and other members of the Oversight Board be reported to DOF prior to May 1, 2012.

2. Designated Official

Health and Safety Code Section 34179(h) provides that DOF may review all oversight board actions. As such, all oversight board actions shall not be effective for three business days, pending a request for review by the DOF. Each oversight board is required to designate an official ("Oversight Board Contact") to whom the DOF may make such requests and who shall provide the DOF with the telephone number and e-mail contact information for the purpose of communicating with the DOF. The DOF instructs on its website that the identity and contact information of the Oversight Board Contact shall be emailed to the following email address: reddevelopment_hotline@dof.ca.gov.

Staff recommends that the Oversight Board adopt Resolution No. ____, designating Ed Gallagher, Community Development Director of the City of Paso Robles as the Oversight Board Contact, and direct the Oversight Board Contact to identify himself to the DOF and provide the DOF with his telephone number and e-mail contact information.

3. Meeting Schedule

Pursuant to Health and Safety Code Section 34179(e), the Oversight Board is a local entity for purposes of the Ralph M. Brown Act (Gov. Code, § 54950 et seq.). Because the Oversight Board will hold regular meetings, pursuant to Government Code Section 54954(a), the Oversight Board is required to provide, by resolution, the time and place for holding such regular meetings of the Oversight Board in order to conduct Oversight Board business. Therefore, staff recommends that the Oversight Board adopt Resolution No. ____, establishing the regular meeting time and place as

follows: the _____ of every month, at _____, at the City of El Paso de Robles City Hall, Council Chambers, located at 1000 Spring Street, Paso Robles, California.

CEQA

The actions taken by enactment of these Resolutions do not commit the Oversight Board to any actions that may have a significant effect on the environment. As a result, such actions do not constitute projects subject to the requirements of the California Environmental Quality Act.

FISCAL IMPACT

No funds are involved with the designation of the Oversight Board Contact or in the designation of the Oversight Board's regular meeting time and place.

RECOMMENDATION

Staff recommends that the Oversight Board, by motion, approve and adopt the attached resolutions.

ATTACHMENTS

1. Oversight Board Resolution No. ____ (Chairperson)
2. Oversight Board Resolution No. ____ (Oversight Board Contact)
3. Oversight Board Resolution No. ____ (Meeting Time and Place)

RESOLUTION NO. ____

A RESOLUTION OF THE REDEVELOPMENT OVERSIGHT BOARD
FOR THE SUCCESSOR AGENCY TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY
CONFIRMING ELECTION OF A CHAIRPERSON

WHEREAS, on June 29, 2011, the State of California enacted AB 1X 26 to dissolve redevelopment agencies throughout the State; and

WHEREAS, on January 17, 2012, pursuant to Section 34173 of the California Health and Safety Code, as adopted by AB 1X 26, the City Council of the City of El Paso de Robles adopted Resolution 12-005 to elect to serve as Successor Agency to the Paso Robles Redevelopment Agency; and

WHEREAS, Subsection “(a)” of Section 34179 of the California Health and Safety Code, provides that each successor agency shall have an oversight board composed of seven members, composed as set forth below, and that the members shall elect one of their members as the chairperson and shall report the name of the chairperson and other members to the Department of Finance on or before May 1, 2012:

- (1) One member appointed by the county board of supervisors.
- (2) One member appointed by the mayor for the city that formed the redevelopment agency.
- (3) One member appointed by the largest special district, by property tax share, with territory in the territorial jurisdiction of the former redevelopment agency, which is of the type of special district that is eligible to receive property tax revenues pursuant to Section 34188;
- (4) One member appointed by the county superintendent of education to represent schools if the superintendent is elected;
- (5) One member appointed by the Chancellor of the California Community Colleges to represent community college districts in the county;
- (6) One member of the public appointed by the county board of supervisors;
- (7) One member representing the employees of the former redevelopment agency appointed by the mayor or chair of the board of supervisors, as the case may be, from the recognized employee organization representing the largest number of former redevelopment agency employees employed by the successor agency at that time; and

WHEREAS, the City of Paso Robles, the Chancellor of the California Community Colleges, the San Luis Obispo County Superintendent of Schools, and the Paso Robles Cemetery District have appointed members to the Oversight Board; and

WHEREAS, the Board of Supervisors for the County of San Luis Obispo is scheduled to appoint two persons to the Oversight Board on April 10, 2012;

WHEREAS, Subsection "(l)(2)" of Section 34177 of the California Health and Safety Code requires the City as Successor Agency to adopt a Recognized Obligation Payment Schedule (ROPS) no later than March 1, 2012 and submit it to the State Department of Finance no later than April 15, 2012; and

WHEREAS, Subsection "(g)" of Section 34180 of the California Health and Safety Code provides that the Oversight Board approve the "establishment" of the ROPS; and

WHEREAS, in accordance with Health and Safety Code Section 34179(a), the members of the Oversight Board have elected a Chairperson;

NOW, THEREFORE BE IT RESOLVED, by the Oversight Board for the Successor Agency to the Dissolved Paso Robles Redevelopment Agency City of Paso Robles that _____ has been duly elected by the members of the Oversight Board as its Chairperson, and staff is hereby directed to report the name of the Chairperson and the other members of the Oversight Board to the State Department of Finance prior by April 15, 2012.

BE IT FURTHER RESOLVED, that pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

PASSED AND ADOPTED by the Oversight Board for the Successor Agency to the Dissolved Paso Robles Redevelopment Agency this 10th day of April 2012, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT: Two members representing the County Board of Supervisors

_____, Chair

ATTEST:

Ed Gallagher, Secretary to the Oversight Board

RESOLUTION NO. ____

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY DESIGNATING AN OFFICIAL WHO THE STATE OF CALIFORNIA DEPARTMENT OF FINANCE MAY CONTACT PURSUANT TO HEALTH AND SAFETY CODE SECTION 34179(h)

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of El Paso de Robles (“RDA Successor Agency”) is the successor agency to the dissolved Paso Robles Redevelopment Agency (“Agency”), confirmed by Resolution No. 12-005 adopted on January 17, 2012; and

WHEREAS, Health and Safety Code Section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

WHEREAS, the Oversight Board is the RDA Successor Agency’s oversight board pursuant to Health and Safety Code Section 34179(a); and

WHEREAS, Health and Safety Code Section 34179(h) provides that each oversight board shall designate an official (“Oversight Board Contact”) to whom the State of California Department of Finance (“DOF”) may make requests regarding review of oversight board actions.

NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. CEQA Compliance. The designation of an Oversight Board Contact through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Section 3. Designation of Oversight Board Contact. The Oversight Board hereby designates Ed Gallagher, Community Development Director for the City of Paso Robles, as the Oversight Board Contact pursuant to Health and Safety Code Section 34179(h).

Section 4. Implementation. The Oversight Board Contact is hereby directed to identify himself/herself to the DOF and provide the DOF with the Oversight Board Contact’s telephone number and e-mail contact information pursuant to Health and Safety Code Section 34179(h).

Section 5. Severability. 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. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 6. Certification. The City Clerk of the City of El Paso de Robles, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

Section 7. Effective Date. Pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

PASSED, APPROVED AND ADOPTED THIS 10th day of April, 2012, by the following vote.

AYES:

NOES:

ABSENT:

ABSTAINED:

Chairperson

ATTEST:

Oversight Board Secretary

RESOLUTION NO. ____

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY
TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY PROVIDING
THE TIME AND PLACE FOR HOLDING THE OVERSIGHT BOARD'S REGULAR
MEETINGS**

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of El Paso de Robles ("RDA Successor Agency") is the successor agency to the dissolved Paso Robles Redevelopment Agency ("Agency"), confirmed by Resolution No. 12-005 adopted on January 17, 2012; and

WHEREAS, Health and Safety Code Section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

WHEREAS, the Oversight Board is the RDA Successor Agency's oversight board pursuant to Health and Safety Code Section 34179(a); and

WHEREAS, pursuant to Health and Safety Code Section 34179(e), the Oversight Board is deemed to be a local entity for purposes of the Ralph M. Brown Act (Gov. Code, § 54950 et seq.); and

WHEREAS, pursuant to Government Code Section 54954(a), the Oversight Board desires to provide, by resolution, for the conduct of business by the Oversight Board, the time and place for holding regular meetings.

NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. CEQA Compliance. The designation of the time and place for holding the Oversight Board's regular meetings through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Section 3. Designation of Meeting Time and Place. Pursuant to Government Code Section 54954(a), the Oversight Board hereby provides that the Oversight Board's regular meetings shall be held on the _____ of every month, at _____, and such meetings shall be held at the City of El Paso de Robles City Hall, Large Conference Room, located at 1000 Spring Street, Paso Robles, California.

Section 4. Severability. 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. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 5. Certification. The City Clerk of the City of El Paso de Robles, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

Section 6. Effective Date. Pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

PASSED, APPROVED AND ADOPTED THIS 10th day of April, 2012, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairperson

ATTEST:

Oversight Board Secretary

**PASO ROBLES REDEVELOPMENT AGENCY
SUMMARY OF REDEVELOPMENT ACTIVITY: 1987-2011**

The Paso Robles Redevelopment Project was established in 1987. The primary objective was to revitalize the historic downtown that had been experiencing economic decline marked by high vacancy rates in commercial buildings. Beginning in the late 1800's, the Downtown had been the City's retail center, but in the late 1900's, it was losing business to big box retailers located outside of the City. The City and its Redevelopment Agency determined that the Downtown needed to reinvent itself as the center of civic, cultural, educational, and entertainment activity for the City. The City and its Redevelopment Agency, working in partnership, undertook a series of projects that collectively catalyzed the renaissance of the Downtown. The most significant project was the construction of a regional storm drain in 11th Street, which made it possible to build a multiplex movie theater in the Downtown. The City had no other cinemas, and the new theater brought hundreds of people into the downtown on a daily basis. Restaurants, wine tasting rooms, specialty retail followed closely behind. By the early 2000's, the Downtown was thriving; commercial vacancies were rare. During the same time period, the Paso Robles area emerged as major wine-producing region. Large numbers of wine tourists found the revitalized Downtown to be an attraction in itself. New hotels were built, more restaurants added, and vacation rentals began to be developed, further adding to the economic rebirth.

Redevelopment Funds were used for the following projects and program:

- Construct a storm drain at Park Cinemas (11th and Pine Streets). This was the project mentioned above that facilitated development of a 9 screen movie theater in the Downtown, which in turn catalyzed private sector investment in and revitalization of the Downtown.
- Improve City Park (at the center of Downtown) with brick paved walkways, a fountain, lighting, and pavers and traffic-calming "bulb-outs" on streets that bordered the park.
- Renovate facades of historic buildings in the Downtown to their original architectural character via zero-interest, deferred payment loans.
- Sponsor the establishment and operation of an award-winning Main Street Program that offered a wide range of services for enhancing business in the downtown core.
- Financial support for tourism development for contract services provided by the Chamber of Commerce and San Luis Obispo County Visitors and Conference Bureau (VCB) to attract and retain necessary commercial facilities in the Downtown core and the redevelopment project area as a whole.
- Supplement federal funds from FEMA to repair earthquake damage from the 2003 San Simeon Earthquake and to make seismic retrofit and accessibility improvements to the Carnegie Library Building in City Park. This building is listed on the National Register of Historic Places.
- Support the City's Graffiti Removal Program. The City has never had a graffiti "problem" and has stemmed the growth of gang activity, largely because all graffiti has been removed within 24 hours of being placed.
- Supplement FEMA funds to repair the damage from the 2003 San Simeon Earthquake to the Library Parking Lot, which caused the eruption of a sulfur water spring. The Library is located across from City Park and is a key educational resource for the City and the Downtown.

**PASO ROBLES REDEVELOPMENT AGENCY
SUMMARY OF REDEVELOPMENT ACTIVITY: 1987-2011**

- Supplement FEMA funds to rebuild Flamson Middle School, which was damaged by the 2003 San Simeon Earthquake, by providing street parkway landscaping at a gateway to the Downtown.
- Assist the San Luis Obispo County Office of Education develop a center for childhood school readiness program and parent education, in conjunction with the First 5 Commission of San Luis Obispo County. This facility is located in the Project Area.
- Construct a regional storm drain that crossed the site of the Woodland Plaza II Regional Commercial Center. This center is located in the Redevelopment Project Area, just outside of the Downtown. A large seasonal creek that traversed the site was placed in a box culvert beneath the center's parking lot.
- Purchase property that was used as an interim City Hall during construction of the new Library/City Hall.
- Assist construction of an expansion of the Veterans' Memorial Bridge across Highway 101, the railroad, and the Salinas River to add two vehicle lanes, bike lanes and a pedestrian path.
- Prepare a specific plan for the Downtown and surrounding neighborhoods to establish a vision for the continued development and redevelopment of the area and will include a form based zoning code to implement the vision.

The Paso Robles Redevelopment Agency has been very active in using Redevelopment Low and Moderate Income Housing (LMIH) Funds to developing new affordable housing for low and very-low income households. Since creation of the Redevelopment Project in 1987, a total of 180 new dwelling units have built with LMIH funds, and 81 units are presently under construction. Additionally, the Redevelopment Agency has reserved LMIH funds to assist the Housing Authority of the City of Paso Robles build 302 new units in Oak Park Public Housing (154 will be new units; 148 will be replacement units) and to assist Habitat for Humanity build 6 new units. LMIH funds have also helped 17 low income first-time homebuyers obtain second trust deed loans and to rehabilitate 13 units owned or occupied by low income households.

The following housing projects were assisted with LMIH funds:

- Los Robles Terrace: 40 unit senior apartment complex
- Habitat for Humanity: 3 single family homes
- Canyon Creek Apartments: 68 unit family apartment project.
- Creekside Gardens Apartments: 29 unit senior apartment project.
- Chet Dotter Senior Housing: 40 unit senior apartment project.
- Hidden Creek Village: 81 unit low income family apartment project.

Oversight Board Responsibilities and Duties**Mandate and Composition** (Health and Safety Code Section 34179)

- Seven members: One member each appointed by:
 1. County Board of Supervisors – Supervisor (TBA 04/10/12)
 2. County Board of Supervisors – member of the public (TBA 04/10/12)
 3. Mayor – City Councilmember (Nick Gilman)
 4. Mayor – Employee of the redevelopment agency (Ed Gallagher)
 5. Largest special district by property tax share whose territory overlaps the RDA (Cemetery District – Tom Flynn)
 6. County Superintendent of Education (Mary Jarvis)
 7. Chancellor of the California Community Colleges (Cuesta College - Sandee McLaughlin)
- It takes a majority of the Oversight Board to constitute a quorum and to vote to take action.
- Each member of an Oversight Board shall serve at the pleasure of the entity that appointed the member.
- Board members shall elect one of their members as chairperson.
- Board members shall designate an official to whom the Department of Finance may make requests for information and provide the Department with the telephone number and email contact information.
- Subject to the Ralph M. Brown Act, the California Public Records Act, and the Political Reform Act of 1974.
- Board members shall have personal immunity from suit for their actions taken within the scope of their responsibilities as Oversight Board members (34179(d))
- The Board for the City shall cease to exist when all of the indebtedness of the dissolved redevelopment agency has been repaid.
- On, or after July 1, 2016, a single oversight board for the county shall be appointed.

Duties and Responsibilities (HSC 34180, 34181 except where noted otherwise)

- Have fiduciary responsibilities to holders of enforceable obligations,
- Establishes the Recognized Payment Obligation Payment Schedule (ROPS).
- Must report their chairperson and members to the Department of Finance by May 1, 2012.
- Approves amendments to the Enforceable Obligation Payment Schedule adopted by Successor Agency (City). 34177(a)(1)
- Not prevented, with the prior approval of the Oversight Board, from making payments for Enforceable Obligations from sources other than those listed in the Recognized Obligation Payment Schedule. (34177(a)(4))

Oversight Board Responsibilities and Duties

- Direct the City in the expeditiously winding down of the affairs of the redevelopment agency.
- Approve the administrative budget of the City in its role as Successor Agency. (34177(j))
- May direct City staff to perform work in furtherance of the Oversight Board's duties and responsibilities. (34179(c))
- All notice required by law for proposed Oversight Board actions shall also be posted on the Successor Agency's web site or the Oversight Board's internet web site (34179(f))
- Oversight Board actions are subject to review by the State Department of Finance. As such, the Oversight Board actions shall not be effective for three days pending a request for review by the Department.
- Oversight Boards shall have fiduciary responsibilities to holders of Enforceable Obligations and taxing entities that benefit from the distributions of property tax and other revenues. (34179(i))
- All of the following City actions shall first be approved by the Oversight Board:
 - The establishment of new repayment terms for outstanding loans where the terms have not been specified prior to the date of enactment;
 - Refunding of outstanding bonds or other debt in order to provide for savings or debt spikes provided that no additional debt is created and debt service is not accelerated;
 - Setting aside amounts of reserves required by indentures, trust indentures or similar documents;
 - Continuing the acceptance of federal or state grants or financial assistance from public or private sources where the assistance is conditioned upon matching funds;
 - If the City wants to retain any properties or other assets for future redevelopment activities funded by their own resources, it must reach a compensation agreement with the other taxing entities to provide payments in proportion with their shares of base property taxes;
 - Establishment of the Recognized Obligation Payment Schedule;
 - A request by the City as Successor Agency to enter into an agreement with the Community.
 - A request by the City as Successor Agency or taxing entity to pledge property tax revenues pursuant to valid agreements with the Community pursuant to Section 34178.
- The Board shall direct the City as Successor Agency to:
 - Determine whether any contracts, agreements, or other arrangements between the dissolved redevelopment agency and any private parties should be terminated or renegotiated to reduce liabilities and increase net revenues to the taxing entities, and present proposed termination or amendment agreements to the oversight board for its approval. The board may approve any amendments to or early termination of such agreements where it finds that amendments or early termination would be in the best interests of the taxing entities.
 - Cease performance and terminate all existing agreements that do not qualify as Enforceable Obligations.

AGENDA ITEM 6

TO: Honorable Chairperson and Members of the Oversight Board of the
Successor Agency to the Dissolved Paso Robles Redevelopment Agency

FROM: Ed Gallagher, Community Development Director, City of Paso Robles

SUBJECT: (1) Resolution of the Oversight Board of the Successor Agency to the dissolved Paso
Robles Redevelopment Agency approving a Recognized Obligation Payment
Schedule pursuant to Health and Safety Code Section 34177(l)

(2) Resolution of the Oversight Board of the Successor Agency to the dissolved Paso
Robles Redevelopment Agency approving the Successor Agency's administrative
budget pursuant to Health and Safety Code Section 34177(j)

DATE: April 10, 2012

BACKGROUND

Pursuant to Health and Safety Code Section 34172, the Paso Robles Redevelopment Agency ("Agency") was dissolved as of February 1, 2012. The City of El Paso de Robles ("RDA Successor Agency") is the successor agency of the Agency. The Oversight Board is responsible for approving the actions of the RDA Successor Agency pursuant to Health and Safety Code Section 34179.

DISCUSSION

1. **Recognized Obligation Payment Schedule**

One of the RDA Successor Agency's responsibilities pursuant to Health and Safety Code Section 34177(l) was to prepare a draft Recognized Obligation Payment Schedule (ROPS) by March 1, 2012, listing all of the outstanding debts and obligations of the former Agency for the period from January 1, 2012, through June 30, 2012, submit the draft ROPS to the County Auditor-Controller for certification as to its accuracy, and submit the draft ROPS to the Oversight Board for approval.

The ROPS was prepared by the RDA Successor Agency and submitted to the Auditor-Controller as of March 1, 2012. Staff from the Auditor-Controller's Office will attend the Oversight Board meeting of April 10 and explain their understanding of their role in reviewing the ROPS. It now requires Oversight Board approval in order to become effective pursuant to Health and Safety Code Sections 34177(l) and 34180(g). Once it is approved by the Oversight Board and becomes effective, the RDA Successor Agency may receive funds from the Auditor-Controller to pay the dissolved Agency's existing debts and obligations provided in the ROPS. Upon Oversight Board approval, the RDA Successor Agency should, prior to April 15, 2012, provide a copy of the approved ROPS to the

Auditor-Controller, the State of California Controller and the DOF, and post the approved ROPS on the RDA Successor Agency's website.

Pursuant to Health and Safety Code Section 34179(h), because the DOF may review Oversight Board actions, the Oversight Board's action to approve the ROPS is not effective for three business days, pending a request for review by the DOF.

2. Administrative Budget

Pursuant to Health and Safety Code Section 34177(j), the RDA Successor Agency is required to prepare a proposed administrative budget ("Budget") and submit it for approval to the Oversight Board. The Budget is required to include all of the following: (1) estimated amounts for RDA Successor Agency administrative costs for the period between February 1, 2012 through June 30, 2012; (2) proposed sources of payment for all administrative costs; (3) proposals for arrangements for administrative and operations services provided by the City of El Paso de Robles.

Pursuant to Health and Safety Code Section 34179(h), because the DOF may review Oversight Board actions, the Oversight Board's action to approve the Budget is not effective for three business days, pending a request for review by the DOF.

CEQA

The actions taken by enactment of these Resolutions do not commit the Oversight Board to any actions that may have a significant effect on the environment. As a result, such actions do not constitute projects subject to the requirements of the California Environmental Quality Act.

FISCAL IMPACT

No funds are involved with the approval of the ROPS or the RDA Successor Agency's administrative budget.

RECOMMENDATION

Staff recommends that the Oversight Board, by motion, approve and adopt the attached resolutions.

ATTACHMENTS

1. Oversight Board Resolution No. ____ (ROPS)
2. Oversight Board Resolution No. ____ (Administrative Budget)

RESOLUTION NO. ____

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE
DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY APPROVING A RECOGNIZED
OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE
SECTION 34177(l)**

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of El Paso de Robles (“RDA Successor Agency”) is the successor agency to the dissolved Paso Robles Redevelopment Agency (“Agency”), confirmed by Resolution No. ____ adopted on January __, 2012; and

WHEREAS, Health and Safety Code Section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

WHEREAS, the Oversight Board is the RDA Successor Agency’s oversight board pursuant to Health and Safety Code Section 34179(a); and

WHEREAS, Health and Safety Code Section 34177(l)(2), as modified by the Supreme Court opinion in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, Case No. S194861 (“Legal Action”), requires the RDA Successor Agency to prepare an initial draft of a “recognized obligation payment schedule” (“ROPS”) by March 1, 2012, listing outstanding obligations of the Agency to be performed by the RDA Successor Agency during the time period from February 1, 2012, through June 30, 2012; and

WHEREAS, Health and Safety Code Section 34177(l)(2) requires the RDA Successor Agency to submit the initial draft of the ROPS to either the County of San Luis Obispo Auditor-Controller, or its designee, for the auditor’s review and certification as to the accuracy of the ROPS; and

WHEREAS, Health and Safety Code Section 34177(l)(2) requires the RDA Successor Agency to submit the ROPS certified by the external auditor 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 San Luis Obispo 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(g) 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; and

WHEREAS, RDA Successor Agency staff has prepared an initial draft of the ROPS and submitted it to the County of San Luis Obispo Auditor-Controller prior to March 1, 2012; and

WHEREAS, the County of San Luis Obispo Auditor-Controller has reviewed the initial draft of the ROPS.

NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. CEQA Compliance. The approval of the ROPS through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

SECTION 3. Approval of the ROPS. 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 4. Implementation. The Oversight Board hereby directs the RDA Successor Agency to submit copies of the ROPS approved by the Oversight Board to the County of San Luis Obispo Auditor-Controller, the State of California Controller and the State of California Department of Finance after the effective date of this Resolution or, if the State of California Department of Finance requests review of the ROPS prior to the effective date of this Resolution, upon approval of the ROPS by the State of California Department of Finance, and prior to April 15, 2012, and to post the ROPS on the RDA Successor Agency's website.

SECTION 5. Severability. 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. The Oversight Board declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

SECTION 6. Certification. The City Clerk of the City of El Paso de Robles, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

SECTION 7. Effective Date. Pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

PASSED, APPROVED AND ADOPTED this 10th day of April, 2012, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

_____, Chairperson

ATTEST:

Ed Gallagher, Oversight Board Secretary

Name of Redevelopment Agency: Redevelopment Agency of the City of Paso Robles
 Project Area(s): Redevelopment Project Area

RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Per AB 26 - Section 34167 and 34169 (*)

Project Name / Debt Obligation	Payee	Description	Payment Source	Total Outstanding Debt or Obligation	Total Due During Fiscal Year	Payments by month					Total		
						Jan.	Feb.	Mar.	Apr.	May		Jun.	
1) 2000 Tax Allocation Bond	Union Bank	Bonds issued to fund non-housing projects	Redevelopment Property Tax Trust Fund	5,677,978.27	242,881.26	251,272.50					317,320.00	\$ 568,532.50	
2) 2009 Tax Allocation Bond	Union Bank	Series A	Redevelopment Property Tax Trust Fund	20,598,550.35	561,025.02	280,512.00					280,512.00	\$ 561,024.50	
3) 2009 Tax Allocation Bond	Union Bank	Series B	Redevelopment Property Tax Trust Fund	3,408,837.50	356,268.75	53,888.75					338,888.75	\$ 392,777.50	
4) SLO COE Early Childhood Dev. Ctr	SLO Co. Office of Educ	Project Assistance	Low and Moderate Income Housing Fund	1,000,000.00	321,200.00						321,200.00	\$ 321,200.00	
5) City Library Construction	City of Paso Robles	City Library	Redevelopment Property Tax Trust Fund	4,528,787.50	309,932.50	309,932.50					157,160.00	\$ 467,092.50	
6) Cooperation/Administrative Agreement	Successor Agency	Administrative reimbursement	Redevelopment Property Tax Trust Fund	250,000.00	250,000.00						250,000.00	\$ 250,000.00	
7) Repayment to LMH for SERAF	RDA of City of Paso Robles	RDA Fund Loan to make SERAF Payment	Redevelopment Property Tax Trust Fund	1,433,803.00	238,968.00						238,968.00	\$ 238,968.00	
8) Hidden Creek Affordable Housing	City of Paso Robles	Payment of city fees	Low and Moderate Income Housing Fund	1,000,000.00	100,000.00						100,000.00	\$ 100,000.00	
9) Housing Set-aside	LMH	Section 32334-2	Low and Moderate Income Housing Fund	33,968,850.00	832,672.00						832,672.00	\$ 832,672.00	
10) FEMA Reimbursement	FEMA	Project Reimbursement	Low and Moderate Income Housing Fund	1,037,000.00	1,037,000.00						1,037,000.00	\$ 1,037,000.00	
11) Legal Fees for Dissolution of Agency	Best, Best & Krieger	Legal fees related to dissolution of RDA	Redevelopment Property Tax Trust Fund	50,000.00	50,000.00						50,000.00	\$ 50,000.00	
12) Financial Consultant Fees for Dis. of Ag.	HDL and Northcross, Hill & Acil	Financial consulting fees related to disol.	Redevelopment Property Tax Trust Fund	50,000.00	50,000.00						50,000.00	\$ 50,000.00	
13) ADA improvements per Settlement Agmt.	Misc. Contractors	Ramps, Park Restrooms, 21st St	Redevelopment Property Tax Trust Fund	3,408,837.50	844,620.00	356,268.75						\$ 1,200,888.75	
OTHER OBLIGATIONS - PAYMENT SCHEDULE (PASS THROUGH OBLIGATIONS)													
14) Cuesta College #1	Cuesta College	pass thru payment	Redevelopment Property Tax Trust Fund	2,109,606.00	37,765.00							\$ 37,765.00	
15) County School Services #1	SLO COE	pass thru payment	Redevelopment Property Tax Trust Fund	1,250,231.00	22,361.00							\$ 22,361.00	
16) Cuesta College #2	Cuesta College	pass thru payment	Redevelopment Property Tax Trust Fund	3,316,064.00	85,909.00							\$ 85,909.00	
17) County School Services #2	SLO COE	pass thru payment	Redevelopment Property Tax Trust Fund	1,965,221.00	50,913.00							\$ 50,913.00	
18) County General Fund	SLO County	pass thru payment	Redevelopment Property Tax Trust Fund	42,347,318.00	891,652.00							\$ 891,652.00	
19) Air Pollution Control Board	Air Pollution Board	pass thru payment	Redevelopment Property Tax Trust Fund	164,773.00	4,001.00							\$ 4,001.00	
20) SLO County Flood Control	SLO County Flood Control	pass thru payment	Redevelopment Property Tax Trust Fund	622,606.00	15,119.00							\$ 15,119.00	
21) Nacimiento Water District	Nacimiento Water District	pass thru payment	Redevelopment Property Tax Trust Fund	503,705.00	12,231.00							\$ 12,231.00	
22) Paso Robles Cemetery District	Paso Robles Cemetery Dist.	pass thru payment	Redevelopment Property Tax Trust Fund	1,604,720.00	38,967.00							\$ 38,967.00	
23) Paso Robles SB211 Tax sharing	City of Paso Robles	pass thru payment	Redevelopment Property Tax Trust Fund	1,575,330.00	36,418.00							\$ 36,418.00	
24) Paso Robles Schools Combined Pmt	Paso Robles School District	pass thru payment	Redevelopment Property Tax Trust Fund	44,221,688.00	876,902.00							\$ 876,902.00	
25)													
26)													
27)													
28)													
Totals - This Page				\$ 75,813,644.12	\$ 4,706,216.28	\$ 1,740,225.75	\$ 356,268.75	\$ -	\$ -	\$ -	\$ 3,973,691.25	\$ 6,070,185.75	
Totals - Page 2				\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals - Page 3				\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals - Page 4				\$ 99,681,264.00	\$ 2,072,258.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Totals - Other Obligations (Pass Through Obligations - This Page)				\$ 175,494,938.12	\$ 6,778,474.28	\$ 1,740,225.75	\$ 356,268.75	\$ -	\$ -	\$ -	\$ -	\$ 3,973,691.25	\$ 6,070,185.75
Grand total - All Pages				\$ 351,389,882.24	\$ 10,484,690.28	\$ 3,480,451.50	\$ 712,537.50	\$ -	\$ -	\$ -	\$ -	\$ 7,043,877.00	\$ 12,140,371.50

* This Recognized Obligation Payment Schedule (ROPS) is to be adopted by the Successor Agency no later than May 1, 2012. It is valid through 06/30/12.

EXHIBIT A

RECOGNIZED OBLIGATION PAYMENT SCHEDULE

[Attached behind this page]

RESOLUTION NO. ____

**A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE
DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY APPROVING THE
SUCCESSOR AGENCY'S ADMINISTRATIVE BUDGET PURSUANT TO HEALTH AND
SAFETY CODE SECTION 34177(j)**

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of El Paso de Robles ("RDA Successor Agency") is the successor agency to the dissolved Paso Robles Redevelopment Agency ("Agency"), confirmed by Resolution No. 12-005 adopted on January 17, 2012; and

WHEREAS, Health and Safety Code Section 34179(a) provides that each successor agency shall have an oversight board composed of seven members; and

WHEREAS, the Oversight Board is the RDA Successor Agency's oversight board pursuant to Health and Safety Code section 34179(a); and

WHEREAS, Health and Safety Code Section 34177(j) requires the RDA Successor Agency to prepare a proposed administrative budget ("Administrative Budget") and submit it to the Oversight Board for the Oversight Board's approval; and

WHEREAS, the RDA Successor Agency has submitted the Administrative Budget to the Oversight Board.

**NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE
DISSOLVED PASO ROBLES REDEVELOPMENT AGENCY DOES HEREBY RESOLVE AS
FOLLOWS:**

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. CEQA Compliance. The approval of the Administrative Budget through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

Section 3. Approval of the Administrative Budget. The Oversight Board hereby approves and adopts the Administrative Budget, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177.

Section 4. Severability. 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. The Oversight Board

declares that the Oversight Board would have adopted this Resolution irrespective of the invalidity of any particular portion of this Resolution.

Section 5. Certification. The City Clerk of the City of El Paso de Robles, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

Section 6. Effective Date. Pursuant to Health and Safety Code Section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

PASSED, APPROVED AND ADOPTED this 10th day of April, 2012 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Oversight Board Chairperson

ATTEST:

Oversight Board Secretary

EXHIBIT A

SUCCESSOR AGENCY'S ADMINISTRATIVE BUDGET

[To be distributed at Oversight Board Meeting, April 10, 2012]