

**SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
OF THE CITY OF FRESNO**

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Oversight Board to the  
Successor Agency to the Redevelopment Agency  
of the City of Fresno

Executive Director  
Marlene Murphey

Chair  
Terry Bradley

Members  
Larry Hodges  
Alan Hofmann  
Debbie Poochigian  
Doug Vagim  
Rene Watahira  
Larry Westerlund

**AGENCY BRIEFING REPORT**

Date: February 25, 2016  
To: Oversight Board Members  
From: Debra Barletta  
Through: Marlene Murphey  
Subject: Agenda Item III.

2016 FEB 19 AM 9 21  
CITY CLERK, FRESNO CA

RECEIVED

The Department of Finance has requested that the Successor Agency obtain a separate resolution from the Oversight Board approving the use of \$137,007.01 of Other Income (in lieu of RPTTF) for enforceable obligation payments during the period July 1, 2015 through December 31, 2015 (ROPS 15-16A).

In all previous ROPS, the Department of Finance instructed the Agency to utilize Other Income before RPTTF as required by Health & Safety Code Section 34177(l)(1)(E). Now, however, the Department of Finance is requiring a separate approval from the Oversight Board in accordance with Health & Safety Code Section 34177(a)(4) even though the income and expenditure of the \$137,007.01 was reported in the Report of Cash Balances in ROPS 16-17. Since it was impossible to determine the amount of Other Income the Agency would receive during the period July 1, 2015 through December 31, 2015 in advance of the preparation of the ROPS 15-16A, the Oversight Board approval must be obtained after the Other Income has been spent. Otherwise, the Agency would not have been able to comply with Health & Safety Code Section 34177(l)(1)(E).

Attachment: Resolution

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE FRESNO REDEVELOPMENT AGENCY APPROVING THE USE OF \$137,007.01 OF OTHER INCOME DURING THE PERIOD JULY 1, 2015 THROUGH DECEMBER 31, 2015 (ROPS 15-16A)

WHEREAS, by Resolution OB-21, the Oversight Board approved and adopted the Recognized Obligation Payment Schedule for the period July 1, 2015 through December 31, 2015 (ROPS15-16A) authorizing the expenditure of \$7,298,175 of Redevelopment Property Tax Trust Fund (RPTTF) funding; and,

WHEREAS, by Resolution OB-29, the Oversight Board approved and adopted the Recognized Obligation Payment Schedule for the period July 1, 2016 through June 30, 2017 (ROPS 16-17) which included a Report of Cash Balances for the period July 1, 2015 through December 31, 2015 evidencing the receipt and expenditure of \$137,007.01 of Other Income; and,

WHEREAS, Section 34177(l)(1)(E) of the Health and Safety Code provides that RPTTF may be used as a funding source, but only to the extent no other funding source is available or when payment from property tax revenues is required by an enforceable obligation; and,

WHEREAS, Section 34177(a)(4) of the Health and Safety Code requires the Successor Agency to obtain Oversight Board approval for enforceable obligation payments made from sources other than those listed in the Recognized Obligation Payment Schedule; and,

WHEREAS, ROPS 15-16A did not list \$137,007.01 of Other Income received and expended for enforceable obligation payments (in lieu of RPTTF) during the period July 1, 2015 through December 31, 2015.

NOW, THEREFORE, IT IS RESOLVED, by the Oversight Board as follows:

SECTION 1. The Oversight Board hereby finds and determines that the foregoing recitals are true and correct.

SECTION 2. The Oversight Board hereby approves the use of \$137,007.01 of Other Income (in lieu of RPTTF) for enforceable obligation payments during the period July 1, 2015 through December 31, 2015.

SECTION 3. The Oversight Board hereby directs the Successor Agency to submit this Resolution to the State of California Department of Finance and post this Resolution on the Successor Agency's website.

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SECTION 4. This Resolution shall be effective in accordance with CRL section 34179(h).

ADOPTED by the Oversight Board this \_\_\_\_\_ day of February, 2016.

\_\_\_\_\_  
TERRY BRADLEY  
Chair of the Board

Attest:

I, YVONNE SPENCE, City Clerk/Clerk of the Oversight Board hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the Oversight Board for the City of Fresno as Successor Agency to the Redevelopment Agency of the City of Fresno at its meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2016, by the following vote, to wit:

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Fresno, California, this \_\_\_\_\_ day of January, 2016.

\_\_\_\_\_  
Yvonne Spence  
City Clerk/Clerk of the Oversight Board