

Resolution No. OB-2019-021

Meeting Date: 08/15/2019

**A RESOLUTION OF THE SAN DIEGO COUNTYWIDE
REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD
APPROVING AN AMENDMENT TO THE RECOGNIZED
OBLIGATION PAYMENT SCHEDULE FOR THE SUCCESSOR
AGENCY OF THE CITY OF ESCONDIDO FOR THE PERIOD OF
JANUARY 1, 2020 - JUNE 30, 2020**

WHEREAS, the Successor Agency of the City of Escondido ("Successor Agency") submitted its Recognized Obligation Payment Schedule (ROPS 19-20) to the San Diego Countywide Redevelopment Successor Agency Oversight Board ("Oversight Board") on January 17, 2019, and the Oversight Board approved ROPS 19-20 on that date. Included in ROPS 19-20 was Line Item #7, a funding request to pay off the Traffic Impact Loan in the amount of \$953,953; and

WHEREAS, the Successor Agency submitted ROPS 19-20 to the California Department of Finance ("DOF") on March 20, 2019, and DOF approved all items on the ROPS; and

WHEREAS, the Successor Agency prepared an Amended Recognized Obligation Payment Schedule (ROPS 19-20B) for the second half of fiscal year 2019-2020 pursuant to Health and Safety Code section 34177(l); and

WHEREAS, the amendment would decrease the Redevelopment Property Tax Trust Fund (RPTTF) allocation by \$903,953 for Line Item #7, Loan Repayment to Traffic Impact Fund; and

WHEREAS, the Successor Agency submitted the Amended ROPS to the San Diego Countywide Redevelopment Successor Agency Oversight Board for approval; and

WHEREAS, at its regular meeting held on August 15, 2019, the Oversight Board considered the Successor Agency's request for approval of the Amended ROPS; and

WHEREAS, Health and Safety Code Section 34177(o)(1)(E) provides that once per Recognized Obligation Payment Schedule period, and no later than October 1, a successor agency may submit one amendment to the Recognized Obligation Payment Schedule approved by the Department of Finance, if the Oversight Board makes a finding that the revision is necessary for the payment of approved enforceable obligations during the second one-half of the Recognized Obligation Payment Schedule period; and

WHEREAS, the Oversight Board hereby finds that the proposed amendment to the Recognized Obligation Payment Schedule would decrease the Redevelopment Property Tax Trust Fund allocation by \$903,953 for Line Item #7, Loan Repayment to Traffic Impact Fund, and that such revision is necessary for the payment of approved obligations during the second one-half of the Recognized Obligation Payment Schedule period by establishing the previously approved payment of \$50,000.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Amendment to ROPS 19-20B, to decrease the Redevelopment Property Tax Trust Fund allocation by \$903,953 for Line Item #7, Loan Repayment to Traffic Impact Fund, is hereby approved.

IT IS FURTHER RESOLVED that the approved Amended ROPS 19-20B shall be submitted to the State Department of Finance and County Auditor-Controller no later than October 1, 2019.

Approved as to Form and Legality
By George H. Eiser III, Oversight Board Counsel



Chair, Oversight Board

A RESOLUTION OF THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD AUTHORIZING THE FIFTH AMENDMENT TO THE AGREEMENT WITH MCDUGAL, LOVE, BOEHMER, FOLEY, LYON & CANLAS TO PROVIDE LEGAL SERVICES TO THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY

WHEREAS, the Imperial Beach Redevelopment Agency Successor Agency (“IBSA”) desires effective, efficient, and cost effective legal services; and

WHEREAS, pursuant to Health & Safety Code Sections 34173(b) and 34175(b), the City of Imperial Beach became the Successor Agency to the Imperial Beach Redevelopment Agency and assumed all obligations of the former Imperial Beach Redevelopment Agency as of February 1, 2012. The Imperial Beach Redevelopment Agency Successor Agency, therefore, became the successor-in-interest to the contract for legal services that existed between the former Imperial Beach Redevelopment Agency and McDougal, Love, Boehmer, Foley, Lyon & Canlas (“Firm”) at that time; and

WHEREAS, the IBSA now wishes to continue to receive legal services from the Firm because it is necessary and convenient for the management of IBSA affairs; and

WHEREAS, the Firm will perform these services and responsibilities as stated in the Agreement and the First, Second, Third, Fourth, and Fifth Amendments to the Agreement; and

WHEREAS, the IBSA is now presenting for approval by the Countywide Redevelopment Successor Agency Oversight Board the Fifth Amendment to the Agreement, which is included as Attachment A to the staff report accompanying this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board as follows:

1. The Fifth Amendment to the Agreement is in the best interests of the local taxing entities.
2. The Fifth Amendment to the Agreement is approved.

Approved as to Form and Legality
By George H. Eiser III, Oversight Board Counsel


Chair, Oversight Board