

AGENDA



Oversight Board of the City of Garden Grove
as Successor Agency to the Garden Grove
Agency
for Community Development

Wednesday, September 14, 2016

2:00 PM

Community Meeting Center, 11300 Stanford
Avenue, Garden Grove, CA 92840

Meeting Assistance: Any person requiring auxiliary aids and services, due to a disability, to address the Oversight Board, should contact the City Clerk's Office 72 hours prior to the meeting to arrange for accommodations. Phone: 714) 741-5040.

Agenda Item Descriptions: Are intended to give a brief, general description of the item. The Oversight Board may take legislative action deemed appropriate with respect to the item and is not **limited** to the recommended action indicated in staff reports or the agenda.

Documents/Writings: Any revised or additional documents/writings related to an item on the agenda distributed to all or a majority of the Board Members within 72 hours of a meeting, are made available for public inspection at the same time (1) in the City Clerk's Office at 11222 Acacia Parkway, Garden Grove, CA 92840, during normal business hours; (2) on the City's website as an attachment to the Oversight Board meeting agenda; and (3) at the Council Chamber at the time of the meeting.

Public Comments: Members of the public desiring to address the Oversight Board are requested to complete a **pink speaker card** indicating their name and address, and identifying the subject matter they wish to address. This card should be given to the Secretary prior to the start of the meeting. General comments are made during "Oral Communications," and should be limited to matters under consideration and/or what the Oversight Board has jurisdiction over. Persons wishing to address the Oversight Board regarding a Public Hearing matter will be called to the podium at the time the matter is being considered.

Manner of Addressing the Oversight Board: After being called by the Chair, you may approach the podium, it is requested that you state your name for the record, and proceed to address the Oversight Board. All remarks and questions should be addressed to the Oversight Board as a whole and not to individual Board Members or staff members. Any person making impertinent, slanderous, or profane remarks or who becomes boisterous while addressing the Oversight Board shall be called to order by the Chair. If such conduct continues, the Chair may order the person barred from addressing the Oversight Board any further during that meeting.

Time Limitation: Speakers must limit remarks for a total of three (3) minutes. When any group of persons wishes to address the Oversight Board on the same subject matter, the Chair may request a spokesperson be chosen to represent the group, so as to avoid unnecessary repetition. At the Oversight Board's discretion, a limit on the total amount of time for public comments during Oral Communications and/or a further limit on the time allotted to each speaker during Oral Communications may be set.

PLEASE SILENCE YOUR CELL PHONES DURING THE MEETING.

AGENDA

Open Session

-
2:00 PM

ROLL CALL: MEMBER DUNN, MEMBER GUERRERO, MEMBER SANCHEZ, VICE CHAIR JONES, CHAIR DALTON

PLEDGE OF ALLEGIANCE TO THE FLAG

1. ORAL COMMUNICATIONS

2. CONSENT ITEMS

2.a. Receive and file minutes from the March 23, 2016, meeting. (*Action Item*)

3. PUBLIC HEARINGS

4. ITEMS FOR CONSIDERATION

4.a. Adoption of a Resolution approving the Amended Recognized Obligation Payment Schedule (ROPS 16-17 B). (*Action Item*)

5. MATTERS FROM THE CHAIR, BOARD MEMBERS AND DIRECTOR

6. ADJOURNMENT

Oversight Board

INTER-DEPARTMENT MEMORANDUM

To: Scott C. Stiles From: Kathy Bailor
Dept.: Director Dept.: City Clerk
Subject: Receive and file minutes Date: 9/14/2016
from the March 23, 2016,
meeting. (*Action Item*)

Attached are the minutes from the March 23, 2016, Oversight Board meeting.

ATTACHMENTS:

Description	Upload Date	Type	File Name
Minutes	9/6/2016	Cover Memo	ob-min_03_23_2016.pdf



MINUTES

Regular Meeting

OVERSIGHT BOARD OF THE CITY OF GARDEN GROVE AS SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT

Community Meeting Center, Council Chamber
11300 Stanford Avenue, Garden Grove, CA 92840

March 23, 2016

Open Session

2:11 p.m.

ROLL CALL: Member Dunn, Member Guerrero, Member Mefford, Vice Chair Jones,
Chair Dalton

Member Dunn absent.

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA
Led by Member Mefford.

1. ORAL COMMUNICATIONS: None.

2. CONSENT ITEMS:

2.a. Receive and file the minutes from the January 27, 2016, meeting.
(F: Vault)

Action: Received and filed.

Motion: Mefford Seconded: Jones

The motion carried by a 4-0-1 vote as follows:

Ayes: (4) Dalton, Guerrero, Jones, Mefford

Noes: (0) None

Absent: (1) Dunn

3. ITEMS FOR CONSIDERATION:

3.a. Adoption of a Resolution approving an Easement Termination
Agreement for the Simpson Chevrolet sign located at 1010 Trask
Avenue, Garden Grove. (F: A-84.1)

Action: Resolution No. 49-16 adopted.

MEMBERS: MEMBER DUNN, MEMBER GUERRERO, MEMBER MEFFORD,
VICE CHAIR JONES, CHAIR DALTON

Motion: Mefford Seconded: Dalton

The motion carried by a 4-0-1 vote as follows:

Ayes:	(4)	Dalton, Guerrero, Jones, Mefford
Noes:	(0)	None
Absent:	(1)	Dunn

4. MATTERS FROM CHAIR, BOARD MEMBERS, AND DIRECTOR:

Director Stiles noted that the Recognized Obligation Payment Schedule (ROPS) that were approved by the Oversight Board in January are under consideration at the Department of Finance.

5. ADJOURNMENT: 2:16 p.m.

TERESA POMEROY, CMC
DEPUTY SECRETARY

Oversight Board

INTER-DEPARTMENT MEMORANDUM

To:	Scott C. Stiles	From:	Lisa L. Kim
Dept.:	Director	Dept.:	Community and Economic Development
Subject:	Adoption of a Resolution approving the Amended Recognized Obligation Payment Schedule (ROPS 16-17 B). (<i>Action Item</i>)	Date:	9/14/2016

OBJECTIVE

The purpose of this report is to request that the Oversight Board adopt a Resolution approving the Amended Recognized Obligation Payment Schedule for the 16-17 B period of January 1, 2017, to June 30, 2017 ("ROPS 16-17 B"), subject to review and approval by the State Department of Finance ("DOF").

BACKGROUND

The Successor Agency to the Garden Grove Agency for Community Development ("Successor Agency") is performing its functions under the Dissolution Law, Parts 1.8 and 1.85 of the Health and Safety Code, as amended by Assembly Bill 1484 and other subsequent legislation including Senate Bill 107 ("SB 107") (together, "Dissolution Law"), to administer the enforceable obligations and wind-down activities of the former Agency, all subject to the review and approval by an Oversight Board.

At previous meetings of the Successor Agency and Oversight Board, all prior Recognized Obligation Payment Schedules ("ROPS") were approved with certain modifications by DOF. All prior ROPS were for six-month fiscal periods. SB 107 modified the ROPS process and establishes an annual ROPS starting with ROPS 16-17 and provides for a one time amendment to annual ROPS. The ROPS is "the document setting forth the minimum payment amounts and due dates of payments required by enforceable obligations for each fiscal year as provided in subdivision (o) of Section 34177."

Under the Dissolution Law, the Successor Agency may consider an amendment to ROPS 16-17 covering the B period of January 1, 2017, to June 30, 2017, and the Amended ROPS 16-17 B must be submitted to the DOF no later than October 1, 2016. An amendment to ROPS 16-17 has been prepared to carry over Redevelopment Property Tax Trust Fund ("RTTPF") from the A period to the B period for certain Line Items.

The amended Line Items on ROPS 16-17 B are detailed as follows:

1. Line Item #19 - Waterpark Hotel DDA, increase budget by \$50,000. This amount was previously approved for the ROPS 16-17 A period; however, all work and expenses incurred to fulfill the obligations of the DDA will occur during the ROPS 16-17 B period.
2. Line Item #22 - Brookhurst Triangle DDA, increase budget by \$500,000. This amount was previously approved for the ROPS 16-17 A period; however, all work and expenses incurred to fulfill the obligations of the DDA will occur during the ROPS 16-17 B period.

The table below highlights the proposed amendment to the A and B periods in ROPS 16-17 that would increase \$550,000 into the B period from the Redevelopment Property Tax Trust Fund ("RPTTF").

Annual ROPS 16-17 (7/1/16- 6/30/16)	Administrative ROPS 16-17 Annual Budget	Approved A Period (7/1/16- 12/31/16)	Approved B Period (1/1/17- 6/30/17)	Total RPTTF Disbursement
\$20,010,381	\$477,489	\$9,948,304	\$10,062,077	\$20,010,381
Amendment ROPS 16-17 (7/1/16- 6/30/17)	Amended Administrative ROPS 16-17 Annual Budget	Amended A Period (7/1/16- 12/31/16)	Amended B Period (1/1/17- 6/30/17)	Total RPTTF Disbursement
\$20,010,381	\$477,489	\$9,398,304	\$10,612,077	\$20,010,381

FINANCIAL IMPACT

None until approved by the DOF. If the DOF approves the Amended ROPS as submitted, the Successor Agency will increase its previously authorized ROPS 16-17 B distribution amount of \$10,062,077 to \$10,612,077, a difference of \$550,000 for the period of January 1, 2017 to June 30, 2017, to pay the Successor Agency's enf

ATTACHMENTS:

Description	Upload Date	Type	File Name
Resolution	9/6/2016	Backup Material	Approving_ROPS_16-17_B.pdf
Amended ROPS	9/6/2016	Backup Material	Amended_ROPS_16-17B.pdf

OVERSIGHT BOARD

RESOLUTION NO. ____

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT APPROVING THE AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE 16-17 B FOR THE PERIOD OF JANUARY 1, 2017 TO JUNE 30, 2017, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE STATE DEPARTMENT OF FINANCE UNDER CALIFORNIA HEALTH AND SAFETY CODE, DIVISION 24, PART 1.85; AUTHORIZING THE POSTING AND TRANSMITTAL THEREOF; AND AUTHORIZING THE COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR, IN CONSULTATION WITH LEGAL COUNSEL, TO MAKE AUGMENTATIONS, MODIFICATIONS, ADDITIONS OR REVISIONS AS MAY BE NECESSARY OR DIRECTED BY DOF.

WHEREAS, the Garden Grove Agency for Community Development ("Former Agency") was established as a community redevelopment agency that was previously organized and existing under the California Community Redevelopment Law, Health and Safety Code Sections 33000, *et seq.*, and previously authorized to transact business and exercise the powers of a redevelopment agency pursuant to action of the City Council ("City Council") of the City of Garden Grove ("City"); and

WHEREAS, Assembly Bill x1 26 added Parts 1.8 and 1.85 to Division 24 of the California Health and Safety Code, which caused the dissolution of all redevelopment agencies and wind down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 and by other subsequent legislation, and most recently by Senate Bill 107 (together, the "Dissolution Law"); and

WHEREAS, as of February 1, 2012 the former Agency was dissolved pursuant to the Dissolution Law, and, as a separate public entity, corporate and politic, the Successor Agency to the Garden Grove Agency for Community Development ("Successor Agency") administers the enforceable obligations of the former Agency and otherwise unwinds the former Agency's affairs, all subject to the review and approval by a seven-member oversight board ("Oversight Board"); and

WHEREAS, Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Law; and

WHEREAS, Sections 34177(m), 34177(o) and 34179 provide that each ROPS is submitted to, reviewed and approved by the Successor Agency and then reviewed and approved by the Oversight Board before final review and approval by the State Department of Finance ("DOF"); and

WHEREAS, Section 34177(o) of the Dissolution Law requires that the annual ROPS for the 16-17 fiscal period of July 1, 2016 to June 30, 2017 ("ROPS 16-17") inclusive, and for each period from July 1 to June 30, inclusive, thereafter, shall be submitted to the DOF by

the Successor Agency, after approval by the Oversight Board, no later than February 1, 2016, and each February 1 thereafter; and

WHEREAS, Section 34177(E) provides that once per ROPS period, and no later than October 1, a Successor Agency may submit one amendment to the ROPS if the Oversight Board makes a finding that a revision is necessary for payment of approved enforceable obligations during the second one-half of the ROPS period 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, the Oversight Board has reviewed the Amended ROPS 16-17 B prepared, approved, and presented by the Successor Agency and desires to approve the Amended ROPS 16-17 B, and desires to authorize the Successor Agency, to cause posting of Amended ROPS 16-17 B on the City's website: <http://www.ci.garden-grove.ca.us/> and to direct transmittal of such ROPS to the DOF, with copies to the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office.

NOW, THEREFORE, BE IT RESOLVED BY THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE GARDEN GROVE AGENCY FOR COMMUNITY DEVELOPMENT:

Section 1. The foregoing recitals are incorporated into this Resolution by this reference, and constitute a material part hereof.

Section 2. Pursuant to the Dissolution Law, the Oversight Board hereby approves Amended ROPS 16-17 B; provided however, that the Amended ROPS 16-17 B is approved subject to the condition such ROPS is to be submitted to and reviewed by the State Department of Finance. Further, the Community and Economic Development Director and her designees, in consultation with legal counsel, shall be authorized to make augmentations, modifications, additions or revisions as may be necessary or directed by DOF.

Section 3. The Oversight Board authorizes transmittal of the Amended ROPS 16-17 B to the DOF, with copies to the County Administrative Officer, the County Auditor-Controller, and the State Controller's Office.

Section 4. The Community and Economic Development Director or her authorized designee is directed to post this Resolution, including the Amended ROPS 16-17 B, on the City/Successor Agency website pursuant to the Dissolution Law.

Section 5. Pursuant to Section 34179(h) written notice and information about all actions taken by the Oversight Board shall be provided to the DOF by electronic means and in a manner of DOF's choosing. An Oversight Board's action shall become effective five (5) business days after notice in the manner specified by the DOF unless the DOF requests a review; provided however, that pursuant to Section 34177(m) as to each ROPS submitted the DOF shall make its determination of the enforceable obligations and the amounts and funding sources of the enforceable obligations thereon no later than 45 days after submittal.

Section 6. The Secretary of the Oversight Board shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED this 14th day of September 2016.

Chair, Oversight Board of the Successor Agency
to the Garden Grove Agency for Community
Development

(SEAL)

ATTEST:

Kathy Bailor, Secretary
Oversight Board of the Successor Agency

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss.
CITY OF GARDEN GROVE)

I, Kathy Bailor, Secretary of the Oversight Board of the Successor Agency to the Garden Grove Agency for Community Development, hereby certify that the foregoing resolution was duly adopted by the Oversight Board at a regular meeting held on the 14th day of September 2016, and that it was so adopted by the following vote:

AYES:

NOES:

ABSENT:

Kathy Bailor, Secretary to Oversight Board

(SEAL)

**ATTACHMENT 1 TO
OVERSIGHT BOARD RESOLUTION NO. 16-____**

**AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE 16-17 B
FOR THE PERIOD OF JANUARY 1, 2017 TO JUNE 30, 2017**

(attached)

Amended Recognized Obligation Payment Schedule (ROPS 16-17B) - Summary

Filed for the January 1, 2017 through June 30, 2017 Period

Successor Agency:	<u>Garden Grove</u>
County:	<u>Orange</u>

Current Period Requested Funding for Enforceable Obligations (ROPS Detail)		ROPS 16-17B Authorized Amounts	ROPS 16-17B Requested Adjustments	ROPS 16-17B Amended Total
A	Enforceable Obligations Funded as Follows (B+C+D):	\$ 88,000	\$ -	\$ 88,000
B	Bond Proceeds	-	-	-
C	Reserve Balance	-	-	-
D	Other Funds	88,000	-	88,000
E	Redevelopment Property Tax Trust Fund (RPTTF) (F+G):	\$ 9,974,077	\$ 550,000	\$ 10,524,077
F	RPTTF	9,839,642	550,000	10,389,642
G	Administrative RPTTF	134,435	-	134,435
H	Current Period Enforceable Obligations (A+E):	\$ 10,062,077	\$ 550,000	\$ 10,612,077

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.

<hr/>	
Name	Title
<hr/>	
/s/	
Signature	Date