RESOLUTION NO. OB 2014-08

RESOLUTION OF THE OVERSIGHT BOARD TO FORT BRAGG REDEVELOPMENT SUCCESSOR AGENCY APPROVING RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) 14-15B (FY 14/15; JANUARY 1, 2015 – JUNE 30, 2015) PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(l)

WHEREAS, pursuant to Health and Safety Code section 34173(d), the Fort Bragg Redevelopment Successor Agency ("Successor Agency") is the successor agency to the Fort Bragg Redevelopment Agency ("Agency"), acknowledged by Resolution 3559-2012 adopted on July 23, 2012; and

WHEREAS, pursuant to Health and Safety Code section 34179(a), each successor agency shall have an Oversight Board composed of seven members; and

WHEREAS, Health and Safety Code section 34177(l)(2), requires the Successor Agency to prepare a draft of a Recognized Obligation Payment Schedule ("ROPS") listing outstanding obligations of the Agency to be performed by the Successor Agency ; and

WHEREAS, Health and Safety Code section 34177(l)(2) provides that each ROPS shall be forward looking to the next six months ; and

WHEREAS, Health and Safety Code section 34177(l)(2) requires the Successor Agency to submit the draft ROPS to the Oversight Board for approval and, upon such approval, the Successor Agency is required to submit a copy of such approved ROPS to the County of Mendocino Auditor-Controller , the California State Controller, and the State of California Department of Finance, and post the approved ROPS on the Successor Agency's website; and

WHEREAS, AB 1484 passed by the State Legislature on June 27, 2012 establishes a new schedule for submittal of a ROPS for periods subsequent to the period ending December 31, 2012; and

WHEREAS, under AB 1484, a Successor Agency is required to submit the approved ROPS for the period January 1, 2015 through June 30, 2015 to the County of Mendocino Auditor-Controller, the California State Controller, and the State of California Department of Finance by October 1, 2014.

NOW, THEREFORE, BE IT RESOLVED that the Oversight Board to Fort Bragg Redevelopment Successor Agency does hereby resolve as follows:

SECTION 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

SECTION 2. CEQA Compliance. The approval of the ROPS through this Resolution does not commit the Oversight Board to any action that may have a significant effect on the environment. As a result, such action does not constitute a project subject to the requirements of the California Environmental Quality Act.

SECTION 3. Approval of the ROPS. The Oversight Board hereby approves and adopts the ROPS, in substantially the form attached to this Resolution as Exhibit A, pursuant to Health and Safety Code Section 34177, recognizing it has not been subjected to the County audit.

SECTION 4. Implementation. The Oversight Board hereby directs the Successor Agency to submit copies of the ROPS approved by the Oversight Board to the County of Mendocino Auditor-Controller, the State of California Controller, and the State of California Department of Finance after the effective date of this Resolution or, if the State of California Department of Finance requests review of the ROPS prior to the effective date of this Resolution, upon approval of the ROPS by the State of California Department of Finance, and prior to October 1, 2014, and to post the ROPS on the Successor Agency's website.

SECTION 5. Severability. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end of the provisions of this Resolution are severable. The Oversight Board declares that the Oversight Board would have adopted Resolution irrespective of the invalidity of any particular portion of this Resolution.

SECTION 6. Certification. The City Clerk of the City of Fort Bragg, acting on behalf of the Oversight Board as its Secretary, shall certify to the adoption of this Resolution.

SECTION 7. Effective Date. Pursuant to Health and Safety Code section 34179(h), all actions taken by the Oversight Board may be reviewed by the State of California Department of Finance, and, therefore, this Resolution shall not be effective for three (3) business days, pending a request for review by the State of California Department of Finance.

The above and foregoing Resolution was introduced by Board Member Tichinin, seconded by Board Member Deitz, and passed and adopted at a special meeting of the Oversight Board to Fort Bragg Redevelopment Successor Agency held on the 25th day of September, 2014, by the following vote:

AYES: **Board Members Allen, Cimolino, Deitz, Tichinin, and Chair Turner.**
NOES: **None.**
ABSENT: **Board Member Lindsey.**
ABSTAIN: **None.**

Dave Turner,
Chair

ATTEST:

Cynthia M. VanWormer, MMC
Oversight Board Secretary