

RESOLUTION NO. OB-VRDA-13-002

RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE VICTORVILLE REDEVELOPMENT AGENCY ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE AND ADMINISTRATIVE BUDGET PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177 FOR THE PERIOD COMMENCING ON JULY 1, 2013 AND ENDING ON DECEMBER 31, 2013

WHEREAS, pursuant to Health and Safety Code section 34172, the Victorville Redevelopment Agency is deemed dissolved; and

WHEREAS, pursuant to Resolution No. 12-005, the City Council of the City of Victorville confirmed that the City of Victorville shall serve as the successor agency to the Redevelopment Agency (the "Successor Agency"); and

WHEREAS, pursuant to Health and Safety Code section 34177 ("Section 34177"), a successor agency is required to adopt a Recognized Obligation Payment Schedule that lists all of the obligations that are considered enforceable within the meaning of Health and Safety Code Section 34171(d); and

WHEREAS, pursuant to Health and Safety Code section 34177(a)(3), the Successor Agency is prohibited from making a payment unless it is listed on an adopted Recognized Obligation Payment Schedule; and

WHEREAS, pursuant to Health and Safety Code section 34179(a), each Successor Agency shall have an Oversight Board; and

WHEREAS, pursuant to Health and Safety Code section 34177(l)(2)(B), the Recognized Obligation Payment Schedule must be submitted to and duly approved by the Oversight Board; and

WHEREAS, pursuant to Health and Safety Code section 34177(j), a successor agency is required to prepare a proposed administrative budget and submit it to the Oversight Board for its approval.

NOW, THEREFORE, THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE VICTORVILLE REDEVELOPMENT AGENCY DOES HEREBY FIND, RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Recitals

The Recitals set forth above are true and correct and incorporated herein by reference.

Section 2. Adoption of Recognized Obligation Payment Schedule and Administrative Budget

In accordance with Health and Safety Code Section 34177, and based on the Recitals set forth above, the Oversight Board for the Successor Agency (the "Oversight Board") hereby approves and adopts the Recognized Obligation Payment Schedule and Administrative Budget attached hereto as Exhibit "A", and incorporated herein by this reference.

Section 3. Implementation

The Oversight Board hereby authorizes and directs the Successor Agency's Executive Director, or his or her designee, to: (1) post the Recognized Obligation Payment Schedule on the Successor Agency and/or the City's websites; (2) submit to, by mail or electronic means, the County Auditor-Controller, the Department of Finance, and the State Controller; and (3) to execute and deliver such documents and instruments and to do such things which may be necessary or proper to effectuate the purposes of this Resolution and to implement the Recognized Obligation Payment Schedule and Administrative Budget.

Section 4. CEQA

The Oversight Board, under Title 14 of the California Code of Regulations, Section 15378(b)(4), that this Resolution is exempt from the requirements of the California Environmental Quality Act ("CEQA") in that it is not a "project," but instead consists of the continuation of a governmental funding mechanism for potential future projects and programs, and does not commit funds to any specific project or program.

Section 5. Effective Date

This Resolution shall take effect five days after its adoption.

Section 6. Certification

The Oversight Board Secretary shall certify to the passage and adoption of this Resolution; shall enter the same in the book of original Resolutions of the Oversight Board; and shall make a minute of passage and adoption thereof in the records of the proceedings of the Oversight Board, in the minutes of the meeting at which this Resolution is passed and adopted.

PASSED, APPROVED AND ADOPTED this 28th day of February, 2013.



CHAIRMAN OF THE OVERSIGHT
BOARD FOR THE SUCCESSOR AGENCY TO THE
VICTORVILLE REDEVELOPMENT AGENCY

ATTEST:



BOARD SECRETARY

I, CAROLEE BATES, Secretary to the Oversight Board for the Successor Agency to the Victorville Redevelopment Agency DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. OB-VRDA-13-002 which was adopted at a meeting held on the 28TH day of February, 2013, by the following roll call vote, to wit:

AYES: Board Members Betts, Lindsay, Metzler and O'Toole

NOES: None

ABSENT: Board Members O'Hearn, Robertson and Smith

ABSTAIN: None



BOARD SECRETARY

EXHIBIT "A"

**RECOGNIZED OBLIGATION PAYMENT SCHEDULE,
INCLUDING ADMINISTRATIVE BUDGET**

[SEE ATTACHED]

SUCCESSOR AGENCY CONTACT INFORMATION

Successor Agency

ID: 276
County: San Bernardino
Successor Agency: Victorville

Primary Contact

Honorific (Ms, Mr, Mrs)

Ms.

First Name

Sophie

Last Name

Escobar

Title

Economic Development Administrator

Address

18374 Phantom West

City

Victorville

State

CA

Zip

92394

Phone Number

760-955-5033

Email Address

sescobar@victorvilleca.gov

Secondary Contact

Honorific (Ms, Mr, Mrs)

Mr.

First Name

Keith

Last Name

Metzler

Title

Assistant City Manager

Phone Number

760-955-5029

Email Address

kmetzler@victorvilleca.gov

SUMMARY OF RECOGNIZED OBLIGATION PAYMENT SCHEDULE

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

Name of Successor Agency: **VICTORVILLE (SAN BERNARDINO)**

Outstanding Debt or Obligation	Total
Total Outstanding Debt or Obligation	\$948,288,112

Current Period Outstanding Debt or Obligation	Six-Month Total
A Available Revenues Other Than Anticipated RPTTF Funding	\$15,723,267
B Enforceable Obligations Funded with RPTTF	\$2,249,169
C Administrative Allowance Funded with RPTTF	\$246,709
D Total RPTTF Funded (B + C = D)	\$2,495,878
E Total Current Period Outstanding Debt or Obligation (A + B + C = E) <i>Should be same amount as ROPS form six-month total</i>	\$18,219,145
F Enter Total Six-Month Anticipated RPTTF Funding	\$2,495,878
G Variance (F - D = G) <i>Maximum RPTTF Allowable should not exceed Total Anticipated RPTTF Funding</i>	\$0

Prior Period (July 1, 2012 through December 31, 2012) Estimated vs. Actual Payments (as required in HSC section 34186 (a))

H Enter Estimated Obligations Funded by RPTTF <i>(lesser of Finance's approved RPTTF amount including admin allowance or the actual amount distributed)</i>	\$1,723,894
I Enter Actual Obligations Paid with RPTTF	\$2,172,262
J Enter Actual Administrative Expenses Paid with RPTTF	\$190,143
K Adjustment to Redevelopment Obligation Retirement Fund (H - (I + J) = K)	\$0
L Adjustment to RPTTF (D - K = L)	\$2,495,878

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.

Keith C. Metzler

Chairman

Name

Title

/s/

Signature

2/2/2013

Date

VICTORVILLE (SAN BERNARDINO)
Pursuant to Health and Safety Code section 34186 (a)
PRIOR PERIOD ESTIMATED OBLIGATIONS vs. ACTUAL PAYMENTS
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS II)
July 1, 2012 through December 31, 2012

Item #	Project Name / Debt Obligation	Payee	Description/Project Scope	Project Area	LMIHF		Bond Proceeds		Reserve Balance		Admin Allowance		RPTF		Other	
					Estimate	Actual	Estimate	Actual	Estimate	Actual	Estimate	Actual	Estimate	Actual	Estimate	Actual
					50	50	50	50	50	50	\$193,328	\$190,143	\$3,733,859	\$2,172,262	\$26,855,167	\$12,492,298
B27	VVEDA Joint Powers Authority Agreement	Southern California Logistics Airport Auth	Pledge pursuant to JPA	VV VVEDA												
C1	Personnel Expenses-SA	City of Victorville	wages & benefits, PERS, WIC	BVHK							105,480	111,501				
C2	Indirect Cost Allocation	City of Victorville	finance, payroll, HR, IT, Risk Mgmt svcs	BVHK							20,208	20,208				
C3	Utilities	City of Victorville	electric, water, gas/based on office space	BVHK							3,320	452				
C4	Office Supplies/Postage	Staples, Xerox, etc.	paper, office supplies, postage, copier costs	BVHK							2,520	161				
C5	Training & Education	Unknown vendor(s)	travel/training for SA/OB matters	BVHK							600	705				
C6	Oversight Board staffing	City of Victorville	Costs of staffing OB (meeting prep, etc.)	BVHK							6,000	0				
C7	Contract Services	Unknown vendor(s)	non-project specific (fiscal, real estate)	BVHK							30,000	14,000				
C8	Legal	GDQ Law	non-project specific/dissolution matters	BVHK							25,200	43,115				
D1	Bear Valley - Hook Blvd / Passthru payment (HS Sec 33607.7)	County Flood Control Zone 4 & Admin	Statutory payments due for 7/1/11 - 1/31/12	BVHK											8,620	8,620
D2	Bear Valley - Hook Blvd / Passthru payment (HS Sec 33607.7)	City of Victorville	Statutory payments due for 7/1/11 - 1/31/13	BVHK											95,717	95,717
D3	Bear Valley - Hook Blvd / Passthru payment (HS Sec 33607.7)	Mojave Desert Resource Conserva	Statutory payments due for 7/1/11 - 1/31/14	BVHK											317	317
D4	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	County of San Bernardino Auditor	Statutory payments due for 7/1/11 - 1/31/15	OT											4,247	4,247
D5	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	County Superintendent of Schools	Statutory payments due for 7/1/11 - 1/31/16	OT											249	249
D6	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	City of Victorville	Statutory payments due for 7/1/11 - 1/31/17	OT											5,330	5,330
D7	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	Victor Valley Community College	Statutory payments due for 7/1/11 - 1/31/18	OT											1,640	1,640
D8	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	Victor Elementary	Statutory payments due for 7/1/11 - 1/31/19	OT											5,323	5,323
D9	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	Victor Valley High School	Statutory payments due for 7/1/11 - 1/31/20	OT											4,469	4,469
D10	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	Mojave Desert Resource Conserva	Statutory payments due for 7/1/11 - 1/31/21	OT											11	11
D11	Old Town/Midtown / Passthru payment (HS Sec 33607.7)	Mojave Water Agency	Statutory payments due for 7/1/11 - 1/31/22	OT											128	128

VICTORVILLE (SAN BERNARDINO)
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A) -- Notes (Optional)

July 1, 2013 through December 31, 2013

Item #	Project Name / Debt Obligation	Notes/Comments
1	Vict RDA Series 2002A, 2003A, 2003B, 2006A Tax Allocation Bonds	\$1,503,468 of \$2,116,688 Dec 2013 debt service to be funded by Bear Valley RPTTF, remainder in Line Item 29
2	Vict RDA Series 2002A, 2003A, 2003B, 2006A Tax Allocation Bonds	
3	Vict RDA Series 2002A, 2003A, 2003B, 2006A Tax Allocation Bonds	
4	Northgate Apartments	
5	Desert Plazas OPA	
6	Church and Dwight OPA	
7	Foxborough Rail	
8	Foxborough Rail	
9	Audit	
10	Auto Park Association	Contract will terminate 6/30/13 unless automatically renewed by Oversight Board action
11	Auto Park Sign	Funding derived from lease revenues from RDA electronic sign (asset). Asset disposition to be resolved through RDA Long Range Property Management Plan process. Meanwhile, costs of continued maintenance exist.
12	Auto Park Sign	Funding derived from lease revenues from RDA electronic sign (asset). Asset disposition to be resolved through RDA Long Range Property Management Plan process. Meanwhile, costs of continued maintenance exist.
13	Auto Park Sign	Funding derived from lease revenues from RDA electronic sign (asset). Asset disposition to be resolved through RDA Long Range Property Management Plan process. Meanwhile, costs of continued maintenance exist.
14	Auto Park Sign	Funding derived from lease revenues from RDA electronic sign (asset). Asset disposition to be resolved through RDA Long Range Property Management Plan process. Meanwhile, costs of continued maintenance exist.
15	Successor Agency admin	Item paid off in prior ROPS
16	Successor Agency personnel	
17	Successor Agency admin	Description cell locked, but should read: FY 13-14 Indirect Cost Allocation to City of Victorville for finance, purchasing, city clerk, human resources, payroll, IT, risk mgmt services.
18	SA Office supplies etc	

VICTORVILLE (SAN BERNARDINO)
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A) -- Notes (Optional)
July 1, 2013 through December 31, 2013

Item #	Project Name / Debt Obligation	Notes/Comments
19	Training and Education	Travel and/or training for SA/OB matters, including Meet & Confer, etc.
20	SA Contract Services	
21	Successor Agency admin	
22	Loan from SCLAA to Old Town Project Area	
23	SCLAA Series 2005A, 2006 (4),2007, 2008A Tax Allocation Bonds	Funding source is Victorville's revenue received pursuant to VVEDA JPA which secures the bonds.
24	SCLAA Housing Series 2006, 2007 Bonds	Funding source is Victorville's revenue received pursuant to VVEDA JPA which secures the bonds.
25	SCLAA Series 2005A, 2006 (4),2007, 2008A Tax Allocation Bonds	If replenishment of trustee's bond reserve is necessary, such funds will be provided to trustee via Line items 23 & 24
26	SCLA non-housing and housing bonds	
27	SCLA non-housing and housing bonds	
28	Existing litigation	Lamar lawsuit against former RDA settled with final judgment anticipated April 2013. Item retired.
29	Vict RDA Series 2002A, 2003A, 2003B, 2006A Tax Allocation Bonds	\$613,220 of \$2,116,688 debt serve to be funded by Bear Valley cash balance consistent with shortfall analysis in Due Diligence Review
30	Vict RDA Series 2002A, 2003A, 2003B, 2006A Tax Allocation Bonds	Creation of debt service reserve by Successor Agency pursuant to HSC 34171(d)(1)(A), and consistent with shortfall analysis in Due Diligence Review. Original source of funds was cash balance of the former RDA.
31	Auto Park Association	Contract will terminate 6/30/13 unless automatically renewed by Oversight Board action. Funding derived from lease revenues from RDA electronic sign (asset). Asset disposition to be resolved through RDA Long Range Asset Management Plan process.
32	Nuway dry cleaners remediation	Funding for Victorville Housing Trust (Housing Successor Entity) to continue remediation of former dry cleaning site which property was purchased with funds of the former RDA and transferred pursuant to HSC 34176 (a)(2)
Prior Period		
A1		
A2		
A3		
A4		

VICTORVILLE (SAN BERNARDINO)
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A) -- Notes (Optional)
July 1, 2013 through December 31, 2013

Item #	Project Name / Debt Obligation	Notes/Comments
A5		
A6	Loan from SCLAA to Old Town Project	Disallowed by DOF in ROPS#2, Later approved in ROPS#3
A7	Loan from BV Low Mod Fund to OT	Disallowed by DOF
A8		
A9	Foxborough Rail	\$1,726 of Actual paid after December 2012
A10		
A11		
A12		
A13		
A14	Church and Dwight OPA	Disallowed by DOF
A15		
A16		
A17		
A18		
A19	Legal Representation	\$3,492 of Actual paid after December 2012
A20	Nuway Remediation	Disallowed by DOF
A21	Nuway Remediation	Disallowed by DOF
A22		
B1		
B2		
B3		
B4		
B5		
B6		
B7		
B8		

VICTORVILLE (SAN BERNARDINO)
RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS 13-14A) -- Notes (Optional)
July 1, 2013 through December 31, 2013

Item #	Project Name / Debt Obligation	Notes/Comments
B9		
B10		
B11		
B12		
B13		
B14		
B15		
B16	Loan from VV VVEDA L/M to VV VVEDA	Disallowed by DOF
B17		
B18		
B19		
B20		
B21		
B22	Legal Representation	\$1,186 of Actual paid after December 2012
B23		
B24		
B25		
B26		
B27	VVEDA Joint Powers Authority Agmt	Disallowed by DOF
C1		
C2		
C3		
C4	Office supplies/postage	\$21.49 of Actual paid after December 2012
C5		
C6		
C7	Contract Services	Actual paid after December 2012

