COUNTY OF SAN DIEGO
COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

REGULAR MEETING
SEPTEMBER 17, 2020 10:00 A.M.
County Administration Center, Room 402A
1600 Pacific Highway, San Diego, California 92101
Attendance by Virtual Meeting made available

A. Call to Order

B. Roll Call

C. Pledge of Allegiance

D. Approval of Statement of Proceedings / Minutes of August 20, 2020

E. Formation of Consent Calendar

F. Public Communication Speakers: Members of the public may address the Oversight Board on subject matters within the Board's jurisdiction, but not an item on this agenda. Each speaker is limited to three minutes.

G. Discussion Item(s)
   1. Approval of the Amended Recognized Obligation Payment Schedule (ROPS 20-21B) for the National City Successor Agency for the Period of January 1, 2021 – June 30, 2021
   2. Approval of the Amended Recognized Obligation Payment Schedule (ROPS 20-21B) for the Solana Beach Successor Agency for the Period of January 1, 2021 – June 30, 2021
   3. Approval of FY 2020-2021 Special Liability Insurance Program (SLIP) Proposal

H. Action Item(s)
   1. Adopt a resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE NATIONAL CITY SUCCESSOR AGENCY FOR THE PERIOD OF JANUARY 1, 2021 – JUNE 30, 2021
   2. Adopt a resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE

Supporting documentation and attachments for items listed on this agenda can be viewed online at http://www.sdcounty.ca.gov/community/san-diego-county-oversight-board.html or in the Health & Human Services Agency's Financial & Support Services Division, 1255 Imperial Avenue, 6th Floor, San Diego, CA 92101.

ASSISTANCE FOR THE DISABLED:
Agendas and records are available in alternative formats upon request. Contact the Health & Human Services Agency at (619) 323-7301 with questions or to request a disability-related accommodation. Individuals requiring sign language interpreters should contact the Americans with Disabilities Coordinator at (858) 505-6521. To the extent reasonably possible, requests for accommodation or assistance should be submitted at least 24 hours in advance of the meeting so that arrangements may be made. An area in the front of the room is designated for individuals requiring the use of wheelchair or other accessible devices.

SOLANA BEACH SUCCESSOR AGENCY FOR THE PERIOD OF JANUARY 1, 2021 – JUNE 30, 2021

3. Adopt a resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING FISCAL YEAR 2020-2021 SPECIAL LIABILITY INSURANCE PROGRAM (SLIP) FOR THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

I. Communications Received

J. Future Agenda Item(s)

K. Set Future Meeting Date(s)

L. Adjournment

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COUNTY OF SAN DIEGO
COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

REGULAR (TELECONFERENCE/BLUEJEANS) MEETING MINUTES
AUGUST 20, 2020 10:00 A.M.
County Administration Center, Room 164
1600 Pacific Highway, San Diego, California 92101
Attendance by Virtual Meeting made available via BlueJeans

A. Call to Order at 10:02 a.m.

B. Roll Call

County staff did a roll call of each OB member to indicate present or non-present during the teleconference:

PRESENT: Board Members: William Baber, Mark Baker, Bonnie Dowd, Don Steuer, and Mark Schiel (present on G. Discussion Item).
Other Attendees: George Eiser, Attorney at Law; Brian Hagerty, Financial Policy & Planning Director; Amy Thompson, Executive Finance Director; Ardee Apostol, Revenue & Budget Manager; and Movita McGee, Admin Analyst II.

ABSENT: Kaye Hobson and Michael Prinz

C. Pledge of Allegiance

D. Approval of Statement of Proceedings / Minutes of June 18, 2020

ON MOTION of board member William Baber; seconded by Don Steuer, THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD approved the minutes of the June 18, 2020, meeting. ***Motion passed.***

AYES: Baber, Baker, Dowd, Steuer
ABSENT: Hobson, Prinz, Schiel (Schiel absent for this vote, but not absent from the entire meeting)

E. Formation of Consent Calendar

Items to which no opposition has been expressed by the public or this body may be placed on the Consent Calendar to be voted on without discussion.

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DRAFT

The County staff informed this body that no items have been listed on the Consent Calendar.

F. Public Communication Speakers: Members of the public may address the Oversight Board on subject matters within the Board's jurisdiction, but not an item on this agenda. Each speaker is limited to three minutes.

County staff informed this body that we have no one who responded for public communication. We have no Public Communication Speakers.

G. Discussion Item(s)

1. **Imperial Beach Redevelopment Agency Successor Agency Request for Approval of Tax Allocation Refunding Bonds relating to the Palm Avenue/Commercial Redevelopment Project, Approval of the Form of Supplemental Indenture of Trust and Escrow Agreement and the Approval of Other Documents and Related Action**s

Kendall Levan, Outside Counsel for Imperial Beach Redevelopment Agency Successor Agency, provided a brief overview to this body regarding approving the issuance of tax allocation refunding bonds, approving the form of supplemental indenture of trust and escrow agreement with Wells Fargo Bank and approving other related actions. To achieve the debt service savings, the Successor Agency desires to refund all or a portion of the Series 2013 Bonds. There are significant potential savings available to the Successor Agency and to applicable taxing entities in compliance with the Savings Parameters by the issuance by the Successor Agency of the Bonds to refund and defease the Series 2013 Bonds. If market conditions remain consistent, the anticipated savings to the taxing entities including City of Imperial Beach and San Diego County from refunding the series 2013 Bonds will be approximately $1,400,000 over fiscal years 2022-23 through 2032-33.

Michael Kremer, Managing Director with Montague DeRose and Associates and advisor for Imperial Beach Redevelopment Agency Successor Agency, provided comments of the details of Bonds Refunding and Debt Service Savings.

2. **Imperial Beach Redevelopment Agency Successor Agency Request for Approval of Professional Services Agreements for Montague Derose and Associates, Jones Hall, and Fraser & Associates to Provide Professional Services for the Possible Refunding of the Series 2013 Tax Allocation Bonds and Related Actions**

DRAFT

Kendall Levan, Outside Counsel for Imperial Beach Redevelopment Agency Successor Agency, provided a brief overview to this body regarding approval of the Imperial Beach Redevelopment Agency Successor Agency's proposed agreements for Professional Services with three consultants. The first agreement is with Montague DeRose and Associates, as Municipal Advisor and the fees for services provided shall not to exceed amount of $55,000, which fees are contingent on the successful closing of the bond issuance. The second agreement is with Jones Hall, as Bond and Disclosure Counsel and the fees for services provided shall not exceed an amount of $60,000 for bond counsel services and shall not exceed an amount of $35,000 for disclosure counsel services, which fees are contingent on the successful closing of the bond issuance. The third agreement is Fraser & Associates, as Fiscal Consultant and the fees for services provided shall not exceed an amount of $20,000, which fees are contingent on the closing of the bond issuance.

NOTE: The County staff announced that Board member Mark Schiel had joined the meeting for this discussion item.

H. Action Item(s)

1. Adopt the resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE ISSUANCE BY THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY OF TAX ALLOCATION REFUNDING BONDS RELATING TO THE PALM AVENUE/COMMERCIAL REDEVELOPMENT PROJECT, APPROVING THE FORM OF SUPPLEMENTAL INDENTURE OF TRUST AND ESCROW AGREEMENT IN CONNECTION THEREWITH, AND APPROVING OTHER DOCUMENTS AND RELATED ACTIONS IN CONNECTION THEREWITH

   ON MOTION of board member Mark Baker, seconded by Don Steuer THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD recommended approval of issuance by the Imperial Beach Redevelopment Agency Successor Agency of Tax Allocation Refunding Bonds relating to the Palm Avenue/Commercial Redevelopment Project, approving the Form of Supplemental Indenture of Trust and Escrow Agreement in connection therewith, and approving other documents and related actions in connection therewith.

   County staff did a roll call for vote of each OB member to indicate approval or non-approval:

   AYES: Baber, Baker, Dowd, Steuer, Schiel
   ABSENT: Hobson, Prinz

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2. Adopt the resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING, AND AUTHORIZING THE IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY EXECUTIVE DIRECTOR TO EXECUTE, AGREEMENTS FOR PROFESSIONAL SERVICES WITH MONTAGUE DEROSE AND ASSOCIATES, AS MUNICIPAL ADVISOR; JONES HALL, AS BOND AND DISCLOSURE COUNSEL; AND FRASER & ASSOCIATES, AS FISCAL CONSULTANT, TO PROVIDE PROFESSIONAL SERVICES FOR THE POSSIBLE REFUNDING OF THE SERIES 2013 TAX ALLOCATION BONDS AND APPROVING RELATED ACTIONS IN CONNECTION THEREWITH

ON MOTION of board member William Baber, seconded by Don Steuer THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD recommended approval and authorization of the Imperial Beach Redevelopment Agency Successor Agency Executive Director to execute, agreements for professional services with Montague Derose and Associates, as municipal advisor; Jones Hall, as bond and disclosure counsel; and Fraser & Associates, as fiscal consultant, to provide professional services for the possible refunding of the series 2013 Tax Allocation Bonds and approving related actions in connection therewith.

County staff did a roll call for vote of each OB member to indicate approval or non-approval:

AYES: Baber, Baker, Dowd, Steuer, Schiel
ABSENT: Hobson, Prinz

I. Communications Received

One communication received from Alliant Insurance Services, Inc. in response to a County staff inquiry if there are potential discounts for obtaining Special Liability Insurance Program (SLIP) Policy by signing a multi-year contract. The response received from Alliant Insurance Services is that the policy is only available on an annual basis, and not for a multi-year term.

J. Future Agenda Item(s)

- There are requests from the successor agencies of National City and Solana Beach for the September 17th Oversight Board meeting for the Approval of Amended ROPS for Fiscal Year 2020-21. The September 17th Oversight Board meeting will be the last meeting to submit any Amended ROPS before submission to State Department of Finance by the required deadline of October 1, 2020.

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DRAFT

- Approval of FY 2020-2021 Special Liability Insurance Program (SLIP) Policy Renewal Proposal, if such policy is finalized in time for the meeting

K. Set Future Meeting Date(s): September 17, 2020, 10:00 a.m. and October 15, 2020, 10:00 a.m.

Board Member Dr. Bonnie Dowd requested clear instructions for access to the virtual Oversight Board meeting scheduled for September 17th.

L. Adjournment: 10:46 a.m.

ON MOTION of Member Don Steuer, seconded by William Baber, THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD adjourned the meeting with no further business to be conducted.

AYES: Baber, Baker, Dowd, Steuer, Schiel
ABSENT: Hobson, Prinz

DRAFT

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COUNTY OF SAN DIEGO

AGENDA ITEM

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

WILLIAM BABER

MARK BAKER

DR. BONNIE DOWD

KAYE HOBSON

MICHAEL PRINZ

MARK SCHIEL

DATE: September 17, 2020

1

TO: Countywide Redevelopment Successor Agency Oversight Board

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE NATIONAL CITY SUCCESSOR AGENCY

SUMMARY:

Overview
The National City Successor Agency requests approval of its Amended Recognized Obligation Payment Schedule (ROPS) for the second half of Fiscal Year 2020-21 (Amended ROPS 20-21B). Amended ROPS 20-21B would increase the Reserve Balance amounts authorized in ROPS 20-21 for items 12, 13, and 176, primarily for work that has been delayed from the ROPS 19-20 period because of weather events and the COVID-19 pandemic. Items 12 and 13 pertain to environmental planning and oversight activities related to environmental remediation at the Paradise Creek housing project park site. Item 176 is the actual environmental remediation work on the project site. The National City Successor Agency approved its Amended ROPS 20-21B via Resolution No. 2020-109 on August 18, 2020.

Recommendation(s)
NATIONAL CITY SUCCESSOR AGENCY

1. Adopt the resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING AN AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE NATIONAL CITY SUCCESSOR AGENCY FOR THE PERIOD OF JANUARY 1, 2021 – JUNE 30, 2021

Fiscal Impact
If approved, the amended ROPS would result in increases to three items with an overall increase to ROPS 20-21 of $517,900. The funding source would be Reserve Balance - funds authorized but not spent during the ROPS 19-20 period for the respective items.

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE NATIONAL CITY SUCCESSOR AGENCY

BACKGROUND:
At the time that ROPS 20-21 was prepared, it was anticipated that the Paradise Creek Park, the final component of the Paradise Creek Apartment project in National City, would be completed by May 2020 and consequently no amounts were included in that ROPS for items 12 (environmental remediation planning) or 13 (remediation oversight). Because certain remediation close out activities follow the completion of park construction, the ROPS included $200,000 for item 176 (actual remediation work) to allow for the possibility that this work might extend into the ROPS 20-21 period. Since that time, however, both weather and the COVID-19 pandemic have resulted in delays with respect to the work being done by EnSafe and DTSC as well as in the completion of the park itself and consequently, the associated final remediation work. Amended ROPS 20-21B requests the use of unspent funds from ROPS 19-20 to cover the expected remaining obligations for these three items. Details are as follows:

Item 12 (WI-TOD Remediation Planning - EnSafe): The consultant EnSafe's role has been to provide environmental support services for site remediation of the Paradise Creek Park project, including soil characterization and reporting, soil excavation and import monitoring, preparation of the Removal Action Completion Report and the Land Use Covenant. This work has not yet been completed and, therefore, the Amended ROPS 20-21B requests that $8,600 in funds authorized but unspent in ROPS 19-20 for this item be carried over to the current period. Subsequent to the Successor Agency's adoption of this Amended ROPS, staff learned that DTSC (see Item 13 below) is requiring some revisions to certain sections of the Removal Action Completion Report and that a soil management plan be prepared for inclusion in the Land Use Covenant that will govern post-remediation management and monitoring activity. EnSafe's estimated costs for this work exceed the $8,600 available to be carried over. The Successor Agency will incorporate the amounts necessary to meet the difference between the $8,600 and the final cost of this obligation in ROPS 21-22.

Item 13 (WI-TOD Environmental Oversight – DTSC): The California Department of Toxic Substances Control (DTSC) has oversight responsibility on the Paradise Creek park site environmental remediation project, and similar to the situation with EnSafe, the Amended ROPS 20-21B requests that $9,300 in funds authorized but unspent in ROPS 19-20 for this item be carried over to the current period for final invoices that are expected from the agency once it is satisfied with the Removal Action Completion Report and the Land Use Covenant. Should the $9,300 requested to be carried over be insufficient to cover DTSC's costs, the Successor Agency will address the difference in ROPS 21-22.

Item 176 (Unforeseen SA remediation cost obligation – Phase II WI-TOD): This item pertains to the actual remediation work and cannot be closed out until park construction is completed. Park completion, now expected in September 2020, has been delayed because of weather events and park equipment manufacturing delays that have occurred as a result of the COVID-19 pandemic. The Amended ROPS 20-21B requests that an additional $500,000 in funds authorized but unspent from ROPS 19-20 for this item be carried over to the current period to augment the $200,000 in Reserve Balance previously authorized in ROPS 20-21 for final invoices expected to be received from the contractor.

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE NATIONAL CITY SUCCESSOR AGENCY

Respectfully submitted,

BRIAN HAGERTY
Financial Policy & Planning Director, FG3-OFP

ATTACHMENT(S)

A – National City Successor Agency Amended ROPS 20-21B

B – National City Successor Agency Resolution No. 2020-109

C – Resolution No. OB-2020-022

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE NATIONAL CITY SUCCESSOR AGENCY

AGENDA ITEM INFORMATION SHEET

PREVIOUS RELEVANT BOARD ACTIONS:

01/16/2020(H9): Resolution No. OB-2020-009 approving the Recognized Obligation Payment Schedule and Administrative Budget for the National City Successor Agency for the period July 1, 2020 – June 30, 2021

MANDATORY COMPLIANCE:

Pursuant to Health and Safety Code Section 34177(o)(l)(E), 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, which shall be defined as January 1 to June 30, inclusive.

CONTACT PERSON(S):

Movita McGee	Brian Hagerty
Name	Name
619-323-7301	619-531-5175
Phone	Phone
Movita.McGee@sdcounty.ca.gov	Brian.Hagerty@sdcounty.ca.gov
E-mail	E-mail

ATTACHMENT A

Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - Summary
Filed for the January 1, 2021 through June 30, 2021 Period

Successor Agency: National City
County: San Diego

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	ROPS 20-21B Authorized Amounts	ROPS 20-21B Requested Adjustments	ROPS 20-21B Amended Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ -**	**$ 517,900**	**$ 517,900**
B Bond Proceeds	-	-	-
C Reserve Balance	-	517,900	517,900
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 485,042**	**$ -**	**$ 485,042**
F RPTTF	485,042	-	485,042
G Administrative RPTTF	-	-	-
H Current Period Enforceable Obligations (A+E)	**$ 485,042**	**$ 517,900**	**$ 1,002,942**

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.

Name Title

/s/

Signature Date

ATTACHMENT A

National City
Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - ROPS Detail
January 1, 2021 through June 30, 2021

Item #	Project Name	Authorized Amounts		Total	Requested Adjustments		Total	Notes
		Fund Sources			Fund Sources			
		Reserve Balance	RPTTF		Reserve Balance	RPTTF		
		$-	**$485,042**	**$485,042**	**$517,900**	**$-**	**$517,900**	
12	WI-TOD (DDA/Co-Op/Bond Docs/ Other Grants)	-	-	$-	8,600	-	$8,600	This item is related to Item 176 and the delays that have occurred due to the COVID-19 pandemic. The $8,600 is available from unspent funds previously authorized for this item.
13	WI-TOD (DDA/Co-Op/Bond Docs/ Other Grants)	-	-	$-	9,300	-	$9,300	This item is related to Item 176 and the delays that have occurred due to the COVID-19 pandemic. The $9,300 is available from unspent funds previously authorized for this item.
87	Personnel and Admin Costs	-	-	$-	-	-	$-	
110	Environmental Monitoring for CDC Properties	-	-	$-	-	-	$-	
111	Environmental Monitoring for CDC Properties	-	-	$-	-	-	$-	
128	Contract for Financial Analysis	-	-	$-	-	-	$-	
144	Contract for Legal Services	-	-	$-	-	-	$-	
146	Contract for Legal Services	-	-	$-	-	-	$-	
147	Contract for Legal Services	-	-	$-	-	-	$-	
162	Bonds	-	-	$-	-	-	$-	
167	Contract for Legal Services	-	-	$-	-	-	$-	
176	Unforseen SA remediation cost obligation - estimated additional costs Phase II WI-TOD	-	-	$-	500,000	-	$500,000	This environmental remediation work was being done in order to build a park on the site. The final steps in the remediation work occur upon completion of the park. Delays in the construction of the park have resulted from a combination of weather and the COVID-19 pandemic. Instead of May, the park is now expected to be completed in September or October, which in turn delays the final remediation work. The $500,000 is available from unspent amounts previously authorized for this item.
179	Joint Defense and Cost Sharing Agreement with respect to the Affordable Housing Coalition of San Diego County v. Sandoval et al case	-	-	$-	-	-	$-	
180	2017 Tax Allocation Refunding Bond - Series A Principal Payment	-	-	$-	-	-	$-	
181	2017 Tax Allocation Refunding Bond - Series A Interest Payment	-	460,663	$460,663	-	-	$-	
182	2017 Tax Allocation Refunding Bond - Series B Principal Payment	-	-	$-	-	-	$-	
183	2017 Tax Allocation Refunding Bonds - Series B Interest Payment	-	24,379	$24,379	-	-	$-	
184	Bonds	-	-	$-	-	-	$-	

ATTACHMENT A

Item #	Project Name	Authorized Amounts		Total	Requested Adjustments		Total	Notes
		Fund Sources			Fund Sources			
		Reserve Balance	RPTTF		Reserve Balance	RPTTF		
185	Bonds	-	-	$-	-	-	$-	

ATTACHMENT B

RESOLUTION NO. 2020 - 109

RESOLUTION OF THE BOARD OF THE SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT COMMISSION AS THE NATIONAL CITY REDEVELOPMENT AGENCY APPROVING AN INCREASE OF $517,900 TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) 20-21 AND ASSOCIATED FY 20-21 BUDGET AS SHOWN IN AMENDED ROPS 20-218 AND AUTHORIZING THE SUBMITTAL OF ROPS 20-21B TO THE COUNTY OF SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

WHEREAS, the City Council established the Redevelopment Agency of the City of National City (the "Redevelopment Agency") by Ordinance No. 1164, dated April 11, 1967; and

WHEREAS, the City Council established the Housing Authority of the City of National City (the "Housing Authority") by Ordinance No. 1484, dated October 14, 1975; and

WHEREAS, the City Council established the Community Development Commission of the City of National City (the "CDC") by Ordinance No. 1484, dated October 14, 1975, and vested the CDC with all of the powers, duties, and responsibilities of both the Redevelopment Agency and the Housing Authority, among other matters, for the purpose of enabling the CDC to operate and govern the Redevelopment Agency and the Housing Authority under a single board and as a single operating entity. The CDC acting in its capacity as the Redevelopment Agency of the City of National City is referred to herein as the "CDC-RDA"; and

WHEREAS, all California redevelopment agencies, including the Redevelopment Agency and the CDC-RDA, were dissolved on February 1, 2012, and successor agencies were designated and vested with the responsibility of winding down the business and fiscal affairs of the former redevelopment agencies; and

WHEREAS, pursuant to AB 26, the City Council adopted Resolution No. 2012-15 on January 10, 2012, electing to be the Successor Agency to the CDC-RDA. The Successor Agency is a legal entity that exists separate and independent from the City. The Successor Agency formally named itself the "Successor Agency to the Community Development Commission as the National City Redevelopment Agency"; and

WHEREAS, Health and Safety Code section 34177(1) requires each successor agency to prepare a Recognized Obligation Payment Schedule (ROPS) prior to each upcoming fiscal period and submit it for approval to its oversight board; and

WHEREAS, the Board of the Successor Agency adopted Resolution No. 2019-105 on December 17, 2019, which approved the ROPS for the period of July 1, 2020 through June 30, 2021 (ROPS 20-21) with expenditures totaling $4,740,540; and

WHEREAS, the ROPS 20-21 was thereafter submitted for review and approval to the County of San Diego Countywide Redevelopment Successor Agency Oversight Board, and submitted to the County Administrative Officer, County Auditor/Cont roller, State Department of Finance, and State Controller as required by Health and Safety Code section 34177(1); and

WHEREAS, the State Department of Finance on April 14, 2020 issued a determination letter approving all but Item 147 of the items listed on the ROPS 20-21 and authorizing the distribution of Redevelopment Property Tax Trust Fund (RPTTF) monies to the Successor Agency in the amount of $594,590 for the ROPS 20-21A period and $485,042 for the ROPS 20-21B period; and

WHEREAS, Health and Safety Code Section 34177(o)(1)(E) provides that once per ROPS period, and no later than October 1, a successor agency may submit one amendment to the approved ROPS for that period provided that 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 ROPS period, which shall be defined as January 1 to June 30, inclusive; and

WHEREAS, the Successor Agency Board, now having considered and found necessary an increase in the Reserve Balance allocation for Item 12 in the amount of $8,600, for item 13 in the amount of $9,300, and for Item 176 in the amount of $500,000; and

WHEREAS, those necessary increases in the Reserve Balance allocation for the ROPS 20-21 period that total $517,900 are shown in the Amended ROPS 20-21B, which is attached to this Resolution as Exhibit "A"; and

WHEREAS, the Successor Agency Board desires to adopt the Amended ROPS 20-21B; and

WHEREAS, the Successor Agency Board desires to increase the Successor Agency's budget by the corresponding amount of $517,900; and

WHEREAS, this Resolution has been reviewed with respect to applicability of the California Environmental Quality Act ("CEQA"), the State CEQA Guidelines (California Code of Regulations, Title 14, Sections 15000 *et seq.,* hereafter the "Guidelines"), and the City's environmental guidelines; and

WHEREAS, this Resolution is not a "project" for purposes of CEQA, as that term is defined by Guidelines section 15378, because this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment, per section 15378(b)(5) of the Guidelines; and

WHEREAS, all of the prerequisites with respect to the adoption of this Resolution have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Successor Agency to the Community Development Commission as the National City Redevelopment Agency, as follows:

Section 1. The foregoing recitals are true and correct, and are hereby made by this reference a substantive part of this Resolution.

Section 2. The Successor Agency's Amended ROPS 20-21B, which is attached hereto as Exhibit "A", is approved and adopted.

Section 3. The Executive Director, or designee, is hereby authorized and directed to establish appropriations or make budget adjustments as necessary to reflect the amendments to ROPS 20-21.

Section 4. The Executive Director, or designee, is hereby authorized and directed to:

(i) submit the Amended ROPS 20-21B to the County of San Diego Countywide Redevelopment Successor Agency Oversight Board for approval in such format as may be directed by the Oversight Board or the County of San Diego; and

(ii) take such other actions and execute such other documents as are necessary to effectuate the intent of this Resolution on behalf of the Successor Agency; and

(iii) take such other actions and execute such other documents as are necessary to comply with Health and Safety Code 34177 with regard to Amended ROPS 20-21B, and to amend the Amended ROPS 20-21B administratively to reflect the most up to date prior period actual cost data, or to conform to the direction, guidance, and/or requirements related to Amended ROPS 20-21B by the Oversight Board, Department of Finance, or other reviewing agencies.

Section 5. The Successor Agency determines that this Resolution is not a "project" for purposes of CEQA, as that term is defined by Guidelines section 15378, because this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment, per section 15378(b)(5) of the Guidelines.

Section 6. This Resolution shall take effect upon the date of its adoption.

PASSED and ADOPTED this 18th day of August, 2020.

Alejandra Sotelo-Solis, Chairwoman

ATTEST:

Michael R. Dalla, City Clerk as
Secretary to the Successor Agency

APPROVED AS TO FORM:

Angil P. Morris-Jones,
Successor Agency Counsel

ATTACHMENT B

Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - Summary
Filed for the January 1, 2021 through June 30, 2021 Period

Successor Agency: National City

County: San Diego

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	ROPS 20-21B Authorized Amounts	ROPS 20-21B Requested Adjustments	ROPS 20-21B Amended Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ -**	**$ 517,900**	**$ 517,900**
B Bond Proceeds			
C Reserve Balance		517,900	517,900
D Other Funds			
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 485,042**	**$ -**	**$ 485,042**
F RPTTF	485,042		485,042
G Administrative RPTTF			
H Current Period Enforceable Obligations (A+E)	**$ 485,042**	**$ 517,900**	**$ 1,002,942**

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.

Name Title

/s/ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _

Signature Date

EXHIBIT A

ATTACHMENT B

National City
Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - ROPS Detail
January 1, 2021 through June 30, 2021

Item #	Project Name	Authorized Amounts Fund Sources		Total	Fund Sources		Total	Notes
		Reserve Balance	RPTTF		Reserve Balance	RPTTF		
		$-	$485,042	$485,042	$517,900	$-	$517,900	
12	WI-TOD (DDNCo-Op/Bond Docs/ Other Grants)			$-	8,600	-	$8,600	This item is related to Item 176 and the delays that have occurred due to the COVID-19 pandemic. The $8,600 is available from unspent funds previously authorized for this item.
13	WI-TOD (DDN Co-Op/Bond Docs/ Other Grants)			$-	9,300	-	$9,300	This item is related to Item 176 and the delays that have occurred due to the COVID-19 pandemic. The $9,300 is available from unspent funds previously authorized for this item.
87	Personnel and Admin Costs			$-		-	$-	
110	Environmental Monitoring for CDC Properties			$-		-	$-	
111	Environmental Monitoring for CDC Properties			$-		-	$-	
128	Contract for Financial Analys is			$-		-	$-	
144	Contract for Legal Services			$-		-	$-	
146	Contract for Legal Services			$-		-	$-	
147	Contract for Legal Services			$-		-	$-	
162	Bonds			$-		-	$-	
167	Contract for Legal Services			$-		-	$-	
176	Unforseen SA remediation cost obligation - estimated additional costs Phase II WI-TOD			$-	500,000	-	$500,000	This environmental remediation work was being done in order to build a park on the site. The final steps in the remediation work occur upon completion of the park. Delays in the construction of the park have resulted from a combination of weather and the COVID-19 pandemic. Instead of May, the park is now expected to be completed in September or October, which in turn delays the final remediation work. The $500,000 is available from unspent amounts previously authorized for this item.
179	Joint Defense and Cost Sharing Agreement with respect to the Affordable Housing Coalition of San Diego County v. Sandoval et al case			$-		-	$-	
180	2017 Tax Allocation Refunding Bond - Series A Principal Payment			$-		-	$-	
181	2017 Tax Allocation Refunding Bond - Series A Interest Payment		460,663	$460,663		-	$-	
182	2017 Tax Allocation Refunding Bond - Series B Principal Payment			$-		-	$-	
183	2017 Tax Allocation Refunding Bonds - Series B Interest Payment		24,379	$24,379		-	$-	
184	Bonds			$-		-	$-	

ATTACHMENT B

Item #	Project Name	Authorized Amounts		Total	Requested Adjustments		Total	Notes
		Fund Sources			Fund Sources			
		Reserve Balance	RPTTF		Reserve Balance	RPTTF		
~~105~~	~~Bonds~~			~~$-~~				

ATTACHMENT B

Passed and adopted by the Successor Agency to the Community Development Commission as the Redevelopment Agency of the City of National City, California, on August 18, 2020 by the following vote, to-wit:

Ayes: Boardmembers Cano, Morrison, Quintero, Rios, Sotelo-Solis.

Nays: None.

Absent: None.

Abstain: None.

AUTHENTICATED BY: ALEJANDRA SOTELO-SOLIS
Chairwoman of the Successor Agency to the
Community Development Commission
as the Redevelopment Agency of the
City of National City, California

CITY OF NATIONAL CITY STATE OF CALIFORNIA

_____
City Clerk Serving as Secretary
to the Successor Agency

By:_____
Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION NO. 2020-109 of the Successor Agency to the Community Development Commission as the Redevelopment Agency of the City of National City, California, passed and adopted on August 18, 2020.

_____
City Clerk Serving as Secretary
to the Successor Agency

By: _____
Deputy

ATTACHMENT C

Resolution No. OB-2020-022
Meeting Date: 09/17/2020

A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE NATIONAL CITY SUCCESSOR AGENCY FOR THE PERIOD OF JANUARY 1, 2021 - JUNE 30, 2021

WHEREAS, the National City Successor Agency ("Successor Agency") submitted its Recognized Obligation Payment Schedule (ROPS 20-21) to the San Diego Countywide Redevelopment Successor Agency Oversight Board ("Oversight Board") on January 16, 2020, and the Oversight Board approved ROPS 20-21 by Resolution No. OB-2020-009 on that date; and

WHEREAS, the Successor Agency submitted ROPS 20-21 to the California Department of Finance ("DOF") by the February 1, 2020 deadline and on April 14, 2020, DOF approved all but Item 147 on the ROPS; and

WHEREAS, the Successor Agency prepared an Amended Recognized Obligation Payment Schedule (Amended ROPS 20-21B) for the second half of Fiscal Year 2020-21 pursuant to Health and Safety Code section 34177(l); and

WHEREAS, the Successor Agency Board approved Amended ROPS 20-21B via Resolution No. 2020-109 on August 18, 2020; and

WHEREAS, the Amended ROPS 20-21B would increase the Reserve Balance allocation for Item #12: WI-TOD Remediation Planning by the amount of $8,600, for Item #13: WI-TOD Environmental Oversight by the amount of $9,300, and for Item #176: Unforeseen SA remediation cost obligation – Phase II WI-TOD by the amount of $500,000; and

WHEREAS, the sum of the amendments for these four items is $517,900; and

WHEREAS, the Successor Agency is not requesting any additional allocations from the Successor Agency's Redevelopment Property Tax Trust Fund for Amended ROPS 20-21B; and

WHEREAS, the Successor Agency submitted the Amended ROPS 20-21B to the San Diego Countywide Redevelopment Successor Agency Oversight Board for approval;

Resolution No. OB-2020-022
Meeting Date: 09/17/2020

and

WHEREAS, at its regular meeting held on September 17, 2020, the Oversight Board considered the Successor Agency's request for approval of the Amended ROPS 20-21B; and

WHEREAS, Health and Safety Code Section 34177(o)(l)(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 revisions to the Successor Agency's ROPS 20-21 would increase the Reserve Balance allocation for that agency by the amount of $517,900 for distribution to Items #12, #13, and #176 as delineated above; and

WHEREAS, the Oversight Board hereby finds that the proposed revisions to the Successor Agency's ROPS 20-21 would not require any additional funding from the Successor Agency's Redevelopment Property Tax Trust Fund; and

WHEREAS, the Oversight Board hereby finds that such revisions are necessary for the payment of approved obligations during the second one-half of the ROPS 20-21 period.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Amended ROPS 20-21B for the Successor Agency, to increase the Reserve Balance allocation by the amount of $517,900 to be distributed to Items #12, #13, and #176 for the purposes therein delineated, is hereby approved.

IT IS FURTHER RESOLVED that the approved Amended ROPS 20-21B for the Successor Agency shall be submitted to the State Department of Finance and County Auditor-Controller no later than October 1, 2020.

ATTACHMENT C

Resolution No. OB-2020-022
Meeting Date: 09/17/2020

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

_____

Chair, Oversight Board

COUNTY OF SAN DIEGO

AGENDA ITEM

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

WILLIAM BABER

MARK BAKER

DR. BONNIE DOWD

KAYE HOBSON

MICHAEL PRINZ

MARK SCHIEL

DATE: September 17, 2020

2

TO: Countywide Redevelopment Successor Agency Oversight Board

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE SOLANA BEACH SUCCESSOR AGENCY

SUMMARY:

Overview

Pursuant to Health and Safety Code ("HSC") Section 34177(o)(1)(E) of the Dissolution Law, once per ROPS period, and no later than October 1, the Successor Agency may submit one amendment to the ROPS approved by the Department of Finance ("DOF") pursuant to this subdivision, if the Oversight Board ("OB") makes a finding that a revision is necessary for the payment of approved enforceable obligations during the second one-half of the ROPS period, which shall be defined as January 1 to June 30, inclusive. The Successor Agency may only amend the amount requested for payment of approved enforceable obligations.

Today's action requests the OB's approval of the Amendment to the ROPS ("Amendment") for the Period January 1, 2021 to June 30, 2021 for the Successor Agency to the Solana Beach Redevelopment Agency ("SA").

Recommendation(s)

Adopt the resolution entitled, A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JANUARY 1, 2021 - JUNE 30, 2021 FOR THE SOLANA BEACH SUCCESSOR AGENCY

Fiscal Impact

The Amendment will allow additional funds to be available for SA cash flow purposes for the period January 1, 2021 to June 30, 2021

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE SOLANA BEACH SUCCESSOR AGENCY

BACKGROUND:
The ROPS sets forth the payment amounts needed for the SA to meet its outstanding EOs for each fiscal year period until all outstanding debt and obligations are paid. The ROPS 20-21 covers the twelve-month enforceable obligation payment cycle under the Dissolution Laws, and controls distributions from the Redevelopment Property Tax Trust Fund ("RPTTF") to pay EOs during the period from July 2020 through June 2021. The EOs in Solana Beach consist primarily of bond payments (which includes $200,906 in bond debt service and $7,200 in related fees) and payments for legal services for the "The Affordable Housing Coalition of San Diego v Sandoval, et al" and "San Diego County Board of Education (SDCBofE), et al vs Sandoval, et al" cases (which totals $40,000). For the ROPS 20-21 period, EOs totaled $294,606.

At its Board meeting on January 8, 2020, the SA approved the ROPS 20-21 (Attachment 2) and submitted the ROPS 20-21 to the OB for approval. The OB approved the ROPS 20-21 on January 16, 2020 and the DOF approved the ROPS 20-21 on April 14, 2020.

When Staff prepared the ROPS 20-21, a request was made for a total of $294,606 in EOs of which certain EOs were reported as being paid from Reserves. The use of reserves was based on a cash flow analysis done to determine funds available from previous fiscal years' ROPS. Each fiscal year's ROPS requests an amount of RPTTF funds needed to pay for that fiscal year's EOs. Actual EOs paid in previous fiscal years have been less than the RPTTF received and Staff determined that there was $143,504 available as Reserves and applied this amount to the ROPS 20-21. With $143,504 of the ROPS 20-21 EOs total of $294,606 being paid with Reserves, the ROPS 20-21 requested $151,102 in RPTTF funds to pay for the remaining EOs.

The DOF has a Prior Period Adjustment (PPA) process whereby SAs are required to report actual EOs paid as compared to the EOs requested on a fiscal year's ROPS. For the ROPS 17-18, the PPA reported $143,554 as being underspent and available for use on subsequent ROPS. As part of the DOF approval for the ROPS 20-21, this amount was deducted from the ROPS 20-21 request for RPTTF of $151,102 which resulted in the SA receiving only $7,548 in RPTTF for the period July 2020 to June 2021 (Attachment 3) and as summarized in the following table:

ROPS 20-21

	20-21A Total (July - December)			20-21B Total (January - June)			ROPS 20-21 Total
	Non-Admin	Admin	Total	Non-Admin	Admin	Total	
Enforceable Obligations	$ 125,902	$ 23,250	$ 149,152	$ 122,204	$ 23,250	$ 145,454	$ 294,606
Reserves	(75,804)	(23,250)	(99,054)	(21,200)	(23,250)	(44,450)	(143,504)
RPTTF Requested	50,098	-	50,098	101,004	-	101,004	151,102
ROPS 17-18 PPA	(50,098)	-	(50,098)	(93,456)	-	(93,456)	(143,554)
Total RPTTF Approved for Distribution by DOF	$ -	$ -	$ -	$ 7,548	$ -	$ 7,548	$ 7,548

This Amendment is requesting that the Reserves reported on the ROPS 20-21B for the period January 2021 to June 2021 of $44,450 be reduced to zero. No change in EOs is being requested. This revision results in an increase of $44,450 in RPTTF being requested from $101,004 to

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE SOLANA BEACH SUCCESSOR AGENCY

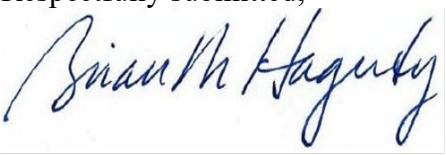
$145,454. If the OB approves the Amendment and the DOF subsequently approves the Amendment and reduces the revised RPTTF being requested of $145,454 by $93,456 for the ROPS 17-18 PPA, the SA will receive a revised amount of $51,998, or an increase of $44,450, in RPTTF as summarized in the table below.

Amendment to ROPS 20-21 for the period January 1, 2021 to June 30, 2021

	20-21A Total (July - December)			20-21B Total (January - June)			ROPS 20-21 Total
	Non-Admin	Admin	Total	Non-Admin	Admin	Total	
Enforceable Obligations	$ 125,902	$ 23,250	$ 149,152	$ 122,204	$ 23,250	$ 145,454	$ 294,606
Reserves	(75,804)	(23,250)	(99,054)	-	-	-	(99,054)
RPTTF Requested	50,098	-	50,098	122,204	23,250	145,454	195,552
ROPS 17-18 PPA	(50,098)	-	(50,098)	(93,456)	-	(93,456)	(143,554)
Total RPTTF Approved for Distribution by DOF	$ -	$ -	$ -	$ 28,748	$ 23,250	$ 51,998	$ 51,998

The Amendment has been approved by the SA at its regular meeting on September 9, 2020. If the OB approves the Amendment, a subsequent submission will be made to the DOF by the October 1, 2020 deadline.

Respectfully submitted,



BRIAN HAGERTY
Financial Policy & Planning Director, FG3-OFP

ATTACHMENT(S)
1 - Resolution No. OB-2020-023
2 - Recognized Obligation Payment Schedule for the period July 1, 2020 to June 30, 2021
3 - DOF Approval dated April 20, 2020
4 - Amendment to the ROPS for the period January 1, 2021 to June 30, 2021
Exhibit A (to Attachment 1) – Resolution No. OB-2020-023

SUBJECT: APPROVAL OF THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JANUARY 1, 2021 – JUNE 30, 2021 FOR THE SOLANA BEACH SUCCESSOR AGENCY

AGENDA ITEM INFORMATION SHEET

PREVIOUS RELEVANT BOARD ACTIONS:
N/A

MANDATORY COMPLIANCE:
N/A

CONTACT PERSON(S):

Movita McGee	Brian Hagerty
Name	Name
619-323-7301	619-531-5175
Phone	Phone
Movita.McGee@sdcounty.ca.gov	Brian.Hagerty@sdcounty.ca.gov
E-mail	E-mail

Attachment 1

Resolution No. OB-2020-023
Meeting Date: 09/17/2020

A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING THE AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE SOLANA BEACH SUCCESSOR AGENCY FOR THE PERIOD OF JANUARY 1, 2021 - JUNE 30, 2021

WHEREAS, on December 29, 2011, the California Supreme Court delivered its decision in *California Redevelopment Association v. Matosantos,* finding Assembly Bill X1 26 (the "Dissolution Act") largely constitutional; and

WHEREAS, under the Dissolution Act and the California Supreme Court's decision in *California Redevelopment Association v. Matosantos,* all California redevelopment agencies, including the Solana Beach Successor Agency (the "Former RDA"), were dissolved on February 1, 2012, and successor agencies were designated and vested with the responsibility of winding down the business and fiscal affairs of the former redevelopment agencies; and

WHEREAS, on January 11, 2012, the City Council of the City of Solana Beach adopted Resolution No. 2012-011 accepting for the City the role of Successor Agency to the Former RDA (the "Successor Agency"); and

WHEREAS, under the Dissolution Act, an oversight board is established for each successor agency to a former redevelopment agency with the responsibility of overseeing the activities of the successor agency and approving certain actions of the successor agency in connection with the successor agency's wind down of the affairs of the former redevelopment agency; and

WHEREAS, Health & Safety Code ("HSC") Section 34179(j) provided for the creation of a single Countywide Oversight Board ("Oversight Board") commencing on and after July 1, 2018; and

WHEREAS, HSC Sections 34177(l) and 34177(o) require the Successor Agency to submit a Recognized Obligation Payment Schedule ("ROPS") for fiscal year 2020/21 to the San Diego County Auditor-Controller and the California Department of Finance ("DOF") by February 1, 2020, after approval by the Oversight Board; and

WHEREAS, the Oversight Board passed Resolution No. OB-2020-016 on January 16, 2020, approving the ROPS 20-21; and

WHEREAS, the DOF approved the ROPS 20-21 on April 14, 2020; and

Resolution No. OB-2020-023
Meeting Date: 09/17/2020

WHEREAS, pursuant to Section 34177(o)(1)(E) of the HSC, once per ROPS period, and no later than October 1, the Successor Agency may submit one amendment to the ROPS approved by the DOF pursuant to this subdivision, if 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 ROPS period, which shall be defined as January 1 to June 30, inclusive. The Successor Agency may only amend the amount requested for payment of approved enforceable obligations; and

WHEREAS, pursuant to HSC Section 34177(o)(1)(E), the amended ROPS shall be approved by the Oversight Board and submitted to the DOF for approval; and

WHEREAS, an amended ROPS for the period January 1, 2021 to June 30, 2021 has been prepared in conformance with State law and has been approved by the Successor Agency on September 9, 2020.

NOW, THEREFORE, BE IT RESOLVED, by the San Diego Countywide Redevelopment Successor Agency Oversight Board, as follows:

Section 1. Recitals Correct. The Oversight Board finds that the above Recitals are true and correct and have served as the basis for the findings and approvals set forth below.

Section 2. Approval of amended ROPS for the period January 1, 2021 to June 30, 2021. The Oversight Board hereby finds that the Amendment is necessary for the payment of approved enforceable obligations during the second one-half of the Recognized Obligation Payment Schedule Period, and hereby approves the Amendment to the Recognized Obligation Payment Schedule for the period January 1, 2021 to June 30, 2021, attached hereto as Exhibit A and incorporated herein by reference.

PASSED, APPROVED, AND ADOPTED by the Oversight Board at its meeting held on the 17th day of September 2020, by the following vote:

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

_____
Chair, Oversight Board

Attachment 2

Recognized Obligation Payment Schedule (ROPS 20-21) - Summary Filed for the July 1, 2020 through June 30, 2021 Period

Successor Agency: Solana Beach
County: San Diego

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	20-21A Total (July - December)	20-21B Total (January - June)	ROPS 20-21 Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ 99,054**	**$ 44,450**	**$ 143,504**
B Bond Proceeds	-	-	-
C Reserve Balance	99,054	44,450	143,504
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 50,098**	**$ 101,004**	**$ 151,102**
F RPTTF	50,098	101,004	151,102
G Administrative RPTTF	-	-	-
H Current Period Enforceable Obligations (A+E)	**$ 149,152**	**$ 145,454**	**$ 294,606**

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.

Name Title

/s/

Signature Date

Attachment 2

Solana Beach
Recognized Obligation Payment Schedule (ROPS 20-21) - ROPS Detail
July 1, 2020 through June 30, 2021

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
											ROPS 20-21A (Jul - Dec)						ROPS 20-21B (Jan - Jun)					
											Fund Sources						Fund Sources					
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	ROPS 20-21 Total	Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	20-21A Total	Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	20-21B Total
								$5,213,362		$294,606	$-	$99,054	$-	$50,098	$-	$149,152	$-	$44,450	$-	$101,004	$-	$145,454
2	Trustee Services	Fees	06/01/ 2006	12/01/2035	Wells Fargo Bank	Contract for Professional Services-Trustee Services	Solana Beach Redevelopment Project	64,000	N	$4,000	-	4,000	-	-	-	$4,000	-	-	-	-	-	$-
3	Continuing Disclosure	Fees	06/01/ 2006	12/01/2035	Urban Futures	Contract for Professional Services-Continuing Disclosure	Solana Beach Redevelopment Project	38,100	N	$1,200	-	-	-	-	-	$-	-	1,200	-	-	-	$1,200
4	Arbitrage	Fees	06/01/ 2006	12/01/2035	Koppel & Gruber	Contract for Professional Services - Arbitrage	Solana Beach Redevelopment Project	20,100	N	$2,000	-	2,000	-	-	-	$2,000	-	-	-	-	-	$-
21	Legal Services	Litigation	01/01/ 2014	12/01/2035	McDougal, Love, et al, and Goldfarb and Lipman, LLP, and Solana Beach Successor Agency	Defend Third Party litigation against Successor Agency regarding case: "The Affordable Housing Coalition of San Diego v Sandoval, et al." Case No. 34-2012-80001158-CU-WM-GDS	Solana Beach Redevelopment Project	160,000	N	$20,000	-	10,000	-	-	-	$10,000	-	10,000	-	-	-	$10,000
22	Successor Agency Administrative Expenses	Admin Costs	01/01/ 2014	12/01/2035	City of Solana Beach	Successor Agency administrative obligations relating to maintaining payments on enforceable obligations and other activities as required by AB1X26	Solana Beach Redevelopment Project	1,658,600	N	$46,500	-	23,250	-	-	-	$23,250	-	23,250	-	-	-	$23,250
24	2017 Tax Allocation Refunding Bond	Bonds Issued After 12/ 31/10	11/10/ 2017	12/01/2035	Wells Fargo Bank	Refunding of 2006 Tax Allocation Bonds that were used to fund Public Improvements		3,112,562	N	$200,906	-	49,804	-	50,098	-	$99,902	-	-	-	101,004	-	$101,004
25	Legal Services	Litigation	01/01/ 2017	12/01/2035	McDougal, Love, et al, and Colantuono, Highsmith & Whatley, PC, and Solana	Defend Third Party litigation against Successor Agency regarding case: "San Diego County Board of Education, et al v Sandoval, et al." Case No.		160,000	N	$20,000	-	10,000	-	-	-	$10,000	-	10,000	-	-	-	$10,000

Attachment 2

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W
Item #	Project Name	Obligation Type	Agreement Execution Date	Agreement Termination Date	Payee	Description	Project Area	Total Outstanding Obligation	Retired	**ROPS 20-21 Total**	**ROPS 20-21A (Jul - Dec)**					**20-21A Total**	**ROPS 20-21B (Jan - Jun)**					**20-21B Total**
											Fund Sources						**Fund Sources**					
											Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF		Bond Proceeds	Reserve Balance	Other Funds	RPTTF	Admin RPTTF	
					Beach Successor Agency	37-2017-00019775-CU-WM-CTL																

Attachment 2

Solana Beach
Recognized Obligation Payment Schedule (ROPS 20-21) - Report of Cash Balances
July 1, 2017 through June 30, 2018
(Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (l), Redevelopment Property Tax Trust Fund (RPTTF) may be listed as a source of payment on the ROPS, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation.

A	B	C	D	E	F	G	H
	ROPS 17-18 Cash Balances (07/01/17 - 06/30/18)	**Fund Sources**					**Comments**
		Bond Proceeds		**Reserve Balance**	**Other Funds**	**RPTTF**	
		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	
1	**Beginning Available Cash Balance (Actual 07/01/17)** RPTTF amount should exclude "A" period distribution amount.	236,089		80,455	64	121,173	
2	**Revenue/Income (Actual 06/30/18)** RPTTF amount should tie to the ROPS 17-18 total distribution from the County Auditor-Controller	327	60			479,836	
3	**Expenditures for ROPS 17-18 Enforceable Obligations (Actual 06/30/18)**	236,416				336,332	
4	**Retention of Available Cash Balance (Actual 06/30/18)** RPTTF amount retained should only include the amounts distributed as reserve for future period(s)						
5	**ROPS 17-18 RPTTF Prior Period Adjustment** RPTTF amount should tie to the Agency's ROPS 17-18 PPA form submitted to the CAC		No entry required			143,504	
6	**Ending Actual Available Cash Balance (06/30/18) C to F = (1 + 2 - 3 - 4), G = (1 + 2 - 3 - 4 - 5)**	**$-**	**$60**	**$80,455**	**$64**	**$121,173**	

Solana Beach
Recognized Obligation Payment Schedule (ROPS 20-21) - Notes
July 1, 2020 through June 30, 2021

Item #	Notes/Comments
2	
3	
4	
21	
22	
24	
25	

Attachment 3

GAVIN NEWSOM ■ GOVERNOR
915 L STREET ■ SACRAMENTO CA ■ 95814-3706 ■ WWW.DOF.CA.GOV

Transmitted via e-mail

April 14, 2020

Gregory Wade, City Manager
City of Solana Beach
635 South Highway 101
Solana Beach, CA 92075

2020-21 Annual Recognized Obligation Payment Schedule

Pursuant to Health and Safety Code (HSC) section 34177 (o) (1), the City of Solana Beach Successor Agency (Agency) submitted an annual Recognized Obligation Payment Schedule for the period of July 1, 2020 through June 30, 2021 (ROPS 20-21) to the California Department of Finance (Finance) on February 5, 2020. Finance has completed its review of the ROPS 20-21.

Based on a sample of line items reviewed and application of the law, Finance is approving all of the items listed on the ROPS 20-21 at this time.

Pursuant to HSC section 34186, successor agencies are required to report differences between actual payments and past estimated obligations (prior period adjustments) for the July 1, 2017 through June 30, 2018 (ROPS 17-18) period. Reported differences in Redevelopment Property Tax Trust Fund (RPTTF} are used to offset currentRPTTF distribution s. The amount of RPTTF authorized includes the prior period adjustment (PPA} resulting from the County Auditor-Controller's review of the PPA form submitted by the Ag enc y.

The Agency's maximum approved RPTTF distribution for the reporting period is $7,548, as summarized in the Approved RPTTF Distribution table (see Attachment).

RPTTF distributions occur biannually, one distribution for the July 1, 2020 through December 31, 2020 period (ROPS A period), and one distribution for the January 1, 2021 through June 30, 2021 period (ROPS B period), based on Finance's approved amounts. Since this determination is for the entire ROPS 20-21 period, the Agency is authorized to receive up to the maximum approved RPTTF through the combined ROPS A and B period distribution s.

Absent a Meet and Confer, this is our final determination regarding the obligations listed on the ROPS 20-21. This determination only applies to items when funding was requested for the 12-month period. If a denial by Finance in a previous ROPS is currently the subject of litigation, the item will continue to be deemed denied until the matter is resolved.

Attachment 3

The ROPS 20-21 form submitted by the Agency and this determination letter will be posted on our website:

http://dof.ca.gov/Programs/Redevelopment/ROPS/

This determination is effective for the ROPS 20-21 period only and should not be conclusively relied upon for future ROPS periods. All items listed on a future ROPS are subject to review and may be denied even if not denied on this ROPS or a preceding ROPS. The only exception is for items that have received a Final and Conclusive determination from Finance pursuant to HSC section 34177.5 (i). Finance's review of Final and Conclusive items is limited to confirming the scheduled payments as required by the obligation.

The amount available from the RPTTF is the same as the amount of property tax increment available prior to the enactment of the redevelopment dissolution la w. Therefore, as a practical matter, the ability to fund the items on the ROPS with property tax increment is limited to the amount of funding available to the Agency in the RP TTF.

Please direct inquiries to Mindy Patterson, Supervisor, or Mark-Anthony La c y, Sta ff , at (916) 322-2985.

Sincerely,

Cheryl R. McCormick

ENNIFER WHITAKER
Program Budget Manager

cc: Marie Marron Berkuti, Finance Director/Treasurer, City of Solana Beach Jon Baker, Senior Auditor and Controller Manager, San Diego County

Attachment 3

Approved RPTTF Distribution July 2020 through June 2021			
	ROPSA	**ROPS B**	**ROPS 20-21 Total**
RPTTF Requested	$ 50,098	$ 101,004	$ 151,102
Administrative RPTTF Requested	0	0	0
Total RPTTF Requested	**50,098**	**101,004**	**151,102**
RPTTF Authorized	**50,098**	**101,004**	**151,102**
Administrative RPTTF Authorized	**0**	**0**	**0**
ROPS 17 -18 prior period adjustment (PPA)	(50,098)	(93,456)	(143,554)
Total RPTTF Approved for Distribution	**$ 0**	**$ 7,5481**	**$ 7,548**

Attachment 4

Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - Summary
Filed for the January 1, 2021 through June 30, 2021 Period

Successor Agency: Solana Beach
County: San Diego

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	ROPS 20-21B Authorized Amounts	ROPS 20-21B Requested Adjustments	ROPS 20-21B Amended Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ 44,450**	**$ (44,450)**	**$ -**
B Bond Proceeds	-	-	-
C Reserve Balance	44,450	(44,450)	-
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 101,004**	**$ 44,450**	**$ 145,454**
F RPTTF	101,004	21,200	122,204
G Administrative RPTTF	-	23,250	23,250
H Current Period Enforceable Obligations (A+E)	**$ 145,454**	**$ -**	**$ 145,454**

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.

Name Title

/s/

Signature Date

Attachment 4

Solana Beach
Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - ROPS Detail
January 1, 2021 through June 30, 2021

Item #	Project Name	Obligation Type	Total Outstanding Obligation	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		
			$5,213,362	**$-**	**$44,450**	**$-**	**$101,004**	**$-**	**$145,454**	**$-**	**$(44,450)**	**$-**	**$21,200**	**$23,250**	**$-**	
2	Trustee Services	Fees	$64,000	-	-	-	-	-	$-	-	-	-	-	-	$-	
3	Continuing Disclosure	Fees	$38,100	-	1,200	-	-	-	$1,200	-	(1,200)	-	1,200	-	$-	
4	Arbitrage	Fees	$20,100	-	-	-	-	-	$-	-	-	-	-	-	$-	
21	Legal Services	Litigation	$160,000	-	10,000	-	-	-	$10,000	-	(10,000)	-	10,000	-	$-	
22	Successor Agency Administrative Expenses	Admin Costs	$1,658,600	-	23,250	-	-	-	$23,250	-	(23,250)	-	-	23,250	$-	
24	2017 Tax Allocation Refunding Bond	Bonds Issued After 12/31/10	$3,112,562	-	-	-	101,004	-	$101,004	-	-	-	-	-	$-	
25	Legal Services	Litigation	$160,000	-	10,000	-	-	-	$10,000	-	(10,000)	-	10,000	-	$-	

Exhibit A

Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - Summary
Filed for the January 1, 2021 through June 30, 2021 Period

Successor Agency: Solana Beach
County: San Diego

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)	ROPS 20-21B Authorized Amounts	ROPS 20-21B Requested Adjustments	ROPS 20-21B Amended Total
A Enforceable Obligations Funded as Follows (B+C+D)	**$ 44,450**	**$ (44,450)**	**$ -**
B Bond Proceeds	-	-	-
C Reserve Balance	44,450	(44,450)	-
D Other Funds	-	-	-
E Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	**$ 101,004**	**$ 44,450**	**$ 145,454**
F RPTTF	101,004	21,200	122,204
G Administrative RPTTF	-	23,250	23,250
H Current Period Enforceable Obligations (A+E)	**$ 145,454**	**$ -**	**$ 145,454**

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.

Name Title

/s/

Signature Date

Exhibit A

Solana Beach
Amended Recognized Obligation Payment Schedule (ROPS 20-21B) - ROPS Detail
January 1, 2021 through June 30, 2021

Item #	Project Name	Obligation Type	Total Outstanding Obligation	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		
			$5,213,362	**$-**	**$44,450**	**$-**	**$101,004**	**$-**	**$145,454**	**$-**	**$(44,450)**	**$-**	**$21,200**	**$23,250**	**$-**	
2	Trustee Services	Fees	$64,000	-	-	-	-	-	$-	-	-	-	-	-	$-	
3	Continuing Disclosure	Fees	$38,100	-	1,200	-	-	-	$1,200	-	(1,200)	-	1,200	-	$-	
4	Arbitrage	Fees	$20,100	-	-	-	-	-	$-	-	-	-	-	-	$-	
21	Legal Services	Litigation	$160,000	-	10,000	-	-	-	$10,000	-	(10,000)	-	10,000	-	$-	
22	Successor Agency Administrative Expenses	Admin Costs	$1,658,600	-	23,250	-	-	-	$23,250	-	(23,250)	-	-	23,250	$-	
24	2017 Tax Allocation Refunding Bond	Bonds Issued After 12/31/10	$3,112,562	-	-	-	101,004	-	$101,004	-	-	-	-	-	$-	
25	Legal Services	Litigation	$160,000	-	10,000	-	-	-	$10,000	-	(10,000)	-	10,000	-	$-	

COUNTY OF SAN DIEGO

AGENDA ITEM

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

WILLIAM BABER

MARK BAKER

DR. BONNIE DOWD

KAYE HOBSON

MICHAEL PRINZ

MARK SCHIEL

DATE: September 17, 2020

3

TO: Countywide Redevelopment Successor Agency Oversight Board

SUBJECT: APPROVAL OF SPECIAL LIABILITY INSURANCE PROGRAM (SLIP) AND AUTHORIZATION TO SEEK REIMBURSEMENT FOR RELATED EXPENSES IN ACCORDANCE WITH HEALTH AND SAFETY CODE

SUMMARY:

Overview
At the request of the Oversight Board, County staff obtained Special Liability Insurance Program (SLIP) coverage in 2019. The purpose of the coverage is to protect Oversight Board members from damages and defense costs resulting from claims against appointed officials. Claims of this nature typically fall into the category of alleged wrongful acts in the performance of duties for a public entity.

Staff return to the Oversight Board today with a renewal proposal received from Alliant Insurance Services, Inc., as arranged through the Department of Human Resources Risk Management Division. The categories of insurance provided include personal injury (bodily injury and property damage), public officials errors and omissions, and fire damage. The coverage amount for personal injury and public officials errors and omissions is $7,000,000 per occurrence and the coverage amount for fire damages is $1,000,000 per occurrence. The annual premium and applicable fees total $7,103.19, which are considered oversight board administrative expenses eligible for reimbursement under Health and Safety Code regulations.

Recommendation(s)
Approve the purchase of a Special Liability Insurance Program (SLIP) policy renewal through Alliant Insurance Services, Inc., and authorize County staff to seek reimbursement for related expenses in accordance with Health & Safety Code regulations.

SUBJECT: APPROVAL OF SPECIAL LIABILITY INSURANCE PROGRAM (SLIP) AND AUTHORIZATION TO SEEK REIMBURSEMENT FOR RELATED EXPENSES IN ACCORDANCE WITH HEALTH AND SAFETY CODE

Fiscal Impact
Funds for this oversight board administrative request are available through distributions of Fiscal Year 2020-21 Redevelopment Property Tax Trust Fund revenues, as permitted under Health & Safety Code section 34179(f). There will be no fiscal impact to the County's General Fund, and no additional staff years required.

BACKGROUND:
On June 18, 2020, County staff delivered a presentation to the Oversight Board regarding the existing Special Liability Insurance Program (SLIP) policy coverage. A pre-application packet was completed by County staff to engage interest to similar terms and continue the existing policy. The purpose of the coverage is to protect Oversight Board members from damages and defense costs resulting from claims against appointed officials. Claims of this nature typically fall into the category of alleged wrongful acts in the performance of duties for a public entity.

County staff worked with the Department of Human Resources Risk Management Division to obtain a policy proposal through Alliant Insurance Services, Inc., a qualified and licensed insurance broker used by the County for locating specialized insurance coverage. Oversight Board counsel reviewed the proposed policy and found the terms to be satisfactory. The Oversight Board approved purchase of the policy at its October 17, 2019 regular meeting.

This policy is available for annual renewal upon approval from the Oversight Board. County staff return today with appropriate documentation for review and approval, including pricing and policy coverage information.

Respectfully submitted,

BRIAN HAGERTY
Financial Policy & Planning Director, FG3-OFP

ATTACHMENT(S)
A – Alliant Insurance Services, Inc. 2020-2021 Special Liability Insurance Program (SLIP) Insurance Proposal
B – Resolution No. OB-2020-024

SUBJECT: APPROVAL OF SPECIAL LIABILITY INSURANCE PROGRAM (SLIP) AND AUTHORIZATION TO SEEK REIMBURSEMENT FOR RELATED EXPENSES IN ACCORDANCE WITH HEALTH AND SAFETY CODE

AGENDA ITEM INFORMATION SHEET

PREVIOUS RELEVANT BOARD ACTIONS:
October 17, 2019 (H) – Approval of SLIP policy and authorization to see reimbursement for related expenses

MANDATORY COMPLIANCE:
N/A

CONTACT PERSON(S):

Movita McGee	Brian Hagerty
Name	Name
619-323-7301	619-531-5175
Phone	Phone
Movita.McGee@sdcounty.ca.gov	Brian.Hagerty@sdcounty.ca.gov
E-mail	E-mail

Countywide Redevelopment Successor Agency Oversight Board (San Diego, CA)

2020 - 2021

Special Liability Insurance Program (SLIP) Insurance Proposal

9/4/2020

Presented by: Chris Tobin, Senior Vice President

Alliant Insurance Services, Inc.
1301 Dove Street, Suite 200
Newport Beach, CA 92660
O 949 756 0271
F 619 699 0902
CA License No. 0C36861

www.alliant.com

ATTACHMENT A

Your Service Team

Chris Tobin, ARM-P Senior Vice President	ctobin@alliant.com	Phone: (949) 660-8143
John Peterson Assistant Vice President	jpeterson@alliant.com	Phone: (949) 260-5016
Sheryl Fitzgerald, CISR, CIC, CRM Account Manager - Lead	sfitzgerald@alliant.com	Phone:(949) 660-8161
Anne Krueger Assistant Account Manager	akrueger@alliant.com	Phone: (949) 260-5087
Patricia Guisler Account Manager	akrueger@alliant.com	Phone: (949) 660-8135

Your Service Team

Named Insured / Additional Named Insured's

Named Insured(s)

Countywide Redevelopment Successor Agency Oversight Board (San Diego, CA)

Additional Named Insured(s)

None reported

NAMED INSURED DISCLOSURE

- The first named insured is granted certain rights and responsibilities that do not apply to other policy named insureds and is designated to act on behalf of all insureds for making policy changes, receiving correspondence, distributing claim proceeds, and making premium payments.
- **Are ALL entities listed as named insureds?** Coverage is **not** automatically afforded to all entities unless specifically named. Confirm with your producer and service team that all entities to be protected are on the correct policy. Not all entities may be listed on all policies based on coverage line.
- Additional named insured is (1) a person or organization, other than the first named insured, identified as an insured in the policy declarations or an addendum to the policy declarations. (2) A person or organization added to a policy after the policy is written with the status of named insured. This entity would have the same rights and responsibilities as an entity named as an insured in the policy declarations (other than those rights and responsibilities reserved to the first named insured).
- Applies to Professional Liability, Pollution Liability, Directors & Officers Liability, Employment Practices Liability, Fiduciary Liability policies (this list not all inclusive). Check your Policy language for applicability. These policies provide protection to the Named Insured for claims made against it alleging a covered wrongful act. Coverage is not afforded to any other entities (unless specifically added by endorsement or if qualified as a "Subsidiary" pursuant to the policy wording) affiliated by common individual insured ownership or to which indemnification is otherwise contractually owed. If coverage is desired for affiliated entities or for contractual indemnities owed, please contact your Alliant Service Team with a full list of entities for which coverage is requested. With each request, include complete financials and ownership information for submission to the carrier. It should be noted, that the underwriter's acceptance of any proposed amendments to the policy, including expansion of the scope of "Insureds" under the policy could result in a potential diminution of the applicable limits of liability and/or an additional premium charge.

Special Liability Insurance Program – SLIP

INSURANCE COMPANY:	Great American E&S Insurance Company
A.M. BEST RATING:	A+, Superior; Financial Size Category XV; ($2 Billion or greater) pulled as of 8/21/19
STANDARD & POOR'S RATING:	A+ pulled as of 8/21/19
STATE STATUS:	Domestic Surplus Lines in OH; Non-Admitted in Washington D.C. and all other states
POLICY/COVERAGE TERM:	September 29, 2020 To September 29, 2021
POLICY NUMBER:	TBD
COVERAGE:	Liability Form on an Occurrence Basis

(Coverage applies only where checked)		**Limits**	**Deductible/SIR**
	Maximum Per Occurrence Limit for all Coverages Combined	$7,000,000.00	
X	Personal Injury (Including Bodily Injury and Property Damage)	$7,000,000.00	$5,000.00
	Broadcasters Liability		
	Educators Legal Liability		
X	Public Officials Errors and Omissions	$7,000,000.00	$5,000.00
	Nonprofit Directors and Officers Liability		
	Employment Practices Liability		
	Nose Coverage | Retro Date:		
	Owned Automobile Liability		
	Uninsured Motorist Coverage		
	Non-Owned and Hired Automobile Liability		

	Annual Aggregate Limits:	**Limits**
X	Products / Completed Operations	$7,000,000.00
X	Public Officials Errors and Omissions	$7,000,000.00
	Nonprofit Directors and Officers Liability	
	Employment Practices Liability	

Sub-Limits: (Coverage applies only where checked)		**Limits**	**Deductible/SIR:**
X	Fire Damage Liability (Sublimit of Personal Injury/Property Damage Coverage Limit) Capped at $1,000,000	$1,000,000.00	$5,000.00

Special Liability Insurance Program (SLIP) Coverage – Continued

Defense Inside/Outside the Limit:	Inside
Who has the Duty to Defend:	Carrier
Special Endorsements:	
Major Exclusions: (including but not limited to)	• Pathogens • Fiduciary Liability • Breach of Contract • Access or Disclosure of Confidential or Personal Information and Data Related Liability Limited Bodily Injury Exception Not Included • Workers' Compensation • Asbestos • Auto Liability (unless Owned Auto coverage provided) • Uninsured Motorist coverage except if Auto Liability marked X'd above, or unless coverage specifically requested and in file • Failure to Supply • Pollution Except for Hostile Fire and Vehicle Upset / Overturn coverage • Inverse Condemnation / Eminent Domain • Care, Custody, and Control • Medical Payment Coverage • Dam Liability • All Aircraft; Watercraft over 51 feet in length • Airports • Medical Malpractice (except incidental) • Subsidence • Nuclear Material • ERISA • Fungi or Bacteria • War or Terrorism • Securities and Financial Interest • Mold • Public Officials Errors & Omissions (if Directors & Officers Applies) • Directors & Officers (if Public Officials Errors & Omissions Applies) • Employment Practices Liability (Unless purchased) • Montrose Exclusion – Prior knowledge of incident or loss • Abuse & Molestation • Residential Construction • Athletic Participants • Transit Operations • Bodily Injury of Tenants or Guests of Tenants

Special Liability Insurance Program (SLIP) Coverage – Continued

Major Exclusions: - Continued
(including but not limited to)

for Habitational Risks
- Insurance Agent/Claims Administration/Mortgage Broker
- Lead

Annual Premium:

$	5,807.00	Premium
$	174.21	Taxes
$	14.52	Stamping Fee
$	667.81	Agency Fee
$	439.65	MGA Service Fee
$	**7,103.19**	**Total Cost**

MGA Service Fee is 100% earned.
Mid-term cancellations could have a short-rate penalty applied to the return premium.

Minimum Earned Premium: 25% of the annual premium

Terrorism Option: 5% of premium plus applicable taxes and fees.

Optional Coverage: None

Policy Auditable: Not Auditable

Conditions:

- Limits are exhausted by Indemnity and Defense Cost.
- Limits are Per Occurrence.
- There is no General Aggregate.
- Limits apply to each entity in the program.

This QUOTATION is subject to review and possible re-rating if there are any significant changes in operations, exposure or experience prior to carrier binding. Such significant changes include, but are not limited to, any declared or potential occurrence series, claims series or batch notices by or to the insured

Quote Valid Until: September 29, 2020

Binding Conditions:

- Signed Request to Bind Form
- Signed Surplus Lines Forms (where applicable)
- Signed TRIA indicating accept or decline the optional coverage
- Signed Flood Offering if declining coverage

See Disclaimer Page for Important Notices and Acknowledgement

Flood Offering

Flooding is a serious threat to both personal and commercial clients. Flooding can happen anywhere, not just zone referred to as high-risk areas (Special Flood Hazard Area). Your Alliant team is ready to explain how it works and the associated costs.

Basic Facts

Congress created the NFIP in 1968 in response to the rising cost of taxpayer-funded disaster relief for flood victims and the increasing amount of damage caused by floods. The NFIP makes federally backed flood insurance available in communities that agree to adopt and enforce floodplain management ordinances to reduce future flood damage. The NFIP is self-supporting for the average historical loss year. This means that unless there is a widespread disaster, operating expenses and flood insurance claims are financed through premiums collected.

Commercial buildings or residential dwellings owned by commercial entities are considered commercial property. All others are residential dwellings

The FEMA Summary for Commercial Property and FEMA Standard Summary of Coverage provides information on the following:

- Types of Flood Insurance Coverage
- What is a Flood- "a General and temporary condition of partial or complete inundation of two or more acres of normally dry land area"
- Deductibles – various options to meet your financial needs
- What is Covered and What is Not
- The valuation of the Property – Actual Cash Value or Replacement Cost

Additional Information

- Flood Zones-
  - https://www.fema.gov/flood-zones
- Excess Flood Insurance (contact your Producer for additional information)
  - Increased limits over the maximum flood limit provided by NFIP

FEMA Glossary of Flood Terms

https://www.fema.gov/national-flood-insurance-program/definitions

---

If you do NOT wish to purchase flood insurance your signature is required below:

Signature: _____ Date: _____

Name Printed / Typed: _____

Company Name: _____

Optional Coverages

The following represents a list of insurance coverages that may not be included in this proposal, but are optional and may be available with further underwriting information.

Target Coverages

CRIME (may include Employee Dishonesty, Computer Fraud, Social Engineering, etc.)

CYBER RISK

UMBRELLA (Increased Liability Limits)

FLOOD INSURANCE

MANAGEMENT LIABILITY
Directors & Officers Liability
Employment Practices Liability
Fiduciary Liability

Other Coverage Options

Note some of these coverages may be included with limitations or insured elsewhere. This is a partial listing as you may have additional risks not contemplated here which are unique to your organization.

Business Income/Extra Expense
Earthquake
Employed Lawyers
Employee Benefits Liability
Equipment Breakdown
Food Borne Illness
Foreign Insurance
Garagekeepers Liability
Hired Auto Physical Damage
Kidnap & Ransom
Law Enforcement Liability
Media and Publishers Liability
Network Security / Privacy Liability and Internet Media Liability
Non-Owned & Hired Automobile Liability
Pollution Liability
Owned/Non-Owned Aircraft
Owned Watercraft
Professional Liability
Property in Transit
Property of Others (Clients, Employees, Other)
Special Events Liability
Spoilage
Student Accident
Volunteer Accidental Death & Dismemberment (AD&D)
Workers Compensation & Employers Liability
Workplace Violence

Glossary of Insurance Terms

Below are links to assist you in understanding the insurance terms you may find within your insurance policies:

http://insurancecommunityuniversity.com/university-resources/insurance-glossary-free
http://www.ambest.com/resource/glossary.html
http://www.irmi.com/online/insurance-glossary/default.aspx

Disclosures

This proposal of insurance is provided as a matter of convenience and information only. All information included in this proposal, including but not limited to personal and real property values, locations, operations, products, data, automobile schedules, financial data and loss experience, is based on facts and representations supplied to Alliant Insurance Services, Inc. by you. This proposal does not reflect any independent study or investigation by Alliant Insurance Services, Inc. or its agents and employees.

Please be advised that this proposal is also expressly conditioned on there being no material change in the risk between the date of this proposal and the inception date of the proposed policy (including the occurrence of any claim or notice of circumstances that may give rise to a claim under any policy which the policy being proposed is a renewal or replacement). In the event of such change of risk, the insurer may, at its sole discretion, modify, or withdraw this proposal, whether or not this offer has already been accepted.

This proposal is not confirmation of insurance and does not add to, extend, amend, change, or alter any coverage in any actual policy of insurance you may have. All existing policy terms, conditions, exclusions, and limitations apply. For specific information regarding your insurance coverage, please refer to the policy itself. Alliant Insurance Services, Inc. will not be liable for any claims arising from or related to information included in or omitted from this proposal of insurance.

Alliant embraces a policy of transparency with respect to its compensation from insurance transactions. Details on our compensation policy, including the types of income that Alliant may earn on a placement, are available on our website at www.alliant.com. For a copy of our policy or for any inquiries regarding compensation issues pertaining to your account you may also contact us at: Alliant Insurance Services, Inc., Attention: General Counsel, 701 B Street, 6th Floor, San Diego, CA 92101.

Analyzing insurers' over-all performance and financial strength is a task that requires specialized skills and in-depth technical understanding of all aspects of insurance company finances and operations. Insurance brokerages such as Alliant Insurance typically rely upon rating agencies for this type of market analysis. Both A.M. Best and Standard and Poor's have been industry leaders in this area for many decades, utilizing a combination of quantitative and qualitative analysis of the information available in formulating their ratings.

A.M. Best has an extensive database of nearly 6,000 Life/Health, Property Casualty and International companies. You can visit them at www.ambest.com. For additional information regarding insurer financial strength ratings visit Standard and Poor's website at www.standardandpoors.com.

Our goal is to procure insurance for you with underwriters possessing the financial strength to perform. Alliant does not, however, guarantee the solvency of any underwriters with which insurance or reinsurance is placed and maintains no responsibility for any loss or damage arising from the financial failure or insolvency of any insurer. We encourage you to review the publicly available information collected to enable you to make an informed decision to accept or reject a particular underwriter. To learn more about companies doing business in your state, visit the Department of Insurance website for that state.

New York Regulation 194

Alliant Insurance Services, Inc. is an insurance producer licensed by the State of New York. Insurance producers are authorized by their license to confer with insurance purchasers about the benefits, terms and conditions of insurance contracts; to offer advice concerning the substantive benefits of particular insurance contracts; to sell insurance; and to obtain insurance for purchasers. The role of the producer in any particular transaction typically involves one or more of these activities.

Compensation will be paid to the producer, based on the insurance contract the producer sells. Depending on the insurer(s) and insurance contract(s) the purchaser selects, compensation will be paid by the insurer(s) selling the insurance contract or by another third party. Such compensation may vary depending on a number of factors, including the insurance contract(s) and the insurer(s) the purchaser selects. In some cases, other factors such as the volume of business a producer provides to an insurer or the profitability of insurance contracts a producer provides to an insurer also may affect compensation.

The insurance purchaser may obtain information about compensation expected to be received by the producer based in whole or in part on the sale of insurance to the purchaser, and (if applicable) compensation expected to be received based in whole or in part on any alternative quotes presented to the purchaser by the producer, by requesting such information from the producer.

Privacy

At Alliant, one of our top priorities is making sure that the information we have about you is protected and secure. We value our relationship with you and work hard to preserve your privacy and ensure that your preferences are honored. At the same time, the very nature of our relationship may result in Alliant's collecting or sharing certain types of information about you in order to provide the products and services you expect from us. Please take the time to read our full Privacy Policy posted at www.alliant.com, and contact your Alliant service team should you have any questions.

Other Disclosures/Disclaimers

Ohio Domestic Surplus Lines

A carrier classified as a domestic surplus lines insurer in Ohio must meet the same capital and surplus requirement imposed on foreign (other states and U.S. territories) insurers and is prohibited from writing coverage as an admitted insurer. The full laws and rules can be found here:
http://codes.ohio.gov/orc/3905.332v1

FATCA

The Foreign Account Tax Compliance Act (FATCA) requires the notification of certain financial accounts to the United States Internal Revenue Service. Alliant does not provide tax advice so please contact your tax consultant for your obligation regarding FATCA.

NRRA

(Applicable if the insurance company is non-admitted)
The Non-Admitted and Reinsurance Reform Act (NRRA) went into effect on July 21, 2011. Accordingly, surplus lines tax rates and regulations are subject to change which could result in an increase or decrease of the total surplus lines taxes and/or fees owed on this placement. If a change is required, we will promptly notify you. Any additional taxes and/or fees must be promptly remitted to Alliant Insurance Services, Inc.

Guaranty Funds

Established by law in every state, Guaranty Funds are maintained by the state's insurance commissioner to protect policyholders in the event that an insurer becomes insolvent or is unable to meet its financial obligations. If your insurance carrier is identified as 'Non-Admitted', your policy is not protected by your state's Guaranty Fund.

Other Disclosures/Disclaimers (continued)

Claims Reporting

Your policy will come with specific claim reporting requirements. Please make sure you understand these obligations. Contact your Alliant Service Team with any questions.

Claims Made Policy

(Applicable to any coverage that is identified as claims made)
This claims-made policy contains a requirement stating that this policy applies only to any claim first made against the Insured and reported to the insurer during the policy period or applicable extended reporting period. Claims must be submitted to the insurer during the policy period, or applicable extended reporting period, as required pursuant to the Claims/Loss Notification Clause within the policy in order for coverage to apply. Late reporting or failure to report pursuant to the policy's requirements could result in a disclaimer of coverage by the insurer.

Any Employment Practices Liability (EPL) or Directors & Officers (D&O) with EPL coverage must give notice to the insurer of any charges / complaints brought by any state / federal agency (i.e. EEOC and similar proceedings) involving an employee. To preserve your rights under the policy, it is important that timely notice be given to the insurer, whether or not a right to sue letter has been issued.

Changes and Developments

It is important that we be advised of any changes in your operations, which may have a bearing on the validity and/or adequacy of your insurance. The types of changes that concern us include, but are not limited to, those listed below:

- Changes in any operations such as expansion to another state, new products, or new applications of existing products.
- Travel to any state not previously disclosed.
- Permanent operations outside the United States, Canada or Puerto Rico.
- Mergers and/or acquisition of new companies and any change in business ownership, including percentages.
- Any newly assumed contractual liability, granting of indemnities or hold harmless agreements.
- Any changes in existing premises including vacancy, whether temporary or permanent, alterations, demolition, etc. Also, any new premises either purchased, constructed or occupied
- Circumstances which may require an increased liability insurance limit.
- Any changes in fire or theft protection such as the installation of or disconnection of sprinkler systems, burglar alarms, etc. This includes any alterations to the system.
- Immediate notification of any changes to a scheduled of equipment, property, vehicles, electronic data processing, etc.
- Property of yours that is in transit, unless previously discussed and/or currently insured.

Other Disclosures/Disclaimers (continued)

Certificates / Evidence of Insurance

A Certificate or Evidence is issued as a matter of information only and confers no rights upon the certificate holder. The certificate does not affirmatively or negatively amend, extend or alter the coverage afforded by a policy, nor does it constitute a contract between the issuing insurer(s), authorized representative, producer or recipient.

You may have signed contracts, leases or other agreements requiring you to provide this evidence. In those agreements, you may assume obligations and/or liability for others (Indemnification, Hold Harmless) and some of the obligations that are not covered by insurance. We recommend that you and your legal counsel review these documents.

In addition to providing a Certificate or Evidence of Insurance, you may be required to name your landlord, client or customer on your policy as a loss payee on property insurance or as an additional insured on liability insurance. This is only possible with permission of the insurance company, added by endorsement and, in some cases, an additional premium.

By naming the certificate holder as additional insured, there are consequences to your risks and insurance policy including:

- Your policy limits are now shared with other entities; their claims involvement may reduce or exhaust your aggregate limit.
- Your policy may provide higher limits than required by contract; your full limits can be exposed to the additional insured.
- There may be conflicts in defense when your insurer has to defend both you and the additional insured.
- An additional insured endorsement will most likely not provide notification of cancellation. Some insurance companies use a “blanket” additional insured endorsement that provides coverage automatically when it is required in a written contract. Most insurance companies do not want to be notified of all additional insureds when there is a blanket endorsement on the policy. If a notice of cancellation is required for the additional insured party, you must notify us immediately and we will request an endorsement from your insurance company. There may be an additional premium for adding a notice of cancellation endorsement for an additional insured.

See Request to Bind Coverage page for acknowledgment of all disclaimers and disclosures.

Request to Bind Coverage

Countywide Redevelopment Successor Agency Oversight Board (San Diego, CA)

We have reviewed the proposal and agree to the terms and conditions of the coverages presented. We are requesting coverage to be bound as outlined by coverage line below:

Coverage Line	Bind Coverage for:
Special Liability Insurance Program (SLIP)	☐

This Authorization to Bind Coverage also acknowledges receipt and review of all disclaimers and disclosures, including exposures used to develop insurance terms, contained within this proposal.

_____ _____

Signature of Authorized Representative **Date**

_____

Title

_____

Printed / Typed Name

This proposal does not constitute a binder of insurance. Binding is subject to final carrier approval. The actual terms and conditions of the policy will prevail.

Resolution No: OB-2020-024 ATTACHMENT B

Meeting Date: 09/17/2020

A RESOLUTION OF THE SAN DIEGO COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD APPROVING FISCAL YEAR 2020-2021 SPECIAL LIABILITY INSURANCE PROGRAM (SLIP) FOR THE COUNTYWIDE REDEVELOPMENT SUCCESSOR AGENCY OVERSIGHT BOARD

WHEREAS, the Countywide Redevelopment Successor Agency Oversight Board ("Oversight Board") has been established to direct the county Successor Agencies to take certain actions to wind down the affairs of the Redevelopment Agencies in accordance with California Health and Safety Code; and

WHEREAS, certain actions taken by the Oversight Board may result in legal claims regarding alleged wrongdoing in the performance of the required duties of public officials; and

WHEREAS, the Oversight Board has expressed interest in the renewal policy coverage of a Special Liability Insurance Program (SLIP) that provides coverage against damages and defense costs arising from such claims; and

WHEREAS, the County staff have obtained a satisfactory proposal from Alliant Insurance Services, Inc. providing such coverage for an annual amount of $7,103.19 in premiums and related fees, reimbursable from Redevelopment Property Tax revenues under Health and Safety Code as an allowable oversight board administrative expense;

NOW, THEREFORE, BE IT RESOLVED by the Oversight Board that the Special Liability Insurance Program (SLIP) insurance policy for Fiscal Year 2020-2021 is approved.

PASSED AND ADOPTED by the Oversight Board at a duly noticed meeting of the Oversight Board held on September 17, 2020.

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

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Chair, Oversight Board