

**MINUTES OF THE SPECIAL MEETING OF THE
OVERSIGHT BOARD FOR THE SUCCESSOR
AGENCY TO THE CITY OF MONTCLAIR REDE-
VELOPMENT AGENCY HELD ON WEDNESDAY,
JANUARY 20, 2016, AT 6:00 P.M. IN THE CITY
COUNCIL CHAMBERS, 5111 BENITO STREET,
MONTCLAIR, CALIFORNIA**

I. PRELIMINARY MATTERS

A. Call to Order

Chairman Ruh called the meeting to order at 6:00 p.m.

B. Roll Call

Present: Chairman Ruh; Vice Chairperson Johnson; Board Members Catlin, Erickson, Hillman, and Piotrowski; Deputy City Manager/Economic Development Executive Director Staats; Finance Director Parker; Oversight Board Counsel Kotkin; Secretary Phillips

Absent: Board Member Richardson (excused)

II. PUBLIC COMMENT - None

III. APPROVAL OF MINUTES

A. Minutes of Regular Oversight Board Meeting of February 11, 2015

Moved by Board Member Catlin, seconded by Vice Chairperson Johnson, and carried to approve the minutes of the regular Oversight Board meeting of February 11, 2015.

B. Minutes of Regular Oversight Board Meeting of September 9, 2015

Moved by Vice Chairperson Johnson, seconded by Board Member Catlin, and carried to approve the minutes of the regular Oversight Board meeting of September 9, 2015, with Board Member Erickson abstaining.

IV. BUSINESS ITEMS

A. Consider Adoption of Resolution No.16-01 Approving a Recognized Obligation Payment Schedule for July 1, 2016, through June 30, 2017

Finance Director Parker noted the format for the Recognized Obligation Payment Schedule (ROPS) has changed slightly as it covers a full Fiscal Year rather than portions thereof. He indicated that it is still broken down into the two segments, 16-17 A and 16-17 B, covering each 6-month period of the fiscal year.

Finance Director Parker noted the darkly shaded portions of the ROPS indicate items that have been previously disallowed by the Department of Finance (DOF).

He advised the first shaded item, the administrative fee for the Montclair Housing Authority, is still being claimed on this ROPS because there is still active litigation related to that fee. He noted the case was decided in the Successor Agency's favor at the Superior Court level, but DOF has appealed that decision to the Appellate Court. He noted that while he fully expects DOF to continue to reject that item on the ROPS, the Appellate Court's decision should determine whether DOF will need to reimburse the Successor Agency.

He stated the second shaded item that was previously disallowed relates to another item in the same lawsuit which was decided in DOF's favor and will not be claimed on future ROPS. He noted nothing is being claimed in relation to that item.

He indicated previous ROPS included a prior years' expenditures sheet to determine the agency's cash on hand, which was not included in this ROPS because DOF plans to develop an annual reporting sheet for the next ROPS to align with the new annual ROPS format.

Chairman Ruh asked when the administrative fee case would be heard by the Appellate Court.

Finance Director Parker advised the case is expected to be heard in mid to late February.

Moved by Board Member Catlin and seconded by Board Member Piotrowski that Resolution No. 16-01 be adopted.

Resolution No. 16-01, entitled, "A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE CITY OF MONTCLAIR REDEVELOPMENT AGENCY ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 1, 2016, THROUGH JUNE 30, 2017, PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 34177," was adopted by the following vote:

AYES: Piotrowski, Hillman, Erickson, Catlin, Johnson, Ruh
NOES: None
ABSTAIN: None
ABSENT: Richardson

B. Consider Adoption of Resolution No. 16-02 Approving the Successor Agency's Proposed Administrative Budgets for July 1, 2016, through December 31, 2016; and January 1, 2017, through June 30, 2017

Finance Director Parker noted when DOF decided to move to an annual ROPS, they overlooked coordinating a similar change to the administrative budget reporting timeline, so staff has decided to complete both 6-month administrative budgets covering the same period as the annual ROPS.

Oversight Board Counsel Kotkin recommended the Oversight Board adopt the Resolution with the following revisions:

~~WHEREAS, pursuant to the Code 34179(h)(2), the actions of the Oversight Board, including those approved by this Resolution, do not become effective for five (5) business days after submission, pending any request for review by DOF.~~

~~Section 4. Pursuant to Health and Safety Code Section 34179(h)(2), all actions taken by the Oversight Board may be reviewed by the DOF; therefore, this Resolution shall be effective on the date five (5) business days after its adoption, absent and pending any DOF request for review.~~

Section **4.5**: The Secretary of the Oversight Board shall certify to the adoption of this Resolution and shall maintain this Resolution and the Administrative Budgets approved hereunder on file as public records.

Moved by Vice Chairperson Johnson and seconded by Board Member Piotrowski that Resolution No. 16-02 be adopted, as amended.

Resolution No. 16-02, entitled, "A RESOLUTION OF THE OVERSIGHT BOARD FOR THE SUCCESSOR AGENCY TO THE CITY OF MONTCLAIR REDEVELOPMENT AGENCY APPROVING THE

SUCCESSOR AGENCY'S PROPOSED ADMINISTRATIVE BUDGETS FOR JULY 1, 2016, THROUGH DECEMBER 31, 2016 AND JANUARY 1, 2017 THROUGH JUNE 30, 2017, PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 34177(j)," was adopted, as amended, by the following vote:

AYES: Piotrowski, Hillman, Erickson, Catlin, Johnson, Ruh
NOES: None
ABSTAIN: None
ABSENT: Richardson

V. COMMUNICATIONS

A. Staff

1. Former Redevelopment Agency Revenue Redistributed to Taxing Agencies

Finance Director Parker noted an informational report is provided on page 18 of the Oversight Board's agenda packet. He stated this report outlines the payments made to taxing entities by the County every six months in relation to the ROPS disbursements. He requested Oversight Board members check this report against the amounts received by their respective agencies to ensure they are receiving these payments from the County.

2. Status Report on the Disposition of Ramona Avenue/State Street Property

Deputy City Manager/Economic Development Director Staats noted there are two proposals for the parcel, which staff will be reviewing in more detail. She advised that once staff rates the proposals, the Successor Agency Board will make a recommendation to the Oversight Board to engage a selected party in development of a Purchase and Sale Agreement related to disposition efforts.

B. Chairman and Members

1. Chairman Ruh thanked the members of the Oversight Board for their support and participation in this lengthy and somewhat grueling process.

VI. ADJOURNMENT

At 6:16 p.m., Chairman Ruh adjourned the Oversight Board of Directors.

Submitted for Oversight Board approval,



Andrea M. Phillips
Secretary