Orange Countywide Oversight Board

Agenda Item No. 4f

Date: 1/23/2024

From: Successor Agency to the La Habra Redevelopment Agency

Subject: Resolution of the Countywide Oversight Board Approving Annual Recognized Obligation Payment Schedule (ROPS) and Administrative Budget

Recommended Action:

Approve resolution approving FY 2024-25 ROPS and Administrative Budget for the La Habra Successor Agency

The La Habra Successor Agency requests approval of the Recognized Obligation Payment Schedule (ROPS) and Administrative Budget for Fiscal Year 2024-25.

The enforceable obligations included in ROPS 24-25 total \$491,138 (\$247,382 for 24-25 A and \$243,756 for 24-25 B).

RPTTF funds requested to cover trustee fees (item #13) totals \$2,500 requested for 24-25 B. There is no request for item #13 in 24-25 A. RPTTF funds for continuing disclosure fees of \$2,000 (item # 30) is requested for 24-25 B. There is no request for item # 30 in 24-25 A.

RPTTF funds totaling \$421,638 (\$214,882 for 24-25 A and \$206,756 for 24-25 B) is requested for 2016 Tax Allocation Refunding Bonds principal and interest payments (items # 43 and #44).

The La Habra Successor Agency request a total of \$65,000 for Fiscal Year 2024-25 Administration Budget as follows:

La Habra Successor Agency Preliminary Administrative Budget ROPS 24-25

Administrative Budget	FY	24-25
Salaries and benefits		
Community Development Director (5%)		12,922
Director of Finance (5%)		13,719
Housing and Econ Dev Manager (5%)		10,488
CD Secretary (5%)		5,632
Deputy Director of Finance (5%)		11,510
Annual Audit		
Attorney Fees		1,900
Consultant Fee		1,500
Administrative Overhead		7,328
Total Administrative Budget	\$	65,000

The direct payroll of Director of Community and Economic Development, the Community Development and Economic Development Administrative Assistance (CD Secretary) is budgeted at 5%. The percentages account for time spent participating in meetings, and reviewing and approving staff reports and other items related to Successor Agency business.

The direct payroll of the Housing and Economic Development Manager is budgeted at 5%. The cost represents time expected to spend on Successor Agency related affairs such as processing, coordinating and negotiating disposition of remaining properties, preparing staff reports, attending and presenting reports to the Successor Agency as well as Oversight Board.

The direct payroll of the Deputy Director of Finance is budgeted at 5%. The cost represents time expected to spend on preparing, reconciling, and submitting ROPS and Prior Period Adjustment Form required by the County and the State Department of Finance (DOF). This cost also accounts for time spent on coordinating and responding to the County and DOF when questions arise in the ROPS reviewing process.

The direct payroll of the Finance Director is budgeted at 5%. The cost represents time spent participating in meetings and reviewing and approving documents related to the Successor Agency.

The attorney fee of \$1,900 is budgeted for FY 2024-25. It represents a retainer fee for potential legal services relating to Successor Agency's affairs such as disposal of property, ROPS Meet and Confer, etc.

The consultant fee of \$1,500 represents the cost for property tax consulting services such as tax increment projections, cash flow projections, and monitor distribution of tax-sharing revenues. This cost is allocated to the Successor agency based on the proportionate share of the Successor Agency assessed property values to the entire City's assessed property values, which is approximately 10%.

Administrative overhead of \$7,328 represents administrative support services provided by the City to the Successor Agency such as City Council, City Manager, City Clerk, and financial services (accounting, banking, accounts payable, etc.).

The Successor Agency approved a Resolution No. XXX, on January 16, 2024 approving and adopting the Recognized Obligation Payment Schedule for the period of July 1, 2024- June 30, 2025. A motion was approved to forward the Recognized Obligation Payment Schedule to the Countywide Oversight Board for approval.

Impact on Taxing Entities

The proposed ROPS 24-25 will reduce RPTTF to the taxing entities in the amount of \$491,138. This amount is equal to the total RPTTF request for 24-25 A and 24-25 B as outlined through enforceable obligations and administrative cost.

Staff Contact(s)

Miranda Cole-Corona, Economic Development and Housing Manager <u>mcole@lahabraca.gov</u> (562) 383-4110

Attachments

1. Proposed Countywide Oversight Board Resolution

ROPS 24-25
 Placeholder for Pending Successor Agency Resolution

RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD RESOLUTION NO. 24-013

A RESOLUTION OF THE ORANGE COUNTYWIDE OVERSIGHT BOARD WITH OVESIGHT OF THE SUCCESSOR AGENCY TO THE LA HABRA REDEVELOPMENT AGENCY *APPROVING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS)* 24-25 A-B FOR THE ANNUAL FISCAL PERIOD OF JULY 1, 2024 TO JUNE 30, 2025, INCLUDING THE FY 24-25 ADMINISTRATIVE BUDGET, SUBJECT TO SUBMITTAL TO, AND REVIEW BY THE STATE DEPARTMENT OF FINANCE (DOF) PURSUANT TO DISSOLUTION LAW, AND AUTHORIZING POSTING AND TRANSMITTAL THEREOF

WHEREAS, the La Habra Redevelopment Agency ("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 Section 33000, *et seq.*, and previously authorized to transact business and exercise powers of a redevelopment agency pursuant to action of the City Council of the City of La Habra ("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 ("Dissolution Law"); and

WHEREAS, as of February 1, 2012 the Agency was dissolved pursuant to the Dissolution Law, and as a separate public entity, corporate and policy the Successor Agency to the La Habra Redevelopment ("Successor Agency") administers the enforcement 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; and

WHEREAS, pursuant to Health and Safety Code Section 34179(j) on July 1, 2018 the Orange Countywide Oversight Board ("Oversight Board") has jurisdiction over the Successor Agency and all other successor agencies in Orange County; and

WHEREAS, every oversight board, both the prior local oversight board and this newly established Orange Countywide Oversight Board, have fiduciary responsibilities to the holders of enforceable obligations and to the taxing entities that benefit from distributions of property tax and other revenues pursuant to Section 34188 of the Dissolution Law; and

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

WHEREAS, Section 34177(1) and 34177(0) of the Dissolution Law requires that the annual ROPS for the 24-25 A-B fiscal period of July 1, 2024 to June 30, 2025 ("ROPS 24-25 A-B") shall be submitted to the DOF by the Successor Agency, after approval by the Orange Countywide Oversight Board, no later than February 1, 2024; and

WHEREAS, the ROPS 24-25, in the form required by DOF, is attached as Exhibit A and the Fiscal Year ("FY") 24-25 Administrative Budget is attached as Exhibit B, and both attachments are fully incorporated by this reference; and

WHEREAS, the Orange Countywide Oversight Board has reviewed and considered the Successor Agency's ROPS 24-25 A-B and desires to approve it and authorize and direct the Successor Agency staff to transmit the ROPS 24-25 A-B to the DOF, with copies to the County Executive Officer ("CEO"), County Auditor-Controller ("CAC"), and the State Controller's Office ("SCO") as required under the Dissolution Law;

NOW, THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTYWIDE OVERSIGHT BOARD:

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

SECTION 2. The Orange Countywide Oversight Board hereby approves ROPS 24-25 A-B submitted therewith and incorporated by this reference, including the FY 24-25 administrative budget included herewith.

SECTION 3. The Orange Countywide Oversight Board authorizes transmittal of the ROPS 24-25 A-B to the DOF, with copies to the CEO, the CAC, and the SCO.

SECTION 4. The City of La Habra's Finance Director or authorized designee is directed to post this Resolution, including the ROPS 24-25 A-B, on the City/Successor Agency website pursuant to the Dissolution Law.

SECTION 5. Under Section 34179(h), written notice and information about certain actions taken by the Orange Countywide Oversight Board shall be provided to the DOF by electronic means and in a manner of DOF's choosing. The Orange Countywide 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.

SECTION 6. The Clerk of the Board shall certify to the adoption of this Resolution.

RESOLUTION NO. SA 2024-01

A RESOLUTION OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF LA HABRA APPROVING AND ADOPTING THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR THE PERIOD OF JULY 1, 2024 THROUGH JUNE 30, 2025 (ROPS 24-25) PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(I) AND 34177(o)

WHEREAS, pursuant to Health and Safety Code Section 34173(d), the City of La Habra ("Successor Agency") elected to become the Successor Agency to the Redevelopment Agency of the City of La Habra by Resolution No. 5508 on January 12, 2012; and

WHEREAS, Health and Safety Code Section 34177(I)(2), as modified by the Supreme Court decision in California Redevelopment Association, et al. v. Ana Matosantos, et al., Case No S194861 and Section 34177 (m), requires the Successor Agency to prepare a Recognized Obligation Payment Schedule ("ROPS"); and

WHEREAS, Senate Bill 107 changed the ROPS period from six months to twelve months from July 1 to June 30 of each year. To maintain continuity of Redevelopment Property Tax Trust Fund (RPTTF) distributions, the annual ROPS will continue to separate the A Period (July 1 through December 31) and the B Period (January 1 through June 30); and

WHEREAS, pursuant to Health and Safety Code Section 34177(m)(1)(A), provides that the Successor Agency shall complete the ROPS in the manner provided by the California State Department of Finance (DOF). Pursuant to Health and Safety Code Section 34177(I)(2), the Successor Agency is required to prepare the ROPS covering the period of July 1, 2024 through June 30, 2025 (ROPS 24-25). The DOF released the ROPS 24-25 template on November 15, 2023 and all successor agencies must submit their ROPS to the DOF by February 1, 2024; and

WHEREAS, pursuant to Health and Safety Code Section 34179.7(o)(1), the ROPS 24-25 will cover the period of July 1, 2024 through June 20, 2025; successor agencies must submit an oversight board approved annual ROPS to the DOF and the County Auditor-Controller by February 1, 2024; and

WHEREAS, Health and Safety Code Section 34177(I)(2) requires the Successor Agency to submit the ROPS to the Orange Countywide Oversight Board for approval; and

WHEREAS, Health and Safety Code Section 34180(g) requires the Orange Countywide Oversight Board to approve the Successor Agency's establishment of the ROPS prior to the Successor Agency acting upon the ROPS; and

WHEREAS, pursuant to Health and Safety Code Section 34177(I)(2), the Successor Agency is required to submit a copy of the ROPS approved by the Orange Countywide Oversight Board, the Orange County Auditor Controller, the California State Controller and the California State Department of Finance, and to post the ROPS on the Successor Agency's website.

NOW, THEREFORE, THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF LA HABRA DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. <u>Recitals</u>. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. <u>**CEQA Compliance.**</u> The approval of the ROPS through this Resolution does not commit the Successor Agency 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. The Successor Agency Secretary is authorized and directed to file Notice of Exemption with the appropriate official of the County of Orange, California within five (5) days following the date of adoption of this Resolution.

Section 3. <u>Approval of ROPS</u>. The Successor Agency hereby approves and adopts the ROPS, in substantially the form attached to this Resolution as Attachment 1, as required by Health and Safety Code Section 34177.

Section 4. <u>Transmittal of ROPS.</u> The City Manager/Executive Director is hereby authorized and directed to take any action necessary to carry out the purposes of this Resolution and comply with applicable law regarding the ROPS, including submitting the ROPS approved by the Successor Agency to the Orange Countywide Oversight Board for approval and subsequent submittal to the Orange County Auditor Controller, the California State Controller, and the California State Department of Finance along with the posting of the ROPS on the Successor Agency's website, and making any non-substantive changes to the ROPS required by the Orange Countywide Oversight Board or the Department of Finance.

Section 5. <u>Severability</u>. 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, the provisions of this Resolution are servable. The Successor Agency declares that the Successor Agency would have adopted this Resolution irrespective of the invalidly of any particular portion of this Resolution.

Section 6. <u>Certification</u>. The Successor Agency Secretary shall certify to the adoption of this Resolution.

Section 7. Effective Date. This Resolution shall be effective immediately upon approval by the Successor Agency.

PASSED, APPROVED AND ADOPTED at a regular meeting of the Successor Agency to the La Habra Redevelopment Agency on the 16th day of January 2024.

James Gomez Vice Chair

ATTEST:

Rhonda J. Barone, CMC

Secretary

STATE OF CALIFORNIA } COUNTY OF ORANGE } ss CITY OF LA HABRA }

I, Rhonda J. Barone, CMC, Secretary for the Successor Agency to the La Habra Redevelopment Agency, do hereby certify that the above and foregoing is a true and correct copy of Resolution No. 2024-01 introduced and adopted at a regular meeting of the Successor Agency to the La Habra Redevelopment Agency held on the 16th day of January, 2024.

AYES:	DIRECTORS:	Nigsarian,	Espinoza,	Gomez,	Medrano
NOES:	DIRECTORS:				
ABSTAIN:	DIRECTORS:	None			
ABSENT:	DIRECTORS:	Simonian			

Witness my hand and the official seal of the City of La Habra this 16th day of January, 2024.

Rhonda J. Barone, CMC

Secretary

Attachment 1

Recognized Obligation Payment Schedule July 1, 2024 through June 30, 2025

[Attached behind this cover page]

Recognized Obligation Payment Schedule (ROPS 24-25) - Summary Filed for the July 1, 2024 through June 30, 2025 Period

Successor Agency: La Habra

County: Orange

	rrent Period Requested Funding for Enforceable ligations (ROPS Detail)	(25A Total July - cember)	(Ja	25B Total anuary - June)	RO	PS 24-25 Total
A	Enforceable Obligations Funded as Follows (B+C+D)	\$	-	\$	-	\$	-
В	Bond Proceeds		-		-		-
С	Reserve Balance		-		-		-
D	Other Funds		-		-		-
Е	Redevelopment Property Tax Trust Fund (RPTTF) (F+G)	\$	247,382	\$	243,756	\$	491,138
F	RPTTF		214,882		211,256		426,138
G	Administrative RPTTF		32,500		32,500		65,000
н	Current Period Enforceable Obligations (A+E)	\$	247,382	\$	243,756	\$	491,138

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.

/s/ Signature

Name

Date

Title

La Habra Recognized Obligation Payment Schedule (ROPS 24-25) - ROPS Detail July 1, 2024 through June 30, 2025

A	В	С	D	E	F	G	Н	I	J	К	L	М	Ν	0	Р	Q	R	S	Т	U	V	W			
Ito	m		Agreement	Agreement			Project	Total		ROPS		ROPS		ROPS		ROPS 24-25A (Jul - Dec)			24-25A	ROPS 24-25B (Jan - Jun) Fund Sources					24-25B
lte #	"Project Name	Obligation Type	Execution Date	Termination Date	Payee	Description	Area	Outstanding Obligation	Retired	lotal	Bond Proceeds	Fund SourcesReserveOtherRPTTFAdminBalanceFundsRPTTFRPTTF			Total		Reserve Balance	Other	RPTTF	Admin RPTTF	Total				
								\$3,100,994		\$491,138	\$-	\$-	\$-	\$214,882	\$32,500	\$247,382	\$-	\$-	\$-	\$211,256	\$32,500	\$243,756			
12			06/15/ 2009	07/05/2038	City of La Habra	Promissory Note (Due in June 2014)	LHRA	-	Y	\$-	-	-	-	-	-	\$-	-	-	-	-	-	\$-			
13	3 Trustee Fees	Fees	11/01/ 2000	10/01/2032		Trustee Fees	LHRA	2,500	N	\$2,500	-	-	-	-	-	\$-	-	-	-	2,500	-	\$2,500			
24	Administrative Costs		01/01/ 2014	10/01/2032	Various	Operations	LHRA	65,000	N	\$65,000	-	-	-	-	32,500	\$32,500	-	-	-	-	32,500	\$32,500			
30) General Operations	Fees	06/01/ 2011	10/01/2032	Various	Operations	LHRA	2,000	N	\$2,000	-	-	-	-	-	\$-	-	-	-	2,000	-	\$2,000			
43	 2016 Tax Allocation Refunding Bonds Principal 	Bonds Issued After 12/31/10	12/13/ 2016	10/01/2032		Bond Obligation	LHRA	2,577,500	N	\$325,000	_	-	-	162,500	-	\$162,500	-	_	-	162,500	-	\$162,500			
44	2016 Tax Allocation Refunding Bonds Interest	Bonds Issued After 12/31/10	12/13/ 2016	10/01/2032		Bond Obligation	LHRA	453,994	N	\$96,638	-	-	-	52,382	-	\$52,382	-	-	-	44,256	-	\$44,256			

La Habra Recognized Obligation Payment Schedule (ROPS 24-25) - Report of Cash Balances July 1, 2021 through June 30, 2022 (Report Amounts in Whole Dollars)

Pursuant to Health and Safety Code section 34177 (I), 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. F В С D Е G Н Α **Fund Sources** Other Funds **Bond Proceeds** Reserve Balance RPTTF Prior ROPS **ROPS 21-22 Cash Balances** RPTTF and Comments Bonds issued | Bonds issued (07/01/21 - 06/30/22)Rent, grants, Reserve Non-Admin on or before on or after Balances retained interest, etc. and Admin 12/31/10 01/01/11 for future period(s) Beginning Available Cash Balance (Actual 07/01/21) 2,228 145.544 6,568 407.974 RPTTF amount should exclude "A" period distribution amount. 2 Revenue/Income (Actual 06/30/22) 297,600 (367) 1,585,587 RPTTF amount should tie to the ROPS 21-22 total distribution from the County Auditor-Controller 3 Expenditures for ROPS 21-22 Enforceable Obligations 290.000 1.585.526 (Actual 06/30/22) Retention of Available Cash Balance (Actual 06/30/22) 405.030 RPTTF amount retained should only include the amounts distributed as reserve for future period(s) ROPS 21-22 RPTTF Prior Period Adjustment 3.005 5 No entry required RPTTF amount should tie to the Agency's ROPS 21-22 PPA form submitted to the CAC \$2,228 \$153,144 \$6,201 Ending Actual Available Cash Balance (06/30/22) \$-\$-6 C to F = (1 + 2 - 3 - 4), G = (1 + 2 - 3 - 4 - 5)

La Habra Recognized Obligation Payment Schedule (ROPS 24-25) - Notes July 1, 2024 through June 30, 2025

Item #	Notes/Comments
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Successor Agency: La Habra

County: Orange

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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.

/s/ Signature

Name

Date

Title

La Habra Recognized Obligation Payment Schedule (ROPS 24-25) - ROPS Detail July 1, 2024 through June 30, 2025

A	В	С	D	E	F	G	Н	I	J	К	L	М	Ν	0	Р	Q	R	S	Т	U	V	W			
Ito	m		Agreement	Agreement			Project	Total		ROPS		ROPS		ROPS		ROPS 24-25A (Jul - Dec)			24-25A	ROPS 24-25B (Jan - Jun) Fund Sources					24-25B
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La Habra Recognized Obligation Payment Schedule (ROPS 24-25) - Notes July 1, 2024 through June 30, 2025

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