

**RESOLUTION NO. 2016-02**

**RESOLUTION OF THE OVERSIGHT BOARD TO THE INLAND VALLEY DEVELOPMENT AGENCY IN ITS CAPACITY AS SUCCESSOR AGENCY TO THE INLAND VALLEY DEVELOPMENT AGENCY (IVDA) APPROVING AN AMENDED RECOGNIZED OBLIGATIONS PAYMENT SCHEDULE (ROPS) FOR THE PERIOD JULY 1, 2016 THROUGH JUNE 30, 2017 (ROPS 16-17)**

**WHEREAS**, the Inland Valley Development Agency (the “IVDA”) is a joint powers authority created pursuant to Government Code Sections 6500, et seq., established in January 1990 pursuant to that certain Amended Joint Exercise of Powers Agreement (Inland Valley Development Agency), dated as of February 12, 1990, by and among the City of San Bernardino, the City of Colton, the City of Loma Linda and the County of San Bernardino, as amended (the “Agreement”); and

**WHEREAS**, pursuant to the provisions of ABx1 26, effective June 29, 2011, and as upheld by the California Supreme Court in *CRA v. Matosantos*, redevelopment agencies were dissolved effective February 1, 2012; and

**WHEREAS**, before dissolution, the entity which formed a redevelopment agency could designate itself as the successor agency thereto; and

**WHEREAS**, on January 25, 2012, the IVDA Board adopted Resolution No. 2012-03, declaring pursuant to Health and Safety Code Section 34173 to serve as the successor agency to the IVDA, and to serve as the successor housing agency, should the IVDA be determined to be a “redevelopment agency;” and

**WHEREAS**, the Oversight Board for the IVDA acting as the successor agency to the IVDA commenced meeting on or about April, 2012; and

**WHEREAS**, certain successor agency actions are reviewed and approved by an Oversight Board composed of representatives of taxing agencies within the jurisdiction of the successor agency, which actions specifically include the review and approval of the Recognized Obligations

Payment Schedule (ROPS) in advance for each period for which former tax increment now in the Redevelopment Property Tax Trust Fund (RPTTF) will be distributed; and

**WHEREAS**, effective September 22, 2015, the Dissolution law was amended by SB 107, which now provides for an annual ROPS, for which the Department of Finance also has issued guidance; and

**WHEREAS**, Health & Safety Code Section 34177(o)(E) also provides for an amended ROPS to be filed by October 1 of any year when the oversight board makes a finding that a revision is necessary for the payment of approved enforceable obligations during the second one-half of the Recognized Obligation Payment Schedule period, which shall be defined as January 1 to June 30, inclusive; and

**WHEREAS**, successor agency staff previously prepared and submitted the first annual ROPS, ROPS 16-17, in the form required by the Department of Finance pursuant to the recently adopted provisions of SB 107; and

**WHEREAS**, successor agency staff has now prepared the attached amended ROPS, Amended ROPS 16-17, incorporated as **Exhibit "A"** to this Resolution, in the form required by the Department of Finance; and

**WHEREAS**, as required, the Oversight Board for the IVDA has reviewed and approved the Amended ROPS 16-17 before October 1, 2016; and

**WHEREAS**, the Oversight Board makes a specific finding that the revisions shown on the Amended ROPS attached as Exhibit A are necessary for the payment of approved enforceable obligations, as follows:

Successor Agency staff has advised that a continuing failure to fund the airport operations (Line Item No. 13 on the Amended ROPS) will result in default of Military Base Reuse Obligations and creates significant and immediate impacts to SBIAA's ability to maintain core support of commercially certificated U.S Department of Transportation, Federal Aviation Administration

(FAA) Part-139 airport services including operations, maintenance, navigational aids, air traffic control tower, and security services necessary to comply with Federally designated public airport safety requirements; and

**WHEREAS**, the Oversight Board makes a further finding that the inclusion of previously disapproved items on this Amended ROPS is necessary for the exhaustion of administrative remedies; and

**WHEREAS**, upon approval by the Oversight Board, a copy of the Amended ROPS 16-17 shall be submitted by October 1, 2016, in the manner required by Health & Safety Code Section 34180(j) to the County Auditor-Controller, the State Controller and the Department of Finance and posted on the successor agency's website.

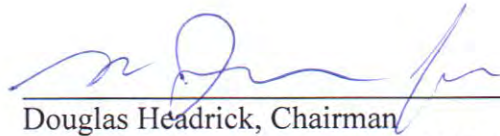
NOW, THEREFORE, BE IT RESOLVED BY THE OVERSIGHT BOARD TO THE INLAND VALLEY DEVELOPMENT AGENCY IN ITS CAPACITY AS SUCCESSOR AGENCY TO THE INLAND VALLEY DEVELOPMENT AGENCY, AS FOLLOWS:

**SECTION 1.** The above Recitals are true and correct and are incorporated herein by this reference.

**SECTION 2.** Approval of the Amended Recognized Obligations Payment Schedule for the Period July 1, 2016 through June 30, 2017 for the Inland Valley Development Agency. The Oversight Board of the IVDA, at a meeting held September 27, 2016, hereby approves the Amended Recognized Obligations Payment Schedule (ROPS) for the period July 1, 2016 through June 30, 2017 (Amended ROPS 16-17), and authorizes the submission of such Amended ROPS 16-17 to the State of California Department of Finance and other appropriate governmental agencies.


**SECTION 3.** This Resolution shall take effect upon the date of its adoption.

PASSED, APPROVED AND ADOPTED this 27<sup>th</sup> day of September, 2016.



Douglas Headrick, Chairman  
Oversight Board of the Inland Valley Development Agency, acting as the Successor Agency to the Inland Valley Development Agency


(SEAL)  
Attest:

  
Jennifer Farris, Clerk of the Oversight Board of the Inland Valley Development Agency, acting as the Successor Agency to the Inland Valley Development Agency

I, Jennifer Farris, Clerk of the Oversight Board of the Inland Valley Development Agency, acting as the Successor Agency to the Inland Valley Development Agency do hereby certify that the foregoing Resolution No. 2016-02 was duly and regularly passed and adopted by the Oversight Board of the Inland Valley Development Agency acting as Successor Agency at a regular meeting thereof, held on the 27<sup>th</sup> day of September 2016, and that the foregoing is a full, true and correct copy of said Resolution and has not been amended or repealed.

(SEAL)

Attest:



Jennifer Farris, Clerk of the Oversight Board  
of the Inland Valley Development Agency,  
acting as the Successor Agency to the  
Inland Valley Development Agency

**EXHIBIT A**

**AMENDED RECOGNIZED OBLIGATIONS PAYMENT SCHEDULE  
FOR THE PERIOD  
JULY 1, 2016 THROUGH JUNE 30, 2017 (ROPS 16-17)**

**Amended Recognized Obligation Payment Schedule (ROPS 16-17B) - Summary**  
 Filed for the January 1, 2017 through June 30, 2017 Period

**Successor Agency:** Inland Valley  
**County:** San Bernardino

<b>Current Period Requested Funding for Enforceable Obligations (ROPS Detail)</b>	<b>ROPS 16-17B Authorized Amounts</b>	<b>ROPS 16-17B Requested Adjustments</b>	<b>ROPS 16-17B Amended Total</b>
<b>A Enforceable Obligations Funded as Follows (B+C+D):</b>	\$ -	\$ -	\$ -
B Bond Proceeds	-	-	-
C Reserve Balance	-	-	-
D Other Funds	-	-	-
<b>E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):</b>	\$ <b>6,031,580</b>	\$ <b>16,522,950</b>	\$ <b>22,554,530</b>
F RPTTF	6,031,580	16,063,783	22,095,363
G Administrative RPTTF	-	459,167	459,167
<b>H Current Period Enforceable Obligations (A+E):</b>	\$ <b>6,031,580</b>	\$ <b>16,522,950</b>	\$ <b>22,554,530</b>

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.

*Michael Burrow for D. Headrick*

Name \_\_\_\_\_ Title \_\_\_\_\_

Signature *[Signature]* Date 9/27/16

**Inland Valley Amended Recognized Obligation Payment Schedule (ROPS 16-17B) - ROPS Detail**

January 1, 2017 through June 30, 2017

(Report Amounts in Whole Dollars)

Item #	Project Name/Debt Obligation	Obligation Type	Total Outstanding Balance	AUTHORIZED AMOUNTS					Total	REQUESTED ADJUSTMENTS					Total	Notes
				Fund Sources						Fund Sources						
				Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		
			\$ 612,674,481	\$ -	\$ -	\$ -	\$ 6,031,580	\$ -	\$ 6,031,580	\$ -	\$ -	\$ -	\$ 16,063,783	\$ 459,167	\$ 16,522,950	
13	Airport Operations	Miscellaneous	\$ 21,478,578	\$ -	\$ -	\$ -							\$ 5,587,738		\$ 5,587,738	Pursuant to 2011 Military Base Reuse and Airport DOF's denial for this request violates the SBCERA agreement, previously approved by DOF, and in turn caused SBCERA to provide a Notice of Default to IVDA.
19	Transition Cost Obligations	Unfunded Liabilities	\$ 3,204,392	\$ -	\$ -	\$ -							\$ 1,602,196		\$ 1,602,196	
22	Reserve Requirement for Grants	Reserves	\$ -	\$ -	\$ -	\$ -			\$ -						\$ -	
31	Goods Movements - 3rd & 5th Streets	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -										
34	EDA Grant 07-49-06572	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -			\$ -						\$ -	
35	EDA Grant 07-49-06454; 07-49-0653	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -			\$ -						\$ -	
37	Airport Sheriff's Hangar	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -										
42	Salaries	Admin Costs	\$ 1,474,179	\$ -	\$ -	\$ -								\$ 459,167	\$ 459,167	
44	Reso# 2010-06	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -										
45	Reso# 2011-01	Remediation	\$ -	\$ -	\$ -	\$ -										
46	I-10/Tippicanoe Avenue Improvements	Improvement/Infrastructure	\$ 1,005,145	\$ -	\$ -	\$ -									\$ -	
47	Goods Movement - 3rd and 5th Streets	Improvement/Infrastructure	\$ 230,610	\$ -	\$ -	\$ -									\$ -	
50	Airport Sheriff's Hangar	Improvement/Infrastructure	\$ -	\$ -	\$ -	\$ -										
52	IVDA Joint Powers Authority (JPA) Obligations	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
53	Reimbursement - 7/12/12 True-up Payment	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
56	2014 Tax Allocation Refunding Bonds Series A & B	Bonds Issued After 12/31/10	\$ 440,492,997	\$ -	\$ -	\$ -	\$ 6,031,580		\$ 6,031,580						\$ -	
57	2014 Tax Allocation Refunding Bonds Refinancing Costs	Bonds Issued After 12/31/10	\$ 750,000	\$ -	\$ -	\$ -			\$ -						\$ -	
58	Perris Campus Plaza, LLC	OPA/DDA/Construction	\$ 178,294	\$ -	\$ -	\$ -							\$ 40,000		\$ 40,000	Pursuant to 6/4/07 agreement with the City of San Bernardino RDA affecting property in the IVDA Project Area
59	Base Reuse Joint Powers Authority Obligations	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
60	Legal	Fees	\$ 50,000	\$ -	\$ -	\$ -										
61	3rd Street Rehabilitation	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
62	E-Parcel Reconfiguration	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
63	City Creek By-Pass Repair	Miscellaneous	\$ 350,000	\$ -	\$ -	\$ -										
64	Central Ave Storm Drain	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
65	Flood Repairs	Remediation	\$ -	\$ -	\$ -	\$ -										
66	Sterling Avenue Box Culvert	Remediation	\$ -	\$ -	\$ -	\$ -										
67	Airport Layout Plan Update	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
68	3rd and 5th Street Phase I - Victoria Corridor Rehabilitation	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
69	School District Pass Through Analysis	Refunding Bonds Issued After 6/27/12	\$ 25,000	\$ -	\$ -	\$ -										
70	Reserve Requirement for Debt Service Payment - 2014 Bonds	Refunding Bonds Issued After 6/27/12	\$ -	\$ -	\$ -	\$ -										
71	Litigation Reserve	Litigation	\$ -	\$ -	\$ -	\$ -										
72	Reimbursement - True-up Payment	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
73	Property Appraisal - Vacant Land	Professional Services	\$ -	\$ -	\$ -	\$ -										
74	Engineering Services - Vacant Land	Professional Services	\$ 20,000	\$ -	\$ -	\$ -										
75	Title Reports - Vacant Land	Professional Services	\$ 7,500	\$ -	\$ -	\$ -										
76	Reimbursement - Interagency Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
77	Reimbursement - Cooperative Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
78	Interagency Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
79	Cooperative Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
80	Audit - Fixed Assets	Professional Services	\$ -	\$ -	\$ -	\$ -										
81	Settlement Agreement	Bond Reimbursement Agreements	\$ -	\$ -	\$ -	\$ -										
82	ROPS 15-16A Short Payments	RPTTF Shortfall	\$ -	\$ -	\$ -	\$ -										
83	Interagency Loan - EO's	City/County Loans After 6/27/11	\$ -	\$ -	\$ -	\$ -										
84	Interagency Loan to pay CMB A	City/County Loans After 6/27/11	\$ -	\$ -	\$ -	\$ -										
85	Joint Powers Authority (JPA) Obligations	Unfunded Liabilities	\$ 24,753,360	\$ -	\$ -	\$ -										
86	Passthrough Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
87	Passthrough Agreement	Miscellaneous	\$ -	\$ -	\$ -	\$ -										
88	Litigation Reserve	Litigation	\$ 150,000	\$ -	\$ -	\$ -										
89	Reimbursement - True-up Payment	Third-Party Loans	\$ 797,250	\$ -	\$ -	\$ -										
90	Tax Allocation Bonds	Bonds Issued After 12/31/10	\$ -	\$ -	\$ -	\$ -										
91	ROPS 15-16B Shortfall	RPTTF Shortfall	\$ 758,200	\$ -	\$ -	\$ -						\$ 758,200		\$ 758,200	Cash deemed available by DOF for enforceable obligations was incorrectly calculated.	
92	Military Base Reuse Contract	Fees	\$ 3,980,276	\$ -	\$ -	\$ -						\$ 1,990,136		\$ 1,990,136		
93	Military Base Reuse Contract	Fees	\$ 4,410,767	\$ -	\$ -	\$ -						\$ 2,205,383		\$ 2,205,383		
94	Contract Receivable	Miscellaneous	\$ 24,753,360	\$ -	\$ -	\$ -						\$ 1,674,746		\$ 1,674,746		
95	Contract Receivable	Miscellaneous	\$ 83,804,573	\$ -	\$ -	\$ -						\$ 2,205,384		\$ 2,205,384		
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