

Countywide Oversight Board Fresno County

Special Accounting
2281 Tulare Street, Room 104, Fresno CA 93721
Tel (559) 600-3491 Fax (559) 600-1450

In compliance with Americans with Disabilities Act, if you require a modification or accommodation to participate in this meeting, including agenda or other materials in an alternative format, please contact the Department of Special Accounting at (559) 600-3491 by 3:00p.m. on the Friday prior to this meeting. The Department of Special Accounting will provide assistive listing devices upon request.

Agenda

Thursday, April 25, 2019
2:00 pm

**Place: Fresno Council of Governments
2035 Tulare Street Suite 201, Fresno CA 93721**

Chairman: Jeffrey Becker
Vice Chairman: Robert Silva

	<u>Name</u>	<u>Representing</u>
Board Members:	Brian Pacheco	County Board of Supervisors
	Robert Silva	City Selection Committee
	Frank Fowler	Special District Selection Committee
	Jeffrey Becker	Superintendent of Schools
	Richard Storti	Chancellor of California Community Colleges
	Lisa Woolf	County Board of Supervisors – Public

Staff: **Fresno County Department of Special Accounting**
Mario Cabrera Accounting & Financial Manager
Chue Xiong Accountant

PLEASE TURN OFF CELL PHONES AND PAGERS, AS A COURTESY TO THOSE IN ATTENDANCE.

I **PLEDGE OF ALLEGIANCE**

II **SWEARING IN CEREMONY**

III **ROLL CALL**

IV **APPROVE AGENDA**

V **ACTION ITEMS**

- A. Approve minutes from January 24, 2019.
- B. Approve final dissolution of the Successor Agency for the Kerman Redevelopment Agency.

VI. **PUBLIC PRESENTATIONS**

- A. This portion of the meeting is reserved for persons desiring to briefly address the Fresno Countywide Oversight Board on any matter not on this agenda

VII. **ADJOURNMENT**

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Minutes

Thursday, January 24, 2019

2:00 pm

OPENING CEREMONY

1. **Call Meeting to Order.** The meeting was called to order by Jeffrey Becker at 2:01 p.m.
2. **Flag Salute.** The Pledge of Allegiance was recited.
3. **Roll Call – Establish Quorum.** Members present: Chairman Jeffrey Becker, Vice Chairman Robert Silva, Member Brian Pacheco, Member Frank Fowler, and Member Lisa Woolf. A quorum was established.

APPROVE AGENDA

1. **Adopt Agenda of January 24, 2019.** Motion to approve agenda made by Member Silva, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

ACTION ITEMS

2. **Approve minutes from September 13, 2018.** Chairman Becker made a motion to change Public Hearing to Public Presentation-County Oversight Board heard the following. Motion Made by Member Fowler, seconded by Member Silva; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

3. **Adopt Oversight Board Resolution No. OB 19-01 Approving the San Joaquin Recognized Obligation Payment Schedule 19-20 for the July 1, 2019 through June 30, 2020 Period and**

Authorizing its Transmittal. Motion Made by Chairman Becker, seconded by Member Woolf; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

4. **To approve resolution No. OB 19-02 approving the 2019-20 Recognized Obligation Payment Schedule for the Successor Agency to the Redevelopment Agency of the City of Clovis.** Motion Made by Member Fowler, seconded by Member Woolf; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

5. **Approval of a resolution No. OB 19-03 of the Countywide Oversight Board for the County of Fresno approving the issuance of refunding bonds by the Successor Agency to the Redevelopment Agency of the City of Huron, making certain determinations with respect to the refunding bonds and providing other matters relating thereto.** Motion Made by Member Silva, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

6. **To approve resolution No. OB 19-04 approving the 2019-20 Recognized Obligation Payment Schedule for the Successor Agency to the Redevelopment Agency of the City of Huron.** Motion Made by Chairman Becker, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

7. **Adopt Resolution No. OB 19-05 Approving the Coalinga Successor Agency Recognized Obligation Payment Schedule 19-20 for July 1, 2019 through June 30, 2020 and Administrative Budget for Fiscal Year 2019-20.** Motion Made by Member Fowler, seconded by Member Woolf; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

8. **Approve Resolution No. OB 19-07 proposal for Consulting Services from RSG relating to the City of Firebaugh Successor Agency matters and enter into the contract subject to Oversight Board**

approval. Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 9. That the Countywide oversight board adopt the Resolution No. OB 19-08 approving the Bond Proceeds Expenditure Agreement between the Successor Agency and the City of Firebaugh (“City”) for the transfer of up to \$343,698 in excess bond proceeds to the City for implementation of projects consistent with the original bond covenants.** Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 10. Resolution No. OB 19-06 approving a recognized obligation payment schedule for the twelve-month fiscal period from July 1, 2019 tough June 30, 2020 for the Successor Agency to the Redevelopment Agency to the City of Firebaugh and taking certain related actions.** Motion Made by Member Silva, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 11. Adopt Resolution No. OB 19-09 Approving the Orange Cove Successor Agency Administrative Budget for Fiscal Year 2019-20.** Motion Made by Member Fowler, seconded by Chairman Becker; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 12. Adopt Resolution No. OB 19-11 Approving a Contract with RSG, Inc. to Provide Consulting Services to the Orange Cove Successor Agency through Fiscal Year 2019-20.** Motion Made by Member Pacheco, seconded by Member Woolf; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 13. Adopt Resolution No. OB 2019-12 Approving a Bond Expenditure Agreement between the City of Orange Cove and the Orange Cove Redevelopment Successor Agency.** Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 14. Adopt Resolution No. OB 19-10 Approving the Orange Cove Successor Agency Recognized Obligation Payment Schedule 19-20 for July 2019 through June 2020 and Authorizing its Transmittal.** Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 15. Adopt Resolution No. OB 19-14 Approving a Contract with RSG, Inc. to Provide Consulting Services to the City of Parlier Successor Agency through Fiscal Year 2019-20.** Motion Made by Member Fowler, seconded by Member Pacheco; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 16. Resolution No. OB 19-13 approving a recognized obligation payment schedule for the twelve-month fiscal period from July 1, 2019 through June 30, 2020 for the Successor Agency to the Redevelopment Agency to the City of Parlier and approving the Successor Agency Administrative Budget for the twelve-month fiscal period from July 1, 2019 tough June 30, 2020.** Motion Made by Member Fowler, seconded by Chairman Becker; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 17. That the Countywide Oversight Board adopt Resolution No. OB 19-15 approving the Recognized Obligation Payment Schedule (ROPS 19-20) for the Mendota Designated Local Authority, As Successor Agency to the Mendota Redevelopment Agency in accordance with Health & safety Code Section 34180(g).** Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Abstain
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 18. Adopt Resolutions approving Redevelopment Property Tax Fund Enforceable Obligations Payments for periods 19-20A and 19-20B totaling \$895,783 and Administrative Budget for the Successor Agency to the Redevelopment Agency of the City of Selma.** Motion Made by Member Fowler, seconded by Member Pacheco; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 19. Adopt Resolution No. OB 19-18 approving the Fowler Successor Agency Recognized Obligation Payment Schedule 19-20 for July 1, 2019 through June 30, 2020 and Administrative Budget for Fiscal Year 2019-20.** Motion Made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

- 20. Consider approval of Resolution No. OB 19-19 for Recognized Obligation Payment Schedule for the period July 1, 2019 to June 30, 2020 containing amounts for the following Enforceable Obligations for the Successor Agency to the Redevelopment Agency of the City of Fresno.** Motion Made by Member Fowler, seconded by Member Pacheco; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

PUBLIC PRESENTATIONS

None

ADJOURNMENT

Motion to adjourn was made by Member Pacheco, seconded by Member Fowler; motion carried by the following roll call vote:

Chairman Becker – Yes
Vice Chairman Silva – Yes
Member Pacheco – Yes
Member Fowler – Yes
Member Woolf – Yes

The meeting was adjourned at 3:16 p.m.

DATE: April 25, 2019
TO: Countywide Oversight Board
SUBMITTED BY: City of Kerman, Successor Agency for the Kerman Redevelopment Agency
Carolina Camacho, Finance Director
SUBJECT: Final Dissolution of the Successor Agency for the Kerman Redevelopment Agency

RECOMMENDED ACTION(S):

Countywide Oversight Board to adopt Resolution No. 19-20 authorizing the final dissolution of the Successor Agency for the Kerman Redevelopment Agency.

ALTERNATIVE ACTION(S):

There are no viable options available.

FISCAL IMPACT:

All pass-through payment obligations shall cease and no property tax shall be allocated to the Redevelopment Property Tax Trust Fund for the Successor Agency for the Kerman Redevelopment Agency.

DISCUSSION:

Health and Safety (HSC) section 34187 provides the process for dissolving a successor agency. The Successor Agency for the Kerman Redevelopment Agency commenced that process in September 2018. By letter dated October 23, 2018, the California Department of Finance approved Oversight Board Resolution No. 18-001 and noted that the Kerman Successor Agency had met all the conditions in Health and Safety Code Section 34187(e) as follows:

- 1) All of the enforceable obligations on the Recognized Obligation Payment Schedule (ROPS) have been retired or paid off.
- 2) All real property has been disposed of per Health and Safety Code requirements.
- 3) All outstanding litigation has been resolved.

This constitutes the Kerman Successor Agency's notification that it has complied with Health and Safety Code Section 34187(e)(1).

The Successor Agency for the City of Kerman certifies that has met the conditions stated under Health and Safety Code 34187 by paying off its enforceable obligations as of July 10, 2018, not having any outstanding litigation, not having any real property that needs to be disposed and remitting all proceeds of assets disposed to the Fresno County Auditor-Controller/Treasurer-tax

Collector for distribution to the affected taxing entities.

The Kerman Successor Agency requests that the Oversight Board:

- (i) verify all obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of with any proceeds remitted to the county auditor-controller for distribution to the affected taxing entities and
- (ii) adopt the proposed resolution attached as Exhibit A and submit it to the Department of Finance ("DOF"), the State Controller's Office, the county auditor-controller, and the sponsoring agency as required by Health and Safety Code Section 34187.

OVERSIGHT BOARD STAFF RECOMMENDATION

Staff to the Oversight Board has reviewed the attached documents. In review of the attached documents, as well as documents that had been submitted to the County of Fresno Auditor-Controller/Treasurer-Tax Collector's Office, as staff to the Oversight Board, we were able to verify the following:

- 1) All of the enforceable obligations on the ROPS have been retired or paid off.
- 2) All real property has been disposed of per Health and Safety Code requirements.
- 3) All outstanding litigation has been resolved.

It is the Oversight Board staff's recommendation that the Countywide Oversight Board approve the resolution for final dissolution of the Successor Agency to the Kerman Redevelopment Agency.

REFERENCE MATERIAL:

Attachments:

- A. Exhibit A: Resolution No. 19-20
- B. Attachments to Exhibit A:
 1. Department of Finance (DOF) Approval of Redevelopment Successor Agency Dissolution dated October 23, 2018
 2. Certificate of Successor Agency to the Kerman Redevelopment Agency Regarding Requirements of Health and Safety Code Section 34187(f) for Dissolution of Successor Agency

Exhibit 'A'

RESOLUTION NO. 19-20

A RESOLUTION OF THE COUNTYWIDE OVERSIGHT BOARD FOR THE COUNTY OF FRESNO APPROVING DISSOLUTION OF THE SUCCESSOR AGENCY TO THE KERMAN REDEVELOPMENT AGENCY

Whereas, Health and Safety Code section 34187 provides the process for dissolving a successor agency; and

Whereas, the Successor Agency to the Kerman Redevelopment Agency ("Successor Agency") commenced the dissolution process in September 2018; and

Whereas, by letter dated October 23, 2018, and attached as Attachment 1, the California Department of Finance ("DOF") approved Oversight Board Resolution No. 18-001 regarding dissolution and stated its understanding that the Successor Agency had met all the conditions for dissolution under Health and Safety Code section 34187, subdivision (b) as follows:

- 1) All of the enforceable obligations on the Recognized Obligation Payment Schedule (ROPS) have been retired or paid off;
- 2) All real property has been disposed of per Health and Safety Code requirements; and
- 3) All outstanding litigation has been resolved; and

Whereas, the DOF, by its October 23, 2018 letter, and as required by Health and Safety Code section 34187, subdivision (e)(1), also directed the Successor Agency to dispose of any remaining assets as directed by the Oversight Board, to transfer to the Fresno County Auditor-Controller/Treasurer-Tax Collector the proceeds from asset dispositions, and to notify the Oversight Board of the Successor Agency's compliance with those requirements of Health and Safety Code section 34187, subdivision (e)(1); and

Whereas, the Successor Agency, as required by Health and Safety Code section 34187, subdivision (e)(2), has notified the Oversight Board that the Successor Agency has complied with the requirements of Health and Safety Code section 34187, subdivision (e)(1); and

Whereas, the Successor Agency has requested that the Oversight Board (1) verify all obligations have been retired or paid off, all outstanding litigation has been resolved, and all remaining assets have been disposed of with any proceeds remitted to the Fresno County Auditor-Controller/Treasurer-Tax Collector for distribution to the affected taxing entities; and (2) adopt the proposed resolution and submit it to the DOF, the State Controller's Office, the Fresno County Auditor-Controller/Treasurer-Tax Collector, and the sponsoring entity, which is the City of Kerman; and

Whereas, the Successor Agency has certified that all obligations of the Successor Agency have been retired or paid off, all outstanding litigation involving the Successor Agency has been resolved, all remaining assets of the Successor Agency have been disposed of, and all proceeds of assets disposed of by the Successor Agency have been remitted to the Fresno County Auditor-Controller/Treasurer-Tax Collector for distribution to the affected taxing entities, except for the de minimis amount of three dollars (\$3) resulting from a prior period adjustment, which cannot practically be remitted and distributed; and

Whereas, the “Certificate of Successor Agency to the Kerman Redevelopment Agency Regarding Requirements of Health and Safety Code section 34187, subdivision (f) for Dissolution of Successor Agency,” as described above, is attached as Attachment 2; and

Whereas, the Successor Agency has also provided to the Oversight Board other documentation regarding the Successor Agency’s compliance with the requirements of Health and Safety Code section 34187, subdivision (f); and

Whereas, the Oversight Board has conducted its verification requirements under Health and Safety Code section 34187, subdivision (f), and desires to adopt a final resolution approving dissolution of the Successor Agency.

NOW, THEREFORE, THE COUNTYWIDE OVERSIGHT BOARD FOR THE COUNTY OF FRESNO DOES HEREBY FIND AND RESOLVE AS FOLLOWS:

Section 1. The foregoing recitals are true and correct and are incorporated into this resolution by reference.

Section 2. The Oversight Board hereby determines that remaining proceeds from assets disposed of by the Successor Agency in the de minimis amount of three dollars (\$3) resulting from a prior period adjustment is immaterial and need not be remitted to the Fresno County Auditor-Controller/Treasurer-Tax Collector for distribution to the affected entities in order for the Successor Agency to comply with Health and Safety Code section 34187, subdivision (f).

Section 3. The Oversight Board hereby approves the dissolution of the Successor Agency to the Kerman Redevelopment Agency.

Section 4. Staff to the Oversight Board are authorized and directed to submit copies of this resolution to the City of Kerman, the Fresno County Auditor-Controller/Treasurer-Tax Collector, the State Controller’s Office, and the Department of Finance by electronic means and in a manner of each entity’s choosing.

The foregoing resolution was introduced at a regular meeting of the Oversight Board for the County of Fresno held on the 25th day of April, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

The foregoing resolution is hereby approved.

Attest:

Jeffrey Becker
Chairman

Mario Cabrera
Oversight Board Clerk/Secretary



October 23, 2018

Ms. Toni Jones, Finance Director
City of Kerman
850 South Madera Avenue
Kerman, CA 93630

Dear Ms. Jones:

Subject: Approval of Redevelopment Successor Agency Dissolution

The City of Kerman Successor Agency (Agency) notified the California Department of Finance (Finance) of its September 13, 2018 Oversight Board (OB) Resolution on September 27, 2018 requesting to dissolve the Agency. Pursuant to Health and Safety Code (HSC) section 34187 (d), Finance has completed its review of the OB action.

Based on our review and application of the law, OB Resolution No. 18-001, approving the dissolution of the Agency, is approved. It is our understanding the Agency has met the conditions per HSC section 34187 (b) as follows:

- All enforceable obligations identified in the Recognized Obligation Payment Schedule have been retired or paid off.
- All real property has been disposed of pursuant to HSC section 34181 or 34191.4.
- All outstanding litigation has been resolved.

Pursuant to HSC section 34187 (e), within 100 days upon receipt of this letter, the Agency shall dispose of any remaining assets as directed by the OB and proceeds from asset dispositions are to be transferred to the County Auditor-Controller. In addition, the Agency is to notify the OB of its compliance related to any remaining assets. Upon notification of Agency's compliance, and within 14 days of verification, the OB shall submit to Finance a final resolution of the Agency's dissolution, which shall be effective immediately.

This is our determination with respect to the OB action taken.

Please direct inquiries to Nichelle Jackson, Supervisor, or Alex Watt, Lead Analyst, at (916) 322-2985.

Sincerely,

ERIKA LI
Program Budget Manager

cc: Ms. Carolina Camacho, Senior Accountant, City of Kerman
Mr. Mario Cabrera, Accounting Financial Manager, Fresno County

Attachment 2

Certificate of Successor Agency to the Kerman Redevelopment Agency Regarding Requirements of Health and Safety Code Section 34187(f) for Dissolution of Successor Agency

The undersigned hereby certifies as follows:

1. I am employed by the City of Kerman, which is the successor agency to the Kerman Redevelopment Agency (“Successor Agency”). In that capacity, I am familiar with the facts described in this certificate and competent to attest to those facts.
2. I am authorized by the Successor Agency to give this certificate.
3. I understand that the Countywide Oversight Board for Fresno County (“Oversight Board”) will rely upon this certificate, together with other documentation provided by the Successor Agency, for purposes of the verification required by Health and Safety Code section 34187, subdivision (f).
4. All obligations of the Successor Agency have been retired or paid off.
5. All outstanding litigation involving the Successor Agency has been resolved.
6. All remaining assets of the Successor Agency have been disposed of.
7. All proceeds of assets disposed of by the Successor Agency have been remitted to the Fresno County Auditor-Controller/Treasurer-Tax Collector for distribution to the affected taxing entities.

Dated: 4/3/19



Carolina Camacho
Finance Director