

RESOLUTION NO. 13

A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE PORT HUENEME REDEVELOPMENT AGENCY ADOPTING THE JANUARY 1, 2014 THROUGH JUNE 30, 2014 RECOGNIZED OBLIGATION PAYMENT SCHEDULE AND ADMINISTRATIVE BUDGET PURSUANT TO HEALTH AND SAFETY CODE SECTION 34180

The Oversight Board for the Successor Agency to the Port Hueneme Redevelopment Agency ("Oversight Board") does resolve as follows:

Section 1. The Board finds and declares that:

- A. On June 29, 2011, AB 1X 26 and AB 1X 27 became effective, requiring that each redevelopment agency within California be dissolved unless the community that created it enacts an ordinance committing it to making certain payments;
- B. On December 29, 2011, the California Supreme Court issued a decision in *California Redevelopment Association v. Matosantos* (Case No. S194861) largely upholding AB 1X 26, invalidating AB 1X 27 as unconstitutional, and holding that AB 1X 26 may be severed from AB 1X 27 and enforced independently;
- C. The Supreme Court generally revised the effective dates and deadlines for performance of obligations in Part 1.85 arising before May 1, 2012, to take effect four months later;
- D. As a result of the Supreme Court's decision, the Port Hueneme Redevelopment Agency (the "Redevelopment Agency"), created pursuant to the Community Redevelopment Law, was dissolved on February 1, 2012 pursuant to AB 1X 26;
- E. By its Resolution No. 4002, adopted on January 11, 2012, the City Council of the City of Port Hueneme made an election to serve on behalf of the Successor Agency for the Redevelopment Agency under Part 1.85 (the "Successor Agency");
- F. On June 27, 2012, Governor Brown signed new legislation, Assembly Bill 1484, that significantly changed and clarified certain provisions of AB 1X 26, which added significant new provisions and modified actions and deadlines, with major non-compliance consequences.
- G. Pursuant to Health & Safety Code § 34180 and the California Supreme Court's decision in *California Redevelopment Association v. Matosantos*, 53 Cal.4th 231,

the Oversight Board must approve an Initial Recognized Obligation Payment Schedule and submit the Initial Recognized Obligation Payment Schedule to the Department of Finance and State Controller before April 15, 2012;

- H. Each Recognized Obligation Payment Schedule and Administrative Budget must be approved by the Oversight Board and is subject to review and approval by the County Auditor-Controller, Department of Finance, and State Controller; and
- I. The Oversight Board desires to adopt this Resolution approving a Recognized Obligation Payment Schedule (ROPS 13-14A) and Administrative Budget for the period from July 1, 2013 through December 31, 2013.

Section 2. *Recognized Obligation Payment Schedule.* The Oversight Board adopts the Recognized Obligation Payment Schedule and Administrative Budget attached as Exhibit "A" to this Resolution (ROPS 13-14B) which is incorporated by reference.

Section 3. *Authorization.* The officers and staff of the Oversight Board are authorized and directed, jointly and severally, to do any and all things which they may deem necessary or advisable to effectuate this Resolution, including providing documents associated with the ROPS 13-14B to the County Auditor-Controller, State Controller, and Department of Finance. The City Manager of the City of Port Hueneme, or designee, is the official whom the Department of Finance may make requests for review in connection with the ROPS 13-14B.

Section 4. *Amendment.* The ROPS 13-14B and Administrative Budget may be amended from time to time at any public meeting of the Oversight Board.

Section 5. *Environmental Determination.* This Resolution is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 2100, et seq., "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, et seq.) because it establishes rules and procedures to implement government funding mechanisms; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. Accordingly, this Resolution does not constitute a "project" that requires environmental review (see specifically 14 CCR § 15378(b)(4-5)).

Section 6. *Reliance on Record.* Each and every one of the findings and determinations in this Resolution are based on the competent and substantial evidence, both oral and written, contained in the entire record relating to the Oversight Board and applicable law. The findings and determinations constitute the independent findings and determinations of the Board in all respects and are fully and completely supported by substantial evidence in the record as a whole.

Section 7. *Summaries of Information.* All summaries of information in the findings, which precede this Section, are based on the substantial evidence in the record

including, without limitation, verbal and documentary evidence submitted to the Board. The absence of any particular fact from any such summary is not an indication that a particular finding is not based in part on that fact.

Section 8. The City Clerk is directed to certify the adoption of this Resolution; record this Resolution in the book of the Oversight Board's original resolutions; and make a minute of the adoption of the Resolution in the Oversight Board's records and the minutes of this meeting.

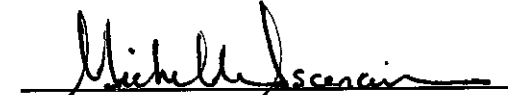
Section 9. This Resolution will become effective immediately upon adoption and will remain effective unless repealed or superseded.

PASSED, APPROVED, AND ADOPTED this 23rd day of September, 2013.

OVERSIGHT BOARD


JONATHAN SHARKEY
CHAIR

ATTEST:


MICHELLE ASCENCION
CITY CLERK
ON BEHALF OF THE SUCCESSOR AGENCY

APPROVED AS TO CONTENT:


CYNTHIA HAAS
CITY MANAGER
ON BEHALF OF THE SUCCESSOR AGENCY

Recognized Obligation Payment Schedule (ROPS 13-14B) - Summary

Filed for the January 1, 2014 through June 30, 2014 Period

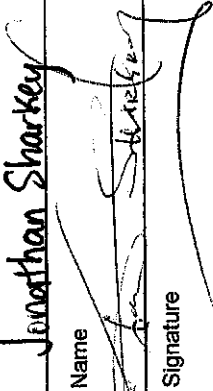
Name of Successor Agency: Port Hueneme
 Name of County: Ventura

Current Period Requested Funding for Outstanding Debt or Obligation		Six-Month Total
Enforceable Obligations Funded with Non-Redevelopment Property Tax Trust Fund (RPTTF) Funding		
A	Sources (B+C+D):	\$ 700,000
B	Bond Proceeds Funding (ROPS Detail)	700,000
C	Reserve Balance Funding (ROPS Detail)	-
D	Other Funding (ROPS Detail)	-
E	Enforceable Obligations Funded with RPTTF Funding (F+G):	\$ 2,530,117
F	Non-Administrative Costs (ROPS Detail)	2,405,117
G	Administrative Costs (ROPS Detail)	125,000
H	Current Period Enforceable Obligations (A+E):	\$ 3,230,117

Successor Agency Self-Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
I	Enforceable Obligations funded with RPTTF (E):	2,530,117
J	Less Prior Period Adjustment (Report of Prior Period Adjustments Column U)	(290,183)
K	Adjusted Current Period RPTTF Requested Funding (I-J)	\$ 2,239,934

County Auditor Controller Reported Prior Period Adjustment to Current Period RPTTF Requested Funding		
L	Enforceable Obligations funded with RPTTF (E)	2,530,117
M	Less Prior Period Adjustment (Report of Prior Period Adjustments Column AB)	-
N	Adjusted Current Period RPTTF Requested Funding (L-M)	2,530,117

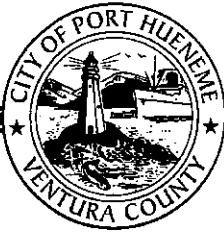
Certification of Oversight Board Chairman:
 Pursuant to Section 34177(m) of the Health and Safety code, I
 hereby certify that the above is a true and accurate Recognized
 Obligation Payment Schedule for the above named agency.


 Name Jonathan Sharkey Title Chair
 Date 9/23/13

Recognized Obligation Payment Schedule (ROPS) 13-14B - Report of Prior Period Adjustments
 Reported for the ROPS III (January 1, 2013 through June 30, 2013) Period Pursuant to Health and Safety Code (HSC) section 34186 (e)

ROPS III Successor Agency (SA) self-reported prior period adjustments (PPA) pursuant to HSC Section 34186 (a), SAs are required to report the differences between their actual available funding and their actual expenditures for the ROPS III (July through December 2013) period. The amount of ROPS III Property Tax Trust Fund (RPTTF) approved for the ROPS 13-14B (January through June 2014) period will be offset by the SA's self-reported ROPS III prior period adjustment. HSC Section 34186 (a) also specifies that the prior period adjustments self-reported by SAs are subject to audit by the county auditor-controller (CAC) and the State Controller.

Item #	Project Name / Debt Obligation	Board Proceeds		Revenue Balance (Includes Other Funds and Assets DDR retained balances)		Other Funds		Non-Admin		Admin		Net SA Non-Admin and Admin PPA			
		Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual	Authorized	Actual		Net Difference (Amount Used to Offset ROPS III-14B Reported RPTTF (-) or (+))		
		\$ 1,048,345	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$			
1	18971 Tax Allocation Refunding Bonds			903,293	903,293			3,110,025	1,371,183	233,842	250,000	163,314	111,973	51,341	280,183
2	2004 Tax Allocation Refunding Bonds			189,538	189,538			188,538	188,538						
3	2004 Tax Allocation Refunding Bonds			345,122	345,122			345,122	345,122						
4	Central Community Prorated Note #7							182,552							
5	NCEL - Prorated Note #1			200,000	175,000			175,000	175,000						
6	Fiscal Agent Fees			20,000	20,000			20,000	5,501	13,488					13,489
7	Low and Moderate Income Housing Debt (EMAF)							285,853							
8	Housing Fund Debt							100,000							
9	Repairs & Maintenance			24,000	24,000			24,000	18,105	7,685					7,685
10	Aircharge Rebate Analysis			4,000	4,000			4,000		4,000					4,000
11	Contract Services - Misc.			30,000	19,084			19,084	19,084						
12	Repairs & Maintenance			6,000	6,000			6,000	6,000	8,000					8,000
13	Contract Services - Misc.			90,000	85,038			85,038	17,580	88,448					88,448
14	Contract Services - Misc.			36,000	36,000			36,000	36,000	36,000					36,000
15	Salaries & Benefits										121,760	47,850	47,850		
16	Staff Training										3,000	3,000	3,000		3,000
17	Legal Expenses for Successor Agency										30,000	30,000	30,000		30,000
18	Oversight Board Expenses										6,000	5,831	5,831		
19	Office Supplies										1,500	1,500	1,500		
20	Office Equipment										3,000	3,000	3,000		
21	Insurance										5,000	5,000	5,000		
22	Audit Services										5,000	5,000	5,000		
23	Professional Services (FR & Real Estate Analysis)										5,000	5,000	5,000		
24	Internet Hosting										15,000	14,727	14,727		8,241
25	Bond Counsel										1,200	1,200	1,200		
26	Cost Allocation										10,000	10,000	10,000		10,000
27	Future Capital Improvements Administration Note Vantura	1,048,345									48,540	38,406	38,406		
28	County			103,000	103,000			103,000	103,000	103,000					103,000



City of Port Hueneme

CERTIFICATION

STATE OF CALIFORNIA)
COUNTY OF VENTURA) SS:
CITY OF PORT HUENEME)


I, Michelle Ascencion, duly appointed and qualified City Clerk of the City of Port Hueneme, do hereby certify that the foregoing **Resolution No. 13** is a true and correct copy passed, approved, and adopted by the Oversight Board of the Successor Agency to the Port Hueneme Redevelopment Agency at its Regular Meeting of September 23, 2013 by the following vote:

AYES: Members Greg Brown, Paul Derse; Vice Chair Abbe Berns;
Chair Jonathan Sharkey.

NOES: None.

ABSTAINING: None.

ABSENT: Members Steven Kinney, Christine McCloskey, Mary Anne
McNeil.


Michelle Ascencion, CMC, City Clerk of
the City of Port Hueneme and ex-officio
Clerk of the Council, on behalf of the
Successor Agency.

Dated: September 24, 2013