

OVERSIGHT BOARD
OF THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT
AGENCY OF THE CITY OF PALMDALE

COUNTY OF LOS ANGELES, CALIFORNIA

RESOLUTION NO. OB 2015-005

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE APPROVING THE ADMINISTRATIVE BUDGET FOR THE SIX MONTH PERIOD BEGINNING JANUARY 1, 2016 (ADMINISTRATIVE BUDGET 15-16B)

WHEREAS, The Community Redevelopment Agency of the City of Palmdale ("Redevelopment Agency") was a redevelopment agency in the City of Palmdale ("City"), duly created pursuant to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code) ("Redevelopment Law"); and

WHEREAS, The City Council has adopted redevelopment plans for Palmdale's redevelopment project areas, and from time to time, the City Council has amended such redevelopment plans; and

WHEREAS, The Redevelopment Agency was responsible for the administration of redevelopment activities within the City; and

WHEREAS, Assembly Bill 1X 26 ("AB 26") was signed by the Governor on June 28, 2011 and upheld to be constitutional by the California Supreme Court on December 29, 2011; and

WHEREAS, AB 26 made certain changes to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code), including adding Part 1.8 (commencing with Section 34161) and Part 1.85 (commencing with Section 34170) ("Part 1.85") to Division 24 of the California Health and Safety Code ("Health and Safety Code"); and

WHEREAS, On February 1, 2012, as a result of the Supreme Court's decision, all California redevelopment agencies were dissolved, successor agencies were established as successor agencies to the former redevelopment agencies pursuant to Health and Safety Code Section 34173, and successor agencies are tasked with paying, performing and enforcing the enforceable obligations of the former redevelopment agencies and winding down the affairs of the former redevelopment agencies; and

WHEREAS, On June 27, 2012 the Governor of California signed Assembly Bill 1484 ("AB 1484") into law, making several substantive and technical amendments to AB 26 (AB 26 and AB 1484 together referred to as the "Dissolution Bills"); and

WHEREAS, On January 4, 2012 the City Council adopted Resolution No. CC 2012-002 declaring itself as the successor agency to the Community Redevelopment Agency of the City of Palmdale ("Successor Agency") upon the dissolution of the Redevelopment Agency; and

WHEREAS, On April 4, 2012 the City Council, acting in its capacity as the Successor Agency, adopted Resolution No. CC 2012-041 SA naming itself the "Successor Agency to the Community Redevelopment Agency of the City of Palmdale", the sole name by which it will exercise its powers and fulfill its duties pursuant to Part 1.85 of AB 26, and establishing itself as a separate legal entity with rules and regulations that will apply to the governance and operations of the Successor Agency; and

WHEREAS, Health and Safety Code Section 34179 ("Section 34179") establishes a seven (7) member local entity with respect to each successor agency and such entity is titled the "oversight board." The oversight board has been established for the Successor Agency (hereinafter referred to as the "Oversight Board"). The duties and responsibilities of the Oversight Board are set forth in Health and Safety Code Sections 34179 through 34181; and

WHEREAS, On April 13, 2012, the first meeting of the Oversight Board of the Successor Agency took place and Oversight Board Members were duly sworn into office; and

WHEREAS, Health and Safety Code Section 34177(j) ("Section 34177(j)") requires the Successor Agency to prepare an administrative budget for each six-month fiscal period and submit the administrative budget to the Oversight Board for approval. The administrative budget shall include all of the following: (i) estimated amounts for Successor Agency administrative costs for the upcoming six-month fiscal period; (ii) proposed sources of payment for Successor Agency administrative costs; and (iii) proposals for arrangements for administrative and operations services provided by the City or other entity; and

WHEREAS, Health and Safety Code Section 34177(k) ("Section 34177(k)") requires the Successor Agency to provide to the Los Angeles County Auditor-Controller for each six-month fiscal period the administrative cost estimates from its approved administrative budget that are to be paid from property tax revenues (i.e. former tax increment revenues) deposited in the County's Redevelopment Property Tax Trust Fund established for the Successor Agency; and

WHEREAS, On September 24, 2015, the Successor Agency approved Resolution No. SA 2015-017 approving the administrative budget for the six-month period beginning January 1, 2016 ("Administrative Budget 15-16B"), in the form attached to this Resolution, and authorized the submission of the approved Administrative Budget 15-16B to the Oversight Board for its approval and to forward the information required by Section 34177(k) to the Los Angeles County Auditor-Controller; and

WHEREAS, All other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS by the Oversight Board of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale that:

Section 1. The Oversight Board hereby finds and determines that the foregoing recitals are true and correct.

Section 2. The adoption of this Resolution is not intended to and shall not constitute a waiver by the Successor Agency of any rights the Successor Agency may have to challenge the effectiveness and/or legality of all or any portion of the Dissolution Bills through administrative or judicial proceedings.

Section 3. The Successor Agency's Administrative Budget 15-16B that is attached hereto and incorporated by reference, and as previously approved by the Successor Agency, is hereby approved and adopted.

Section 4. The Oversight Board may direct staff of the Successor Agency to perform work in furtherance of the Oversight Board's duties and responsibilities under the Dissolution Bills.

Section 5. This Resolution shall take effect immediately upon its adoption.

Section 6. The Board Clerk shall certify as to the adoption of this Resolution.

PASSED, APPROVED and ADOPTED this 30th day of September, 2015, by the following vote:

AYES: _____

NOES: _____

ABSTAIN: _____ ABSENT: _____

PROPOSED

, Chair

ATTEST:

Rebecca J. Smith
Board Clerk

Exhibit A to Resolution No. OB 2015-005

Successor Agency to the Community Redevelopment Agency of the City of Palmdale
Administrative Budget
For the Six-Month Period Beginning January 1, 2016

<u>MUNIS</u>	<u>Item</u>	<u>Successor Agency Fund 460</u>
701000 -		
708000	Salaries & Benefits	\$ 51,270
710000	Training & Meetings	\$ 2,500
721110	Cont Svc - Agency Attorney	\$ 50,000
721610	Software Agmt-Sprt/Licns/Maint	\$ 500
721960	Cont Svc-Professional Svcs	\$ 5,000
722310	Cont Svc - Legal Advertising	\$ 500
722450	Cont Svc - Document Center & Copier Lease	\$ 2,250
723100	Cont Svc - Maint & Repair - Equip	\$ 50
726110	Telephone & Dataline	\$ 50
726500	Postage	\$ 250
729100	Utilities - Water	\$ 110
731000	Utilities - Gas	\$ 250
731700	Utilities - Electric	\$ 5,500
735100	Office & Operating Supplies	\$ 500
735102	Successor Agency & Oversight Board	\$ 200
831101	Rent	\$ 6,070
	Total	<u>\$ 125,000</u>

Source of Funding:
Redevelopment Property Tax Trust Fund



CITY OF PALMDALE

REPORT to the Chair and Directors of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale from the Executive Director

DATE: September 24, 2015

SUBJECT: Approval of Resolution No. SA 2015-017 approving the Administrative Budget For the Six Month Period Beginning January 1, 2016 (Administrative Budget 15-16B)

ISSUING DEPARTMENT: Finance

SUMMARY

Issues:

Should the Successor Agency approve Resolution No. SA 2015-017, a Resolution of the Board of Directors of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale Approving the Administrative Budget for the Six Month Period Beginning January 1, 2016?

Recommendation:

It is recommended that the Successor Agency approve Resolution No. SA 2015-017, a Resolution of the Board of Directors of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale Approving the Administrative Budget for the Six Month Period Beginning January 1, 2016.

Fiscal Impact:

The Administrative Budget for the six-month period beginning January 1, 2016 totals \$125,000. These funds will be included in various line items in Program 20 of Fund 460 in the fiscal year 2015-16 budget, and are included on the Recognized Obligation Payment Schedule (ROPS).

BACKGROUND

Assembly Bill 1X 26 (AB 26) was signed by the Governor on June 28, 2011 and upheld as constitutional by the California Supreme Court. On June 27, 2012 the Governor signed Assembly Bill 1484 (AB 1484). AB 26 and AB 1484 (together the Dissolution Bills) made sweeping changes to California Redevelopment Law eliminating redevelopment agencies state wide, establishing successor agencies, and requiring the successor agencies to pay, perform and enforce the enforceable obligations of the former redevelopment agencies and to wind down the affairs of the former redevelopment agencies.

Section 34177(j) of the Dissolution Bills requires the Successor Agency to prepare an Administrative Budget for each six-month fiscal period and submit it to the Oversight Board for approval.

Section 34177(k) of the Dissolution Bills further requires the Successor Agency to provide the Los Angeles County Auditor-Controller the administrative cost estimates from its approved Administrative Budget that are to be paid from property tax revenues deposited in the Redevelopment Property Tax Trust Fund.

For fiscal year 2014-15 and each year thereafter, Section 34171(b) of the Dissolution Bills authorizes the payment of administrative costs in the greater amount of i) \$250,000 or ii) up to three percent (3%) of the property tax allocated to the Successor Agency in its Redevelopment Obligation Retirement Fund, subject to fund availability and Oversight Board approval. Staff has estimated this amount and allocated it to various Successor Agency costs as detailed in Exhibit A to Resolution No. SA 2015-017.

The attached Resolution No. SA 2015-017 seeks the Successor Agency's approval of the Administrative Budget and their authorization to i) forward the Administrative Budget to the Oversight Board for its approval, and ii) forward the information required by Section 34177(k) to the Los Angeles County Auditor Controller, and iii) take any and all other actions and execute any and all such other documents as are necessary, convenient or appropriate to comply with the Dissolution Bills and to effectuate the intent of this Resolution on behalf of the Successor Agency.

Staff recommends approval of Resolution No. SA 2015-017 attached to this staff report.

Submitted by:



Hamed Jones
Budget Manager



Karen Johnston
Finance Manager

Reviewed by:



Anne Ambrose
Director of Administrative Services



Ken Pulskamp
Interim Executive Director

Attachment:

1. Resolution No. SA 2015-017

SUCCESSOR AGENCY
TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF
PALMDALE

COUNTY OF LOS ANGELES, CALIFORNIA

RESOLUTION NO. SA 2015-017

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF PALMDALE APPROVING THE ADMINISTRATIVE BUDGET FOR THE SIX MONTH PERIOD BEGINNING JANUARY 1, 2016 (ADMINISTRATIVE BUDGET 15-16B)

WHEREAS, The Community Redevelopment Agency of the City of Palmdale ("Redevelopment Agency") was a redevelopment agency in the City of Palmdale ("City"), duly created pursuant to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code) ("Redevelopment Law"); and

WHEREAS, The City Council has adopted redevelopment plans for Palmdale's redevelopment project areas, and from time to time, the City Council has amended such redevelopment plans; and

WHEREAS, The Redevelopment Agency was responsible for the administration of redevelopment activities within the City; and

WHEREAS, Assembly Bill 1X 26 ("AB 26") was signed by the Governor on June 28, 2011 and upheld to be constitutional by the California Supreme Court on December 29, 2011; and

WHEREAS, AB 26 made certain changes to the California Community Redevelopment Law (Part 1 (commencing with Section 33000) of Division 24 of the California Health and Safety Code), including adding Part 1.8 (commencing with Section 34161) and Part 1.85 (commencing with Section 34170) ("Part 1.85") to Division 24 of the California Health and Safety Code ("Health and Safety Code"); and

WHEREAS, On February 1, 2012, as a result of the Supreme Court's decision, all California redevelopment agencies were dissolved, successor agencies were established as successor agencies to the former redevelopment agencies pursuant to Health and Safety Code Section 34173, and successor agencies are tasked with paying, performing and enforcing the enforceable obligations of the former redevelopment agencies and winding down the affairs of the former redevelopment agencies; and

WHEREAS, On June 27, 2012 the Governor of California signed Assembly Bill 1484 ("AB 1484") into law, making several substantive and technical amendments to AB 26 (AB 26 and AB 1484 together referred to as the "Dissolution Bills"); and

WHEREAS, On January 4, 2012 the City Council adopted Resolution No. CC 2012-002 declaring itself as the successor agency to the Community

Redevelopment Agency of the City of Palmdale ("Successor Agency") upon the dissolution of the Redevelopment Agency; and

WHEREAS, On April 4, 2012 the City Council, acting in its capacity as the Successor Agency, adopted Resolution No. CC 2012-041 SA naming itself the "Successor Agency to the Community Redevelopment Agency of the City of Palmdale", the sole name by which it will exercise its powers and fulfill its duties pursuant to Part 1.85 of AB 26, and establishing itself as a separate legal entity with rules and regulations that will apply to the governance and operations of the Successor Agency; and

WHEREAS, Health and Safety Code Section 34179 ("Section 34179") establishes a seven (7) member local entity with respect to each successor agency and such entity is titled the "oversight board." The oversight board has been established for the Successor Agency (hereinafter referred to as the "Oversight Board"). The duties and responsibilities of the Oversight Board are set forth in Health and Safety Code Sections 34179 through 34181; and

WHEREAS, On April 13, 2012, the first meeting of the Oversight Board of the Successor Agency took place and Oversight Board Members were duly sworn into office; and

WHEREAS, Health and Safety Code Section 34177(j) ("Section 34177(j)") requires the Successor Agency to prepare an administrative budget for each six-month fiscal period and submit the administrative budget to the Oversight Board for approval. The administrative budget shall include all of the following: (i) estimated amounts for Successor Agency administrative costs for the upcoming six-month fiscal period; (ii) proposed sources of payment for Successor Agency administrative costs; and (iii) proposals for arrangements for administrative and operations services provided by the City or other entity; and

WHEREAS, Health and Safety Code Section 34177(k) ("Section 34177(k)") requires the Successor Agency to provide to the Los Angeles County Auditor-Controller for each six-month fiscal period the administrative cost estimates from its approved administrative budget that are to be paid from property tax revenues (i.e. former tax increment revenues) deposited in the County's Redevelopment Property Tax Trust Fund established for the Successor Agency; and

WHEREAS, Staff of the Successor Agency seeks the Successor Agency's approval of the administrative budget for the six-month period beginning January 1, 2016 ("Administrative Budget 15-16B"), in the form attached to this Resolution as Exhibit A, and the Successor Agency's authorization to submit the approved Administrative Budget 15-16B to the Oversight Board for its approval and to forward the information required by Section 34177(k) to the Los Angeles County Auditor-Controller; and

WHEREAS, All other legal prerequisites to the adoption of this Resolution have occurred.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS by the Board of Directors of the Successor Agency to the Community Redevelopment Agency of the City of Palmdale that:

Section 1. The Board of Directors hereby finds and determines that the foregoing recitals are true and correct.

Section 2. The adoption of this Resolution is not intended to and shall not constitute a waiver by the Successor Agency of any rights the Successor Agency may have to challenge the effectiveness and/or legality of all or any portion of the Dissolution Bills through administrative or judicial proceedings.

Section 3. The Successor Agency's Administrative Budget 15-16B that is attached hereto as Exhibit A is hereby approved and adopted.

Section 4. The Executive Director, or designee, is hereby authorized and directed to: i) submit the approved Administrative Budget 15-16B to the Oversight Board for its review and approval; and ii) submit to the Los Angeles County Auditor-Controller the administrative cost estimates from Administrative Budget 15-16B that are to be paid from property tax revenues deposited in the County's Redevelopment Property Tax Trust Fund established for the Successor Agency; and iii) take any and all other actions and execute any and all such other documents as are necessary, convenient or appropriate to comply with the Dissolution Bills and to effectuate the intent of this Resolution on behalf of the Successor Agency.

Section 5. This Resolution shall take effect immediately upon its adoption.

Section 6. The Secretary shall certify as to the adoption of this Resolution.

PASSED, APPROVED and ADOPTED this 24th day of September, 2015, by the following vote:

AYES: _____

NOES: _____

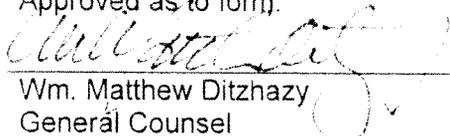
ABSTAIN: _____ ABSENT: _____

James C. Ledford, Jr.
Chair

ATTEST:

Rebecca J. Smith
Secretary

Approved as to form:



Wm. Matthew Ditzhazy
General Counsel

Exhibit A to Resolution No. SA 2015-017

Successor Agency to the Community Redevelopment Agency of the City of Palmdale
 Administrative Budget
 For the Six-Month Period Beginning January 1, 2016

MUNIS	Item	Successor Agency Fund 460
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