### RESOLUTION NO. FOB 2018-001

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED FONTANA REDEVELOPMENT AGENCY, APPROVING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE PURSUANT TO HEALTH AND SAFETY CODE SECTIONS 34177(I) AND (o) FOR JULY 1, 2018 THROUGH JUNE 30, 2019.

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of Fontana ("RDA Successor Agency") is the successor agency to the dissolved Fontana Redevelopment Agency ("Agency"), as confirmed by Resolution No. 2012-001 adopted on January 10, 2012; and

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

WHEREAS, Health and Safety Code Section 34177(I)(2) and 34177(o), as adopted by AB1x 26, adopted in June 2011, as modified by the Supreme Court opinion in *California Redevelopment Association, et al. v. Ana Matosantos, et al.*, Case No. S194861, and other subsequently adopted legislation, and Health and Safety Code Section 24177(o), as adopted by SB 107, signed by the Governor on September 22, 2015, require the RDA Successor Agency to prepare 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 July 1, 2018, through June 30, 2019; and

WHEREAS, Health and Safety Code Section 34177(I)(2)(B) requires that the RDA Successor Agency submit a copy of the ROPS to the county administrative officer, the county auditor-controller, and the Department of Finance at the same time that the successor agency submits the ROPS to the oversight board for approval; and

WHEREAS, Health and Safety Code Section 34177(o)(1) requires that the ROPS for the period July 1, 2018, through June 30, 2019, shall be submitted by the RDA Successor Agency to the county auditor-controller and the Department of Finance and be posted on the RDA Successor Agency's Internet Web site, after approval by the oversight board, no later than February 1, 2018.

NOW, THEREFORE, THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE DISSOLVED FONTANA REDEVELOPMENT AGENCY, DOES HEREBY RESOLVE AND FIND AS FOLLOWS:

<u>Section 1</u>. <u>Recitals</u>. 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. The City Clerk, acting on behalf of the Oversight Board, is authorized and directed to file a Notice of Exemption with the appropriate official of the County of San Bernardino, California, within five (5) days following the date of adoption of this Resolution.
- Section 3. Approval of ROPS. The Oversight Board hereby approves 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 auditor-controller and the Department of Finance, and posting on the RDA Successor Agency's Internet Web site no later than February 1, 2018.
- <u>Section 5.</u> <u>Severability.</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. 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, acting on behalf of the Oversight Board, shall certify to the adoption of this Resolution.
- <u>Section 7</u>. <u>Effective Date</u>. This Resolution shall become effective immediately upon its adoption.

APPROVED and ADOPTED this 19th day of January, 2018.

Acquanetta Warren, Vice-Chairperson

Oversight Board of the Successor Agency to the

Fontana Redevelopment Agency

Resolution No. FOB 2018-001

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John Roberts, Secretary

Oversight Board of the Successor Agency to the

Fontana Redevelopment Agency

l, John Roberts, acting as the Secretary of the Oversight Board of the Successor Agency to the Fontana Redevelopment Agency, do hereby certify that the foregoing Resolution is the actual Resolution duly and regularly adopted by the Oversight Board of the Successor Agency to the Fontana Redevelopment Agency at a regular meeting on the 19<sup>th</sup> day of January, 2018, by the following vote to-wit:

AYES: Vice-Chair Warren, OSB Members Bassett, Bishop, Mancha and Roberts

NOES.

ABSENT: OSB Chair Ssenkoloto and OSB Member Brann

**ABSTAIN:** 

John Roberts, Oversight Board Secretary

### **EXHIBIT A**

# RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 1, 2018, THROUGH JUNE 30, 2019

[Attached behind this page]

## Recognized Obligation Payment Schedule (ROPS 18-19) - Summary Filed for the July 1, 2018 through June 30, 2019 Period

County: San Bernardino  Current Period Requested Funding for Enforceable Obligations (ROPS Detail)  A Enforceable Obligations Funded as Follows (B+C+D):  B Bond Proceeds  C Reserve Balance  San Bernardino  18-19A Total (January - June)  ROPS 18-19 Total (Januar	
Current Period Requested Funding for Enforceable Obligations (ROPS Detail)  A Enforceable Obligations Funded as Follows (B+C+D):  B Bond Proceeds  (July - December) (January - June) ROPS 18-19 To	
B Bond Proceeds	otal
C. Brazza Balanca	0,280
C Reserve Balance 7,840,000 - 7,840	Į.
	10,000
D Other Funds 6,130,280 - 6,130	10,280
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G): \$ 18,175,265 \$ 21,244,615 \$ 39,419	9,880
F RPTTF 17,510,695 20,580,045 38,090	0,740
G Administrative RPTTF664,570	9,140
H Current Period Enforceable Obligations (A+E): \$ 32,145,545 \$ 21,244,615 \$ 53,390	0,160
Certification of Oversight Board Chairman:  Pursuant to Section 34177 (o) 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 successor agency.	
Signature   Deta	

#### Fontana Recognized Obligation Payment Schedule (ROPS 18-19) - ROPS Detail

July 1, 2018 through June 30, 2019

										trough June 30,												
1		T						(Rep	ort Amou	rits in Whole Do	ollars)											
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			1 -	_ <del></del>	<del></del>	<del>                                     </del>	H	<del>                                     </del>	<b>├</b> -	к	<del>                                     </del>	М	N	_ •	Р	q	R	s	T	U	v	w
							1		1			18-19	I-19A (July - December)					18.1	9R (January -	lunas		
				1				1	1				Fund Sources				18-19B (January - June)					
Rem #	Project Name/Debt Obligation	Obligation Type	Contract/Agreement Execution Date	Contract/Agreement Termination Date	Pavee	Description/Project Scope		Tetal Outstanding	1	ROPS 18-19						15-19A			Fund Sources			4
	2000 Tax Allocation Refunding					Description/Project Scope	Project Area	Debt or Obligation \$ 567,143,080	Retired	Total \$ 53,390,160	Bond Proceeds	Reserve Balance	Other Funds \$ 6,130,280	RPTTF	Admin RPTTF	Total	Bond Proceeds	Reserve Balance	Other Funds	RPITE	Admin RPTTF	13-198 Total
	2000 Tax Aflocation Refunding	Bonds Issued On or Before Fees	12/13/2000	9/1/2021 9/1/2021	Wells Fargo (Trustee) Wells Fargo (Trustee)	Debt service for refunding bonds - non Trustee fees			Y	\$		7,340,000	6,130,260	8 <u>17,510,695</u>	\$ 694,570	\$ 32,145,545	\$ .	\$	5	\$ 20,580,045	\$ 564,570	\$ 21,244,615
ь.	Bonds 2000 Tax Allocation Refunding			1	_		Downtown	1	N	* -	1			_		\$ -		t	<b> </b>			\$
· ·	Bonds	Fees	12/13/2000	9/1/2021	Bond Logistix	Arbitrage rebate calculation fees	Downtown		N	s .	·					8						<u> </u>
	1997A Tax Affocation Refunding	Bonds Issued On or Before	12/5/1997	10/1/2027	US Bank (Trustee)	Debt service for refunding bonds - non-	- Jurupa Hills	50,985,250	N	8 7,547,975		567.500										\$
<u> </u>	Bonds 1997A Tax Allocation Refunding	12/31/10 Fees	12/5/1997	10/1/2027	US Bank (Trustee)	housing projects Trustee fees				1		527,500	1,594,500	1		\$ 2,122,000				5,425,975		\$ 5,425,97
	Bonds 1997 A Tay Albrid Co. Set J. Com.			10/1/2027	OS Bank (Trustee)	Trustee fees	Jurupa Hills	73,400	N	\$ 35,000			-	35,000	_	\$ 35,000						
1	Portis	**	1200101	WARREN .	Pire Lighter	Artifician rations constituted from	DAME HIS		- 100	100000	1000	il -										
10	Ponds 1999A Tax Allocation Refunding Bonds	Bands Issued On or Before	6/10/1999	10/1/2027	US Bank (Trustee)	Debt service for refunding bonds - non-	Jurupa Hills	7,732,020	l N	\$ 3,199,300				4								
12	1999A Tax Allocation Refunding	12/31/10 Fees	6/10/1999	10/1/2027	US Bank (Trustee)	housing projects Trustee fees						1,225,000	1,403,500			\$ 2,628,500	-			569,800		\$ 569,800
	Bonds 1999A Tax Allocation Refunding			1			Jurupa Hills	91,727	N	\$ 1,800				1,600		5 1,800						
18	Bonds 2001A Tax Allocation Revenue	Fees	6/10/1999	10/1/2027	Bond Logistix	Arbitrage rebate calculation fees	Jurupa Hills	27,500	N	3 2,750						6						•
14	2001A Tax Allocation Revenue Bonds	Revenue Bonds (saued On or	3/1/2001	9/1/2023	US Bank (Trustee)	Debt service for refunding bonds - non-	North Fortana	<del>                                     </del>	<del></del>	<del> </del>		<b></b>				<u> </u>				2,750		\$ 2.750
16	2001A Tax Allocation Revenue	Before 12/31/10 Fees	3/1/2001	9/1/2023	US Bank (Trustee)	housing projects Trustee fees										5 -						\$
	Bonds 2003A Tax Allocation Revenue	2 / 1					North Fontana		N	\$						3 -						
	Bonds	Revenue Bonds Issued On or Before 12/31/10	10/16/2003	9/1/2032	US Bank (Trustee)	Debt service for bonds - non-housing projects	North Fontana		Y	5 -		<del></del>										
18	2003B Tax Allocation Revenue	Revenue Bonds Issued On or	10/16/2003	9/1/2032	US Bank (Trustee)	Debt service for bonds - housing	North Fontana		- V												1	5
21	Bonds 2003A&B Tax Allocation Revenue	Before 12/31/10 Fees	10/16/2003	9/1/2032	US Bank (Trustee)	projects Trustee fees		<u> </u>								s -						\$
	Bonds	Deads from 4.7				1	North Fontaria		N	s -						5 -						
	2005A Subordinate Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	1/20/2005	10/1/2032	US Bank (Trustee)	Debt service for bonds - non-housing	North Fontana		Y	\$ -		<del></del>										
24	Bonds 2005A Subordinale Tax Allocation	Fees	1/20/2005	10/1/2032	US Bank (Trustee)	projects Trustee fees	North Fontana	<del>                                     </del>	N -													\$
25	Bonds 1991 Jr Lien Tax Allocation Bonds	Bonds Issued On at Before	1/1/1991	6/10/2032	US Bank (Trustee)	Non-housing projects										s -						5
	2004 Tax Allecation Bends	12/31/10				Non-nousing projects	North Fontana	59,938,399	N	\$ 4,281,314						s .				4,281,314		\$ 4,281 314
		Bonds issued On or Before 12/31/10	7/8/2004	9/1/2034	US Bank (Trustee)	Debt service for bonds - non-housing	Sierra Corridor		Y	5 -	_					. — —				4,201,014		4,281 314
29	2004 Tax Allocation Bonds	Fees	7/8/2004	9/1/2034	US Bank (Trustee)	projects Trustee fees	Sierra Corridor		N							۱ ۱	j					
	2007 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	3/22/2007	9/1/2036	US Bank (Trustee)	Debt service for bonds - non-housing	Sierra Corridor		- Y	\$ -		+				5 .						5 .
32	2007 Tax Affocation Bonds	Fees	3/22/2007	9/1/2036	US Bank (Trustee)	projects Trustee fees	Sierre Corridor		N							• .						s -
	Bonds	Bonds Issued On or Before 12/31/10	8/14/1998	9/1/2030	BNY Mellon (Trustee)	Debt service for refunding bonds - non-	Sierra Corridor SWIP		- Y	\$ -						3 -						5
36	1998 Tax Allocation Refunding		8/14/1998	9/1/2030	BNY Mallon (Trustee)	housing projects Trustee lees	SMID								·	• -	- 1					5
36	Bonds 2003 Subordinate Yax Allocation	Bonds leased On or Before	11/5/2003	10/1/2033	BNY Mellon (Trustes)		OVVIII		N	, -						8 -						s .
	Bonds	12/31/10				Debt service for bonds - non-housing projects	SWIP		Y	s .						\$ .						
39	2003 Subordinate Tax Allocation Bonds	Fees	11/5/2003	10/1/2033	BNY Mellon (Trustee)	Trustee fees	SWIP		- N	\$ -												•
. 51	Owner Participation Agreement	OPA/DOA/Construction	1/1/1963	1/1/1983	Ten Ninety Łtd	Public improvement costs	Jurupa Hillis	155,534,953	N							• -						1 -
53	Lease Agreement Housing Fund Loan	Miscefaneous SERAF/ERAF	9/6/1994 1/1/2011	3/6/2032	Earl Buchanan	Tamarind Basin lease agreement Funds borrowed for ERAF/SERAF	Jurupa Hillis	114,000	N N	5 9,180,169 5 5,000				9,180,169		9,180,169						s ·
				6/30/2044	LMIHF Successor	Funds borrowed for ERAF/SERAF payments	SWIP		Υ	5 -				1,000	<del>-</del>	6,000						\$
56	Loan payments pursuant to HSC Section 34191.4(b)	City/County Leans On or Before 6/27/11	1/1/1981	6/30/2035	City of Fontana General	Project administrative costs advanced	Downtown		N	\$ -												•
57	Loan payments pursuant to HSC	City/County Loans On or	12/16/1996	6/30/2032	Fund City of Fontana Sewer Fund	Public improvement costs	Jurupa Hills			_					.	•					1	\$
68	Section 34191.4(b) Administrative Costs	Before 6/27/11 Admin Costs	7/1/2016				Juliupai mijis		N	s -					5							
					City of Fontana	Cost affocation plan for FY 2015/17 (limited to 3%)	All ·		N	\$ 1,329,140					684,570 \$	664,570					664,570	
B3	Fontana USD vs Successor Agency Adv Libraria Del Pueblo, Inc.	Literation	1/1/2015	6/30/2015	Best & Kneger	Legal services	North Fontana		N	3 -											664,570	\$ 664 570
Marin Marin	the engineers. Are also when the	Litigation No. 11 of Edity Page 1 (Ed.)	1/1/2015	6/30/2015	Best, Best & Krieger	Legal services	Jurupa Hillis		ZZ	3 -												
AA.	Nec war co		12/6/2017	40M Poos		Here are the second		_ رہ	1 1					20-2							-	
~	Bonds	COLUMN RESURE PROPERTY (12/31/10)	IZMZ(N/	10/1/2036	US Bank (Trustee)		Downtown, North Fortana, Sierra	283,437,375	N	\$ 26,681,975		5,982,500	2,951,110	7,836,165		16,769,775			_000	9,912,200		
AG	2017B Tax Allocation Refunding	Dends leaved Affect (OC)	4DE 2004				Corridor, SWIP									,				3,912,200		\$ 9,91:200
"	Bonds	Bonds Issued After 12/31/10	12/0/2017	10/1/2036	US Bank (Trustee)	Debt service for bonds	Downtown, North Fortana, Sierra	8,923,456	N	\$ 1,110,737		105,000	191,170	435,561		722,731	$\longrightarrow$			368,006		
-	017A&B Tax Allocation Refunding	Foes					Fortana, Sierra Corridor, SWIP			ŀ	1			,	ľ	,.51			1	368,006	1	349.006
90	CONTAGE TEX Allocation Helunding	rces	12/5/2017	10/1/2036	US Bank (Trustee)	Trustee fees	Downtown, North	285,000	N	5 15,000				15,000		15,000						277
- 01							Fonlana, Sierra Corridor, SWIP						1		"	10,000					5	
91									N N	3				-								
93 94									N N	\$					Š						3	
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## Fontana Recognized Obligation Payment Schedule (ROPS 18-19) - Report of Cash Balances July 1, 2015 through June 30, 2016 (Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (I), 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. For tips on how to complete the Report of Cash Balances Form, see Cash Balance Tips Sheet В С D н **Fund Sources Bond Proceeds** Reserve Balance Other RPTTF Prior ROPS period balances Prior ROPS and RPTTF Bonds issued on Bonds issued on DDR RPTTF distributed as Rent. Non-Admin Cash Balance Information for ROPS 15-16 Actuals or before or after balances reserve for future grants, (07/01/15 - 06/30/16) 12/31/10 01/01/11 retained period(s) interest, etc. Admin Comments 1 Beginning Available Cash Balance (Actual 07/01/15) 9,349,930 6,795,000 2,122,504 925,449 2 Revenue/Income (Actual 06/30/16) RPTTF amounts should tie to the ROPS 15-16 total distribution from the County Auditor-Controller during June 2015 and January 2016. 743,770 38,866,740 3 Expenditures for ROPS 15-16 Enforceable Obligations (Actual 06/30/16) 6,795,000 2.076.513 32,572,444 4 Retention of Available Cash Balance (Actual 06/30/16) RPTTF amount retained should only include the amounts distributed as reserve for future period(s) 7,122,500 5 ROPS 15-16 RPTTF Balances Remaining No entry required 18,697 6 Ending Actual Available Cash Balance (06/30/16)

\$ 789,761

97,245

9,349,930

C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 + 5)

	Fontana Recognized Obligation Payment Schedule (ROPS 18-19) - Notes July 1, 2018 through June 30, 2019
Item #	Notes/Comments
8	Amount estimated based on prior year's payment
12	Amount estimated based on prior year's payment
13	Amount estimated based on prior year's payment
51	The requested amount includes the remaining balance due for FY 2016/17 (\$2,109,432 @ 100%) and the estimated amount due for FY 2018/19 (\$7,070,737 @ 100 for a total of \$9,180,169 @ 100%. These amounts are subject to (1) a sequestration order issued by Superior Court Judge Timothy Frawley in Sacramento Superior Court Case Nos. 34-2015-80002138 and 34-2015-80002139, (2) a stipulation entered into between the parties, executed December 22, 2016, and (3) a letter from Justyn Howard of DOF, to Oscar Valdez, San Bernardino County Auditor-Controller/Treasurer/Tax Collector, dated December 23, 2016, authorizing a partial release the sequestered funds during the pendency of the appeals.
-	