

REPORT/RECOMMENDATION TO THE SAN BERNARDINO COUNTYWIDE OVERSIGHT BOARD AND RECORD OF ACTION

January 11, 2024

FROM

JENNIFER M. HIRAMOTO, Executive Director of Economic Development, City of Ontario
Successor Agency

SUBJECT

Resolution Approving the Successor Agency to the Redevelopment Agency of the City of Ontario's Recognized Obligation Payment Schedule and Administrative Budget for Fiscal Year 2024-25

RECOMMENDATION(S)

Adopt **Resolution No. 2024-13** approving the Successor Agency to the Redevelopment Agency of the City of Ontario's Recognized Obligation Payment Schedule and administrative budget for Fiscal Year 2024-25.

(Presenter: Charity Hernandez, Real Estate Administrative Director, City of Ontario, Economic Development Agency, (909) 395-2289)

BACKGROUND INFORMATION

California Health & Safety Code (HSC) section 34177 requires the San Bernardino Countywide Oversight Board (CWOB) to approve the 2024-25 Recognized Obligation Payment Schedule (ROPS) and administrative budget. The ROPS is an annual form and must be submitted to the Department of Finance (DOF) and the County Auditor-Controller by February 1 of each year. Pursuant to HSC section 34179(h)(1)(B), the administrative budget is not required to be sent to DOF.

DOF will have until April 15 to review the 2024-25 ROPS and provide the successor agency a compliance determination. If the successor agency disagrees with the DOF determination, a "meet and confer" is allowed to facilitate a discussion between the successor agency and DOF. In the event of a meet and confer process, DOF must make a final compliance determination on or before May 15 or 15 days prior to the June 1 Redevelopment Property Tax Trust Fund (RPTTF) distribution.

The recommended action will further the Successor Agency to the Redevelopment Agency of the City of Ontario's (Successor Agency) dissolution as an annual ROPS is required by DOF as part of the wind-down of the Successor Agency. There is a decrease in the amount required from the RPTTF from the last annual approved ROPS of \$132,959.

It is recommended the CWOB approve the Successor Agency's 2024-25 ROPS and administrative budget. The draft 2024-25 ROPS will be provided to DOF, the County Auditor-Controller and the County Administrative Office as required by HSC section 34177(1)(2)(B). The adopted 2024-25 ROPS will be provided to DOF and the County Auditor-Controller pursuant to HSC section 34177(o). This will commence the DOF review period.

**Resolution Approving the Successor Agency to the Redevelopment
Agency of the City of Ontario's Recognized Obligation Payment
Schedule and Administrative Budget for Fiscal Year 2024-25
January 11, 2024**

ATTACHMENTS

Attachment A – Resolution

Attachment B – ROPS for Fiscal Year 2024-25

Attachment C – Administrative Budget for Fiscal Year 2024-25

REVIEW BY OTHERS

This item has been reviewed by Auditor-Controller/Treasurer/Tax Collector on January 4, 2024
and San Bernardino Countywide Oversight Board Legal Counsel on December 29, 2023.

**Resolution Approving the Successor Agency to the Redevelopment Agency of the City of Ontario's Recognized Obligation Payment Schedule and Administrative Budget for Fiscal Year 2024-25
January 11, 2024**

Record of Action of the San Bernardino Countywide Oversight Board

APPROVED

Moved: Acquanetta Warren Seconded: Kenneth Miller

Ayes: Richard DeNava, T. Milford Harrison, Kenneth Miller, Acquanetta Warren, David Wert

Absent: Lawrence Strong, Mario Vasquez

Lynna Monell, SECRETARY

BY



DATED: January 11, 2024



cc: File- San Bernardino Countywide Oversight Board w/ reso and attachments

JLL 01/17/2024

RESOLUTION NO. 2024-13

RESOLUTION OF THE SAN BERNARDINO COUNTYWIDE OVERSIGHT BOARD APPROVING THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO'S RECOGNIZED OBLIGATION PAYMENT SCHEDULE AND ADMINISTRATIVE BUDGET FOR FISCAL YEAR 2024-25

On Thursday, January 11, 2024 on motion of San Bernardino Countywide Oversight Board Member Warren, duly seconded by San Bernardino Countywide Oversight Board Member Miller and carried, the following resolution is adopted by the San Bernardino Countywide Oversight Board, State of California.

WHEREAS, California Health and Safety Code (HSC) section 34179(e) requires all action items of the San Bernardino Countywide Oversight Board be accomplished by resolution; and

WHEREAS, HSC section 34177 requires the San Bernardino Countywide Oversight Board to approve the Recognized Obligation Payment Schedule (ROPS) and administrative budget; and

WHEREAS, pursuant to HSC section 34177(o), the deadline for submitting the ROPS for Fiscal Year 2024-25 to the Department of Finance is February 1, 2024.

NOW, THEREFORE, the San Bernardino Countywide Oversight Board hereby resolves, determines and orders as follows:

Section 1. The foregoing recitals are true and correct.

Section 2. The Successor Agency to the Redevelopment Agency of the City of Ontario's ROPS and administrative budget for Fiscal Year 2024-25 in the form presented in Attachment "B", attached hereto and incorporated herein by this reference, together with such changes thereto as may be approved by the San Bernardino Countywide Oversight Board, are hereby approved.

Section 3. The ROPS for Fiscal Year 2024-25 in the form presented in Attachment "B" shall be transmitted to the Department of Finance, with a copy submitted concurrently to the San Bernardino Countywide Oversight Board.

This resolution shall take effect from and after the date of its passage and adoption.

PASSED AND ADOPTED by the San Bernardino Countywide Oversight Board, State of California, by the following vote:

AYES: OVERSIGHT BOARD MEMBER: Richard DeNava, T. Milford Harrison,
Kenneth Miller, Acquanetta Warren,
David Wert

NOES: OVERSIGHT BOARD MEMBER: None

ABSENT: OVERSIGHT BOARD MEMBER: Lawrence Strong, Mario Vasquez

STATE OF CALIFORNIA)
)
SAN BERNARDINO COUNTY) ss.

I, **LYNNA MONELL**, Secretary to the San Bernardino Countywide Oversight Board, State of California, hereby certify the foregoing to be a full, true and correct copy of the record of the action taken by the Countywide Oversight Board, by vote of the members present, as the same appears in the Official Minutes of said Board at its meeting of January 11, 2024. #13 JLL

LYNNA MONELL
Secretary to the San Bernardino Countywide
Oversight Board

By  _____
Deputy




Recognized Obligation Payment Schedule (ROPS 24-25) - Summary
Filed for the July 1, 2024 through June 30, 2025 Period

Successor Agency: City of Ontario
 County: San Bernardino

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	24-25 A Total (July - December)	24-25 B Total (January - June)	ROPS 24-25 Total
A Enforceable Obligations Funded as Follows (B+C+D):	\$ -	\$ -	\$ -
B Bond Proceeds	-	-	-
C Reserve Balance	-	-	-
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):	\$ 9,053,534	\$ 471,427	\$ 9,524,961
F RPTTF	8,928,534	346,427	9,274,961
G Administrative RPTTF	125,000	125,000	250,000
H Current Period Enforceable Obligations (A+E):	\$ 9,053,534	\$ 471,427	\$ 9,524,961

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.

David Wert	Chairman
_____ Name	_____ Title
	January 11, 2024
_____ Signature	_____ Date

City of Ontario Recognized Obligation Payment Schedule (ROPS 24-25) - ROPS Detail
July 1, 2024 through June 30, 2025
(Report Amounts in Whole Dollars)

A Item #	B Project Name/Debt Obligation	C Obligation Type	D Contract/Agreement Execution Date	E Contract/Agreement Termination Date	F Payee	G Description/Project Scope	H Project Area	I Total Outstanding Debt or Obligation	J Retired	K ROPS 24-25 Total	L 24-25 A (July - December)					Q 24-25 A Total	R 24-25 B (January - June)					W 24-25 B Total
											M Fund Sources						N Fund Sources					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
1	Convention Center / 1993 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	6/11/1993	8/1/2025	US Bank & Trust	Senior Parity Debt re: construction of a convention center	Merged Project Area	\$ 18,984,789		\$ 9,524,961	\$ -	\$ -	\$ -	\$ 8,928,534	\$ 125,000	\$ 9,053,534	\$ -	\$ -	\$ -	\$ 346,427	\$ 125,000	\$ 471,427
2	Project Area No. 1 / 1995 Tax Allocation Bonds	Bonds Issued On or Before 12/31/10	8/16/1995	8/1/2025	US Bank & Trust	Senior Parity Debt re: development of Project Area No. 1	Merged Project Area	10,586,322	N	\$ 7,219,015			7,164,385		\$ 7,164,385				54,630		\$ 54,630	
4	Low/Mod Housing / 2002 Housing Set-Aside Loan from Fannie Mae	Third-Party Loan	2/1/2002	8/1/2029	US Bank & Trust	Senior Parity Debt re: increase, improve and preserve the community's supply of low/mod income housing available	Merged Project Area	1,455,682	N	\$ 1,001,053			839,347		\$ 839,347				161,706		\$ 161,706	
10	Ontario Airport Towers / 2007 Owners Participation Agreement	OPA/DDA/Construction	9/4/2007	9/1/2037	Ontario Airport Center, LLC	Third Party Obligation/Contract re: public infrastructure improvements	Merged Project Area	6,191,842	N	\$ 1,034,893			914,802		\$ 914,802				120,091		\$ 120,091	
29	Redevelopment Issued Bonds	Fees	6/1/1993	8/1/2029	US Bank & Trust	Operational / Project Direct related expenses	Merged Project Area	-	N				-						-			
138	Administration and Overhead Allocation	Admin Costs	7/1/2024	6/30/2025	City of Ontario	Administrative Overhead per H&S 34171(b)	Merged Project Area	40,000	N	\$ 20,000			10,000		\$ 10,000				10,000		\$ 10,000	
							Merged Project Area	710,943	N	\$ 250,000			-	125,000	\$ 125,000					125,000	\$ 125,000	

City of Ontario Recognized Obligation Payment Schedule (ROPS 24-25) - Report of Cash Balances
July 1, 2021 through June 30, 2022
(Report Amounts in Whole Dollars)

A	B	C	D	E	F	G	H	
		Fund Sources						
		Bond Proceeds		Reserve Balance	Other Funds	RPTTF		
	ROPS 21-22 Cash Balances (07/01/21 - 06/30/22)	Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS RPTTF and Reserve Balances retained for future period(s)	Rent, Grants, Interest, etc.	Non-Admin and Admin	Comments	
1	Beginning Available Cash Balance (Actual 07/01/21) RPTTF amount should exclude "A" period distribution amount	2,877,281			3,589,539	2,415,836	C1 and F1: Ending Available Cash Balance as reported on ROPS 2023-24 Cash Balance Form. G1: Ending Available Cash Balance as reported on ROPS 2022-23 Cash Balance form	
2	Revenue/Income (Actual 06/30/22) RPTTF amount should tie to the ROPS 21-22 total distribution from the County Auditor-Controller					10,331,034	G1: RPTTF Distribution Amount (ROPS 2021-22A: \$8,710,067 ROPS2021-22B: \$1,620,967	
3	Expenditures for ROPS 21-22 Enforceable Obligations (Actual 06/30/22)					9,267,417	Actual Expenditures Reported on 2021-22 PPA	
4	Retention of Available Cash Balance (Actual 06/30/22) RPTTF amount retained should only include the amounts distributed as reserve for future period(s)							
5	ROPS 21-22 RPTTF Prior Period Adjustment RPTTF amount should tie to the Agency's ROPS 21-22 PPA form submitted to the CAC	No entry required					25,780	PPA Amount reported on 2021-22 PPA form
6	Ending Actual Available Cash Balance (06/30/22) C to F = (1 + 2 - 3 - 4), G = (1 + 2 - 3 - 4 - 5)	\$ 2,877,281	\$ 0	\$ 0	\$ 3,589,539	\$ 3,453,673		

City of Ontario Recognized Obligation Payment Schedule (ROPS 24-25) - Notes July 1, 2024 through June 30, 2025

Item #	Notes/Comments