



OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE BRAWLEY REDEVELOPMENT AGENCY

AGENDA

REGULAR MEETING FRIDAY, SEPTEMBER 13, 2013 AT 10:00 AM COUNCIL CHAMBERS OF THE CITY OF BRAWLEY 383 MAIN STREET, BRAWLEY, CA 92227

Board Members: George A. Nava, Chairperson
Kristy Curry
Jay Kruger
John Lau
Bayon Moore
Thomas Rutherford
Daniel Smith

Secretary: Alma Benavides
Finance Director: Ruby Walla

This Oversight Board has been created pursuant to § 34161 through 34190 of the Health and Safety Code for the sole purpose of overseeing the actions of the Successor Agency to the Brawley Redevelopment Agency. In accordance with Health and Safety Code § 34179(h), all Oversight Board actions shall not be effective for three business days, pending a request for review by the State Department of Finance ("Department"). In the event that the Department requests a review of a given Oversight Board action, it shall have 10 days from the date of its request to approve the Oversight Board action or return it to the Oversight Board for reconsideration, and such Oversight Board action shall not be effective until approved by the Department. In the event that the Department returns the Oversight Board action to the Oversight Board for reconsideration, the Oversight Board shall resubmit the modified action for Department approval, and the modified Oversight Board action shall not become effective until approved by the Department. *Materials related to items on this agenda, including those received following posting/distribution are on file in the Office of the Secretary to the Successor Agency to the City of Brawley City Clerk and are available for public inspection during normal business hours, Monday – Thursday, 7:30 am – 5:30 pm and Friday 7:30 am – 4:30 pm closed for lunch from 12:00 – 1:00 pm at 383 Main Street, Brawley, CA 92227, telephone (760) 351-3059.*

- 1. CALL TO ORDER**
- 2. ROLL CALL**

3. ORAL COMMUNICATIONS

- A. Any person wishing to discuss any item not on the agenda may address the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency at this point by giving his/her name and address for the record. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

- B. This is the time and place for any person who wishes to comment on agenda items. It should be noted that at the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency's discretion, these comments may be deferred until such time on the agenda as the item is discussed. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

4. APPROVAL OF MINUTES

- A. Minutes of January 15, February 8, and June 14, 2013.

5. NEW BUSINESS

- A. Adopt Resolution No. 2013-__ OB: of the Oversight Board for the Successor Agency for the Brawley Community Redevelopment Agency, approving the Establishment of the Recognized Obligation Payment Schedule of the Successor Agency for the Brawley Community Redevelopment Agency for the period of January through June 2014.

6. REPORTS AND REMARKS

- A. CHAIR

- B. MEMBERS OF THE OVERSIGHT BOARD

7. ADJOURNMENT

**ADJOURNED REGULAR MEETING
OF THE OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY TO THE
BRAWLEY REDEVELOPMENT AGENCY
COUNCIL CHAMBERS OF THE CITY OF BRAWLEY
383 MAIN STREET, BRAWLEY, CA 92227
TUESDAY, JANUARY 15, 2013 AT 1:30 P.M.**

MINUTES

1. CALL TO ORDER

An Adjourned Regular Meeting of the Oversight Board to the Successor Agency to the Brawley Redevelopment Agency was called to order on January 15, 2013 at 1:30 p.m. by Ruby Walla, Deputy City Clerk/Secretary of the Successor Agency to the Oversight Board in the Council Chambers, located at 383 Main Street, Brawley, California.

2. ROLL CALL

Present:

Board Members: George Nava, Rosanna Bayon Moore, Thomas Rutherford,
Erin Garcia, John Lau and Daniel Smith

Staff: Ruby Walla, Finance Director

Absent: Jay Kruger

3. ORAL COMMUNICATIONS:

A. Any person wishing to discuss any item not on the agenda may address the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency at this point by giving his/her name and address for the record. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

B. This is the time and place for any person who wishes to comment on agenda items. It should be noted that at the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency's discretion, these comments may be deferred until such time on the agenda as the item is discussed. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

4. APPROVAL OF MINUTES

- A. Motion by **Board Member Lau**, SECONDED BY **Board Member Rutherford** to approve minutes of Minutes of December 14, 2012 and January 8, 2013. Motion 6-1, absent Member Kruger

5. NEW BUSINESS

- B. CLOSE A PUBLIC COMMENT SESSION WITH RESPECT TO THE DUE DILIGENCE REVIEW FOR THE NON-HOUSING FUND PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE § 34179.6.

Board Member Bayon Moore there is no comments from the public.

Motion by **Board Member Bayon Moore**, Seconded by **Chair Nava** to close the public comment session with respect to the due diligence review for the non-housing fund pursuant to California Health and Safety Code § 34179.6. Motion 6-1, absent Member Kruger

- C. ADOPT RESOLUTION NO. 2013-02 OB: APPROVING THE DUE DILIGENCE REVIEW FOR THE NON-HOUSING FUND PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE § 34179.6.

Motion by **Board Member Bayon Moore**, Seconded by **Board Member Rutherford** to adopt Resolution No. 2013-02-OB Approving the due diligence review for the non-housing fund pursuant to California Health and Safety Code § 34179.6. Motion 6-1, absent Kruger

6. REPORTS AND REMARKS

- A. CHAIR

Chair Nava attended the grand opening and Chamber Mixer for GP Awards located at 411 South 6th Street.

- B. MEMBERS OF THE OVERSIGHT BOARD

Board Member Bayon Moore informed that Monica Lepe-Negrete is unable to continue as Oversight Board Legal Counsel and regrets that her schedule does not permit her to continue. She agreed not to charge us for any cost incurred to date. When legal options were originally presented there were two options, Oversight Board selected Monica Lepe-Negrete. Staff will bring subject of legal counsel back at a later time.

7. **ADJOURNMENT:** There being no further business before the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency the meeting was adjourned at 1:50 P.M.

Lorena Savala, Secretary

Approved by:

George A. Nava, Chairperson

**REGULAR MEETING
OF THE OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY TO THE
BRAWLEY REDEVELOPMENT AGENCY
COUNCIL CHAMBERS OF THE CITY OF BRAWLEY
383 MAIN STREET, BRAWLEY, CA 92227
FRIDAY, FEBRUARY 8, 2013 AT 10:00 A.M.**

MINUTES

1. CALL TO ORDER

A Regular Meeting of the Oversight Board to the Successor Agency to the Brawley Redevelopment Agency was called to order on February 8, 2013 at 10:00 a.m. by Lorena Savala, Deputy City Clerk/Secretary of the Successor Agency to the Oversight Board in the Council Chambers, located at 383 Main Street, Brawley, California.

2. ROLL CALL

Present:

Board Members: George Nava, Rosanna Bayon Moore, Thomas Rutherford, Jay Kruger and Daniel Smith

Staff: Ruby Walla, Finance Director

Absent: John Lau and Erin Garcia

3. ORAL COMMUNICATIONS:

A. Any person wishing to discuss any item not on the agenda may address the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency at this point by giving his/her name and address for the record. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

B. This is the time and place for any person who wishes to comment on agenda items. It should be noted that at the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency's discretion, these comments may be deferred until such time on the agenda as the item is discussed. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

4. **NEW BUSINESS**

- A. ADOPT RESOLUTION NO. 2013- OB: OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE BRAWLEY REDEVELOPMENT AGENCY, APPROVING THE RECOGNIZED OBLIGATION PAYMENT SHCHEDULE FOR THE PERIOD OF JULY THROUGH DECEMBER 2013 AND APPROVING CERTAIN RELATED ACTIONS.

*Motion by **Board Member Kruger, seconded by Board Member Bayon Moore** to Adopt Resolution No. 2013- OB: of the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency, approving the recognized obligation payment schedule for the period of July through December 2013 and approving certain related actions. Motion 5-0, absent Board Members Lau and Garcia*

5. **REPORTS AND REMARKS**

A. CHAIR-None

B. MEMBERS OF THE OVERSIGHT BOARD

***Member Kruger** requested introduction of new Board Member to the Oversight Board.*

***Member Bayon Moore** introduced newest Board Member Daniel Smith, replacing Katy Santillan as a representative of Pioneers Memorial Healthcare District.*

6. **ADJOURNMENT:** There being no further business before the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency the meeting was adjourned at 10:15 A.M.

Lorena Savala, Secretary

Approved by:

George A. Nava, Chairperson

**REGULAR MEETING
OF THE OVERSIGHT BOARD OF THE
SUCCESSOR AGENCY TO THE
BRAWLEY REDEVELOPMENT AGENCY
COUNCIL CHAMBERS OF THE CITY OF BRAWLEY
383 MAIN STREET, BRAWLEY, CA 92227
FRIDAY, JUNE 14, 2013 AT 10:00 A.M.**

MINUTES

1. CALL TO ORDER

A Regular Meeting of the Oversight Board to the Successor Agency to the Brawley Redevelopment Agency was called to order on June 14, 2013 at 10:00 a.m. by Lorena Savala, Deputy City Clerk/Secretary of the Successor Agency to the Oversight Board in the Council Chambers, located at 383 Main Street, Brawley, California.

2. ROLL CALL

Present:

Board Members: Christy Curry, Rosanna Bayon Moore, Thomas Rutherford, Jay Kruger, John Lau and Daniel Smith

Staff: Dennis Morita, City Attorney

Absent: George Nava

3. ORAL COMMUNICATIONS:

A. Any person wishing to discuss any item not on the agenda may address the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency at this point by giving his/her name and address for the record. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

B. This is the time and place for any person who wishes to comment on agenda items. It should be noted that at the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency's discretion, these comments may be deferred until such time on the agenda as the item is discussed. Remarks shall be limited to a maximum of three minutes unless the Oversight Board authorizes additional time.

None

4. REPORTS AND REMARKS

A. CHAIR-None

B. MEMBERS OF THE OVERSIGHT BOARD-None

5. CLOSED SESSION

Anticipated Litigation

a. Conference with Legal Counsel; Significant Exposure to Litigation Pursuant to Subdivision (b) of Section 54956.9; one (1) Potential Case

6. ADJOURNMENT: There being no further business before the Oversight Board of the Successor Agency to the Brawley Redevelopment Agency the meeting was adjourned at 10:25 A.M.

Lorena Savala, Secretary

Approved by:

George A. Nava, Chairperson

**OVERSIGHT BOARD
SUCCESSOR AGENCY FOR THE BRAWLEY COMMUNITY
REDEVELOPMENT AGENCY**

Meeting Date: September 13, 2013
To: Oversight Board Members
From: Lorena Savala, Oversight Board Secretary
Subject: Recognized Obligation Payment Schedule (January through June 2014)

RECOMMENDATION: Adopt the attached resolution approving the establishment of the Recognized Obligation Payment Schedule ("ROPS") of the Successor Agency for the Brawley Community Redevelopment Agency for the period of January through June 2014.

BACKGROUND: The Brawley Community Redevelopment Agency was dissolved February 1, 2012. The Oversight Board for the Successor Agency for the Brawley Community Redevelopment Agency ("Oversight Board") has been established pursuant to Health and Safety Code Section 34179 to assist in the wind-down of the dissolved redevelopment agency.

Per Health and Safety Code § 34177 (l)(1), the Successor Agency is required to prepare a Recognized Obligation Payment Schedule ("ROPS") before each six-month fiscal period, which corresponds to equal halves of a fiscal year (i.e., July through December and January through June). The ROPS is the basis for the Successor Agency's authority to make payments due for enforceable obligations.

Successor Agency staff, together with Urban Futures, Inc., has prepared the ROPS for the period of January through June 2014, which consists of several spreadsheets that are appended to the attached Resolution as Exhibit "A". Pursuant to Health and Safety Code § 34177 (m), an Oversight Board-approved ROPS for the period of January through June 2014 must be submitted to the California Department of Finance and the County Auditor-Controller not later than October 1, 2013.

FISCAL IMPACT: Pursuant to Health and Safety Code Section 34177, the Successor Agency is legally required to continue to make payments due for enforceable obligations. The Oversight Board's approval of the establishment of the ROPS will ensure that the Successor Agency has the authority to continue to pay its enforceable obligations. The recommended action does not, in itself, cause any new financial obligations.

ATTACHMENT: Resolution

RESOLUTION NO. 2013-__-OB

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY FOR THE BRAWLEY COMMUNITY REDEVELOPMENT AGENCY APPROVING THE ESTABLISHMENT OF THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE OF THE SUCCESSOR AGENCY FOR THE BRAWLEY COMMUNITY REDEVELOPMENT AGENCY FOR THE PERIOD OF JANUARY THROUGH JUNE 2014.

WHEREAS, the Brawley Community Redevelopment Agency was dissolved February 1, 2012; and

WHEREAS, the Oversight Board (“Oversight Board”) for the Successor Agency (“Successor Agency”) for the Brawley Community Redevelopment Agency has been established pursuant to Health and Safety Code § 34179 to assist in the wind-down of the dissolved redevelopment agency; and

WHEREAS, pursuant to Health and Safety Code § 34180 (g), Oversight Board approval is required for the establishment of each Recognized Obligation Payment Schedule (“ROPS”); and

WHEREAS, pursuant to Health and Safety Code § 34177 (m), an Oversight Board-approved ROPS for the period of January through June 2014 must be submitted to the California Department of Finance and the County Auditor-Controller not later than October 1, 2013; and

WHEREAS, pursuant to Health and Safety Code § 34177, the Successor Agency is legally required to continue to make payments due for enforceable obligations; and

WHEREAS, the Oversight Board’s approval of the establishment of the ROPS will ensure that the Successor Agency has the authority to continue to pay its enforceable obligations; and

WHEREAS, it is proposed that the Oversight Board approve the establishment of the ROPS of the Successor Agency covering the period of January through June 2014, which is attached hereto as Exhibit “A”; and

WHEREAS, all of the prerequisites with respect to the approval of this Resolution have been met.

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board for the Successor Agency for the Brawley Community Redevelopment Agency, as follows:

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

Section 2. The establishment of the ROPS of the Successor Agency for the Brawley Community Redevelopment Agency covering the period of January through June 2014, which is attached hereto as Exhibit “A”, is approved.

Section 3. The City Manager, or designee, is hereby authorized to: i) post the ROPS for the period of January through June 2014 on the City's website; ii) transmit the ROPS for the period of January through June 2014 to the County Auditor-Controller, County Administrative Officer, the State Controller and the State Department of Finance; and iii) make ministerial revisions to the ROPS, take such other actions and execute such other documents as are necessary to effectuate the intent of this Resolution, and to implement the ROPS for the period of January through June 2014 on behalf of the Successor Agency, including authorizing and causing such payments.

Section 4. This Resolution shall take effect upon the date of its adoption.

PASSED, APPROVED AND ADOPTED this 13th day of September 2013.

George A. Nava, Chairperson

ATTEST

Lorena Savala, Secretary

CERTIFICATION:

I, Lorena Savala, Secretary of the Oversight Board for the Successor Agency for the Brawley Community Redevelopment Agency, do hereby certify that the foregoing Resolution No. 2013-__ OB was duly adopted by the Oversight Board for the Successor Agency for the Brawley Community Redevelopment Agency at a meeting thereof held on the 13th day of September 2013, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Lorena Savala, Secretary

**SUCCESSOR AGENCY FOR THE
BRAWLEY COMMUNITY REDEVELOPMENT AGENCY
RECONGNIZED OBLIGATION PAYMENT SCHEDULE
(January through June 2014)**

(See Attachment)

Recognized Obligation Payment Schedule (ROPS 13-14B) - Summary

Filed for the January 1, 2014 through June 30, 2014 Period

Name of Successor Agency: Brawley
 Name of County: Imperial

		Six-Month Total
Current Period Requested Funding for Outstanding Debt or Obligation		
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding		
A	Sources (B+C+D):	\$ -
B	Bond Proceeds Funding (ROPS Detail)	-
C	Reserve Balance Funding (ROPS Detail)	-
D	Other Funding (ROPS Detail)	-
E	Enforceable Obligations Funded with RPTTF Funding (F+G):	\$ 238,546
F	Non-Administrative Costs (ROPS Detail)	136,046
G	Administrative Costs (ROPS Detail)	102,500
H	Current Period Enforceable Obligations (A+E):	\$ 238,546

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I	Enforceable Obligations funded with RPTTF (E):	238,546
J	Less Prior Period Adjustment (Report of Prior Period Adjustments Column U)	(32,455)
K	Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 206,091

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L	Enforceable Obligations funded with RPTTF (E):	238,546
M	Less Prior Period Adjustment (Report of Prior Period Adjustments Column AB)	-
N	Adjusted Current Period RPTTF Requested Funding (L-M)	238,546

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
 Title
 /s/ _____
 Signature

 Date

Recognized Obligation Payment Schedule (ROPS) 13-14B - Report of Fund Balances
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177(l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.

A	B	C	D	E	F	G	H	I	J	K							
											Fund Sources					Total	Comments
											Bond Proceeds		Reserve Balance		Other		
Bonds Issued on or before 12/31/10	Bonds Issued on or after 01/01/11	Review balances retained for approved enforceable obligations	RPTTF balances retained for bond reserves	Rent, Grants, Interest, Etc.	Non-Admin	Admin											
Fund Balance Information by ROPS Period																	
ROPS III Actuals (01/01/13 - 6/30/13)																	
	Beginning Available Fund Balance (Actual 01/01/13) Note that for the RPTTF, 1 + 2 should tie to columns L and Q in the Report of Prior Period Adjustments (PPAs)																
1	Revenue/Income (Actual 06/30/13) Note that the RPTTF amounts should tie to the ROPS III distributions from the County Auditor-Controller						170,134	125,000			295,134						
2	Expenditures for ROPS III Enforceable Obligations (Actual 06/30/13) Note that for the RPTTF, 3 + 4 should tie to columns N and S in the Report of PPAs						141,431	125,000			266,431						
3	Retention of Available Fund Balance (Actual 06/30/13) Note that the Non-Admin RPTTF amount should only include the retention of reserves for debt service approved in ROPS III																
4	ROPS III RPTTF Prior Period Adjustment Note that the net Non-Admin and Admin RPTTF amounts should tie to columns O and T in the Report of PPAs.						32,455				32,455						
5	Ending Actual Available Fund Balance (1 + 2 - 3 - 4 - 5)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 28,703	\$ -	\$ -	\$ -	\$ (3,752)						
ROPS 13-14A Estimate (07/01/13 - 12/31/13)																	
6	Beginning Available Fund Balance (Actual 07/01/13) (C, D, E, G, and I = 4 + 6, F = H4 + F6, and H = 5 + 6)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 61,159	\$ -	\$ -	\$ -	\$ 28,703						
7	Revenue/Income (Estimate 12/31/13) Note that the RPTTF amounts should tie to the ROPS 13-14A distributions from the County Auditor-Controller						278,634	147,500			426,134						
8	Expenditures for 13-14A Enforceable Obligations (Estimate 12/31/13)						278,634	147,500			426,134						
9	Retention of Available Fund Balance (Estimate 12/31/13) Note that the RPTTF amounts may include the retention of reserves for debt service approved in ROPS 13-14A																
10	Ending Estimated Available Fund Balance (7 + 8 - 9 - 10)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 61,159	\$ -	\$ -	\$ -	\$ 28,703						

Recognized Obligation Payment Schedule 13-14B - Notes

January 1, 2014 through June 30, 2014

Item #	Notes/Comments
1	
2	Securities Servicing - Successor Agency has not yet paid for this expense and has booked in order to not effect current distributions. (PPA schedule)
3	
4	
5	Continuing Disclosure Services - Successor Agency has not yet paid for this expense and has booked in order to not effect current distributions (PPA schedule)
6	
7	
8	
9	
10	
11	