

Written materials relating to an item on this agenda that are distributed to the legislative bodies within 72 hours before the item is to be considered at its regularly scheduled meeting will be made available for public inspection at the Library, 251 South "A" Street and the City Clerk's Office, 305 West Third Street during customary business hours. The agenda reports are on the City of Oxnard web site at www.ci.oxnard.ca.us.



AGENDA
OXNARD CITY COUNCIL
OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY
***OXNARD FINANCING AUTHORITY**
***OXNARD HOUSING AUTHORITY**
Regular Meetings
City Council Chambers, 305 West Third Street, Oxnard
May 8, 2012
5:30 P.M. Closed Session

A. ROLL CALL/POSTING OF AGENDA

*** The Oxnard Housing Authority and the Oxnard Financing Authority will not meet because there are no items requiring consideration on this date.**

B. PUBLIC COMMENTS ON CLOSED SESSION ITEMS

At this time, a person may address the legislative body only on matters appearing on the closed session agenda. The presiding officer shall limit public comments to three minutes.

C. CLOSED SESSION - (Please see page 5 for a description of closed session items)

D. OPENING CEREMONIES – 7:00 P.M.

Pledge of allegiance to the flag of the United States.

E. CEREMONIAL CALENDAR

1. **SUBJECT:** Presentation of Commendation to Donna Helms for 16 Years of Exemplary Service to the City of Oxnard.
2. **SUBJECT:** Presentation of 29th Annual Strawberry Festival Poster.

In compliance with the Americans with Disabilities Act, if you require special assistance to participate in a meeting, please contact the City Clerk's Office at 385-7803. Notice at least 72 hours prior to the meeting will enable the City to reasonably arrange for your accessibility to the meeting.

City of Oxnard internet address: www.ci.oxnard.ca.us.

F. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA (30 Minutes)

At this time, the legislative body will consider public comments for a maximum of thirty minutes. A person may address the legislative body only on matters not appearing on the agenda and within the subject matter jurisdiction of the legislative body. A person not able to address the legislative body at this time because the thirty minutes expires may do so just prior to adjournment of the meeting. The legislative body cannot enter into a detailed discussion or take any action on any items presented during public comments at this time. Such items may only be referred to the City Manager/Executive Director/Secretary for administrative action or scheduled on a subsequent agenda for discussion. Persons wishing to speak on public hearing items should do so at the time of the hearing. The presiding officer shall limit public comments to three minutes.

G. REVIEW OF INFORMATION/CONSENT AGENDA

The members of the legislative body will consider whether to remove Information/Consent Agenda items for discussion later during the meeting.

H. PUBLIC COMMENTS ON INFORMATION/CONSENT AGENDA

At this time, a person may address the legislative body only on matters appearing on the information/consent agenda. The presiding officer shall limit public comments to three minutes.

I. INFORMATION/CONSENT AGENDA

City Manager Department

1. **SUBJECT:** Agreements for City Council Review. (001)

RECOMMENDATION: Pursuant to Ordinance 2835, approve and authorize the Interim City Manager, to execute the attached agreements/contracts and change orders/amendments in amounts more than \$25,000 but less than \$250,000.

Legislative Body: CC

Contact: Karen Burnham

Phone: 385-7430

Public Works Department

2. **SUBJECT:** Agreement with Ventura County Railroad for Grade Crossing Improvements. (003)

RECOMMENDATION: Approve and authorize the Mayor to execute an agreement with Ventura County Railroad (VCRR) (A-7477) in the amount of \$580,000 to improve the existing grade crossings at Hueneme Road and the Ventura County Watershed Protection District Flood Control Channel.

Legislative Body: CC

Contact: Lou Balderrama

Phone: 340-5358

J. TRANSMITTAL OF INFORMATION ONLY ITEMS

Phone: 385-7483

May 8, 2012

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Community Development Department

2. **SUBJECT:** Adoption of Revised Recognized Obligation Payment Schedule ("ROPS") for the Period February 1, 2012, Through June 30, 2012. (039)
RECOMMENDATION: That the Community Development Commission Successor Agency ("Successor Agency"), in accordance with the requirements of ABx1 26, adopt a resolution approving a Revised ROPS, setting forth a schedule of payments for obligations of the Successor Agency, for the period of February 1, 2012, through June 30, 2012.
Legislative Body: SA Contact: Kymberly Horner Phone: 385-7407
3. **SUBJECT:** Successor Agency Amended Administrative Budget for the Period of February 1, 2012, Through June 30, 2012. (059)
RECOMMENDATION: That the Community Development Commission Successor Agency ("Successor Agency"), adopt a resolution approving an amended administrative budget for the period of February 1, 2012, through June 30, 2012.
Legislative Body: SA Contact: Kymberly Horner Phone: 385-7407
4. **SUBJECT:** Adoption of the Recognized Obligation Payment Schedule ("ROPS") for the period July 1, 2012, Through December 31, 2012. (065)
RECOMMENDATION: That the Community Development Commission Successor Agency ("Successor Agency") in accordance with the requirements of ABx1 26, adopt a resolution approving a ROPS, setting forth a schedule of payments for obligations of the Successor Agency, for the period July 1, 2012, through December 31, 2012.
Legislative Body: SA Contact: Kymberly Horner Phone: 385-7407
5. **SUBJECT:** Successor Agency Administrative Budget for the Period of July 1, 2012, Through December 31, 2012. (081)
RECOMMENDATION: That the Community Development Commission Successor Agency ("Successor Agency"), adopt a resolution approving an administrative budget for the period July 1, 2012, through December 31, 2012.
Legislative Body: SA Contact: Kymberly Horner Phone: 385-7407

Fire Department

6. **SUBJECT:** Fire Station #8 Project Lease Financing Structure. (087)
RECOMMENDATION: Authorize the Fire Chief to negotiate a lease financing structure for the Fire Station #8 Project with Oxnard Fire Station, LLC.
Legislative Body: CC Contact: Brad Windsor Phone: 385-7708

PUBLIC COMMENTS ON REPORTS

At this time, a person may address the legislative body only on matters appearing on the reports. The presiding officer shall permit a person to address the legislative body after the staff presentation on the report and before the consideration of the report by the legislative body. The presiding officer shall limit public comments to three minutes.

Q. APPOINTMENT ITEMS

R. STUDY SESSION

Finance Department

1. **SUBJECT:** Requests for Proposal, Qualifications, and Bids. (091)
RECOMMENDATION: Receive a presentation on the City's procedures and practices concerning use of Requests for Proposal (RFP), Requests for Qualifications, (RFQ) and Requests for Bids (RFB).
 Legislative Body: CC Contact: James Cameron Phone: 385-7461

S. PUBLIC COMMENTS ON STUDY SESSION

At this time, a person may address the legislative body only on matters appearing on the study session agenda. The presiding officer shall permit a person to address the legislative body after the staff presentation on the item and before the consideration of the item by the legislative body. The presiding officer shall limit public comments to three minutes.

C. CLOSED SESSION - (Continued from page 1)

1. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION.**
CC Senko, Marianne v. City of Oxnard, et al
Ventura County Superior Court Case No. 56-2011-00392819-CU-PO-VTA

The City Manager and the City Attorney requested that this item be discussed in closed session under the Brown Act exception of Conference with Legal Counsel – Existing Litigation. The purpose of the closed session is to report to City Council on the status of the litigation.

- 2. CONFERENCE WITH LEGAL COUNSEL - POTENTIAL LITIGATION.**
CC/SA On the advice of the City Attorney and Successor Agency Counsel, pursuant to Government Code section 54956.9(b)(3)(C), there is significant exposure to litigation against the City in one potential case based upon a receipt of a claim under the Tort Claims Act, filed with the City Clerk by Gary Thompson on April 20, 2012. A copy of the claim is available for public review at the Office of the City Clerk.

The City Attorney and Successor Agency Counsel requested that this item be discussed in closed session under the Brown Act exception of Conference with Legal Counsel – Potential Litigation.

T. ADJOURNMENT



Meeting Date: 5/08/2012

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Karen R. Burnham, Interim City Manager

Agenda Item No. I-1

Reviewed By: City Manager JB City Attorney JD Finance JC Other (Specify) _____

DATE: May 3, 2012

TO: City Council

FROM: Karen R. Burnham, Interim City Manager
City Manager's Office

SUBJECT: Agreements for City Council Review

RECOMMENDATION

That City Council, pursuant to Ordinance 2835, approve and authorize the City Manager, to execute the agreements/contracts and change orders/amendments in amounts more than \$25,000 but no more than \$250,000, which are described on the attached list.

DISCUSSION

On November 16, 2010, the City Council approved changes to the City's Purchasing Procedures reducing the threshold for City agreements/contracts and change orders/amendments requiring City Council approval to \$25,000. The agreements/contract and change orders/amendments described on the attached list involve amounts above \$25,000 and up to \$250,000.

FINANCIAL IMPACT

Funding information is included on the attached list.

Attachment - #1 – List of Agreements/Contracts and/or Change Orders/Amendments

NOTE: Copies of the agreement/contracts and change orders/amendments on the list are available in the City Clerk's Office after 8:00 a.m. on Friday prior to the Council meeting.

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☒ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Lou Balderrama City EngineerAgenda Item No. I-2Reviewed By: City Manager [Signature] City Attorney [Signature] Finance [Signature] Public Works [Signature]

DATE: April 20, 2012

TO: City Council

FROM: Rob Roshanian, Interim Public Works Director
Public WorksSUBJECT: Agreement with Ventura County Railroad for Grade Crossing Improvements
(Agreement No. A-7477)**RECOMMENDATION**

That City Council approve and authorize the Mayor to execute an agreement with Ventura County Railroad (VCRR) in the amount of \$580,000 to improve the existing grade crossings at Hueneme Road and the Ventura County Watershed Protection District Flood Control Channel (Agreement No. A-7477).

DISCUSSION

The existing railroad crossings at the intersections of Hueneme Road and the Ventura County Watershed Protection District Flood Control Channel is deteriorated and needs to be improved to accommodate the new road width from 2 lanes to 4 lanes on Hueneme Road between Arcturus Avenue and Salvador Drive. The railroad company performs all work within their right-of-way, and does not permit the City of Oxnard or any of its contractors to do the repairs. The City has requested that VCRR coordinate the timing of such work with the widening project on Hueneme Road to minimize traffic impacts.

This crossing improvement is included in the Hueneme Road Widening Project that is under review for approval by Caltrans for Surface Transportation Act (STA) Funding reimbursement. STA was established and is authorized by the Federal Government as federal aid for transportation projects that are administered by Caltrans. The estimated cost for VCRR to perform these improvements is \$580,000. The City and Caltrans will be executing a Program Supplement Agreement for Caltrans to administer the STA funds in the amount of \$2,699,615 to the City for the Hueneme Road Widening Project. Staff will return to City Council to recommend the plans and specifications and appropriate the STA funding for the Hueneme Road Widening Project.

Agreement with Ventura County Railroad for Grade Crossing Improvements
(Agreement No. A-7477)
April 20, 2012
Page 2

FINANCIAL IMPACT

STA funds will provide sufficient funding in the Hueneme Road Widening Project No. 983109 to cover the cost of the Railroad Grade Crossing Improvements

Attachment #1 - Agreement No. A-7477

GRADE CROSSING IMPROVEMENTS AGREEMENT

AGREEMENT entered into this 1st day of May 2012, by and between THE VENTURA COUNTY RAILROAD, called herein "VCRR" and THE CITY OF OXNARD, CALIFORNIA, called herein "City".

WHEREAS, the City desires to improve the existing grade crossings on Hueneme Road between Salvador Drive and Arcturus Avenue as part of the Hueneme Road Widening Project, by installing precast concrete crossing surface with the corresponding track structure and safety devices to support it; and

WHEREAS, VCRR is agreeable to completing the at grade crossing improvement work performed subject to the following terms and conditions of this Agreement;

NOW, THEREFORE, the parties agree as follows:

1. The total estimated cost for this project is \$580,000. City's obligation under this Agreement shall not exceed the estimated cost, without further approval by the City. Prior to VCRR performing any work on this project, City will deposit with VCRR the amount of \$580,000 to cover the estimated costs of the project as shown on the estimate attached hereto as Exhibit A. Should the bids for material, labor, equipment, and other expenses exceed the estimate in aggregate; the VCRR shall submit a written request to the City for an increase in the project cost. If permission cannot be obtained from the City, the VCRR shall return all funds advanced from the City and this Agreement shall be considered terminated pursuant to Section 6. Upon completion of the work VCRR will bill for actual labor, equipment, and other costs in an amount not to exceed the estimated labor, equipment, and other costs without further approval by the City. Should the actual material costs be less than estimated, then VCRR will apply the difference against the final bill for actual labor costs, with a written accounting of the final costs, and the City will reimburse VCRR for the net actual costs of the project with 45 days of receipt of the bill.
2. Work is to be done during normal working hours and will require a 48 hour closure for each street crossing. If the City requires the surface improvement work to be performed on a weekend, City agrees to pay for any additional costs incurred due to overtime pay for VCRR and/or Contractors or any other extra expenses associated with the weekend work. City will install asphalt road approaches and be responsible for any required notification of the public.
3. VCRR will cause its contractors to pay prevailing wages to all persons working on the project.
4. This Agreement shall commence upon execution of this Agreement by both parties and shall continue for 240 calendar days, subject to prior termination as hereinafter described.

5. If either party shall default in any of the agreements contained in this document the other may terminate this Agreement by serving ten (10) days notice in writing upon the defaulting party. Any waiver by the non-defaulting party of any default shall not constitute a waiver of the right to terminate this Agreement for any subsequent defaults, nor shall any such waiver in any way affect the parties' ability to enforce any sections of this Agreement. The remedy set forth in this section shall be in addition to and not in limitation of any other remedies may have at law or in equity.
6. This agreement may be terminated by either party, at any time, by serving ten (10) days written notice of termination on the other party.
7. The parties shall observe and comply with any and all federal, state, and local laws and regulations in the performance of this Agreement.
8. This Agreement is the full and complete Agreement between the parties and supersedes any and all other agreements between the parties hereto relating to the installation of the improvements at the grade crossings.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in duplicate the day and year first above written.

THE VENTURA COUNTY RAILROAD

CITY OF OXNARD

By: _____
Randy Perry
General Manager

By: _____
Print: Dr. Thomas E. Holden
Title: Mayor

Date: _____

Date: _____

ATTEST:

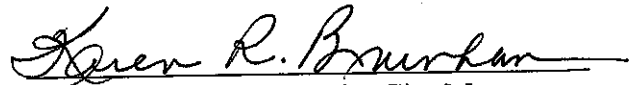
Daniel Martinez, City Clerk

APPROVED AS TO FORM:

Alan Holmberg, City Attorney 5-1-12

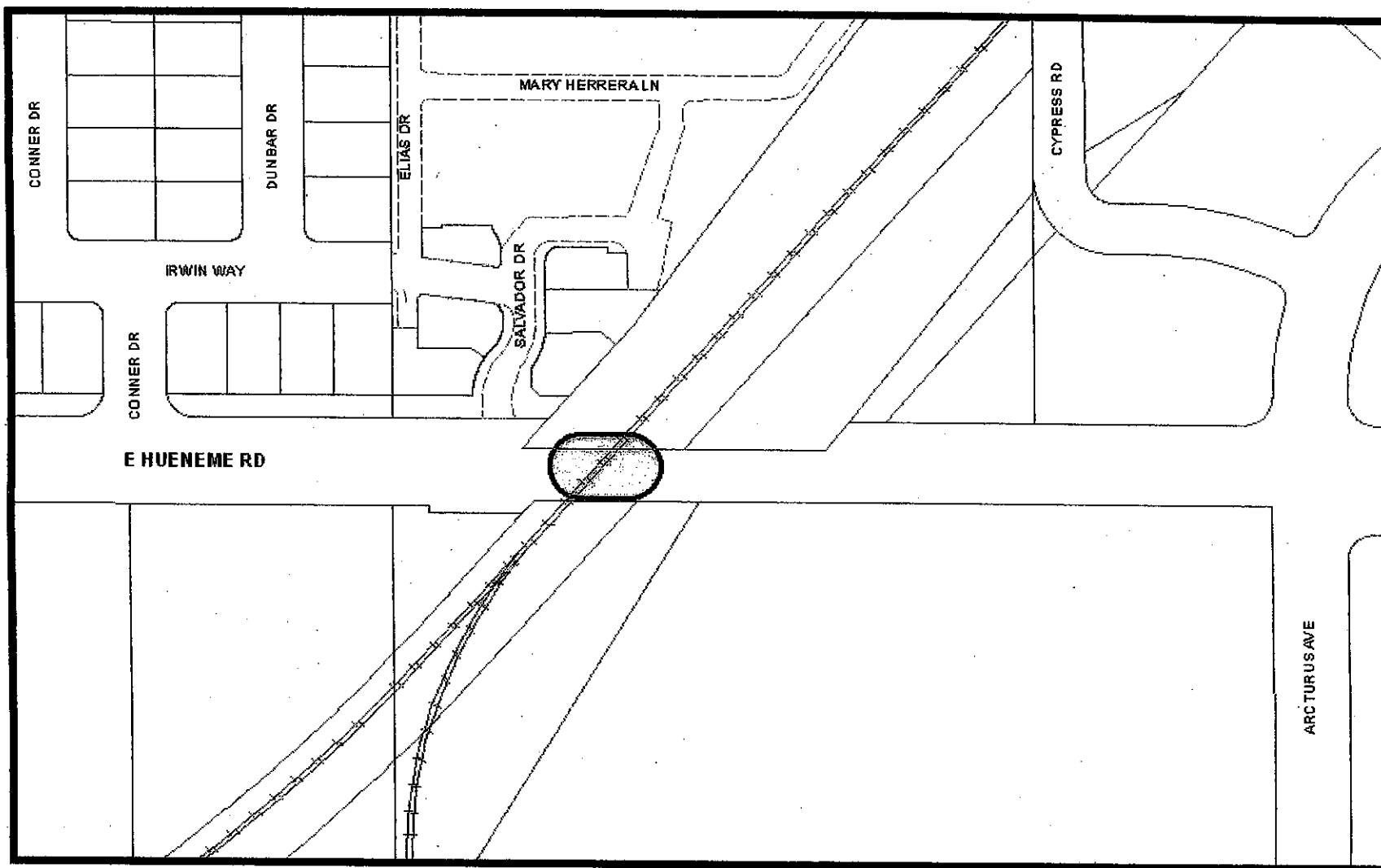
APPROVED AS TO AMOUNT:


Karen R. Burnham, Interim City Manager

APPROVED AS TO CONTENT:


Rob Roshanian,
Interim Public Works Director


Lou Balderrama, City Engineer



NOT TO SCALE

HUENEME ROAD WIDENING **LOCATION OF RAILROAD CROSSING**

Ventura County Railroad At Grade Crossing Improvements
Item Numbers 78, 79 and 80 in the Project - \$580,000

Item 78 – Railroad Crossing	- \$250,000
Item 79 – Railroad Gate, Signal, Instrumentation	- \$300,000
Item 80 – Relocation of Advertised Billboard	- \$30,000
Total	- \$580,000



Meeting Date: 05 /08 / 12

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☒ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Assistant Chief Jason Benites

Agenda Item No. K-1

Reviewed By: City Manager

City Attorney

Finance

Other (Specify)

DATE: April 24, 2012

TO: City Council

FROM: Jeri Williams, Chief of Police
Police Department

SUBJECT: Edward Byrne Memorial Justice Assistance Grant Formula Program (JAG):
FY 2012 Local Solicitation

RECOMMENDATION

That City Council adopt a resolution:

1. Authorizing the City Manager to execute and submit an application for U.S. Department of Justice (DOJ) grant funds in the amount of \$123,162 from the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program's FY 2012 Local Solicitation.
2. Authorizing the City Manager to execute a Memorandum of Understanding (City of Oxnard Agreement A-7489) with the County of Ventura and the Cities of San Buenaventura, Thousand Oaks and Simi Valley, designating the City of Oxnard as the lead agency and fiscal agent for the JAG.
3. Authorizing the City Manager or designee to execute grant agreements and appropriate funds upon notification of grant award.
4. Authorizing the Chief Financial Officer or designee to submit financial reports and grant claims and approve special budget appropriations for the use of JAG funds.
5. Authorizing the Chief of Police or designee to submit all program related progress or status reports.

DISCUSSION

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program is the primary provider of federal criminal justice funding to state and local jurisdictions. JAG funded projects may address crime through the provision of services directly to individuals and/or communities and by improving the effectiveness and efficiency of criminal justice systems, processes, and procedures. A recent JAG funding allocation list provided by the Bureau of Justice Statistics

(BJS) announced that the combined award amounts for agencies within Ventura County totals \$123,162. Of this amount, the City of Oxnard is eligible to receive an award of \$58,270. No funding match is required.

BJS requires that a joint application be submitted by agencies within Ventura County. The City of Oxnard, whose award amount is 47% of the overall JAG award eligibility among Ventura County and its cities, will serve as the grant's lead agency. The lead agency will submit the application on behalf of all parties, and will receive the award and then disburse it to other grantees within Ventura County. The City of Oxnard intends to reallocate five percent (5%), or \$6,158 of the total countywide award eligibility to the City of Oxnard for costs related to administering the grant. Upon receipt of authorization from City Council, a Memorandum of Understanding will be circulated to participating agencies for signatures.

Of the \$123,162 in countywide JAG funding, the awards will be distributed as follows:

Agency	Base Award	5% Fee	Adjusted Award
County of Ventura	15,162	758	14,404
Oxnard	58,270	2,914	55,356
San Buenaventura	26,284	1,314	24,970
Simi Valley	11,940	597	11,343
Thousand Oaks	11,506	575	10,931
City of Oxnard - Administration Fee			6,158
Total	123,162	6,158	123,162

Funds from this grant can be used to improve or enhance law enforcement programs and preserve and/or create jobs, which may include equipment/supplies, training, personnel, and/or contractual support. Grantees may utilize JAG funds for state and local initiatives, technical assistance, training, personnel, equipment, supplies, contractual support, and information systems for criminal justice, as well as research and evaluation activities that will improve or enhance law enforcement programs related to criminal justice. The grant's monies may not supplant or replace funds that have been appropriated for the same purpose.

The Oxnard Police Department intends to apply its \$55,356 share of JAG funding towards the following program:

Patrol Portable Radios	\$55,356
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The application deadline for JAG grant funding is May 14, 2012.

FINANCIAL IMPACT

Approval of this recommendation will have no effect on the General Fund Operating Reserve. This grant does not require any matching contribution. The funding will serve to supplement public safety and will not supplant existing effort.

JB

Attachment #1 - Resolution Approving Submittal of Application

Attachment #2 – JAG Grant Application

CITY COUNCIL OF THE CITY OF OXNARD

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OXNARD APPROVING
SUBMITTAL OF GRANT APPLICATION AND APPROVING THE EXECUTION OF A
MEMORANDUM OF UNDERSTANDING DESIGNATING THE CITY OF OXNARD
AS THE LEAD AGENCY AND FISCAL AGENT FOR GRANT FUNDS**

WHEREAS, City Council Resolution No. 12,053 sets out the procedure by which City staff may submit grant applications, following approval by resolution of the City Council; and

WHEREAS, U.S. Department of Justice grant funds in the amount of \$123,162 from the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program has been allocated to law enforcement agencies within the County of Ventura; and

WHEREAS, a joint application for JAG funds must be submitted by law enforcement agencies within the County of Ventura; and

WHEREAS, the County of Ventura and the Cities of San Buenaventura, Thousand Oaks and Simi Valley have designated the City of Oxnard as the lead agency and fiscal agent for the JAG; and

WHEREAS, the Police Department has requested that City Council approve the submittal of a joint application to the U.S. Department of Justice for \$123,162 in JAG funds, with the City's portion to be used for patrol portable radios.

NOW, THEREFORE, the City Council of the City of Oxnard resolves as follows:

1. The City Manager is authorized to execute and submit a grant application for the Edward Byrne Memorial Assistance Grant (JAG) Formula Program.
2. The City Manager is authorized to execute a Memorandum of Understanding with the County of Ventura and the Cities of San Buenaventura, Thousand Oaks and Simi Valley, designating the City of Oxnard as the lead agency and fiscal agent for the JAG.
3. The City Manager or designee is authorized to execute grant agreements.
4. The Chief Financial Officer or designee is authorized to submit financial reports and grant claims and approve special budget appropriations for the use of grant funds.

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ATTACHMENT NO. 1
PAGE 1 OF 2

5. The Chief of Police or designee is authorized to submit all program related progress or status reports.

PASSED AND ADOPTED this 8th day of May, 2012, by the following vote:

AYES:

NOES:

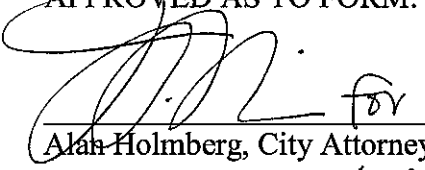
ABSENT:

Dr. Thomas E. Holden, Mayor

ATTEST:

APPROVED AS TO FORM:

Daniel Martinez, City Clerk



Alan Holmberg, City Attorney

for
4.30.12

ATTACHMENT NO. 1
PAGE 2 OF 2



BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation 2012-H1500-CA-DJ


[Application](#)
[Correspondence](#)
[Switch to ...](#)

Application Handbook

Overview

[Overview](#)
[Applicant Information](#)

This handbook allows you to complete the application process for applying to the BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation. At the end of the application process you will have the opportunity to view and print the SF-424 form.

[Project Information](#)
[Budget and Program Attachments](#)
[Assurances and Certifications](#)
[Review SF 424](#)
[Submit Application](#)
[Help/Frequently Asked Questions](#)
[GMS Home](#)
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*Type of Submission	☐ Application Construction ☒ Application Non-Construction ☐ Preapplication Construction ☐ Preapplication Non-Construction
*Type of Application	If Revision, select appropriate option If Other, specify New Type of Revision
*Is application subject to review by state executive order 12372 process?	☐ Yes This preapplication/application was made available to the state executive order 12372 process for review on ☐ No Program is not covered by E.O. 12372 ☒ N/A Program has not been selected by state for review

[Save and Continue](#)



**BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG)
Program Local Solicitation 2012-H1500-CA-DJ**

[Application](#)[Correspondence](#)

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Application Handbook**Applicant Information**[Overview](#)

Verify that the following information filled is correct and fill out any missing information.
To save changes, click on the "Save and Continue" button.

[Applicant
Information](#)[Project Information](#)[Budget and
Program
Attachments](#)[Assurances and
Certifications](#)[Review SF 424](#)[Submit Application](#)[Help/Frequently
Asked Questions](#)[GMS Home](#)[Log Off](#)

*Is the applicant delinquent on any federal debt	☐ Yes ☒ No
*Employer Identification Number (EIN)	95 - 6000756
*Type of Applicant	Municipal
Type of Applicant (Other):	
*Organizational Unit	Oxnard Police Departm
*Legal Name (Legal Jurisdiction Name)	City of Oxnard
*Vendor Address 1	305 West 3rd Street
Vendor Address 2	
*Vendor City	Oxnard
Vendor County/Parish	
*Vendor State	California
*Vendor ZIP	93030 - 5790 Zip+4 Lookup
Please provide Point of Contact Information for matters involving this application	
*Contact Prefix:	Ms.
Contact Prefix (Other):	
*Contact First Name:	Amy
Contact Middle Initial:	
*Contact Last Name:	Van Atta
Contact Suffix:	Select a Suffix
Contact Suffix (Other) :	
*Contact Title:	Grants Manager
*Contact Address Line 1:	251 South C Street

Contact Address Line 2:	
*Contact City	Oxnard
Contact County:	
*Contact State:	California
*Contact Zip Code:	93030 - 5790 Zip+4 Lookup
*Contact Phone Number:	805 385 7653 Ext:
Contact Fax Number:	805 385 7466
*Contact E-mail Address:	amy.vanatta@oxnardpd.org Email Help

Save and Continue



BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation 2012-H1500-CA-DJ

[Application](#)[Correspondence](#)

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Application Handbook**Project Information**[Overview](#)[Applicant Information](#)[Project Information](#)[Budget and Program Attachments](#)[Assurances and Certifications](#)[Review SF 424](#)[Submit Application](#)[Help/Frequently Asked Questions](#)[GMS Home](#)[Log Off](#)

*Descriptive Title of Applicant's Project Ventura County Edward Byrne Memorial JAG Program FY2012		
*Areas Affected by Project Ventura County, CA		
Proposed Project		
	*Start Date	October 01 2011
	*End Date	September 30 2015
*Congressional Districts of		
	Project	Congressional District 01, CA Congressional District 02, CA Congressional District 03, CA Congressional District 04, CA
*Estimated Funding		
Federal	\$	123162 .00
Applicant	\$	0 .00
State	\$	0 .00
Local	\$	0 .00
Other	\$	0 .00
Program Income	\$	0 .00
TOTAL	\$	123162 .00

Save and Continue



**BJA FY 12 Edward Byrne Memorial Justice Assistance
Grant (JAG) Program Local Solicitation 2012-H1500-CA-DJ**



[Application](#)

[Correspondence](#)

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Application Handbook

Budget and Program Attachments

[Overview](#)

This form allows you to upload the Budget Detail Worksheet, Program Narrative and other Program attachments. Click the Attach button to continue.

[Applicant
Information](#)

[Project Information](#)

[Budget and
Program
Attachments](#)

[Assurances and
Certifications](#)

Attachment 1 Program Narrative.docx	Delete
Attachment 2 Budget and Narrative.docx	Delete
Attachment 3 Review Narrative.docx	Delete
Attachment 4 Abstract Narrative.docx	Delete
Click on the Attach Button to upload an attachment	Attach

[Review SF 424](#)

[Submit Application](#)

Your files have been successfully attached, but the application has not been submitted to OJP. Please continue with your application.

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**CITY OF OXNARD
VENTURA COUNTY'S EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE
GRANT FY2012 LOCAL SOLICITATION
PROGRAM NARRATIVE
ATTACHMENT 1**

The five (5) Ventura County agencies jointly applying for this grant will utilize the funding for enhancement items, including: Portable Radios, Supplies for Drug Recognition and Enforcement, Infrared Security Cameras, GPS Navigators, Labeling System, Jump Starters, Pocket Recorders, Digital Cameras, Children's Identification Cards, Junior Deputy Stickers, Phone Contact Cards, Rifle Rack, Vest Carriers, Televisions and Mounting Equipment, Puma Recorders, Flashlights, Binoculars, Crossroads Traffic GIS System Interface, Security Cameras, and Ballistic Helmets. The various expenditures are needed to improve the safety and quality of life of the residents and visitors of Ventura County. The grant funding will be distributed as follows:

Jurisdiction Name	5% Fee	Equipment	Supplies	Total
Ventura County	758		14,404	15,162
Oxnard City	2,914		55,356	58,270
San Buenaventura City	1,314	15,000	9,970	26,284
Simi Valley City	597		11,343	11,940
Thousand Oaks City	575		10,931	11,506
Total	6,158	15,000	102,004	123,162

Total Allocation \$123,162

The City of Oxnard, as lead agency, will be charging a 5% administrative fee.

The expenditures will be segregated by the City of Oxnard Grants Division with an assigned grant/project number and account numbers specifically allocated to this grant. The activities will begin upon approval of the grant application. The various agencies will track their performance objectives and submit them to the City of Oxnard prior to each reporting period.

**CITY OF OXNARD
VENTURA COUNTY'S EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE
GRANT FY2012 LOCAL SOLICITATION
BUDGET AND BUDGET NARRATIVE
ATTACHMENT 2**

Budget Summary

Jurisdiction Name	5% Fee	Equipment	Supplies	Total
Ventura County	758		14,404	15,162
Oxnard City	2,914		55,356	58,270
San Buenaventura City	1,314	15,000	9,970	26,284
Simi Valley City	597		11,343	11,940
Thousand Oaks City	575		10,931	11,506
Total	6,158	15,000	102,004	123,162

Total Allocation \$123,162

Budget Narrative

The Ventura County agencies are requesting grant funding for the following items, described by category:

Equipment

San Buenaventura: Crossroads Traffic GIS System Interface

Supplies

County of Ventura: Pen Lights with Pupil Gauge
Qwik Code CA Penal Code Field Reference Guides
Qwik Code CA Vehicle Code Field Reference Guides
Physician Desk Reference
The Pill Book
Detecto PS6A Portion Control Digital Weight Narcotic Scale
Escali Primo Digital Multifunction Weight Scales
NIK Public Safety Inc Drug Testers
Infrared Security Cameras
GPS Navigators
Labeling Systems with Case and Labeling Tape
12-Volt Jump Starters
Digital Pocket Recorders
Digital Cameras plus Data Storage Cards and Cases
"My Print" Children's Identification Cards
Junior Deputy Stickers
Phone Contact Cards
Night Vision Binoculars
Traffic Cones

San Buenaventura: Citywide Security Cameras

Oxnard: Patrol Portable Radios

Simi Valley: Ballistic Helmets

Thousand Oaks: QUAD AR Rifle Rack and Stand
Vest Carriers
Two Televisions, Mounting Equipment and Service Plans
Digital Cameras, Memory Cards and Cases
PUMA III Recorders
LED Rechargeable Flashlights

Administrative Fee

The City of Oxnard shall receive 5% (\$6,158) of the total award amount to cover costs in administering the grant during the grant period.

**CITY OF OXNARD
VENTURA COUNTY'S EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE
GRANT FY2012 LOCAL SOLICITATION
REVIEW NARRATIVE
ATTACHMENT 3**

A notice of public hearing was published in the Ventura County Star on April 29, 2012 to announce the public hearing relative to this grant application. Copies of the grant application were made available for public review on the City of Oxnard's website: www.ci.oxnard.ca.us and hardcopies were made available at both the Oxnard Library's Help Desk and the City Clerk's Office on May 3, 2012. The grant application was made available to the public and was heard before the Oxnard City Council on Tuesday, May 8, 2012.

The signed Memorandum of Understanding is attached to this application.

**CITY OF OXNARD
VENTURA COUNTY'S EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE
GRANT FY2012 LOCAL SOLICITATION
ABSTRACT NARRATIVE
ATTACHMENT 4**

The City of Oxnard shall serve as the lead agency for the following Ventura County agencies: County of Ventura; cities of: Oxnard, San Buenaventura, Simi Valley and Thousand Oaks. The agencies are submitting this Byrne Justice Assistance Grant (JAG) FY 2012 Local Solicitation application to enhance local funds by utilizing the grant opportunity with various expenditures needed to improve local law enforcement efforts. The agencies share the goals of using the requested grant funding to avoid reductions and eliminations of vital equipment and supply purchases to enhance public safety. The goal of addressing crime in the community will be assisted with the various equipment and supplies expenditures proposed. The strategies used are having each participating agency assess its needs and submit them to the City of Oxnard. The major deliverables are the timely purchases and payments necessary to enhance each agency. The coordination plans are each agencies timely submission for reimbursement of their approved expenditures to the City of Oxnard. The agencies will be given deadlines for their submissions to the City of Oxnard so the necessary reporting requirements will be adhered to in a timely manner through the Grants staff.

The top five project identifiers associated with this grant funding are the following:

1. Investigation supplies – security and digital cameras, drug recognition tools
2. Equipment – Interface for GIS System
3. Supplies – Communication improvements; radios, televisions
4. Officer Safety
5. Community Outreach



BJA FY 12 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Local Solicitation 2012-H1500-CA-DJ

[Application](#)[Correspondence](#)

Switch to ...

Application Handbook**Assurances and Certifications**[Overview](#)

To the best of my knowledge and belief, all data in this application/preapplication is true and correct, the document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached assurances if the assistance is awarded.

[Applicant Information](#)[Project Information](#)

Your typed name, in lieu of your signature represents your legal binding acceptance of the terms of this application and your statement of the veracity of the representations made in this application. The document has been duly authorized by the governing body of the applicant and the applicant will comply with the following:

[Budget and Program Attachments](#)[Assurances and Certifications](#)

1. [Assurances](#)
2. [Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibility Matters; and Drug-Free Workplace requirements.](#)

[Review SF 424](#)[Submit Application](#)

If you are an applicant for any Violence Against Women grants, this includes the Certification of Compliance with the Statutory Eligibility Requirements of the Violence Against Women Act.

[Help/Frequently Asked Questions](#)[GMS Home](#)[Log Off](#)

*Prefix:	Ms.
Prefix (Other):	
*First Name:	Karen
Middle Initial:	R
*Last Name:	Burnham
Suffix	Suffix:
Suffix (Other):	
*Title:	Interim City Manager
*Address Line 1:	305 West 3rd Street
Address Line 2:	
*City:	Oxnard
County:	
*State:	California
*Zip Code:	93030 - 5790 Zip+4 Lookup

*Phone:	805 - 385 - 7479	Ext :
Fax:	805 - 385 - 7595	
*E-mail:	karen.burnham@ci.oxn	Email Help

☐ I have examined the information provided here regarding the signing authority and certify it is accurate. I am the signing authority, or have been delegated or designated formally as the signing authority by the appropriate authority of official, to provide the information requested throughout this application system on behalf of this jurisdiction. Information regarding the signing authority, or the delegation of such authority, has been placed in a file and is available on-site for immediate review.

Save and Continue

APPLICATION FOR FEDERAL ASSISTANCE		2. DATE SUBMITTED	Applicant Identifier
1. TYPE OF SUBMISSION Application Non-Construction	3. DATE RECEIVED BY STATE		State Application Identifier
	4. DATE RECEIVED BY FEDERAL AGENCY		Federal Identifier
5. APPLICANT INFORMATION			
Legal Name		Organizational Unit	
City of Oxnard		Oxnard Police Department	
Address 305 West 3rd Street Oxnard, California 93030-5790		Name and telephone number of the person to be contacted on matters involving this application Van Atta, Amy (805) 385-7653	
6. EMPLOYER IDENTIFICATION NUMBER (EIN)		7. TYPE OF APPLICANT	
95-6000756		Municipal	
8. TYPE OF APPLICATION		9. NAME OF FEDERAL AGENCY	
New		Bureau of Justice Assistance	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA EDWARD BYRNE MEMORIAL JUSTICE TITLE: ASSISTANCE GRANT PROGRAM		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT Ventura County Edward Byrne Memorial JAG Program FY2012	
12. AREAS AFFECTED BY PROJECT Ventura County, CA			
13. PROPOSED PROJECT Start Date: October 01, 2011 End Date: September 30, 2015		14. CONGRESSIONAL DISTRICTS OF a. Applicant b. Project CA23	
15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
Federal	\$123,162	Program has not been selected by state for review	
Applicant	\$0		
State	\$0		
Local	\$0		

Other	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? N
Program Income	\$0	
TOTAL	\$123,162	
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.		

Close Window

**INTERLOCAL AGREEMENT
BETWEEN THE CITY OF OXNARD, CALIFORNIA, ON ONE HAND, AND THE COUNTY OF VENTURA,
CALIFORNIA, AND THE CITIES OF THOUSAND OAKS, SAN BUENAVENTURA AND SIMI VALLEY,
CALIFORNIA, ON THE OTHER HAND**

**Edward Byrne Memorial Justice Assistance Grant Formula Program ("JAG"):
FY 2012 Local Solicitation**

This Agreement ("Agreement") is made and entered into on this ____ day of _____, 2012, in the State of California, County of Ventura, by and between the City of Oxnard ("Oxnard"), on one hand; and on the other hand: the County of Ventura ("County"), and the Cities of Thousand Oaks, San Buenaventura and Simi Valley, all entities within the County of Ventura, California.

WHEREAS, each party to this Agreement, in performing governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party: and

WHEREAS, each party to this Agreement finds that the performance of this Agreement is in the best interest of all parties, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under the Agreement: and

WHEREAS, all parties to this Agreement believe it to be in their best interests to procure JAG funds.

NOW THEREFORE, the parties entering into this Agreement stipulate/agree as follows:

Section 1.

All parties stipulate that Oxnard shall serve as the lead agency for this grant project. The lead agency shall serve as the fiscal agent for this grant and will submit a joint application on behalf of the parties to this Agreement. Oxnard shall assume the role of coordinating the application and administration of the grant.

Section 2.

The JAG allocation list is established by the Bureau of Justice Statistics (BJS) and indicates the amount for which each unit of local government is eligible to apply. The amounts prescribed in this allocation list shall be referred to hereinafter as agency "Base Award Eligibility". The Base Award Eligibility figures are listed in the table in Section 3, below.

Oxnard shall apply a fee of five percent (5%) to all agency's' Base Award Eligibility. This percentage shall be applied to costs related to administering the grant during its four year reporting period. Five percent shall be deducted from each party's Base Award Eligibility amount and allocated to Oxnard. The modified agency award amounts are reflected in the "Adjusted Award" portion of the table in Section 3, below.

Section 3.

Parties agree that Oxnard shall allocate the \$123,162 JAG award in the following manner to the parties entering into this Agreement as follows:

Agency	Agency Base Award Eligibility	Lead Agency Administration Fee (5%)	Agency Adjusted Award Amount
VENTURA COUNTY	\$15,162	\$758	\$14,404
OXNARD CITY	\$58,270	\$2,914	\$55,356
SAN BUENAVENTURA CITY	\$26,284	\$1,314	\$24,970
SIMI VALLEY CITY	\$11,940	\$597	\$11,343
THOUSAND OAKS CITY	\$11,506	\$575	\$10,931
CITY OF OXNARD ADMINISTRATION FEE			\$ 6,158
	\$123,162	\$6,158	\$123,162

Section 4.

JAG funds may be used for state and local initiatives, technical assistance, strategic planning, research and evaluation, data collection, training, personnel, equipment, forensic laboratories, supplies, contractual support, and criminal justice information systems that will improve or enhance such areas as:

1. Law enforcement programs
2. Prosecution and court programs
3. Prevention and education programs
4. Corrections and community corrections programs
5. Drug treatment and enforcement programs
6. Planning, evaluation, and technology improvement programs
7. Crime victim and witness programs (other than compensation)

Section 5.

All parties to this Agreement shall develop individualized spending plans as to each party's respective grant allocation. JAG funds must be used to supplement existing funds for program activities and cannot replace or supplant nonfederal funds that have been appropriated for the same purpose.

Section 6.

Awards are made in the first fiscal year of the appropriation and may be expended during the following three (3) years, for a total of four (4) grant period years.

All parties to this Agreement should anticipate that awards under this grant are one-time awards and accordingly should propose project activities and deliverables that can be accomplished without additional Department of Justice funding.

Section 7.

Parties to this Agreement are aware that each unit of local government may draw down any or all JAG funds after acceptance of the award. To do so, a trust fund must be established in which to deposit the funds. The trust fund may or may not be an interest-bearing account. If parties to this Agreement draw down JAG funds in advance, they also must establish a trust fund in which to deposit funds.

Parties to this Agreement understand that recipients of funds, however, should be aware that the authority to retain such advance funding may be withdrawn should the recipient persistently remain delinquent in meeting reporting requirements.

Section 8.

No JAG funds may be expended outside of the JAG purpose areas. Even within the purpose areas, however, JAG funds cannot be used directly or indirectly for security enhancements or equipment for nongovernmental entities not engaged in criminal justice or public safety. Nor may JAG funds be used directly or indirectly to provide for any of the following matters unless BJA certifies that extraordinary and exigent circumstances exist, making them essential to the maintenance of public safety and good order:

1. Vehicles (excluding police cruisers), vessels (excluding police boats), or aircraft (excluding police helicopters)
2. Luxury items
3. Real estate
4. Construction projects (other than penal or correctional institutions)
5. Any similar matters

Section 9.

All parties to this Agreement shall designate a point of contact for matters pertaining to the JAG grant, and shall notify Oxnard in the event of any changes. A list of contact persons is attached to this Agreement as Exhibit A.

Section 10.

All parties to this Agreement shall provide financial reporting documentation, as prescribed in the terms of the JAG grant, to Oxnard in a timely manner.

All parties to this Agreement must certify that they will satisfy reporting requirement, which requires detailed reporting (including reporting on sub-awards) not later than ten calendar days after the end of each calendar quarter. In order for the lead agency (Oxnard) to meet this demand, all parties must submit their quarterly reports to Oxnard within four days after the end of each calendar quarter beginning October of 2012.

Section 11.

Nothing in the performance of this Agreement shall impose any liability for claims against Oxnard other than claims for which liability may be imposed by the California Tort Claims Act.

Section 12.

Each party to this Agreement will be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by any other party.

Section 13.

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 14.

By entering into this Agreement, the parties do not intend to create any obligations express or implied other than those set out herein; further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 15.

All parties agree that this Agreement may be executed in two or more counterparts, each of which shall be deemed an original.

Agreed to on this ____ of _____, 2012.

CITY OF OXNARD

COUNTY OF VENTURA

Karen R. Burnham, Interim City Manager

Michael Powers, County Executive Officer

CITY OF SAN BUENAVENTURA

CITY OF SIMI VALLEY

Rick Cole, City Manager

Mike Sedell, City Manager

CITY OF THOUSAND OAKS

Scott Mitnick, City Manager

APPROVED AS TO FORM:

APPROVED AS TO INSURANCE:

Alan Holmberg, City Attorney

James Cameron, Risk Manager

APPROVED AS TO CONTENT:

Jeri Williams, Oxnard Chief of Police

EXHIBIT "A"
CONTACT LIST FOR: JUSTICE ASSISTANCE GRANT PROGRAM AWARD ("JAG"):
FY 2012 LOCAL SOLICITATION

CITY OF OXNARD

Mary Diamond
Financial Services Manager
Oxnard Police Department

251 South "C" Street
Oxnard, CA 93030

(805) 385-7612
mary.diamond@oxnardpd.org

Jason Benites
Assistant Police Chief
Oxnard Police Department

251 South "C" Street
Oxnard, CA 93030

(805) 385-7626
jason.benites@oxnardpd.org

Amy Van Atta
Grants Specialist
Oxnard Police Department

251 South "C" Street
Oxnard, CA 93030

(805) 385-7653
amy.vanatta@oxnardpd.org

COUNTY OF VENTURA

OFFICE OF THE SHERIFF

Patricia Salas
Captain
Ventura County Sheriff's Department

800 South Victoria Avenue
Ventura, CA 93009

(805) 654-2881
patti.salas@ventura.org

EXHIBIT "A"
CONTACT LIST FOR: JUSTICE ASSISTANCE GRANT PROGRAM AWARD ("JAG"):
FY 2012 LOCAL SOLICITATION

CITY OF THOUSAND OAKS

James Fryhoff
Captain
Ventura County Sheriff's Department

2101 East Olsen Road
Thousand Oaks, CA 91360

(805) 494-8248
james.fryhoff@ventura.org

CITY OF SIMI VALLEY

Frank Catania
Assistant City Manager
City of Simi Valley

2929 Tapo Canyon Road
Simi Valley, CA 93063

(805) 583-6701
fcatania@simivalley.org

Stephanie Shannon
Lieutenant
Simi Valley Police Department

3901 Alamo Street
Simi Valley, CA 93063

(805) 583-6914
sshannon@simivalley.org

Brian Chong
Senior Management Analyst
City of Simi Valley

2929 Tapo Canyon Road
Simi Valley, CA 93063

(805) 583-6865
bchong@simivalley.org

EXHIBIT "A"
CONTACT LIST FOR: JUSTICE ASSISTANCE GRANT PROGRAM AWARD ("JAG"):
FY 2012 LOCAL SOLICITATION

CITY OF SAN BUENAVENTURA

Ken Corney
Chief of Police
Ventura Police Department

1425 Dowell Drive
Ventura, CA 93003

(805) 339-4400
kcorney@ci.ventura.ca.us

Roger Wang
Business Services Officer
Ventura Police Department

1425 Dowell Drive
Ventura, CA 93003

(805) 339-4421
rwang@ci.ventura.ca.us

ACTION	TYPE OF ITEM
☒ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☒ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other: Council Business

Prepared By: Alan HolmbergAgenda Item No. 0-1Reviewed By: City Manager [Signature] City Attorney AH Finance [Signature] Other N/A**DATE:** April 26, 2012**TO:** City Council**FROM:** Alan Holmberg, City Attorney AH**SUBJECT:** \$300 per month Supplemental Post-Retirement Benefit**RECOMMENDATION**

That City Council terminate the \$300 per month Supplemental Post-Retirement Benefit ("SPRB") established pursuant to and contained in the City of Oxnard Administrative Manual, Policy No. E. 28.

DISCUSSION

On April 17, 2012, the City Attorney provided a report to the City Council to the effect that an opinion by special counsel had concluded that the SPRB established by the City Manager in 2003, was likely unauthorized under Government Code section 36508. The City Attorney asked that the matter be placed on agenda for specific action on May 8, 2012, and that those persons receiving the SPRB be provided a notice that action would be taken by the City Council on that date. There is no legal requirement for such notice, however, the City Attorney did, on April 23, 2012 send letters to the recipients of the SPRB informing them that the matter would likely be on the agenda for May 8, 2012.

On April 18, 2012, the District Attorney issued its Report on the Public Integrity Investigation of Oxnard City Officials, dated April 18, 2012 ("Report"). In the Report, the District Attorney concludes that the SPRB was "without the authority of law" (Report, p. 49).

Given the opinion of special counsel and the conclusion of the District Attorney in the Report, the City Attorney recommends that the SPRB be terminated.

FINANCIAL IMPACT

The total amount of payments made pursuant to the policy is approximately \$21,600 per year. Termination would result in these payments not being made.

ACTION

- ☐ Approved Recommendation
☐ Ord. No(s). _____
☐ Res. No(s). _____
☐ Other _____

TYPE OF ITEM

- ☐ Info/Consent
☒ Report
☐ Public Hearing (Info/consent)
☐ Other _____

Prepared By: Kymberly Horner

K.H.

Agenda Item No. 0-2Reviewed By: City Manager [Signature]City Attorney [Signature]Finance [Signature]

Other N/A

DATE: May 1, 2012

TO: Community Development Commission Successor Agency

FROM: Curtis P. Cannon, Director
 Community Development Commission Successor Agency

Kymberly Horner (for)

SUBJECT: Adoption of Revised Recognized Obligation Payment Schedule ("ROPS") for the
 Period February 1, 2012 – June 30, 2012

RECOMMENDATION

That the Community Development Commission Successor Agency ("Successor Agency"), in accordance with the requirements of ABx1 26, adopt a resolution approving a Revised ROPS, setting forth a schedule of payments for obligations of the Successor Agency, for the period of February 1, 2012, through June 30, 2012.

DISCUSSION

ABx1 26 defines a ROPS as a document setting forth the minimum payment amounts and due dates of payments required by enforceable obligations for each six-month fiscal period. The attached Revised ROPS identifies each enforceable obligation by which payments will be required during the period of February 1, 2012, through June 30, 2012, and the minimum payment amounts and due dates of payments required by each enforceable obligation.

In accordance with ABx1 26, the ROPS is required to be presented to the Oversight Board every six months for approval. However, due to the lawsuit filed in the California Supreme Court and the ultimate timing of that decision, the original deadline to approve the first period ROPS was pushed back and covered the period February 1, 2012, to June 30, 2012. On April 9, 2012, Successor Agency staff was notified by email by the Ventura County Auditor-Controller's ("VAAC") Office of a revised format that the State Department of Finance ("DOF") made to the ROPS. The email from the VAAC office further stated that the DOF may not have notified former redevelopment agencies of the change. Successor Agency staff did not receive any such notification. Due to the timing of the notification, questions pertaining to the new format and the April 16, 2012, deadline to submit the Draft ROPS, staff was unable to comply with DOF's request to use the revised format. Furthermore, the form's instructions from the VAAC were not consistent with the instructions from the DOF, and there was no statutory requirement to use the DOF's revised form. It was also brought to Staff's attention that many other counties and former redevelopment agencies elected not to use the revised form.

At the Oversight Board meeting of the Successor Agency, held on April 25, 2012, the Oversight Board directed Successor Agency staff to use the DOF's revised form.

Attachment No. 1 contains the Revised ROPS for the period of February 1, 2012, through June 30, 2012, using the DOF's revised spreadsheet. Additionally, staff has made corrections to typographical errors found in the original ROPS. Staff also eliminated a number of façade applicants who have chosen not to participate in the Façade Program. These corrections can be found on Attachment 2.

The Revised ROPS is attached to the resolution that is attached to this report. Staff has been inclusive in its interpretation of what should be listed. The Revised ROPS has been prepared to satisfy the requirements of ABx1 26, and is not a document creating obligations. For example, some payments are listed as contingent and will become due only upon the occurrence of certain events.

Disclaimer

Successor Agency staff is hereby authorized to administratively amend the Revised ROPS in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the DOF. Provided, however, that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

FINANCIAL IMPACT

Approval of this action does not in itself create obligations and has no financial impact.

Attachment #1 – Resolution to Adopt a Revised ROPS for the Period February 1, 2012 – June 30, 2012
#2 – ROPS Corrections

OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

RESOLUTION NO. _____

RESOLUTION OF THE OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY ADOPTING AN AMENDED RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR FEBRUARY 1, 2012 – JUNE 30, 2012

THE OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

WHEREAS, Assembly Bill x1 26 ("AB 26") and AB x1 27 ("AB 27") were passed by the State Legislature on June 15, 2011 and signed by the Governor on June 28, 2011; and

WHEREAS, among other things, AB 26 amends Sections 33500, 33501, 33607.5 and 33607.7 of the California Health and Safety Code and adds Part 1.8 and Part 1.85 to the California Health and Safety Code; and

WHEREAS, by enactment of Part 1.85 of Division 24 of the Health and Safety Code, subject to all reservations herein stated, the Community Development Commission is dissolved as of February 1, 2012 such that the Community Development Commission shall be deemed as a former redevelopment agency under Health and Safety Code section 34173(a); and

WHEREAS, Health and Safety Code section 34173(a) designates successor agencies as successor entities to former redevelopment agencies; and

WHEREAS, on January 10, 2012, by Resolution 14,135, the City Council of the City of Oxnard declared itself as the successor agency upon the dissolution of the Community Development Commission, subject to all reservations stated in such resolution;

WHEREAS, the California Supreme Court in California Redevelopment Association v. Matosantos, Case No. S194861 upheld the constitutionality of ABx1 26 and established May 1, 2012 as the date by which the draft Recognized Obligation Payment Schedule ("ROPS") must be prepared; and

WHEREAS, California Health and Safety Code Section 34169(h) provides that a successor agency must prepare a ROPS every six months after the initial ROPS period.

WHEREAS, on April 24, 2012 the Successor Agency adopted a Draft ROPS; and

WHEREAS, on April 25, 2012 the Oversight Board to the Oxnard Community Development Commission Successor Agency directed Successor Agency Staff to amend the ROPS to incorporate the State Department of Finance's revised ROPS' format; and

WHEREAS, the revised Amended ROPS identifies each enforceable obligation on which payments will be required during the period of February 1, 2012 through June 30, 2012, identifies the minimum payment amounts, identifies due dates of payments required by each

such enforceable obligation, and that the Amended ROPS conforms to the State Department of Finance format ; and

NOW, THEREFORE, Oxnard Community Development Commission Successor Agency resolves:

Section 1. The Oxnard Community Development Commission Successor Agency hereby finds and determines that the foregoing recitals are true and correct.

Section 2. All legal prerequisites to the adoption of this Resolution have occurred.

Section 3. Successor Agency staff is hereby authorized to administratively amend the ROPS in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance, provided, however, that neither such authorization nor such removal shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the California Department of Finance. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

Section 4. The attached Amended ROPS is hereby adopted.

Section 5. This Resolution shall take effect immediately upon its adoption.

Section 6. The Successor Agency's Secretary Designate shall certify as to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2012, by the following vote:

AYES:

NOES:

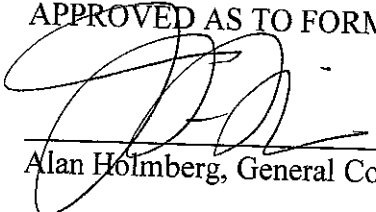
ABSENT:

Dr. Thomas E. Holden, Chairman

ATTEST:

Daniel Martinez, Secretary Designate

APPROVED AS TO FORM:

 for

Alan Holmberg, General Counsel 5.3.12

RECOGNIZED OBLIGATION PAYMENT SCHEDULE - CONSOLIDATED
FILED FOR THE January 2012 to June 2012 PERIOD

Name of Successor Agency

Oxnard Community Development Commission Successor Agency

	Current	
	Total Outstanding Debt or Obligation	Total Due During Fiscal Year
Outstanding Debt or Obligation	\$ 751,797,509.70	\$ 116,443,280.23
	Total Due for Six Month Period	
Outstanding Debt or Obligation	\$ 61,813,541.83	
Available Revenues other than anticipated funding from RPTTF	\$ 11,508,302.50	
Enforceable Obligations paid with RPTTF	\$ 47,504,835.96	
Administrative Cost paid with RPTTF	\$ 907,572.00	
Pass-through Payments paid with RPTTF	\$ 1,892,831.37	
Administrative Allowance (greater of 5% of anticipated Funding from RPTTF or 250,000. Note: Calculation should not include pass-through payments made with RPTTF. The RPTTF Administrative Cost figure above should not exceed this Administrative Cost Allowance figure)	\$ 2,375,241.80	

Certification of Oversight Board Chairman:
Pursuant to Section 34177(l) of the Health and Safety code,
I hereby certify that the above is a true and accurate Recognized
Enforceable Payment Schedule for the above named agency.

Name _____ Title _____

Signature _____ Date _____

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
								Payments by month						
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
1) CCRP Tax Allocation Refunding Bond 2004		Wells Fargo	Downtown Infrastructure Capital Improvement Projects and Façade Program	CCRP	13,975,000.00	2,438,168.00	RPTTF			313,066.75		2,000.00	1,058,067.00	\$ 1,383,133.75
2) CCRP County Property Tax		Ventura County Auditor Controller	Taxes on Heritage Square Property	CCRP	65,262.00	65,262.00	RPTTF					65,262.00		\$ 65,262.00
3) Social Security Building		Alert Property Mgmt. Co.	Property Management	CCRP	9,600.00	9,600.00	RPTTF		800.00	800.00	800.00	800.00	800.00	\$ 4,000.00
4) Social Security Building		Alert Property Mgmt. Co.	Property Maintenance	CCRP	192,000.00	192,000.00	RPTTF		8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	\$ 40,000.00
5) Heritage Square HOA Dues		Monthly Association Dues	Per HSPOA Agreement	CCRP	24,000.00	24,000.00	RPTTF		2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	\$ 10,000.00
6) Social Security Building Roof and HVAC Repair		Contractor/City	New Roof and New Heating and Air system	CCRP	84,000.00	84,000.00	RPTTF						84,000.00	\$ 84,000.00
7) Façade and Paint Improvement Program		Steve Greene Const/Sta Maria Neon/ Daniels Const. El	Capital Improvement Project	CCRP	40,968.29	40,968.29	RPTTF		6,442.26	6,442.26	6,442.26	6,442.26	6,442.26	\$ 32,211.30
8) Façade and Paint Improvement Program		Albillo Const. Soo Hoo Building (Angela Soo Hoo)	Capital Improvement Project	CCRP	38,571.89	38,571.89	RPTTF		7,714.38	7,714.38	7,714.38	7,714.38	7,714.38	\$ 38,571.90
9) Façade and Paint Improvement Program		Downtown Façade - approved project Golden Chicken Inn	Capital Improvement Project	CCRP	60,000.00	60,000.00	RPTTF		12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	\$ 60,000.00
10) LMIHF Debt - CCRP		City of Oxnard/Successor	As per SOI	CCRP	46,766,124.00	1,120,000.00	RPTTF		224,000.00	224,000.00	224,000.00	224,000.00	224,000.00	\$ 1,120,000.00
11) Contracts and Services		Economic Development Collaborative Ventura County	Real Estate	CCRP	15,000.00	15,000.00	RPTTF						15,000.00	\$ 15,000.00
12) CCRP City Advances Long Term		City of Oxnard General Fund	Development of Project Area	CCRP	8,265,215.36	8,265,215.36	RPTTF						\$ 8,265,215.36	\$ 8,265,215.36
13) CCRP City Advances Short Term		City of Oxnard General Fund	Downtown Projects, Programs and Activities	CCRP	635,880.00	635,880.00	RPTTF		635,880.00					\$ 635,880.00
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Totals - RPTTF Funding					\$ 70,161,621.54	\$ 12,988,685.54	N/A	\$ -	\$ 898,836.64	\$ 574,023.39	\$ 260,956.64	\$ 326,218.64	\$ 9,593,239.00	\$ 11,753,274.31

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
								Payments by month						
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
1) Downtown City Advance Long Term Loan		City of Oxnard General Fund	Project Area Development	DT	1,139,572.00	1,139,572.00	RPTTF							\$ -
2) McGrath Wheel Chair Lift		Contractor/City	New Wheel Chair Lift for CDC owned Property	DT	80,000.00	80,000.00	RPTTF							\$ -
3) Heritage Square Facility Rental Program		Supermedia, LLC Verizon California Office Depot Mehle Printing Contract Furnishings International Ventura County Wedding Expo Yellowpages Local Directory Alliance Fire Protection Ventura County Reporter I Print on Demand	Heritage Square Reimbursement	DT	9,489.00	9,489.00	RPTTF		790.75	790.75	790.75	790.75	790.75	\$ 3,953.75
4) Contracts and Services		Mayer, Hoffman, McCann P.C.	Theater Analysis	DT	10,000.00	10,000.00	RPTTF							\$ -
5) LMIHF-R108		City of Oxnard Successor Agency	Set-Aside	DT	12,690,052.00	94,000.00	RPTTF		18,800.00	18,800.00	18,800.00	18,800.00	18,800.00	\$ 94,000.00
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Totals - RPTTF Funding					\$13,929,113.00	\$ 1,333,061.00	N/A	\$ -	\$ 19,590.75	\$ 19,590.75	\$ 19,590.75	\$ 19,590.75	\$ 19,590.75	\$ 97,953.75

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement		Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)							
	Execution Date	Payee						Payments by month							
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total	
1) HERO Tax Alloc Bond 2006		Wells Fargo	Street Reconstruction Project	HERO	10,415,000.00	783,154.00	RPTTF		1,920.00	263,117.00				518,117.00	\$ 783,154.00
2) HERO Tax Alloc Bond 2008		Wells Fargo	RiverPark Parking Structure Infrastructure	HERO	11,445,000.00	1,164,657.00	RPTTF		260,819.00					450,819.00	\$ 711,638.00
3) HERO DDA Esplanade Re-use Project		Home Depot Development of Maryland IC.	Tax Increment Tax Sharing Payments	HERO	3,461,401.00	356,000.00	RPTTF		356,000.00						\$ 356,000.00
4) HERO RiverPark OPA		RiverPark A, Shea Homes,	Infrastructure Improvements New Develop	HERO	10,000,000.00	1,000,000.00	RPTTF & LMIHF								\$ -
5) Gateway Signs Design		Hunt Design	Fabrication and Installation	HERO	141,602.42	141,602.42	RPTTF		141,602.42						\$ 141,602.42
6) HERO and Downtown Façade Program		Vendors/Contractor	Capital Improvement Project	HERO	25,000.00	25,000.00	RPTTF		2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	\$ 10,000.00
7) Façade and Paint Improvement Program		Dominik's Italian Restaurant (Brian Hengeller)	Capital Improvement Project	HERO	60,000.00	60,000.00	RPTTF		12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	\$ 60,000.00
8) Façade and Paint Improvement Program		approved project - Bobilu Center (James Sukman Lee)	Capital Improvement Project	HERO	60,000.00	60,000.00	RPTTF		12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	\$ 60,000.00
9) Façade and Paint Improvement Program		Video Liquidators (James Sukman Lee)	Capital Improvement Project	HERO	60,000.00	60,000.00	RPTTF		12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	\$ 60,000.00
10) Façade and Paint Improvement Program		approved project - Advance Am	Capital Improvement Project	HERO	10,000.00	10,000.00	RPTTF		0.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	\$ 8,000.00
11) Façade and Paint Improvement Program		Radio Shack	Capital Improvement Project	HERO	10,000.00	10,000.00	RPTTF		0.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	\$ 8,000.00
12) LMIHF Debt - HERO		City of Oxnard/Successor	As per SOI	HERO	98,450,387.00	2,359,000.00	RPTTF & LMIHF		471,800.00	471,800.00	471,800.00	471,800.00	471,800.00	\$ 471,800.00	\$ 2,359,000.00
13) Oxnard Medians		City of Oxnard	Phase II of Median Improvement Project	HERO	118,717.91	118,717.91	RPTTF								\$ -
14) HWY 101 Rice Interchange		Contractor	Road/freeway Interchange Improvements	HERO	76,969.00	76,969.00	RPTTF								\$ -
15) Campus Park Phase I and II		Contractor	Park Improvements	HERO	16,768,000.00	16,768,000.00	RPTTF								\$ -
16) HERO Façade Program		Contractor/vendors/	Façade Improvement Program	HERO	1,143,903.21	1,143,903.21	RPTTF								\$ -
17) Contracts and Services		Hunt Design	Designer of Government Exhibits, signs and graphics	HERO	200,000.00	42,300.00	RPTTF		42,300.00						\$ 42,300.00
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Totals - RPTTF Funding					\$ 152,445,980.54	\$ 24,179,303.54	N/A	\$ -	\$ 1,312,441.42	\$ 776,917.00	\$ 513,800.00	\$ 513,800.00	\$ 1,462,736.00	\$ 4,599,694.42	

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement		Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)							
	Execution Date	Payments by month														
		Jan 2012							Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total		
1) Ormond Beach Tax Alloc Bond 2006			Wells Fargo	Street Reconstruction Project	Ormond Beach	5,180,000.00	243,376.13	RPTTF		1,920.00	105,928.13				240,929.00	\$ 348,777.13
2) LMIHF Debt - Ormond Beach			City of Oxnard/Successor	As per SOI	Ormond Beach	8,865,345.00	374,000.00	RPTTF		74,800.00	74,800.00	74,800.00	74,800.00	74,800.00	74,800.00	\$ 374,000.00
3) Ormond Beach Wetlands			Contractors/vendors/City	Wetlands Restoration	Ormond Beach	511,897.00	511,897.00	RPTTF								\$ -
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Totals - RPTTF Funding						\$ 14,557,242.00	\$ 1,129,273.13	N/A	\$ -	\$ 76,720.00	\$ 180,728.13	\$ 74,800.00	\$ 74,800.00	\$ 315,729.00	\$ 722,777.13	

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								Payments by month						Total
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	
1) Southwinds Tax Allocation Bond 2006		Wells Fargo	Street Reconstruction Bond	Southwinds	2,960,000.00	336,021.00	RPTTF		1,920.00	60,527.50			135,528.00	\$ 197,975.50
2) Southwinds City Advances Short Term		City of Oxnard General Fund	Project Area Programs and Activities	Southwinds	430,560.00	430,560.00	RPTTF		430,560.00					\$ 430,560.00
3) South Oxnard Library		Gibbs, Giden, Locher, Turner & Senet/ Contractor	Capital Improvement Project and Legal Fees	Southwinds	600,000.00	600,000.00	RPTTF		200,000.00					\$ 200,000.00
4) Security Lighting & Security Camera		City of Oxnard/Contractor	Security Lights & Camera Equipment	Southwinds	431,000.00	431,000.00	RPTTF & LMIHF						431,000.00	\$ 431,000.00
5) SW-Housing Ownership		LMI Residents	First Time Home Buyer	Southwinds	345,899.00	345,899.00	RPTTF & LMIHF							\$ -
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Totals - RPTTF Funding					\$ 4,767,459.00	\$ 2,143,480.00	N/A	\$ -	\$ 632,480.00	\$ 60,527.50	\$ -	\$ -	\$ 566,528.00	\$ 1,259,535.50

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 Per AB 26 - Section 34177 (*)

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								Payments by month						
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
1) CCRP Assessment District Payment		Ox. Downtown Mgmt District	Property Based Maintenance District Payment	CCRP/DT	423,410.24	139,000.00	RPTTF		69,475.50					\$ 69,475.50
2) CCRP Homeowner Property Dues		Heritage Square HSPOA	Heritage Square Annual Maintenance Subsidy Homeowner Dues Heritage Square	CCRP/DT	43,000.00	43,000.00	RPTTF		43,000.00					\$ 43,000.00
3) Downtown Lease Guarantee Pmt 50%		Oxnard Theater Group	Downtown Theater lease guarantee payment	CCRP/DT	26,712,000.00	1,335,600.00	RPTTF		111,300.00	111,300.00	111,300.00	111,300.00	111,300.00	\$ 556,500.00
4) Heritage Square Programs		Gary Blum, HS Docents	Heritage Square Reimbursement	CCRP/DT	160,000.00	160,000.00	RPTTF		160,000.00					\$ 160,000.00
5) Cooperation Agreement		City of Oxnard	To facilitate the implementation of projects programs activities, and admin costs of the agency	All	411,525,850.00	25,000,000.00	RPTTF			25,000,000.00				\$ 25,000,000.00
6) JCSC Conferences		International Council of Shopping Centers	Retail Retention & Attraction Conferences	All	290,000.00	29,000.00	RPTTF		29,000.00					\$ 29,000.00
7) Laundromat Project		Van Merrill	Site location assistance & Building Improvement Per approval in connection to acquisition of 518 W 5th Street	CCRP & HERC	150,000.00	150,000.00	RPTTF		50,000.00	50,000.00		50,000.00		\$ 150,000.00
8) Office Space		City of Oxnard	Building/Space Rental Fees	All	4,219,360.00	843,870.00	RPTTF		843,870.00					\$ 843,870.00
9) Bond Counsel		Goodwin and Proctor	Legal Counsel for CDC Bonds	All	30,000.00	30,000.00	RPTTF		10,000.00		10,000.00		10,000.00	\$ 30,000.00
10) Contracts and Services		Kane, Ballmer, and Berkman	Agency Legal Counsel	All & Admin	250,000.00	250,000.00	RPTTF		11,000.00	11,000.00	11,000.00	11,000.00	11,000.00	\$ 55,000.00
11) Contracts and Services		EDCO	Economic Development Functions		104,000.00	104,000.00	RPTTF							\$ -
12) Contracts and Services		Tom Figg	Project Development and: Review of appraisals, cost, assumptions, capital budgets, operating statements, marketing data and funding commitments	All & Housing	24,800.00	24,800.00	RPTTF		15,000.00	5,000.00	5,000.00	5,000.00	5,000.00	\$ 35,000.00
13) Contracts and Services		R.A. Almore & Sons	Weed Abatement	CCRP/DT/OB	50,000.00	50,000.00	RPTTF						25,000.00	\$ 25,000.00
14) Contracts and Services		National Development Council	Affordable Housing-Advising on equity sources and structuring	All & Housing	90,000.00	90,000.00	RPTTF		7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	\$ 37,500.00
15) Contracts and Services		Hdl. Coren & Cone	Property Tax and Tax Increment Prep	All & Housing	20,000.00	20,000.00	RPTTF		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	\$ 8,333.35
16) CCRP City Advances Short Property Acquisition		City of Oxnard General Fund	Acquisition of Property in the Downtown	CCRP/DT	2,028,922.00	2,028,922.00	RPTTF		2,028,922.00					\$ 2,028,922.00
17)														\$ -
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Totals - RPTTF Funding					\$ 446,121,332.24	\$ 30,298,192.00	N/A	\$ -	\$ 3,380,734.17	\$ 25,186,466.67	\$ 146,466.67	\$ 186,466.67	\$ 171,466.67	\$ 29,071,600.85

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement		Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	Funding Source ***	Payable from Other Revenue Sources						
	Execution Date	Payee						Payments by month						
								Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
1) Mobile Home Replacement Program		LMI Residents	Mobile Home Replacement Program	CCRP	598,890.95	598,890.95	LMIHF							
2) 7th and Meta Affordable Housing		Housing Developer	Affordable Housing Assistance	Downtown	250,000.00	250,000.00	LMIHF							\$ -
3) Downtown Façade Improvement Program		Contractor/Vendors	Façade Improvement Program	Downtown	387,504.00	387,504.00	Bond Proceed					250,000.00		\$ 250,000.00
4) Downtown Parking Lot Resurfacing and Light		City of Oxnard	Parking Lot and Lighting Improvements to Downtown Parking Lot	Downtown	253,741.00	253,741.00	Bond Proceed							\$ -
5) Downtown Trash Enclosures		City of Oxnard	Replacement of Trash Enclosures in DT Oxnard	Downtown	30,000.00	30,000.00	Bond Proceed		126,870.00	126,870.00				\$ 253,740.00
6) HERO Wagon Wheel "The Village" Housing		Oxnard CRFL Partners, LLC, OVFA, OVI	Wagon Wheel Affordable Housing Loan	HERO	15,300,000.00	15,300,000.00	LMIHF							\$ -
7) HERO Colonial House		Oxnard Pacific Associates/Pacific West Communities	Colonial House Affordable Housing Project	HERO	4,200,000.00	4,200,000.00	LMIHF		4,200,000.00					\$ 4,200,000.00
8) HERO Paseo Nuevo		Paseo Nuevo LP	Affordable Housing Project Cypress Neighborhood	HERO	5,000,000.00	5,000,000.00	LMIHF		3,000,000.00					\$ 3,000,000.00
9) HERO EDKOH Affordable Housing		Sonata At RiverPark Partners, LP/ED KOH	Affordable Housing Loan	HERO	1,650,000.00	1,650,000.00	LMIHF		1,650,000.00					\$ 1,650,000.00
10) HERO Aldersgate Aff Housing		Aldersgate	Affordable Housing Loan	HERO	750,000.00	241,000.00	LMIHF		241,000.00					\$ 241,000.00
11) HERO Home Buyer		Aldersgate	Funds for Aldersgate Project	HERO	500,000.00	500,000.00	LMIHF		500,000.00					\$ 500,000.00
12) HERO RiverPark		RiverPark A Manag Member	Affordable Housing	HERO	4,250,000.00	4,250,000.00	LMIHF						299,981.00	\$ 299,981.00
13) HERO Affordable Housing Rehab		LMI Residents	Affordable Housing Program	HERO	250,615.00	250,615.00	LMIHF							\$ -
14) Affordable Housing Reimbursement Agreement		Francisco De Asis Campos	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
15) Affordable Housing Reimbursement Agreement		Emmanuel John Cervantes	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
16) Affordable Housing Reimbursement Agreement		Pedro Dimas & Thuylinh Ngu	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
17) Affordable Housing Reimbursement Agreement		Everardo G. Dominguez & In	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
18) Affordable Housing Reimbursement Agreement		Felipe Dominguez & Yanira Montejano Dominguez	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
19) Affordable Housing Reimbursement Agreement		Vairo Garcia & Alejandra Garcia	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
20) Affordable Housing Reimbursement Agreement		Juan J. Leyva & Rocio Llamas-Leyva	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
21) Affordable Housing Reimbursement Agreement		Jose Luis Menchaca & Maria Lourdes Zamora	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
22) Affordable Housing Reimbursement Agreement		Salvador De Jesus Munoz & Ofelia Munoz	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
23) Affordable Housing Reimbursement Agreement		Sean Toan Nguyen & Phuong Dung Thi Ho	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
24) Affordable Housing Reimbursement Agreement		Christina M. Therrien	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
25) Affordable Housing Reimbursement Agreement		Salvador Torres & Maria Guadalupe Torres	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
26) HERO RiverPark		Shea Properties II	Parking Facility and Infrastructure	HERO	1,471,274.33	1,471,274.33	Bond						670,764.00	\$ 670,764.00
27) HERO Street Reconstruction Project		City of Oxnard/Contractor	HERO Street Reconstruction CIP	HERO	1,439,973.00	1,439,973.00	Bond Proceed							\$ -
28) Ormond Beach Street Reconstruction Project		City of Oxnard/Contractor	Ormond Beach Street Reconstruction CIP	Ormond Beach	3,075,203.37	3,075,203.37	Bond Proceed							\$ -
29) Southwinds Residential Rehab		LMI Residents	Affordable Housing Program	Southwinds	455,602.00	455,602.00	LMIHF							\$ -
30) Cuesta Del Mar Housing Project		Housing Authority	Affordable Housing Project	Southwinds	350,000.00	200,000.00	LMIHF		30,000.00					\$ 30,000.00
31) Southwinds Street Reconstruction Project		City of Oxnard/Contractor	Southwinds Street Reconstruction CIP	Southwinds	24,736.00	24,736.00	Bond Proceed							\$ -

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32)	Project Management	City Employees	Time charged to affordable housing redevelopment projects	All	581,635.00	581,635.00	LMIHF		58,163.50	58,163.50	58,163.50	58,163.50	58,163.50	\$ 290,817.50
33)	Kane, Ballmer and Berkman	Kane, Ballmer, and Berkman	Agency Legal Counsel Housing Projects	All	125,000.00	66,000.00	LMIHF		11,000.00	11,000.00	11,000.00	11,000.00	11,000.00	\$ 55,000.00
34)	Tom Figg	Tom Figg	Project Development and : Review of appraisals, cost assumptions, capital budgets, operating statements, marketing data and funding	All	99,200.00	30,000.00	LMIHF		15,000.00					\$ 15,000.00
35)														
36)	Affordable Housing Compliance Rental & 4 Sale	Affordable Housing Compliance Consultant	Affordable Housing Compliance Functions	All	2,200,000.00	40,000.00	LMIHF		8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	\$ 40,000.00
37)														\$ -
38)														\$ -
39)														\$ -
40)														\$ -
41)														\$ -
42)														\$ -
43)														\$ -
44)														\$ -
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54)														\$ -
55)														\$ -
Totals LMIHF					\$36,748,142.95	\$33,625,742.95		\$ -	\$ 9,715,563.50	\$ 79,563.50	\$ 79,563.50	\$ 329,563.50	\$ 379,544.50	\$10,583,798.50
Totals Bond Proceeds					\$ 5,211,157.37	\$ 5,211,157.37		\$ -	\$ 126,870.00	\$126,870.00	\$ -	\$ -	\$ -	\$ 253,740.00
Totals Other					\$ 1,471,274.33	\$ 1,471,274.33		\$ -	\$ -	\$ -	\$ -	\$ -	\$ 670,764.00	\$ 670,764.00
Grand total - This Page					\$43,430,574.65	\$40,308,174.65		\$ -	\$ 9,842,433.50	\$206,433.50	\$ 79,563.50	\$ 329,563.50	\$ 1,050,308.50	\$11,508,302.50

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

All total due during fiscal year and payment amounts are projected.

Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund Bonds - Bond proceeds Other - reserves, rents, interest earnings, etc

LMIHF - Low and Moderate Income Housing Fund Admin - Successor Agency Administrative Allowance

[illegible]

The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance by April 15, 2012.		\$ 2,598,524.00	\$ 2,170,279.00	\$ -	\$ 183,090.00	\$ 171,090.00	\$ 171,090.00	\$ 171,090.00	\$ 211,212.00	\$907,572.00
All total due during fiscal year and payment amounts are projected.										
Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)										
RPTTF - Redevelopment Property Tax Trust Fund		Bonds - Bond proceeds		Other - reserves, rents, interest earnings, etc						
LMIHF - Low and Moderate Income Housing Fund		Admin - Successor Agency Administrative Allowance								
**** - Administrative Cost Allowance caps are 5% of Form A 6-month totals in 2011-12 and 3% of Form A 6-month totals in 2012-13. The calculation should not factor in pass through payments paid for with RPTTF in Form D										

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	Source of Fund***	Pass Through and Other Payments ****						
							Payments by month						
							Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
1) Statutory Payments	Oxnard Elementary School Dist	Pass-Through Payment	CCRP	99,186.12	49,593.06	RPTTF		49,593.06					\$ 49,593.06
2) Statutory Payments	Oxnard High School District	Pass-Through Payment	CCRP	69,918.86	34,959.43	RPTTF		34,959.43					\$ 34,959.43
3) Statutory Payments	Ventura Community College Dist	Pass-Through Payment	CCRP	28,406.19	14,203.10	RPTTF		14,203.10					\$ 14,203.10
4) Statutory Payments	Ventura Comm. College Dist Childrens Center	Pass-Through Payment	CCRP	147.40	73.70	RPTTF		73.70					\$ 73.70
5) Statutory Payments	Ventura County General Fund	Pass-Through Payment	CCRP	157,089.20	78,544.60	RPTTF		78,544.60					\$ 78,544.60
6) Statutory Payments	Ventura County Office of Education	Pass-Through Payment	CCRP	8,305.28	4,152.64	RPTTF		4,152.64					\$ 4,152.64
7) Statutory Payments	County Flood District Admin	Pass-Through Payment	CCRP	1,489.16	744.58	RPTTF		744.58					\$ 744.58
8) Statutory Payments	County Flood District Zone #2	Pass-Through Payment	CCRP	15,184.45	7,592.23	RPTTF		7,592.23					\$ 7,592.23
9) Statutory Payments	United Water Conservation District	Pass-Through Payment	CCRP	5,181.17	2,590.59	RPTTF		2,590.59					\$ 2,590.59
10) Statutory Payments	City of Oxnard	Pass-Through Payment	CCRP	116,195.47	58,097.74	RPTTF		58,097.74					\$ 58,097.74
11) Statutory Payments	Calleguas Municipal Water District	Pass-Through Payment	CCRP	5,546.39	2,773.20	RPTTF		2,773.20					\$ 2,773.20
12) Statutory Payments	Oxnard Elementary School Dist	Pass-Through Payment	DT	16,139.89	8,069.94	RPTTF		8,069.94					\$ 8,069.94
13) Statutory Payments	Oxnard High School District	Pass-Through Payment	DT	11,377.61	5,688.81	RPTTF		5,688.81					\$ 5,688.81
14) Statutory Payments	Ventura Community College Dist	Pass-Through Payment	DT	4,622.23	2,311.12	RPTTF		2,311.12					\$ 2,311.12
15) Statutory Payments	Ventura Comm. College Dist Childrens Center	Pass-Through Payment	DT	24.02	12.01	RPTTF		12.01					\$ 12.01
16) Statutory Payments	Ventura County General Fund	Pass-Through Payment	DT	26,486.93	13,243.47	RPTTF		13,243.47					\$ 13,243.47
17) Statutory Payments	Ventura County Office of Education	Pass-Through Payment	DT	1,351.42	675.71	RPTTF		675.71					\$ 675.71
18) Statutory Payments	County Flood District Admin	Pass-Through Payment	DT	242.47	121.24	RPTTF		121.24					\$ 121.24
19) Statutory Payments	County Flood District Zone #2	Pass-Through Payment	DT	2,472.68	1,236.34	RPTTF		1,236.34					\$ 1,236.34
20) Statutory Payments	United Water Conservation District	Pass-Through Payment	DT	843.78	421.89	RPTTF		421.89					\$ 421.89
21) Statutory Payments	City of Oxnard	Pass-Through Payment	DT	18,672.28	9,336.14	RPTTF		9,336.14					\$ 9,336.14
22) Statutory Payments	Calleguas Municipal Water District	Pass-Through Payment	DT	1,145.96	572.98	RPTTF		572.98					\$ 572.98
23) Statutory Payments	Port Hueneme Elemen Sch Dist	Pass-Through Payment	HERO	28,762.57	14,381.29	RPTTF		14,381.29					\$ 14,381.29
24) Statutory Payments	Ocean View Elem Sch District	Pass-Through Payment	HERO	35,407.03	17,703.51	RPTTF		17,703.51					\$ 17,703.51

25)	Statutory Payments	Oxnard Elementary School Dist	Pass-Through Payment	HERO	140,934.28	70,467.14	RPTTF		70,467.14					\$	70,467.14
26)	Statutory Payments	Rio Elementary School District	Pass-Through Payment	HERO	282,609.25	141,304.62	RPTTF		141,304.62					\$	141,304.62
27)	Statutory Payments	Oxnard High School District	Pass-Through Payment	HERO	313,186.18	156,593.09	RPTTF		156,593.09					\$	156,593.09
28)	Statutory Payments	Ventura Community College Dist	Pass-Through Payment	HERO	141,371.04	70,685.52	RPTTF		70,685.52					\$	70,685.52
29)	Statutory Payments	Ventura Comm. College Dist Childrens Center	Pass-Through Payment	HERO	738.31	369.15	RPTTF		369.15					\$	369.15
30)	Statutory Payments	Ventura County General Fund	Pass-Through Payment	HERO	475,131.91	237,565.96	RPTTF		237,565.96					\$	237,565.96
31)	Statutory Payments	ERAF 92-93 Shift	Pass-Through Payment	HERO	145,577.75	72,788.87	RPTTF		72,788.87					\$	72,788.87
32)	Statutory Payments	ERAF 93-94 Shift	Pass-Through Payment	HERO	287,384.78	143,692.39	RPTTF		143,692.39					\$	143,692.39
33)	Statutory Payments	Ventura County Office of Education	Pass-Through Payment	HERO	56,440.57	28,220.28	RPTTF		28,220.28					\$	28,220.28
34)	Statutory Payments	County Flood District Admin	Pass-Through Payment	HERO	6,497.54	3,248.77	RPTTF		3,248.77					\$	3,248.77
35)	Statutory Payments	County Flood District Zone #2	Pass-Through Payment	HERO	61,296.46	30,648.23	RPTTF		30,648.23					\$	30,648.23
36)	Statutory Payments	General Fund Ocean View Water Dist	Pass-Through Payment	HERO	(124.94)	(62.47)	RPTTF		(62.47)					\$	(62.47)
37)	Statutory Payments	Oxnard Drain #1	Pass-Through Payment	HERO	14,019.17	7,009.58	RPTTF		7,009.58					\$	7,009.58
38)	Statutory Payments	United Water Conservation District	Pass-Through Payment	HERO	1,745.76	872.88	RPTTF		872.88					\$	872.88
39)	Statutory Payments	City of Oxnard	Pass-Through Payment	HERO	409,829.08	204,914.54	RPTTF		204,914.54					\$	204,914.54
40)	Statutory Payments	Calleguas Municipal Water District	Pass-Through Payment	HERO	28,382.97	14,191.48	RPTTF		14,191.48					\$	14,191.48
41)	Statutory Payments	Port Hueneme Elementry School Dist	Pass-Through Payment	Ormond Beach	(4,343.84)	(2,171.92)	RPTTF		(2,171.92)					\$	(2,171.92)
42)	Statutory Payments	Ocean View Elem Sch District	Pass-Through Payment	Ormond Beach	(45,112.22)	(22,556.11)	RPTTF		(22,556.11)					\$	(22,556.11)
43)	Statutory Payments	Oxnard High School District	Pass-Through Payment	Ormond Beach	(37,340.33)	(18,670.17)	RPTTF		(18,670.17)					\$	(18,670.17)
44)	Statutory Payments	Ventura Community College Dist	Pass-Through Payment	Ormond Beach	(15,170.27)	(7,585.13)	RPTTF		(7,585.13)					\$	(7,585.13)
45)	Statutory Payments	Ventura Comm. College Dist Childrens Center	Pass-Through Payment	Ormond Beach	(78.41)	(39.20)	RPTTF		(39.20)					\$	(39.20)
46)	Statutory Payments	Ventura County General Fund	Pass-Through Payment	Ormond Beach	433,754.77	216,877.38	RPTTF		216,877.38					\$	216,877.38
47)	Statutory Payments	Ventura County Office of Education	Pass-Through Payment	Ormond Beach	(6,815.77)	(3,407.89)	RPTTF		(3,407.89)					\$	(3,407.89)
48)	Statutory Payments	County Flood District Admin	Pass-Through Payment	Ormond Beach	4,104.93	2,052.46	RPTTF		2,052.46					\$	2,052.46
49)	Statutory Payments	County Flood District Zone #2	Pass-Through Payment	Ormond Beach	41,049.35	20,524.67	RPTTF		20,524.67					\$	20,524.67
50)	Statutory Payments	County Flood District Zone #4	Pass-Through Payment	Ormond Beach	(5.45)	(2.72)	RPTTF		(2.72)					\$	(2.72)
51)	Statutory Payments	General Fund Ocean View Water Dist	Pass-Through Payment	Ormond Beach	20.69	10.34	RPTTF		10.34					\$	10.34
52)	Statutory Payments	United Water Conservation District	Pass-Through Payment	Ormond Beach	(2,746.36)	(1,373.18)	RPTTF		(1,373.18)					\$	(1,373.18)
53)	Statutory Payments	City of Oxnard	Pass-Through Payment	Ormond Beach	(61,104.64)	(30,552.32)	RPTTF		(30,552.32)					\$	(30,552.32)
54)	Statutory Payments	Calleguas Municipal Water District	Pass-Through Payment	Ormond Beach	(3,792.85)	(1,896.42)	RPTTF		(1,896.42)					\$	(1,896.42)
55)	Statutory Payments	Port Hueneme Element Sch Dist	Pass-Through Payment	SW	26,474.32	13,237.16	RPTTF		13,237.16					\$	13,237.16

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 ATTACHMENT

Corrections to ROPS February 1, 2012 - June 30, 2012							
Page		Item Number		Changed To	Changed To	Changed From	Reason for Change
Form A Page 1			CCRP Project Area	No Changes			No Changes
Form A Page 2		Item No. 4	Downtown Project Area	Mayer, Hoffman, McCann P.C		Mayor Hoffman McCann P.C	
Form A Page 3			HERO Project Area	Removed Façade Applicants			Spelling Correction
Form A Page 4			Ormond Beach Project Area	No Changes			Per the request of Façade Applicant
Form A Page 5			Southwinds	No Changes			No Changes
	Multiple/All Project Areas						No Changes
		Item Number	Project Name				
Form A Page 7	CCRP	Item No. 1	CCRP Assessment District Payment	Oxnard Downtown District		Ox. Downtown Maint. District	
Form A Page 7	CCRP	Item No. 2	CCRP Homeowner Property Dues	Heritage Square Annual Maintenance Subsidy		Homeowner Dues Heritage Square	Name Correction
Form A Page 8	HERO	Item No. 6	HERO Wagon Wheel "The Village" Housing	Oxnard CRFL Partners, LLC, OVFA, OVI	\$15,300,000	Oxnard CRFL Partners, LLC and \$25,000,000	Name Correction
Form A Page 8	HERO	Item No. 7	HERO Colonial House	Oxnard Pacific Associates/Pacific West Communities		Pacific West Communities	As Recommended by City Attorney
Form A Page 8	HERO	Item No. 9	HERO EDKOH Affordable Housing	Sonata at RiverPark Partners LP/ED KOH		ED KOH & Sonata Apts. Sonata Partners	Corrected Name of Developer
Form A Page 8	HERO	Item No 26	HERO RiverPark	Shea Properties II		RiverPark A Manag Member/RiverPark Legacy, LLC	Corrected Name of Developer
							Name Correction



Meeting Date: 05/8/12

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☒ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Kymberly Horner K.H.Agenda Item No. 0-3Reviewed By: City Manager [Signature] City Attorney [Signature] Finance [Signature] Other N/A**DATE:** May 1, 2012**TO:** Community Development Commission Successor Agency
FROM: Curtis P. Cannon, Director
 Community Development Commission Successor Agency
Kymberly Horner for
SUBJECT: Successor Agency Amended Administrative Budget for the Period of February 1, 2012 – June 30, 2012
RECOMMENDATION

That the Community Development Commission Successor Agency ("Successor Agency"), adopt a resolution approving an amended administrative budget for the period of February 1, 2012, through June 30, 2012.

DISCUSSION

ABx1 26 requires that the Successor Agency adopt an administrative budget to be approved by the Oversight Board and submitted to the California State Department of Finance ("DOF"). Successor agencies are entitled to an administrative allowance, subject to approval of the oversight board. The administrative allowance is up to five percent (5%) of the eligible property tax allocated to the successor agency for FY 2011-12 and three percent (3%) each year thereafter. The amount shall not be less than \$250,000 for any fiscal year unless agreed to by the successor agency.

On April 24, 2012, the Successor Agency adopted an administrative budget of \$980,450 for the period of February 1, 2012, through June 30, 2012. Today's recommended action is to adopt by Resolution, an amended administrative budget for the period of February 1, 2012, through June 30, 2012, which is attached to the Resolution as Exhibit A. After using a revised Recommended Obligation Payment Schedule ("ROPS") prepared by the DOF as directed by the Oversight Board to the Successor Agency, staff has revised administrative budget to be \$907,572.

Disclaimer

Successor Agency staff is hereby authorized to administratively amend the Administrative Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the DOF and also to make corresponding adjustments based on changes to the ROPS, provided, however,

that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

FINANCIAL IMPACT

Approval of this action does not in itself create obligations and has no financial impact.

Attachment #1 – Resolution to Adopt an Amended Administrative Budget for the Period of
February 1, 2012 – June 30, 2012

CITY OF OXNARD COMMUNITY DEVELOPMENT
COMMISSION SUCCESSOR AGENCY

RESOLUTION NO. _____

RESOLUTION OF THE CITY OF OXNARD COMMUNITY
DEVELOPMENT COMMISSION SUCCESSOR AGENCY
ADOPTING THE AGENCY'S AMENDED ADMINISTRATIVE
BUDGET FOR THE PERIOD OF FEBRUARY 1, 2012
THROUGH JUNE 30, 2012

WHEREAS, ABx1 26 requires the Community Development Commission Successor Agency ("Successor Agency") to adopted an administrative budget for the period of February 1, 2012, through June 30, 2012, to be approved by the Oversight Board to the Successor Agency and submitted to the Department of Finance; and

WHEREAS, the Community Development Commission Successor Agency Director has prepared the Successor Agency budget for the Board of Directors of the Successor Agency for its review; and

WHEREAS, the Successor Agency Board acknowledges its interest in enabling the Executive Director to conduct the Successor Agency's business in the most efficient and effective manner possible; and

WHEREAS, all necessary changes and modifications have been made to said budget pursuant to ABx1 26; and

WHEREAS, the Successor Agency Board of Directors has examined the amended budget and finds that it is a sound plan for the operations of the Successor Agency; and

WHEREAS, the Successor Agency Board of Directors desires to adopt this Resolution amending the previously adopted administrative budget for the period of February 1, 2012- June 30, 2012.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Successor Agency that:

Section 1. The Board of Directors has studied the amended budget and finds that it is a sound plan for the operations of the Successor Agency and the amended budget is hereby adopted as presented. The amended budget schedule is attached hereto as "Exhibit A" and made a part hereof.

Section 2. Successor Agency staff is hereby authorized to administratively amend the amended Administrative Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance ("DOF") and also to make corresponding adjustments based on changes to the ROPS, provided, however, that none of such

ATTACHMENT 1

authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2012, by the following vote:

AYES:

NOES:

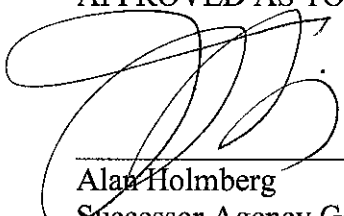
ABSENT:

Dr. Thomas E. Holden
Successor Agency Board Chair

ATTEST:

Daniel Martinez
Successor Agency Secretary Designate

APPROVED AS TO FORM:



Alan Holmberg
Successor Agency General Counsel
5.3.12

ATTACHMENT 1

Exhibit A								
Successor Agency Budget								
Period February 1, 2012- June 30, 2012								
	Description	Payments by Month						
		Jan 2012	Feb 2012	Mar 2012	Apr 2012	May 2012	Jun 2012	Total
Personnel Services	Salaries and Benefits Admin and Housing		72,090.00	72,090.00	72,090.00	72,090.00	72,090.00	\$ 360,450.00
Materials and Supplies	Postage Suscriptions Office Supplies Minor Equipment		1,000.00	1,000.00	1,000.00	1,000.00	1,000.00	\$ 5,000.00
Memberships	Membership		12,000.00					\$ 12,000.00
Maintenance Services	Reimbursements, Rental Vehicle, Service Equipment		5,500.00	5,500.00	5,500.00	5,500.00	5,500.00	\$ 27,500.00
Other Services	Legal Advocacy, External Phone, Cell Phone, Voice mail		25,000.00	25,000.00	25,000.00	25,000.00	25,000.00	\$ 125,000.00
Fixed Charges	Data Process, Liability Ins, Indirect Charges, Prorated Charges Facility Rental		67,500.00	67,500.00	67,500.00	67,500.00	67,500.00	\$ 337,500.00
OPEB	Other Post Employee Benefit						13,750.00	\$ 13,750.00
Pars-ERIP	ERIP Employee salary and benefit						26,372.00	\$ 26,372.00
Total		\$ -	\$ 183,090.00	\$ 171,090.00	\$ 171,090.00	\$ 171,090.00	\$ 211,212.00	\$907,572.00



Meeting Date: 05/8/12

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☒ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Kymberly Horner *K.H.*Agenda Item No. 0-4Reviewed By: City Manager *[Signature]*City Attorney *[Signature]*Finance *[Signature]*

Other N/A

DATE: May 1, 2012**TO:** Community Development Commission Successor Agency
FROM: Curtis P. Cannon, Director
 Community Development Commission Successor Agency
 Curtis P. Cannon
SUBJECT: Adoption of the Recognized Obligation Payment Schedule ("ROPS") for the period
 July 1, 2012 – December 31, 2012

RECOMMENDATION

That the Community Development Commission Successor Agency ("Successor Agency"), in accordance with the requirements of ABx1 26, adopt a resolution approving a ROPS, setting forth a schedule of payments for obligations of the Successor Agency, for the period of July 1, 2012, through December 31, 2012.

DISCUSSION

ABx1 26 defines a ROPS as a document setting forth the minimum payment amounts and due dates of payments required by enforceable obligations for each six-month fiscal period. The attached ROPS identifies each enforceable obligation by which payments will be required during the period of July 1, 2012, through December 31, 2012, and the minimum payment amounts and due dates of payments required by each enforceable obligation.

In accordance with ABx 1 26, the ROPS is required to be presented to the Oversight Board every six months for approval. However, due to the lawsuit filed in the California Supreme Court and the ultimate timing of that decision, the original deadline to approve the first period ROPS was pushed back and covered the period of February 1, 2012, through June 30, 2012. The second ROPS period will cover the period of July 1, 2012, through December 31, 2012. The adoption of ROPS for the second period is the subject of this staff report. Staff has been inclusive in its interpretation of what should be listed. The ROPS has been prepared to satisfy the requirements of ABx1 26, and is not a document creating obligations. For example, some payments are listed as contingent, and will become due only upon the occurrence of certain events.

Disclosure

Successor Agency staff is hereby authorized to administratively amend the ROPS in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance (“DOF”), provided, however, that neither such authorization nor such removal shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

FINANCIAL IMPACT

Approval of this action does not in itself create obligations and has no financial impact.

Attachment #1 – Resolution to Adopt a ROPS for the Period of July 1, 2012 – December 31, 2012

OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY

RESOLUTION NO. _____

RESOLUTION OF THE OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY ADOPTING A RECOGNIZED OBLIGATION PAYMENT SCHEDULE FOR JULY 1, 2012 – DECEMBER 31, 2012

THE OXNARD COMMUNITY DEVELOPMENT COMMISSION SUCCESSOR AGENCY HEREBY FINDS, DETERMINES, RESOLVES AND ORDERS AS FOLLOWS:

WHEREAS, Assembly Bill x1 26 ("ABx1 26") and AB x1 27 ("ABx1 27") were passed by the State Legislature on June 15, 2011, and signed by the Governor on June 28, 2011; and

WHEREAS, among other things, ABx1 26 amends Sections 33500, 33501, 33607.5 and 33607.7 of the California Health and Safety Code and adds Part 1.8 and Part 1.85 to the California Health and Safety Code; and

WHEREAS, by enactment of Part 1.85 of Division 24 of the Health and Safety Code, subject to all reservations herein stated, the Community Development Commission is dissolved as of February 1, 2012 such that the Community Development Commission shall be deemed as a former redevelopment agency under Health and Safety Code section 34173(a); and

WHEREAS, Health and Safety Code section 34173(a) designates successor agencies as successor entities to former redevelopment agencies; and

WHEREAS, on January 10, 2012, by Resolution 14,135, the City Council of the City of Oxnard declared itself as the successor agency upon the dissolution of the Community Development Commission, subject to all reservations stated in such resolution;

WHEREAS, the California Supreme Court in California Redevelopment Association v. Matosantos, Case No. S194861 upheld the constitutionality of ABx1 26 and established May 1, 2012, as the date by which the draft ROPS must be prepared; and

WHEREAS, California Health and Safety Code Section 34169(h) provides that a successor agency must prepare a Recognized Obligation Payment Schedule (the "ROPS") every six months after the initial ROPS period.

WHEREAS, the ROPS identifies each enforceable obligation on which payments will be required during the period of July 1, 2012, through December 31, 2012, identifies the minimum payment amounts, identifies due dates of payments required by each such enforceable obligation, and that the ROPS conforms to the State Department of Finance ("DOF") format ; and

ATTACHMENT 1

PAGE 1 OF 13

NOW, THEREFORE, Oxnard Community Development Commission Successor Agency ("Successor Agency") resolves:

Section 1. The Successor Agency hereby finds and determines that the foregoing recitals are true and correct.

Section 2. All legal prerequisites to the adoption of this Resolution have occurred.

Section 3. Successor Agency staff is hereby authorized to administratively amend the ROPS in order to remove there from line items which are subsequently disapproved by the Oversight Board and/or the DOF, provided, however, that neither such authorization nor such removal shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

Section 4. The attached ROPS is hereby adopted.

Section 5. The Successor Agency's Executive Director, or designee, is hereby authorized to take such actions as are necessary and appropriate to comply with ABx1 26 and the Modified Stay.

Section 6. This Resolution shall take effect immediately upon its adoption.

Section 7. The Successor Agency's Secretary Designate shall certify as to the adoption of this resolution.

PASSED, APPROVED and ADOPTED this ____ day of _____, 2012, by the following vote:

AYES:

NOES:

ABSENT:

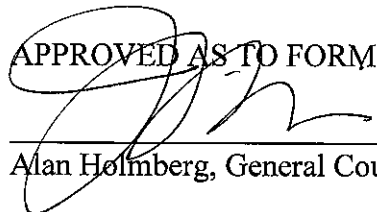
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Dr. Thomas E. Holden, Chairman

ATTEST:

Daniel Martinez, Secretary Designate

APPROVED AS TO FORM:



Alan Holmberg, General Counsel


5.3.12

ATTACHMENT 1

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RECOGNIZED OBLIGATION PAYMENT SCHEDULE - CONSOLIDATED
FILED FOR THE July 2012 to December 2012 PERIOD

Name of Successor Agency

Oxnard Community Development Commission Successor Agency

	Current	
	Total Outstanding Debt or Obligation	Total Due During Fiscal Year
Outstanding Debt or Obligation	\$ 718,332,783.03	\$ 89,990,483.05
	Total Due for Six Month Period	
Outstanding Debt or Obligation	\$ 36,684,524.15	
Available Revenues other than anticipated funding from RPTTF	\$ 2,801,814.56	
Enforceable Obligations paid with RPTTF	\$ 32,926,511.43	
Administrative Cost paid with RPTTF	\$ 956,198.16	
Pass-through Payments paid with RPTTF	\$ -	
Administrative Allowance (greater of 5% of anticipated Funding from RPTTF or 250,000. Note: Calculation should not include pass-through payments made with RPTTF. The RPTTF Administrative Cost figure above should not exceed this Administrative Cost Allowance figure)	\$ 1,646,325.57	

Certification of Oversight Board Chairman:

Pursuant to Section 34177(l) of the Health and Safety code,

I hereby certify that the above is a true and accurate Recognized

Enforceable Payment Schedule for the above named agency.

Name

Title

Signature

Date

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 28 - Section 34177 (*)

	Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)							
									Payments by month							
									July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total	
1)	CCRP Tax Allocation Refunding Bond 2004		Wells Fargo	Downtown Infrastructure Capital Improvement Projects and Façade Program	CCRP	13,975,000.00	1,367,921.00	RPTTF		1,068,066.75						\$ 1,068,066.75
2)	CCRP County Property Tax		Ventura County Auditor Controller	Taxes on Heritage Square Property	CCRP	65,262.00	65,262.00	RPTTF								\$ -
3)	Social Security Building		Alert Property Mgmt. Co.	Property Management	CCRP	9,600.00	9,600.00	RPTTF		800.00	800.00	800.00	800.00	800.00	800.00	\$ 4,000.00
4)	Social Security Building		Alert Property Mgmt. Co.	Property Maintenance	CCRP	192,000.00	192,000.00	RPTTF		8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	8,000.00	\$ 40,000.00
5)	Heritage Square HOA Dues		Monthly Association Dues	Per HSPOA Agreement	CCRP	24,000.00	24,000.00	RPTTF		2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	\$ 10,000.00
6)	Social Security Building Roof and HVAC Repair		Contractor/City	New Roof and New Heating and Air system	CCRP	84,000.00	84,000.00	RPTTF								\$ -
7)	Façade and Paint Improvement Program		Steve Greene Const./Sta Maria Neon/ Daniels Const. El	Capital Improvement Project	CCRP	40,968.29	40,968.29	RPTTF								
8)	Façade and Paint Improvement Program		Albillo Const. Soo Hoo Building (Angela Soo Hoo)	Capital Improvement Project	CCRP	38,571.89	38,571.89	RPTTF								
9)	Façade and Paint Improvement Program		Downtown Façade - approved project Golden Chicken Inn	Capital Improvement Project	CCRP	60,000.00	60,000.00	RPTTF		12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	12,000.00	\$ 60,000.00
10)	LMIHF Debt - CCRP		City of Oxnard/Successor	As per SOI	CCRP	46,756,124.00	1,120,000.00	RPTTF		224,000.00	224,000.00	224,000.00	224,000.00	224,000.00	224,000.00	\$ 1,120,000.00
11)	Contracts and Services		Economic Development Collaborative Ventura County	Real Estate	CCRP	15,000.00	15,000.00	RPTTF								\$ -
12)																\$ -
13)																
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30)																\$ -
31)																\$ -
32)																\$ -
Totals - RPTTF Funding						\$ 61,260,526.18	\$ 3,017,323.18	N/A	\$ -	\$ 1,314,866.75	\$ 246,800.00	\$ 246,800.00	\$ 246,800.00	\$ 246,800.00	\$ 246,800.00	\$ 2,302,066.75

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 201

RPTTF - Redevelopment Property Tax Trust Fund

LMIHF - Low and Moderate Income Housing Fund

Bonds - Bond proceeds

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
								Payments by month						
								July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1) Downtown City Advance Long Term Loan		City of Oxnard General Fund	Project Area Development	DT	1,139,572.00	1,139,572.00	RPTTF							\$ -
2) McGrath Wheel Chair Lift		Contractor/City	New Wheel Chair Lift for CDC owned Property	DT	80,000.00	80,000.00	RPTTF							\$ -
3) Heritage Square Facility Rental Program		Verizon California Office Depot Mehle Printing Yellowpages Local Directory Alliance Fire Protection Ventura County Reporter Print on Demand	Heritage Square Reimbursement	DT	9,489.00	9,489.00	RPTTF	790.75	790.75	790.75	790.75	790.75	790.75	\$ 4,744.50
4) Contracts and Services		Mayer, Hoffman, McCann P.C	Theater Analysis	DT	10,000.00	10,000.00	RPTTF				5,000.00		5,000.00	\$ 10,000.00
5) LMIHF-R108		City of Oxnard Successor Agency	Set-Aside	DT	12,680,052.00	94,000.00	RPTTF		18,800.00	18,800.00	18,800.00	18,800.00	18,800.00	\$ 94,000.00
6)														\$ -
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32)														\$ -
Totals - RPTTF Funding					\$13,829,113.00	\$ 1,333,061.00	N/A	\$ 790.75	\$ 19,590.75	\$ 19,590.75	\$ 24,580.75	\$ 19,590.75	\$ 24,580.75	\$ 108,744.50

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund
 LMIHF - Low and Moderate Income Housing Fund
 Bonds - Bond proceeds
 Admin - Successor Agency Administrative Allowance
 Other - reserves, rents, interest earnings, etc

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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34177 (*)

	Contract/Agreement		Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)							
	Project Name / Debt Obligation	Execution Date						Payee	Payments by month						
									July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1)	HERO Tax Alloc Bond 2006		Wells Fargo	Street Reconstruction Project	HERO	10,415,000.00	776,771.50	RPTTF		518,117.00					\$ 518,117.00
2)	HERO Tax Alloc Bond 2008		Wells Fargo	RiverPark Parking Structure Infrastructure	HERO	11,260,000.00	707,837.50	RPTTF		450,818.75					\$ 450,818.75
3)	HERO DDA Esplanade Re-use Project		Home Depot Development of Maryland IC.	Tax Increment Tax Sharing Payments	HERO	3,461,401.00	356,000.00	RPTTF		356,000.00					\$ 356,000.00
4)	HERO RiverPark OPA		RiverPark A, Shea Homes,	Infrastructure Improvements New Develop	HERO	10,000,000.00	1,000,000.00	RPTTF & LMIHF							\$ -
5)															\$ -
6)															\$ -
7)															\$ -
8)															\$ -
9)															\$ -
10)	Facade and Paint Improvement Program		approved project - Advance Am	Capital Improvement Project	HERO	10,000.00	10,000.00	RPTTF		0.00	2,000.00				\$ 2,000.00
11)	Facade and Paint Improvement Program		Radio Shack	Capital Improvement Project	HERO	10,000.00	10,000.00	RPTTF		0.00	2,000.00				\$ 2,000.00
12)	LMIHF Debt - HERO		City of Oxnard/Successor	As per SOI	HERO	98,450,387.00	2,359,000.00	RPTTF & LMIHF		471,800.00	471,800.00	471,800.00	471,800.00	\$ 471,800.00	\$ 2,359,000.00
13)	Oxnard Medians		City of Oxnard	Phase II of Median Improvement Project	HERO	118,717.91	118,717.91	RPTTF							\$ -
14)	HWY 101 Rice Interchange		Contractor	Road/freeway Interchange Improvements	HERO	76,969.00	76,969.00	RPTTF							\$ -
15)	Campus Park Phase I and II		Contractor	Park Improvements	HERO	16,768,000.00	16,768,000.00	RPTTF							\$ -
16)															\$ -
17)															\$ -
18)															\$ -
19)															\$ -
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Totals - RPTTF Funding						\$ 150,570,474.91	\$ 22,183,295.91	N/A	\$ -	\$ 1,796,735.75	\$ 475,800.00	\$ 471,800.00	\$ 471,800.00	\$ 471,800.00	\$ 3,687,935.75

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund

LMIHF - Low and Moderate Income Housing Fund

Bonds - Bond proceeds

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34177 (*)

	Project Name / Debt Obligation	Contract/Agreement		Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2011-2012**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
		Execution Date	Payee						Payments by month						
									July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1)	Ormond Beach Tax Alloc Bond 2006		Wells Fargo	Street Reconstruction Project	Ormond Beach	5,180,000.00	344,493.76	RPTTF		240,928.00					\$ 240,928.00
2)	LMIHF Debt - Ormond Beach		City of Oxnard/Successor	As per SOI	Ormond Beach	8,865,345.00	374,000.00	RPTTF		74,800.00	74,800.00	74,800.00	74,800.00	74,800.00	\$ 374,000.00
3)	Ormond Beach Wetlands		Contractors/vendors/City	Wetlands Restoration	Ormond Beach	511,897.00		RPTTF							\$ -
4)															\$ -
5)															\$ -
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32)															\$ -
Totals - RPTTF Funding						\$ 14,557,242.00	\$ 718,493.76	N/A	\$ -	\$ 315,728.00	\$ 74,800.00	\$ 74,800.00	\$ 74,800.00	\$ 74,800.00	\$ 614,928.00

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund

Bonds - Bond proceeds

Other - reserves, rents, interest earnings, etc

LMIHF - Low and Moderate Income Housing Fund

Admin - Successor Agency Administrative Allowance

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
								Payments by month						
								July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1) Southwinds Tax Allocation Bond 2006		Wells Fargo	Street Reconstruction Bond	Southwinds	2,960,000.00	194,742.50	RPTTF		135,527.50					\$ 135,527.50
2)														\$ -
3) South Oxnard Library		Gibbs, Giden, Locher, Turner & Senel/ Contractor	Capital Improvement Project and Legal Fees	Southwinds	400,000.00	400,000.00	RPTTF							\$ -
4)														\$ -
5)														\$ -
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29)														\$ -
30)														\$ -
31)														\$ -
32)														\$ -
Totals - RPTTF Funding					\$ 3,360,000.00	\$ 594,742.50	N/A	\$ -	\$ 135,527.50	\$ -	\$ -	\$ -	\$ -	\$ 135,527.50

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.
 ** All totals due during fiscal year and payment amounts are projected.
 *** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)
 RPTTF - Redevelopment Property Tax Trust Fund Bonds - Bond proceeds Other - reserves, rents, interest earnings, etc
 LIHF - Low and Moderate Income Housing Fund Admin - Successor Agency Administrative Allowance

ATTACHMENT 1
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DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE

Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement Execution Date	Payee	Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	*** Funding Source	Payable from the Redevelopment Property Tax Trust Fund (RPTTF)						
								Payments by month						
								July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1) CCRP Assessment District Payment		Ox. Downtown Mgmt District	Property Based Maintenance District Payment	CCRP/DT	423,410.24	139,000.00	RPTTF		69,475.50					\$ 69,475.50
2) CCRP Homeowner Property Dues		Heritage Square HSPOA	Heritage Square Annual Maintenance Subsidy Homeowner Dues Heritage Square	CCRP/DT	43,000.00	43,000.00	RPTTF		43,000.00					\$ 43,000.00
3) Downtown Lease Guarantee Pmt 50%		Oxnard Theater Group	Downtown Theater lease guarantee payment	CCRP/DT	26,712,000.00	1,335,600.00	RPTTF		111,300.00	111,300.00	111,300.00	111,300.00	111,300.00	\$ 556,500.00
4)														\$ -
5) Cooperation Agreement		City of Oxnard	To facilitate the implementation of projects programs activities, and admin costs of the agency	All	411,525,650.00	25,000,000.00	RPTTF			25,000,000.00				\$ 25,000,000.00
6)														\$ -
7) Laundromat Project		Van Merill	Site location assistance& Building Improvement Per approval in connection to acquisition of 18 W 5th Street	CCRP & HERC	150,000.00	150,000.00	RPTTF		50,000.00	50,000.00		50,000.00		\$ 150,000.00
8)														\$ -
9) Bond Counsel		Goodwin and Proctor	Legal Counsel for CDC Bonds	All	10,000.00	10,000.00	RPTTF	833.34	833.34	833.34	833.34	833.34	833.34	\$ 5,000.04
10) Contracts and Services		Kane, Ballmer, and Berkman	Agency Legal Counsel	All & Admin	97,000.00	97,000.00	RPTTF	8,083.34	8,083.34	8,083.34	8,083.34	8,083.34	8,083.34	\$ 48,500.04
11) Contracts and Services		EDCO	Economic Development Functions		104,000.00	104,000.00	RPTTF	52,000.00					52,000.00	\$ 104,000.00
12) Contracts and Services		Tom Fligg	Project Development and : Review of appraisals, cost , assumptions, capital budgets, operating statements marketing data and funding commitments	All & Housing	60,000.00	60,000.00	RPTTF	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	5,000.00	\$ 30,000.00
13) Contracts and Services		R.A. Almore & Sons	Weed Abatement	CCRP/DT/OB	50,000.00	50,000.00	RPTTF	12,500.00			12,500.00			\$ 25,000.00
14) Contracts and Services		National Development Council	Affordable Housing-Advising on equity sources and structuring	All & Housing	90,000.00	90,000.00	RPTTF		7,500.00	7,500.00	7,500.00	7,500.00	7,500.00	\$ 37,500.00
15) Contracts and Services		Hdl Coren & Cone	Property Tax and Tax Increment Prep	All & Housing	20,000.00	20,000.00	RPTTF		1,666.67	1,666.67	1,666.67	1,666.67	1,666.67	\$ 8,333.35
16)														\$ -
17)														\$ -
18)														\$ -
19)														\$ -
20)														\$ -
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29)														\$ -
30)														\$ -
31)														\$ -
Totals - RPTTF Funding					\$ 439,285,260.24	\$ 27,098,600.00	N/A	\$ 78,416.68	\$ 296,858.85	\$ 25,184,383.35	\$ 146,883.35	\$ 184,383.35	\$ 186,383.35	\$ 26,077,308.93

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** All totals due during fiscal year and payment amounts are projected.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 201

RPTTF - Redevelopment Property Tax Trust Fund

LMH - Low and Moderate Income Housing Fund

Bonds - Bond proceeds

Admin - Successor Agency Administrative Allowance

Other - reserves, rents, interest earnings, etc

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
 Per AB 26 - Section 34177 (*)

Project Name / Debt Obligation	Contract/Agreement		Description	Project Area	Total Outstanding Debt or Obligation	Total Due During Fiscal Year 2012-2013**	Funding Source ***	Payable from Other Revenue Sources						
	Execution Date	Payee						Payments by month						
								July 2012	Aug 2012	Sep 2012	Oct 2012	Nov 2012	Dec 2012	Total
1)														\$ -
2)														\$ -
3) Downtown Façade Improvement Program		Contractor/Vendors	Façade Improvement Program	Downtown	387,504.00	387,504.00	Bond Proceed							\$ -
4) Downtown Parking Lot Resurfacing and Light		City of Oxnard	Parking Lot and Lighting Improvements to Downtown Parking Lot	Downtown	253,741.00	253,741.00	Bond Proceed							\$ -
5) Downtown Trash Enclosures		City of Oxnard	Replacement of Trash Enclosures in DT Oxnard	Downtown	30,000.00	30,000.00	Bond Proceed							\$ -
6) HERO Wagon Wheel "The Village" Housing		Oxnard CRFL Partners, LLC, OVFA, OVI	Wagon Wheel Affordable Housing Loan	HERO	15,300,000.00	15,300,000.00	LMIHF							\$ -
7) HERO Colonial House		Oxnard Pacific Associates/Pacific West Communities	Colonial House Affordable Housing Project	HERO	4,200,000.00	4,200,000.00	LMIHF							\$ -
8)														\$ -
9) HERO EDKOH Affordable Housing		Sonata At RiverPark Partners, LP/ED KOH	Affordable Housing Loan	HERO	1,650,000.00	1,650,000.00	LMIHF			1,650,000.00				\$ 1,650,000.00
10)														\$ -
11) HERO Home Buyer		Aldersgate	Funds for Aldersgate Project	HERO	500,000.00	500,000.00	LMIHF							\$ -
12) HERO RiverPark		RiverPark A Manag Member	Affordable Housing	HERO	4,250,000.00	4,250,000.00	LMIHF						299,981.00	\$ 299,981.00
13)														\$ -
14) Affordable Housing Reimbursement Agreement		Francisco De Asis Campos	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
15) Affordable Housing Reimbursement Agreement		Emmanuel John Cervantes	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
16) Affordable Housing Reimbursement Agreement		Pedro Dimas & Thuylinh Ngu	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
17) Affordable Housing Reimbursement Agreement		Everardo G. Dominguez & In	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
18) Affordable Housing Reimbursement Agreement		Felipe Dominguez & Yanira Montejano Dominguez	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
19) Affordable Housing Reimbursement Agreement		Vairo Garcia & Alejandra Garcia	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
20) Affordable Housing Reimbursement Agreement		Juan J. Leyva & Rocio Llamas-Leyva	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
21) Affordable Housing Reimbursement Agreement		Jose Luis Menchaca & Maria Lourdes Zamora	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
22) Affordable Housing Reimbursement Agreement		Salvador De Jesus Munoz & Ofelia Munoz	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
23) Affordable Housing Reimbursement Agreement		Sean Toan Nguyen & Phuong Dung Thi Ho	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
24) Affordable Housing Reimbursement Agreement		Christina M. Therrien	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
25) Affordable Housing Reimbursement Agreement		Salvador Torres & Maria Guadalupe Torres	RiverPark Mortgage Reimbursement Agreement	HERO	15,600.00	1,000.00	LMIHF		200.00	200.00	200.00	200.00	200.00	\$ 1,000.00
26) HERO RiverPark		Shea Properties II	Parking Facility and Infrastructure	HERO	1,471,274.33	1,471,274.33	Bond						670,764.00	\$ 670,764.00
27) HERO Street Reconstruction Project		City of Oxnard/Contractor	HERO Street Reconstruction CIP	HERO	1,439,973.00	1,439,973.00	Bond Proceed							\$ -
28) Ormond Beach Street Reconstruction Project		City of Oxnard/Contractor	Ormond Beach Street Reconstruction CIP	Ormond Beach	3,075,203.37	3,075,203.37	Bond Proceed							\$ -
29)														\$ -
30) Cuesta Del Mar Housing Project		Housing Authority	Affordable Housing Project	Southwinds	350,000.00	200,000.00	LMIHF							\$ -
31) Southwinds Street Reconstruction Project		City of Oxnard/Contractor	Southwinds Street Reconstruction CIP	Southwinds	24,736.00	24,736.00	Bond Proceed							\$ -

ATTACHMENT
 1
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32)	Project Management		City Employees	Time charged to affordable housing redevelopment projects	All	218,139.00	218,139.00	LMIHF	18,178.25	18,178.25	18,178.25	18,178.25	18,178.25	18,178.25	18,178.25	\$ 109,069.50
33)	Kane, Ballmer and Berkman		Kane, Ballmer, and Berkman	Agency Legal Counsel Housing Projects	All	50,000.00	50,000.00	LMIHF	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	4,166.67	\$ 25,000.02
34)	Tom Figg		Tom Figg	Project Development and : Review of appraisals, cost assumptions, capital budgets, operating statements, marketing data and funding	All	30,000.00	30,000.00	LMIHF	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	2,500.00	\$ 15,000.00
35)																\$ -
36)	Affordable Housing Compliance Rental & 4 Sale		Affordable Housing Compliance Consultant	Affordable Housing Compliance Functions	All	40,000.00	40,000.00	LMIHF	3,333.34	3,333.34	3,333.34	3,333.34	3,333.34	3,333.34	3,333.34	\$ 20,000.04
37)																\$ -
38)																\$ -
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Totals LMIHF						\$26,775,339.00	\$26,450,139.00		\$28,178.26	\$ 30,578.26	\$ 1,680,578.26	\$ 30,578.26	\$ 30,578.26	\$ 330,559.26	\$ 2,131,050.56	
Totals Bond Proceeds						\$ 5,211,157.37	\$ 5,211,157.37		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	
Totals Other						\$ 1,471,274.33	\$ 1,471,274.33		\$ -	\$ -	\$ -	\$ -	\$ -	\$ 670,764.00	\$ 670,764.00	
Grand total - This Page						\$33,457,770.70	\$33,132,570.70		\$28,178.26	\$ 30,578.26	\$ 1,680,578.26	\$ 30,578.26	\$ 30,578.26	\$ 1,001,323.26	\$ 2,801,814.56	

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*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

RPTTF - Redevelopment Property Tax Trust Fund Bonds - Bond proceeds Other - reserves, rents, interest earnings, etc

LMIHF - Low and Moderate Income Housing Fund Admin - Successor Agency Administrative Allowance

DRAFT RECOGNIZED OBLIGATION PAYMENT SCHEDULE
Per AB 26 - Section 34177 (*)

[illegible]

* The Preliminary Draft Recognized Obligation Payment Schedule (ROPS) is to be completed by 3/1/2012 by the successor agency, and subsequently be approved by the oversight board before the final ROPS is submitted to the State Controller and State Department of Finance by April 15, 2012. It is not a requirement that the Agreed Upon Procedures Audit be completed before submitting the final Oversight Approved ROPS to the State Controller and State Department of Finance.

*** Funding sources from the successor agency: (For fiscal 2011-12 only, references to RPTTF could also mean tax increment allocated to the Agency prior to February 1, 2012.)

Bonds - Bond proceeds

Other - reserves, rents, interest earnings, etc.

~~Administrative Cost Allowance caps are 5% of Form A 6-month totals in 2011-12 and 3% of Form A 6-month totals in 2012-13. The calculation should not factor in pass through payments paid for with RPTTF in Form D~~



Meeting Date: 05/8/12

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☒ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☐ Other _____

Prepared By: Kymberly Horner K.H. Agenda Item No. 0-5Reviewed By: City Manager [Signature] City Attorney [Signature] Finance [Signature] Other N/A

DATE: May 1, 2012

TO: Community Development Commission Successor Agency

FROM: Curtis P. Cannon, Director
Community Development Successor AgencyCurtis P. CannonSUBJECT: Successor Agency Administrative Budget for the Period of July 1, 2012 –
December 31, 2012**RECOMMENDATION**

That the Community Development Commission Successor Agency ("Successor Agency"), adopt a resolution approving an administrative budget for the period July 1, 2012, through December 31, 2012.

DISCUSSION

ABx1 26 requires that the Successor Agency adopt an administrative budget to be approved by the Oversight Board and submitted to the California State Department of Finance ("DOF"). Successor agencies are entitled to an administrative allowance, subject to approval of the oversight board. The administrative allowance is up to five percent (5%) of the eligible property tax allocated to the successor agency for FY 2011-12 and three percent (3%) each year thereafter. The amount shall not be less than \$250,000 for any fiscal year unless agreed to by the successor agency.

Today's recommended action is to adopt by resolution, the Successor Agency administrative budget for the period of July 1, 2012, through December 31, 2012, in the amount of \$956,198.16.

Disclaimer

Successor Agency staff is hereby authorized to administratively amend the Administrative Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the DOF and also to make corresponding adjustments based on changes to the ROPS, provided, however, that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the DOF. The Successor Agency reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency

reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

FINANCIAL IMPACT

Approval of this action does not in itself create obligations and has no financial impact.

Attachment #1 – Resolution to Adopt an Administrative Budget for the Period of July 1, 2012, through
December 31, 2012

CITY OF OXNARD COMMUNITY DEVELOPMENT
COMMISSION SUCCESSOR AGENCY

RESOLUTION NO. _____

RESOLUTION OF THE CITY OF OXNARD COMMUNITY
DEVELOPMENT COMMISSION SUCCESSOR AGENCY
ADOPTING THE AGENCY'S ADMINISTRATIVE BUDGET
FOR THE PERIOD OF JULY 1, 2012 THROUGH DECEMBER
31, 2012

WHEREAS, ABx1 26 requires the Community Development Commission Successor Agency ("Successor Agency") to adopt an administrative budget for the period of July 1, 2012, through December 31, 2012, to be approved by the Oversight Board of the Successor Agency and submitted to the Department of Finance; and

WHEREAS, the Successor Agency Director has prepared the Successor Agency budget for the Board of Directors of the Successor Agency for its review; and

WHEREAS, the Successor Agency Board acknowledges its interest in enabling the Executive Director to conduct the Successor Agency's business in the most efficient and effective manner possible; and

WHEREAS, all necessary changes and modifications have been made to said budget pursuant to ABx1 26; and

WHEREAS, the Successor Agency Board of Directors has examined the budget and finds that it is a sound plan for the operations of the Successor Agency.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Successor Agency that:

Section 1. The Board of Directors has studied the budget and finds that it is a sound plan for the operations of the Successor Agency and the budget is hereby adopted as presented. The budget schedule is attached hereto as "Exhibit A" and made a part hereof.

Section 2. Successor Agency staff is hereby authorized to administratively amend the Administrative Budget in order to remove therefrom line items which are subsequently disapproved by the Oversight Board and/or the California Department of Finance and also to make corresponding adjustments based on changes to the ROPS, provided, however, that none of such authorization, removal or adjustment shall be deemed to be, nor are they intended as, an acknowledgment of the validity of ABx1 26 or such action by the Oversight Board and/or the California Department of Finance. The Successor Agency

ATTACHMENT 1

reserves all rights of the Successor Agency to challenge the validity and/or application of any or all provisions of ABx1 26 in any administrative or judicial proceeding, without prejudice to the Successor Agency's right to list any such removed item on this or a future ROPS. The Successor Agency reserves the right to pursue any and all appeals and any available legal or equitable remedy provided or available by law to obtain the correction of any erroneous decision regarding the ROPS.

PASSED, APPROVED and ADOPTED this _____ day of _____, 2012, by the following vote:

AYES:

NOES:

ABSENT:

Dr. Thomas E. Holden
Successor Agency Board Chair

ATTEST:

Daniel Martinez
Successor Agency Secretary Designate

APPROVED AS TO FORM:



Alan Holmberg
Successor Agency General Counsel
5.3.12

Exhibit A

**Successor Agency Budget
Period July 1, 2012- December 31, 2012**

	Description	Payments by Month						
		July 2012	August 2012	September 2012	October 2012	Nov 2012	Dec 2012	Total
Personnel Services	Salaries and Benefits Admin and Housing	67,222.34	67,222.34	67,222.34	67,222.34	67,222.34	67,222.34	\$ 403,334.04
Materials and Supplies	Postage Suscriptions Office Supplies Minor Equipment	1,837.50	1,837.50	1,837.50	1,837.50	1,837.50	1,837.50	\$ 11,025.00
Contracts and Services	Legal Counsel, Other Prof Contractors, Real Estate, Printing, Binding and Advertising	12,837.50	12,837.50	12,837.50	12,837.50	12,837.50	12,837.50	\$ 77,025.00
Maintenance Services	Reimbursements, Rental Vehicle, Service Equipment	17,100.34	17,100.34	17,100.34	17,100.34	17,100.34	17,100.34	\$ 102,602.04
Other Services	Legal Advocacy, External Phone, Cell Phone, Voice mail	719.34	719.34	719.34	719.34	719.34	719.34	\$ 4,316.04
Fixed Charges	Data Process, Liability Ins, Indirect Charges, Prorated Charges Facility Rental	59,649.34	59,649.34	59,649.34	59,649.34	59,649.34	59,649.34	\$ 357,896.04
Total		\$159,366.36	\$159,366.36	\$159,366.36	\$159,366.36	\$159,366.36	\$159,366.36	\$956,198.16



ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☒ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other: _____	☐ _____

Prepared By: Brad Windsor, Assistant Fire Chief

BW

Agenda Item No.

0-6

Reviewed By: City Manager

JRB

City Attorney

BK

Finance

JC

Other (Specify)

DATE: April 30, 2012

TO: City Council

FROM: Michael O'Malia, Interim Fire Chief
Fire Department

Michael O'Malia

SUBJECT: Fire Station 8 Project Lease Financing Structure

RECOMMENDATION

That City Council authorize staff to negotiate lease financing for the Fire Station 8 Project with Oxnard Fire Station, LLC.

DISCUSSIONBackground

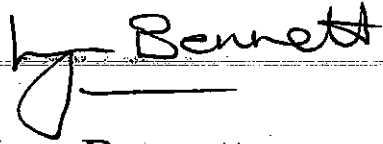
In June of 2005, the Fire Department published a 10-year strategic plan. The plan was developed to outline strategic and administrative objectives to meet projected growth and to continue to provide the community with a more integrated, comprehensive, and innovative approach to citywide risk reduction and risk management. The plan provided detailed analysis of historical response activity to determine factors that affect current levels of performance and to outline objectives to meet future service demands.

The plan identified several major contributing factors that affect fire department performance. The factor is that population growth drives emergency response times. Oxnard's population has grown quickly and will continue to grow. The fire department's staffing has not grown at the pace of population. As a result, the fire department's staffing levels are significantly less than comparable California communities and the current response time objectives are not being achieved.

The study contained a variety of recommendations to improve fire and emergency service. These included modifications to the road system, staffing and fire station location changes and use of technology to mitigate the effect of population growth and increased demands for service.

The plan presented fire station staffing options that included a nine station staffing plan and a ten station staffing plan. The fire station staffing options were developed after performing extensive analysis of historical station response and incorporated the use of a station location computer modeling

The following two (2) pages were added 05-07-12.
Missing from the original agenda packet that was
distributed 05-03-12.

A handwritten signature in black ink, appearing to read "Lyn Bennett". The signature is written in a cursive style with a horizontal line extending from the end of the name.

Lyn Bennett
Deputy City Clerk

Park site was determined to be an optimum location for a new fire station to serve the needs of south Oxnard. This site in south Oxnard not only provides service to the south end of town but also provides quick access to other areas of the City for emergency response.

Currently, the Fire Department has seven fire stations located throughout the City. The stations respond to both emergency and non-emergency calls for service, along with performing a wide range of educational and prevention programs for the community. The department responds to approximately 13,000 calls for service annually that require approximately 18,000 individual unit responses. The 2005 strategic plan set a benchmark goal of 1250 responses annually per station as the optimum level to maintain adequate services for the residents. All seven existing stations exceed the benchmark, with the busiest station exceeding 3,200 calls per year.

The proposed College Park station would be designed as a "headquarters" station housing a fire engine, aerial ladder truck and a battalion chief response vehicle. Staffing for the station would include, for each of three shifts, a fire battalion chief, two fire captains, two fire engineers and 3 firefighters to staff the equipment for a total of 24 new positions. The Fire Department researched several financing options to build the proposed new station. The challenge was to find a structure that allowed the City to build a new station under the current economic situation. The construction and outfitting costs for a new station, response vehicles, equipment and furnishings are substantial. The Fire Department proposed a design-build-finance concept which provides a turnkey solution that has proven successful and cost effective in other jurisdictions.

In May 2011, the City Council approved the use of Measure "O" ½ cent sales tax to fund the proposed College Park Fire Station #8, including apparatus and staffing.

The City issued requests for proposals for the design-build-finance of the College Park Fire Station #8. Proposals were received from 11 teams with Lutzky + HMC Group receiving the highest rating. Oxnard Fire Station, LLC was identified as the financing vehicle for the development of the project.

City staff is in contact with the County and the State concerning use of this portion of College Park for a fire station.

Financing Structure

The recommended financing structure consists of a series of leases between the City and the Oxnard Fire Station, LLC, a California limited liability company (OFS), whose sole member is the Community Finance Corporation, a nonprofit corporation. The OFS would borrow the construction funds from the California Municipal Finance Authority, which would issue revenue bonds for this purpose. The City would enter into (1) a ground lease with OFS to lease the site to the OFS, (2) a facilities lease to lease the facility from the OFS and (3) an equipment lease to lease the apparatus from the OFS.

A summary of the financing arrangements is set forth in Attachment No. 1.

FINANCIAL IMPACT

While there is no financial impact with this action, if negotiations are successful, staff would return to the City Council for approval of the various leases and obligation of Measure "O" funds.

Attachment No. 1 – California Municipal Finance Authority Revenue Bonds (Oxnard Fire Station Project) 2012 Series

**California Municipal Finance Authority
Revenue Bonds (Oxnard Fire Station Project) 2012 Series**

Summary of the Financing

California Municipal Finance Authority, a joint exercise of powers agency duly established under the laws of the State of California (the "Issuer"), will issue its Revenue Bonds (Oxnard Fire Station Project) 2012 Series (the "Bonds") for the purpose of making a loan to Oxnard Fire Station, LLC, a California limited liability company (the "Borrower/Owner"), whose sole member is Community Finance Corporation, an Arizona nonprofit corporation (the "Member") which has received a determination letter from the Internal Revenue Service recognizing the Member as exempt from taxation under Section 501(a) of the Internal Revenue Code of 1986 (the "Code") because it is described in Section 501(c)(3) of the Code. The Borrower/Owner will use such loan proceeds to finance the construction of a fire station and the acquisition of certain major apparatus meeting the requirements of the City of Oxnard (the "City"), which fire station and major apparatus will be leased to the City pursuant to the Equipment Lease Agreement and the Facilities Lease Agreement, respectively.

The Borrower/Owner will enter into a Development Agreement/Design-Build Agreement with Lutzky + HMC Group (the "Developer") pursuant to which the Developer will oversee the development and construction of the fire station and the acquisition of the major apparatus.

The City will enter into a Ground Lease with the Borrower/Owner pursuant to which the City will lease the site on which the fire station will be constructed. The City and the Borrower/Owner will enter into a Facilities Lease Agreement pursuant to which the City will lease the fire station on a triple-net-lease basis and having terms substantially similar to that found in the Master Lease and Option to Purchase relating to the recently issued City of Oxnard Financing Authority Lease Revenue Refunding Bonds, Series 2011 (see attached). The City and the Borrower/Owner will also enter into an Equipment Lease Agreement pursuant to which the City will lease the major apparatus. At the end of the lease terms (or upon exercise of its option to purchase), the fire station and the major apparatus will revert to the City.

The Issuer, the Borrower/Owner and a bond trustee (the "Trustee") will enter into an Indenture of Trust pursuant to which the Bonds will be issued. The Bonds will be secured by a pledge of the loan payments made by the Borrower/Owner's, which loan payments are secured and payable solely from rent payments received by the Borrower/Owner from the City under the Facilities Lease Agreement and the Equipment Lease Agreement.

Responsibilities of the City

In addition to negotiating the terms of and executing the Ground Lease, Equipment Lease Agreement and the Facilities Lease Agreement, the City will required to provide the following assistance in connection with the issuance of the Bonds:

- Provide City financial information necessary to prepare the Preliminary Official Statement and Final Official Statement relating to the Bonds.
- Enter into a Continuing Disclosure Agreement agreeing to provide annual report and notice of enumerated events.
- Host a TEFRA hearing.
- City Attorney to provide a standard opinion letter substantially similar to the opinion letter rendered in connection with the City of Oxnard Financing Authority Lease Revenue Refunding Bonds, Series 2011 (includes enforceability, due organization, no conflict, no litigation and negative 10(b)-5 assurance).
- City representative to execute a standard incumbency, signature and no litigation certificate and a 15c2-12 certificate.



Meeting Date: 05/08/12

ACTION	TYPE OF ITEM
☐ Approved Recommendation	☐ Info/Consent
☐ Ord. No(s). _____	☐ Report
☐ Res. No(s). _____	☐ Public Hearing (Info/consent)
☐ Other _____	☒ Study Session

Prepared By: James Cameron

Agenda Item No. R-1

Reviewed By: City Manager *JEB* City Attorney *DA* Finance *BR* Other (Specify) _____

DATE: April 12, 2012

TO: City Council

FROM: James Cameron
Chief Financial Officer

SUBJECT: Requests for Proposal, Qualifications, and Bids

RECOMMENDATION

That City Council receive a presentation on the use of Requests for Proposal (RFP), Qualifications (RFQ), and Bids (RFB).

DISCUSSION

Council has asked staff to prepare a presentation on the use of Requests for Proposal (RFP), Qualifications (RFQ), and Bids (RFB). The attached matrix provides a summary of these contracting processes.

FINANCIAL IMPACT

None.

JC:tr

Attachment - Matrix of RFPs, RFQs and RFBs

Matrix of RFP, RFQ, and RFB

	Purpose/Use	Selection Basis
Request for Proposals (RFP)	- Contracting for professional and other services and certain equipment - Price is negotiated	Qualifications of proposer and quality of proposal in meeting requirements
Request for Qualifications (RFQ)	- Similar to RFP - Used to gather vendor information to generate a pool of prospects meeting technical criteria - Final selection through RFP, but may lead to direct negotiations	Short list based on technical criteria
Request for Bids (RFB)	- Contracting for equipment, supplies, trade services, and public projects (construction) - Bids based on defined product specifications or plans and specifications for construction	Lowest price of responsible responsive bidders