

**RESOLUTION NO. 1- 2018**

**A RESOLUTION APPROVING AND ADOPTING THE  
12th RECOGNIZED OBLIGATION PAYMENT SCHEDULE  
(ROPS 2018-2019) FOR THE TIME PERIOD OF  
JULY 01, 2018 THROUGH JUNE 30, 2019,  
PURSUANT TO SECTION 31471(h) AND 34177(l)(1)  
OF THE CALIFORNIA REDEVELOPMENT LAW**

**THE OVERSIGHT BOARD  
Successor Agency for the City of Clayton, California**

**WHEREAS**, pursuant to the California Community Redevelopment Law (Health and Safety Code Section 33000 et seq.; the "Redevelopment Law"), the City Council (the "City Council") of the City of Clayton (the "City") adopted in accordance with the California Community Redevelopment Law, City Ordinance No. 243 on July 20, 1987 adopting the Redevelopment Plan for the Clayton Redevelopment Project Area (the "Redevelopment Plan"), as amended from time to time; and

**WHEREAS**, the Redevelopment Agency of the City of Clayton (the "Agency") is responsible for implementing the Redevelopment Plan pursuant to said Redevelopment Law; and

**WHEREAS**, Assembly Bill X1 26 (the "Dissolution Act") and Assembly Bill X1 27 (the "Alternative Redevelopment Program Act") were enacted by the State of California on June 28, 2011, to significantly modify the Community Redevelopment Law and to end the existence of or modify continued operation of redevelopment agencies throughout the state (Health & Safety Code §33000, et seq.; the "Redevelopment Law"); and

**WHEREAS**, on August 11, 2011, the California Supreme Court agreed to review the California Redevelopment Association and League of California Cities' petition challenging the constitutionality of these Redevelopment Restructuring Acts; and

**WHEREAS**, on December 29, 2011, the California Supreme Court ruled that the Dissolution Act is largely constitutional and the Alternative Redevelopment Program Act is unconstitutional; and

**WHEREAS**, the Court's decision means that all California redevelopment agencies, including the Clayton Redevelopment Agency, are now terminated and have been automatically dissolved on February 1, 2012 pursuant to the Dissolution Act; and

**WHEREAS**, on January 17, 2012 by Resolution No. 03-2012, the Clayton City Council did exercise its priority right and took action to become the Successor Agency and the Successor Housing Agency of the former Clayton Redevelopment Agency; and

**WHEREAS**, November 30, 2017 the California Department of Finance (DOF) posted instructions for completing the 12<sup>th</sup> Recognized Obligation Payment Schedule (ROPS 2018-2019) covering the time period of July 1, 2018 through June 30, 2019, including the requirement that the ROPS 2018-2019 must be approved by its Oversight Board and submitted electronically to the DOF by February 1, 2018; and

**WHEREAS**, under Title 14 of the California Code of Regulations, Section 15378(b)(4), the approval of the ROPS is exempt from the requirements of the California Environmental Quality Act ("CEQA") in that it is not a project, but instead consists of the continuation of an existing governmental funding mechanism for potential future projects and programs, and does not commit funds to any specific project or program because it merely lists enforceable obligations previously entered into and approved by the former Clayton Redevelopment Agency; and

**WHEREAS**, on January 26, 2018 the City of Clayton Successor Agency Oversight Board has reviewed and duly considered the Staff Report, the proposed 12<sup>th</sup> Recognized Obligation Payment Schedule (ROPS 2018-2019), plus documents and other written evidence presented at the meeting.

**NOW, THEREFORE, BE IT RESOLVED** that the Oversight Board for the Successor Agency does hereby find the above Recitals are true and correct and have served, together with the supporting documents, as the basis for the findings and approvals set forth below.

**BE IT FURTHER RESOLVED** that the Oversight Board does hereby approve and adopt the 12<sup>th</sup> Recognized Obligation Payment Schedule (ROPS 2018-2019), attached hereto as "Exhibit A" and incorporated herein as if fully set forth in this Resolution.

**BE IT FURTHER RESOLVED** that the Oversight Board authorizes and directs its City Manager or the City Manager's designee to: (1) post the 12<sup>th</sup> Recognized Obligation Payments Schedule (Exhibit A) on the City's website; (2) designate a City representative to whom all questions related to the 12<sup>th</sup> Recognized Obligation Payment Schedule can be directed; (3) notify, by mail or electronic means, the County Auditor-Controller, the State Department of Finance, and the State Controller of the Oversight Board's action to adopt the 12<sup>th</sup> Recognized Obligation Payment Schedule (ROPS 2018-2019), and to provide those persons with the internet website location of the posted schedule and the contact information for the City's designated contact; and (4) to take such other actions and execute such other documents as are appropriate to effectuate the intent of this Resolution and to implement the Recognized Obligation Payment Schedule on behalf of the Oversight Board, Successor Agency, and the City.

**BE IT FURTHER RESOLVED** that if any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Resolution or of Exhibit A, or any part thereof is for any reason held to be unconstitutional, invalid or ineffective, such decision shall not affect the validity or effectiveness of the remaining portions of this Resolution, Exhibit A or any part thereof. The Successor Agency Oversight Board hereby declares that it

would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Resolution or of Exhibit A irrespective of the fact that one or more sections, subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. To this end the provisions of this Resolution and of Exhibit A are declared to be severable.

**AND BE IT FURTHER RESOLVED** that this Resolution shall and does take immediate effect upon its adoption.

**PASSED, APPROVED AND ADOPTED** by the Oversight Board for the Successor Agency of the City of Clayton, California at a regular public meeting thereof held on the 26<sup>th</sup> day of January 2018 by the following vote:

AYES: Catalano, Gentry, Richardson, Mitchoff, Hild.

NOES: None.

ABSENT: Impastato, Nicholas.

ABSTAIN:

THE OVERSIGHT BOARD FOR THE  
SUCCESSOR AGENCY FOR THE  
CITY OF CLAYTON, CA

  
\_\_\_\_\_  
Dan Richardson, Chair

ATTEST:

  
\_\_\_\_\_  
Laura Hoffmeister, Clerk of the Board

**Recognized Obligation Payment Schedule (ROPS 18-19) - Summary**

Filed for the July 1, 2018 through June 30, 2019 Period

Successor Agency: Clayton  
 County: Contra Costa

	18-19A Total (July - December)	18-19B Total (January - June)	ROPS 18-19 Total
<b>Current Period Requested Funding for Enforceable Obligations (ROPS Detail)</b>			
<b>A Enforceable Obligations Funded as Follows (B+C+D):</b>	<b>\$ 158,487 \$</b>	<b>11,726 \$</b>	<b>170,213</b>
B Bond Proceeds	36,490	11,726	48,216
C Reserve Balance	-	-	-
D Other Funds	121,997	-	121,997
<b>E Redevelopment Property Tax Trust Fund (RPTTF) (F+G):</b>	<b>\$ 548,106 \$</b>	<b>140,184 \$</b>	<b>688,290</b>
F RPTTF	423,106	15,184	438,290
G Administrative RPTTF	125,000	125,000	250,000
<b>H Current Period Enforceable Obligations (A+E):</b>	<b>\$ 706,593 \$</b>	<b>151,910 \$</b>	<b>858,503</b>

Certification of Oversight Board Chairman:  
 Pursuant to Section 34177 (c) 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.

DANIEL RICHARDSON      CHAIRMAN  
 Name      Title  
[Signature]      1/26/18  
 Signature      Date



**Clayton Recognized Obligation Payment Schedule (ROPS 18-19) - Report of Cash Balances**  
**July 1, 2015 through June 30, 2016**  
**(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. For tips on how to complete the Report of Cash Balances Form, see [INSERT URL LINK TO CASH BALANCE TIPS SHEET]													
A	B	C	D	E	F	G	H	I	Fund Sources				
									Bond Proceeds	Reserve Balance	Other		
Cash Balance Information for ROPS 15-16 Actuals (07/01/15 - 06/30/16)		Bonds issued on or before 12/31/10	Bonds issued on or after 01/01/11	Prior ROPS and DDR RPTTF balances retained	Prior ROPS and RPTTF distributed as reserve for future period(s)	Rent, grants, interest, etc.	Non-Admin and Admin	Comments					
<b>1</b>	<b>Beginning Available Cash Balance (Actual 07/01/15)</b>	274,093	-	1,325,017	-	111,832	8,921						
<b>2</b>	<b>Revenue/Income (Actual 06/30/16)</b> RPTTF amounts should tie to the ROPS 15-16 total distribution from the County Auditor-Controller during June 2015 and January 2016.	14	-	368,286	-	24,332	588,829						E2- \$368,286 pertains to receipt from City General Fund pursuant to DOF final approval of All Other Funds DDR.
<b>3</b>	<b>Expenditures for ROPS 15-16 Enforceable Obligations (Actual 06/30/16)</b>	85,413	-	1,632,606	-	-	591,700						E3- Includes payment to County Auditor Controller's Office of \$1,256,182 pursuant to the DOF Determination Letter on the All Other Funds DDR. Also includes repayment to City of Clayton on the 2% Election Agreement of \$376,424.
<b>4</b>	<b>Retention of Available Cash Balance (Actual 06/30/16)</b> RPTTF amount retained should only include the amounts distributed as reserve for future period(s)	-	-	-	-	-	-						
<b>5</b>	<b>ROPS 15-16 RPTTF Balances Remaining</b>	No entry required											
<b>6</b>	<b>Ending Actual Available Cash Balance (06/30/16)</b> C to G = (1 + 2 - 3 - 4), H = (1 + 2 - 3 - 4 - 5)	\$ 188,694	\$ -	\$ 60,697	\$ -	\$ 136,164	\$ 6,050						

